

CALL TO ORDER

Mayor Gonzales called the meeting to order at 6:08 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. Acting City Manager Kathy Campbell, City Attorney Karl H. Berger, and Deputy City Clerk Lorena Alvarez were also present. City Manager Wally Bobkiewicz and City Clerk Josie Guzman Herrera were absent.

PUBLIC COMMENT

No Public Comment.

CLOSED SESSION

- A. Conference with Labor Negotiations – Government Code 54957.6. City Negotiators: City Manager Wally Bobkiewicz and Human Resources Manager Kathy Campbell. Employee Organizations: Ventura County Professional Firefighters Association (VCPFA) representing Santa Paula's Full-time Firefighters Unit; SEIU Local 721.

Mayor Gonzales recessed the City Council to a closed session at 6:08 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 6:43 p.m. Rev. Al Guilin led the invocation and Councilmember Aguirre 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. Acting City Manager Kathy Campbell, City Attorney Karl H. Berger, Deputy City Clerk Lorena Alvarez, Peggy Kelly from the Santa Paula Times, and Sam Richards from the Ventura County Star were also present. City Manager Wally Bobkiewicz and City Clerk Josie G. Herrera were absent.

CLOSED SESSION REPORT

No reportable action.

PRESENTATIONS

- A. Presentation by Mark Lawler, General Manager, Ventura Regional Sanitation District Regarding Toland Road Landfill Operations

Mark Lawlord, VRSD General Manager, gave a powerpoint presentation on the history of the Toland Landfill and its functions. Mr. Lawlord spoke in regards to the proposed new fee increases for the Toland Landfill.

PUBLIC COMMENT

Janet Grant, 500 W. Santa Maria Street, spoke in regards to the need for practicing facilities for the cheerleaders and asked the Council to consider affiliating the girls cheerleading group with the City's parks and recreation department.

Larry Olimido, Director of (Isbell Middle School?) Washington D.C. trip, spoke in regards to the Washington D.C. program and asked the community for their support and donations to enable more students to go on the trip.

Jess Victoria, representative of Citizens for Accountable Government, spoke in regards the need for higher wages for the City's Police and Fire Department.

Rene Gonzales, 12255 Foothill Road #825, thanked the Council for approving the Armed Forces Banner Recognition Program and on behalf of Limoneira Company donated \$1,000.00 towards the Banner Program.

COMMUNICATIONS

Councilmember Aguirre invited the public to attend the education summit at Santa Paula High School on Thursday, February 21, 2008, and invited the public to attend a fundraiser for the Farmworker Monument on Saturday, March 1, 2008 at Santa Paula High School.

Councilmember Procter invited the public to attend the Watershed Protection District meeting on February 21, 2008, at the Community Center. He also communicated to the community that Jerry Griffin passed away on February 16, 2008, and spoke in regards to the fundraiser taking place to bring Jerry Griffin's body to Santa Paula for his burial.

Human Resources Manager Kathy Campbell communicated that she was filling in for City Manager Wally Bobkiewicz who was in India for a meeting of the International City

and County Managers Association International Committee. Ms. Campbell also informed the Council that the WRF Project Manager Cliff Finley would be visiting wastewater plants throughout the remainder of the week.

APPROVAL OF FINAL AGENDA

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

CONSENT CALENDAR

Councilmember Procter pulled item 10E. Vice Mayor Fernandez pulled items 10H and 10J. It was moved by Vice Mayor Fernandez, 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. Minutes – Adopt the minutes from the Regular City Council Meeting of December 17, 2007.
- D. Minutes – Adopt the minutes from the Special City Council Meeting of January 3, 2008.
- F. Approval of Amendment to Professional Services Agreement with P&D Consultants, Inc. for Additional Scope of Work Associated with the East Area 1 Specific Plan Project EIR – It is recommended that the City Council approve the attached PSA Amendment with P&D Consultants for additional scope of work associated with the East Area 1 Specific plan EIR and authorize the City Manager to execute the Amendment, in a form approved by the City Attorney, in an amount not to exceed \$ 49,746. Planning Director Janna Minsk’s report dated February 13, 2008.
- G. Second Reading and Adoption of Ordinance No. 1188 – It is recommended that the City Council adopt Ordinance No. 1188; and (2) take such additional, related action that may be desirable. ORDINANCE NO. 1188 – AN ORDINANCE IMPLEMENTING A CITIZEN’S INITIATIVE ENTITLED THE “CITIZENS ADVOCATING RESPONSIBLE EXPANSION INITIATIVE” AND COMMONLY

REFERRED TO AS THE "81-ACRE INITIATIVE" OR MEASURE L6. Deputy City Clerk Lorena Alvarez's report dated February 11, 2008.

