

CALL TO ORDER

Mayor Cook called the meeting to order 6:00 p.m.

ROLL CALL

Councilmember Gabino Aguirre, Councilmember Mary Ann Krause, Councilmember John T. Procter, Vice Mayor Ray C. Luna, and Mayor Richard C. Cook responded to roll call. City Manager Wally Bobkiewicz, Assistant City Attorney Bradley E. Wohlenberg, and City Clerk Josie G. Herrera were also present.

PUBLIC COMMENT

No Public Comment.

CLOSED SESSION

Mayor Cook announced that the Closed Session would be to discuss:

- A. Public Employee Performance Evaluation – Pursuant to *Government Code §54957*. Position: City Manager.

Mayor Cook recessed the City Council to a Closed Session at 6:00 p.m., and reconvened the City Council into Open Session at 6:10 p.m. No reportable action taken. Mayor Cook recessed the City Council at 6:10 p.m.

RECONVENE AND CALL TO ORDER

Mayor/Chair Cook reconvened the City Council/Redevelopment Agency at 6:35 p.m. Pastor Ron Dybvig offered the Invocation, and Mayor/Chair Cook led the Flag Salute.

ROLL CALL

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

CLOSED SESSION REPORT

No reportable action.

PRESENTATIONS

A. Presentation by Judy Sanchez Regarding Healthy Childrens Insurance Program

Judy Sanchez was not present to provide the presentation.

B. Presentation by Recreation Supervisor Ed Mount Regarding Youth Basketball Program

Recreation Supervisor Ed Mount announced that the 34th Annual Youth Basketball Program would begin on January 7, 2006, with over 460 participants. He acknowledged all of the sponsors and donations made.

C. Presentation of City Tile to Sal Aguayo, Museum Custodian

Councilmember Luna presented a City tile to Sal Aguayo in recognition of his retirement as Museum Custodian.

D. Introduction of New City Employees

Finance Director Alvertina Rivera introduced newly hired Accounting Technician Esther Mendolla-Rocha. Public Works Director/City Engineer Clifford G. Finley introduced newly hired Regulatory Compliance Specialist Lance Lawhon. Fire Chief Paul L. Skeels introduced Reserve Firefighter/EMT Dan Travis, Glen Dupont, Donald Chavez, Shane Harris, Sean Davis, and Kevin Escalante.

PUBLIC COMMENT

City Clerk Josie G. Herrera departed from the meeting at 7:00 p.m. due to illness.

Bill Mensing, 500 W. Santa Maria Street, shared a brochure dated March 29, 1941 from the Santa Paula Chamber of Commerce, and made comparisons of the City from that time period to the present.

Kay Wilson-Bolton spoke in support of the City Council, and expressed concern regarding the referendum petition signature gathering held recently at Vons Market.

Mike Dewey, 975 W. Telegraph Road, spoke in support of the Fagan Canyon project.

Tim Mayberry, 1423 E. Main Street, representing Mayberry's Masonry Supply, spoke in support of the City Council's decision to approve the Fagan Canyon development. He also expressed concern regarding the referendum petition signature gathering held recently at Vons Market.

Yolie Lee, 341 W. Santa Barbara Street, expressed concern regarding the referendum petition signature gathering held recently at Vons Market, Kmart, and Tresieras Market.

Eric Barragan, expressed concern regarding the referendum petition signature gathering held recently at Vons and questioned the methods used by the petition signature gatherers.

CITY COUNCIL/REDEVELOPMENT AGENCY, STAFF COMMUNICATIONS

There were no communications.

APPROVAL OF FINAL AGENDA

There were no changes to the agenda.

CONSENT CALENDAR

City Manager/Executive Director Wally Bobkiewicz asked that Item 10I be pulled for discussion.

It was moved by Councilmember/Director Krause, seconded by Councilmember/Director Aguirre, to approve the Consent Calendar as amended. All were in favor, and the motion carried.

