



AGENDA COVER

CAPITOLA CITY COUNCIL/ REDEVELOPMENT AGENCY MEETING DATE: THURSDAY, JANUARY 8, 2009

CITY COUNCIL CHAMBERS: 420 CAPITOLA AVENUE, CAPITOLA

CLOSED SESSION
REDEVELOPMENT AGENCY MEETING
REGULAR COUNCIL MEETING

5:00 P.M.
6:55 P.M.

Immediately following RDA Meeting

Elected Officials

Robert "Bob" Begun, Mayor
Sam Storey, Vice Mayor
Kirby Nicol, Council Member
Ron Graves, Council Member
Dennis Norton, Council Member

Jacques Bertrand, City Treasurer

Rich Hill, City Manager
John G. Barisone, City Attorney
Pamela Greeninger, City Clerk
Lauren Lai, Finance Director
Steven Jesberg, Public Works Director
Richard Ehle, Chief of Police
Jamie Goldstein,
Community Development Director

Notice regarding City Council Meetings: The City Council meets regularly on the 2nd and 4th Thursday of each month immediately following the Redevelopment Agency Meeting, at approximately 7:00 p.m., in the City Hall Council Chambers located at 420 Capitola Avenue, Capitola.

Notice regarding Redevelopment Agency Meetings: Redevelopment Agency meetings are held on the 2nd and 4th Thursday of each month commencing between 6 p.m. and 7 p.m. The exact time of commencement will be determined by the Executive Director (based upon his/her estimate of time required) and shall be set forth in the notice of meeting posted at the place of meeting in accordance with Govt. Code §54954.2(a). Exceptions are the 2nd meeting in November is held on the 4th Tuesday, and in December when there is only one regular meeting on the 2nd Thursday of the month.

Agenda and Agenda Packet Materials: The City Council/Redevelopment Agency Agenda and the complete Agenda Packet are available on the Internet at the City's website: www.ci.capitola.ca.us. Agendas are also available at the Capitola Post Office located at 826 Bay Avenue, Capitola.

Agenda Document Review: The complete agenda packet is available at City Hall and at the Capitola Branch Library, 2005 Wharf Road, Capitola, on the Monday prior to the Thursday meeting. Need more information? Contact the City Clerk's office at 831-475-7300.

Agenda Materials Distributed after Distribution of the Agenda Packet: Pursuant to Government Code §54957.5, materials related to an agenda item submitted after distribution of the agenda packet are available for public inspection at the Reception Office at City Hall, 420 Capitola Avenue, Capitola, California, during normal business hours.

Americans with Disabilities Act: Disability-related aids or services are available to enable persons with a disability to participate in this meeting consistent with the Federal Americans with Disabilities Act of 1990. Assisted listening devices are available for individuals with hearing impairments at the meeting in the City Council Chambers. Should you require special accommodations to participate in the meeting due to a disability, please contact the City Clerk's office at least 24 hours in advance of the meeting at (831) 475-7300. In an effort to accommodate individuals with environmental sensitivities, attendees are requested to refrain from wearing perfumes and other scented products.

Televised Meetings: City Council/Redevelopment Agency meetings are cablecast "Live" on Charter Communications Cable TV Channel 8 and are recorded to be replayed at 12:00 Noon on the Saturday following the meetings on Community Television of Santa Cruz County (Charter Channel 71 and Comcast Channel 25). Meetings can also be viewed from the City's website: www.ci.capitola.ca.us.



TENTATIVE AGENDA

Regular Meetings of the CAPITOLA CITY COUNCIL/ REDEVELOPMENT AGENCY

Thursday, January 8, 2009

5:00 P.M. - CLOSED SESSION - CITY MANAGER'S OFFICE CITY COUNCIL & CAPITOLA REDEVELOPMENT AGENCY

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 REAL PROPERTY NEGOTIATOR (Govt. Code §54956.8)

Property: Rispin Mansion Property, 2000 & 2005 Wharf Road
APN 035-371-01 & 02
Agency/City Negotiator: Rich Hill, City Manager/RDA Executive Director
Negotiating parties: Rispin Partners LLC, City of Capitola, and City of Capitola
Redevelopment Agency
Under Negotiation: Lease and Development Agreement

