

November 12, 2009
 Capitola, California

**CAPITOLA CITY COUNCIL
 MINUTES OF A REGULAR MEETING**

**5:45 P.M. - CLOSED SESSION - CITY MANAGER'S OFFICE
 CAPITOLA REDEVELOPMENT AGENCY & CITY COUNCIL**

At 5:50 p.m. in the City Hall Council Chambers, Mayor/Chairperson Begun noted that all City Council Members/Redevelopment Agency Directors were present. He made an announcement regarding the items to be discussed in Closed Session, as follows:

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

Property: 4140 Jade Street, APN 034-641-08
 City Negotiator: Rich Hill, City Manager
 Owner: John and Karen Huffman
 Under Negotiation: Purchase of Property by City

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

Surf and Sand, LLC vs. City of Capitola
 Vieira Enterprises vs. City of Capitola (Cabrillo Mobile Estates)
 Los Altos/El Granada Investors vs. City of Capitola (Castle Mobile Estates)
 Save the Habitat vs. City of Capitola (Rispin Mansion Project)

CONFERENCE WITH LABOR NEGOTIATOR (Govt. Code §54957.6)

Negotiator: Lisa Murphy, Assistant to the City Manager
 Employee Organizations: Association of Capitola Employees, Confidential Employees,
 Mid-Management Group, City Manager, Community Development Director, and
 Public Works Director

LIABILITY CLAIMS (Govt. Code §54956.95)

Claimant: Julie Talbert

Mayor/Chairperson Begun asked if anyone wished to address items on the Closed Session agenda. City Attorney Barisone said there was an additional item pertaining to the City Manager's Evaluation that needed to be added to the Closed Session agenda for discussion. He said at the previous evaluation the Council had requested that the staff take certain actions with respect to the recruitment of a new City Manager. The first steps have been implemented, and staff wants to make sure they are preceding based on council's direction. In order to stay on the timeline directed by the Council, it is important to discuss this matter tonight.

ACTION: Council Member Norton moved, seconded by Council Member Storey, to add the Performance Evaluation of the City Manager to the Closed Session Agenda with the finding that the matter arose after the posting of the agenda and needs to be acted upon prior to the City Council's next regular meeting scheduled for November 24, 2009. The motion carried on the following vote: AYES: Council Members Graves, Storey, Nicol, Norton, and Mayor Begun. NOES: None. ABSENT: None. ABSTAIN: None.

The City Council/Redevelopment Agency recessed at 5:52 p.m. to the Closed Session.

CAPITOLA REDEVELOPMENT AGENCY (See Redevelopment Agency Minutes)

REGULAR MEETING OF THE CITY COUNCIL

Mayor Begun called the Regular Meeting of the City Council to order at 8:00 p.m. on Thursday, November 12, 2009, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

ROLL CALL AND PLEDGE OF ALLEGIANCE

PRESENT: Council Members Ron Graves, Sam Storey, Kirby Nicol, Dennis Norton, and Mayor Robert "Bob" Begun

ABSENT: None

OTHERS: City Treasurer Jacques Bertrand

STAFF: Acting City Manager/Community Development Director Jamie Goldstein, City Attorney John G. Barisone, Interim Chief of Police Rick Ehle, Public Works Director Steve Jesberg, Assistant to the City Manager Lisa Murphy, and City Clerk Pamela Greeninger

1. REPORT ON CLOSED SESSION [520-25]

City Attorney Barisone reported on the items discussed in Closed Session as follows:

The City Council had a brief discussion about property negotiations pertaining to the 4140 Jade Street property. No reportable action was taken in Closed Session.

A status report was provided to the Council on two items of litigation, Surf and Sand, LLC vs. City of Capitola and Los Altos/El Granada Investors vs. City of Capitola (Castle Mobile Estates). Those matters involve challenges to the city's mobile home park rent control ordinances. No reportable action was taken.

City Attorney Barisone said there was no discussion in closed session on either the Vieira Enterprises vs. City of Capitola (Cabrillo Mobile Estates) or Save the Habitat vs. City of Capitola (Rispin Mansion Project) matters.

The Council heard from Assistant to the City Manager Lisa Murphy, who provided a status report regarding ongoing negotiations with the Association of Capitola Employees (ACE). The council provided instructions to Ms. Murphy with regard to ongoing negotiations and took no reportable action in Closed Session.

