

CALL TO ORDER

Mayor Aguirre called the meeting to order at 5:31 p.m.

ROLL CALL

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

PUBLIC COMMENT

The was no Public Comment

ORDER OF BUSINESS

A. Interviews for Appeals Board

Deputy City Clerk Josie G. Herrera noted that Wayne Allee was not present for the interview because he was on vacation, and that Dennis Katz was not present for the interview because he was working out of the area.

Ralph Fernandez stepped up for his interview. He stated that he has served on the Appeals Board for several years, and that he has been serving on the board to assist the city and listen to the citizens' point of view. He responded to a question regarding whether his personal views as an architect would influence his findings by stating that he would research the reason for the appeal, whether it be for a code issue or a non-safety issue, and that he would look at the needs of the user and the City.

Richard Barringer stepped up for his interview. He stated that he has served on the Appeals Board for several years. He noted that the board makes decisions based on the Uniform Building Code, and that the Board is the liaison between the public and City. He also noted that the Board has made decisions regarding fire sprinklers, firewalls, and exit corridors.

B. Interview for Economic Development Advisory Committee

Jackie Crave stepped up for her interview. She noted that she has been in the banking industry for several years and that she would like to see economic growth in the City. She stated that her position in banking allows her work with people and businesses and evaluate their financial needs.

C. Interview for Recreation Commission

Derek J. Luna stepped up for his interview. He stated his interest in serving on the Recreation Commission in order to contribute to the community. He responded to a question regarding his special interests by stating that they include working with the school districts to share their sports fields and playgrounds, and exploring the possibility of building new sports fields and a community pool.

CLOSED SESSION

Mayor Aguirre recessed the City Council to a Closed Session at 5:50 p.m. to discuss:

- A. Evaluation, Dismissal, or Appointment of Public Employee – Government Code 54957. Position: City Attorney.

Mayor Aguirre reconvened the City Council into Open Session at 6:15 p.m.

No action was taken during the Closed Session.

Mayor Aguirre recessed the City Council at 6:15 p.m.

RECONVENE AND CALL TO ORDER

Mayor Aguirre reconvened the City Council at 6:37 p.m. Deacon Al Guilin led the Invocation, Mayor Aguirre lead the Flag Salute.

ROLL CALL

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

CLOSED SESSION REPORT

City Manager Wally Bobkiewicz reported that City Attorney Karl H. Berger informed the City Council that he was resigning his partnership with the Law Firm of Burke, Williams, Sorensen effective August 31, 2004, and that he would be joining the Law Firm of Jenkins & Hogin on September 1, 2004. Further, the City Council voted unanimously to continue to retain Karl H. Berger as the City Attorney and Bradley Wohlenberg as Assistant City Attorney, and authorized the City Manager to take action necessary to terminate the City's contract with Burke, Williams, Sorensen for City Attorney services, and to execute a retainer agreement with Jenkins & Hogin for City Attorney services. Further, the City Council authorized the City Manager to take action at an earlier date, if

necessary, to employ the Law Firm of Jenkins & Hugin, and authorized the City Manager to execute a retainer agreement in a form to be approved by the City Attorney with Burke, Williams, Sorensen for continued representation on labor matters.

PRESENTATIONS

A. Citrus Festival Report

Bill Grant, representing the Kiwanis Club, reported on the successful Citrus Festival. He conveyed his congratulations to the City Council, Police Chief Robert S. Gonzales, and City staff for their efforts to make this the best festival the City has ever had.

The City Council acknowledged the Kiwanis Club and City staff for their efforts. City Manager Wally Bobkiewicz acknowledged all City employees who played a role in making this a successful event, Harold Edwards from Limoneira Company for his leadership and fundraising efforts, and Bill Grant and the Kiwanis Club for their leadership efforts.

