

CALL TO ORDER

Mayor/Chair Krause called the meeting to order 5:34 p.m.

ROLL CALL

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

PUBLIC COMMENT

There was no Public Comment.

CLOSED SESSION

Mayor/Chair Krause announced that the Closed Session would be to discuss:

- A. Conference with Legal Counsel, Liability Claims – *Government Code 54956.95*.
Name of Insurance JPA: California Joint Powers Insurance Authority.
Claimants: Edward Barron et. al., John Davidson, Pascual Escoto, Timothy Jones, Octavio Maldonado, Elaine Malzacher, Maria Meza, Lorenzo Montes, Phillip H. Romney, Pam Strautman. Agency Claimed Against: City of Santa Paula.
- B. Conference with Real Property Negotiator. *Government Code 54956.8*.
Conference with Real Property Negotiators. Property: 917 Yale Street. City Negotiator: Wally Bobkiewicz. Negotiating Parties: Paul Leavens and Mary Schwabauer. Under Negotiation: Price and terms for property exchange.

Mayor/Chair Krause recessed the City Council/Redevelopment Agency to a Closed Session at 5:34 p.m.

Mayor/Chair Krause reconvened the City Council/Redevelopment Agency at 6:20 p.m. No action was taken during the Closed Session.

Mayor/Chair Krause recessed the City Council/Redevelopment Agency at 6:20 p.m.

RECONVENE AND CALL TO ORDER

Mayor/Chair Krause reconvened the City Council/Redevelopment Agency at 6:35 p.m. Councilmember/Director Aguirre led the Flag Salute.

ROLL CALL

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

CLOSED SESSION REPORT

No reportable action was taken during the Closed Session.

PUBLIC COMMENT

Ellen Brokaw, 3430 Ojai Road, representing the Santa Paula Farm Worker Housing Committee, presented copies of the *Ag Futures Alliance Farm Worker Housing Task Force House Farm Workers 2004 Annual Report*. She stated that the committee wishes to speak with the City Council regarding next steps, and noted that one challenge is housing single, unaccompanied farm workers.

Rodney Fernandez, 537 Glade Drive, invited everyone to attend the second annual "The Road Ahead Conference," a forum on growth in Ventura County, which would be held on March 24, 2005, at California State University Channel Islands.

PRESENTATIONS

A. Selection Process for Santa Paula Brand

Economic Development Director Charmaine Stouder displayed the images under consideration for the Santa Paula Brand. She noted that people may cast their vote for their favorite image by depositing a donation at Union Bank, Santa Barbara Bank and Trust, Bank of America, Santa Clara Valley Bank, or City Hall, or through the City's website. She also noted that the donations collected would be used to fund the Fourth of July fireworks display.

B. Presentation of De Colores Art Show Poster

Xavier Montes and Carmen Guerrero presented the De Colores Art Show Poster and invited everyone to attend the 11th Annual De Colores Art Show and Festival on April 2, 2005, at the California Oil Museum.

C. Introduction of Promoted Employee

Public Works Director/City Engineer Clifford G. Finley introduced newly promoted employee Trini Bonilla, Buildings & Grounds Supervisor, who has worked for the City for 33 ½ years.

Community Services Director Brian J. Yanez introduced newly hired Part-time Facility Attendants Daniel Gomez, Frank Marruffo, Pete Magaña, and Mark Medrano.

CITY COUNCIL/REDEVELOPMENT AGENCY, STAFF COMMUNICATIONS

Councilmember Aguirre mentioned that he participated in the Santa Paula Beautiful event on March 12, 2005. He asked the community to continue to keep the main thoroughfares and front yards clean.

Councilmember Luna mentioned that he also participated in Santa Paula Beautiful and attended the School House Rock presentation at Isbell School.

Vice Mayor Cook mentioned that he also participated in Santa Paula Beautiful, and he noted that many high school students participated in the event.