City Attorney Barisone said prior to the closed session, the City Council took the necessary action to add an item relating to the Performance Evaluation of the City Manager to the Closed Session agenda. Acting City Manager Jamie Goldstein provided the Council with a status report concerning the City Manager recruitment process, and the Council provided further direction to staff relative to that recruitment process. No reportable action was taken.

City Attorney Barisone reported that the liability claim of Julie Talbert was not discussed in closed session. The matter is on the City Council's open session agenda.

2. ORAL COMMUNICATIONS**A. Additions and Deletions to Agenda**

1) Mayor Begun announced that there is a request to add an item to the City Council's agenda pertaining to the League of California Cities Monterey Bay Division Proposed Bylaws Change. ~~She~~ He said the league is requesting that each city submit its vote by November 24, 2009. Since Capitola does not have a policy for dealing with such requests, staff is recommending that the Council make the necessary findings to add the matter to the agenda.

City Attorney Barisone discussed the findings that would need to be made in order to add the item to the agenda.

* Correction made by Mayor Begun on December 10, 2009.

2. A. 1) ORAL COMMUNICATIONS (Continued)

ACTION: Council Member Norton moved, seconded by Council Member Nicol, to make the finding that the matter arose after the posting of the agenda and needs to be acted upon prior to the Council's next regular meeting scheduled for November 24, 2009. The motion carried on the following vote: AYES: Council Members Graves, Nicol, Norton, and Mayor Begun. NOES: Council Member Storey ABSENT: None. ABSTAIN: None. It was noted that the item would be added to the agenda as Other Business Item 5.C. (See Page 11528.)

B. Public Comments

1) Linda Smith advised that she was in attendance at tonight's meeting representing the Capitola Village Residents' Association.

C. Staff Comments – None ✓D. City Council/Treasurer Comments/Committee Reports1) **Receive Status Report from the Capitola Traffic and Parking Commission. [470-60]**

Gary Wetsel, Chair of the Traffic & Parking Commission, provided the Commission's first report to the City Council. Using a PowerPoint Presentation, he discussed the Commission's review of Strategic Sizing of Long-Term Parking Needs, including the current parking shortfall, number of spaces necessary for a Village hotel, changing the Esplanade to a pedestrian walk, valet parking, and other new developments. He discussed the current shortfall of parking spaces, which are based on the RBF Report of 2008.

Mr. Wetsel then reviewed the Capitola Village Parking Alternatives the commission discussed, including paving the lower Pacific Cove parking lot, paving the balance of Pacific Cove Mobile Home Park, raising City Hall and building a parking structure, and building a 3-story parking structure on the current parking lot. He said the Traffic & Parking Commission agreed on the following recommendations to the City Council:

1. To consider development of the lower portion of the Pacific Cove Mobile Home Park to create the maximum number of parking spaces, and
2. to consider pursuing the construction of a multi-level parking structure on the Pacific Cove parking lot.

In closing, Mr. Wetsel said that both of the Commission's recommendations would require funding. The next meeting of the Traffic & Parking Commission will be held on Wednesday, December 9, 2009.

The City Council thanked Mr. Wetsel for his report.

ACTION: The City Council received the Status Report from the Traffic & Parking Commission.

E. Committee Appointments – None

2. F. **Approval of Check Register Report [300-10]**

Mayor Begun asked if there were any questions regarding the Check Registers.

Council Member Norton noticed there was a payment to the Coastal Watershed Council. He asked if the Council could get a report from them. Public Works Director Jesberg said they would make a presentation to the Council once their annual report was completed.

ACTION: Council Member Nicol moved, seconded by Council Member Storey, to approve the Check Register Reports dated October 16, 23 and 30, 2009, including checks numbered 61427 through 61484 in the amount of \$639,167.84, checks numbered 61485 through 61531 in the amount of \$73,485.53, and checks numbered 61532 through 61600 in the amount of \$112,286.20, respectively; and payroll disbursements for the 10/23/09 payroll in the amount of \$199,835.61, for a Grand Total of \$1,024,775.18, as submitted. The motion carried on the following vote: AYES: Council Members Graves, Storey, Nicol, Norton, and Mayor Begun. NOES: None. ABSENT: None. ABSTAIN: None.