B. Presentation by Community Services Department: "Parks and Recreation Month"

Councilmember Luna presented a proclamation to Recreation Supervisor Ed Mount in recognition of "Parks and Recreation Month." Recreation Supervisor Ed Mount thanked the City Council for their consideration, and spoke regarding the Summer Kids Camp Program being held at Glen City and Barbara Webster Schools. He introduced Recreation Leaders Ricardo Alamamillo, Monica Jacinto, Adela Magana, Rejina Araiza, Eric Aguayo; Recreation Volunteers Daisy Martinez, Desiree Gomez Norma Bustos, Jennie Cox, Iliana Prado, Brandi Brown, Gus Valdovinos; and Recreation Coordinators Victor Vargas and Tommy Frutos

Tommy Frutos recognized R & M Purified Water; J. Kent Hollenbeck, DDS; Anita Pulido Realtor; Rushing Real Estate and Investments; Robert J. Dekkers, M.D., Kemp Company Heating and Cooling; Larry Thompson; Abrisa; U.S.P.G.; Huang Discount Superstore; Santa Paula Superstore; Hedricks Properties; Santa Paula Kiwanis Club; Reyes Masonry Contractors; Reycon Construction; Santa Paula Times; Optimist Club of Santa Paula; Blair's Pool and Spa; Michael and Pamela Swartout; EVP Ventures; Santa Paula Lions Club; Santa Paula Rotary Club; Recording Products; Guadalupe and Mary Quintanilla; Tlaquepaque Restaurant; Santa Paula Animal Clinic; Petro Corporation; Elaine Price; Elaine Hunt; Nick C. Luizzi, DDS; Edward L. Hanson; Mercer Prieto VFW; Curves for Women; Roy Lee; Michael D. Sparkuhl, M.D.; and the Chamber of Commerce for their support.

Victor Vargas thanked Garden Market for assisting with fundraising, and thanked the school district for the use of their sites.

C. Presentation of the Ventura County Fair Poster by Ginger Gherardi

Ginger Gherardi presented the Ventura County Fair Poster, with the theme "Hooray for Hollywood." She encouraged everyone to attend the fair to be held August 4 through 15, 2004.

D. Presentation by Cabrillo Economic Development Corporation – Neighborworks Project

Rodney Fernandez, Executive Director of Cabrillo Economic Development Corporation, spoke regarding the successful Neighborworks Week Project at 515 Sycamore Street, where the community helped Miriam Avina and Francisco Martinez rehabilitate their home.

Kathryn Benner, Coordinator of the Neighborworks Week Project, provided a Power Point Presentation on the project at 515 Sycamore Street.

Miriam Avina and Francisco Martinez expressed their appreciation to the community.

E. Presentation of Plaques from the Drug Enforcement Administration (D.E.A) to the Police Department

Police Chief Robert S. Gonzales presented plaques received from the D.E.A. to Officer Richie Mendez, Sergeant Ismael Cordero, and Commander Mark Hanson for their assistance with the Department of Justice Drug Administration Bureau, Big Brother, Mobile Enforcement Team, in seizing illegal drugs and making searches and arrests.

F. Implementation of Closing City Hall Every Other Friday

Finance Director Alvertina Rivera reported on the implementation of closing City Hall every other Friday beginning August 6, 2004. She noted that utility payment due dates have been modified so that the due dates do not fall on a day when City Hall is closed.

PUBLIC COMMENT

Bernardo Perez, 11011 Azahar Street, Project Manager for Cabrillo Economic Development Corporation, encouraged everyone to attend the Charrette for the residential development project on Santa Barbara Street east of Dean Drive, to be held July 22, 2004, at 6:30 p.m., at the Depot.

CITY COUNCIL, STAFF COMMUNICATIONS

City Attorney Karl H. Berger thanked the City Council for their faith in him and his services.

APPROVAL OF FINAL AGENDA

There were no changes to the Final Agenda.

