

CALL TO ORDER

Mayor Procter called the meeting to order at 6:30 p.m. Building and Safety Director Stephen R. Stuart offered the invocation, and Mayor Procter led the Pledge of Allegiance to the Flag.

ROLL CALL

Councilmember Richard C. Cook, Councilmember Ray C. Luna, Councilmember Mary Ann Krause, Vice Mayor Gabino Aguirre, and Mayor John T. Procter responded to roll call. City Manager Wally Bobkiewicz, City Attorney Karl H. Berger, City Clerk Steven J. Salas, and Deputy City Clerk Josephine G. Herrera were also present.

PRESENTATION

A. Proclamation Honoring Outgoing Planning Commissioners

Councilmember Luna presented a proclamation and City tile to David Johnson for his service as Planning Commissioner. Mr. Johnson stated that it was a pleasure to serve the City and encouraged everyone to participate in City government. He further thanked the City Council for their consideration.

Councilmember Cook presented a proclamation and City tile to Gerald Schmidt for his service as Planning Commissioner. Mr. Schmidt acknowledged his mentors from the Planning Commission, and thanked the City Council for their consideration.

B. Proclamation Designating the Month of October as Domestic Violence Awareness Month

Mayor Procter presented a proclamation to Maria Collier from Interface designating the month of October as Domestic Violence Awareness Month. Ms. Collier thanked the City Council for their support on behalf of Interface and Partnership for Safe Families.

C. Annual Report, Santa Paula Housing Authority

Authority Chair Flo Zakrajshek presented the Housing Authority's 2002/03 Annual Report. She acknowledged Executive Director Ramsey Jay and thanked the City Council for the opportunity to present the annual report. She responded to a question regarding the estimate of the amount of vouchers that the City would lose with President Bush's proposal by stating that this is unclear at the present time; however, more information will be available next year.

D. Proclamation Recognizing Les Estes

Vice Mayor Aguirre presented a proclamation to Les Estes, Accounting Technician, recognizing his United States Naval Reserve Service during the *Operation Iraqi Freedom*. Mr. Estes thanked the City Council, City Manager Wally Bobkiewicz, and Finance Director Alvertina Rivera for their support, and further thanked his wife, Diane, for her support and understanding for the past 18 years.

E. Introduction of New Employee

Police Chief Robert S. Gonzales introduced Community Service Officer Matthew Ikerd, who recently moved from Japan. Mr. Ikerd stated that he was pleased to work for the Santa Paula Police Department, and that he hopes to make a positive impact in the community.

PUBLIC COMMENT

Carmen Guerrero, 3591 Corby Avenue, Camarillo, representing the De Colores Art Group, thanked City staff for their support for the upcoming Fandango, and offered her condolences to Community Services Director Brian J. Yanez, who recently lost his grandfather. She also thanked Centex Homes for their support. She outlined the activities and musicians planned for the Fandango, and invited everyone to attend on September 21, 2003, at the Gazebo, from 1:00 p.m. to 6:00 p.m.

Mike Miller, 226 N. Eighth Street, representing Latino Town Hall and Committee 2000, invited everyone to the "Keys to a Vibrant Downtown" meeting scheduled for September 19, 2003, at the Depot, at 6:30 p.m., with featured speakers Steve Coyle from LCA Town Planners, and David Leland from Leland Consulting Group.

Ginger Gherardi, no address given, expressed her concern with the bars and turnstiles recently installed at Vons Market, and requested that staff investigate whether Vons requires a permit to have these installed and whether they comply with handicap and emergency accessibility requirements.

Jess Victoria, 918 E. Main Street, representing Latino Town Hall, thanked the City Council, City Manager, and City Clerk for ensuring that all 10 polling places will remain open for all elections.

Robert Herrera, 1020 E. Main Street, thanked the City for cleaning the streets and for graffiti abatement efforts. He offered a donation of \$200 for graffiti abatement, and a \$500 to \$1,000 reward. He further offered a \$1,000 scholarship to the graffiti artist to attend the Museum of Art. Lastly, he offered 30 hours per month to paint the library.

CITY COUNCIL, STAFF COMMUNICATIONS

A. Update on Fagan Canyon Charrette Process and Transmittal of Draft Objectives, Strategies, and Measures for Success (OSMs)

Planning Director Thomas M. Bartlett's report dated September 8, 2003. The report was received and filed.