Mayor Krause mentioned that she and City Manager Wally Bobkiewicz attended an Economic Development and Redevelopment Conference in Anaheim last week.

APPROVAL OF FINAL AGENDA

There were no changes to the Final Agenda.

CONSENT CALENDAR

It was moved by Vice Mayor/Vice Chair Cook, seconded by Councilmember/Director 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. Resolutions Terminating Local States of Emergency – Adopted Resolution Nos. 6160 and 6169 terminating local states of emergency. **RESOLUTION NO. 6160,**
A RESOLUTION TERMINATING A LOCAL STATE OF EMERGENCY.

RESOLUTION NO. 6169, A RESOLUTION TERMINATING A LOCAL STATE OF EMERGENCY. City Manager Wally Bobkiewicz's report dated March 7, 2005.

- C. Front Façade Improvement for 926 and 930 E. Main Street, Project No. 04.05.298 SPC, Award of Contract – 1) Approved the transfer of funds from the General Fund FEMA Seismic Program Fund Balance in the amount of \$145,385 and distribute them as follows: \$51,200 to 930 E. Main Street Front Façade Improvement Project Account No. 102.010.1001.8540, and \$94,185 to 926 E. Main Street Front Façade Improvement for Redevelopment/City-Owned Building Account No. 102.010.1001.8545; 2) approved the transfer of funds from the Redevelopment Façade Improvement Program Account No. 850.085.9028.8545 in the amount of \$50,000 to the Front Façade Improvement Grant for Mupu Partners Account No. 850.010.1001.8540; 3) awarded the contract for the Front Façade Improvement Project for 926 and 930 E. Main Street Project to EJS Construction in the amount of \$169,900; 4) approved the anticipated project expenditures limit; and 5) authorized the City Manager to sign the contract document on behalf of the City. Building and Safety Director Stephen R. Stuart and Economic Development Director Charmaine Stouder's report dated March 8, 2005.
- D. Report Relating to Interim Ordinance on Condominium Conversions – Issued the attached report. As required by Government Code Section 65858(d), the City Council must issue a report at least 10 days before any extension of the interim ordinance. Assistant City Attorney Bradley E. Wohlenberg's report dated February 28, 2005.
- E. Fire Station No. 2 Improvements, Resolution No. 6168 – Adopted Resolution No. 6168 approving the Design and Plans for the Fire Station No. 2 Improvement Project. **RESOLUTION NO. 6168**, A RESOLUTION APPROVING THE DESIGN AND PLANS FOR THE IMPROVEMENTS OF SANTA PAULA FIRE STATION LOCATED AT 536 W. MAIN STREET PURSUANT TO GOVERNMENT CODE SECTION 830.6. Public Works Director/City Engineer Clifford G. Finley's report dated March 8, 2005.

PUBLIC HEARING

- A. Community Development Block Grant (CDBG) Funding 2005/06

Mayor Krause opened the Public Hearing at 7:12 p.m.

Building and Safety Director Stephen R. Stuart's report dated February 3, 2005.

Bob Vargas, 555 S. A Street, representing City Impact, spoke in support of the City Impact Power Source Project.

City Council/Redevelopment Agency Meeting
Monday, March 14, 2005
City Hall Administration Conference Room and Council Chambers

Chris Poynter, 80 E. Hillcrest Drive, Thousand Oaks, representing Lutheran Social Services, spoke in support of Lutheran Social Services Homeless Outreach, Referral, and Support Program.

Pat Zwagerman, 490 Wendy Lane, representing the Boys and Girls Club, spoke in support of the Boys and Girls Club. She introduced Maricela Juarez, Site Director of the Las Piedras Park Boys and Girls Club. Ms. Juarez spoke regarding the Las Piedras Park afterschool program, homework center, and activities. Lupe Vargas, member of the Boys and Girls Club, stated that she enjoys participating in activities at the Boys and Girls Club.

