

September 11, 2008
 Capitola, California

CAPITOLA CITY COUNCIL

MINUTES OF A REGULAR MEETING

6:00 P.M. CLOSED SESSION – CITY MANAGER'S OFFICE CAPITOLA REDEVELOPMENT AGENCY & CITY COUNCIL

At 6:00 p.m. in the City Hall Council Chambers, Mayor/Chairperson Nicol noted that all City Council Members/Redevelopment Agency Directors were present, and he made an announcement regarding the items to be discussed in Closed Session, as follows:

CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Govt. Code §54956.8)

Property: 504 Beulah Drive
 City Negotiator: Public Works Director
 Under Negotiation: Sale of City Property

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

CONFERENCE WITH LABOR NEGOTIATORS (Govt. Code §54957.6)

Bargaining Unit: Police Captains
 Negotiator: Rich Hill, City Manager

Mayor/Chairperson Nicol asked if anyone wished to address items on the Closed Session agenda. Seeing no one, the council/agency recessed at 6:03 p.m. to the closed session.

REGULAR MEETING OF THE REDEVELOPMENT AGENCY

(See Capitola Redevelopment Agency Minutes)

REGULAR MEETING OF THE CITY COUNCIL

Mayor Nicol called the Regular Meeting of the City Council to order at 7:15 p.m. in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

ROLL CALL AND PLEDGE OF ALLEGIANCE

PRESENT: Council Members Sam Storey, Robert "Bob" Begun, Ron Graves, Michael Termini and Mayor Kirby Nicol; City Treasurer Tony Gualtieri

ABSENT: None

STAFF: City Manager Rich Hill, City Attorney John G. Barisone, Finance Director Lauren Lai, Acting Community Development Director Anthony "Bud" Carney, Public Works Director Steve Jesberg, Chief of Police Rick Ehle, Assistant to the City Manager Lisa Murphy, and City Clerk Pamela Greeninger

Prior to commencing the meeting, Mayor Nicol said this day is the anniversary of the terrible act of violence against our country that occurred on 9-11-2001. He asked that everyone pause for a moment of silence in respectful memory of all the Americans who died on that day.

*** PRESENTATIONS ***

Introduction of Kurt Edwards, Sports Coordinator for the Capitola Recreation Department

Mayor Nicol announced that Kurt Edwards was not able to attend tonight's meeting; his introduction would be rescheduled for a future council meeting.

PRESENTATIONS (Continued)

**Santa Cruz Public Libraries' Annual Report
by Anne Turner, Director of Libraries [230-10]**

Mayor Nicol introduced Anne Turner, Director of Libraries, City/County Public Libraries, who provided a verbal report based on the written Annual Report provided to the City Council in the agenda packet. Ms. Turner responded to questions of council members pertaining to how the efficiency of the library operation is measured, the increased check-out level with the same staffing level, the decrease in number of queries for reference, why Capitola's collection went down, future WiFi availability, etc. There was also discussion regarding libraries of the future and location of a permanent library in Capitola.

Mayor Nicol thanked Anne Turner for her report. Council Member Termini announced that Ms. Turner would be retiring this year, and she would be missed.

**Presentation by Police Officer Barry Duggan
Regarding the Capitola Police Department Explorer Program**

Chief of Police Ehle introduced Police Officer Barry Duggan who provided information regarding the Police Department Explorer Program. Officer Duggan explained his experience as an Explorer and his desire to provide local youth with an opportunity to get involved in law enforcement. He said the age group for Explorers is from 14 to 20 years of age. His goal is to have about 10 Explorers in the program by the end of the year. Officer Duggan explained that Explorers learn the basics of police work, go on ride-alongs with police officers, and participate in Explorer competitions held statewide.

Council Member Storey asked what type of outreach is being taken and who to contact if someone were interested in applying for the program. Officer Duggan said he would be going out to the local schools and that the information is on the city's website. City Manager Hill provided the city's website.

Mayor Nicol complimented Officer Duggan for his work in this program and for his report.

1. REPORT ON CLOSED SESSION [520-25]

City Attorney Barisone said the items discussed in Closed Session were those items listed on the posted agenda. He noted that Council Member Termini recused himself from discussion on the Existing Litigation item pertaining to Save the Habitat vs. City of Capitola.

