

CALL TO ORDER

Mayor/Chair Aguirre called the meeting to order at 5:32 p.m.

ROLL CALL

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

PUBLIC COMMENT

There was no Public Comment.

ORDER OF BUSINESS

A. Interviews for Appeals Board

Wayne Allee, a current board member, was not present for the interview; however, he had submitted a written statement summarizing his experience as an electrician.

Dennis Katz stepped up for his interview. He stated that he is a current member of the Appeals Board, and that although has not heard a case since he has served on the board, he has served as an expert witness for several attorneys.

B. Interview for Recreation Commission

Dennis Katz stepped up for his interview. He responded to a question regarding what positive changes he has seen since he has served on the Recreation Commission by stating that he has seen several projects move forward such as the Skate Park. He further responded to a question regarding his particular interests by stating that he plays tennis and that he teaches children to play this sport.

CLOSED SESSION

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

A. Conference with Legal Counsel: Initiation of Litigation – Government Code § 54956.9(c). Initiation of Litigation. Number of potential cases: One.

- B. Conference with Legal Counsel, Existing Litigation. *Government Code Section 54956.9(a).* Name of Case: Santa Paula Memorial Hospital, Debtor, United States Bankruptcy Court, Central District of California, BK No. NE 03-1354-RR.
- C. Conference with Legal Counsel, Liability Claims – Government Code 54956.95. Name of Insurance JPA: Central Coast Cities Self Insurance Fund. Claimant: Cynthia Chapek. Agency Claimed Against: City of Santa Paula.
- D. Conference with Real Property Negotiator – Government Code § 54956.8. Agency negotiator: Executive Director Wally Bobkiewicz and Economic Development Director Charmaine Stouder. Property: Assessors Parcel Number 101-0-211-115. Negotiating Parties: Not applicable. Under negotiation: Both price and terms.

Mayor/Chair Aguirre reconvened the City Council/Redevelopment Agency into Open Session at 6:25 p.m. No action was taken during the Closed Session.

Mayor/Chair Aguirre recessed the City Council/Redevelopment Agency at 6:25 p.m.

RECONVENE AND CALL TO ORDER

Mayor/Chair Aguirre reconvened the City Council/Redevelopment Agency at 6:38 p.m. Reverend Mark Eaton led the Invocation, and Mayor/Chair Aguirre led the Flag Salute.

ROLL CALL

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

CLOSED SESSION REPORT

No action was taken during the Closed Session.

PRESENTATIONS

- A. Presentation by Efren Gorre Regarding Oxnard City Corps

Efren Gorre, Youth Development Manager for Oxnard City Corps, introduced four City Corps Leaders: Griselda Barretto, Het Lugo, Miguel Mata, and Gaby Chavez. They presented a Power Point Presentation on City Corps, which provides youths between

the ages of 12 to 24 with opportunities for personal growth through community work and service. Mr. Gorre also noted that they wish to begin recruiting Santa Paula youths to form a Santa Paula City Corps. The City Council commended them for their efforts and for providing their presentation.

B. Presentation on Community Emergency Response Team (CERT) Program –

Officer Robert Cooper provided the presentation on the CERT Program in the absence of Fire Captain Steve Lazenby, who was away at a CERT conference in Maryland. Officer Cooper read from Fire Captain Lazenby's prepared statement regarding the successful CERT program. Officer Cooper also noted that several team members have volunteered to assist in Florida with their recent storm disaster.

Martha Brown stated that she was a proud member of the group, and that she trained in order to help the community in the event of a disaster.

JoAnn Seeley stated that she learned much about search and rescue, and that she hopes to be able to assist in Florida.

Samantha Fradey stated that she was proud to be a member of CERT, and she commended Captain Lazenby and Officer Cooper for their efforts.

Ted Joneson stated that he was proud to be a member of CERT, and that the training he received is extremely important for emergency situations.

Officer Cooper noted that the next training session would begin September 23, 2004.

Police Chief Robert S. Gonzales complimented Officer Cooper and Captain Lazenby for their hard work.