Judy Hawkins, 360 Mobil Avenue, Camarillo, representing Women's Economic Ventures, asked the City Council to consider their request for funding for their Self-Employment Training Program and Business Counseling.

Dan Robles, 200 Arthur Avenue, spoke in support of the Blanchard Community Library Electrical Upgrade Project.

Cathy Barringer, 1334 Forest Drive, spoke in support of the Santa Paula Adult Day Services Hospice of Santa Clara Valley Project.

Aurora Moreno, 621 Richmond Avenue, Oxnard, representing Ventura County Commission on Human Concerns, spoke in support of the Lease Assistance Grants and Loans Program.

Jim Mangis, 4136 Southbank Road, Oxnard, representing Food Share, spoke in support of the Brown Bag for Seniors Program.

Veronica Vera-Vargas, 940 E. Main Street, Santa Paula Family Resource Center, representing Interface, spoke in support of the At-Risk Youth Project.

Javier Marin spoke regarding the services he has received from the Santa Paula Family Resource Center.

Dan Robles, Blanchard Community Library, responded to questions regarding what has been funded through the recently approved ballot measure and what other funding sources are available to the library.

It was moved by Councilmember Aguirre, seconded by Vice Mayor Cook, to approve the Public Service funding allocation as recommended. All were in favor, and the motion carried.

Building and Safety Director Stephen R. Stuart responded to questions regarding the request for CDBG funding for Las Piedras Park and Teague Park Improvement Plan by stating that the application is for a portion of the cost to improve the soccer fields. He also noted that the City Council had recently transferred funding from the Las Piedras Park Community Neighborhood facility to be used for the design of the Teague Park facility. He also responded to a question regarding the amount awarded to Women's Economic Ventures the prior year by responding that they were awarded \$15,000.

The City Council expressed desire to allocate funds to the Women's Economic Ventures Self-Employment Training Program and Business Counseling. Building and Safety Director Stephen R. Stuart suggested that the award to Blanchard Community Library project could be reduced by \$10,000 and the award to the City's Housing Code Enforcement project could be reduced by \$5,000 in order to award Women's Economic Ventures \$15,000.

It was moved by Vice Mayor Cook, seconded by Councilmember Aguirre, to reduce \$10,000 from the proposed allocation for the Electrical Upgrade for Blanchard Community Library project and reduce \$5,000 from the proposed allocation for City of Santa Paula Code Enforcement project and allocate \$15,000 to Women's Economic Ventures Self-Employment Training Program and Business Counseling project in the Project/Economic Development allocation, and adopt Resolution No. 6154 as amended. All were in favor, and the motion carried.

RESOLUTION NO. 6154

A RESOLUTION DESIGNATING CERTAIN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN CONJUNCTION WITH THE COUNTY OF VENTURA 2005-2006 COMMUNITY DEVELOPMENT BLOCK GRANT ENTITLEMENT PROGRAM

Mayor Krause closed the Public Hearing at 8:21 p.m.

RECESS TO A BREAK

Mayor/Chair Krause recessed the City Council/Redevelopment Agency to break at 8:21 p.m.

RECONVENE TO REGULAR MEETING

Mayor/Chair Krause reconvened the City Council/Redevelopment Agency at 8:33 p.m.

B. Ordinance No. 1133, Update of the Development Code - Annexation

Associate Planner Heather Davis presented the report dated February 28, 2005. She recommended that the City Council take public testimony and continue the item to the

March 21, 2005 Regular City Council Meeting on the Consent Calendar because the City Council may not take action on an ordinance during a Special City Council Meeting. She also noted a change to Section 16.236.110C, which should read, "... direct the *City Manager or designee* to forward the annexation..." rather than "*City Clerk*."

Mayor Krause opened the Public Hearing at 8:37 p.m.

No Public Comment was received.

