

**CALL TO ORDER**

Mayor Luna called the meeting to order at 6:31 p.m. Pastor Michael Gregg from Citrus Valley Christian Church offered the invocation, and Councilmember Johnson led the Pledge of Allegiance to the Flag.

**ROLL CALL**

Councilmember Richard C. Cook, Councilmember Donald L. Johnson, Councilmember John T. Procter, and Mayor Ray C. Luna responded to roll call. Interim City Manager Paul L. Skeels, City Attorney Phillip H. Romney, City Clerk Steven J. Salas, and Deputy City Clerk Josephine G. Herrera were also present. Vice Mayor Laura Flores Espinosa arrived at 6:36 p.m.

**PRESENTATION**

Nancy Williams from Southern California Edison, provided an update on the energy crisis, and thanked Edison's customers for their energy conservation efforts. She responded to a question regarding Edison's response time if electricity goes out by responding that it depends on what caused the outage; however, crews are sent out as quickly and safely as possible.

Leah Braitman, Ventura County Elections Division, expressed the need for poll workers for the upcoming election, and mentioned that an informational meeting for people interested in being a poll worker would be held in the Council Chambers on July 30, 2002, at 6:30 p.m.

**PUBLIC COMMENT**

There was no Public Comment.

**TELECONFERENCE LOCATION (Government Code §54953)**

City Attorney Phillip H. Romney provided a verbal summary leading up to the request by Mayor Luna to participate in tonight's meeting by teleconference, and noted that the agenda and Mayor Luna's home had been properly posted and noticed.

It was moved by Councilmember Johnson, seconded by Councilmember Cook, that the Council approve the teleconference location at 634 N. Ninth Street.

City Attorney Phillip H. Romney responded to a question regarding whether Council action was required by responding that the Government Code states that the legislative body may elect to use this procedure, and that it was his interpretation that this would require Council action.

Under roll call vote, all were in favor, and the motion carried.

Vice Mayor Espinosa noted for the record, "Since 1999, the City has attempted to or has requested televising City Council meetings, and has been unsuccessful. And, this teleconference occurred within a two-day, rather short notice. And, so, I just want to comment on that."

### **CONSENT CALENDAR**

Councilmember Johnson pulled Items C, K, and L. Councilmember Cook pulled Item F. It was moved by Vice Mayor Espinosa, seconded by Councilmember Cook, to waive the reading of Ordinances and Resolutions appearing on the Consent Calendar; to waive the reading of all other Resolutions appearing on the Agenda; to read all other Ordinances appearing on the Agenda, in title only; and to adopt the Consent Calendar as amended. Under roll call vote, all were in favor. The Consent Calendar was adopted.

**A.** Warrants and Certifications – Approved the Warrants and Certifications dated June 24, 2002. (88-2)

Wire Transfers	\$ 45,216.88
Salaries	\$284,233.05
Invoices	<u>\$600,349.07</u>
TOTAL	<u>\$929,799.00</u>

**B.** Closed Session – Approved a Closed Session to discuss: Public Employee Appointment or Employment. Positions to be filled: City Manager and Finance Director. Pursuant to *Government Code §54957*. (118)

**D.** Minutes – Adopted the Minutes of the Regular City Council Meeting of June 3, 2002. (50-6)

**E.** Minutes – Adopted the Minutes of the Special City Council Meeting of June 10, 2002. (50-6)

**G.** Correction to the Minutes of the Regular City Council Meeting of January 7, 2002 – Approved the correction to the Minutes of the Regular City Council Meeting of January 7, 2002. Deputy City Clerk Josie G. Herrera’s report dated June 24, 2002. (50-6)

**H.** Rejection of Claim Filed by G-2000 – Rejected the claim filed by G-2000. Assistant to the City Manager Melissa Grisales’ report dated June 25, 2002. (62)

**I.** Rejection of Claim Filed by Isabel Elizalde – Rejected the claim filed by Isabel Elizalde. Assistant to the City Manager Melissa Grisales’ report dated June 25, 2002. (62)

**J.** Amicus Participation; Valley Outdoor v. County of Riverside – Approved amicus participation in Valley Outdoor v. County of Riverside. City Attorney Phillip H. Romney’s report dated June 21, 2002. (50-3)

**CONSENT CALENDAR - SEPARATE ACTION ITEMS**

**C.** Minutes – (50-6)

Councilmember Johnson pulled this item in order to abstain because he was absent from the Special City Council Meeting of May 23, 2002.