Real Property Negotiations – 504 Beulah Drive - City Attorney Barisone reported that City Manager Hill and Public Works Director Jesberg provided an update regarding ongoing negotiations pertaining to the sale of the 504 Beulah Drive property. Although no reportable action was taken in Closed Session, the city council directed the City Attorney to announce that the city has obtained an appraisal for the property to be used by the city for the potential sale of that property. The Council approved making the appraisal public, and City Attorney Barisone said it would be available for public viewing at Capitola City Hall.

Soquel Union Elementary School District vs. City of Capitola - Council Members Storey and Termini provided a status report regarding ongoing negotiations pertaining to the implementation of the judgment in that case. The City Council gave direction to Council Members Storey and Termini concerning ongoing negotiations but took no reportable action in Closed Session.

With respect to Labor Negotiations with the Police Captains' Bargaining Unit, the city's negotiator, City Manager Hill, provided a status report relative to ongoing negotiations and received instructions regarding those negotiations. No reportable action was taken.

Save the Habitat vs. City of Capitola – City Attorney Barisone said he provided the council with an update on settlement negotiations in this matter. He said the parties are optimistic that a settlement has been reached which will be confirmed in court on Monday morning, September 15, at 8:30 a.m. in Dept. 4. No reportable action was taken in Closed Session.

2. ORAL COMMUNICATIONS**A. Additions and Deletions to Agenda – None****B. Public Comments**

1) Darcy Horton introduced herself as a representative of the Capitola Village Resident's Association.

2) Dennis Norton, representing the Capitola Art & Cultural Commission, presented the City with a check from the Capitola-Soquel Chamber of Commerce in the amount of \$13,841.09, for the Sea Wall Tile Art Project. Mr. Norton reported that not one tile was broken, and he acknowledged the personal commitment of Linda Lucchesi who made sure all 1,200+ tiles were safely installed on the sea wall and around the palm tree.

On behalf of the city, Mayor Nicol personally extended his thanks to Dennis Norton for his leadership in this effort, as well as to all the members of the Art & Cultural Commission who participated in this project. He said it was a great vision and congratulated Mr. Norton on a great community project. Dennis then announced that there would be a Sea Wall Tile Unveiling Event on Sunday, October 12, at 10 a.m.

3) Council Member Graves asked what projects the Art & Cultural Commission might be working on in the future. Dennis Norton said they have been discussing some kind of sculpture at the jetty. Council Member Graves commented on an article in the Sentinel newspaper regarding the ongoing City of Santa Cruz Art Project on transformers and above ground utility boxes that were targets for graffiti.

4) Council Member Termini shared a story from the Art & Wine Festival where a woman stopped him to show him the photo of her tile, which she keeps in her wallet.

5) Frederick Coquelin, President of the Cabrillo Mobile Home Park Homeowners, said the residents are very frustrated with the park owner who has not paid what he owes the residents for the service reduction award. Mayor Nicol asked if the City Attorney had any information he could provide to Mr. Coquelin. City Attorney Barisone said he would check with the attorneys in his office handling this matter. He commented on Mr. Vieira's right to appeal. Council Member Termini said nothing is being done in that park. Council Member Storey asked legal counsel if it would be incumbent upon the HOA to file a new petition for service reduction, given the ongoing situation at the park. City Attorney Barisone responded to various questions of council members and Mr. Coquelin.

C. Staff Comments – None**D. City Council/Treasurer Comments/Committee Reports**

1) City Treasurer Gualtieri wished to bring to the attention of the public that once again Finance Director Lauren Lai has done an excellent job on the budget. He went on to say he has a problem with this budget because it is not in compliance with a fundamental Financial Policy that the council adopted in 2000 and reaffirmed in 2004, and, as City Treasurer, he has a responsibility to inform everyone. That policy states that we do not budget proposed expenditures in excess of the revenue we expect to receive in the same timeframe of that particular year. He said this budget exceeds expenditures by \$164,000, and he wished to bring that information forward. City Treasurer Gualtieri said the council needs to be mindful there may be pitfalls down the line.