C. Presentation by Economic Development Director Charmaine Stouder Regarding Downtown Meetings

Economic Development Director Charmaine Stouder reported on the upcoming meeting regarding downtown on September 15, 2004, at 7:30 a.m., at the Depot, with downtown merchants, to discuss the Downtown Improvement Plan and code enforcement, and to receive feedback from them. Further, a second meeting would be held at 9:00 a.m. with downtown property owners to discuss the Downtown Improvement Plan, code enforcement, refuse collection, Micro-loan Program, holiday plans, and merchandising seminar topics.

D. Presentation by Community Services Director Brian J. Yanez and Public Works Director/City Engineer Clifford G. Finley Regarding the Opening of Santa Paula Skate Park

Community Services Director Brian J. Yanez reported that the Skate Park opened on August 7, 2004. He addressed concerns regarding participants abiding by the rules and wearing the proper safety equipment while using the skate park.

The City Council addressed concerns regarding the need for participants to wear the proper safety equipment, and they called on the skating community to reinforce the rules of safety.

Public Works Director/City Engineer Clifford G. Finley reported that the contractor would work on finishing the coring, installing the new fence, and installing signage written in English and Spanish with the skate park rules.

PUBLIC COMMENT

Marisue Eastlake, representing Santa Paula Association of Skaters, noted that the skate park grand opening had a great attendance and that \$2,000 worth of donated goods were awarded during the event. She addressed concerns regarding bike riding and lack of safety gear by participants, and stated that parents need to educate their children on using property safety gear. She suggested that the City consider a Skating School, much like Drivers School, for people who are issued citations at the skate park.

Lanny Kaufer, 304 N. Encinal Avenue, Ojai, invited everyone to the Ojai Peacefest on September 26, 2004, at Libbey Park in Ojai. He stated that the event would be to promote peace, and that Mayor Gabino Aguirre would be one of the guest speakers.

John Chamberlain, 930 La Vuelta Place, spoke in support of a spa at the Glen Tavern Inn in order to attract visitors and to benefit economic development.

Flo Zakrajshek, 1000 Cadway, expressed her concern regarding a letter to the Editor written by one of the Councilmembers in response to another letter to the Editor regarding that person's concerns with the proposed Fagan Canyon development.

Blake Cowan, 1321 Fern Oaks Drive, member of Scout Troop, 305 stated that he wishes to work on his Eagle Scout Project by helping with landscaping the area around the skate park. City Manager Wally Bobkiewicz asked Mr. Cowan to meet with Public Works Director/City Engineer Clifford G. Finley.

John Franklin, 3159 Eaglewood, Thousand Oaks, representing Fagan Canyon Development Partners, stated that a follow-up to the Fagan Canyon Scoping meeting would be held on September 22, 2004, at 6:30 p.m., at the Community Center. He noted that the meeting would be to respond to issues regarding water, sewer, wastewater, alternate roads, traffic, and other issues. He also noted that information would be in the newspaper and through direct mail advertising.

Eileen McCarthy, 338 S. A Street, Oxnard, representing California Rural Legal Assistance, spoke in support of the adoption of the Inclusionary Housing Ordinance. She expressed her concern regarding Section 16.13.405 B and C regarding the percentages of housing units available for rent versus housing units available for sale. City Attorney Karl H. Berger recommended that this item be pulled from the Consent Calendar for discussion.

CITY COUNCIL, STAFF COMMUNICATIONS

Councilmember Procter complimented Xavier Montes and Carmen Guerrero for their efforts on the Fandango. He also acknowledged Mayor Aguirre for his work as Master of Ceremonies.

Mayor Aguirre read from a letter submitted by Xavier Montes and Carmen Guerrero thanking the City Council and City staff for their support of the Fandango, and asking the City and the community to assist in putting on the Fandango and De Colores Art Show.

Deputy City Clerk Josie G. Herrera stated that City Clerk Steven J. Salas was not able to attend the meeting because he was not feeling well; however, he wanted to relay a message to the City Council regarding the fact that the First Christian Church on Railroad Avenue had not authorized having their site as a polling place for the November 2, 2004 election. City Clerk Steven J. Salas spoke with Mr. Don Oliver, the Chair of the First Christian Church Board of Directors, who agreed to continue to have the site as a polling place. He conveyed a special thank you to Mr. Oliver for his efforts.

