

CALL TO ORDER

Mayor Aguirre called the meeting to order at 5:34 p.m.

ROLL CALL

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

PUBLIC COMMENT

There was no Public Comment.

CONSENT CALENDAR

It was moved by Councilmember Procter, seconded by Vice Mayor Krause, to adopt the Consent Calendar as presented. There was no opposition, and the motion carried.

- A. Appointment of Hearing Officer – Approved the selection of Michael Miller as Hearing Officer. Assistant to the City Manager Melissa Grisales' report dated March 25, 2004.

CLOSED SESSION

Mayor Aguirre recessed the City Council to a Closed Session at 5:35 p.m. to discuss:

1. Conference with Legal Counsel, Liability Claims – Government Code 54956.95. Name of Insurance JPA: Central Coast Cities Self Insurance Fund. Claimants: Vivian Aguilera; Douglas Araiza; John Coffelt; Michael Collins; Kenneth Cott; Belinda Croswhite; James Fogata; Gary Marshall; Louis Medina; Manuel Ruiz; Noah Sharp; Edward Vasquez. Agency Claimed Against: City of Santa Paula.

Mayor Aguirre reconvened the City Council into Open Session at 6:42 p.m. No action was taken during the Closed Session.

Mayor Aguirre recessed the City Council at 6:42 p.m.

RECONVENE AND CALL TO ORDER

Mayor Aguirre reconvened the City Council at 6:50 p.m., called the meeting to order, and led the Pledge of Allegiance to the Flag.

ROLL CALL

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

Mayor Aguirre welcomed everyone and noted that this meeting would be the first City Council meeting with Spanish simulcast and Second Audio Program (SAP). He also reconvened the adjourned Special City Council Meeting of April 3, 2004.

CLOSED SESSION REPORT

No action was taken during the Closed Session.

PRESENTATIONS

A. Presentation – First Council Meeting with Spanish Simulcast

City Manager Wally Bobkiewicz stated that Spanish translation is available on SAP and on Council Meeting replays on Channel 10. He also noted that staff is exploring a third replay in Spanish only, and that staff will report when this will occur.

B. Presentation to Volunteers with Tree Planting/Visioning/Las Piedras Park Neighborhood Plan

Mayor Aguirre and Assistant Planner Anna Arroyo presented Certificates of Appreciation to Byanka Gaxiola, Jennifer Hernandez, Sonia Magaña, Oscar Rodriguez, Marilee Rust, Karina Tapia, and Anna Vasquez for their efforts during the Tree Planting, Community Visioning, and Las Piedras Park Neighborhood Plan.

C. Presentation to Florence J. Zakrajshek, Chair Emerita to the Santa Paula Housing Authority Commission

Vice Mayor Krause presented a plaque to Florence J. Zakrajshek recognizing her as the Chair Emerita to the Santa Paula Housing Authority Commission. Mrs. Zakrajshek thanked the City Council for their consideration.

D. Presentation by Eve Liebman from the United Way

Eve Liebman, Campaign Division Director for United Way of Ventura County, presented a Certificate of Appreciation to City Manager Wally Bobkiewicz acknowledging City employees for their fundraising efforts. She also presented an award for leadership to Community Services Director Brian J. Yanez in recognition of his commitment and dedication to United Way of Ventura County. Community Services Director Brian J. Yanez thanked City employees and his coworkers for their contributions to the United Way.

E. Presentation on Santa Paula Summer 2004

Community Services Director Brian J. Yanez stated that the First Weekend of the Month Celebrations would begin May 8, 2004, and would include the Community Celebration, Movie in the Park, Concert in the Park/Gazebo, Art Walk and Farmers Market, and Fandango. He presented the Summer Logo entitled "Santa Paula Summer 2004", and encouraged everyone to support these events.

F. Proclamation – Building and Safety Week

Councilmember Cook presented a proclamation to Building and Safety Director Stephen R. Stuart and Senior Building Inspector Steve Signor designating the week of April 4 through 10, 2004 as Building and Safety Week. Building and Safety Director Stephen R. Stuart thanked the City Council for their consideration, and provided handouts entitled "Benefits of Building Permits" and "Safety First."

