

October 6, 2010
Capitola, California

CAPITOLA CITY COUNCIL

MINUTES OF A SPECIAL CLOSED SESSION MEETING

Mayor Storey called the Special Closed Session Meeting of the Capitola City Council to order at 12:00 p.m. on Wednesday, October 6, 2010, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

PRESENT: Council Members Dennis Norton, Robert "Bob" Begun, Kirby Nicol, and Mayor Sam Storey
ABSENT: Council Member Ron Graves
STAFF: City Manager Jamie Goldstein and City Attorney John G. Barisone (*Assistant to the City Manager Murphy was present for the matter relating to Conference with Labor Negotiator only.*)

CLOSED SESSION [520-25/570-40]

Mayor Storey announced that pursuant to the Notice and Call of the Special Closed Session Meeting of the Capitola City Council dated October 4, 2010, the City Council would meet with its Labor Negotiator and Legal Counsel in Closed Session in the City Manager's office on the following matters:

CONFERENCE WITH LABOR NEGOTIATOR (Govt. Code §54957.6)

Negotiator: Jamie Goldstein, City Manager

Employee Organizations: Association of Capitola Employees, Confidential Employees, Mid-Management Group, Community Development Director, and Public Works Director

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Government Code §54956.9:
One Case

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

Surf and Sand, LLC vs. City of Capitola (Surf & Sand Mobile Home Park)
Los Altos/El Granada Investors vs. City of Capitola (Castle Mobile Estates)

Mayor Storey noted there was no one in the audience; therefore, the City Council recessed at 12:02 p.m. to the Closed Session in the City Manager's Office.

REPORT ON CLOSED SESSION [520-25]

The City Council received an update from its Labor Negotiator, City Manager Goldstein, regarding ongoing negotiations with the following employee organizations: Association of Capitola Employees, Confidential Employees, Mid-Management Group, Community Development Director, and Public Works Director. City Manager Goldstein was provided direction regarding ongoing negotiations. No reportable action was taken.

The City Council considered a settlement relating to anticipated litigation between the City of Capitola and Macquarie Capitola Villas Inc. and directed staff to place this matter on the next agenda for Council action.

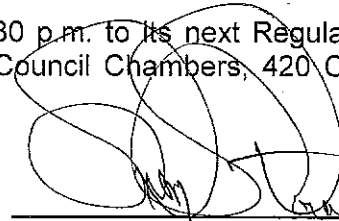
The City Council received an update from City Attorney Barisone pertaining to two existing litigation matters:

Surf and Sand, LLC vs. City of Capitola (Surf & Sand Mobile Home Park) - The City Attorney and the City Manager provided a status report to the City Council. The Council took no reportable action in Closed Session.

Los Altos/El Granada Investors vs. City of Capitola (Castle Mobile Estates) - The City Attorney and the City Manager provided a status report to the City Council. No reportable action was taken by the Council in Closed Session.

ADJOURNMENT

The City Council adjourned at approximately 2:30 p.m. to its next Regular Meeting to be held on Thursday, October 14, 2010, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.



Sam Storey, Mayor

ATTEST:



Pamela Greeninger, City Clerk

MMC

MINUTES WERE APPROVED BY THE CITY COUNCIL ON OCTOBER 28, 2010, WITH COUNCIL MEMBER GRAVES ABSTAINING