City Manager Wally Bobkiewicz commended City staff and staff from Adelphia for their work on the Council Chambers remodeling. He also asked that the Community Healthcare Authority meet on September 13, 2004, at 6:30 p.m., to consider a resolution to support the County of Ventura to move forward with an agreement to purchase Santa Paula Memorial Hospital.

APPROVAL OF FINAL AGENDA

City Manager Wally Bobkiewicz asked that Item 12A be moved to prior to the Consent Calendar. He also asked that Items 10N, 10O, and 10P be pulled from the Consent Calendar for discussion, and that Item 12D be removed from the agenda. Councilmember Procter asked that Item 12I be moved up on the agenda.

CONSENT CALENDAR

Regular City Council/Redevelopment Agency Meeting
 Tuesday, September 7, 2004
 City Hall Administration Conference Room and Council Chambers

It was moved by Councilmember/Director Cook, seconded by Vice Mayor/Vice Chair Krause, to adopt the Consent Calendar as amended. 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. Warrants and Certifications - Reviewed, approved, and filed the attached warrants and certifications. Finance Director Alvertina Rivera’s report dated August 30, 2004.

Invoices	07/30/04	\$ 112,221.60
Wire Transfers	07/28/04	\$ 652,149.13
Invoices	08/05/04	\$ 238,647.18
Wire Transfers	08/04/04	\$ 40,613.03
Invoices	08/13/04	\$ 47,721.26
Wire Transfers	08/12/04	\$ 6,343.01
Invoices	08/19/04	\$ 590,837.19
Wire Transfers	08/18 – 08/14/04	\$ 39,797.04
Invoices	08/27/04	\$ 162,200.29
Wire Transfers	08/26/04	\$ 6,643.01
Salaries	07/30, 08/08, 08/27/04	\$ <u>986,982.52</u>
TOTAL		\$2,884,155.26

- C. Minutes – Adopted the Minutes of the Special City Council Meeting of June 14, 2004, 6:30 p.m.
- D. Minutes – Adopted the Minutes of the Special City Council Meeting of June 28, 2004, 6:00 p.m.
- E. Minutes – Adopted the Minutes of the Special City Council Meeting of June 28, 2004, 6:30 p.m.
- F. Minutes – Adopted the Minutes of the Regular City Council Meeting of July 6, 2004.
- G. Minutes – Adopted the Minutes of the Special City Council Meeting of July 12, 2004.
- H. Minutes – Adopted the Minutes of the Regular City Council Meeting of July 19, 2004.

Regular City Council/Redevelopment Agency Meeting
Tuesday, September 7, 2004
City Hall Administration Conference Room and Council Chambers

- I. Minutes – Adopted the Minutes of the Special City Council Meeting of July 27, 2004.
- J. Minutes – Adopted the Minutes of the Regular City Council Meeting of August 2, 2004.
- K. Co-sponsorship of Rotary Centennial Kick-off Barbeque – Approved co-sponsorship of the Rotary Centennial Kick-off Barbeque on Saturday, October 16, 2004, at Ebell Park, and authorized the City Manager to execute a sponsorship agreement with the Santa Paula Rotary Club. City Manager Wally Bobkiewicz's report dated August 30, 2004.
- L. CalHome Grant Application – Adopted Joint City Council Resolution No. 6116 and Redevelopment Agency Resolution No. 2004-05(R), which authorizes and directs staff to apply to Housing and Community Development (HCD) for the CalHome Grant for continued funding of the Rehabilitation Program. Economic Development Director Charmaine Stouder's report dated August 27, 2004.
JOINT CITY COUNCIL RESOLUTION NO. 6116 AND REDEVELOPMENT AGENCY RESOLUTION NO. 2004-05(R), A JOINT RESOLUTION AUTHORIZING THE CITY MANAGER, EXECUTIVE DIRECTOR, OR DESIGNEES, TO APPLY FOR , RECEIVE, AND APPROPRIATE FUNDS FOR FUNDING FROM THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT THROUGH ITS CALHOME PROGRAM. Economic Development Director Charmaine Stouder's report dated August 27, 2004.
- M. Council Expense and City Manager Travel Monthly Report of Transactions June and July 2004 – Reviewed and filed the attached monthly transaction reports for the months of June and July 2004. Finance Director Alvertina Rivera's report dated August 23, 2004.
- Q. Approve Amendment No. 1 to the P & D Consultants, Inc., Agreement No. 99485 Dated October 29, 2003, for Santa Paula Water Recycling Facility Environmental Impact Report Services – Approved the attached Amendment No. 1 to the P & D Consultants, Inc., Agreement No. 99485 dated October 29, 2003, for Santa Paula Water Recycling Facility Environmental Impact Report (EIR) Services and unallocated \$154,563 back into the Wastewater Enterprise Fund. Public Works Director/City Engineer Clifford G. Finley's report dated August 27, 2004.
- R. Agreement to Participate and Fund the Preparation of the Ventura Countywide Integrated Regional Water Management Plan (VCIRWMP) – Adopted Resolution No. 6117 approving the Memorandum of Understanding (MOU) between the City and County of Ventura to participate and fund the preparation of the Ventura Countywide Integrated Regional Water Management Plan (VCIRWMP).

