

CALL TO ORDER

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

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, City/Agency Attorney Karl H. Berger, and City Clerk/Agency Secretary Josie G. Herrera were also present.

PUBLIC COMMENT

No Public Comment.

CLOSED SESSION

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

- A. Conference with Real Property Negotiator - Pursuant to *Government Code §54956.8*. Property Address: Assessor's Parcel Numbers 101-0-214-145, 101-0-214-135, 101-0-214-125, 101-0-214-115, 101-0-214-105, and 101-0-214-025. Negotiating Parties: Florence Elwell Trust. Agency Negotiator: Executive Director Wally Bobkiewicz and Agency Attorney Karl H. Berger. Under negotiation: Both price and terms.

Mayor/Chair Cook recessed the City Council/Redevelopment Agency to a Closed Session at 6:00 p.m., and reconvened the City Council/Redevelopment Agency into Open Session at 6:20 p.m. No reportable action. Mayor/Chair Cook recessed the City Council/Redevelopment Agency at 6:20 p.m.

RECONVENE AND CALL TO ORDER

Mayor/Chair Cook called the meeting to order at 6:35 p.m., and 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, City/Agency Attorney Karl H. Berger, and City Clerk/Agency Josie G. Herrera were also present.

CLOSED SESSION REPORT

No reportable action.

PRESENTATIONS

- A. Introduction of New City Employees: Francisco Almazan, Water Distribution Worker; Jason Scott, Water Distribution Worker; Scott Powers, Senior Management Analyst; Alexis Marshall, Accounting Technician; Ariana Iniguez, Community Services Officer

Public Works Director/City Engineer Clifford G. Finley introduced Water Distribution Workers Francisco Almazan and Jason Scott, and Senior Management Analyst Scott Powers. Finance Director Alvertina Rivera introduced Accounting Technician Alexis Iniguez. Police Chief Stephen MacKinnon indicated that Ariana Iniguez would be introduced at a future meeting.

- B. Presentation by Fire Captain/Disaster Preparedness Coordinator Steve Lazenby Regarding Disaster Preparedness Week

Fire Captain/Disaster Preparedness Coordinator Steve Lazenby provided a Power Point® presentation.

PUBLIC COMMENT

Jess Victoria, 134 Moultrie Place, expressed concern with merchants being asked to display flyers in store windows. He also expressed concern with the setback of the apartment complex under construction on Main and Eighth Streets.

CITY COUNCIL/AGENCY, STAFF COMMUNICATIONS

There were no communications.

APPROVAL OF FINAL AGENDA

Mayor/Chair Cook asked that Item 11F be moved up on the agenda in order to accommodate the audience.

CONSENT CALENDAR

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

Regular City Council/Redevelopment Agency Meeting
Tuesday, September 5, 2006
City Hall Administration Conference Room and Council Chambers

- 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. Warrants and Certifications - Reviewed, approved, and filed the attached warrants and certifications. Finance Director Alvertina Rivera's report dated August 28, 2006.
- | | | |
|----------------|---------------------|----------------------|
| Invoices | 07/28/06 & 08/03/06 | \$ 405,797.68 |
| Wire Transfers | 08/02/06 | \$ 56,670.45 |
| Invoices | 08/11/06 | \$ 624,669.51 |
| Wire Transfers | 08/11/06 | \$ 5,612.49 |
| Invoices | 08/17/06 | \$ 467,004.36 |
| Wire Transfers | 08/16/06 | \$ 44,779.65 |
| Invoices | 08/18/06 & 08/25/06 | \$ 119,242.60 |
| Wire Transfers | 08/24/06 | \$ 5,952.49 |
| Salaries | 08/11/06 & 08/25/06 | <u>\$ 711,576.20</u> |
| TOTAL | | \$2,441,305.43 |
- D. Minutes – Adopted the Minutes from the August 7, 2006 Regular City Council/Redevelopment Agency Meeting.
- E. Minutes – Adopted the Minutes from the August 8, 2006 Special City Council Meeting.
- F. Minutes – Adopted the Minutes from the August 16, 2006 Special Redevelopment Agency Meeting.
- G. Second Reading and Adoption Ordinance No. 1160 – 1) Waived second reading and adopted Ordinance No. 1160. **ORDINANCE NO. 1160**, AN ORDINANCE PROHIBITING INSTALLATION OF CERTAIN WATER SOFTENERS AND AUTHORIZING THE CITY MANAGER TO ESTABLISH A PROGRAM FOR PURCHASING EXISTING WATER SOFTENERS. City Clerk Josie G. Herrera's report dated August 9, 2006.
- H. Response to Ventura County 2005-2006 Grand Jury Report - Affordable Housing in Ventura County Cities – Received and approved the response letter to the Ventura County 2005-2006 Grand Jury Report – Affordable Housing in Ventura County Cities. Assistant to the City Manager Elisabeth Amador's report dated August 25, 2006.

