

CALL TO ORDER

Mayor Luna called the meeting to order at 6:08 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 Guzman Herrera and Deputy City Clerk Lorena Alvarez were also present.

PUBLIC COMMENT

No Public Comment.

CLOSED SESSION

- A. Conference with Legal Counsel, Initiation of Litigation – Pursuant to Government Code 54956.9(b). Initiation of Litigation. Number of potential cases: one.
- B. Conference with Legal Counsel, Existing Litigation – Government Code 54956.9(a) Cabrillo Economic Development Corporation v. City of Santa Paula, Ventura County Superior Court Case No. 56-2007-00306633-CU-PT-VTA.

Mayor Luna recessed the City Council to a closed session at 6:08 p.m., and reconvened the City Council at 7:03 p.m. No reportable action. Mayor Luna recessed the City Council at 7:03 p.m.

CALL TO ORDER

Mayor Luna called the meeting to order at 7:14 p.m. and Councilmember Gonzales 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.

PUBLIC COMMENT

Bill Allen, 500 W. Santa Maria Street, thanked the Council for their support regarding the condominium conversion issues Rancho Santa Paula residents have been dealing with.

Jess Victoria, Santa Paula, spoke in support of affordable housing.

Delton Johnson, 14 McKeveett Street, spoke in regards to the need for a housing balance, and acknowledged Mayor Luna for his term as Mayor.

Larry Sagely, 585 Ridgecrest, expressed his concerns regarding the need for a housing balance, and recommended Councilmember Bob Gonzales be appointed Mayor.

Fred Robinson, 380 E. View Drive, commended the Council for restoring the historic streetlights, and for repaving Santa Paula Street.

Yolie Cerda, 341 W. Santa Barbara Street, commended Mayor Luna on his term as Mayor, and recommended Councilmember Gonzales be appointed Mayor for the 2007/2008 term.

Rodney Fernandez, 702 County Square Drive, apologized to Councilmember Fernandez for comments made during a previous meeting, and requested the Council consider forming an ad hoc committee to meet with representative of Cabrillo Economic Development Corporation to try to settle the lawsuit.

CLOSED SESSION REPORT

No reportable action.

PRESENTATIONS

A. Presentation by the Chamber of Commerce Regarding "Moonlight at the Ranch" Proceeds

Connie Tushla, Chamber of Commerce, spoke in regards to the highlights of the "Moonlight at the Ranch" event and gave an overview on how proceeds were distributed among the Police and Fire Departments. Ms. Tushla communicated next event will take place on August 16, 2008 at Limoneira Ranch and invited the City to co-sponsor event.

Fire Chief Richard Araiza and Police Chief Stephen MacKinnon spoke in regards to the new equipment that was purchased for the Santa Paula Fire and Police Departments with the proceeds from "Moonlight at the Ranch".

B. Presentation of Proclamation to Jess Victoria

Mayor Luna presented a proclamation to Jess Victoria.

Jess Victoria thanked the Mayor and the Council for acknowledging his dedication to serving Santa Paula.

C. Presentation of Proclamation to Victor Salas

Mayor Luna presented a proclamation to Victor Salas.

Victor Salas spoke in regards to the service he has provided to the residents of Santa Paula and thanked the Council and community for acknowledging his hard work.

D. Tour of City Council Video Production Facilities by Community Services Director Brian J. Yanez

Community Services Director Brian J. Yanez's presented the Council with a video on the operation of the City Council Video Production Facilities.

APPROVAL OF FINAL AGENDA

City Manager Wally Bobkiewicz recommended Item 15A and 15B be removed from the agenda and Item 14H be pulled for discussion as a public hearing. It was moved by Councilmember Aguirre, seconded by Councilmember Gonzales to approve the final agenda as amended. All were in favor under roll call vote and the motion carried.

ORDER OF BUSINESS

A. Review Procedure for Election of Mayor and Vice Mayor

City Clerk Josie Guzman Herrera reviewed the procedures for the election of Mayor and Vice Mayor as outlined in her report dated November 26, 2007.

B. Selection Process for the Mayor of the City of Santa Paula

City Clerk Josie Guzman Herrera opened the nominations for the office of Mayor.

Councilmember Fernandez nominated Robert S. Gonzales for Mayor.

Councilmember Aguirre nominated John T. Procter for Mayor.