G. Presentation on Earth Day/Easter Egg Hunt – Saturday, April 10, 2004

Community Services Director Brian J. Yanez stated that the annual Earth Day/Easter Egg Hunt would be held on April 10, 2004, at Glen City School, from 11:00 a.m. to 2:00 p.m. He noted that the Santa Paula Police Officers Association is the main sponsor of this event. He also noted that the event would have information booths, games, rock climbing, Jolly Jump, music, Police and Fire Department displays, and the recycling truck. He also noted that other groups involved in the event include Child Development Resources of Ventura County, Kiehlo and Company - Expressions of Polynesia, Santa Paula Optimist Club, Girls Scouts of the Heritage Valley, Santa Paula High Steppers, Isbell Flag Twirlers, Community Services Dance Group and Preschool, and Isbell Choir.

PUBLIC COMMENT

Florence J. Zakrajshek, 1000 Cadway, urged the City Council to move swiftly to reopen the hospital, utilize eminent domain if necessary, and remove the current hospital board. She also asked that the City Council inform the public regarding any progress made to reopen the hospital.

CITY COUNCIL/REDEVELOPMENT AGENCY, STAFF COMMUNICATIONS

Councilmember Procter mentioned that the American Cancer Society's Relay for Life would be held at the high school football field on May 1 and 2, 2004. He also acknowledged Marisue Eastlake and Laura Phillips for their efforts with the construction of a skate park. Finally, he acknowledged Laura Espinosa for her efforts to initiate Spanish translation during City Council Meetings.

Vice Mayor Krause stated that she would attend the Board of Supervisors meeting on April 6, 2004 to speak during Public Comment, thank them for their efforts in reopening the hospital, and ask that they not lose their momentum in these efforts. She responded to a question regarding the time for Public Comment by stating that Public Comment begins at 8:30 a.m., and that the public may speak or submit a comment card.

APPROVAL OF FINAL AGENDA

Councilmember Procter suggested that Item 11B be moved up in order to accommodate people in the audience. Mayor Aguirre stated that he had received a request to move up Item 11E. City Attorney Karl H. Berger reminded the City Council to reconvene the April 3, 2004 Special City Council Meeting and add Item 11I for a continuation of the discussion of the Fiscal Year 2004/05 Goals and Priority Projects.

CONSENT CALENDAR

It was moved by Councilmember Cook, seconded by Vice Mayor Krause, to adopt the Consent Calendar as presented. There was no opposition, and the motion carried.

- 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. Warrants and Certifications – Reviewed, approved, and filed the attached warrants and certifications. Finance Director Alvertina Rivera's report dated February 23, 2004.

Wire Transfers	02/19/04	\$ 35,710.01
Invoices	02/27/04	\$ 54,621.76
Wire Transfers	02/26/04	\$ 6,827.73
Invoices	03/05/04	\$ 281,256.94
Wire Transfers	03/03/04	\$ 36,446.29
Invoices	03/12/03	\$ 77,775.38
Wire Transfers	03/11/04	\$ 6,543.68

Regular City Council Meeting
Monday, April 5, 2004
City Hall Administration Conference Room and Council Chambers

Invoices	03/19/03	\$ 374,614.19
Wire Transfers	03/17/04	\$ 37,262.21
Invoices	03/26/04	\$ 49,263.78
Wire Transfers	03/25/04	\$ 6,543.68
Salaries	02/27/04, 03/12/04, 03/26/04	\$ 946,599.51
TOTAL		\$1,913,465.16