- I. Request to Approve a Preservation Program Grant for Benito and Erica Barrios for the Property Located at 405 Hardison Street – Adopted the resolution for a \$15,000 Preservation Program Grant to finance exterior improvements of the property in accordance with the Preservation Program Guidelines. **RESOLUTION NO. 2006-16(R)**, A RESOLUTION APPROVING A HOUSING PRESERVATION PROGRAM GRANT FOR PROPERTY LOCATED AT 405 HARDISON STREET. Building and Safety Director Stephen R. Stuart and Assistant to the City Manager Elisabeth Amador's report dated August 24, 2006.
- J. Request to Approve a Preservation Program Grant for Nicole Haberstich for the Property Located at 542 N. Mill Street – Adopted the resolution for a \$15,000 Preservation Program Grant to finance exterior improvements of the property in accordance with the Preservation Program Guidelines. **RESOLUTION NO. 2006-14(R)**, A RESOLUTION APPROVING A HOUSING PRESERVATION PROGRAM GRANT FOR PROPERTY LOCATED AT 542 N. MILL STREET. Building and Safety Director Stephen R. Stuart and Assistant to the City Manager Elisabeth Amador's report dated August 24, 2006.
- K. Request to Approve a Preservation Program Grant for Maurice and Katherine Patrykus for the Property Located at 420 N. 9th Street – Adopted the resolution for a \$15,000 Preservation Program Grant to finance exterior improvements of the property in accordance with the Preservation Program Guidelines. **RESOLUTION NO. 2006-11(R)**, A RESOLUTION APPROVING A HOUSING PRESERVATION PROGRAM GRANT FOR PROPERTY LOCATED AT 420 N. 9TH STREET. Building and Safety Director Stephen R. Stuart and Assistant to the City Manager Elisabeth Amador's report dated August 24, 2006.
- L. Request to Approve a Preservation Program Grant for Armando and Cristina Casimiro for the Property Located at 200 Warren Street – Adopted the resolution for a \$15,000 Preservation Program Grant to finance exterior improvements of the property in accordance with the Preservation Program Guidelines. **RESOLUTION NO. 2006-15(R)**, A RESOLUTION APPROVING A HOUSING PRESERVATION PROGRAM GRANT FOR PROPERTY LOCATED AT 200 WARREN STREET. Building and Safety Director Stephen R. Stuart and Assistant to the City Manager Elisabeth Amador's report dated August 24, 2006.
- M. Request to Approve a Preservation Program Grant for Calixto and Erica Hernandez for the Property Located at 203 S. 7th Street – Adopted the resolution for a \$15,000 Preservation Program Grant to finance exterior improvements of the property in accordance with the Preservation Program Guidelines. **RESOLUTION NO. 2006-13(R)**, A RESOLUTION APPROVING A HOUSING PRESERVATION PROGRAM GRANT FOR PROPERTY LOCATED AT 203 S. 7TH STREET. Building and Safety Director Stephen R. Stuart and Assistant to the City Manager Elisabeth Amador's report dated August 24, 2006.