B. Update on Special City Council Meeting on September 29, 2003 at Barbara Webster School

Assistant to the City Manager Melissa Grisales provided an oral update on the Special City Council Meeting scheduled for September 29, 2003, at Barbara Webster School, and stated that promotion of the meeting will include advertisement in the newspaper, Channel 10, and flyers to be distributed through Las Piedras Park Community Policing Building, Blanchard Community Library, and the school district.

A discussion ensued regarding providing a wide distribution of the flyer to the entire community, distributing the flyers to all elementary schools and St. Sebastian School, replaying the meeting on Channel 10, providing Spanish translation during the meeting, and scheduling another meeting in the Spring at Casa del Mexicano.

Councilmember Krause mentioned that she attended the League of California Cities Annual Conference last week with Councilmember Cook, Vice Mayor Aguirre, Mayor Procter, City Manager Wally Bobkiewicz, and City Attorney Karl H. Berger. She also mentioned that she attended sessions on downtown rehabilitation, and reducing violence in communities by early intervention.

Vice Mayor Aguirre stated that during the League of California Cities Annual Conference, he attended sessions regarding workforce housing issues, inclusionary housing ordinances, environmental quality, and wastewater issues. He also attended a caucus at the Railroad Museum where he met legislators and gubernatorial candidates.

Mayor Procter noted that the League of California Cities Annual Conference was a great experience. He also stated that the League members voted unanimously to support a statewide initiative for the November 2004 election for a constitutional amendment to guarantee funding by the State, such as requiring citizen approval for raised taxes and raising the threshold within the legislature.

APPROVAL OF FINAL AGENDA

There were no changes to the agenda.

CONSENT CALENDAR

It was moved by Councilmember Cook, seconded by Councilmember Luna, 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 presented. There was no opposition. The Consent Calendar was adopted.

- A. Waiver of Reading of Ordinances and Resolutions – Approved waiver of the reading of Ordinances and Resolutions appearing on the Consent Calendar; waiver of the reading of all other Resolutions appearing on the Agenda; and reading all other Ordinances appearing on the Agenda, in title only.
- B. Minutes – Adopted the Minutes of the Special City Council Meeting of August 4, 2003.
- C. Minutes – Adopted the Minutes of the Regular Joint City Council/Public Financing Authority Meeting of August 4, 2003.
- D. Minutes – Adopted the Minutes of the Special City Council Meeting of August 11, 2003, 6:00 p.m.
- E. Minutes – Adopted the Minutes of the Special Joint City Council/Redevelopment Agency Meeting of August 11, 2003, 6:30 p.m.
- F. Minutes – Adopted the Minutes of the Special City Council Meeting of August 18, 2003.
- G. Ordinance No. 1072 Regulating Public Nuisances, Second Reading – Adopted **ORDINANCE NO. 1072**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA AMENDING CHAPTER 94 OF THE SANTA PAULA MUNICIPAL CODE REGULATING PUBLIC NUISANCES INCLUDING GRAFFITI. Deputy City Clerk Josephine G. Herrera's report dated September 5, 2003.
- H. Annual Report on Supplemental Law Enforcement Services Fund – Citizens Option for Public Safety Grant – Received this report and filed the attached annual activity report for the Supplemental Law Enforcement Services Fund (SLESF), also known as the Citizens Option for Public Safety (COPS) Grant, for the fiscal year ending June 30, 2003. Finance Director Alvertina Rivera's report dated September 8, 2003.