- C. Minutes – Adopted the Minutes of the Regular City Council Meeting of March 15, 2004.
- D. Amend Classification and Compensation Plan – Maintenance Worker (Police Department) – Adopted **RESOLUTION NO. 6072**, A RESOLUTION AMENDING RESOLUTION NO. 5598, WHICH AMENDS THE CLASSIFICATION AND COMPENSATION PLAN AND POSITION CONTROL PLAN. Assistant to the City Manager Melissa Grisales’ report dated March 25, 2004.
- E. Annual Financial Reports of the Local Transportation Development Act Fund for Article 3 and Article 8, Section 99400(a), Section 99400(c), and Section 99234 Funds for the City of Santa Paula for the Fiscal Year Ended June 30, 2003 – Received and placed on file the Annual Financial Reports for the Local Transportation Development Act Fund, Article 3, Section 99234 Public Utilities Code and Article 8, Section 99400(a) and (c) Public Utilities Code Funds for the Fiscal Year Ended June 30, 2003 resulting from the audits by Simpson and Simpson, Certified Public Accountants. Finance Director Alvertina Rivera’s report dated March 23, 2004.
- F. City Main Reservoir Roof Rehabilitation Project No. 02.03.258 BAG, Project Acceptance and Notice of Completion – Accepted the project, which will allow \$43,100 of the unused funds to be unallocated from account number 620.00.9076.8660, and authorized the City Manager to file Notice of Completion for the City Main Reservoir Roof Rehabilitation Project No. 02.03.258 BAG. Public Works Director/City Engineer Clifford G. Finley’s report dated March 26, 2004.
- G. Adoption of Resolution 6073, Posting of Permanent Parking Restriction Signs for Weekly Farmers Market Event – Adopted Resolution No. 6073 approving installation of seasonal parking restriction signs on Santa Barbara Street, between Mill and Ninth Street for the weekly Farmers Market Event. **RESOLUTION NO. 6073**, A RESOLUTION APPROVING INSTALLATION OF PERMANENT PARKING RESTRICTION SIGNS ON SANTA BARBARA STREET BETWEEN MILL AND NINTH STREET. Public Works Director/City Engineer Clifford G. Finley’s report dated March 30, 2004.

- H. Adoption of Resolution 6074, Emergency Repair of Well 12 – Adopted Resolution No. 6074 finding that an emergency exists within the City, and authorizing contracting without the need for bidding pursuant to Public Contracts Code §22050 to repair Well 12, and confirm the award of the emergency repair contract for \$26,620 to Layne Christensen. **RESOLUTION NO. 6074**, A RESOLUTION ADOPTED PURSUANT TO PUBLIC CONTRACTS CODE §20168 FINDING THAT AN EMERGENCY EXISTS WITHIN THE CITY AND AUTHORIZING CONTRACTING WITHOUT THE NEED FOR BIDDING PURSUANT TO §22050. Public Works Director/City Engineer Clifford G. Finley's report dated March 30, 2004.

ORDER OF BUSINESS

- B. Soccer Field Options at Teague Park

Aurelia Cruz, 128 E. Ventura St., representing Santa Paula Youth Soccer, spoke in support of installation of artificial turf at Teague Park.

Miguel Rico, 150 Outer Drive, representing adult soccer players, stated that he is a member of the Ventura County Soccer League Board, which consists of 88 teams countywide. He noted that Santa Paula's soccer fields are the worst in the county, and he spoke in support of installation of artificial turf at Teague Park. He addressed concerns that teams from outside of Santa Paula using the City's soccer fields by stating that he schedules league play time and ensures that a Santa Paula Team always plays in the City soccer fields. Mayor Aguirre asked Mr. Rico to leave his phone number with the Deputy City Clerk so that he could arrange to meet with him.

Public Works Director/City Engineer Clifford G. Finley presented the report dated March 30, 2004. He responded to a question regarding the reason artificial turf was not being pursued for Las Piedras Park by stating that although artificial turf is needed at Las Piedras Park, the park is in the process of a community visioning plan. City Manager Wally Bobkiewicz added that soccer field users were asked for their comments and their main preference was for installation of artificial turf at Teague Park.

The City Council discussed concerns with the life-span of artificial turf fields, maintenance needs, use by out-of-town teams, alcohol consumption by spectators, use of Redevelopment and Community Development Block Grant Funds, complaints from neighbors, and charging fees for the use of soccer fields.

Miguel Rico responded to the City Council's concerns regarding alcohol consumption by stating that soccer teams are fined for bringing alcohol to parks. He also noted that the soccer teams are willing to pay user fees as long as the fields are in good condition.

It was moved by Councilmember Cook, seconded by Councilmember Procter, to direct the City Manager to proceed with the development of an artificial turf soccer field at Teague Park and to solicit proposals for assistance with the development of a revitalization plan for the park. There was no opposition, and the motion carried.

Councilmember Cook stepped out of the Council Chambers at 7:38 p.m., and returned at 7:40 p.m.

E. Update on Draft Mobile Home Relocation Ordinance

Economic Development Director Charmaine Stouder provided an oral report, and stated that the ordinance would respond to issues raised in prior years, address the definition of a mobile home and a mobile home park, and make assurances for non-owner residents. She also stated that the draft ordinance would be brought back for the City Council's review in one month.

