

**CALL TO ORDER**

Mayor Cook called the meeting to order at 6:02 p.m.

**ROLL CALL**

Councilmember Gabino Aguirre, Councilmember John T. Procter, Vice Mayor Ray C. Luna, and Mayor Richard C. Cook responded to roll call. City Manager Wally Bobkiewicz, City Attorney Karl H. Berger, and City Clerk Josie G. Herrera were also present. Councilmember Mary Ann Krause was absent due to her being on vacation.

**PUBLIC COMMENT**

No Public Comment.

**CLOSED SESSION**

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

- A. Conference with Legal Council, Existing Litigation – Government Code §54956.9  
(a). Lapadakis v. City of Santa Paula, Ventura County Superior Court Case No. CIV 235497.

Mayor Cook recessed the City Council to a Closed Session at 6:02 p.m., and reconvened the City Council into Open Session at 6:20 p.m. No reportable action. Mayor Cook recessed the City Council at 6:20 p.m.

**RECONVENE AND CALL TO ORDER**

Mayor/Chair Cook called the meeting to order at 6:41 p.m., and led the Flag Salute.

**ROLL CALL**

Councilmember/Director Gabino Aguirre, 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, City/Agency Attorney Karl H. Berger, and City Clerk/Agency Josie G. Herrera were also present. Councilmember/Director Mary Ann Krause was absent due to her being on vacation.

**CLOSED SESSION REPORT**

City Attorney Karl H. Berger announced that the City Council voted to approve a standstill agreement in the Lapadakis matter.

**PRESENTATIONS**

A. Presentation of Proclamation to Dan Diaz in Recognition of Familia Diaz Restaurant's 70<sup>th</sup> Anniversary

Councilmember Aguirre presented a proclamation to Tony Diaz and Dan Diaz in recognition of Familia Diaz Restaurant's 70<sup>th</sup> anniversary.

B. Presentation by Ginger Gherardi of Ventura County Fair Poster

Presentation was held later in the evening due to the pending arrival of Ginger Gherardi.

C. Presentation by City Manager Wally Bobkiewicz Regarding the Reopening of Santa Paula Hospital

City Manager Wally Bobkiewicz introduced Dr. Samuel Edwards, Santa Paula Hospital Administrator, and Mike Powers, Director of the Ventura County Healthcare Agency.

Dr. Samuel Edwards announced the recent reopening of the hospital, and acknowledged the City Council for their efforts in assisting with the reopening.

Report from Bill Grant Regarding the 39<sup>th</sup> Annual Citrus Festival

Bill Grant thanked the City Council and City staff for their support on the successful 39<sup>th</sup> Annual Citrus Festival.

**PUBLIC COMMENT**

Barry Cooper, 1500 Richmond Road, suggested that the City Council consider sending the development survey to residents of mobile home parks and apartment dwellers. City Manager Wally Bobkiewicz stated that the survey could also be sent to registered voters and could be posted on the City's website, City Hall, and the Santa Paula Times.

Carmen Guerrero, 1734 Cherry Hill Road, representing the Chamber of Commerce, announced that the Chamber Board of Directors appointed four new directors: Harold Edwards, Steve Smead, Rodney Fernandez, and Bruce Dickenson. She also announced that the Chamber approved a Strategic Plan and approved the creation of a Chamber President/Chief Executive Officer position to provide leadership, represent the Chamber, work with corporations, and work with City staff.

Carol Hardison, 1940 Timber Canyon Road, expressed concerns with Ventura County Regional Sanitation District's (VRSD) proposal to take sludge to the Toland Landfill. She questioned whether the City had plans to assist VRSD meet state of the art standards. City Manager Wally Bobkiewicz noted that the City had not taken any position regarding this project.

**CITY COUNCIL/AGENCY, STAFF COMMUNICATIONS**

Councilmember Procter commented on the successful Citrus Festival. Councilmember Aguirre, Vice Mayor Luna, and Mayor Cook echoed Councilmember Procter's comments.

**APPROVAL OF FINAL AGENDA**

No changes to final agenda.

