



TENTATIVE AGENDA

Regular Meetings of the CAPITOLA CITY COUNCIL/ REDEVELOPMENT AGENCY

Thursday, July 10, 2008

5:30 P.M. - CLOSED SESSION - CITY MANAGER'S OFFICE CAPITOLA REDEVELOPMENT AGENCY & CITY COUNCIL

An announcement regarding the items to be discussed in Closed Session will be made in the City Hall Council Chambers prior to the Closed Session. Members of the public may, at this time, address the City Council/Redevelopment Agency Directors on closed session items only.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Govt. Code §54956.9a)

Save the Habitat vs. City of Capitola (Rispin Mansion Project)

Soquel Union Elementary School District vs. City of Capitola

Surf & Sand LLC vs. City of Capitola (Surf & Sand Mobile Home Park)

Vieira Enterprises vs. City of Capitola (Cabrillo Mobile Estates)

CONFERENCE WITH LABOR NEGOTIATORS (Govt. Code §54957.6)

Bargaining Unit: Police Captains

Negotiator: Rich Hill, City Manager

6:40 P.M. – CAPITOLA REDEVELOPMENT AGENCY

A. ROLL CALL

Directors Storey, Begun, Graves, Termini, and Chairperson Nicol

B. ORAL COMMUNICATIONS

Oral Communications allows time for members of the Public to address the Redevelopment Agency on any item not on the Agenda. Presentations will be limited to three minutes per speaker. All speakers must address the entire RDA Board and will not be permitted to engage in dialogue. All speakers are requested to print their name on the sign-in sheet located at the podium so that their name may be accurately recorded in the Minutes.

C. CONSENT CALENDAR

All matters listed under "Consent Calendar" are considered by the Agency to be routine and will be enacted by one motion in the form listed below. There will be no separate discussion on these items prior to the time the Directors vote on the action unless members of the public or the Agency request specific items to be discussed for separate review.

1. Approval of RDA Minutes – Regular Meetings of May 22, 2008 and June 12, 2008
2. Approval of RDA Check Register Report

D. PUBLIC HEARINGS – None

E. REGULAR BUSINESS

1. Contracts for Administration of Housing Programs during Fiscal Year 2008-09. Staff recommendation: Approve Contracts with the Housing Authority of the County of Santa Cruz, the Community Action Board of Santa Cruz County and Goldfarb and Lipman for Legal Services related to Agency Housing Activities.
2. Rispin Preliminary Site Preparation. Staff recommendation: direct staff to negotiate and prepare a Right of Entry Agreement for Preliminary Site Preparation on the Rispin Property.

F. ADJOURNMENT

Adjourn to a Regular Meeting of the Capitola Redevelopment Agency to be held on Thursday, July 24, 2008, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

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REGULAR MEETING OF THE CITY COUNCIL

(Immediately following the Redevelopment Agency Meeting)

ROLL CALL AND PLEDGE OF ALLEGIANCE

Council Members Storey, Begun, Graves, Termini, and Mayor Nicol

1. REPORT ON CLOSED SESSION

2. ORAL COMMUNICATIONS

A. Additions and Deletions to Agenda

B. Public Comments

A MAXIMUM of 30 MINUTES is set aside for Oral Communications at this time

- o *Presentations will be limited to THREE MINUTES per speaker*
- o *Individuals may not speak more than once during Oral Communications*
- o *All speakers must address the entire Council and will not be permitted to engage in dialogue.*

All speakers are requested to print their name on the sign-in sheet located at the podium so that their name may be accurately recorded in the Minutes.

C. Staff Comments

2. ORAL COMMUNICATIONS - Continued

D. City Council/Treasurer Comments/Committee Reports

Council Members/City Treasurer may comment on matters of a general nature or identify issues for staff response or future council consideration. Council Members/Committee Representatives may present oral updates from standing committees at this time.

E. Committee Appointments

Council Members/Committee Representatives may present oral updates from standing committees at this time. Committee appointments may also be made by the City Council at this time.

F. Approval of Check Register Report

3. **CONSENT CALENDAR**

All matters listed under "Consent Calendar" are considered by the City Council to be routine and will be enacted by one motion in the form listed below. There will be no separate discussion on these items prior to the time the Council votes on the action unless members of the public or the Council request specific items to be discussed for separate review. Items pulled for separate discussion will be considered following "Other Business."

A. Approve Reading by Title of all Ordinances and Resolutions and declare that said Titles which appear on the Public Agenda shall be determined to have been read by Title and Further Reading Waived.