- N. Request to Approve a Preservation Program Grant for Leonardo and Isabel Trebels for the Property Located at 1818 Cherry Hill Road – Adopted the resolution for a \$15,000 Preservation Program Grant to finance exterior improvements of the property in accordance with the Preservation Program Guidelines. **RESOLUTION NO. 2006-12(R)**, A RESOLUTION APPROVING A HOUSING PRESERVATION PROGRAM GRANT FOR PROPERTY LOCATED AT 1818 CHERRY HILL ROAD. Building and Safety Director Stephen R. Stuart and Assistant to the City Manager Elisabeth Amador's report dated August 24, 2006.
- O. Monthly Report of Transactions May – June 2006 – Reviewed and filed the monthly transactions reports. City Treasurer Sandra K. Easley's report dated August 28, 2006.
- P. Approval of Professional Services Agreement with P & D Consultants, Inc., for Preparation of an Environmental Document for East Area One (2006-CDP-02) – Approved the agreement for \$354,008 with P & D Consultants, and authorized the City Manager to execute the contract on behalf of the City. Planning Director Janna Minsk's report dated August 17, 2006.
- Q. Approval of Fourth Amendment to Professional Services Agreement (PSA) with RBF Consulting for Additional Contingency Costs Associated Under the Fagan Canyon Project Environmental Impact Report (EIR) – 1) Approved the Fourth Amendments to the PSA with RBF Consulting for additional contingency costs associated with the Fagan Canyon Project EIR; and 2) authorized the City Manager to execute the Amendments in a form approved by the City Attorney, in an amount not to exceed \$3,825.66. Planning Director Janna Minsk's report dated August 25, 2006.
- R. Correction of Typographical Error to Resolution No. 6341 – Approved Resolution No. 6345 to correct a typographical error in previously approved Resolution No. 6341. **RESOLUTION NO. 6345**, A RESOLUTION CORRECTING A TYPOGRAPHICAL ERROR IN RESOLUTION 6341 THAT HAD AMENDED THE POSITION CLASSIFICATION AND COMPENSATION PLAN TO CREATE TWO POSITIONS OF A POLICE LIEUTENANT FOR THE POLICE DEPARTMENT. Police Chief Stephen MacKinnon's report dated August 23, 2006
- S. Approval of Fugro Task Order Amendment Nos. 6A, 6B, and 6C for the Comstock Homes Project – Authorized the City Manager to: 1) execute Fugro West, Inc.'s Task Order Amendment Nos. 6A, 6B, and 6C (Contract 99685) for \$20,000, \$33,500, and \$23,300 respectively for additional on-call geotechnical engineering plan review and construction observation services during grading as requested by the City for Comstock Homes development project; and 2) allocate funds from reimbursement Account No. 800.2251 for Task orders 6A, 6B, and

- 6C. Public Works Director/City Engineer Clifford G. Finley's report dated August 28, 2006.
- T. Approval of a Three-Year On-Call Maintenance Agreement with Foothill Electric Company – Authorized the City Manager to execute a Three-Year On-Call Maintenance Agreement for on-call electrical contracting services with Foothill Electric Company. Public Works Director/City Engineer Clifford G. Finley's report dated August 28, 2006.
- U. Well 12 Emergency Pump Motor Repairs – 1) Adopted Resolution No. 6343 finding that an emergency exists within the City and authorizing contracting without the need for bidding pursuant to Public Contract Code §22050 to repair Well 12. **RESOLUTION NO. 6343**, A RESOLUTION ADOPTED PURSUANT TO PUBLIC CONTRACTS CODE §20168 FINDING THAT AN EMERGENCY EXISTS WITHIN THE CITY AND AUTHORIZING CONTRACTING WITHOUT THE NEED FOR BIDDING PURSUANT TO §22050; 2) allocated an additional \$25,000 from the Water Fund balance to Account 620.050.5073.8314; and 3) awarded the emergency repair contract for \$25,000 to Layne Christensen. Public Works Director/City Engineer Clifford G. Finley's report dated August 25, 2006.

ORDER OF BUSINESS

- F. Ordinance Amending the Municipal Code for Restricted Parking Areas

Police Chief Stephen MacKinnon's report dated August 29, 2006.

Discussion included providing the City Council with a copy of the handouts that were distributed to homes with recreational vehicles parked on driveways and streets.

Robert Benavides, 587 W. Santa Paula Street, indicated that he wanted to become educated on the restricted parking areas ordinance and questioned the meaning of screening recreational vehicles. City Manager Wally Bobkiewicz responded that screening vehicles meant that certain vehicles such as recreational vehicles must be screened so that they are not visible to neighbors.

It was moved by Mayor Cook, seconded by Councilmember Procter, to introduce and waive first reading of Ordinance No. 1166 to amend Santa Paula Municipal Code Sections 72.04 and 72.17 to require regular movement of vehicles from restricted parking areas, and schedule second reading and adoption for September 18, 2006. All were in favor, and the motion carried.

ORDINANCE NO. 1166

AN ORDINANCE AMENDING SANTA PAULA MUNICIPAL CODE SECTIONS 72.04
AND 72.17 TO REQUIRE REGULAR MOVEMENT OF VEHICLES FROM TIME
RESTRICTED PARKING AREAS

A. Low-Income Senior Sewer Rates

City Attorney Karl H. Berger and Finance Director Alvertina Rivera's report dated August 29, 2006, and Power Point® presentation.

Discussion included the criteria for establishing low-income senior sewer rates.

RECESS TO A BREAK

Mayor Cook recessed the City Council to a break at 8:23 p.m.

RECONVENE TO REGULAR MEETING

Mayor Cook reconvened the City Council at 8:38 p.m.