Eileen McCarthy, 338 S. A Street, Oxnard, Staff Attorney for California Rural Legal Assistance, stated that she met with Economic Development Director Charmaine Stouder to work on the definition of a mobile home, discuss land use decisions made by previous City Councils, and discuss the issue of renter versus owner of mobile homes. She thanked the City Council for their efforts and for the implementation of the City's Housing Element.

A. Expansion of Wastewater Reclamation Facility Environmental Impact Report to Include Replacement Public Works Yard

Public Works Director/City Engineer Clifford G. Finley's report dated March 30, 2004. He responded to a question regarding whether the environmental impact report (EIR) would include combining the two Public Works Yards at the existing wastewater reclamation facility site by stating that the EIR would include three alternatives.

Ken Chapman, 15119 Todd Lane, spoke in opposition of Public Works Yards at the Brucker property near the Todd Road Jail.

A discussion ensued regarding there being no obligation to exploring options to include space for Public Works Yards in the Expansion to the Wastewater Reclamation Facility EIR, and the fact that a new facility for Public Works Yards is a part of the City's Goals.

It was moved by Vice Mayor Krause, seconded by Councilmember Procter, to direct the City Manager to expand the scope of the Environmental Impact Report for the new wastewater reclamation facility to include an environmental analysis of a proposed five-acre facility to replace the existing Corporation Street and Palm Avenue public works yards into one combined facility. There was no opposition, and the motion carried.

C. Street Sweeping Schedule and Posted Areas

Public Works Director/City Engineer Clifford G. Finley's report dated March 31, 2004.

It was moved by Vice Mayor Krause, seconded by Councilmember Procter, to receive the report and direct staff to remove all street sweeping parking restriction signs until staff can return with a comprehensive street sweeping schedule. There was no opposition, and the motion carried.

D. Emergency Housing Relocation Assistance to Housing Located Outside the City of Santa Paula's Redevelopment Area

Economic Development Director Charmaine Stouder's report dated March 29, 2004.

Councilmember Cook stepped out of the Council Chambers at 8:03 p.m., and returned at 8:05 p.m.

Economic Development Director Charmaine Stouder responded to a question regarding City HUD 1 funds by stating that HUD 1 funds are available; however, it was not clear how the funds could be used. She further stated that staff could bring back a report on the use of those funds for relocation assistance.

City Attorney Karl H. Berger noted for the record that the City does not evict tenants from substandard housing, and that it conducts health and safety evaluations to determine whether or not it is fit for human habitation. Further, if housing is found to be unfit, the City can order an evacuation of tenants.

Economic Development Director Charmaine Stouder responded to a question regarding what resources are available for relocation assistance in the redevelopment area rather than in non-redevelopment areas by stating that the City has funds for housing and relocation assistance for projects that take place within the redevelopment area that require relocation of tenants. She also stated that the City does not have access to redevelopment relocation funds for the purpose of relocating tenants who live outside the redevelopment area.

City Manager Wally Bobkiewicz responded to a question regarding the status of a housing relocation program with the Housing Authority by stating that the City and the Housing Authority are in the process of having a policy in place, and any future action taken on any property will have signs posted in English and Spanish that indicate where residents may go for assistance.

It was moved by Vice Mayor Krause, seconded by Councilmember Procter, to direct staff to work with the Santa Paula Housing Authority and appropriate assistance agencies to prepare a brochure with information about emergency resources available,

contact persons, and telephone numbers in English and Spanish, and coordinate timing of city actions to ensure eligibility of tenants for emergency resources. There was no opposition, and the motion carried.

F. Ordinance Regulating Location of Pay Phones in the Public Right-of-way

Public Works Director/City Engineer Clifford G. Finley presented the report dated March 30, 2004. City Attorney Karl H. Berger noted that the ordinance would regulate pay phones within the public right-of-way and on private property that are accessible to the public.

City Attorney Karl H. Berger responded to a question regarding whether the City has the ability to regulate rates or regulate posting of rates for pay phones by stating that the City's ability to regulate the amount charged for making a phone call is limited by the 1996 Telecommunications Act. However, the City does have the ability to regulate posting of rates and the ordinance could be amended to address this issue. He suggested that price posting could be added as Subsection 9 under Section 157.180, Subsection B, which would read, "Prices for use of the pay phone must be clearly posted in accordance with applicable law."