It was moved by Councilmember Fernandez, seconded by Councilmember Aguirre to close the nominations for Mayor. All were in favor under roll call vote and the motion carried.

Councilmember Fernandez, Councilmember Gonzales, and Mayor Luna were in favor of electing Robert S. Gonzales as Mayor. Councilmember Aguirre, and Vice Mayor Procter were opposed. The motion carried.

C. Selection Process for the Vice Mayor

Mayor Gonzales opened the nominations for the office of Vice Mayor.

Councilmember Luna nominated Ralph J. Fernandez for Vice Mayor.

Councilmember Procter nominated Dr. Gabino Aguirre for Vice Mayor.

It was moved by Councilmember Luna, seconded by Mayor Gonzales to close the nominations for Vice Mayor. All were in favor under roll call vote and the motion carried.

Councilmember Fernandez, Councilmember Luna, and Mayor Gonzales were in favor of electing Ralph J. Fernandez as Vice Mayor. Councilmember Aguirre, and Councilmember Procter were opposed. The motion carried.

ROLL CALL

Mayor Robert S. Gonzales, Vice Mayor Ralph J. Fernandez, Councilmember Dr. Gabino Aguirre, Councilmember Ray C. Luna, and Councilmember John T. Procter all responded to roll call.

COMMENTS FROM CITY COUNCIL

Mayor Gonzales presented Councilmember Luna with a gavel in appreciation for a job well done during his term as Mayor.

Councilmember Luna thanked the Council and expressed he was very honored to have represented the City as Mayor.

Councilmember Procter stated for the record he was in line to be elevated as Mayor, and felt the Council's actions in nominating a new Mayor had been disrespectful towards him.

Vice Mayor Fernandez expressed electing a new Mayor had not been a personal decision and promised the community he and Mayor Gonzales would strive to make Santa Paula a better community.

Councilmember Luna congratulated Mayor Gonzales and commended him on the leadership he has shown during the past year.

Mayor Gonzales spoke in regards to his goals as Mayor.

Councilmember Aguirre spoke in regards to the election of the new Mayor, and spoke in support of Councilmember Procter. Mr. Aguirre expressed he believed John T. Procter was deserving of being elected Mayor. Councilmember Aguirre congratulated Mayor Gonzales on his appointment as Mayor.

RECESS TO BREAK

Mayor Gonzales recessed the City Council at 8:35 p.m.

RECONVENED TO REGULAR MEETING

Mayor Gonzales reconvened the City Council at 8:50 p.m.

STAFF COMMUNICATIONS

Councilmember Aguirre acknowledged the Veterans exhibit at the museum.

CONSENT CALENDAR

Councilmember Procter pulled item 14G. It was moved by Councilmember Aguirre, seconded by Councilmember Luna 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. **Warrants and Certifications** - Review, approve, and file the attached warrants and certifications. Finance Director John T. Quinn's report dated November 28, 2007.

Invoices	10/01/07 – 10/07/07	\$ 4,611.09
Invoices	10/15/07 – 10/19/07	\$ 31,932.28
	TOTAL	<hr/> \$ 36,543.37

- D. **Minutes** – Adopt the Minutes from the Special City Council Meeting of October 30, 2007
- E. **Report on Utility Water Billing for Casa Bella Located on 622 E. Main Street** – It is recommended that the City Council (1) receive the report; and (2) direct staff as appropriate. Assistant to the City Manager Elisabeth V. Amador's dated November 26, 2007.
- F. **Formation of a CDBG Advisory Committee for 2008-2009 CDBG Application Cycle** – It is recommended that the City Council form a Community Development Block Grant (CDBG) Advisory Committee for 2008-2009 CDBG Application Cycle. Assistant to the City Manager Elisabeth V. Amador's report dated November 26, 2007.
- I. **Exception to Holiday Season Ban on Filming in the Central Business District** – It is recommended that the City Council approve the request of the Downtown Merchants Association to allow an exception to the no filming ban during the holiday season in the central business district to allow the filming of a television commercial on December 11, 2007. Community Services Director Brian J. Yanez's report dated November 27, 2007.

CONSENT CALENDAR (SEPARATE ACTION ITEMS)

- G. **Purchase of Police Vehicles**

Chief of Police Stephen MacKinnon's report dated November 26, 2007.

It was moved by Vice Mayor Fernandez, seconded by Councilmember Procter to continue item to the Regular City Council Meeting of December 17, 2007.