2) Council Member Termini commented on the Capitola Art & Wine Festival and commended the Capitola-Soquel Chamber of Commerce on a great event.

3) Council Member Storey reported that at the Monterey Bay Unified Air Pollution Control District Board meeting, the board granted about one-half million dollars in Santa Cruz County for local projects that would reduce vehicle trips. He encouraged the city to consider applying for a grant for the city's shuttle program, as he believes it would score well. Council Member Storey also noted that on September 15 the free parking at Pacific Cove would end. He wonders if there will be any noticing that the parking is no longer free, and he suggested having a transitional period.

2. D. ORAL COMMUNICATIONS (Continued)

4) Council Member Termini reported on the city's procurement of financial software and said the premiere program being considered has reduced its price.

5) Council Member Begun discussed working on the city's float for the Begonia Festival, and he congratulated all the volunteers who participated.

6) Council Member Graves announced that AMBAG would be celebrating its anniversary and the retirement of the Executive Director, Nick Papadakis, on November 7, 2008, at the Hyatt in Monterey.

7) Mayor Nicol reported that he was part of a select committee comprised of members of the council, staff, representatives from the profession, and members of the community, who reviewed the applicants for the city's Community Development Director position, and he discussed the rigorous process applicants went through.

E. Committee Appointments – NoneF. Approval of Check Register Report [300-10]

Staff responded to questions from council members regarding the contingency reserve fund balance, cash flow shortages, the progress payment on the 41st Avenue bridge project, and Check #56527 to Wells Fargo Bank for the Brookvale Terrace, Auto Plaza, Loma Vista bond payment.

Council discussion was followed by this action:

ACTION: Council Member Termini moved, seconded by Council Member Graves, to approve Check Register Reports dated August 8, 15, 22 and 29, 2008, including checks numbered 56487 through 56529 in the amount of \$581,125.90, checks numbered 56530 through 56584 in the amount of \$62,783.88, checks numbered 56585 through 56703 in the amount of \$171,137.33, and checks numbered 56704 through 56782 in the amount of \$205,198.97, and payroll disbursements for August 15, 2008 in the amount of \$244,661.04, and August 29, 2008, in the amount of \$219,074.23, respectively, for a Grand Total of \$1,483,981.35, as submitted. The motion carried on the following vote: AYES: Council Member Storey, Begun, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

3. **CONSENT CALENDAR**

Mayor Nicol read the titles of all items listed under the Consent Calendar and then asked if there were any items members of the council or the public wished to pull for separate discussion. Council Member Graves asked to discuss Items 3.C., D. and F. (See *comments under those items.*)

City Treasurer Gualtieri said he thought there was additional information regarding Item 3.H. Council Member Graves said he intended to pull that item for discussion.

Mayor Nicol advised Item 3.H. would be discussed at the end of the meeting following Other Business Item 5.B. (See *discussion and action beginning on Page 11209.*)

CONSENT CALENDAR ACTION: Council Member Termini moved, seconded by Council Member Storey, to approve the Consent Calendar as recommended, with the exception of Item 3.H., and with Council Member Termini abstaining from the Minutes of August 14 and August 26, 2008, and Mayor Nicol abstaining from the Minutes of June 26, 2008, under Item 3.B. The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None. (Note: Item 3.B.: *Council Member Termini abstained from the minutes of August 14 and August 26, 2008, and Mayor Nicol abstained from the Minutes of June 26, 2008.)

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.

ACTION: The City Council unanimously approved the reading by title of all Ordinances and Resolutions and declared that said titles which appear on the public agenda shall be determined to have been read by title and further reading waived.

3. CONSENT CALENDAR (Continued)

B. Approve City Council Minutes – Regular/Joint Meetings of June 26, 2008, July 24, 2008, August 14, 2008, and the Special Meeting of the Redevelopment Agency and City Council of August 26, 2008.