City Attorney Karl H. Berger responded to concerns regarding the requirement from the Local Agency Formation Commission for the City to annex island parcels before the City may move forward into large annexations. He also addressed a concern regarding the language of Section 16.236.120E by recommending that the language be changed to read, "The City Council *may* deny annexation applications..." rather than "*must* deny applications..." Lastly, he recommended that Section 16.236.110C be changed to read, "... direct the *City Manager or designee* to forward the annexation..." and that the item be laid over to the March 21, 2005 Regular City Council Meeting as recommended by staff.

It was moved by Vice Mayor Cook, seconded by Councilmember Aguirre, to layover introduction and first reading of Ordinance No. 1133 to the March 21, 2005 Regular City Council Meeting with the amended language as recommended by the City Attorney. All were in favor, and the motion carried.

ORDINANCE NO. 1133

AN ORDINANCE REPEALING THE ANNEXATION MORATORIUM AND REPLACING
CHAPTER 16.236 OF TITLE 16 TO REGULATE ANNEXATIONS WITHIN THE CITY
OF SANTA PAULA

ORDER OF BUSINESS

- A. Report by BTI Appraisal, Inc., Regarding Peer Review of Economic Analysis of Fagan Canyon Project as it Pertains to Councilmembers Aguirre and Procter

Councilmember Aguirre recused himself from this item due to a conflict of interest due to the proximity of his residence to the Fagan Canyon Project. He exited the Council Chambers at 8:50 p.m.

City Attorney Karl H. Berger's report dated March 11, 2005. He responded to a question regarding whether the names of Planning Commissioners Gary Nasalroad and Michael Sommer would be added to the letter seeking an opinion from the Fair Political Practices Commission (FPPC) by stating that if the City Council directs him to seek

FPPC direction, his intent would be to seek an opinion with regard to the two conflicted Councilmembers and the two conflicted Planning Commissioners.

It was moved by Vice Mayor Cook, seconded by Councilmember Luna, to receive and file the report from BTI Appraisal, direct the City Attorney to add the names of Planning Commissioners Nasalroad and Sommer to the letter requesting a Fair Political Practices Commission opinion, and to send the Economic Analysis Report to the Fair Political Practices Commission to ensure it adequately covers the City Council and the Planning Commission in terms of the findings. All were in favor, and the motion carried.

Councilmember Aguirre returned to the Council Chambers at 9:02 p.m.

B. Amend Council Rules of Procedure

City Manager Wally Bobkiewicz's report dated February 28, 2005. He suggested an amendment to Resolution No. 6161, Rule 11, Adjournment, that no new business will be considered unless by a "majority" vote of the City Council, rather than a "four-fifths" vote of the City Council, in order to be consistent with Rule 12, which allows for amendment or suspension upon a majority vote of the Council.

It was moved by Mayor Krause, seconded by Vice Mayor Cook, to adopt Resolution No. 6161 as amended, which would which would rescind Resolution No. 6023 and establish procedural rules for conducting City Council Meetings. All were in favor, and the motion carried.

RESOLUTION NO. 6161

A RESOLUTION RESCINDING RESOLUTION NO. 6023 AND ESTABLISHING
PROCEDURAL RULES FOR CONDUCTING CITY COUNCIL MEETINGS IN
ACCORDANCE WITH GOVERNMENT CODE §36813

CITY/AGENCY COMMUNICATIONS

City Manager Wally Bobkiewicz invited everyone to attend the Chamber of Commerce Mixer on March 16, 2005, at 5:30 p.m., at the California Oil Museum.

FUTURE AGENDA ITEMS

City Council/Redevelopment Agency Meeting
Monday, March 14, 2005
City Hall Administration Conference Room and Council Chambers

It was moved by Councilmember Aguirre, seconded by Vice Mayor Cook, for a report regarding the future of the Las Piedras Park Storefront. All were in favor, and the motion carried.

ADJOURNMENT

There being no further business to come before the City Council/Redevelopment Agency, Mayor/Chair Krause adjourned the meeting at 9:12 p.m.

ATTEST:

Josie G. Herrera
City Clerk/Agency Secretary