CONSENT CALENDAR

It was moved by Vice Mayor Krause, seconded by Councilmember Luna, to adopt the Consent Calendar as presented. All were in favor, 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. Minutes – Adopted the Minutes of the Special City Council Meeting of June 14, 2004.
- C. Adoption of Ordinance No. 1104 – Adopted **ORDINANCE NO. 1104**, AN ORDINANCE REPEALING SECTIONS OF MUNICIPAL CODE CHAPTER 156 AND ADDING A NEW CHAPTERS 16.106 THROUGH 16.236 (EXCEPT FOR CHAPTERS 16.214, 16.230, 16.232) TO TITLE 16 TO REGULAR GROWTH MANAGEMENT, NONCONFORMITIES, AND ADMINISTRATION OF THE DEVELOPMENT CODE. Deputy City Clerk Josie G. Herrera's report dated July 13, 2004.
- D. Loan from Water Fund to Civic Center Fund and Corporate Yard Construction Trust Funds – 1) Approved Resolution No. 6103 authorizing temporary loans from the Water Enterprise to the Civic Center and the Corporate Yard Construction Trust fund; and 2) authorized the City Manager to sign the promissory notes on behalf of the City. **RESOLUTION NO. 6103**, A RESOLUTION AUTHORIZING A TEMPORARY LOAN FROM THE WATER FUND TO THE CIVIC CENTER AND CORPORATE YARD CONSTRUCTION TRUST FUNDS. Finance Director Alvertina Rivera's report dated June 24, 2004.
- E. Monthly Report of Transactions – Reviewed and filed the attached Monthly Transactions Report. City Treasurer Sandra K. Easley's report dated July 9, 2004.

- F. Write-off Miscellaneous Prior Years Items – Authorized staff to write-off the item detailed in the staff report amounting to \$16,817.87. Finance Director Alvertina Rivera's report dated June 24, 2004.
- G. Police 9-1-1 System Upgrade – 1) Waived bidding requirements pursuant to Santa Paula Municipal Code ("SPMC") §41.120 and authorize the City Manager, or designee, to contract with Verizon for upgrading of the Police Department's 9-1-1 telephone equipment. Improvements will be paid directly by the State of California 9-1-1 Program; and 2) waived bidding requirements pursuant to SPMC §41.120 and authorize the City Manager, or designee, to contract with Watson Furniture Group, Inc., of Poulsbo, Washington, for ergonomic dispatch console furniture; and 3) authorized the temporary overspending of General Fund Account No. 100.045.4504.8301 in the amount of approximately \$35,000 for dispatch furniture to be reimbursed by the State of California 9-1-1 Program. Police Commander Mark Hanson's report dated July 6, 2004.
- H. Approve Amendment No. 1 to Hamner, Jewell & Associates Agreement dated October 10, 2003, for Real Estate Services in Support of the City's Water Recycling Facility – Approved the attached Amendment No. 1 to the Hamner, Jewell & Associates Agreement dated October 10, 2003 for real estate related to site selection and acquisition for the new Water Recycling Facility. Public Works Director/City Engineer Clifford G. Finley's report dated June 21, 2004.
- I. Approval of a Three-year On-call Agreement for Services with Hawks & Associates – Approved the attached Agreement for Services with Hawks & Associates 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 July 14, 2004.
- J. Acceptance of Parcel Map CDP 2002-29; 2-Lot Subdivision for William and Kay Thompson; Located at 611 E. Harvard Boulevard – Accepted Parcel Map No. CDP 2002-29, including the offered right-of-way for public use, and directed staff to sign and record said map. Public Works Director/City Engineer Clifford G. Finley's report dated June 14, 2004.
- K. Unocal Corporation Release of Franchise Bond – Authorized the Public Works Director to release the Unocal Corporation Franchise Bond. Public Works Director/City Engineer Clifford G. Finley's report dated June 14, 2004.

