



## TENTATIVE AGENDA

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

Thursday, July 9, 2009

#### **6:00 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: The Rispin 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 vs. City of Capitola

#### **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 June 11, 2009

2. Approval of RDA Check Register Report

##### **D. PUBLIC HEARINGS – None**

**CAPITOLA REDEVELOPMENT AGENCY – Continued**

**E. REGULAR BUSINESS**

- 1. Agency Resolution Authorizing the Redevelopment Agency General Counsel to Cooperate with the League of California Cities, the California Redevelopment Association, and other Cities and Counties in Litigation Challenging the Constitutionality of any Seizure by the State Government of the City’s Street Maintenance and Redevelopment Funds. Staff recommendation: adopt Agency Resolution.

**F. ADJOURNMENT**

Adjourn to the next Regular Meeting of the Capitola Redevelopment Agency to be held on Thursday, July 23, 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 \* \* \***

Presentation of Master Municipal Clerk Designation from the International Institute of Municipal Clerks to City Clerk Pamela Greeninger

Presentation of Certificates of Appreciation to Members of the Capitola Village Master Plan Advisory Committee for their Service

**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 *All speakers must address the entire Council and will not be permitted to engage in dialogue.*

## 2. ORAL COMMUNICATIONS - Continued

**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.*

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 – Regular Meeting of June 11, 2009

C. Receive Planning Commission Action Minutes for the Regular Meeting of July 2, 2009.

D. Receive the City Treasurer's Report for the Month Ended May 31, 2009 (Unaudited).

E. Adopt Resolution Accepting a Homeland Security Grant in the Amount of \$8,947 and Amending the FY 2008-2009 General Fund Operating Budget Increasing both Revenues and Expenditures by \$8,947.

**3. CONSENT CALENDAR – Continued**

- F. Adopt Resolution Authorizing the City Attorney to Cooperate with the League of California Cities, the California Redevelopment Association, and other Cities and Counties in Litigation Challenging the Constitutionality of any Seizure by the State Government of the City's Street Maintenance and Redevelopment Funds. Staff recommendation: adopt Resolution.

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

- A. Charter Communications Restructuring. Staff recommendation: adopt Resolution Authorizing Consent to Charter Restructuring.
- B. Report on Acceptance of California Coastal Commission Approval of Amendments to the Capitola Local Coastal Program related to the City's Village Valet Parking Program, Beach Shuttle, and McGregor Drive Parking Lot. Staff recommendation: adopt Resolution Accepting Coastal Commission Modifications, and adopt Ordinance Rescinding Ordinance No. 910 and Amending/Adding Various Sections of Capitola Municipal Code Title 17 Accordingly [2<sup>nd</sup> Reading].
- C. General Plan Update: Work Plan and Authorization to Issue Request for Proposals. Staff recommendation: Accept the General Plan Update Work Plan, authorize staff to issue Request for Proposals, and authorize the creation and recruitment of a 2-year "General Plan Coordinator" staff position.
- D. 41<sup>st</sup> Avenue Street Rehabilitation Project. Staff recommendation:
- 1) Award Contract to Granite Construction in the amount of \$256,259.70 for the Construction of the Pavement Rehabilitation Project on 41<sup>st</sup> Avenue between Capitola Road and Clares Street;
  - 2) Authorize the Director of Public Works to Negotiate Contract Change Orders with Granite Construction to Increase the Amount of Pavement Rehabilitation Completed on this Project within the Defined Project Limits up to the Construction Budget of \$516,000;
  - 3) Award a Contract to Pacific Crest Engineering, Inc., in the amount of \$18,900 for Materials Testing Services on this Project as Required by the Guidelines for Federally Funded Projects.

**5. OTHER BUSINESS – Continued**

- E. Assembly Bill 761 regarding Mobile Home Rent Control Legislation.  
Staff recommendation: give direction to staff.

*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, July 23, 2009, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.