It was moved by Councilmember Cook, seconded by Councilmember Procter, to adopt the Minutes of the Special City Council Meeting of May 23, 2002.

Under roll call vote, Councilmember Cook, Councilmember Procter, and Vice Mayor Espinosa were in favor. Councilmember Johnson and Mayor Luna abstained. The motion carried.

**F.** Minutes – (50-6)

Councilmember Cook pulled this item in order to abstain because he was absent from the Special City Council Meeting of June 17, 2002.

It was moved by Councilmember Johnson, seconded by Councilmember Procter, to adopt the Minutes of the Special City Council Meeting of June 17, 2002.

Under roll call vote, Councilmember Johnson, Councilmember Procter, and Vice Mayor Espinosa were in favor. Councilmember Cook and Mayor Luna abstained. The motion carried.

K. Ordinance No. 1057 Adopting Legal Descriptions of City Council Districts, Assignment of Numbers to City Council Districts and Presenting Proposed City Council Districts to City Electorate for Approval or Rejection, and Directing Staff to Forward the City Council District Information to the Ventura County Registrar of Voters (50/80) and

L. Resolution No. 5514 Calling and Giving Notice of the Holding of a General Municipal Election to be Held on Tuesday, November 5, 2002, for the Submission to the Voters a Question for the Voters to Decide Whether the Members of the Legislative Body of the City of Santa Paula Shall be Elected by Districts Described in Ordinance No. 1057 - (80)

Attorney John McDermott took City Attorney Phillip H. Romney's seat at the dais.

City Attorney Phillip H. Romney's report dated June 14, 2002, and Interim City Manager Paul L. Skeels and City Clerk Steven J. Salas' report dated June 18, 2002.

Patsy Martinez, 817 E. Santa Paula Street, spoke against adoption of the ordinance. The City Council responded that placing the matter before the voters was an agreement made with the Department of Justice to allow the citizens to decide whether they want district voting.

It was moved by Councilmember Johnson, seconded by Councilmember Cook, to approve Items K and L.

Under roll call vote, all were in favor, and the motion carried.

### **ORDINANCE NO. 1057**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA ADOPTING LEGAL DESCRIPTIONS OF CITY COUNCIL DISTRICTS, ASSIGNMENT OF NUMBERS TO CITY COUNCIL DISTRICTS AND PRESENTING PROPOSED CITY COUNCIL DISTRICTS TO CITY ELECTORATE FOR APPROVAL OR REJECTION, AND DIRECTING CITY STAFF TO FORWARD THE CITY COUNCIL DISTRICT INFORMATION TO THE VENTURA COUNTY REGISTRAR OF VOTERS

### **RESOLUTION NO. 5514**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2002, FOR THE SUBMISSION TO THE VOTERS A QUESTION FOR THE VOTERS TO DECIDE

WHETHER THE MEMBERS OF THE LEGISLATIVE BODY OF THE CITY OF SANTA PAULA SHALL BE ELECTED BY DISTRICTS DESCRIBED IN ORDINANCE NO. 1057  
City Attorney Phillip H. Romney returned to the dais.

### **ORDER OF BUSINESS**

Councilmember Johnson declared a Conflict of Interest on Items 9A, B, C, and D, and exited the Council Chambers. City Attorney Phillip H. Romney stated that due to conversations between the two initiatives and due to a conflict of interest with Item 9D, he suggested that he not participate in the discussions. Acting City Attorney Karl H. Berger took City Attorney Phillip H. Romney's seat at the dais.

A. Certification of the Initiative to Change the City of Santa Paula's Urban Restriction Boundary (CURB) to Include Adams Canyon and an Access Corridor (80)

Interim City Manager Paul L. Skeels and City Clerk Steven J. Salas' report dated June 6, 2002.

City Clerk Steven J. Salas responded to a question regarding whether he had performed a review of petition circulators by responding that his review indicated that only 12 out of the 20 petition circulators were registered voters in Ventura County. He further noted that Elections Code Section 9022 states that petition circulators must be a voter or qualified to register as a voter of the City.