3. **CONSENT CALENDAR**

Mayor Begun asked if there were any items on the Consent Calendar that members of the council or the public wished to pull for separate discussion. Council Member Nicol had a question on Item 3.E. and Council Member Norton had a question on Item 3.F. (See *discussion and action under those items.*)

CONSENT CALENDAR ACTION: Council Member Graves moved, seconded by Council Member Nicol, to approve the Consent Calendar as recommended, and with the added condition to Item 3.D. that if the city receives the state funding, the local match would come from Transportation Development Act funds held by the Santa Cruz County Regional Transportation Commission. The motion carried on the following vote: AYES: Council Members Graves, Storey, Nicol, Norton, and Mayor Begun. NOES: None. ABSENT: None. ABSTAIN: None. (*Note: Council Member Graves abstained from voting on the Minutes of October 30, 2009, only under Item 3.B., since he was absent.*)

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.

B. **Approve City Council Minutes – Minutes of the Regular Meetings of October 8 and October 22, 2009, the Special Closed Session Meeting of October 15, 2009, and the Special Joint Closed Session Meeting of the City Council/Redevelopment Agency of October 30, 2009.**

ACTION: Council Member Graves moved, seconded by Council Member Nicol, to approve the Minutes of the Regular Meetings of October 8 and October 22, 2009, the Special Closed Session Meeting of October 15, 2009, and the Special Joint Closed Session Meeting of the City Council/Redevelopment Agency of October 30, 2009, as submitted. The motion carried on the following vote: AYES: Council Members Graves, Storey, Nicol, Norton, and Mayor Begun. NOES: None. ABSENT: None. ABSTAIN: None. (*Note: Council Member Graves abstained from voting on the Minutes of October 30, 2009, since he was absent.*)

C. **Receive Planning Commission Action Minutes for the Regular Meeting of November 5, 2009. [740-50]**

ACTION: The City Council unanimously approved the Planning Commission Action Minutes for the Regular Meeting of November 5, 2009, as submitted. The motion carried on the following vote: AYES: Council Members Graves, Storey, Nicol, Norton, and Mayor Begun. NOES: None. ABSENT: None. ABSTAIN: None.

3. CONSENT CALENDAR (Continued)

D. **Deny Claim of Julie Talbert in Excess of \$2,500 and Forward the Claim to the City's Liability Insurance Carrier. [Claims Binder]**

ACTION: Council Member Graves moved, seconded by Council Member Nicol, to deny the claim of Julie Talbert in Excess of \$2,500 and forward it to the City's liability insurance carrier. The motion carried on the following vote: AYES: Council Members Graves, Storey, Nicol, Norton, and Mayor Begun. NOES: None. ABSENT: None. ABSTAIN: None.

E. **Adopt Resolution Authorizing Staff to Submit a Bicycle Transportation Account (BTA) Grant Application for the Purchase and Installation of Video Bicycle Sensor Systems at Eight Signalized Intersections and Agree to Provide Funds in the Amount of \$38,000 to be used as the local match for the BTA Grant. [390-25/ 770-05]**

Prior to action being taken on the Consent Calendar, Council Member Nicol commented on the Capitola Bicycle Transportation Account, saying he does not think the Santa Cruz County Regional Transportation Commission has such an account. Building Official Kostelec clarified that the City of Capitola has a portion of a Bicycle Transportation Account at the RTC which is held for each jurisdiction for bicycle and pedestrian improvements. He understands there is approximately \$100,000 in that account; if the City receives the state funding, the City would be able to use those funds for the local cash match.

Building Official Kostelec also responded to Mayor Begun's question regarding the bicycle sensors, advising the installation of the sensors does not require digging up the streets.

Council Member Nicol would add, "contingent upon funding from the Santa Cruz County Regional Transportation Commission."

Council Member Norton said the Council could adopt the resolution as proposed and deal with the local match if the grant is approved.

Public Works Director Jesberg noted it is actually Transportation Development Act money that the Santa Cruz County Regional Transportation Commission has for the city. He said about \$15,000 is allocated annually and retained by the RTC until the city makes a claim for bicycle and/or pedestrian projects. He suggested the Council could approve the resolution with a condition that if the city receives the state funding, the local match would come from Transportation Development Act funds at the RTC.

Council Member Storey said he could support the resolution with the TDA funding condition.

ACTION: Council Member Graves moved, seconded by Council Member Nicol, to adopt **Resolution No. 3784, Resolution Authorizing Staff to Submit a Bicycle Transportation Account (BTA) Grant Application for Purchase and Installation of Video Bicycle Sensor Systems for Signalized Intersections**, with the condition that the \$38,000 local match come from the Santa Cruz County Regional Transportation Commission TDA (Transportation Development Act) funding. The motion carried on the following vote: AYES: Council Members Graves, Storey, Nicol, Norton, and Mayor Begun. NOES: None. ABSENT: None. ABSTAIN: None.