B. Approve City Council Minutes – Minutes of the Joint Working Session of the City Council and the Board of Trustees of the Soquel Union Elementary School District of June 5, 2008, the Special Meeting of June 11, 2008, the Regular Meeting of June 12, 2008, and the Adjourned Closed Session Meetings of June 16 and 18, 2008.

C. Receive Planning Commission Action Minutes for the Regular Meeting of July 3, 2008.

D. Approve Special Event Permit Request from the Capitola Commission on the Environment for the Second Capitola Water Festival to be held in Esplanade Park on Saturday, October 4, 2008, from 8:30 a.m. to 4:30 p.m., and approve a Grant in the Amount of \$463.00 to Cover City Permit Fees for the Event.

3. CONSENT CALENDAR - Continued

- E. Adopt Resolution Amending the FY2007/2008 General Fund Budget Increasing the Police Department's Law Enforcement Materials and Supplies Budget by \$26,000 and amending the Police Department's FY 2007/08 Lifeguard and Animal Services budgets, authorizing salary savings and material and supply balances from these respective budgets, totaling \$26,000, be utilized to fund increased revenues and expenditures for the Police Department's Law Enforcement Materials and Supplies budget.
- F. Adopt Resolution Amending the FY 2007/2008 City Manager's Contract Services Unanticipated Events Budget Transferring \$5,625 to the Police Department's General Fund Budget to Supplement the Purchase of Portable Police Radios.
- G. Adopt Ordinance Amending Section 16 of Ordinance No. 880 by Extending the Termination Date of an Existing Transactions and Use Tax of the City of Capitola to be Administered by the State Board of Equalization (2nd Reading).
- H. Approve Contract with Julianne Ward for Consulting Services Related to the Housing Element Update During FY 2008-2009.
- I. Approve Contract with the Housing Authority of the County of Santa Cruz for the Administration of Housing Programs during Fiscal Year 2008-09.
- J. Approval of a Block Party Grant Request in the amount of \$198.47 for the Special Event Permit for a Block Party on the 500 Block of Oak Drive to be held on Sunday July 20, 2008, from 10 AM to 7 PM.

4. PUBLIC HEARINGS

Public Hearings are intended to provide an opportunity for public discussion of each item listed as a Public Hearing. The following procedure is followed for each Public Hearing listed: 1) Staff Explanation; 2) Public Discussion; 3) Council Comments; 4) Close public portion of the Hearing; 5) City Council discussion; and 6) Decision.

NOTE: Any person seeking to challenge a City Council decision made as a result of a proceeding in which, by law, a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that court action within ninety (90) days following the date on which the decision becomes final as provided in Code of Civil Procedure §1094.6. Please refer to code of Civil Procedure §1094.6 to determine how to calculate when a decision becomes "final." Please be advised that in most instances the decision becomes "final" upon the City Council's announcement of its decision at the completion of the public hearing. Failure to comply with this 90-day rule will preclude any person from challenging the City Council decision in court.

4. PUBLIC HEARINGS – Continued

- A. Public Hearing on Project Application #07-032 - 1750 41st Avenue: Appeal of a Planning Commission Denial of an Architectural and Site Review for an Exterior Remodel to an Existing Retail Store (Long's Drugs), a Sign Permit, and Amendment of a Conditional Use Permit to Add a Drive-Thru Pharmacy in the CC (Community Commercial) Zoning District. (APN 034-131-16) Property Owner: Long's Drugs, Inc.; Applicant: Laile Giansetto, PSM Architects, Inc. Presentation: Community Development Department.

NOTE: THE APPLICANT HAS REQUESTED THAT THIS PUBLIC HEARING BE CONTINUED TO THE NEXT CITY COUNCIL MEETING TO BE HELD ON THURSDAY, JULY 24, 2008.

- B. Public Hearing to Consider Increasing the Parking Meter Rate in Meter Zone A (Village Area) and Adopt Ordinance Amending Section 10.36.055 B.2. of the Capitola Municipal Code. [1st Reading] Presentation: Finance Director.

5. OTHER BUSINESS - None

AT THIS POINT, ITEMS REMOVED FROM CONSENT CALENDAR WILL BE CONSIDERED

6. ORAL COMMUNICATIONS**7. ADJOURNMENT**

Adjourn to the next Regular Meeting of the Capitola City Council to be held on Thursday, July 24, 2008, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.