**CONSENT CALENDAR**

It was moved by Councilmember Procter, seconded by Councilmember Aguirre, to approve the Consent Calendar as presented. 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. Receive and File Reimbursement Reports - In accordance with Government Code §§ 53232.2, 53232.3, and Resolution No. 6258, received and filed reimbursement reports as specified.
- C. Minutes – Adopted the Minutes from the June 26, 2006 Special City Council Meeting.
- D. Minutes – Adopted the Minutes from the July 3, 2006 Regular City Council/Redevelopment Agency Meeting.
- E. Biennial Review of City's Conflict of Interest Code – 1) Received and filed report and the 2006 Local Agency Biennial Notice of review of the City's Conflict of Interest Code; and 2) directed staff to return to the City Council for adoption of an amended City Conflict of Interest Code Resolution. City Clerk Josie G. Herrera's report dated July 6, 2006.
- F. Adoption of a Resolution Reciting the Fact of a Special Municipal Election and Declaring the Results Thereof – Adopted Resolution No. 6335 reciting the fact of the Special Municipal Election held on June 6, 2006, and declaring the results and such other matters as provided by law. **RESOLUTION NO. 6335**, A RESOLUTION DECLARING THE RESULTS OF THE SPECIAL MUNICIPAL ELECTION HELD JUNE 6, 2006. City Clerk Josie G. Herrera's report dated June 28, 2006.

- G. Approval of Additional Funds for Planning Services Agreement with Amend Contract Joyce Parker-Bozylinski, AICP, for Development Projects – 1) Approved the first amendment with Joyce Parker-Bozylinski to pay for additional services; 2) authorized the City Manager to execute the amendment, in a form approved by the City Attorney; and 3) provided the authority to assign more tasks under this contract to an amount of \$25,000. Planning Director Janna Minsk’s report dated July 6, 2006.
- H. Local Vehicle Purchase, Resolution No. 6327 – Adopted Resolution No. 6327 waiving the bidding requirements for vehicle purchases and authoring the City Manager to bid and award contracts for vehicle purchases with local dealerships. **RESOLUTION NO. 6327**, A RESOLUTION WAIVING BIDDING REQUIREMENTS PURSUANT TO SANTA PAULA MUNICIPAL CODE 41.12 AND AUTHORIZING THE CITY MANAGER TO BID, AWARD, AND EXECUTE CONTRACTS FOR SPECIFIC EQUIPMENT AND MAINTENANCE. Public Works Director/City Engineer Clifford G. Finley’s report dated July 11, 2006.
- I. Award Mud Creek Pipe Line Repair Project to Camarillo Engineers – Authorized the City Manager to: 1) award the Mud Creek Pipeline Repair Project construction contract to Camarillo Engineers, Inc., for \$160,088; 2) approve a project budget of \$184,000 which includes a 15% contingency for construction; 3) allocate \$85,400 from the water fund balance to complete the repairs. Public Works Director/City Engineer Clifford G. Finley’s report dated July 10, 2006.
- J. Award of Mariposa Storm Drain Repair Project (Disaster 1577 PW 1214) to J & H Engineering, Inc. – Authorized the City Manager to: 1) award the contract to J & H Engineering, Inc., (Maintenance Work Order No. 1) for \$38,875 for the repair of the Mariposa Storm Drain; 2) approve a project budget of \$44,700, which includes a 15% contingency for construction; and 3) allocate \$39,600 from General Fund balance to supplement the FEMA reimbursement to complete the project. Public Works Director/City Engineer Clifford G. Finley’s report dated July 11, 2006.
- K. Curb Ramp Installation Project Acceptance and Notice of Completion – 1) Allocated additional funds in the amount of \$10,966.42 from Account No. 23030503900438660 to Account No. 231.05039157.8660 for a total project budget of \$176,717.42; 2) authorized the City Manager to execute the final Change Order No. 2 in the amount of \$10,966.42 for additional curb and gutter replacement services with Mendez Concrete, Inc.; and 3) received and filed the project Notice of Completion. Public Works Director/City Engineer Clifford G. Finley’s report dated July 5, 2006.
- L. Approval of Fugro West Task Order #1B and Task Order No. 4 for the Water Recycling Facility – Authorized the City Manager to: 1) execute Fugro West,

Inc.'s Amendment 1B to Task Order No. 1 (Contract 99634) for \$15,000 for additional water quality testing at the Water Recycling (WRF) site; and 2) execute Fugro West, Inc.'s Task Order No. 4 for \$49,000 for assistance in data collection and support in the preparation of the Waste Discharge Requirements (WDR) permit with the Regional Board. Public Works Director/City Engineer Clifford G. Finley's report dated July 10, 2006.

### **PUBLIC HEARING**

A. Public Hearing Proposed Fee Increases (continued)

It was moved by Councilmember Procter, seconded by Vice Mayor Luna, to continue the Public Hearing to the August 7, 2006 Regular City Council Meeting. All were in favor, and the motion carried.

### **ORDER OF BUSINESS**

A. Sponsorship of Second Annual Labor Day Parade

City Manager Wally Bobkiewicz's report dated July 5, 2006.

Joanne Wright, 801 McKeveitt Road, accompanied by Dora Crouch and Audrey Vincent from the Labor Day Parade Committee, thanked the City Council for its support.