Acting City Attorney Karl H. Berger responded that the City Council has three options regarding this matter: 1) adopt the ordinance as proposed in the initiative; 2) vote to place the matter on the ballot; or 3) ask for a report from staff. He further addressed concerns regarding the petition circulators by stating that the Elections Code was found to be unconstitutional in the 1999 case, Buckley v. American Law Institute, and stated that the proper procedure for concerns regarding petition circulators would be for the District Attorneys Office or other court official. He further advised that what was before the City Council was a certification stating that the proponents met publication and certification requirements for the initiative process and certification of sufficient signatures on the petition to qualify for the ballot.

Dr. Trygve Forland, 1332 Woodland Drive, spoke against placing this initiative on the ballot.

Ed Casey, 5032 Dumont Place, Woodland Hills, representing Santa Paula Development Partners, urged the City Council to place this initiative on the ballot.

John Wisda, 550 Monte Vista, spoke against placing this initiative on the ballot.

Bill Glenn, 128 E. Santa Paula Street, spoke in favor of placing this initiative on the ballot.

Richard Main, 15888 Foothill Road, spoke against placing this initiative on the ballot, and asked that if this initiative is placed on the ballot that Scott Anderson's initiative also be placed on the ballot.

Ken Chapman, 15119 Todd Lane, spoke against placing this initiative on the ballot, and referred to his letter dated June 27, 2002, which was previously distributed to the City Council, and which contained five issues of concern with this initiative.

Michele Ramsey, 7202 Montview Court, Falls Church, Virginia, read from a letter submitted for the record written by Cathlyn W. Beckman and Julie Tovas against placing this initiative on the ballot. She also offered her own comments against placing this initiative on the ballot.

It was moved by Councilmember Procter, seconded by Vice Mayor Espinosa, for the option of bringing back a report to have a chance to review the documents received today from counsel.

Under roll call vote, Councilmember Procter and Vice Mayor Espinosa were in favor. Councilmember Cook and Mayor Luna were opposed. It was a tie vote, and the motion failed.

Vice Mayor Espinosa stated for the record, "I also received this fax this evening. It's 20 pages, it's extremely thorough, it's done by our own counsel, and any decision being made should have thorough review of the information provided."

It was moved by Councilmember Cook, seconded by Mayor Luna, to adopt Resolution No. 5507 certifying the sufficiency of the petition entitled "An Initiative to Change the City of Santa Paula's Urban Restriction Boundary (CURB) to Include Adams Canyon and an Access Corridor."

A discussion ensued regarding the desire to have time to review the 20-page report received from Acting City Attorney Karl H. Berger. Acting City Attorney Karl H. Berger responded to the discussion by stating that California law is clear regarding the ministerial duty of a City Council to place a duly qualified initiative on the ballot, and cautioned that if

the City Council did not vote to place the measure on the ballot, the City would likely find itself in court, and would have a court order directing the City Council to place the measure on the ballot. He further noted that the issues brought up regarding the legalities of the initiative are for a judge to decide.

Under roll call vote, Councilmember Cook was in favor. Councilmember Procter abstained. Vice Mayor Espinosa stated for the record, "I'm going to vote my conscience, and the arguments in favor of Pinnacle, for the record, and the actions by an out of state developer to attempt to legitimize a process, does not meet the minimum standards of the Elections Code, and shouldn't be allowed to move forward. Everyone has to play by the same rules. And, the Pinnacle group seems to think that they're above the law, and so I would have to vote my conscience and vote no." Mayor Luna was in favor.

Acting City Attorney Karl H. Berger responded to a request to declare the outcome of the vote by stating that according to City Policy Rule 9.3, an abstention counts as in favor of the majority, and that the motion passes. He further read City Council Policy Rule 9.3 for the record, "Every Councilmember should vote unless disqualified by reason of a conflict of interest. A councilmember who abstains from voting in effect consents that a majority of the quorum may decide the question where permitted by Ordinance or State law."

It was moved by Vice Mayor Espinosa, seconded by Councilmember Procter, for reconsideration of this item because it appeared perhaps a Council person was not clear on what the abstention meant.

Under roll call vote, Councilmember Procter and Vice Mayor Espinosa were in favor. Councilmember Cook and Mayor Luna were opposed. It was a tie vote, and the motion failed.

B. Resolution No. 5512 Calling and Giving Notice of the Holding of a General Municipal Election to be Held on Tuesday, November 5, 2002, for the Submission to the Voters a Question to Whether or Not to Adopt an Ordinance to Change the City of Santa Paula's Urban Restriction Boundary (CURB) to Include Adams Canyon and an Access Corridor – (80)

Interim City Manager Paul L. Skeels and City Clerk Steven J. Salas' report dated June 10, 2002.