ACTION: Council Member Termini moved, seconded by Council Member Storey, to approve City Regular/Joint Meetings of June 26, July 24, August 14, 2008, and the Special Meeting of the Redevelopment Agency and City Council of August 26, 2008, as submitted. The motion carried on the following vote: AYES: Council Member Storey, Begun, Graves, *Termini and *Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None. **Council Member Termini abstained from the minutes of August 14 and August 26, 2008, and Mayor Nicol abstained from the Minutes of June 26, 2008.*

C. Receive Planning Commission Action Minutes for the Regular Meeting of September 4, 2008. [740-50]

Prior to action on the Consent Calendar, Council Member Graves expressed his concern regarding the Planning Commission Action Minutes and revisions to that item. He said the copy placed before the Council tonight that was highlighted to show the change is what he needs to see so that he doesn't have to read the entire document to find what the change is.

ACTION: The City Council unanimously approved the Revised Planning Commission Action Minutes for the Regular Meeting of September 4, 2008, as submitted.

D. Adopt Ordinance Amending Capitola Municipal Code Section 5.14.090 Pertaining to False Alarm Fines. [2nd Reading] [480-05/390-20]

Prior to action being taken on the Consent Calendar, Council Member Graves said he does not believe the higher fines will curtail false alarms, and he believes the fines should be higher. City Manager Hill said the fines are actually in Item 3.E., the resolution amending the Bail Schedule. Chief of Police Ehle responded to a question from Council Member Termini regarding the procedure that is followed for false alarms.

ACTION: Council Member Termini moved, seconded by Council Member Storey, to adopt **Ordinance No. 933, Ordinance Amending Capitola Municipal Code Section 5.14.090 Pertaining to False Alarm Fines**, as submitted. The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

E. Adopt Resolution Repealing Resolution No. 3654 and Amending the City's Bail Schedule to Increase Existing Fines and to Add New Fines Pursuant to Adoption of City Council Ordinances. [390-20]

ACTION: Council Member Termini moved, seconded by Council Member Storey, to adopt **Resolution No. 3719, Resolution Repealing Resolution No. 3654 and Adopting a New Bail Schedule for the City of Capitola**, as submitted. The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

F. Receipt of the City's 2008 Conflict of Interest Code Local Biennial Notice. [570-20]

ACTION: Council Member Termini moved, seconded by Council Member Storey, to approve the recommended action as follows:

1. Authorized the City Manager to sign the 2008 Local Agency Biennial Notice for the City of Capitola determining that amendments are necessary; and
2. Directed staff to bring back the necessary amendments to the City's Conflict of Interest Code for adoption no later than its regular meeting on Tuesday, November 25, 2008.

The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

3. CONSENT CALENDAR (Continued)

G. Set Special Meeting Date of Tuesday, December 2, 2008, for the Results of the General Municipal Election to be held on November 4, 2008. [560-10/520-40]

ACTION: Council Member Termini moved, seconded by Council Member Storey, to set a Special Meeting of the City Council for Tuesday, December 2, 2008, at 6 p.m., for the purpose of reporting the results of the city's General Municipal Election, swearing in newly elected officials, and taking other actions necessary pursuant to those results. The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

H. Award contract to Bond Blacktop of Union City for the 2008 Capitola Slurry Seal Program on Capitola Road, Jade Street, 43rd Avenue, and 45th Avenue, in an amount not to exceed \$106,651.60. [940-60/500-10 A/C: Bond Blacktop]

This item was pulled for separate discussion. (See discussion and action on pages 11209 and 11210.)

4. PUBLIC HEARINGS

A. Ordinance Adding Chapter 13.06 to the Capitola Municipal Code Pertaining to State Video Service Franchisees and Implementing the California Digital Infrastructure and Video Competition Act of 2006. (DIVCA) [1st Reading] Presentation: Assistant to the City Manager. [565-70]

Assistant to the City Manager Murphy summarized the written agenda report utilizing a PowerPoint Presentation. She discussed the proposed ordinance and responded to questions of council members. She also informed the council that both Charter & AT&T were notified of the proposed ordinance.

Council Member Storey said it doesn't appear the ordinance applies to internet-based video, and he commented on the migration away from cable-based presentations.

Mayor Nicol opened the public hearing at 8:54 p.m. No one spoke.

