

CALL TO ORDER

Mayor Luna called the meeting to order at 5:39 p.m.

ROLL CALL

Councilmember Gabino Aguirre, Councilmember Robert S. Gonzales, Vice Mayor John T. Procter, and Mayor Ray C. Luna responded to roll call. City Manager Wally Bobkiewicz, City Attorney Karl H. Berger and Deputy City Clerk Lorena Alvarez were also present. City Clerk Josie G. Herrera was absent. Councilmember Ralph J. Fernandez arrived at 5:42 p.m.

PUBLIC COMMENT

No Public Comment.

ORDER OF BUSINESS

A. Interview for Economic Development Committee

Connie R. Tushla stepped up for her interview and spoke regarding future goals and her concern with vacancies on the Economic Development Committee.

Susan A. Kulwiec stepped up for her interview and spoke regarding future goals for the committee and her desire to facilitate communication among the Economic Development Committee, Chamber of Commerce, and downtown merchants.

CLOSED SESSION

A. Conference with Legal Counsel: Initiation of Litigation – Government Code 54956.9(b). Initiation of Litigation. Number of potential cases: Two.

Mayor Luna recessed the City Council to a Closed Session at 6:02 p.m., and reconvened the City Council at 6:51 p.m. No reportable action. Mayor Luna recessed the City Council at 6:51 p.m.

CALL TO ORDER

Mayor Luna called the meeting to order at 7:13 p.m. Reverend Lupita Alonzo from the Santa Paula Ministerial Association led the Invocation, and Mayor Luna led the Flag Salute.

ROLL CALL

Councilmember Ralph J. Fernandez, Councilmember Robert S. Gonzales, Councilmember Gabino Aguirre, Vice Mayor John T. Procter, and Mayor Ray C. Luna responded to roll call. City Manager Wally Bobkiewicz, City Attorney Karl H. Berger, Deputy City Clerk Lorena Alvarez were also present. City Clerk Josie G. Herrera was absent.

PRESENTATIONS

- A. Presentation of Proclamation to Public Works Director/ City Engineer Clifford G. Finley in Recognition of Drinking Water Week

Mayor Luna presented a Proclamation to Public Works Director/ City Engineer Clifford G. Finley in recognition of Drinking Water Week.

- B. Presentation of Proclamation to Building and Safety Director Stephen R. Stuart in Recognition of National Building and Safety Week

Councilmember Fernandez presented a Proclamation to Building and Safety Director Stephen R. Stuart and proclaimed May 6 –12, 2007 as Building and Safety Week in the City of Santa Paula. Building and Safety Director Stephen R. Stuart shared a brief DVD called “Quiet Heroes”.

- C. Presentation by Frances Prince from Rebuilding Ventura County Housing Rehabilitation Event May 19, 2007

Executive Director of Rebuilding Together Ventura County Frances Prince spoke in regards to the event taking place on May 19, 2007 in the City of Santa Paula, thanked sponsors, and invited Councilmembers to come out and visit the work sites on May 19, 2007.

PUBLIC COMMENT

Ken Chapman, 15119 Todd Lane, spoke in regards to Water Recycling Facilities.

Josephina Richey, 265 Beckwith Road, spoke in support of Measure A7.

Rob Frost, 16840 Acacia Road, spoke in support of Measure A7.

John Blanchard, 1591 Frazier Street, spoke in support of Measure A7.

Steve Smead, 513 Howie Court, spoke in support of Measure A7.

STAFF COMMUNICATIONS

Vice Mayor Procter spoke in regards to attending the Regional Water Quality Control Board meeting on May 3, 2007 to speak on behalf of the City of Santa Paula in regards to its permit. Vice Mayor Procter also spoke in regards to the Relay for Life and thanked Santa Paulans, and Councilmembers who attended the event.

Mayor Luna thanked Vice Mayor Procter for his hard work and dedication to Relay for Life.

Councilmember Fernandez thanked Vice Mayor Procter and all the people who participated on Relay for Life.

City Manager Wally Bobkiewicz reminded the City Council of a Special Meeting on Thursday May 17, 2007, at 6:30 p.m.

APPROVAL OF FINAL AGENDA

City Manager Wally Bobkiewicz addressed the City Council in regards to corrected items on the Agenda.

