

# City of Capitola Agenda

Mayor: Michael Termini  
Vice Mayor: Stephanie Harlan  
Council Members: Kirby Nicol  
Dennis Norton  
Sam Storey  
Treasurer Jacques Bertrand



## CAPITOLA CITY COUNCIL SPECIAL MEETING DECEMBER 5, 2012 - 6:00 PM

### SPECIAL MEETING OF THE CAPITOLA CITY COUNCIL – 6:00 PM

*All matters listed on the Regular Meeting of the Capitola City Council Agenda shall be considered as Public Hearings.*

#### 1. ROLL CALL AND PLEDGE OF ALLEGIANCE

Council Members Stephanie Harlan, Dennis Norton, Kirby Nicol, Sam Storey, and Mayor Michael Termini

#### 2. ADDITIONS AND DELETIONS TO AGENDA

#### 3. PUBLIC COMMENTS

*Oral Communications allows time for members of the Public to address the City Council on any item not on the Agenda. Presentations will be limited to three minutes per speaker. Individuals may not speak more than once during Oral Communications. All speakers must address the entire legislative body 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. A MAXIMUM of 30 MINUTES is set aside for Oral Communications at this time.*

#### 4. COUNCIL/STAFF ANNOUNCEMENTS

#### 5. GENERAL GOVERNMENT/PUBLIC HEARINGS

*General Government items are intended to provide an opportunity for public discussion of each item listed. The following procedure is followed for each General Government item: 1) Staff explanation; 2) Council questions; 3) Public comment; 4) Council deliberation; 5) Decision.*

A. November 6, 2012 - General Municipal Election Results  
Consideration of a Resolution confirming and approving the canvass of returns and result of the General Municipal Election held in Capitola on the 6th day of November 2012.

RECOMMENDED ACTION:

Adopt Resolution.

B. County of Santa Cruz Supervisor Ellen Pirie to present proclamations to outgoing Council Member Kirby Nicol and City Treasurer Jacque Bertrand.

- C. Recognition of and comments from outgoing Council Member Kirby Nicol.
- D. Recognition of and comments from outgoing City Treasurer Jacques Bertrand.
- E. Welcoming new Council Members, Oath of Office Ceremony, and seating of newly elected officials.
- F. Comments from newly elected Council Members Dennis Norton and Ed Bottorff; and newly elected City Treasurer Kym DeWitt.
- G. Reorganization of City Council ~ Appointment of Mayor and Vice Mayor.  
RECOMMENDED ACTION:  
 That City Council considers a new Mayor and Mayor Pro Tempore.
- H. Presentation of gift to Mayor Michael Termini.

**6. COUNCIL/STAFF COMMUNICATIONS**

- A. Staff Comments
- B. City Council/Treasurer Comments

*City Council Members/City Treasurer may comment on matters of a general nature or identify issues for staff response or future council consideration.*

**7. ADDITIONAL MATERIALS**

*Additional information submitted to the City Council after distribution of the agenda packet.*

**8. ADJOURNMENT**

Adjourn to the next Regular Meeting of the City Council on Thursday, December 13, 2012 at 7:00 PM, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

**Note:** Any person seeking to challenge a City Council decision made as a result of a proceeding in which, by law, a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that court action within ninety (90) days following the date on which the decision becomes final as provided in Code of Civil Procedure §1094.6. Please refer to code of Civil Procedure §1094.6 to determine how to calculate when a decision becomes “final.” Please be advised that in most instances the decision become “final” upon the City Council’s announcement of its decision at the completion of the public hearing. Failure to comply with this 90-day rule will preclude any person from challenging the City Council decision in court.

**Notice regarding City Council:** The Capitola City Council meets on the 2nd and 4th Thursday of each month at 7:00 p.m. (or in no event earlier than 6:00 p.m.), in the City Hall Council Chambers located at 420 Capitola Avenue, Capitola.

**Agenda and Agenda Packet Materials:** The City Council Agenda and the complete agenda packet are available on the Internet at the City’s website: [www.ci.capitola.ca.us](http://www.ci.capitola.ca.us). Agendas are also available at the Capitola Post Office located at 826 Bay Avenue, Capitola.

**Agenda Document Review:** The complete agenda packet is available at City Hall and at the Capitola Branch Library, 2005 Wharf Road, Capitola, on the Monday prior to the Thursday meeting. Need more information? Contact the City Clerk’s office at 831-475-7300.

**Agenda Materials Distributed after Distribution of the Agenda Packet:** Pursuant to Government Code §54957.5, materials related to an agenda item submitted after distribution of the agenda packet are available for public inspection at the Reception Office at City Hall, 420 Capitola Avenue, Capitola, California, during normal business hours.

**Americans with Disabilities Act:** Disability-related aids or services are available to enable persons with a disability to participate in this meeting consistent with the Federal Americans with Disabilities Act of 1990. Assisted listening devices are available for individuals with hearing impairments at the meeting in the City Council Chambers. Should you require special accommodations to participate in the meeting due to a disability, please contact the City Clerk's office at least 24-hours in advance of the meeting at 831-475-7300. In an effort to accommodate individuals with environmental sensitivities, attendees are requested to refrain from wearing perfumes and other scented products.

**Televised Meetings:** City Council meetings are cablecast "Live" on Charter Communications Cable TV Channel 8 and are recorded to be replayed at 12:00 Noon on the Saturday following the meetings on Community Television of Santa Cruz County (Charter Channel 71 and Comcast Channel 25). Meetings are streamed "Live" on the City's website at [www.ci.capitola.ca.us](http://www.ci.capitola.ca.us) by clicking on the Home Page link "**View Capitola Meeting Live On-Line.**" Archived meetings can be viewed from the website at anytime.