Considerable Council discussion was followed by this action:

ACTION: Council Member Termini moved, seconded by Council Member Begun, to pass the proposed Ordinance Adding Chapter 13.06 to the Capitola Municipal Code Pertaining to State Video Service Franchisees and Implementing the California Digital Infrastructure and Video Competition Act of 2006, to a second reading. The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

5. OTHER BUSINESS

A. League of California Cities Conference Resolutions. [150-50]

Council Member Begun said he will be attending the League Conference and voting on behalf of the city on proposed League resolutions and that he was interested in hearing from other council members on those resolutions. Council Member Termini said he agrees with the Resolution relating to the 2-1-1 California telephone system, and he believes it is a positive step. Mayor Nicol agreed. Council Member Graves commented on the Resolution relating to a Comprehensive Statewide Water Infrastructure Plan for additional water. As an environmentalist and fisherman, Council Member Graves said he does not support this approach.

ACTION: Council Member Begun received comments from council members. No action was taken.

5. OTHER BUSINESS (Continued)

B. Report on the 2008 Capitola Rod & Custom Classic Car Show. [1050-70]

Chief of Police Ehle summarized the written agenda report providing background information regarding the Capitola Public Safety & Community Service Foundation and the inception of the 1st Rod & Custom Classic Car Show in 2006.

Mayor Nicol thanked the chief for his comprehensive report.

Council Member Storey asked if drivers of vehicles are asked not to rev up their engines as they arrive and leave the Village area.

Carin Hanna, speaking on behalf of the non-food service businesses in the Village, requested that the number of show cars be limited on Sunday so that Capitola Avenue can be opened to two-way traffic and explained why. The businesses would like to see it made official that Capitola Avenue would be opened to traffic on Sunday.

Chris Thompson, President of the Capitola Public Safety & Community Service Foundation, said the Foundation is an all-volunteer organization with a focus on highlighting and benefiting the City of Capitola. He explained the importance of the car show event and the benefit derived by both food and beverage establishments and retail businesses.

Council Member Begun asked if the Foundation files a report on how it spends its money. Mr. Thompson said the Foundation is a public non-profit organization and reports are open to the public. Council Member Begun requested a copy of the report. Mayor Nicol asked for the Foundation's website and was informed it is: www.capitolasafety.com.

Council Member Graves said he asked for a critique regarding the event, and Chief of Police Ehle has addressed the issues he has heard about from the businesses and members of the public. The one negative thing he has heard relates to the loss of cars on Sunday, and the fact that the Sunday show is not the same as the Saturday show. The one issue he believes should be addressed relates to the number of cars allowed in the show. He discussed the importance of having the opportunity to view the vehicles from all sides.

Council Member Storey commented on Carin Hanna's request to institutionalize opening up Monterey and Capitola Avenues on Sunday, and he asked if the car show could be designed to accommodate that request. Chief of Police Ehle said it was possible to do.

Mayor Nicol said the Rod & Custom Classic Car Show is a great event and a welcome addition to the community calendar. He thanked the Chief of Police, the Fire Chief, the Foundation, the Capitola-Soquel Chamber of Commerce, and others involved in the event.

Council discussion was followed by this action:

ACTION: Council Member Termini moved, seconded by Council Member Storey, to accept the report on the 2008 Capitola Public Safety & Community Service Foundation's 3rd Annual Capitola Rod & Custom Classic Car Show, as submitted. The motion carried unanimously.

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

3. CONSENT CALENDAR (*Items pulled for separate discussion.*)

H. Award contract to Bond Blacktop of Union City for the 2008 Capitola Slurry Seal Program on Capitola Road, Jade Street, 43rd Avenue, and 45th Avenue, in an amount not to exceed \$106,651.60. [940-60/500-10 A/C: Bond Blacktop]

3. H. CONSENT CALENDAR (*Items pulled for separate discussion.*)

Public Works Director Jesberg summarized the written agenda report and informed the council that since the city received such excellent unit prices, staff is recommending that 47th Avenue be added to the project at a cost of approximately \$15,000. He further recommended that the Public Works Director be authorized to negotiate and approve this change order at this time so the work can proceed as soon as the contractor can schedule it.

Council Member Graves explained the reasons he pulled this item, advising that the agenda for the meeting did not fully advise the public of the additional slurry seal on 47th Avenue.

