

CALL TO ORDER

Mayor Luna called the meeting to order at 6:05 p.m.

ROLL CALL

Councilmember Ralph J. Fernandez, Councilmember Robert S. Gonzales, Councilmember Dr. 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, City Clerk Josie G. Herrera and Deputy City Clerk Lorena Alvarez were also present.

PUBLIC COMMENT

No Public Comment.

ORDER OF BUSINESS

A. Interview for the Santa Paula Housing Authority Commission

Laurie Del Rio stepped up for her interview and spoke about her past experience as a member of the Santa Paula Housing Authority and her goal to be able to provide more quality living for those people who participate in the program.

Cynthia Rodriguez stepped up her interview and spoke about her future goals for the Santa Paula Housing Authority.

B. Interview for the Mobile Home Rent Review Commission

Karen Djernaes stepped up for her interview and spoke about her professional experience and the experience she would be bring to the Mobile Home Rent Review Commission if appointed.

CLOSED SESSION

A. Conference with Legal Council, Existing Litigation – Government Code 54956.9(a) . City of Santa Paula v. Bender Realty, Ltd., et al. VCSC Case No. 56-2007-0028737-CU-EI-VTA.

Mayor Luna recessed the City Council to a closed session at 6:22 p.m., and reconvened the City Council at 6:33 p.m. No reportable action. Mayor Luna recessed the City Council at 6:33 p.m.

CALL TO ORDER

Mayor Luna called the meeting to order at 7:01 p.m. Kay Wilson-Bolton 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 Dr. 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, City Clerk Josie G. Herrera and Deputy City Clerk Lorena Alvarez were also present.

CLOSED SESSION REPORT

No reportable action.

PRESENTATIONS

- A. Presentation by Public Works Director/City Engineer Clifford G. Finley Regarding "Santa Paula Beautiful" Event on Saturday, October 20, 2007.

Public Works Director/City Engineer Clifford G. Finley gave a brief powerpoint presentation on the "Santa Paula Beautiful" event and invited the public to volunteer.

PUBLIC COMMENT

None.

STAFF COMMUNICATIONS

Vice Mayor Procter communicated he attended the Channel Counties Dinner on Friday, October 12, 2007 and commended the event organizers on the great entertainment.

Vice Mayor Procter communicated he has been in contact with Supervisor Kathy Long regarding proposition 84.

Vice Mayor Procter communicated he attended the 1st Annual Ventura County Educators Hall of Fame.

Mayor Luna communicated he attended the retirement dinner for Ginger Gherardi and wished Ginger a happy retirement.

APPROVAL OF FINAL AGENDA

It was moved by Vice Mayor Procter, seconded by Mayor Luna to move Item 12C prior to item 12A. All were in favor under roll call vote and the motion carried.

CONSENT CALENDAR

Councilmember Gonzales asked item 10D be pulled. Councilmember Fernandez asked item 10E be pulled. It was moved by Councilmember Aguirre, seconded by Councilmember Gonzales 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.
- C. Minutes – Adopt the Minutes from the Regular City Council Meeting of September 17, 2007.
- F. Water Recycling Facility (WRF) Costs Through the 60 Percent Design – It is recommended that the City Council receive the report and provide additional direction to staff as required. Public Works Director/City Engineer Clifford G. Finley's report dated October 10, 2007
- G. Approval of Traffic Safety Committee Recommendations Resolution No. 6433 – It is recommended that the City Council adopt Resolution No. 6433 approving the recommendations of the Traffic Safety Committee. RESOLUTION NO. 6433 – A RESOLUTION APPROVING THE TRAFFIC SAFETY COMMITTEE RECOMMENDATIONS. Public Works Director/City Engineer Clifford G. Finley's report dated September 21, 2007.

CONSENT CALENDAR (SEPARATE ACTION ITEMS)

- D. Water Recycling Facility – Fugro West, Inc., Approval of Task Order No. 8A for the Completion of the Groundwater Mounding Analysis Review with the Regional Water Quality Control Board

Ken Chapman, Todd Lane, asked the City Council to direct staff to provide brief explanation regarding the item.

Public Works Director/City Engineer Clifford G. Finley's report dated October 9, 2007.

It was moved by Councilmember Gonzales, seconded by Councilmember Fernandez to (1) allocate \$35,000 from the Wastewater Fund to Account 610.5.9241.290, (2) authorize the City Manager to execute Task Order No. 8A to Fugro West, Inc. for \$35,000 for consulting services to be performed with regards to the Groundwater Mounding Analysis review with the RWQCB. All were in favor under roll call vote and the motion carried.

E. Public Works Reorganization

Public Works Director/City Engineer Clifford G. Finley's report dated October 10, 2007.

It was moved by Councilmember Fernandez, seconded by Councilmember Aguirre to adopt Resolution No. 6432. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6432

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA TO AMEND THE POSITION CLASSIFICATION AND COMPENSATION PLAN.

PUBLIC HEARING

A. Allocations of Citizens Option for Public Hearing (COPS) Grant

Chief of Police Stephen MacKinnon's report dated October 4, 2007.

Upon verification of proper notification and posting by the City Clerk, Mayor Luna opened the Public Hearing at 7:25 p.m.

It was moved by Councilmember Gonzales, seconded by Councilmember Fernandez to approve the allocations of the FY2007/2008 COPS funds of \$100,000 and all interest earnings towards the continued operation of the Las Piedras Park Community Policing Building, continued maintenance of the firearms training program, for a part-time transcriber, and for an interim Police Officer. All were in favor under roll call vote and the motion carried.