RESOLUTION NO. 6117, A RESOLUTION APPROVING THE MEMORANDUM OF UNDERSTANDING AND THE PARTICIPATION AND FUNDING FOR DEVELOPMENT OF THE VENTURA COUNTYWIDE INTEGRATED REGIONAL WATER MANAGEMENT PLAN (VCIRWMP) AS SPECIFIED IN DIVISION 26.5 (COMMENDING WITH SECTION 79500) OF THE CALIFORNIA WATER CODE KNOWN AS THE WATER SECURITY, CLEAN DRINKING WATER AND COASTAL BEACH PROTECTION ACT OF 2002 (WATER BOND ACT); 2) approved the Scope-of-Work document for the VCIRWMP; 3) approved staff participation and collaboration with the VCIRWMP Committee for development of the VCIRWMP; and 4) authorized the City Manager to execute the MOU in a form approved by the City Attorney; and 5) take any related action. Public Works Director/City Engineer Clifford G. Finley's report dated August 30, 2004.

- S. Approval of Traffic Safety Committee Recommendations – Adopted Resolution No. 6118 approving the recommendations of the Traffic Safety Committee as follows: 1) approval of 35 MPH speed limit signs on Lemonwood Drive; 2) denial of red curb removal request at 240 North Tenth Street (Hwy 150); 3) denial of a speed hump request at 727 Ernest Drive; 4) approval of 40-foot of red curb at the northeast corner of Greenwood Road and Ojai Road (Hwy 150); 5) denial of a speed hump request at 1227 Laurel Road; 6) approval of two 20-minute parking spaces (green curb) at 113 N. Mill Street; 7) denial of a speed hump request at 154 Moultrie Place; 8) denial of a speed hump request at 833 East Pleasant Street; 9) approval of red curb at the northwest corner of Salas Street and Salas Street; and 10) approval of parallel parking markings along 115 North Dean Drive, Suite A (Ventura College East Campus). **RESOLUTION NO. 6118**, A RESOLUTION APPROVING THE TRAFFIC SAFETY COMMITTEE RECOMMENDATIONS. Public Works Director/City Engineer Clifford G. Finley's report dated August 31, 2004.

ORDER OF BUSINESS

- A. Resolution in Support of Measures J and K

City Manager Wally Bobkiewicz presented Mayor Aguirre's report dated August 6, 2004, and read Resolution No. 6112 in its entirety.

Gary Nasalroad, 756 Montclair Drive, Co-chair of Santa Paulans for a Safe Community, urged the City Council to support Measures J and K. He also read from a written statement from Al Guilin in support of the resolution, and inviting everyone to attend the Kick-off Rally at La Cabana Restaurant on September 13, 2004, at 6:30 p.m., a Home Tour and barbecue on October 10, 2004, and a general meeting on September 9, 2004, at 7:00 p.m. at St. Sebastian Church.

It was Vice Mayor Krause, seconded by Councilmember Procter, to adopt Resolution No. 6112 in support of Measure J and Measure K on the November 2, 2004 ballot. All were in favor, and the motion carried.