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

Surf and Sand, LLC v. City of Capitola
Soquel Union Elementary School District vs. City of Capitola

CONFERENCE WITH LABOR NEGOTIATOR (Govt. Code §54957.6)

Negotiator: Rich Hill, City Manager
Employee Organizations: Association of Capitola Employees, Capitola Police Captains, Capitola Police Officers Association, Confidential Employees, Mid-Management Group, Building Official, Chief of Police, City Manager, Finance Director, Community Development Director, and Public Works Director

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Govt. Code §54957)

Title: City Manager

LIABILITY CLAIMS (Govt. Code §54956.95)

Claimant: Audrey Botelho
Claimant: Ricky Keith Smith

6:55 P.M. – CAPITOLA REDEVELOPMENT AGENCY**A. ROLL CALL**

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

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 Meeting of December 11, 2008
2. Approval of RDA Check Register Report
3. Approve Allocation of RDA Operating Funds toward Road Improvements on 41st Avenue as Part of the City's Pavement Management Program.

D. PUBLIC HEARINGS - None**E. REGULAR BUSINESS - None****F. ADJOURNMENT**

Adjourn to a Regular Meeting of the Capitola Redevelopment Agency to be held on Thursday, January 22, 2009, 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 Graves, Storey, Nicol, Norton, and Mayor Begun

***** PRESENTATIONS *****

Capitola Village Activity Report presented by
Capitola Police Sergeant Darrell Harrison

Mayor's Proclamation
Designating January 2009 National Blood Donor Month

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

- *Presentations will be limited to THREE MINUTES per speaker*
- *Individuals may not speak more than once during Oral Communications*
- *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

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.

- 1) Confirm Planning Commission Appointments of Michael Termini to the Art & Cultural Commission and Gayle Ortiz to the Village Master Plan Advisory Committee

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 – The Special Meeting of December 4, 2008, the Regular Meeting of December 11, 2008, and the Special Meetings of December 18, 30, and 31, 2008.
- C. Receive Planning Commission Action Minutes for the Regular Meeting of December 18, 2008.
- D. Adopt Resolution Setting Interest Rate for Tenant's Security Deposits for 2009 at 0.23%.
- E. Adopt Resolution Authorizing the City Manager to Execute an Amendment to Agreement with the State Board of Equalization for Administration of the City of Capitola Transactions and Use Tax.
- F. Deny Claim of Audrey Botelho for an Unspecified Amount and Forward the Claim to the City's Liability Insurance Carrier.
- G. Deny Claim of Ricky Keith Smith in the Amount of \$46,611 and Forward the Claim to the City's Liability Insurance Carrier.

4. PUBLIC HEARINGS – None**5. OTHER BUSINESS**

- A. Presentation on the Ten Year Plan to End Homelessness by Paul O'Brien, Consultant for the Santa Cruz County Homeless Action Partnership. Staff recommendation: receive presentation.

5. OTHER BUSINESS - Continued

- B. Santa Cruz County Conference & Visitors Council Conversion Study and Intercept Survey Funding Request in the Amount of \$5,000. Staff recommendation: Council direction. If approved, adopt Resolution Amending the 2008/2009 Operating Budget.
- C. Status Report of Citywide Shuttle Program. Staff recommendation: Accept report and direct staff to prepare and advertise an RFP for the 2009 Summer Beach Shuttle Program.
- D. Pavement Management Program Update. Staff recommendation: review and approve street segments for the 2009 Street Resurfacing Project funded by the General Fund and Proposition 1B.
- E. Budget Update and Presentation. Staff recommendation: receive information and provide direction to staff.
- F. Appointment/Reappointment of Standby City Council Members. Staff recommendation: City Council determination.
- G. Annual City Goal Setting Session. Staff recommendation: Council direction to set date for its annual Goal Setting Session.

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

6. COUNCIL/STAFF COMMUNICATIONS

7. ADJOURNMENT

Adjourn to the next Regular Meeting of the City Council to be held on Thursday, January 22, 2009, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.