PUBLIC HEARING

- A. Project No. 2003-CDP-08, Request for Approval of a Tentative Map, a Planned Development Permit, 36 Growth Management Allocations, and Design Review on a 2.017-acre Parcel to Permit the Construction of a 36-unit Condominium

Complex. The Site is Zone R-4 PD and has a General Plan Designation of High Density Residential. The Project is Located on the Southwest Corner of Dean Drive and March Street

Mayor Aguirre opened the Public Hearing at 7:25 p.m.

Assistant Planner Anna Arroyo presented Interim Planning Director Janna Minsk's report dated July 14, 2004. She responded to a question regarding parking concerns by stating that eight guest parking spaces will be provided by an easement secured with Twin Pines Convalescent. She further responded to a question regarding concerns with lighting by stating that a photometric plan is required that indicates that lighting will be projected and shielded away from adjacent properties.

City Manager Wally Bobkiewicz responded to a question regarding the previously proposed project for this site by stating that previously a senior housing development was proposed; however, the developer was unsuccessful and has come back with a different approach.

Assistant Planner Anna Arroyo responded to a question regarding whether the previously approved project contained a condition for approval for a soundwall by stating that the environmental document contains provisions for a solid block wall adjacent to the railroad tracks.

Don Jensen, developer for the project, stated that previously the project was for a senior housing development; however, the project was not successful and was modified to fit the location. He spoke regarding the reciprocal access easement with Twin Pines Convalescent and addressed lighting and landscape issues.

It was moved by Councilmember Cook, seconded by Vice Mayor Krause, to accept staff's recommendation to adopt Resolution No. 6098 approving a Tentative Map, a Planned Development Permit, 35 Growth Management Allocations, and Design Review to permit the construction of a 36-unit condominium complex in accordance with the project plans submitted and subject to the Conditions of Approval identified in the Ordinance and Resolution of Approval. All were in favor, and the motion carried.

RESOLUTION NO. 6098

A RESOLUTION APPROVING A TENTATIVE MAP, A PLANNED DEVELOPMENT PERMIT, 35 GROWTH MANAGEMENT ALLOCATIONS FOR A 36 CONDOMINIUM PROJECT ON PROPERTY LOCATED ON THE SOUTHWEST CORNER OF DEAN DRIVE AND MARCH STREET, APN 105-0-060-225 AND 145
(PROJECT No. 2003-CDP-09)

Mayor Aguirre closed the Public Hearing at 8:43 p.m.

ORDER OF BUSINESS

City Manager Wally Bobkiewicz noted that Spanish Translator Lourdes Campbell would depart from the meeting at 9:00 p.m. due to a family emergency, and suggested that the City Council consider Items 12B and 12C prior to Item 12A.

B. Update on California Wood Recycling Relocation

City Manager Wally Bobkiewicz's report dated July 14, 2004.

Harold Edwards, President and Chief Executive Officer of Limoneira Company, spoke regarding the lease of land to California Wood Recycling for its environmental and organics recycling facility. He noted that Limoneira's interest in this project would be for the application of environmentally friendly mulch and compost, which will serve their productive agriculture acres. He also noted that the project site would be located two and one-half miles west of Briggs Road and three miles east of Wells Road in the "Orchard Farm" property. He also mentioned that representatives from Limoneira have inspected California Wood Recycling's current site to ensure that the project will not create an offensive odor situation. Further, Limoneira has put together an outreach program to communicate with neighboring properties, and will engage in an open-ended lease arrangement with California Wood Recycling with an exit clause by either party for any reason.

The City Council expressed concerns with the relocation of California Wood Recycling due to fire hazards, air quality, location of the facility near Santa Paula, and offensive odors.

Interim Janna Minsk mentioned that she contacted Ventura County Planning Director Chris Stephens who stated that the Ventura County Planning Department has not received a formal application; however, when the application is filed, certain steps must occur if the Ventura County Planning Department determines that a formal conditional use permit is required. Since she has gone on record for the City as being interested in following the project through its process, the County will notify the City of any and all public hearings regarding the project. Once the project is deemed complete, it will go through an environmental review, at which point the City would have an opportunity to comment and respond on the environmental document. The City would have another opportunity to comment when the project goes to formal hearings before the Ventura County Planning Commission.