It was moved by Councilmember Gonzales, seconded by Councilmember Fernandez to move Item 12B prior to the Public Hearing. All were in favor under roll call vote and the motion carried.

CONSENT CALENDAR

Councilmember Gonzales asked that Items 10K and 10P be pulled. It was moved by Vice Mayor Procter, seconded by Councilmember Fernandez to approve the Consent Calendar as amended. All were in favor under roll call vote and the motion carried.

- A. Waiver of Reading of Ordinances and Resolutions – Waive 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, receive and file reimbursement reports as specified. Vice Mayor John T. Procter report dated April 23, 2007.
- C. Minutes – Adopt the Minutes from the March 19, 2007 Regular City Council Meeting.
- D. Minutes – Adopt the Minutes from the April 2, 2007 Regular City Council Meeting.
- E. Minutes - Adopt the Minutes from the April 16, 2007 Regular City Council Meeting.
- F. Warrants and Certifications – Review, approve, and file the attached warrants and certifications. Finance Director John T. Quinn’s report dated April 30, 2007.

Wire Transfers	01/17/2007, 01/25/2007, 02/09/2007, 02/14/2007, 02/23/2007	\$ 153,216.83
Invoices	03/26/2007, 03/27/2007, 03/29/2007	\$ 605,038.35
Wire Transfers	03/23/2007	\$ 176.02
Invoices	04/06/2007	\$ 337,355.95
Wire Transfers	04/06/2007	\$ 46,286.52
Invoices	04/09/2007	\$ 4,963.76
Invoices	04/12/2007	\$ 276,964.63
Invoices	04/18/2007, 04/20/2007	\$ 47,168.89
Invoices	04/25/2007, 04/26/2007	\$ 290,543.53
Wire Transfers	04/25/2007	\$ 47,024.26
Salaries	03/23/2007, 04/06/2007, 04/15/2007	\$ 759,639.57
	TOTAL	2,568,378.31

- G. Request City Council Concept Review for property owned by Ms. Florence Elwell located at 115- 119 10th Street, (APN 104-0-214-105, 115, 125, 135, 145) – Receive information and direct staff to schedule a Council Concept Review for May 21, 2007. Planning Director Janna Minsk’s report dated April 19, 2007.
- H. Grant Deed to Santa Paula Development, LLC; for Ingress/Egress to Lot C Tract 5606, the Comstock Homes Project – It is recommended that the City Council (1) authorize the City Manager to execute an easement agreement in a form approved by the City Attorney to convey easement to Santa Paula Development, LLC, for ingress and egress to Lot C, of Tract No. 5606, the Comstock Homes Project; (2) authorize the City Manager to agree to recordation of the easement; and (3) take such additional related, action that may be desirable. Public Works Director/City Engineer Clifford G. Finley’s report dated April 18, 2007.
- I. Used Oil Block Grant Funds 2007/2008 Application – It is recommended that the City Council: (1) Adopt Resolution No. 6395, authorizing submittal of the Funding Request Form to the California Integrated Waste Management Board for approximately \$7,800.00, and authorizing the City Manager to execute associated documents, and (2) direct staff to forward the application form and a copy of the resolution to the California Integrated Waste Management Board. **RESOLUTION NO. 6395** - A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPLY FOR, RECEIVE, AND APPROPRIATE GRANT FUNDS FOR THE 2007/2008 USED OIL RECYCLING BLOCK GRANT FUNDING (13TH Cycle) UNDER THE CALIFORNIA OIL RECYCLING ENHANCEMENT ACT. Public Works Director/ City Engineer Clifford G. Finley’s report dated April 17, 2007.
- J. Copier Lease – It is recommended that the City Council (1) waive bid requirements in accordance with Santa Paula Municipal Code §41.13, Cooperative Purchasing, in order to lease five Xerox WorkCentre 7665P copiers; (2) authorize the City Manager to enter into a five year lease agreement with Xerox Corporation under the terms and conditions of County of Los Angeles Master Agreement #42663, in a form approved by the City Attorney; and (3) take such additional, related, action that may be desirable. IT Supervisor Becky Bolanos’ report dated April 26, 2007.