- I. Council Expense and City Manager Travel Monthly Report of Transactions – Reviewed and filed the attached monthly transactions report. Finance Director Alvertina Rivera’s report dated September 5, 2003.
- J. Monthly Report of Transactions – Reviewed and filed the attached monthly transactions report. City Treasurer Sandra K. Easley’s report dated September 5, 2003.
- K. Requests for Proposals for Banking Services – Authorized staff to proceed with a Request for Proposal for Banking Services. Finance Director Alvertina Rivera’s report dated August 22, 2003.
- L. Transportation Development Act Claims Fiscal Year 2003/2004 – Adopted the attached resolutions authorizing filing claims for and allocation of Transportation Development act (TDA) funds. **RESOLUTION NO. 6016**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA AUTHORIZING THE FILING OF A CLAIM WITH THE VENTURA COUNTY TRANSPORTATION COMMISSION FOR ALLOCATION OF TRANSPORTATION DEVELOPMENT ACT FUNDS FOR FISCAL YEAR 2003/04. **RESOLUTION NO. 6017**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA AUTHORIZING ALLOCATION OF A PORTION OF THE TRANSPORTATION FUND RECEIPTS TO VENTURA INTERCITY SERVICE TRANSIT AUTHORITY. Finance Director Alvertina Rivera’s report dated August 28, 2003.
- M. Ordinance No. 1070, Second Reading – Adopted **ORDINANCE NO. 1070**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA AMENDING THE CITY’S ZONING MAP TO APPLY THE PLANNED DEVELOPMENT ADDITIVE ZONING DESIGNATION TO THE PARCEL LOCATED AT 611 E. HARVARD BOULEVARD, KNOWN AS ASSESSOR’S PARCEL NUMBER 103-0-220-555. Planning Director Thomas M. Bartlett’s report dated September 8, 2003.
- N. Bureau of Justice Assistance Bullet Proof Vest Grant – 1) Allowed the acceptance of up to \$16,441 in Bureau of Justice Assistance Bullet Proof Vest Grant Funds; and 2) authorized the use of up to \$16,441 of asset forfeiture funds (account #203.045.4502.8124) for the City’s match. Police Chief Robert S. Gonzales’ report dated August 15, 2003.
- O. Police Vehicle Purchase – Approved the purchase of two 2003 Ford Crown Victoria police package vehicles from Downtown Ford of Sacramento, California, in the amount of \$57,230.74. Police Chief Robert S. Gonzales’ report dated July 17, 2003.

- P. Approval of an Agreement for Services with Benner & Carpenter – Approved the attached Agreement for Services with Benner and Carpenter, Inc., and authorized the City Manager to execute the Agreement on behalf of the City. Public Works Director/City Engineer Clifford G. Finley's report dated September 8, 2003.
- Q. Grant Application for Regional State Transportation Project (RSTP) and Congestion Management and Air Quality (CMAQ) Projects – Confirmed staff's application for two separate grants from the Ventura County Transportation Commission (VCTC): 1) a grant for the installation of traffic signals on the east bound off-ramps from Highway 126 at Tenth Street and Palm Avenue; and 2) a grant for the construction of the Green Street Paseo and improved public parking lot between South Alley and Yale Street. **RESOLUTION NO. 6019**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPLY FOR, RECEIVE, AND APPROPRIATE GRANT FUNDS FOR THE INSTALLATION OF TRAFFIC SIGNALS ON THE EAST BOUND OFF-RAMPS FROM HIGHWAY 126 AT TENTH STREET AND PALM AVENUE UNDER THE REGIONAL STATE TRANSPORTATION PROJECT ACT. **RESOLUTION NO. 6020**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPLY FOR, RECEIVE, AND APPROPRIATE GRANT FUNDS FOR GREEN ALLEY PASEO AND PUBLIC PARKING LOT IMPROVEMENTS UNDER THE CONGESTION MANAGEMENT AND AIR QUALITY ACT. Public Works Director/City Engineer Clifford G. Finley's report dated September 8, 2003.
- R. Franchise Oil Agreement with Union Pipeline Company (California); Notice of Intent to Hold a Public Hearing on Ordinance No. 1061 – Adopted Resolution No. 5558, setting the date of the Public Hearing to October 6, 2003, for Ordinance No. 1061, the Franchise Oil Agreement with Union Pipeline Company (California). **RESOLUTION NO. 5558**, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA DECLARING INTENTION TO CONDUCT A DULY NOTICED PUBLIC HEARING ON OCTOBER 6, 2003 FOR FRANCHISE OIL AGREEMENT WITH UNION PIPELINE COMPANY. Public Works Director/City Engineer Clifford G. Finley's report dated September 5, 2003.
- S. Las Piedras Park Restrooms Upgrade, Project No. 02.03.239 BAG, Award of Contract – Awarded the contract for the Las Piedras Park Restrooms Upgrade, Project No. 02.03.239 BAG, to Morton Construction Company, in the amount of \$75,000. Public Works Director/City Engineer Clifford G. Finley's report dated September 8, 2003.

PUBLIC HEARING

A. Bureau of Assistance (BJA) Local Law Enforcement Block Grant Program

Mayor Procter opened the Public Hearing at 7:32 p.m.

Police Chief Robert S. Gonzales' report dated September 2, 2003. No public comment was received.