The phone connection to the teleconference location was disconnected by one of the Councilmembers. Acting City Attorney Karl H. Berger advised that the Brown Act states that a teleconference location must be open and accessed by the public and public comment must be available from the teleconference location, and that the City Council

voted to have teleconferencing from the location. He further advised that the phone must be reconnected. A recess was called in order to reconnect the phone connection to the teleconference location.

### **RECESS TO A BREAK**

Mayor Luna recessed the City Council to a Break at 7:55 p.m.

### **RECONVENE TO REGULAR MEETING**

Mayor Luna reconvened the City Council at 8:02 p.m.

Ed Casey, 5043 Dumont Place, Woodland Hills, representing Santa Paula Development Partners, asked the City Council to discharge its ministerial duty and approve this item.

It was moved by Councilmember Cook, seconded by Mayor Luna, to adopt Resolution No. 5512 calling and giving notice of the holding of a General Municipal Election for the submission of the measure changing the Santa Paula Urban Restriction Boundary.

Under roll call vote, Councilmember Cook and Mayor Luna were in favor. Councilmember Procter and Vice Mayor Espinosa was opposed. It was a tie vote, and the motion failed.

C. Arguments and Rebuttals For and Against An Initiative to Change the City of Santa Paula's Urban Restriction Boundary (CURB) to Include Adams Canyon and an Access Corridor – (80)

Interim City Manager Paul L. Skeels and City Clerk Steven J. Salas' report dated June 6, 2002.

Patsy Martinez, 817 E. Santa Paula Street, spoke in favor of placing this initiative on the ballot in order to generate funds and homes for the City.

It was moved by Councilmember Procter, seconded by Vice Mayor Espinosa, that the City Council take a position against this initiative.

Under roll call vote, Councilmember Procter and Vice Mayor Espinosa were in favor. Councilmember Cook and Mayor Luna were opposed. It was a tie vote, and the motion failed.

It was moved by Councilmember Cook, seconded by Mayor Luna, that Mayor Luna write the rebuttals for the initiative to change the City of Santa Paula's Urban Restriction Boundary (CURB) to include Adams Canyon and an access corridor.

Under roll call vote, Councilmember Cook and Mayor Luna were in favor. Councilmember Procter and Vice Mayor Espinosa were opposed. It was a tie vote, and the motion failed.

Acting City Attorney Karl H. Berger responded to a request for clarification by responding that no argument in favor or opposed would be written from the City.

D. Consider Placing the Initiative Measure Amending the City Urban Restriction Boundary (CURB) Line to Include a 32.5 Acre Parcel at the Northwest Corner of Peck/Foothill Roads on the November Ballot – (80)

City Clerk Steven J. Salas' report dated June 11, 2002.

Interim City Manager Paul L. Skeels responded to a question regarding whether there was an additional staff report by responding no; however, Acting City Attorney Karl H. Berger had prepared a legal analysis which he would present to the City Council.

Mayor Luna requested a 15 minute break to allow him to continue the meeting from the teleconference location, and stated that he would turn the meeting over to Vice Mayor Espinosa.

Acting City Attorney Karl H. Berger responded to a question regarding the protocol on how Mayor Luna would be recognized from the teleconference location by responding that Mayor Luna would be connected by phone and that a City representative would be present to verify that Mayor Luna had reached the teleconference site. He further responded to a question regarding whether people at the teleconference location would be able to participate by responding that the Brown Act allows public participation at the teleconference site, and that the Mayor would be allowed to vote from the alternate site.

### **RECESS TO A BREAK**

Mayor Luna recessed the City Council to a Break at 8:23 p.m.

### **RECONVENE TO REGULAR MEETING**

Vice Mayor Espinosa reconvened the City Council at 8:39 p.m.

Vice Mayor Espinosa stated for the record, "Those attending the alternative site have the opportunity to comment, as well as each and every person in the City Council Chambers.

So, if there is anyone who would like to comment on any item on the agenda, if you will please advise the Council, of course prior... I'll ask for Public Comment, but if you'll be prepared, we will, of course, accept public comment from that site as well."

Scott Anderson, 1206 E. Santa Paula Street, a local developer, requested on behalf of the registered voters who signed the petition to have the initiative placed on the ballot. He further referred to the General Plan, General Plan Environmental Impact Report (EIR) Update, and the White Paper prepared for LAFCO, and noted that the City Council could attach an addendum to the City's General Plan EIR to comply with the California Environmental Quality Act (CEQA). He further requested that the City Council place the initiative on the ballot.