City Manager Wally Bobkiewicz stated that staff would monitor the project and bring the matter back to the City Council at a future date, if appropriate.

Councilmember Luna stated for the record his disappointment and disapproval of this project.

C. Mobilehome Relocation Ordinance

Economic Development Director Charmaine Stouder's report dated June 17, 2004

City Attorney Karl H. Berger responded to a question regarding whether the draft ordinance would include travel trailers by stating that staff included broad language in the draft ordinance in order to include mobile homes and trailers, and to include mobile home owners and tenants of mobile homes. He further responded to a question regarding whether relocation assistance would apply to relocation of boats by stating that under State law, relocation costs would fall upon mobile home park owners. He further responded to a question regarding whether State law provides for relocation assistance for tenants of mobile homes by stating that State law does not provide for this; however, this type of assistance could be provided by local ordinance.

Angel Escobedo, 739 Yale Street, representing Cabrillo Economic Development Corporation, spoke in support of a Mobile Home Relocation Ordinance.

Ruben Lara, 6 Outer Drive, representing 400 Mobile Estates residents, spoke in support of a Mobile Home Relocation Ordinance.

Laura Flores Espinosa, 233 Corte Linda, submitted her written comments for the record in support of a Mobile Home Relocation Ordinance, and asked the City Council to consider that protective benefits be mandatory and not discretionary, that protective benefits provide protection to renters and coach owners, and that the final decision be made by the City Council as opposed to the Planning Commission.

Macrina Hinojosa, 135 N. Thirteenth Street, #36, spoke in support of a Mobile Home Relocation Ordinance for tenants and coach owners.

Eileen McCarthy, California Rural Legal Assistance (CRLA), representing residents of the Peppertree Mobile Home Park, reviewed the Summary of Comments made by CRLA attached to the staff report. She asked the City Council to consider making relocation assistance mandatory as opposed to discretionary; providing for relocation assistance to renters of coaches and mobile home owners, including travel trailers and recreational vehicles; and having the final decision made by the City Council as opposed to the Planning Commission. She also addressed concerns with park owners avoiding relocation obligations by allowing mobile home parks to become vacant through attrition.

RECESS TO A BREAK

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

RECONVENE TO REGULAR MEETING

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

Bob Borrego, 524 Fourteenth Street, asked the City Council to continue to work with CRLA on the draft Mobile Home Relocation Ordinance that will provide protection and relocation assistance to mobile home park residents.

The City Council addressed the provision of relocation assistance for owners of mobile home parks as opposed to renters, and concerns with which agencies have the responsibility to inspect mobile home parks for health, safety, and welfare, relocating a dwelling which cannot legally be relocated or lived in, and an appeal process.

Eileen McCarthy commented on the need for an indemnification agreement so that there would be no burden on residents of mobile home parks should the City decide not to allow the mobile home park owner a change of use. She also commented on the need for notices to be provided in languages other than English and Spanish because there are many other indigenous languages spoken by people from Mexico. She responded to a question regarding the extent of aid by stating that residents should be relocated to a comparable mobile home park, comparable size coach, and comparable location.

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 Mayor Aguirre, seconded by Vice Mayor Krause, to extend the meeting for one and one-half hour. All were in favor, and the motion carried.

The City Council took a straw vote on the following issues:

- 1) Bring back alternate language on the mandatory aspects of the relocation assistance. Speakers commented that the current draft ordinance is not clear that relocation assistance is mandatory. It was City Council's consensus that the process should be mandatory.
- 2) Issue of relocation assistance for tenants versus owner or for both. The current draft ordinance contemplates both owner and tenant protection. Some Councilmembers commented that perhaps the tenant protection should be deleted. The majority of the City Council asked to have language for both.
- 3) Planning Commission review versus Planning Commission authority to make decision on relocation assistance. It was City Council's consensus to have the Planning Commission give initial review and recommendation to the City Council and the City Council would make the final decision.