It was moved by Councilmember Aguirre, seconded by Mayor Cook, to authorize staff to provide assistance for the Second Annual Labor Day Parade, to be held on Monday, September 4, 2006. All were in favor, and the motion carried.

Carmen Guerrero, 1734 Cherry Hill Road, representing De Colores Art Group, stated that the group was working with the Labor Day Parade Committee to collaborate with the Fandango activities during the Labor Day Weekend.

B. Presentation by Sacramento Legislative Advocate Michael J. Arnold

Michael J. Arnold, Legislative Advocate representing Arnold & Associates, stated that he was pleased to represent the City in Sacramento in order to seek funding for the Water Recycling Facility and other projects.

C. Adoption of a Social Host Ordinance

City Manager Wally Bobkiewicz presented Police Chief Stephen MacKinnon's report dated July 12, 2006. City Attorney Karl H. Berger noted that the ordinance would primarily hold parents or adults accountable for hosting parties where underage drinking, drug abuse, and noise disturbances occur. He also noted that the ordinance

would allow the City to recover costs associated with Police, Fire, Public Works, and any other such matters.

Mark Hanson, Assistant Police Chief, stated that the proposed ordinance would declare a second response to a public nuisance.

It was moved by Councilmember Procter, seconded by Mayor Cook, to: 1) introduce and waive first reading of the Social Host Ordinance; and 2) schedule reading and adoption on August 7, 2006. All were in favor, and the motion carried.

### **ORDINANCE NO. 1163**

AN ORDINANCE ADDING A NEW CHAPTER 102 TO THE SANTA PAULA MUNICIPAL CODE ENTITLED "UNRULY GATHERINGS" FOR THE PURPOSE OF ABATING UNRULY GATHERINGS AND RECOVERING RESPONSE COSTS ASSOCIATED WITH SUCH ABATEMENT

### **PRESENTATIONS**

D. Presentation by Ginger Gherardi of Ventura County Fair Poster

Ginger Gherardi, accompanied by her granddaughter Shawna, presented the 2006 Ventura County Fair Poster to Mayor Cook.

### **RECESS TO A BREAK**

Mayor/Chair Cook recessed the City Council/Redevelopment Agency to a break at 7:46 p.m.

### **RECONVENE TO REGULAR MEETING**

Mayor/Chair Cook reconvened the City Council/Redevelopment Agency at 8:03 p.m.

### **ORDER OF BUSINESS**

D. Economic Development/Real Estate Update

Economic Development Specialist Rochelle Margolin's report dated July 5, 2006, and Power Point® presentation. She responded to a question regarding plans for the vacant building on the corner of Tenth and Main Street by stating that Garlic Gold was undergoing lease negotiations for the building. She also invited everyone to attend the Chamber Mixer for an open house on July 19, 2006, at the Community Development Building.

E. Update on Proposed Street Improvement Project

Public Works Director/City Engineer Clifford G. Finley's report dated July 12, 2006, and Power Point® presentation.

The City Council discussed staff's recommendations for possible pavement repair projects. City Manager Wally Bobkiewicz suggested that \$100,000 could be used from the General Fund Reserve to supplement street maintenance funds in order to repair a portion of Sixth Street.

It was the consensus of the City Council to have staff bring back a report at the August 7, 2006 City Council Meeting for a slurry seal of Main Street from Seventh Street to Peck Road, repair a portion of Sixth Street, repair Palm Avenue as much as possible, and slurry seal a portion of Santa Paula Street, bring a map identifying the streets impacted by the water line project on the east and south side of the City, and bring information regarding underground infrastructure on Park Street and Orchard Street.

**CITY/AGENCY COMMUNICATIONS**

City Manager Wally Bobkiewicz stated that the first of two "Plan Santa Paula" workshops would be held July 31, 2006 and August 8, 2006, at 6:30 p.m., at the Community Center.

Councilmember Procter announced the birth of his new niece, Sophia, born July 15, 2006.

Councilmember Aguirre mentioned that he would be attending a Joint Powers Insurance Authority meeting on July 19, 2006.

**FUTURE AGENDA ITEMS**

It was moved by Vice Mayor Luna, seconded by Councilmember Procter, for a conceptual review and a report from the City Attorney on the proposed development on Telegraph Road. Vice Mayor Luna and Councilmember Procter were in favor. Councilmember Aguirre and Mayor Cook were opposed. The motion failed due to a tie vote.

**ADJOURNMENT**

Mayor/Chair Cook adjourned the meeting at 8:51 p.m.

ATTEST:

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Josie G. Herrera  
City Clerk/Agency Secretary