

CALL TO ORDER

Mayor Gonzales called the meeting to order at 5:40 p.m.

ROLL CALL

Councilmember Dr. Gabino Aguirre, Councilmember Ray C. Luna, Councilmember John T. Procter, Vice Mayor Ralph J. Fernandez, and Mayor Robert S. Gonzales 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 Guzman Herrera was absent.

PUBLIC COMMENT

No Public Comment.

ORDER OF BUSINESS

A. Interview for Recreation Commission

Timothy Hicks stepped up for his interview and spoke in regards to his personal experience as a Recreation Commissioner.

CLOSED SESSION

- A. Conference with Labor Negotiators – Government Code § 54957.6. City Negotiators: City Manager Wally Bobkiewicz and Human Resources Manager Kathy Campbell. Employee Organizations: Community Services Officers (CSO) Unit; Management: Supervisory and Professional Association; Ventura County Professional Firefighters Association (VCPFA) representing Santa Paula's Full-time Firefighters Unit; Santa Paula Police Officers Association (SPPOA); SEIU Local 721; Unrepresented Employees.

Mayor Gonzales recessed the City Council to a closed session at 5:50 p.m., and reconvened the City Council at 6:30 p.m. No reportable action. Mayor Gonzales recessed the City Council at 6:30 p.m.

CALL TO ORDER

Mayor Gonzales called the meeting to order at 6:40 p.m. Rev. Ron Dybvig led the invocation and Councilmember Luna led the flag salute.

ROLL CALL

Councilmember Dr. Gabino Aguirre, Councilmember Ray C. Luna, Councilmember John T. Procter, Vice Mayor Ralph J. Fernandez, and Mayor Robert S. Gonzales responded to roll call. City Manager Wally Bobkiewicz, City Attorney Karl H. Berger, City Clerk Josie G. Herrera, Deputy City Clerk Lorena Alvarez, Peggy Kelly from the Santa Paula Times, and Sam Richards from the Ventura County Star were also present.

CLOSED SESSION REPORT

City Manager Wally Bobkiewicz reported that an additional item was added to closed session due to threatened litigation letters received from Peter Lemmon after the posting of the agenda .

PRESENTATIONS

City Manager Wally Bobkiewicz invited the community to attend the 71st Annual Santa Paula Art and Photography show on February 16, 2008 at Blanchard Library.

PUBLIC COMMENT

Judy Dressler, President of Art Association of Santa Paula, thanked the Council for their support and invited the Council to attend the Santa Paula 71st Annual Art and Photography Award ceremony on February 16, 2008.

Pastor Ron Dybvig, Ministerial Association, invited the public to attend the Pancake Supper on February 4, 2008, at St. Paul's Episcopal Church and the Homeless Summit on February 27, 2008, at El Buen Pastor Methodist Church.

Jim Tobias, 117 N. 10th Street, spoke in regards to Regional Housing Needs Assessment (RHNA) Housing Element Workshop he attended.

COMMUNICATIONS

Water Recycling Facility Project Manager Clifford Finley provided an update on the Water Recycling Facility and communicated to the Council that the Santa Paula Water Recycling Facility Groundwater Mounding Study was submitted to the Regional Water Quality Control Board for their review and comments.

City Manager Wally Bobkiewicz communicated to the Council that he and Cliff Finley had a successful meeting with the new Executive Officer of the Regional Water Quality Control Board.

APPROVAL OF FINAL AGENDA

It was moved by Vice Mayor Fernandez, seconded by Councilmember Aguirre to approve the final agenda as presented. All were in favor under roll call vote and the motion carried.

CONSENT CALENDAR

Mayor Gonzales pulled item 10G. It was moved by Councilmember Aguirre, seconded by Vice Mayor 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.

C. **Warrants and Certifications** – Review, approve, and file the attached warrants and certifications. Finance Director John T. Quinn’s report dated January 29, 2008.