RESOLUTION NO. 6112

A RESOLUTION SUPPORTING MEASURE J, A UTILITY USER TAX FOR THE PURPOSE OF RAISING REVENUE FOR THE CITY OF SANTA PAULA'S GENERAL GOVERNMENTAL PURPOSES AND MEASURE K, A RESOLUTION ADVISING THE CITY OF SANTA PAULA REGARDING EXPENDITURE OF NEW TAX REVENUE, ON THE NOVEMBER 2, 2004 BALLOT

CONSENT CALENDAR – SEPARATE ACTION ITEMS

O. Inclusionary Housing Ordinance, Second Reading

City Attorney Karl H. Berger presented Interim Planning Director Janna Minsk's report dated August 27, 2004. He noted that specific changes were made to Sections 16.13.405 B and C during the introduction of the ordinance at the August 2, 2004 City Council Meeting. He stated that the City Council may change the percentages; however, the ordinance would require a re-introduction and second reading. He also suggested that if the City Council chooses to change the percentages as suggested by Ms. Eileen McCarthy, that Section 16.13.405 B or C be eliminated and that the language be amended.

Eileen McCarthy responded to a question regarding the significance of this change by stating that in order for the ordinance to be consistent, Section 16.13.405 B should indicate, "For inclusionary housing units available for rent *or for sale*, affordable housing costs must not exceed 30% of 50% of the area median income..." and that Section 16.13 405 C should indicate, "For inclusionary housing units available for sale *or for rent*, affordable housing costs must not exceed 30% of 80% of the area median income..."

Councilmember Cook stepped out of the Council Chambers at 8:13 p.m.

Management Analyst Elisabeth Amador responded to a question regarding whether there was a different way of calculating affordability when a property is for rent as opposed to for sale by stating that staff used the calculations provided by the Department of Housing and Community Development, which are based on the county median.

Councilmember Cook returned to the Council Chambers at 8:15 p.m.

It was moved by Vice Mayor Krause, seconded by Councilmember Procter, to bring the ordinance back in two weeks and to reintroduce the ordinance at the next regular meeting. All were in favor, and the motion carried.

ORDINANCE NO. 1119

AN ORDINANCE ADDING A NEW CHAPTER 157 TO THE SANTA PAULA MUNICIPAL CODE, ENTITLED "INCLUSIONARY HOUSING" ESTABLISHING REQUIREMENTS FOR NEW RESIDENTIAL DEVELOPMENT TO INCLUDE HOUSING FOR LOW AND VERY LOW INCOME HOUSEHOLDS

N. Issuance of Dance Permit – La Cita Café, 1069 E. Main Street

Finance Director Alvertina Rivera's report dated August 25, 2004. She noted that staff was recommending the approval of the request with the exception of Stipulation No. 4 which refers to minors being allowed in the facility. She noted that according to the recommendation by the Police Chief, minors would not be allowed in the facility.

It was moved by Vice Mayor Krause, seconded by Councilmember Cook, to approve the request for an on-sale liquor dance permit at La Cita Café, 1069 E. Main Street, subject to the following stipulations: 1) approval be obtained from Building and Fire Departments regarding occupancy of the building; 2) establishment must at all times, when open for dancing therein, be lighted; and 3) no dancing between the hours of 2:00 a.m. and 6:00 a.m. All were in favor, and the motion carried.

P. 2004-MOD-04, Thompson Project (CDP 2002-29), 611 East Harvard Boulevard

Interim Planning Director Janna Minsk's report dated August 30, 2004. She noted a typographical error in the title of the Resolution, which would be corrected.

City Manager Wally Bobkiewicz stated that Vice Mayor Krause raised a question regarding the requirement for the number of affordable units. He noted that staff reviewed the audiotape and found no mention of affordable units for this project.

It was moved by Councilmember Cook, seconded by Vice Mayor Krause, to adopt Resolution No. 6114, with the correction to the typographical error, modifying Condition E.1 to Resolution No. 5600. This amendment would correct an error in Resolution No. 5600 regarding the number of dwelling units the applicant must reserve for low to moderate income households. All were in favor, and the motion carried.