- H. **Second Reading and Adoption of Ordinance No. 1180**

Deputy City Clerk Lorena Alvarez's report dated November 26, 2007.

Upon verification of proper notification and posting by the City Clerk, Mayor Gonzales opened the Public Hearing at 9:14 p.m. and closed the Public Hearing at 9:14 p.m.

It was moved by Vice Mayor Fernandez, seconded by Councilmember Procter to waive the second reading and adopt Ordinance No. 1180. All were in favor under roll call vote and the motion carried.

ORDINANCE NO. 1180

AN ORDINANCE INCORPORATING THE FOLLOWING MODEL CODES INTO THE SANTA PAULA MUNICIPAL CODE BY REFERENCE: (1) CALIFORNIA BUILDING CODE, 2007 EDITION; (2) CALIFORNIA ELECTRICAL CODE, 2007 EDITION; (3) CALIFORNIA PLUMBING CODE, 2007 EDITION; (4) CALIFORNIA MECHANICAL CODE, 2007 EDITION; (5) CALIFORNIA FIRE EDITION, 2007 EDITION; (6) CALIFORNIA EXISTING BUILDING CODE, 2007 EDITION; (7) INTERNATIONAL PROPERTY MAINTENANCE CODE, 2007 EDITION; AND (8) MAKING AMENDMENTS BASED UPON LOCAL CLIMATIC, TOPOGRAPHIC, AND GEOGRAPHICAL CONDITIONS.

ORDER OF BUSINESS

- C. Request for City Council Concept Review 15861-15880 W. Telegraph Road, (APN 098-0-030-205)

City Manager Wally Bobkiewicz and Planning Director Janna Minsk's report dated November 27, 2007.

Zahid Shah, applicant, spoke in regards to his concerns with changes in zoning and asked the Council to consider granting him a concept review for his project.

It was moved by Vice Mayor Fernandez, seconded by Councilmember Procter to direct request for concept review to the Planning Commission. Councilmember Aguirre, Councilmember Procter, Vice Mayor Fernandez, and Mayor Gonzales were in favor. Councilmember Luna was opposed. Motion carried.

- D. Request by Fillmore City Council to Create Greenbelt Ad Hoc Committee

City Manager Wally Bobkiewicz's report dated November 27, 2007.

It was moved by Councilmember Aguirre, seconded by Mayor Gonzales to appoint Councilmember Aguirre and Mayor Gonzales to the Greenbelt Ad Hoc Committee. Councilmember Procter, Councilmember Aguirre, Vice Mayor Fernandez, and Mayor Gonzales were in favor. Councilmember Luna was opposed. Motion carried.

- E. Water Recycling Facility – RFP Review and Contract Award Evaluation Team

City Manager Wally Bobkiewicz's report dated November 28, 2007.

It was moved by Councilmember Procter, seconded by Councilmember Aguirre to approve the City Manager to execute an Agreement in a form approved by the City Attorney with Carollo Engineers to perform Engineering and Financial Support Services for the evaluation and negotiation of the WRF DBOF Proposals in accordance their proposal dated November 16, 2007 for the contract not to exceed \$255,774;(2) authorize the addition of a temporary Management Analyst position in the Public Works Department for six months ending June 30, 2008; and (3) allocate from the Wastewater Fund balance \$302,809 to fund this support. All were in favor under roll call vote and the motion carried.

COMMUNICATIONS

None.

FUTURE AGENDA ITEMS

It was moved by Councilmember Procter, seconded by Councilmember Luna to direct staff to provide Council with a report on how the inclusionary housing ordinance interfaces with redevelopment. All were in favor under roll call vote and the motion carried.

It was moved by Vice Mayor Fernandez, seconded by Councilmember Aguirre to review an ordinance to set standards for projects to be reviewed by Council for approval. All were in favor under roll call vote and the motion carried.

It was moved by Mayor Gonzales, seconded by Councilmember Luna to direct staff to provide Council with a report on military banners for Santa Paula residents currently serving in a war zone. All were in favor under roll call and the motion carried.

It was moved by Councilmember Aguirre, seconded by Councilmember Procter to have Council consider forming Ad Hoc Committee to work with Cabrillo Economic Development Corporation. All were in favor under roll call vote and the motion carried.

ADJOURNMENT

Mayor Gonzales adjourned the meeting at 10:00 p.m.

ATTEST:

Josie Guzman Herrera
City Clerk