It was moved by Vice Mayor Krause, seconded by Councilmember Cook, to introduce and waive first reading of Ordinance No. 1099 adding a new Chapter 157 to the Santa Paula Municipal Code entitled "Pay Phone Permits" establishing regulations for public payphones in the right-of-way, and schedule a second reading and adoption. There was no opposition, and the motion carried.

ORDINANCE NO. 1099

AN ORDINANCE ADDING CHAPTER 157 TO THE SANTA PAULA MUNICIPAL CODE
FOR THE PURPOSE OF REGULATING THE PLACEMENT, OPERATION, AND
MAINTENANCE OF PAY PHONES ON PUBLIC AND PRIVATE PROPERTY

G. Community Development Block Grant (CDBG) Advisory Committee Meetings

Building and Safety Director Stephen R. Stuart's report dated February 20, 2004.

The City Council discussed the convenience for applicants to attend the meetings during working hours and allowing community input during the City Council Public Hearing for the allocation of CDBG funds. It was the consensus of the City Council to continue with past practice of holding the CDBG Advisory Committee Meetings in the afternoon.

H. Ordinance Repealing Parks and Recreation Facilities Tax

City Attorney Karl H. Berger's report dated March 15, 2004.

It was moved by Vice Mayor Krause, seconded by Councilmember Procter, to introduce and waive first reading of Ordinance No. 1097 repealing Santa Paula Municipal Code §§ 37.35 to 37.40 imposing a tax on new development for parks and recreation facilities, and schedule second reading and adoption. There was no opposition, and the motion carried.

ORDINANCE NO. 1097

AN ORDINANCE REPEALING SECTIONS 37.35 TO 37.40 OF THE SANTA PAULA MUNICIPAL CODE ENTITLED "PARKS AND RECREATION FACILITIES TAX"

RECESS TO A BREAK

Mayor Aguirre recessed the City Council to a break at 8:24 p.m.

RECONVENE TO REGULAR MEETING

Mayor Aguirre reconvened the City Council at 8:45 p.m. He also reconvened the Special City Council Meeting of April 3, 2004.

I. Continuation of the Discussion of the Fiscal Year 2004/05 Goals and Priority Projects from the April 3, 2004 Special City Council Meeting

Public Works Director/City Engineer Clifford G. Finley presented the Six-year Capital Improvement Program.

The City Council reviewed the Six-year Capital Improvement Program, which focuses on streets, parks, and public facilities, and added the following projects:

- Include streets that are tied to specific projects that are in the process to the Roadway Widening/Gap Closures list.
- Santa Clara Street Extension
- Artificial turf for soccer fields
- Gym at the Community Center
- New soccer field on South Palm south of the freeway
- Implementation of park improvements as outlined in the Las Piedras Park Neighborhood Improvement Plan
- Park restroom renovations

- Reconfiguration of Veterans Memorial Park as outlined in the Downtown Implementation Plan
- Roof coating for the Community Center
- New Corporate Yards
- Paint the Depot. Remove and dispose of lead paint.

City Manager Wally Bobkiewicz stated that staff would prepare a One-year and a Six-year Capital Improvement Program that reflects the discussion by the City Council, and return as part of the budget presentation.

It was moved by Vice Mayor Krause, seconded by Councilmember Cook to adjourn the Special City Council Meeting of April 3, 2004. There was no opposition, and the motion carried.

CITY/AGENCY COMMUNICATIONS

City Manager Wally Bobkiewicz mentioned that a Special City Council Meeting has been scheduled for Wednesday, May 5, 2004, at 6:30 p.m., for the presentation of the Ventura County Sheriff Department's Feasibility Study. He also mentioned that a Joint City Council/Planning Commission Meeting has been scheduled for Monday, May 10, 2004, at 6:30 p.m., to receive the final draft of the Visioning Report and perhaps receive the Downtown Implementation Plan.

FUTURE AGENDA ITEMS

There were no Future Agenda Items.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Aguirre adjourned the meeting at 9:18 p.m.

ATTEST:

Josephine G. Herrera
Deputy City Clerk