RESOLUTION NO. 6114

A RESOLUTION MODIFYING CONDITION NUMBER E.1 IN RESOLUTION NO. 5600
(2004-MOD-04) TO CORRECT AN ERROR REGARDING THE NUMBER OF
REQUIRED AFFORDABLE HOUSING UNITS TO BE PROVIDED FOR A 28-UNIT
MIXED-USE PROJECT LOCATED AT 611 EAST HARVARD BOULEVARD
APN 103-0-220-555, PROJECT CDP 2002-29

RECESS TO A BREAK

Mayor/Chair Aguirre recessed the City Council/Redevelopment Agency to a break at 8:20 p.m.

RECONVENE TO REGULAR MEETING

Mayor/Chair Aguirre reconvened the City Council/Redevelopment Agency at 8:32 p.m.

PUBLIC HEARING

A. Development Code Ordinance Nos. 1103 and 1105 (continued)

City Manager Wally Bobkiewicz presented Interim Planning Director Janna Minsk's report dated August 31, 2004.

It was moved by Vice Mayor Krause, seconded by Councilmember Cook, to continue the item to the September 20, 2004 City Council Meeting. All were in favor, and the motion carried.

B. Project No. 2003-CDP-11, Creekside Subdivision

Mayor Aguirre opened the Public Hearing at 8:34 p.m.

Associate Planner Heather Davis presented Interim Planning Director Janna Minsk's report dated August 17, 2004.

Roger Campbell, 459 Main Street, Fillmore, representing Homeboys, Inc., stated that he believes this project meets the City Council's goals to improve the Las Piedras Park neighborhood. He responded to a question regarding the exportation of rock by stating that the project would not require much grading and existing rocks would be used in the landscaping. He further responded to a question regarding access from the rear of properties by stating that rear access would be up to future owners to install. He further responded to a question regarding whether they would consider installing block wall fencing by stating that they wish to keep the cost of housing units down and suggested the possibility of using polyvinyl fencing as an alternative.

It was moved by Councilmember Procter, seconded by Councilmember Cook, to introduce and waive first reading of Ordinance No. 1121 amending the City's Zoning Map to change the zoning designation for Assessor's Parcel Numbers 107-0-180-390 and -400, located at 247 Grant Line Street, from R-A-20 to R-1; 2) schedule second reading and adoption for September 20, 2004; and 3) adopt Resolution No. 6113 approving a tentative tract map for 11 lots, including one remainder lot, eight Growth Management Allocations, and Design Review to allow construction of nine new homes, subject to the Conditions of Approval identified within the Ordinance and Resolution of approval; and take such additional, related action that may be appropriate. All were in favor, and the motion carried.

ORDINANCE NO. 1121

AN ORDINANCE APPROVING A ZONE CHANGE FROM RURAL RESIDENTIAL (R-A-20) ZONE TO SINGLE-FAMILY RESIDENTIAL (R-1) ZONE FOR PROPERTY LOCATED AT 247 GRANT LINE STREET, APN 107-0-180-390 AND 107-0-180-400

RESOLUTION NO. 6113

A RESOLUTION APPROVING A ZONE CHANGE, TENTATIVE TRACT MAP, GROWTH MANAGEMENT ALLOCATIONS, AND DESIGN REVIEW FOR A PROPOSED ELEVEN LOT SUBDIVISION COMPRISED OF NINE NEW RESIDENTIAL UNITS ON PROPERTY LOCATED AT 247 GRANT LINE STREET (APN 107-0-180-390 AND 107-0-180-400)

Mr. Campbell shared a depiction of a lunch pavilion that would be constructed at Barbara Webster School by Homeboys, Inc.

Mayor Aguirre closed the Public Hearing at 8:46 p.m.

ORDER OF BUSINESS

I. **Massage Permit Ordinance**

Economic Development Director Charmaine Stouder's report dated August 26, 2004.

Katie Reich, 214 N. Seventh Street, spoke in support of the ordinance. She noted that the ordinance did not contain a Section 2, and she also expressed her concern with the purpose of Section 1 and the fact that the ordinance did not address therapeutic massage.