- A. Waiver of Reading of Ordinances and Resolutions – Waived reading of Ordinances and Resolutions appearing on the Agenda.
- B. Minutes – Adopted the Minutes from the Joint City Council/Planning Commission Meeting of November 1, 2005.
- C. Minutes – Adopted the Minutes from the Special Joint City Council/Santa Paula Elementary School District Board of Education/Santa Paula Union High School District Board of Trustees Meeting of November 2, 2005.
- D. Minutes – Adopted the Minutes from the Regular City Council Meeting of November 7, 2005.
- E. Second Reading and Adoption of Ordinance No. Resolution No. 1151 – Waived second reading and adopted **ORDINANCE NO. 1151**, AN ORDINANCE ADDING CHAPTER 124 TO THE SANTA PAULA MUNICIPAL CODE ESTABLISHING CARE ENTERTAINMENT AND DINING PERMITS FOR AREAS DESIGNATED AS CENTRAL BUSINESS DISTRICT. City Clerk Josie G. Herrera's report dated December 21, 2005.

- F. Amendment to Personnel Rules and Regulations – 1) Adopted Resolution No. 6244 to amend Resolution No. 6231 and Resolution No. 6218, the amendment would allow a reclassification of the Principal Planner/Programs Manager to Deputy Planning Director and to include Deputy Planning Director as part of the Executive Management. **RESOLUTION NO. 6244**, A RESOLUTION AMENDING THE PERSONNEL RULES AND REGULATIONS OF THE CITY OF SANTA PAULA; and 2) adopted Resolution 6245, to amend the Resolution No. 6176, revising the Personnel Rules & Regulations, Section 1.1, 1.2, and 1.3. **RESOLUTION NO. 6245**, A RESOLUTION AMENDING PERSONNEL RULES AND REGULATIONS OF THE CITY OF SANTA PAULA. Assistant to the City Manager Melissa Grisales' report dated December 22, 2005.
- G. Dissolution of Ventura Cities Mortgage Financing Authority – Authorized the City Manager to execute an agreement to terminate the Joint Powers Agreement, which created the Ventura Cities Mortgage Financing Authority, and to dissolve the Ventura Cities Mortgage Financing Authority. City Manager Wally Bobkiewicz's report dated December 28, 2005.
- H. Adopt Resolution No. 6240 Approving the Plans Specifications for the Curb Ramp Installation Project and Award of Curb Ramp Installation Project to GPM, Inc. – 1) Adopted Resolution 6240 approving the plans and specifications for the Curb Ramp Installation Project. **RESOLUTION NO. 6240**, A RESOLUTION APPROVING THE PLAN FOR THE CURB RAMP INSTALLATION PROJECT; 2) authorized the City Manager to award a contract to GPM, Inc, for \$145,755 for the construction of the Curb Ramp Installation Project No. 05.06.342; 3) allocated up to \$77, 000 from Local Transportation Fund (LTF) reserves for the City's match; and 4) approved a project budget of \$167,000, which includes a 15% contingency to cover project enhancements. Public Works Director/City Engineer Clifford G. Finley's report dated December 22, 2005.
- J. Resolution No. 6239 Approving the Plans and Specifications for Roof Repair Projects for Five City Buildings – Adopted Resolution No. 6239 approving the plans and specifications for the Roof Repair Project for five city buildings; and authorized staff to seek bids for the repairs. **RESOLUTION NO. 6239**, A RESOLUTION APPROVING THE PLANS FOR THE ROOF REPAIR PROJECTS FOR FIVE SEPARATE CITY BUILDINGS IN THE CITY OF SANTA PAULA PURSUANT TO GOVERNMENT CODE SECTION 830.6. Public Works Director/City Engineer Clifford G. Finley's report dated December 21, 2005.

CONSENT CALENDAR (SEPARATE ACTION ITEM)

- I. Approve Purchase of a Curbtender (Full Eject) Automated Side Loader Refuse Compactor in the amount of \$166,962

Public Works Director/City Engineer Clifford G. Finley's report dated December 12, 2005. He responded to questions regarding the use of diesel-fueled vehicles versus alternate technologies.

It was moved by Councilmember Krause, seconded by Vice Mayor Luna, to waive purchasing procedures and bidding requirements as referenced in Ordinance No. 1075 § 41.120 for the purpose of obtaining supplies available from only one vendor, and approve the purchase of one (1) Curbtender (Full Eject) Automated Side Loader Refuse Compactor from Ray Gaskin Service in Baldwin Park, California, for the amount of \$166,962.00. All were in favor, and the motion carried.