Dennis Kuttler, 300 Esplanade Drive, Oxnard, referred to his June 28, 2002 letter to the City Council, which addressed CEQA requirements, and his July 1, 2002 letter to Acting City Attorney Karl H. Berger, which addressed Mr. Anderson's agreement to indemnify the City should the City Council place the initiative on the ballot. He further suggested that the City Council adopt an addendum to the City's EIR.

John McClendon, 23422 Mill Creek Drive, Laguna Hills, spoke regarding his experience as an attorney in legal cases involving CEQA, and stated that the City Council has the ability to place the measure on the ballot by adopting the EIR addendum presented tonight. He responded to a question regarding whether the City Council should make a finding first or adopt the EIR addendum as presented by responding that the City Council could make a finding that the EIR with the addendum reflects the City Council's independent judgment and is approved.

Keith Hagaman, 27 Ketch Street, Marina del Rey, requested that the measure be placed on the ballot due to its broad public support and due to the applicant's willingness to indemnify the city.

Ed Casey, 5043 Dumont Place, Woodland Hills, representing Santa Paula Development Partners, stated that the question on this initiative is not whether to do a CEQA review, but how to comply with CEQA. He further deferred his question to the City Attorney on whether the City needs to prepare an initial study pursuant to CEQA Guideline 15153, and whether or not the matter of adopting an EIR addendum has been properly agendaized for this meeting. He further requested that the City follow the law as opined by the City Attorney.

Ken Chapman, 15119 Todd Lane, stated that no one has any problems with Mr. Anderson's proposal; however, the measure is receiving heavy opposition from the opponents who are requesting that the City Council follow the law.

Rita Graham, 819 Ojai Road, stated that the issue is not whether to place this initiative on the ballot, but whether the City Council should place a City initiative on the ballot. She further urged the City Council that the initiative meet the legal standard.

Acting City Attorney Karl H. Berger responded to a request for follow-up comments by stating that what the City Council is not obligated to place Mr. Anderson's initiative on the ballot, and that it could write its own initiative. Further, he sees no language from an environmental perspective which may alter the manner in which this is reviewed from a CEQA standpoint. Also, if the Council agrees on language and decides to place the matter on the ballot, it may require an initial study or adoption of an addendum to the EIR. However, adoption of an addendum based on the City Council's independent judgment was not agendaized. Finally, if the City Council were to decide on proposed language and submit it for staff review, the City Council could adjourn to the July 8, 2002 Special City Council to make a determination on whether to follow the suggestions made or take a different course of action.

It was moved by Vice Mayor Espinosa to retain the language as it is in the initiative because that is what the public who signed the initiative read, and that is their understanding of the initiative.

Acting City Attorney Karl H. Berger responded to a question regarding what would be the next step if the language is approved by responding that staff would review the language and bring a report back to the City Council at a Special City Council Meeting on July 8, 2002, with regard to whether an initial study must be conducted, or whether an addendum to the EIR may be adopted. The City Council could then take action on placing the matter on the ballot and determine whether to appoint someone to write an argument for or against the matter.

Councilmember Procter seconded the motion with having it concurrent with developing the indemnification process. Acting City Attorney Karl H. Berger responded that this would be a fourth agenda item for an approval of an indemnification agreement between Mr. Anderson and the City. Councilmember Procter withdrew that portion of his second to the motion.

Under roll call vote, Councilmember Procter and Vice Mayor Espinosa were in favor. Councilmember Cook and Mayor Luna were opposed. It was a tie vote, and the motion failed.

### **COUNCIL CONSENSUS TO EXTEND THE MEETING**

As business had not concluded at 9:35 p.m., and pursuant to Section 11 of the City Council's Rules of Procedure, it was moved by Councilmember Cook, seconded by Councilmember Procter, to extend the meeting for one hour. Under roll call vote, Councilmember Cook, Councilmember Procter, Vice Mayor Espinosa, and Mayor Luna were in favor. The motion carried.

Mayor Luna stated that he was unable to continue with the meeting and would be retiring for the evening. Acting City Attorney Karl H. Berger advised that for the purpose of the Brown Act, the teleconference site would remain a public meeting site and the conference line would remain open until the end of the meeting.

### **RECESS TO A BREAK**

The City Council recessed to a Break at 9:38 p.m.