City Attorney Karl H. Berger responded to Ms. Reich's concerns by stating that the current ordinance regarding massage clinics and massage technicians is over 20 years old and laws have changed much in the past 20 years. He further stated that in order to

preserve the integrity of the ordinance and to discourage legal challenges, the City Council must make a number of findings as put forth in the first pages of the ordinance. He also noted that the word processing automatic numbering system did not number the sections correctly and that other sections of the ordinance should also be renumbered to reflect a numerical order.

It was moved by Vice Mayor Krause, seconded by Councilmember Cook, to introduce and waive first reading of Ordinance No. 1123 with amendments identified by the City Attorney to regulate massage clinics and massage technicians, and to schedule the second reading and adoption for September 20, 2004. All were in favor, and the motion carried.

ORDINANCE NO. 1123

AN ORDINANCE AMENDING CHAPTER 119 OF THE SANTA PAULA MUNICIPAL CODE IN ITS ENTIRETY FOR REGULATING MASSAGE CLINICS AND MASSAGE TECHNICIANS WITHIN THE CITY'S JURISDICTIONS

B. East Area 1 Master Plan Development Update and Appointment of Oversight Committee

City Manager Wally Bobkiewicz's report dated August 6, 2004. He noted that Limoneira Company appointed Alan Teague and Robert Sawyer to the Oversight Committee.

Mayor Aguirre and Vice Mayor Krause volunteered to serve on the Oversight Committee.

It was moved by Councilmember Procter, seconded by Councilmember Cook, to receive and file status report on the development of a Master Plan for East Area 1 and to appoint Mayor Aguirre and Vice Mayor Krause to serve on the Master Plan Oversight Committee. All were in favor, and the motion carried.

C. Branding Program

Economic Development Specialist Rochelle Margolin presented Economic Development Director Charmaine Stouder's report dated August 26, 2004.

The City Council discussed including a slogan competition to the Branding Program. City Manager Wally Bobkiewicz stated that the consultant would be advised to include a slogan competition.

It was moved by Vice Mayor Krause, seconded by Councilmember Procter, to 1) approve the Branding Program; and 2) authorize the City Manager/Executive Director to

implement the City of Santa Paula Branding Program. All were in favor, and the motion carried.

D. Ordinance Requiring Removal of Dog Waste – This item was removed from the agenda.

E. Design and Review Guidelines for Developments within Santa Paula

City Manager Wally Bobkiewicz presented City Attorney Karl H. Berger's report dated July 26, 2004.

City Attorney Karl H. Berger provided an overview of the current building design and landscaping design guidelines. He suggested that the City Council address a thorough review of design review guidelines to make a determination whether they are adequate and to define the scope of the authority for the Planning Commission for making changes to a project once a project is brought before them.

City Manager Wally Bobkiewicz spoke regarding street standards using the new urbanism standard and the concern that this new standard is different from many of the existing streets in the City. He noted that although the new urbanism street standard with its narrow streets is nice for walking, street parking would be very limited. He asked the City Council to consider design guidelines for street standards in order to assist staff in making recommendations for projects.

The City Council discussed looking into street standards first, followed by building design standards, and the possibility of forming a Council subcommittee. Vice Mayor Krause and Councilmember Procter offered to serve on a subcommittee.

City Manager Wally Bobkiewicz suggested that staff could bring back street standards first at a future meeting, bring back options on how to proceed, and schedule a workshop to discuss best practices.

The City Council discussed setting design review guidelines that need to be followed by City Committees and Commissions, and having the City Council make the final decisions.

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 Vice Mayor Krause, to extend the meeting for one hour. All were in favor, and the motion carried.

Councilmember Cook stepped out of the Council Chambers at 9:36 p.m.

It was moved by Mayor Aguirre, seconded by Vice Mayor Krause, to direct the City Manager to come back at a future meeting with suggestions on moving forward with more detailed design guidelines for buildings and street standards. Councilmember Procter, Vice Mayor Krause and Mayor Aguirre were in favor. Councilmember Luna was absent. Councilmember Cook was not present during the vote. The motion carried.