Invoices	01/03/08	
Wire Transfers	01/03/08	
Subtotal		\$ 330,720.22
Invoices	01/07/08 – 01/11/08	\$ 151,394.87
Invoices	01/16/08 & 01/18/08	
Wire Transfers	01/16/08	
Subtotal		\$ 762,608.94
Invoices	01/22/08 – 01/25/08	\$ 35,674.24
Salaries	01/11/08	\$ 384,128.58
Salaries	01/25/08	\$ 401,081.32

TOTAL **\$ 2,065,608.17**

D. **Second Reading and Adoption of Ordinance No. 1182** – It is recommended that the City Council (1) waive the second reading and adopt Ordinance No. 1182; and (2) take such additional, related action that may be desirable. **ORDINANCE NO. 1182** – AN ORDINANCE (1) AMENDING CHAPTER 16.25 OF THE SANTA PAULA MUNICIPAL CODE RELATING TO SPECIFIC PLANS; (2) AMENDING THE ZONING MAP FROM LIGHT INDUSTRIAL PLANNED DEVELOPMENT (LI PD) TO AIRPARK SPECIFIC PLAN 3; (3) ADOPTING THE AIRPARK SPECIFIC PLAN FOR PROPERTIES BOUNDED BY 12TH, SANTA MARIA STREET, SANTA CLARA STREET, AND THE SANTA CLARA RIVER (APNS 104-0-105-015, 104-0-105-025, 104-0-105-035, 104-0-105-045, 104-0-105-055, 104-0-105-065, 104-0-105-085, 104-0-105-095, 104-0-105-105, 104-0-105-115, 104-0-105-125, 104-0-105-145, 104-0-105-155, 104-0-105-165, 104-0-105-175, 104-0-107-018, 104-0-107-045, 104-0-107-055, 104-0-107-095, 104-0-107-105, 104-0-107-115, 104-0-107-125, 104-0-107-135, 104-0-107-145, 104-0-107-155). Deputy City Clerk Lorena Alvarez’s report dated January 28, 2008.

E. **Second Reading and Adoption of Ordinance No. 1185** – It is recommended that the City Council (1) waive the second reading and adopt Ordinance No. 1185; and (2) take such additional, related action that may be desirable. **ORDINANCE NO. 1185** – AN ORDINANCE ADDING SECTION 50.028 TO THE SANTA PAULA MUNICIPAL CODE REGULATING THE UNAUTHORIZED ENTRY INTO WASTE CONTAINERS. Deputy City Clerk Lorena Alvarez’s report dated January 28, 2008.

F. **Geotechnical Services for the Comstock Homes Project – Approval of Fugro West, Inc. Task Order No. 6H** – It is recommended that the City Council authorize the City Manager to (1) execute Fugro West, Inc.’s Task Order Amendment No. 6H (contract

99685) for an additional \$ 20,000 for continued on-call geotechnical engineering and construction observation services for the Comstock Homes Development Project; (2) allocate funds from the Comstock Homes re-imbursement account no. 800.2251 for Task Order No. 6H; and (3) take such additional, related action that may be desirable. Interim Public Works Director Jon Turner's report dated January 25, 2008.

CONSENT CALENDAR (SEPARATE ACTION ITEMS)

G. Use of Community Center for Ventura County Watershed District

Community Services Director Brian J. Yanez's report dated January 28, 2008.

Martin Hernandez, Representative for Supervisor Kathy Long, thanked the Council for their previous support during the January 28, 2008 Highway 126 Barrier Study Meeting and asked the Council for their support in allowing them use the Community Center for the Watershed Protection District Meeting on February 21, 2008.

It was moved by Councilmember Procter, seconded by Councilmember Aguirre to grant use of the Community Center for the Watershed Protection District Meeting on February 21, 2008. All were in favor under roll call vote and the motion carried.

PUBLIC HEARING

A. Tax Equity Fiscal Reform Act (TEFRA) Hearing for Santa Paula Village Apartments

City Manager Wally Bobkiewicz's report dated January 20, 2008.

Upon verification of proper notification and posting by the City Clerk, Mayor Gonzales opened the Public Hearing at 7:08 p.m. and closed the Public Hearing at 7:14 p.m.

It was moved by Councilmember Aguirre, seconded by Councilmember Procter to adopt Resolution No. 6450. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6450

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA APPROVING THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS BY THE CALIFORNIAN STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY.

ORDER OF BUSINESS

A. Junk Dealers and Recyclers

Chief of Police Stephen MacKinnon's report dated January 29, 2008.

City Attorney Karl H. Berger stated for the record, "There are several items that are on the dais that are related to this item, the first is a redline version of the Ordinance which reflects changes

based upon the meeting that the Chief had this morning with Santa Paula Recycling Company. Another is a letter from Mr. Peter Lemmon dated January 24, 2008 to the City Manager. There are also code sections from the business and professions code which outline the state regulations of junk yards and recyclers, there are also a copy of Assembly Bill 844 which was not adopted by the state legislature, but from which some of the language has been taken to be incorporated into the draft ordinance and there are also nine pages of email correspondence between myself and Mr. Lemmon. Per Mr. Lemmon's request I make these available to the City Council tonight in a hard copy. In addition, we received a package of information from Mr. Lemmon on behalf of his clients at which the city received at approximately a quarter till five this evening, it is a very thick package, but copies are available both to the council and to the public. I just wanted to point out for the record for the Council."