- L. Approval of Amendment No. 4 with Hamner, Jewell, & Associates, Extension to Current Contract for Land Acquisition Oversight for the Water Recycling Facility – It is recommended that the City Council authorize \$35,000 of approved budget from the Water Recycling Facility (WRF) account 610.5.9039.290 and authorize the City Manager to execute Amendment No. 4 with Hamner, Jewell, and Associates for land acquisition oversight and relocation services for the Water Recycling Facility. Public Works Director/City Engineer Clifford G. Finley's report dated April 26, 2007.
- M. Amicus support for Save Tara v. City of West Hollywood – (1) Adopt Resolution No. 6405 authorizing the City Attorney to request that the California Supreme Court accept review of Save Tara v. City of Hollywood and, if required, to join in amicus curiae briefs; and (2) take such additional, related, action that may be desirable. **RESOLUTION NO. 6405** - A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO REQUEST THAT THE CALIFORNIA SUPREME COURT ACCEPT REVIEW OF SAVE TARA V. CITY OF WEST HOLLYWOOD AND, IF REQUIRED, TO JOIN IN AMICUS CURIAE BRIEFS. City Attorney Karl H. Berger's report dated May 1, 2007.
- N. Award of South Mountain Road Waterline Project to Sam Hill & Sons, Inc. – It is recommended that the City Council (1) Allocate \$507,782 of approved budget from account 620.5.9108.660 to account 620.5.9057.660 for construction of the South Mountain Road Waterline Project; (2) authorize the City Manager to execute a contract in a form approved by the City Attorney for the South Mountain Road Waterline Project contract to Sam Hill & Sons, Inc. for the bid amount of \$461,620, and (3) approve a project budget of \$507,782 which includes a 10% contingency; and (4) take such additional, related, matters that may be desirable. Public Works Director/ City Engineer Clifford G. Finley's report dated April 26, 2007.
- O. Adoption of Resolution No. 6396 Approving Public Works Standard Construction Drawings – It is recommended that the City Council adopt Resolution No. 6396 approving the revised Public Works Standard Construction Drawings. **RESOLUTION NO. 6396** – A RESOLUTION APPROVING PUBLIC WORKS STANDARD CONSTRUCTION DRAWINGS PURSUANT TO GOVERNMENT CODE SECTION 830.6. Public Works Director/ City Engineer Clifford G. Finley's report dated May 1, 2007.

CONSENT CALENDAR (SEPARATE ACTION ITEMS)

- K. Sponsorship of Santa Paula Labor Day Parade – It is recommended that the City Council co-sponsor the Annual Labor Day Parade and direct the City Manager to allocate no more than \$ 1,000.00 in direct costs associated with the parade. City Manager Wally Bobkiewicz's report dated May 1, 2007.

Joanne Wright, 801 McKeveett Road, thanked Council for considering the sponsorship of Labor Day parade.

It was moved by Vice Mayor Procter, seconded by Councilmember Aguirre to approve Item 10K. All were in favor under roll call vote, and the motion carried.

- P. Issuance of Multifamily Housing Revenue Bonds and Related Regulatory Agreement for Santa Paulan Senior Apartments – It is recommended that the Santa Paula City Council adopt Resolution No. 6403 authorizing the issuance of approximately \$ 10,000,000 in Multifamily Housing Revenue Bonds for the acquisition and rehabilitation of the Santa Paulan Senior Apartments, and approve and authorize the City's Designated Officers to execute the related documents. **RESOLUTION NO. 6403** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA AUTHORIZING THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS FOR SANTA PAULAN SENIOR APARTMENTS, AND APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF OTHER RELATED DOCUMENTS AND APPROVING RELATED ACTIONS. Assistant to the City Manager Elisabeth V. Amador's report dated May 30, 2007.

It was moved by Councilmember Gonzales, seconded by Vice Mayor Procter to adopt Resolution No. 6403. All were in favor under roll call vote, and the motion carried.

RESOLUTION NO. 6403

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA AUTHORIZING THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS FOR SANTA PAULAN SENIOR APARTMENTS, AND APPROVING AND AUTHORIZING THE EXECUTIONS AND DELIVERY OF OTHER RELATED DOCUMENTS AND APPROVING RELATED ACTIONS.