### **RECONVENE TO REGULAR MEETING**

Vice Mayor Espinosa reconvened the City Council at 9:44 p.m.

It was moved by Vice Mayor Espinosa, seconded by Councilmember Procter, to consider placing the initiative measure amending the City Urban Restriction Boundary including the 32.5 acre parcel at the northwest corner of Peck and Foothill Roads on the ballot.

A discussion ensued regarding the vote taken on the previous motion which was to adopt the language as it is in the initiative, and a discussion regarding this motion which is to adopt the initiative as it is amended to place the measure amending the City Urban Restriction Boundary to include the 32.5 acre parcel at the northwest corner of Peck and Foothill Roads on the November ballot.

Another discussion ensued regarding whether Mayor Luna could continue to participate with the meeting as he had made it known that he was feeling better.

Acting City Attorney Karl H. Berger responded that it was his opinion that Mayor Luna could rejoin the meeting and participate in the discussion. He further responded to a question regarding whether it would be considered that Mayor Luna was abstaining from the remainder of the meeting according to Council Rule 9.8 by responding that this rule refers to abstaining from voting on a particular matter.

Under roll call vote, Councilmember Procter and Vice Mayor Espinosa were in favor. Councilmember Cook and Mayor Luna were opposed. It was a tie vote, and the motion failed.

Councilmember Johnson returned to the dais.

E. Arguments and Rebuttals For and Against a Measure for the Voters to Decide Whether the Members of the Legislative Body of the City of Santa Paula Shall be Elected by Districts Described in Ordinance No. 1057 – (50/80)

Interim City Manager Paul L. Skeels and City Clerk Steven J. Salas' report dated June 18, 2002.

It was moved by Councilmember Procter, seconded by Vice Mayor Espinosa, that he author the argument for the measure.

Under roll call vote, all were in favor, and the motion carried.

It was moved by Councilmember Johnson, seconded by Councilmember Cook, that Councilmember Johnson and Councilmember Cook write the argument against the measure.

Acting City Attorney Karl H. Berger responded to a question regarding what City resources may be used to write the argument by responding none.

Under roll call vote, all were in favor, and the motion carried.

**RESOLUTION NO. 5515**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA, CALIFORNIA, SETTING PRIORITIES FOR FILING A WRITTEN ARGUMENT REGARDING A CITY MEASURE AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS

**RESOLUTION NO. 5516**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS.

F. Alcohol Sales Signage – (42-1),

G. Signs on Public Property for Private Parties – (122), and

**H. Synthetic Grass Soccer Fields – (114)**

It was moved by Councilmember Johnson, seconded by Councilmember Cook, to put off items 9F, G, and H to the next regular meeting.

Under roll call vote, all were in favor, and the motion carried.

**CITY COMMUNICATIONS**

Interim City Manager Paul L. Skeels announced that Sandra Easley had accepted the position of Acting Finance Director. Ms. Easley distributed copies of the adopted 2002-2003 budget.

Councilmember Procter welcomed back Mayor Luna.

**FUTURE AGENDA ITEMS**

It was moved by Mayor Luna, seconded by Councilmember Cook, to bring back the closure of Mill Street.

Mayor Luna clarified his motion for a report to close Mill Street and set aside funds for the gazebo.

Under roll call vote, Councilmember Cook, Councilmember Johnson, and Mayor Luna were in favor. Councilmember Procter and Vice Mayor Espinosa were opposed. The motion carried.

**RECESS TO A REDEVELOPMENT AGENCY MEETING**

Vice Mayor Espinosa recessed the City Council to a Redevelopment Agency Meeting at 10:00 p.m.

**RECONVENE TO REGULAR MEETING**

Vice Mayor Espinosa reconvened the City Council at 10:23 p.m.

**CLOSED SESSION**

Acting City Attorney Karl H. Berger announced that the Closed Session was to discuss: Public Employee Appointment or Employment. Positions to be filled: City Manager and Finance Director. Pursuant to *Government Code §54957*. (118)

Vice Mayor Espinosa recessed the City Council to a Closed Session at 10:23 p.m., and reconvened into Open Session at 10:30 p.m.

No action was taken during the Closed Session.

**ADJOURNMENT**

There being no further business to come before the City Council, Vice Mayor Espinosa adjourned the meeting at 10:30 p.m.

ATTEST:

Steven J. Salas  
City Clerk