



TENTATIVE AGENDA

Regular Meetings of the **CAPITOLA CITY COUNCIL/ REDEVELOPMENT AGENCY**

Thursday, March 12, 2009

5:00 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 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 REAL PROPERTY NEGOTIATOR (Govt. Code §54956.8)

Property: 504 Beulah Drive [APN 035-141-33]
City Negotiator: Public Works Director
Under Negotiation: Sale of City Property

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

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Govt. Code §54957)

Title: City Manager

6:40 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 – None
- 2. Approval of RDA Check Register Report

D. PUBLIC HEARINGS – None

E. REGULAR BUSINESS

- 1. Resignation of Capitola Redevelopment Agency Treasurer. Staff recommendation: accept resignation of Treasurer Sean Saldavia effective March 12, 2009, and direct staff to recruit for the vacancy.
- 2. Termination of the Rispin Lease and Development Agreement. Staff recommendation: Provide direction to staff.

F. ADJOURNMENT

Adjourn to a Regular Meeting of the Capitola Redevelopment Agency to be held on Thursday, March 26, 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 * * ***

Certificate of Appreciation to Sean Saldavia
for his Service as the Redevelopment Agency Treasurer

1. REPORT ON CLOSED SESSION

2. ORAL COMMUNICATIONS

- A. Additions and Deletions to Agenda

2. ORAL COMMUNICATIONS - Continued

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) Appointment of One At-Large Member to the Commission on the Environment. Staff recommendation: Council appointment.

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 – None
- C. Receive Planning Commission Action Minutes for the Regular Meeting of March 5, 2009.

3. CONSENT CALENDAR – Continued

- D. Receive City Treasurer's Report for the Month ended January 31, 2009.
- E. Accept the Soquel Creek Lagoon Wetland Filtration Bio-Swale Improvement Project as complete at a final cost of \$338,550 and approve Recordation of the Notice of Completion.
- F. Approve Contract with MV Transportation in the amount of \$19,230 for the 2009 Capitola Beach Shuttle Service.
- G. Approve Annual Contract with Hope Services in an Amount not to exceed \$13,500 for Beach and Esplanade Cleaning.
- H. Approve Special Event Permit for the City of Capitola's 60th Birthday Celebration to be held May 16-17, 2009, in the Capitola Esplanade.
- I. Accept Work Plans to Achieve the Seven City Goals for 2009.
- J. Approve Budget Calendar for the 2009/2010 Fiscal Year.

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

- A. Cost Analysis for the Installation of a Modular Office Building at 504 Beulah Drive. Staff recommendation: Council direction.
- B. Wharf House Restaurant Rent Reduction Request. Staff recommendation: Deny request by Wharf House Restaurant for a rent reduction of 10% for the months of November, December and January.
- C. Agreement for Employment with Richard J. Ehle for Acting Chief of Police. Staff recommendation: Approve Agreement.
- D. Early Retirement Contracts. Staff recommendation: Direct the City Manager to execute four Early Retirement Agreements on behalf of the City for a Police Captain, Maintenance Supervisor, Maintenance Worker, and Administrative Assistant.
- E. Wharf Pile Replacement Project. Staff recommendation: Accept information on bids and award contract.

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

6. COUNCIL/STAFF COMMUNICATIONS

7. ADJOURNMENT

Adjourn to a Regular Meeting of the City Council to be held on Thursday, March 26, 2009, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.