F. **Approve Request from the Capitola Soquel Chamber of Commerce for the Suspension of Parking Meter Enforcement in Capitola Village from Friday, November 27, 2009, through Saturday, December 26, 2009. [470-30]**

Prior to action being taken on this item, Council Member Norton asked if the bagging of parking meters during the holidays in the Village applies to the Pacific Cove Parking Lot. Assistant to the City Manager Murphy said it does not include the Pacific Cove Parking Lot. Council Member Norton expressed concerns about not including this area.

3. F. CONSENT CALENDAR (Continued)

Council Member Graves stated that the 2-hour parking limit is still in effect in the Village during the time the meters are bagged. He said it has worked well this way, and he would support the request.

ACTION: Council Member Graves moved, seconded by Council Member Nicol, to approve the suspension of parking meter enforcement in Capitola Village from Friday, November 27, 2009, through Saturday, December 26, 2009, as requested by the Capitola-Soquel Chamber of Commerce. The motion carried on the following vote: AYES: Council Members Graves, Storey, Nicol, Norton, and Mayor Begun. NOES: None. ABSENT: None. ABSTAIN: None.

G. Adopt Resolution Authorizing the City Manager to Sign a Master Agreement Administering the Agency-State Agreement for Federal-Aid Projects, Agreement No. 05-SCR-0-CPTL, on Behalf of the City for a Safe Routes to School Grant. [390-25 Grant Funds: Safe Routes to School/500-10 A/C State of California Federal-Aid Safe Routes to School]

ACTION: Council Member Graves moved, seconded by Council Member Nicol, to adopt **Resolution No. 3785, Resolution between the State of California Transportation Department and the City of Capitola for Funding of All Non-infrastructure Federal-Aid Projects Under Agreement 05-SCR-0-CPTL**, for the Safe Routes to School Grant, as submitted. The motion carried on the following vote: AYES: Council Members Graves, Storey, Nicol, Norton, and Mayor Begun. NOES: None. ABSENT: None. ABSTAIN: None.

4. PUBLIC HEARINGS

At 8:29 p.m. Mayor/Chairperson Begun announced that the next item is a Joint Public Hearing of the City Council and the Redevelopment Agency Board of Directors. It was noted for the record that all Council Members/Agency Directors were present.

**JOINT PUBLIC HEARING OF THE CITY COUNCIL/
REDEVELOPMENT AGENCY**

A. Continued Joint Public Hearing of the City Council/Redevelopment Agency to Consider Options for a Site/Location for a Future 7,000 Square Foot Library Building. Presentation: City Manager's Department. [230-10]

Community Development Director Goldstein introduced this item, providing background information regarding the Joint Special Meeting held November 4, 2009. He stated that the public portion of the hearing had been closed and continued since Council Member/Director Norton was absent.

Council Member/Director Norton said he does not believe the public hearing should be closed if someone wants to discuss this item.

Council Member/Director Nicol moved to direct staff to proceed with consideration of the current library site at 2005 Wharf Road as a preferred site for a 7,000 square foot library subject to expiration of the Local Coastal Permit issued to facilitate development of the Rispin property, and further direct staff to explore the availability of the half-acre property located at 2091 Wharf Road, adjacent to the current library site, for potential city acquisition and development in conjunction with the proposed new library and/or Rispin property. The motion died for lack of a second.

4. A. JOINT PUBLIC HEARING (Continued)

ACTION: Council Member/Director Storey said he wished to reframe the motion he made at the previous meeting that had a tie vote, which was to direct staff to look at design proposals for placing the new library at either the current site or at the site of the Rispin property across the street on Wharf Road; to begin negotiations with the county about their role in our library agreement; to continue the public process to have the community provide their input on the siting of the library relative to those 2 sites; and to direct staff to look into hiring a library consultant to consider the design of the new library.

Council Member/Director Nicol asked if the maker of the motion would consider a friendly amendment to direct staff to also look at the half-acre property located at 2091 Wharf Road, adjacent to the current library site, to see if its acquisition would be helpful in this process. Council Member Storey said he would be amenable to that amendment.

Council Member/Director Graves seconded the motion.

Mayor/Chairperson Begun said he believes the Council should focus on the current site only; not on the Rispin site.

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

Following the Joint Public of the City Council/Redevelopment Agency, the Capitola Redevelopment Agency adjourned at 8:36 p.m. to its next regular meeting to be held on Tuesday, November 24, 2009.