Marlene Lara, owner of Santa Paula Recycling, spoke in regards to an article published in The Santa Paula Times dated January 16, 2008, and gave a brief overview of her business operations.

Peter Lemmon, attorney for Santa Paula Recycling, provided a package to the City Council and expressed his concerns in regards to the proposed Ordinance. Mr. Lemmon requested that the City Council delay any action until further study.

It was moved by Councilmember Aguirre, seconded by Councilmember Luna to continue discussion to the future meeting of February 19, 2008, and directed staff to meet with Santa Paula Recyclers to discuss the draft Ordinance. All were in favor under roll call vote and the motion carried.

RECESS TO BREAK

Mayor Gonzales recessed the City Council to a break at 8:07 p.m.

RECONVENE TO REGULAR MEETING

Mayor Gonzales reconvened the City Council at 8:17 p.m.

B. Measure L6 Overview

City Attorney Karl H. Berger's report dated February 4, 2008.

It was moved by Councilmember Aguirre, seconded by Councilmember Procter to (1) introduce and waive the first reading of Ordinance No. 1184; and (2) schedule a second reading and adoption for February 19, 2008. All were in favor under roll call vote and the motion carried.

C. FY 2007-08 Mid-Year Statement of Revenues and Expenditures

Finance Director John T. Quinn's report dated January 30, 2008.

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

D. Economic Development Update & Business Retention

Assistant to the City Manager Elisabeth V. Amador's report dated January 22, 2008.

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

E. Report on a Plan to Reduce Homelessness in the City of Santa Paula

Assistant to the City Manager Elisabeth V. Amador's report dated January 22, 2008.

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

F. Bank Owned Properties

Building and Safety Director Stephen Stuart's report dated January 23, 2008.

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

G. Resolution No. 6451 Approving the Undergrounding of Utilities Along a Portion of Main Street

Interim Public Works Director Jon Turner's report dated January 25, 2008.

City Manager Wally Bobkiewicz advised the Council that the item would be postponed to a future meeting.

H. Blue Curb Policy Discussion per Traffic Safety Committee Recommendations

Interim Public Works Director Jon Turner's report dated January 25, 2008.

It was moved by Vice Mayor Fernandez, seconded by Councilmember Aguirre to adopt Resolution No. 6453 with the modification that the Traffic Safety Committee consider alternatives to special needs and meet safety criteria. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6453

A RESOLUTION RESCINDING THE CITY'S "BLUE CURB" POLICY REGARDING DISABLED PARKING WITHIN RESIDENTIAL AREAS.

I. Armed Forces Banner Recognition Program

City Intern Bradley Higashi's report dated February 4, 2008.

It was moved by Councilmember Aguirre, seconded by Mayor Gonzales to direct staff to proceed with choice number one for the banners, with the addition of U.S. and the service branch on the bottom. All were in favor under roll call vote and the motion carried.

COMMUNICATIONS

City Manager Wally Bobkiewicz communicated to the Council that Kathy Campbell would be Acting City Manager while he is out of the country from February 7 through February 22, 2008.

Councilmember Procter provided an update to the Council regarding the HWY 126 median barrier meeting.

Vice Mayor Fernandez thanked the residents that attended the Housing Element Workshop on January 30, 2008.

Mayor Gonzales communicated he had received a letter and photographs from Walt Garmon regarding concerns with the operation of the fish ladder on the Santa Paula Creek.

FUTURE AGENDA ITEMS

It was moved by Vice Mayor Fernandez, seconded by Councilmember Procter to direct staff to provide a presentation regarding the progress on the bike and pedestrian trail. All were in favor under roll call vote and the motion carried.

It was moved by Vice Mayor Fernandez, seconded by Councilmember Aguirre to direct staff to provide a report on having decorative lights for the downtown area year round. All were in favor under roll call vote and the motion carried.

It was moved by Vice Mayor Fernandez, seconded by Mayor Gonzales to direct staff to provide a report on the beautification of Harvard Boulevard. All were in favor under roll call vote and the motion carried.

ADJOURNMENT

Mayor Gonzales adjourned the meeting at 10:21 p.m.

ATTEST:

Josie Guzman Herrera
City Clerk