PUBLIC HEARING

Mayor Cook noted that an amendment to the agenda was issued on December 30, 2005, to add the following item:

- A. Setting Permit Fees for Entertainment and Dining Permit in the Central Business District

City Manager Wally Bobkiewicz's report dated December 30, 2005.

Mayor Cook opened the Public Hearing at 7:24 p.m.

It was moved by Councilmember Krause, seconded by Vice Mayor Luna, to open and continue the Public Hearing to consider setting permit fees for Entertainment and Dining Permit in the Central Business District to the January 17, 2006 Regular City Council Meeting. All were in favor, and the motion carried.

ORDER OF BUSINESS

- A. Update on Initiative Petition to Include Adams Canyon Within the City's Urban Restriction Boundary

City Manager Wally Bobkiewicz presented the report dated December 28, 2005. He noted that the City received notification from the County Elections Division that there were sufficient signatures to qualify the initiative for the ballot, and that staff would present a staff report at the January 17, 2006 City Council Meeting for consideration of calling an election.

Roger Campbell, 459 Main Street, Fillmore, spoke in support of placing the initiative on the ballot, and requested that the developer be allowed to provide a presentation at the January 17, 2006 City Council Meeting. He also stated that the developer is committed to pay the costs for a special election.

The update on the initiative petition submitted by the Coalition to Preserve Adams Canyon was received and filed.

B. Agreement with The Nature Conservancy for the Donation of City-Owned Property Within the Santa Clara River

City Manager Wally Bobkiewicz presented the report dated December 28, 2005. He distributed a copy of a map of the appropriate areas.

It was moved by Councilmember Procter, seconded by Councilmember Krause, to authorize the City Manager to execute an agreement, in a form approved by the City Attorney, with The Nature Conservancy for the donation of seventy-seven acres of City-owned property within the Santa Clara River for wetlands protection. All were in favor, and the motion carried.

C. Insurance Requirements and Light Fees

Community Services Director Brian J. Yanez's report dated December 22, 2005.

The City Council received and filed the staff report regarding insurance requirements and light fees.

D. Economic Development/Real Estate Update

Economic Development Specialist Rochelle Margolin's report dated December 20, 2005. The update was received and filed.

E. Fiscal Year 2005/06 City Council Goals and Priority Projects Update

City Manager Wally Bobkiewicz provided a Power Point® presentation. The report was received and filed.

F. Review of Procedural Rules for Conducting City Council Meetings

City Manager Wally Bobkiewicz's report dated December 28, 2005.

Discussion included implementing a cutoff time for the public to submit public comment cards during City Council Meetings, and allowing a second general public comment period prior to the conclusion of the meeting.

It was the consensus of the City Council for staff to change the narrative of Public Comment in the Agenda to address submission of Public Comment cards after the beginning of the Public Comment period.

G. Mayor's Standing Committee

City Manager Wally Bobkiewicz's report dated December 21, 2005. No action taken.

PUBLIC COMMENT

Helen Hernandez, 425 N. Eighth Street, asked the City Council to consider amending Resolution No. 6030 to add the name of Cesar Chavez to the list of approved street names.

CITY COMMUNICATIONS

Assistant City Attorney Bradley E. Wohlenberg noted that he would be attending the January 17, 2006 City Council Meeting in place of City Attorney Karl H. Berger who would be on vacation. He also noted that City Attorney Karl H. Berger was not present at this meeting due to his attending a memorial service for his grandmother.

Councilmember Procter wished everyone a Happy New Year.

Mayor Cook noted that *Vanity on Main*, a new salon and spa, recently opened in the downtown, and he wished the owners well in their endeavors.

FUTURE AGENDA ITEMS

It was moved by Councilmember Aguirre, seconded by Councilmember Krause, to consider an amendment to the street naming policy to add the name of Cesar Chavez to the list, and to review the naming policy for parks and public buildings. All were in favor, and the motion carried.

It was moved by Councilmember Krause, seconded by Mayor Cook, to review the resolutions adopted at the League of California Cities Annual Conference and consider whether to incorporate them into the City's procedures. All were in favor, and the motion carried.

It was moved by Councilmember Aguirre, seconded by Mayor Cook, for a report on legal issues related to the recent petition signature gathering. All were in favor, and the motion carried.

ADJOURNMENT

Mayor/Chair Cook adjourned the meeting at 9:05 p.m.

ATTEST:

Josie G. Herrera
City Clerk/Agency Secretary