It was moved by Vice Mayor Aguirre, seconded by Councilmember Krause, to approve allocations of \$25,375 towards gang/graffiti eradication, continued support of High Risk Entry Team, Citizen Patrol, and other needed unfounded or unbudgeted equipment as yet to be determined, and establish a budget under Fund 408 and authorize staff to apply any interest earnings towards any of the above purpose areas. There was no opposition, and the motion carried.

Mayor Procter closed the Public Hearing at 7:35 p.m.

ORDER OF BUSINESS

A. Update on Santa Paula Memorial Hospital

Rodney Fernandez, 537 Glade Drive, representing the Santa Paula Memorial Hospital Board of Directors, provided an update of the negotiations with the County of Ventura, and noted that the hospital has secured a \$2.5 million bridge loan in order to meet the retirement fund obligation, pay accounts payables, purchase supplies and equipment, and set aside a reserve fund. He further noted that the due diligence continues to move forward, an audit of the hospital is underway, and work has begun on drafting the lease agreement and securing licensing approval from the State and Federal governments. He responded to a question regarding whether the Board of Directors had previously informed the City Council that funds were available to pay the retirement fund obligation prior to securing the bridge loan by stating that the Board of Directors had merely informed the City Council that this obligation was due in September. He further responded to a question regarding the plan to phase-in County administration by stating that the County would take over management and full operations of the hospital. He further responded to a question regarding whether the hospital has cut back on services by stating that some emergency vehicles were sent to Ventura County Medical Center due to turnover in personnel at the hospital. He further responded to a question regarding the next due date for the retirement fund payment by stating that the next payment will be due September 2004. He further responded to a question regarding the estimated time of completing the lease agreement by stating that he could provide an update in two weeks.

Councilmember Cook stepped out of the Council Chambers at 7:51 p.m., and returned at 7:52 p.m.

Mr. Fernandez responded to question regarding the approval of the lease agreement by stating that both the hospital Board of Directors and County Board of Supervisors are required to approve the lease agreement. He further responded to a question regarding the mortgage holder for the bridge loan by stating that the mortgage holder is Fidelity Mortgage, a California Corporation

Ernest Carlson, M.D., 1323 Say Road, expressed his concern with the hospital's need for financing; that hospital administration has not provided updates to its employees and staff; and the difficulty in hiring new personnel.

It was the consensus of the City Council to receive an update regarding Santa Paula Memorial Hospital at the October 6, 2003 City Council Meeting.

B. Approval of Management, Maintenance, and Operations Contract for Wastewater Treatment Facility and Collection System

City Attorney Karl H. Berger provided an overview of the new contract, which focuses on flexibility, accountability, and resolving ambiguity in the current contract. He responded to a question regarding the language in the contract regarding reporting obligations of spills and discharges by stating that this is addressed in the breach of contract and indemnity provisions.

Public Works Superintendent Anthony Emmert presented Public Works Director/City Engineer Clifford G. Finley's report dated September 6, 2003.

Councilmember Luna stepped out of the Council Chambers at 8:13 p.m., and returned at 8:15 p.m.

Public Works Superintendent Anthony Emmert responded to a question regarding the budget for repairs by stating that there has been a significant increase in the budget expenditure in the last 18 months for repairs.

City Manager Wally Bobkiewicz responded to a question regarding whether the City is in the fifth year of the contract with OMI by stating that this is a new contract with new language. City Attorney Karl H. Berger added that this new contract is for five years or until such time as the City has a new wastewater treatment plant.

A discussion ensued regarding whether the original contract approved in 1998 was for five years with a provision that the contract go out to bid afterward.

Charles Grace, Project Manager for Operations Management International, presented the Wastewater Treatment Plant Quarterly Status Report.

Gary Young, Regional Business Manager for Operations Management International, thanked the City for working jointly to accomplish a much better contract.

A discussion ensued regarding whether to approve the new contract for a six-month period so that it may go out to bid as originally approved by the City Council. City Manager Wally Bobkiewicz responded to the discussion by stating that he had reviewed the minutes, which mentioned going out to bid; however, he and staff recommended that the City Council approve the new agreement in order to move forward with the new plant. He further recommended that the City continue with OMI with the understanding that the process would begin in the next 18 to 24 months to conduct the process for the operator of the new plant.

City Attorney Karl H. Berger responded to a question regarding termination clauses in the contract by stating that the contract contains a termination clause for 90 days without cause, and a clause in the breach of contract provision for 30 days.

