

March 19, 2010  
 Capitola, California

## CAPITOLA CITY COUNCIL

### MINUTES OF A SPECIAL CLOSED SESSION MEETING

Vice Mayor Norton called the Special Closed Session Meeting of the City Council to order at 5:01 p.m. on Friday, March 19, 2010, in the City Hall Council Chambers at Capitola City Hall, 420 Capitola Avenue, Capitola, California. He noted that Mayor Storey would be a few minutes late.

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

**ABSENT:** None

**STAFF:** City Manager Richard Hill, City Attorney John Barisone, Community Development Director Jamie Goldstein, and City Clerk Pamela Greeninger (*for the announcement regarding the Closed Session only*).

#### CLOSED SESSION

Vice Mayor Norton announced that pursuant to the Notice and Call of the Special Meeting of the Capitola City Council dated March 18, 2010, the City Council would meet in Closed Session in the City Manager's office on the following matter:

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** (Govt. Code §54956.9a)  
 Surf and Sand, LLC vs. City of Capitola

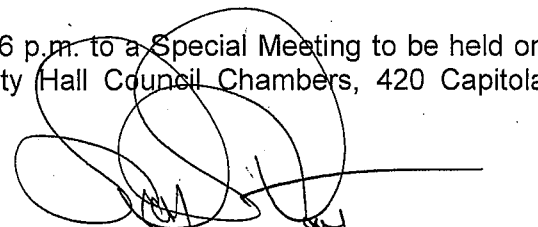
Vice Mayor Norton asked if anyone wished to address the Closed Session agenda item at this time. Seeing no one, the City Council adjourned at 5:02 p.m. to the Closed Session in the City Manager's Office.

#### REPORT ON CLOSED SESSION [520-25]

City Manager Hill reported that the City Council met in Closed Session regarding the Existing Litigation item pertaining to Surf and Sand, LLC vs. City of Capitola. The council received an update from City Attorney Barisone and direction was given to staff. No reportable action was taken.

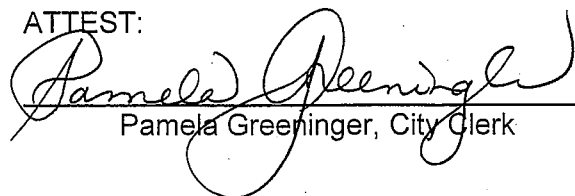
#### ADJOURNMENT

The City Council adjourned at approximately 6:46 p.m. to a Special Meeting to be held on Wednesday, March 24, 2010, at 6:00 p.m., in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.



\_\_\_\_\_  
 Sam Storey, Mayor

ATTEST:



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 Pamela Greeninger, City Clerk, MMC

MINUTES WERE UNANIMOUSLY APPROVED BY THE CITY COUNCIL ON APRIL 8, 2010