B. Public Hearing to Consider Adopting an Information Technology Fee and Amending Resolution No. 3756, the City's Fee Schedule, by Adding an Information Technology Fee in the Amount of 5% to All Applicable Community Development, Building and Public Works Permits. Presentation: Building Department. [390-40]

Building Official Kostelec summarized the written agenda report and explained staff's analysis of how other communities fund upgrades in technology. He said staff is recommending a 5% fee on applicable Building, Planning, and Public Works permits. Building Official Kostelec then responded to questions of Council Members.

Council Member Norton commented that he specifically remembers this package being part of the financial package. Building Official Kostelec explained that it was not part of the package, but an add-on that could be purchased separately.

Council Member Graves expressed concern that if fees are raised, people may not come to City Hall to get a permit.

Mayor Begun opened the public hearing at 8:49 p.m. Seeing no one, the public portion of the hearing was closed.

Council discussion was followed by this action:

ACTION: Council Member Graves moved, seconded by Council Member Norton, to adopt **Resolution No. 3786, Resolution Amending Resolution No. 3756, the City's Fee Schedule Resolution, by Adding an Information Technology Fee in the Amount of Five Percent (5%) of Applicable Development Fees**, as submitted. The motion carried on the following vote: AYES: Council Members Graves, Storey, Nicol, Norton, and Mayor Begun. NOES: None. ABSENT: None. ABSTAIN: None.

5. OTHER BUSINESS**A. Pacific Cove Mobile Home Park Rent Increase. [260-10]**

Council Member Graves recused himself from participating in this item and left the Council Chambers at 8:53 p.m.

Assistant to the City Manager Murphy commented on the revised Attachment 1 and emails received from residents of Pacific Cove Mobile Home Park. She then summarized the written agenda report and responded to questions of Council Members pertaining to homeowners' exemptions for primary residences, renting coaches, etc.

Mayor Begun opened this item to the public for comment at 9:05 p.m. The following residents of Pacific Cove Mobile Home Park expressed their concerns and objections to the proposed rent increase for part-time residents:

Edward Maghakian, Space 64, Acting President of the Homeowners Association
Chris Flynn, Space 40, informed the Council that his lease says he may not rent his coach. He was not aware that he could rent his space.
Sean Miller, Space 66
Mrs. Allen, Space 54
David Dravon, Space 59

The following persons also addressed the council on this item:

Carin Hanna, former Council Member at the time the city purchased Pacific Cove Mobile Home Park, explained that the direction at that time was for the city to purchase mobile homes that became available. She commented on the enormous amount of money the city has spent protecting rent control. She believes if someone owns two homes they are not a low-income resident. Some of the rents are under \$200. It would not be fair for city to subsidize vacation homes. Mrs. Hanna went on to say she does not want to see any low-income or full-time resident put out of their home.

Glenn Hanna commented on the state of the economy and provisions of the IRS pertaining to primary residences. He, too, agrees that people who own two homes are not economically depressed.

Following public comments, Mayor Begun brought the matter back to the Council for discussion at 9:37 p.m.

Council Member Storey commented on the contentiousness of this issue and said he is not going to support the rent increase. He said the rent control ordinance was never intended to protect vacation property. He explained that he is not supporting the rent increase as it perpetuates the conflict between the residents and the city.

Council Member Norton said he has sat on the Council for nine years protecting the rent control ordinance in Capitola. In looking at the make-up of the park, he does believe there is a difference between permanent residents and those who use their coach as a second home. Council Member Norton strongly supports a rent increase for part-time residents as the City needs money to keep the rent control ordinance in place.

Council discussion was followed by this action:

ACTION: Council Member Norton moved, seconded by Council Member Nicol, to authorize staff to begin the process to increase space rents to \$600 per month at the Pacific Cove Mobile Home Park for owners who are considered to be part-time residents and, therefore, are exempt from rent control. The motion carried on the following vote: AYES: Council Members Graves, Nicol, Norton, and Mayor Begun. NOES: Council Member Storey. ABSENT: None. ABSTAIN: None.

5. A. OTHER BUSINESS (Continued)

City Attorney Barisone said there is a 90-day period within which people who receive notification of rent increases can submit information for evaluation by park management that they are still eligible for rent control because this is their principle place of residence. He then asked for further direction from the City Council as to who they would like to review that information and make that decision. Mayor Begun asked whom he would recommend. City Attorney Barisone recommended that the City Manager review those submittals. The City Council agreed with his recommendation.

