

**CAPITOLA CITY COUNCIL**

August 2, 2010  
 Capitola, California

**MINUTES OF A SPECIAL CLOSED SESSION MEETING**

Mayor Storey called the Special Closed Session Meeting of the Capitola City Council to order at 5:42 p.m. on Monday, August 2, 2010, in the City Hall Council Chambers at Capitola City Hall, 420 Capitola Avenue, Capitola, California.

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

**ABSENT:** Council Member Kirby Nicol (*Excused due to a Conflict of Interest*)

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

**CLOSED SESSION**

Mayor Storey announced that pursuant to the Notice and Call of the Special Meeting of the Capitola City Council dated July 15, 2010, the City Council would meet with its legal counsel in Closed Session in the City Manager's office on the following matter:

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** (Govt. Code §54956.9a)  
 City of Capitola vs. Soquel Union Elementary School District

Mayor Storey noted that Council Member Nicol was disqualified from participating in the Closed Session on this item due to a conflict of interest. Seeing no one in the audience to address the Council on this item, at 5:43 p.m. Mayor Storey adjourned to the Closed Session in the City Manager's Office.

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

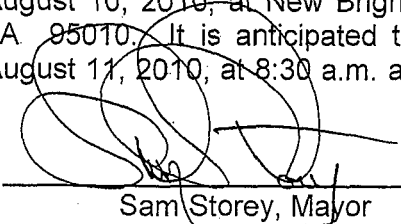
City Manager Goldstein reported that the City Council met in Closed Session regarding the Existing Litigation item pertaining to City of Capitola vs. Soquel Union Elementary School District. The City Council received an update from City Attorney Barisone and City Manager Goldstein pertaining to mediation of this litigation.

City Manager Goldstein reported that the city council appointed Council Member Norton and Mayor Storey to serve as the Council representatives in the mediation process between the City of Capitola and the Soquel Union Elementary School District Board of Trustees to be held at New Brighton Middle School on Tuesday and Wednesday, August 10 and 11, 2010.

**ADJOURNMENT**

The City Council adjourned at 7:00 p.m. to a Special Mediation Closed Session Meeting of the City Council to be held at 8:30 a.m. on Tuesday, August 10, 2010, at New Brighton Middle School, Room 13, 250 Washburn Avenue, Capitola, CA 95010. It is anticipated the Special Mediation Closed Session will continue to Wednesday, August 11, 2010, at 8:30 a.m. at the same location.

ATTEST:  MMC  
 Pamela Greeninger, City Clerk

  
 Sam Storey, Mayor

**MINUTES WERE APPROVED BY THE CITY COUNCIL ON AUGUST 12, 2010, WITH COUNCIL MEMBER NICOL ABSTAINING**