Council Member Graves also said the report did not identify where on 47th Avenue the work would be done. Public Works Director Jesberg said it would be from Portola to Capitola Road. Council Member Graves also stated that he does not think 47th Avenue needs a slurry seal as much as other areas in the city, such as Derby-Trotter. He also commented on a potentially hazardous situation for pedestrians, particularly persons in wheelchairs, at the crosswalk located at 49th Avenue and Capitola Road.

Council Member Termini asked about the street failure at 49th Avenue and Capitola Road. Public Works Director Jesberg said he would be bringing forward a program that would include that and other areas, including the Derby-Trotter neighborhood, at a future meeting.

Mayor Nicol commented on a hole in the left turn lane into Sears from 41st Avenue northbound.

Council Member Storey questioned the funding for the project. He did not understand the second recommendation in the agenda report for a budget resolution amending the 2008-09 budget to designate \$70,000 of fund balance for City Hall Improvements in the Public Works Streets contract services budget. Public Works Director Jesberg advised it should say "slurry seals," not City Hall Improvements.

Council Member Begun requested that the Public Works Director provide the council with a dissertation regarding the various types of streets seals at a future meeting.

City Treasurer Gualtieri commented that the first 2007 funding of \$70,000 mentions Topaz Street and he wondered if that was done. Public Works Director Jesberg said he believed Topaz Street has been done, but he would check on it and let him know.

Council discussion was followed by this action:

ACTION: Council Member Begun moved, seconded by Council Member Termini, to approve the recommended action as follows:

1. Awarded a contract to Bond Blacktop of Union City for the 2008 Capitola Slurry Seal Program on Capitola Road, Jade Street, 43rd Avenue, and 45th Avenue, in an amount not to exceed \$106,651.60, and authorized the City Manager to sign the contract on behalf of the City;

2. Adopted **Resolution No. 3720, Resolution Amending the 2008-09 FY Budget Designating \$70,000 from Undesignated Fund Balance for Slurry Seals in the Public Works Streets Contract Services Budget and Increasing the Expenses by \$70,000**, with correction to paragraph 2 of the recommended action, replacing the words "City Hall Improvements" with "slurry seals;" and

3. Authorized the Director of Public Works to negotiate and approve a contract change order to include 47th Avenue in the scope of work, at the unit prices in the contract, estimated to cost \$15,000.

The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

6. COUNCIL/STAFF COMMUNICATIONS

A) Mayor Nicol reported that the International House of Pancakes plans to move into the vacant Tiny's Restaurant building located on 41st Avenue.

B) Mayor Nicol encouraged everyone to support their local high school and go to the Soquel High Football game on Friday night.

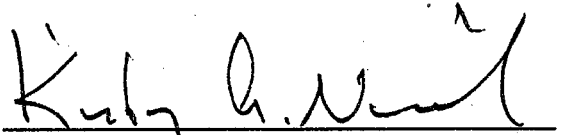
C) Council Member Termini announced the Movie on Capitola Beach this Friday night will be the "Wizard of Oz."

D) Council Member Graves noticed during the Art & Wine Festival there was a banner advertising the Greek Festival in another community on the Union Bank property located at the corner of Bay Avenue and Capitola Avenue. He asked what is happening with respect to permits for such banners/signs.

E) Mayor Nicol said that at 6 a.m. this morning there were unsightly signs hanging from the trestle, and city staff removed the signs by 7 a.m.

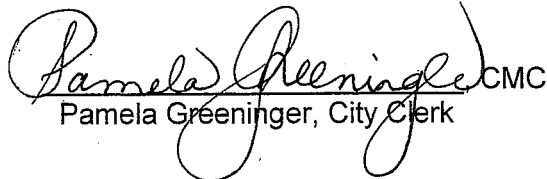
7. ADJOURNMENT

The Capitola City Council adjourned at 9:53 p.m. to its next Regular Meeting to be held on Thursday, September 25, 2008, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.



Kirby A. Nicol, Mayor

ATTEST:



Pamela Greeninger, City Clerk

MINUTES WERE UNANIMOUSLY APPROVED BY THE CITY COUNCIL ON 10/9/08