RECESS TO A BREAK

Mayor Luna recessed the City Council to a break at 8:15 p.m.

RECONVENE TO REGULAR MEETING

Mayor Luna reconvened the City Council at 8:27 p.m.

ORDER OF BUSINESS

B. Crosswalk Improvement Project

Public Works Director/ City Engineer Clifford G. Finley's report dated March 27, 2007.

Rock Miller from Katz, Okitsu & Associates Southern California Consulting Firm gave a PowerPoint presentation on pedestrian enhancement and crosswalk safety.

It was moved by Mayor Luna, seconded by Councilmember Gonzales to move the pedestrian crossing limit line back 30 feet. All were in favor under roll call vote and the motion carried.

Dora Crouch, spoke in favor of the crosswalk project.

PUBLIC HEARING

A. Adopt Resolution No.'s 6400 and 6401 Pertaining to Necessity to Condemn Certain Real Property and Authorizing Commencement of a Proceeding to Effect the Same

Upon verification of proper notification and posting by the Deputy City Clerk, Mayor Luna opened the Public Hearing.

Public Works Director/ City Engineer Clifford G. Finley's report dated May 2, 2007.

Angela Escalante, 711 Montclair Drive, spoke in regards to not wanting to sell her property for the Water Recycling Facility project.

It was moved by Mayor Luna, seconded by Vice Mayor Procter to continue the Public Hearing to the Regular City Council Meeting of May 21, 2007. All were in favor under roll call vote and the motion carried.

B. Project # 2005-TM-02, Aspen Subdivision Tentative Map 5428, 10 Industrial Lots

Upon verification of proper notification and posting by the Deputy City Clerk, Mayor Luna opened the Public Hearing.

Planning Director Janna Minsk's report dated April 26, 2007.

James Orr, Applicant, Aspen Investment Company, spoke in regards to industrial and business parks subdivision and its potential to provide land for local businesses to expand, as well as attract new business and new employers.

It was moved by Vice Mayor Procter, seconded by Councilmember Gonzales to approve Project # 2005-TM-02 and adopt Resolution No. 6394. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6394

A RESOLUTION APPROVING TENTATIVE MAP NO. 5428 FOR A PROPOSED SUBDIVISION OF 25.02 ACRES INTO TEN INDUSTRIAL LOTS FOR PROPERTY LOCATED ON SANTA MARIA STREET, APN 104-0-170-415, EAST OF STECKEL DRIVE.

Mayor Luna closed the Public Hearing.

RECESS TO A BREAK

Mayor Luna recessed break the City Council to break at 9:27 p.m.

RECONVENE TO REGULAR MEETING

Mayor Luna reconvene the City Council at 9:38 p.m.

C. Participation in the 2007-2008 Benefit Assessment Program for the Municipal Stormwater NPDES Permit Program and Approve Resolution No. 6389

Upon verification of proper notification and posting by the Deputy City Clerk, Mayor Luna opened the Public Hearing.

Public Works Director/ City Engineer Clifford G. Finley's report dated April 2, 2007.

It was moved by Vice Mayor Procter, seconded by Councilmember Aguirre to adopt Resolution No. 6389. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6389

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA REQUESTING THAT THE BOARD OF SUPERVISORS INCLUDE AN ASSESSMENT IN THE 2007-2008 BENEFIT ASSESSMENT PROGRAM FOR SANTA PAULA'S ACTIVITIES RELATED TO THE MUNICIPAL STORMWATER NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM PERMIT PROGRAM

Mayor Luna closed the Public Hearing.

ORDER OF BUSINESS

- A. Agreement with the Santa Paula Airport Association and Grant Application to the FAA for the Airport

City Manager Wally Bobkiewicz's report dated May 30, 2007.

Rowena Mason from the Santa Paula Airport Association presented a final appraisal for development rights.

It was moved by Councilmember Aguirre, seconded by Councilmember Gonzales to adopt Resolution No. 6404. All were in favor under roll call vote, and the motion carried.

RESOLUTION 6404

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR, RECEIVE, AND APPROPRIATE FUNDS FOR FUNDING FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION.

C. Update on Water Recycling Facility (WRF) Project and Discussion of Financing Options

Public Works Director/ City Engineer Clifford G. Finley's report dated May 1, 2007.