It was moved by Councilmember Aguirre, seconded by Councilmember Krause, to direct the City Attorney to redraft the low-income senior sewer rate ordinance with an age 62 requirement, use the California Alternate Rates for Energy ("CARE") program income criteria, have a fixed discounted amount set annually by resolution, and include language in the ordinance regarding a reporting mechanism and implementing an annual report regarding the projected interest for the coming fiscal year. All were in favor, and the motion carried.

B. City Council Priority Projects – Educational Issues

City Manager Wally Bobkiewicz's report dated August 27, 2006.

Discussion included having the City Manager bring a proposal from Dr. Bill Watkins from the University of California Santa Barbara regarding a job creation/job training plan, continue to meet with school districts on educational issues, explore what other agencies and non-profits in the community are doing for community engagement and be active partners in whatever initiatives are placed forward, and wait and see if other issues develop regarding facilitating construction of new post secondary campus.

The report was received and filed.

C. Maintenance and Development Standards for Yards in Residential Zones

Public Works Director/City Engineer Clifford G. Finley's report dated August 25, 2006. The report was received and filed.

D. Status of Teen Center Ad Hoc Oversight Committee

Community Services Director Brian J. Yanez reported that the City Council had asked staff to recruit for a Teen Center Ad Hoc Advisory Committee; however, there was little interest from the community. He suggested that the Recreation Commission serve as the ad hoc committee to review the ideas presented at the workshop held earlier in the year and to report back to the City Council.

It was moved by Councilmember Aguirre, seconded by Councilmember Procter, to appoint the Recreation Commission as the Teen Center Ad Hoc Oversight Committee. All were in favor, and the motion carried.

E. Ordinance Amending Regulation of Noise and Other Disturbances for Construction Noise During Holidays

Building and Safety Director Stephen R. Stuart's report dated July 12, 2006.

Discussion included amending the language of the draft ordinance to allow contractors to work on residential properties on weekends and to allow construction on non-major holidays.

It was moved by Mayor Cook, seconded by Councilmember Procter, to have staff bring back new language at a future meeting. All were in favor, and the motion carried.

G. Sponsorship of Fifth Annual Ventura County Housing Conference

City Manager/Executive Director Wally Bobkiewicz's report dated August 27, 2006.

It was moved by Councilmember/Director Krause, seconded by Mayor/Chair Cook, that the City Council and Redevelopment Agency Board of Directors approve sponsorship of the housing conference in the amount of \$500. All were in favor, and the motion carried.

H. Resolution No. 6342 in Support of Ventura County Civic Alliance/Ventura Council of Governments "Compact for a Sustainable Ventura County"

City Manager Wally Bobkiewicz's report dated August 29, 2006.

It was moved by Mayor Cook, seconded by Vice Mayor Luna, to adopt Resolution No. 6342. All were in favor, and the motion carried.

RESOLUTION NO. 6342

A RESOLUTION IN SUPPORT OF THE VENTURA COUNTY CIVIC
ALLIANCE/VENTURA COUNCIL OF GOVERNMENTS "COMPACT FOR A
SUSTAINABLE VENTURA COUNTY" PROPOSAL TO THE SOUTHERN CALIFORNIA
ASSOCIATION OF GOVERNMENTS

I. Appointment to the Planning Commission

City Manager Wally Bobkiewicz's report dated August 28, 2006

It was moved by Vice Mayor Luna, seconded by Councilmember Krause, to appoint Paul L. Skeels to the Planning Commission for Seat No. 1 for a four-year term that will expire in July 2010. All were in favor, and the motion carried.

CITY/AGENCY COMMUNICATIONS

Councilmember Aguirre mentioned that he enjoyed attending the Fandango and that there was a great turnout for the Labor Day Parade.

Vice Mayor Luna mentioned that he was in Arizona to see his son play on the University of Arizona Marching Band.

Councilmember Procter mentioned that he enjoyed attending the recent Cruise Night.

Councilmember Krause mentioned she enjoyed attending the art and music show on Main Street and visiting the Galeria Zapatista.

Mayor Cook mentioned that he attended all of the Labor Day Weekend events, with the exception of the Labor Day Parade. He also mentioned that the ribbon cutting was held for the granite ball fountain earlier in the evening, and he acknowledged Roy Wilson, Jr., for his efforts with the project.

FUTURE AGENDA ITEMS

No Future Agenda Items.

ADJOURNMENT

Mayor/Chair Cook adjourned the meeting at 9:42 p.m.

ATTEST:

Josie G. Herrera
City Clerk/Agency Secretary