It was moved by Councilmember Krause, seconded by Mayor Procter, to: 1) approve the contract with Operations Management International, Inc. (OMI) to manage, maintain, and operate the City's Wastewater Treatment Facility and Wastewater Collection System; 2) authorize the Mayor to execute contract, and 3) receive and file presentation from OMI on operations and maintenance of wastewater treatment plant. Councilmember Krause, Vice Mayor Aguirre, and Mayor Procter were in favor. Councilmember Cook and Councilmember Luna were opposed. The motion carried.

RECESS TO A BREAK

Mayor Procter recessed the City Council to a break at 8:36 p.m.

RECONVENE TO REGULAR MEETING

Mayor Procter reconvened the City Council at 8:45 p.m.

C. Status Report on Pending Issues before the Regional Water Quality Control Board

City Manager Wally Bobkiewicz provided an oral update regarding discussions with the Regional Water Quality Control Board Los Angeles Region regarding the new operations permit for the wastewater treatment plant, and regarding pending fines against the City for the wastewater treatment plant's inability to meet provisions of its current operations permit issued in 1997. He stated that the City has filed a stay with

the California State Water Resources Control Board asking them to consider the City's petition for a review of discussions with the Regional Water Quality Control Board Los Angeles Region. He also noted that this would be the City's final opportunity for administrative assistance from the California State Water Resources Control Board before the Regional Water Quality Control Board Los Angeles Region issues a new operations permit and a cease and desist order. He recommended that the City Council authorize staff to distribute flyers in English and Spanish and advertise in the local newspaper asking for City residents' signatures to appeal to the California State Water Resources Control Board for a hearing.

It was the consensus of the City Council to move forward with staff's recommendation.

D. Citizen Steering Committee for Police Management Audit

City Manager Wally Bobkiewicz presented Assistant to the City Manager Melissa Grisales' report dated September 8, 2003. He responded to a question regarding whether the committee would terminate once the audit is completed by stating that the committee would only be active for the duration of the audit. He further responded to a question regarding the committee's responsibilities by stating that the committee would serve as advisory to the City Council.

It was moved by Councilmember Krause, seconded by Vice Mayor Aguirre, to adopt a resolution creating a Citizen Steering Committee for the Police Management Audit.

City Manager Wally Bobkiewicz responded to a question regarding the date to submit names for the committee by stating that names should be submitted by the end of next week. He further responded to a question regarding the employee oversight committee by stating that these include police employees, Police Chief Robert S. Gonzales, Assistant to the City Manager Melissa Grisales, and himself.

There was no opposition, and the motion carried.

RESOLUTION NO. 6018

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA
CREATING A CITIZEN ADVISORY COMMITTEE

E. Review Commission Appointment Policy and Discuss Moratorium on Commission Appointments

City Manager Wally Bobkiewicz's report dated September 8, 2003.

A discussion ensued regarding amending Page 2, Item 4 of the City Council's policy to read, "City Council will take action on each open seat individually at a City Council

Meeting once the *candidate interviews have* been completed.” The City Council also noted that the policy is that the vote is taken at the subsequent meeting, and discussed amending the municipal code so all appointments are City Council appointments and not Mayoral appointments.

It was moved by Councilmember Cook to accept the policy as written and amend the municipal code to correspond with the Council’s Rules and Regulations and appointment policy

City Attorney Karl H. Berger recommended that the City Council direct staff to bring back a report to add a new provision at the beginning of the municipal code that outlines the procedure for appointing any commissioner, board member, or committee member, and that would supersede all other provisions.

Councilmember Cook amended his motion as recommended by the City Attorney. Councilmember Krause seconded the motion. There was no opposition, and the motion carried.

It was the consensus of the City Council to delay appointments to commissions and committees for two to three weeks, and that staff bring back an ordinance for introduction at the October 6, 2003 City Council Meeting.

F. Review Council Rules of Procedures

City Manager Wally Bobkiewicz’s report dated September 9, 2003.

A discussion ensued regarding having the Mayor set the time limit of 10 to 20 minutes for public testimony during Public Hearings according to the scope and complexity of the issue.

City Attorney Karl H. Berger advised that wording in Section 7.3(c) of Resolution No. 5569 could be changed to state, “Applicant representative presentation is limited to 20 minutes, any portion of which can be used as rebuttal. The City Council may amend the time depending on the complexity of the project.” City Manager Wally Bobkiewicz suggested that staff bring back a new restated resolution establishing rules for conducting City Council Meetings.