F. Arroyo and Associates Management Study Update

Police Chief Robert S. Gonzales' report dated July 27, 2004. He distributed a matrix with the status of the Police Management Audit Update.

Councilmember Cook returned to the Council Chambers at 9:38 p.m.

It was moved by Councilmember Cook, seconded by Vice Mayor Krause, to accept the information report as an update. All were in favor, and the motion carried.

G. Office of Traffic Safety (OTS) Grant

Police Chief Robert S. Gonzales' report dated August 31, 2004. He responded to questions regarding staffing and the purchase of a fully equipped motorcycle.

It was moved by Councilmember Cook, seconded by Vice Mayor Krause, to: 1) approve acceptance of the Office of Traffic Safety (OTS) Grant in the amount of \$156,550; 2) establish a budget under fund 314 with revenue account 314.045.7502.74266; and 3) authorize staff to manage the grant under the provisions of the contract. All were in favor, and the motion carried.

H. Police Department Strategic Plan

City Manager Wally Bobkiewicz presented the report dated August 6, 2004.

The City Council discussed receiving input from Police Department staff, members of the police unions, and the community.

It was moved by Mayor Aguirre, seconded by Vice Mayor Krause, to have the City Manager and the Police Chief bring back a plan within the next few weeks. All were in favor, and the motion carried.

J. Sponsorship of Third Annual Ventura County Housing Conference

City Manager Wally Bobkiewicz's report dated August 6, 2004.

It was moved by Councilmember/Director Cook, seconded by Vice Mayor/Vice Chair Krause, to contribute \$500 toward sponsoring the Third Annual Ventura County Housing Conference. All were in favor, and the motion carried.

K. Improvements to One-stop Shopping in Community Development Building

Building and Safety Director Stephen R. Stuart presented Assistant to the City Manager Melissa Grisales' report dated August 23, 2004. He responded to a question regarding whether the Customer Service Representative was tested or given a promotion by stating that under the City Personnel Rules, the City's Personnel Director has the authority to make a reclassification in a position.

It was moved by Vice Mayor Krause, seconded by Councilmember Procter, to approve Resolution No. 6115 which would: 1) amend the Building and Safety Department salaries and benefits by an additional \$27,297 which would cover a half-time Secretary position and pay for the reclassification of Clerk Typist to Customer Service Representative; and 2) amend the Building and Safety Department budget to add the \$27,297 in increased revenue fees. This increase of revenue is estimated to be generated by development fees. Councilmember Procter, Vice Mayor Krause, and Mayor Aguirre were in favor. Councilmember Cook was opposed. Councilmember Luna was absent. The motion carried.

RESOLUTION NO. 6115

A RESOLUTION AMENDING RESOLUTION NO. 6092 WHICH AMENDS THE
POSITION CONTROL PLAN

L. Status of Planning Commission Vacancies

City Manager Wally Bobkiewicz's report dated August 27, 2004.

It was moved by Councilmember Cook, seconded by Councilmember Procter, to have staff bring back an ordinance reducing the membership of the Santa Paula Planning Commission from seven members to five members. All were in favor, and the motion carried.

CITY COMMUNICATIONS

City Manager Wally Bobkiewicz noted the following upcoming meetings: September 13, 2004 Joint City Council/Community Healthcare Authority Meeting; September 20, 2004 Regular City Council Meeting; September 27, 2004 Joint City Council/Housing Authority Meeting; October 4, 2004 Regular City Council Meeting; October 18, 2004 Regular City Council Meeting. He asked the City Council whether they would be willing to schedule a Special City Council Meeting on October 11, 2004 to discuss Public Works issues, or

have the October 4 and October 18 meetings run late. It was the consensus of the City Council to have the October 4 and October 18 meetings run late. City Manager Wally Bobkiewicz also suggested rescheduling the November 1, 2004 Regular City Council Meeting due to the general election on November 2, 2004.

FUTURE AGENDA ITEMS

There were no Future Agenda Items.

ADJOURNMENT

There being no further business to come before the City Council/Redevelopment Agency, Mayor/Chair Aguirre adjourned the meeting at 10:20 p.m.

ATTEST:

Steven J. Salas
City Clerk/Agency Secretary