



AGENDA

Special Meeting of the
CAPITOLA CITY COUNCIL
Friday, March 18, 2011 – 6:00 p.m.
City Hall Council Chambers

5:30 P.M. - CLOSED SESSION - CITY MANAGER'S OFFICE CAPITOLA CITY COUNCIL

An announcement regarding the items to be discussed in Closed Session will be made in the City Hall Council Chambers prior to the Closed Session. Members of the public may, at this time, address the City Council on closed session items only.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Govt. Code §54956.9a)
Surf and Sand, LLC vs. City of Capitola, et al (Surf & Sand Mobile Home Park)
[Superior Court of the State of California for County of Santa Cruz, Case #CV
167716]
Surf and Sand, LLC vs. City of Capitola, et al (Surf & Sand Mobile Home Park)
[U.S. District Court N.D., Case No. C09-05542 RS (Judge Richard Seeborg)]

6:00 P.M. – OPEN SESSION

ROLL CALL AND PLEDGE OF ALLEGIANCE

Council Members Harlan, Termini, Nicol, Storey and Mayor Norton

1. REPORT ON CLOSED SESSION

2. ORAL COMMUNICATIONS

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. All speakers must address the entire City Council 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.

3. PUBLIC HEARING

Public Hearings are intended to provide an opportunity for public discussion of each item listed as a Public Hearing. The following procedure is followed for each Public Hearing listed: 1) Staff Explanation; 2) Public Discussion; 3) Council Comments; 4) Close public portion of the Hearing; 5) City Council discussion; and 6) Decision.

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 becomes "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.

3. PUBLIC HEARING – Continued

- A. Public Hearing to consider an Ordinance Adding Subsection D. to Section 2.18.120 of the Capitola Municipal Code pertaining to Mobile Home Park Rent Stabilization. [1st Reading] Presentation: City Manager.

4. **ADJOURNMENT**

Adjourn to a Joint Regular Meeting of the City Council/Redevelopment Agency to be held on Thursday, March 24, 2011, at 7:00 p.m., in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

If you require special assistance in order to attend the meeting, including needs addressed by ADA, please notify the City at 831-475-7300 at least 3 days prior to meeting.

This meeting will be televised “live” on Charter Communications Cable Community Channel 8 and streamed “live” on the City of Capitola Website at www.ci.capitola.ca.us