Mayor Luna closed the public hearing at 7:35 p.m.

ORDER OF BUSINESS

C. Municipal Code Regulations Regarding Nonconforming Uses

Planning Director Janna Minsk's report dated October 9, 2007.

Julie Taylor, Realtor, thanked the City Council for taking her concerns regarding this matter into consideration.

Kay Wilson-Bolton, 123 N. 10th Street, commended the City Council for being responsive to a problem that affects homeowners.

Anita Pulido, 310 San Clemente Street, thanked the City Council for taking action regarding this ongoing problem, and suggested that the owners of re-zoned properties be notified by letter in addition to the notice on the Santa Paula Times.

It was moved by Councilmember Aguirre, seconded by Councilmember Gonzales to direct staff to forward the ordinance to the Planning Commission for a public hearing and to schedule a public hearing before the City Council to consider introducing a draft ordinance recommended by the Planning Commission. All were in favor under roll call vote and the motion carried.

A. Selection of Design, Build, Operate, Finance (DBOF) Firms to Receive Requests for Proposals (RFP's) and Approval of the RFP

Vice Mayor John T. Procter and Councilmember Ralph J. Fernandez's report dated October 10, 2007.

Chris Alario, American Water, spoke in regards to the team American Water has selected for the WRF project and provided the City Council with a brief summary of each of the companies qualification and experience. Mr. Alario requested that the City Council add the American Water team to list of selected firms to receive the RFP.

Gina Dorington, ECO Resources, spoke in regards to the operation of the current facility and requested that the City Council provide ECO Resources the opportunity to bid and continue serving the community.

Dave Hermanson, EPCOR, introduced the team EPCOR has selected for the WRF project and spoke in regards to the experience and qualifications of each firm.

Brian Cullen, Perc, provided the City Council with a sample design of the WRF facility through a power point presentation. Mr. Cullen also spoke in regards to

the team Perc has selected to complete the project and gave an overview of the type of work each firm performs and their qualifications.

Robert Ashfield, Veolia Water, spoke in regards to the experience and qualifications of the team Veolia Water has selected for the project. Mr. Ashfield gave a power point presentation regarding the facilities they have build.

RECESS TO BREAK

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

RECONVENED TO REGULAR MEETING

Mayor Luna reconvened the City Council at 8:39 p.m.

Gayle Washburn, Fillmore, spoke in support of staff's recommendation to select additional teams to receive RFP's and their situation in Fillmore.

Mayor Luna allowed Councilmembers an additional time for questions to each firm.

RECESS TO BREAK

Mayor Luna recessed the City Council to a break at 10:02 p.m.

RECONVENED TO REGULAR MEETING

Mayor Luna reconvened the City Council at 10:15 p.m.

As business had not concluded at 10:30 p.m., and pursuant to Section 11 of the City Council's Rules and Procedures, it was moved by Councilmember Aguirre, seconded by Mayor Luna, to suspend the rules and continue the meeting. All were in favor under roll call vote and the motion carried.

It was moved by Councilmember Gonzales, seconded by Mayor Luna to select four firms to receive the RFP: American Water, Perc, ECPOR, and Veolia Water. Councilmember Fernandez, Councilmember Gonzales, and Mayor Luna were in favor. Councilmember Aguirre and Vice Mayor Procter were opposed. The motion carried.

B. Temporary Soccer Fields

Community Services Director Brian J. Yanez's report dated October 5, 2007.

It was moved by Councilmember Gonzales, seconded by Councilmember Aguirre to continue the item to the regular City Council meeting of November 5, 2007.

D. Update on Historical Street Light System

Public Works Director/City Engineer Clifford G. Finley's report dated October 10, 2007.

Due to no new information City Manager Wally Bobkiewicz recommended to the City Council that Public Works Director /City Engineer Clifford G. Finley provide an update to Council during the next Council Meeting of November 05, 2007.

E. Resolution to Authorize Participation in the State and Federal Surplus Property Program

Chief of Police Stephen MacKinnon's report dated October 4, 2007.

It was moved by Vice Mayor Procter, seconded by Councilmember Gonzales to adopt Resolution No. 6435. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6435

A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPLY FOR AND PARTICIPATE IN A SURPLUS PROPERTY ACQUISITION PROGRAM.

COMMUNICATIONS

None.

FUTURE AGENDA ITEM

It was moved by Vice Mayor Procter, seconded by Councilmember Aguirre to develop a strategy to have consistent Council presence at the Watershed Coalition of Ventura County meetings. All were in favor under roll call vote and the motion carried.

It was moved by Councilmember Gonzales, seconded by Vice Mayor Procter to direct staff to provide the City Council during the Council meeting of November 5, 2007 with an update on the Mobile Home Park Assembly Bill vetoed by the Governor. All were in favor under roll call vote and the motion carried.

Regular City Council Meeting
Monday, October 15, 2007
Council Chambers and Administration Conference Room

It was moved by Mayor Luna, seconded by Councilmember Gonzales to direct staff to provide the City Council with a report on how the water bill is divided among the tenants of the apartments on Main Street. All were in favor under roll call vote and the motion carried.

ADJOURNMENT

Mayor Luna adjourned the meeting at 11:35 p.m.

ATTEST:

Josie Guzman Herrera
City Clerk