- I. WWTP Digester Cleaning Project Notice of Completion – It is recommended that the City Council (1) receive and file the project Notice of Completion; and (2) take such additional, related action that may be desirable. Interim Public Works Director Jon Turner's February 7, 2008.
- K. Request for Out-of-State Travel – It is recommended that the City Council approve the out-of-state travel for Chief MacKinnon to attend training in Peoria, Arizona on February 29, 2008. Chief of Police Stephen MacKinnon's report dated February 11, 2008.
- L. Request for Out-Of-State Travel – Washington D.C. Lobbying Trip – It is recommended that the City Council (1) authorize Mayor Robert S. Gonzales, and City Manager Wally Bobkiewicz to travel to Washington D.C. February 27 through February 29, 2008 to meet with Federal elected and appointed officials; and (2) authorize all reasonable and appropriate travel expenses in accordance with Resolution No. 6258 regarding reimbursements. City Manager Wally Bobkiewicz's report dated February 11, 2008.

CONSENT CALENDAR (SEPARATE ACTION ITEMS)

- E. Memorandum of Understanding with the Service Employees International Union (SEIU) Local 721

Human Resources Manager Kathy Campbell's report dated February 11, 2008.

Danny Carrillo, SEIU, commended Human Resources Manager Kathy Campbell for her professionalism during negotiations, and thanked the Council for their continued support of the employees that are represented by SEIU.

It was moved by Councilmember Procter, seconded by Councilmember Aguirre to adopt Resolution No. 6455 approving the Memorandum of Understanding (MOU) for the 2008 contract year between the City of Santa Paula and the Service Employees International Union (SEIU) Local 721, representing Santa Paula's Nonmanagerial, Nonsworn, General Employee. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6455

A RESOLUTION APPROVING THE MEMORANDUM OF UNDERSTANDING FOR THE CONTRACT YEAR 2008 BETWEEN THE CITY OF SANTA PAULA AND THE SERVICE EMPLOYEES INTERNATIONAL UNION (SEIU) LOCAL 721.

H. Traffic Signal Maintenance Project – Approval of Plans and Specifications Resolution No. 6454

Interim Public Works Director Jon Turner's report dated February 6, 2008.

It was moved by Vice Mayor Fernandez, seconded by Councilmember Procter to (1) adopt Resolution No. 6454 approving the plans and specifications for the Traffic Signal Maintenance Project; and (2) authorize staff to advertise for bids. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6454

A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR THE TRAFFIC SIGNAL MAINTENANCE PROJECT.

J. Request for Out-of-State Travel

Chief of Police Stephen MacKinnon's report dated February 11, 2008.

It was moved by Vice Mayor Fernandez, seconded by Mayor Gonzales to approve the out-of-state travel for police personnel to attend training in Portland, Oregon on March 3-6, 2008. All were in favor under roll call vote and the motion carried.

PUBLIC HEARING

A. Text Amendments to Chapters 16.13.402 and 16.13.403 of the Santa Paula Municipal Code to Clarify Inclusionary Housing Unit Calculations with the Redevelopment Plan Area (2008-CI-01)

Planning Director Janna Minsk's report dated February 13, 2008.

Upon verification of proper notification and posting by the Deputy City Clerk, Mayor Gonzales opened the Public Hearing at 7:35 p.m. and closed the Public Hearing at 7:50 p.m.

It was moved by Councilmember Aguirre, seconded by Councilmember Procter to (1) open the public hearing and take evidence; (2) consider the evidence received during the public hearing; (3) introduce and waive the first reading of Ordinance No. 1187 approving amendments to Chapter 16.13.402 and 16.13.403 of the SPMC; and (4)

schedule a second reading and adoption of Ordinance No. 1187 for March 3, 2008. All were in favor under roll call vote and the motion carried.

ORDER OF BUSINESS

A. Junk Dealers and Recyclers

Chief of Police Stephen MacKinnon's report dated February 12, 2008.

Marlene Lara, Santa Paula Recyclers, expressed her discontent with the revised ordinance submitted to the Council and distributed a proposed Ordinance she drafted.

Jose Flores, 433 Moorpark Avenue, Moorpark, spoke in regards to the service he is provided when he recycles at Santa Paula Recyclers.

Charles Seymour, 1427 E. Trusty Lane, Ojai, expressed his disagreement with the proposed ordinance.

City Clerk Josie G. Herrera arrived at 8:05 p.m.

Gary Taylor, Hayward Baker, spoke in regards to the vandalism taking place at Hayward Baker and circulated photographs of the vandalism and the copper theft that has occurred at the Hayward Baker company. Mr. Taylor urged the Council to adopt a new Ordinance that will help reduce vandalism.