- 4) The idea of attrition being equal to mobile home park closure. Staff to bring back more information and draft language on the idea of attrition. The majority of the City Council asked to receive more information and draft language.
- 5) Details on the cost, funds provided, information on the cap of funds provided, and additional expenses that people would receive from the relocation assistance. It was City Council's consensus for staff to bring back information at the September 20, 2004 meeting.
- 6) Information on inspections and regulatory agencies. It was City Council's consensus for staff to bring back information.

It was moved by Mayor Aguirre, seconded by Councilmember Procter, for staff's recommendation. All were in favor, and the motion carried.

City Manager Wally Bobkiewicz suggested that Items 12A and 12I be considered at this time.

A. Downtown Improvement Plan Update

City Manager Wally Bobkiewicz presented Economic Development Director Charmaine Stouder's report dated June 30, 2004.

Michael Notestine, representing Mogavero Notestine, provided a Power Point Presentation on the Downtown Improvement Plan.

It was moved by Councilmember Cook, seconded by Vice Mayor Krause, to receive and file the Downtown Improvement Plan Update, and direct the City Manager to return with a compilation of the next steps. All were in favor, and the motion carried.

I. Wastewater Treatment Plant Contract Operator Award of Contract

City Attorney Karl H. Berger presented Public Works Director/City Engineer Clifford G. Finley's report dated July 15, 2004. He noted that an issue that he felt requires further City Council authority was the termination clause because ECO Resources has indicated that it does not enter into contracts that has a clause which allows the client to terminate the contract without cause, and that all of their contracts have a "for-cause" termination clause. He stated that in order to protect the City's interests, he and staff put together a comprehensive list of issues listing reasons whereby the City may terminate the contract; however, ECO Resources had not yet agreed to the comprehensive list.

Tom O'Neill, Business Development Manager for ECO Resources, explained that the main reason that they do not sign termination for convenience is because they pride themselves on staffing the facility with the best personnel, and that a termination for convenience would make it difficult for them to attract the properly certified personnel to

operate the facilities. However, because they understand the City's position, they suggested an "immediate termination" clause.

City Attorney Karl H. Berger responded to a question regarding whether the "termination for convenience" was the same as "termination without cause" by responding yes. He further responded to a question regarding whether this issue was addressed in the Request for Proposal (RFP) by stating that a sample of the contract negotiated with Operations Management International was included with the RFP.

It was moved by Vice Mayor Krause, seconded by Councilmember Procter, to authorize the City Manager and City Attorney Karl H. Berger to negotiate the final points and authorize the City Manager to execute a contract, in a form approved by the City Attorney, for operating the Santa Paula Wastewater Treatment Plant with ECO Resources, Inc. (ECO). Councilmember Cook, Councilmember Procter, Vice Mayor Krause, and Mayor Aguirre were in favor. Councilmember Luna was opposed. The motion carried.

D. Citywide Vision Plan Implementation

City Manager Wally Bobkiewicz's report dated July 14, 2004.

It was moved by Councilmember Procter, seconded by Mayor Aguirre, for staff to bring back a list of the most doable projects and its relevance to the ongoing City goals, create a Vision Implementation Steering Committee, and appoint one member per Councilmember on a five-member committee. All were in favor, and the motion carried.

E. License Agreement with Santa Paula Chamber of Commerce for Use of Train Depot

City Manager Wally Bobkiewicz's report dated July 14, 2004.

It was moved by Vice Mayor Krause, seconded by Councilmember Cook, to authorize the City Manager to execute a license with the Santa Paula Chamber of Commerce for use of the train depot. All were in favor, and the motion carried.

F. "Best Practices" for City Boards, Commissions, and Committees

City Manager Wally Bobkiewicz's report dated July 14, 2004.