Bryan Cohen, President of Perk, spoke in regards to the benefits of design, build, and operate firms and gave an overview of his company's plans, including projects they have completed.

COUNCIL CONSENSUS TO EXTEND THE MEETING

As business had not concluded at 10:34 p.m., and pursuant to Section 11 of the City Council's Rules of Procedure, it was moved by Vice Mayor Procter, seconded by Councilmember Gonzales, to suspend the rules and continue the meeting. All were in favor under roll call vote and the motion carried.

Phillip Dyke, Ridgefield Connecticut, representative of Alinda, spoke in regards to his company's interest in financing the project proposed by Perk and gave an overview of financing options.

Ken Chapman, 15119 Todd Lane, spoke in regards to design, build and operate plan presented by Perk and urged the City Council to keep an open mind and search for a less costly option to build the Water Recycling Facility.

RECESS TO A BREAK

Mayor Luna recessed the City Council to break at 11:32 p.m.

RECONVENE TO REGULAR MEETING

Mayor Luna reconvened the City Council at 11:43 p.m.

It was moved by Vice Mayor Procter, seconded by Councilmember Aguirre to continue with parallel paths and return to the City Council at the Regular City Council Meeting on July 16, 2007, once 60% of the design is completed to review and make a decision on whether to continue with the original plan or drop the option. All were in favor under roll call vote, and the motion carried.

D. Sales Tax Election – Water Recycling Facility

City Manager Wally Bobkiewicz's report dated March 26, 2007.

It was moved by Mayor Luna, seconded by Vice Mayor Procter to receive and file report. All were in favor under roll call vote, and the motion carried.

- E. Schedule and Cost Implication to the Santa Paula Water Recycling Facility Associated with California Environmental Quality Act (CEQA) Compliance and Engineering Design Review for the Vertreat Technology

Planning Director Janna Minsk's report dated March 22, 2007.

It was moved by Councilmember Gonzales, seconded by Mayor Luna to receive and file report. All were in favor under roll call vote, and the motion carried.

- F. Authorization to Lease or License Public Property

Economic Development Specialist Rochelle Margolin's report dated May 7, 2007.

It was moved by Councilmember Gonzales, seconded by Vice Mayor Procter to adopt Resolution No. 6402/ Resolution No. 2007-06 (R). Under roll call vote Councilmember Gonzales, Councilmember Aguirre, Vice Mayor Procter and Mayor Luna were in favor. Councilmember Fernandez was opposed. The motion carried.

RESOLUTION NO. 6402/2007-06(R)

A JOINT RESOLUTION OF THE CITY COUNCIL AND REDEVELOPMENT AGENCY APPOINTING THE CITY MANAGER/EXECUTIVE DIRECTOR AS THE CITY'S/AGENCY'S REAL PROPERTY NEGOTIATOR AND AUTHORIZE THE CITY MANAGER/EXECUTIVE DIRECTOR TO EXECUTE PROPERTY-RELATED AGREEMENTS.

- G. Appointment of a Member to the Economic Development Advisory Committee

City Manager Wally Bobkiewicz's report dated April 18, 2007.

It was moved Councilmember Aguirre, seconded by Councilmember Gonzales to appoint Janet T. Grant to the Economic Development Advisory Committee for a four-year term that will expire April 2011. All were in favor under roll call vote and the motion carried.

COMMUNICATIONS

Vice Mayor Procter reminded the public of election on May 8, 2007.

FUTURE AGENDA ITEMS

It was moved by Councilmember Gonzales, seconded by Vice Mayor Procter to be provided with copy of the FY 1996/1997 Budget, including number of employees, during the Special City Council Meeting May 17, 2007. All were in favor under roll call vote, and the motion carried.

It was moved by Councilmember Fernandez, seconded by Vice Mayor Procter to have a discussion in regards to property negotiations for properties located between Ventura Street and Main Street, and 10th Street and Ojai Street during Closed Session at the Regular City Council Meeting on May 21, 2007. All were in favor under roll call vote and the motion carried.

ADJOURNMENT

Mayor Luna adjourned meeting at 12:25 p.m. on May 8, 2007.

ATTEST:

Josie G. Herrera
City Clerk/Agency Secretary