It was moved by Mayor Procter, seconded by Vice Mayor Aguirre, to have the City Attorney bring back a resolution with changes as recommended. There was no opposition, and the motion carried.

G. Procedure for Naming City Streets

Building and Safety Director Stephen R. Stuart’s report dated September 5, 2003.

A discussion ensued regarding naming new streets after soldiers killed in action, and whether it would be more appropriate to have commercial streets named in this manner rather than residential streets. Another discussion ensued regarding developers having certain themes for housing tracts and having streets named according to the theme.

City Attorney Karl H. Berger advised that discussion be kept toward a general street naming policy, and noted that there is no development project before the City Council at this time.

Building and Safety Director Stephen R. Stuart responded to a question regarding the current process by stating that subdivisions with streets are reviewed and approved by the Planning Commission and the City Council.

City Manager Wally Bobkiewicz suggested that if the City Council feels it is important that street names have historical or commemorative nature, that staff could bring back an amendment to the municipal code so that developers may review subdivision requirements and the intention of the City Council concerning streets names.

A discussion ensued regarding listing plants, flowers, birds, and trees native to the area, and correcting spelling errors on the street name list.

It was moved by Councilmember Cook, seconded by Councilmember Krause, that staff review the street name list and bring it back for Council consideration. There was no opposition, and the motion carried.

COUNCIL CONSENSUS TO EXTEND THE MEETING

As business had not concluded at 9:39 p.m., and pursuant to Section 11 of the City Council's Rules of Procedure, it was moved by Councilmember Cook, seconded by Councilmember Krause, to extend the meeting for 45 minutes. There was no opposition, and the motion carried.

H. **Streets, Parks, and City Facilities Assessment and Utility Master Plans**

Public Works Director/City Engineer Clifford G. Finley's report dated September 8, 2003.

City Manager Wally Bobkiewicz responded to a question regarding whether the master plan would be to determine fees, maintenance, and the need for new parks by stating that the plan is primarily to review maintenance of existing facilities, and would not specifically look at fees associated with the use of facilities.

A discussion ensued regarding concerns with the maintenance of existing parks. City Manager Wally Bobkiewicz responded that the City Council had approved a budget to hire personnel who would verify park usage reservations.

The report was received and filed.

I. Council Potential Conflict of Interests Regarding Fagan Canyon

Councilmember Cook stepped out of the Council Chambers at 9:45 p.m., and returned at 9:46 p.m.

City Attorney Karl H. Berger stated that he and City Manager Wally Bobkiewicz met with general counsel for the Fair Political Practices Commission (FPPC) regarding potential Council conflicts of interests concerning Fagan Canyon, and that the FPPC general counsel has reviewed the maps and information provided to them by the City. He further stated that the FPPC general counsel was asked to provide an opinion letter as quickly as possible prior to October 1, 2003, in anticipation of the Fagan Canyon Charrette process.

J. Ordinance Amending Chapter 96 of the Santa Paula Municipal Code to Impose Limits on Issuing Encroachment Permits for Street Excavations

Public Works Director/City Engineer Clifford G. Finley's report dated September 8, 2003. He responded to questions regarding encroachment permits and street patching requirements following street excavations.

It was moved by Vice Mayor Aguirre, seconded by Councilmember Krause, to introduce Ordinance No. 1063 for first reading by title only amending Chapter 96 of the Santa Paula Municipal Code to impose limits on issuing encroachment permits for street excavations. There was opposition, and the motion carried.

ORDINANCE NO. 1063

AN ORDINANCE AMENDING CHAPTER 96 OF THE SANTA PAULA MUNICIPAL
CODE TO IMPOSE LIMITS ON ISSUING ENCROACHMENT PERMITS FOR STREET
EXCAVATION

CITY COMMUNICATIONS

There were no City Communications.

FUTURE AGENDA ITEMS

It was moved by Councilmember Krause, seconded by Vice Mayor Aguirre, to send a letter to Wayne Mastry of the Environmental Protection Agency on the problem of achieving air quality. There was no opposition, and the motion carried.

It was moved by Mayor Procter, seconded by Councilmember Cook, for staff to agendize whether to take action or write letters to Vons regarding concerns on the installation of turnstiles and bars, and a report from the Building and Safety Director and the Fire Chief regarding handicap and emergency accessibility. There was no opposition, and the motion carried.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Procter adjourned the meeting at 10:01 p.m.

ATTEST:

Steven J. Salas
City Clerk