It was moved by Councilmember Cook, seconded by Vice Mayor Krause, to adopt Resolution No. 6107 adopting best practices for City of Santa Paula Boards, Committees, and Commissions. All were in favor, and the motion carried.

RESOLUTION NO. 6107

A RESOLUTION ADOPTING BEST PRACTICES FOR CITY OF SANTA PAULA
BOARDS, COMMITTEES, AND COMMISSIONS

G. Proposed Ballot Arguments in Favor of Measures J and K

City Manager Wally Bobkiewicz presented Mayor Aguirre and Vice Mayor Krause report dated July 14, 2004.

It was moved by Mayor Aguirre, seconded by Councilmember Cook, to authorize the Mayor and Vice Mayor to finalize the ballot arguments in favor of Measures J and K, allow Robert S. Gonzales and Paul L. Skeels to join the City Council in signing the ballot arguments as private citizens, and submit the ballot arguments to the City Clerk for filing with the County of Ventura. All were in favor, and the motion carried.

H. Status Report on Planning Commissioner Vacancies

City Manager Wally Bobkiewicz's report dated July 7, 2004.

The City Council discussed laying over this item until September 7, 2004, in order to outreach to the community to see if anyone might be interested in serving on the Planning Commission, and the possibility of decreasing the membership of the Planning Commission to five members.

It was moved by Mayor Aguirre, seconded by Councilmember Procter, to lay over this item until September 7, 2004 in order that the City Council may outreach to the community for interest on serving on the Planning Commission. All were in favor, and the motion carried.

J. Designation of Voting Delegate for 2004 League of California Cities Annual Conference

City Manager Wally Bobkiewicz's report dated July 8, 2004.

It was moved by Councilmember Procter, seconded by Councilmember Luna, to designate Mayor Aguirre and Vice Mayor Krause as the voting delegate and alternate delegate for the 2004 League of California Cities Annual Conference. All were in favor, and the motion carried.

K. Proposed Utility User Tax Ordinance

City Manager Wally Bobkiewicz and City Attorney Karl H. Berger's report dated July 14, 2004.

It was moved by Councilmember Cook, seconded by Vice Mayor Krause, to adopt Resolution No. 6108. Under roll call vote, all were in favor, and the motion carried.

RESOLUTION NO. 6108

A RESOLUTION ADDING AN INITIATIVE MEASURE TO THE BALLOT FOR THE PREVIOUSLY CALLED NOVEMBER 2, 2004 ELECTION PURSUANT TO ELECTIONS CODE 9222

CITY COMMUNICATIONS

Vice Mayor Krause mentioned that she toured the new apartments next to Isbell Middle School, and urged the City Council to visit the 500 square-foot, one-bedroom units, which are 100 square-feet less than what the City Council recently adopted. She noted that she felt that this was an adequate size unit.

Councilmember Cook stated that he has received positive feedback regarding the Citrus Festival.

Councilmember Luna stated that he enjoyed the Citrus Festival and thanked everyone involved.

FUTURE AGENDA ITEMS

It was moved by Councilmember Cook, seconded by Councilmember Procter, for a report on delivering an extra green refuse cart for special events for residential customers. All were in favor, and the motion carried.

It was moved by Councilmember Luna, seconded by Councilmember Cook, for a report on the type of inspections made at mobile home parks by the City and other agencies, and how often inspections are made. All were in favor, and the motion carried.

It was moved by Mayor Aguirre, seconded by Vice Mayor Krause, to consider a resolution to join the Mayors for Peace. All were in favor, and the motion carried.

It was moved by Councilmember Procter, seconded by Vice Mayor Krause, to consider joining the Ventura County Regional Energy Alliance and consider adoption of the Green Building Codes. All were in favor, and the motion carried.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Aguirre adjourned the meeting at 11:09 p.m.

ATTEST:

Josephine G. Herrera
Deputy City Clerk