Council Member Graves returned to the meeting at 9:48 p.m.

B. Striping and Signing of Southbound Bike Lane on Monterey Avenue. [940-18]

Building Official Kostelec said the proposed bike lane was identified in the 2005 Bike Plan. He said a bike lane was put in the northerly direction, and tonight staff is recommending a bike lane be installed in the southerly direction during certain times in order to maintain parking spaces, while providing safe travel to school children. He discussed the options contained in the written agenda report and responded to questions of council members. There was council discussion regarding the proposed hours and signage.

Ted Donnelly, parent of a student at New Brighton Middle School and a Soquel Union Elementary School District Board Member, said he supports this proposal. He informed the Council that the school has several minimum days during the school year, and for that reason he would request that the time be changed from 2 p.m. to "1 p.m."

Council discussion was followed by this action:

ACTION: Council Member Norton moved, seconded by Council Member Nicol, to approve the installation of striping and signage to create a bike lane on the southbound portion of Monterey Avenue between Washburn and Bay Avenue and that it be signed that there is no parking during school days, Monday through Friday, and that parking would be allowed weekends, holidays and summer months.

Council Member Graves asked if the direction is to put down an actual bike lane, and, if so, he expressed concern about how parking in a bike lane would be handled.

Community Development Director Goldstein discussed his understanding of how this would work as there is a similar program in place in Santa Barbara. He also commented on the need for the ten parking spaces and believes the proposal strikes the balance.

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

C. *ADDED ITEM* League of California Cities Monterey Bay Division – Proposed Bylaws Change. Staff recommendation: Council direction.

City Clerk Greeninger said Deanna Sessums, Monterey Bay Regional Public Affairs Manager for the League of California Cities, sent an email and official ballot to City Clerks today, requesting that the clerks facilitate a response from their City pertaining to two amendments to the Monterey Bay Division's Bylaws. She summarized the bylaw amendments and asked for Council direction regarding the City's vote on the proposed amendments.

Council Member Graves moved, seconded by Council Member Norton, to vote "yes" on proposal 1 and "no" on proposal 2. The motion FAILED on the following vote: AYES: Council Members Graves and Norton. NOES: Council Members Storey, Nicol, and Mayor Begun. None. ABSENT: None. ABSTAIN: None.

5. C. OTHER BUSINESS (Continued)

A subsequent motion was then made and approved as follows:

ACTION: Council Member Nicol then moved, seconded by Council Member Storey, to support the proposal of the League to vote "yes" on the bylaw amendments concerning Two-Year Terms and July Elections. The motion carried on the following vote: AYES: Council Members Storey, Nicol, and Mayor Begun. NOES: Council Member Graves and Norton. ABSENT: None. ABSTAIN: None.

6. COUNCIL/STAFF COMMUNICATIONS

A. Council Member Graves commented on the Police Department's new parking enforcement officer and his observation that the officer is performing other duties, which are under contract with Lew Roseman. He asked for a report back on this matter.

B. Council Member Nicol announced that Soquel High School is playing Scotts Valley High School for the league football championship and encouraged the community to support its local high school.

C. Council Member Norton said he is not interested in serving as the council's representative to AMBAG and asked if another council member would be interested in that appointment. Council Member Graves said he is the alternate and would volunteer to serve as the City's representative.

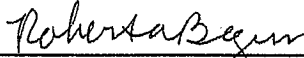
ACTION: It was the consensus of the City Council to appoint Council Member Graves to serve as its appointee to AMBAG, with Council Member Norton serving as alternate.

D. Council Member Norton said the speed limit in Capitola is 25 miles per hour and encouraged residents to drive slowly.

E. Mayor Begun encouraged everyone to "**Shop Capitola**" or if not Capitola, Santa Cruz County.

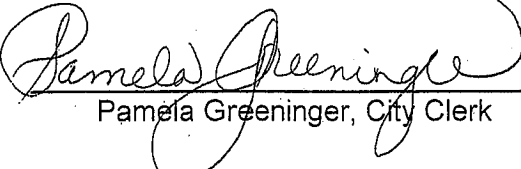
7. ADJOURNMENT

The City Council adjourned at 10:07 p.m. to its next Regular Meeting to be held on **Tuesday**, November 24, 2009, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.



Robert A. Begun, Mayor

ATTEST:


_____, MMC
Pamela Greeninger, City Clerk

MINUTES WERE UNANIMOUSLY APPROVED AS CORRECTED BY THE CITY COUNCIL ON 12/10/09