Francis Gularte, 6005 Cobblestone Drive, spoke in support of the City Council adopting the proposed Ordinance.

It was moved by Mayor Gonzales to (1) waive the first reading and introduce Ordinance No. 184 regulating junkyards and recycling depots; and (2) schedule a second reading and adoption for March 3, 2008. Motion died for lack of a second.

It was moved by Councilmember Luna to amend the Ordinance to photograph items over \$50 and allow for the recyclers to provide the Police Department with necessary paperwork within 48 hours and allow for an additional 24 hour grace period with a valid cause. Motion died for lack of a second.

It was moved by Vice Mayor Fernandez, seconded by Councilmember Procter to form a subcommittee to meet with staff and the recyclers to develop new language for the proposed Ordinance.

Under roll call vote Councilmember Procter, Vice Mayor Fernandez, and Mayor Gonzales were in favor. Councilmember Luna and Councilmember Aguirre were opposed. The motion carried.

RECESS TO BREAK

Mayor Gonzales recessed the City Council to a break at 8:48 p.m.

RECONVENE TO REGULAR MEETING

Mayor Gonzales reconvened the City Council at 9:01 p.m.

B. Mobile Home Park Condo Update

Oral report by City Attorney Karl H. Berger

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.

C. Regulating City Athletic Fields and Parks

Community Services Director Brian J. Yanez's report dated February 8, 2008.

It was moved by Councilmember Luna, seconded by Councilmember Aguirre to receive and file the report, and revisit the idea of charging a usage fee for the parks during the budget process. All were in favor under roll call vote and the motion carried.

D. Update on Las Piedras Community Center

Oral report by Community Services Director Brian J. Yanez.

It was moved by Mayor Gonzales, seconded by Councilmember Procter to direct staff to reconvene the subcommittee with Mayor Gonzales, Councilmember Procter, Community Services Director Brian J. Yanez and Building & Safety Director Stephen Stuart. All were in favor under roll call vote and the motion carried.

E. Police Management Audit Review/Strategic Plan Update

Chief of Police Stephen MacKinnon's report dated February 11, 2008.

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

F. Review of Alternatives for Cameras in the Downtown Area

Chief of Police Stephen MacKinnon's report dated February 11, 2008.

It was moved by Councilmember Aguirre, seconded by Councilmember Procter to receive and file the report. 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 10:06 p.m.

RECONVENE TO REGULAR MEETING

Mayor Gonzales reconvened the City Council at 10:10 p.m.

G. City Council Review of Planning Commission Decisions

Planning Director Janna Minsk's report dated February 13, 2008.

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

It was moved by Vice Mayor Fernandez, seconded by Councilmember Luna to (1) introduce and waive the first reading of Ordinance No. 1189 amending the Santa Paula Municipal Code Chapter 16.206; (2) schedule second reading and adoption of Ordinance No. 1189 for March 3, 2008; and (3) adopt Resolution No. 6456 with the amendment in Section 3B that the Mayor must call the meeting to consider the Planning Commission's decision. Councilmember Aguirre and Councilmember Procter were opposed. Councilmember Luna, Vice Mayor Fernandez, and Mayor Gonzales were in favor. The motion carried.

RESOLUTION NO. 6456

A RESOLUTION ADOPTED PURSUANT TO SANTA PAULA MUNICIPAL CODE 16.206.060 ESTABLISHING RULES AND PROCEDURES FOR REVIEWING PLANNING COMMISSION DECISIONS.

H. Adoption of Resolution No. 6448 Proposing 1B Project Funding 2008 Street Pavement Rehabilitation Project

Interim Public Works Director Jon Turner's report dated February 4, 2008.

It was moved by Councilmember Procter, seconded by Councilmember Aguirre to adopt Resolution No. 6448. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6448

A RESOLUTION APPROVING PROJECTS TO BE FUNDED BY PROPOSITION 1B FUNDING PURSUANT TO GOVERNMENT CODE SECTION 830.6.

I. Appointment of Member to Recreation Commission

City Manager's report dated February 11, 2008.

It was moved by Councilmember Aguirre, seconded by Vice Mayor Fernandez to re-appoint Timothy Hicks to fill seat number five for a three-year term that will expire in October 2010. All were in favor under roll call vote and the motion carried.

COMMUNICATIONS

Acting City Manager Kathy Campbell reminded the Council that City Manager Wally Bobkiewicz would be returning on February 25, 2008 from India; and reminded the community the Amgen Bike Tour of California would be passing through Santa Paula on February 23, 2008; and reminded the community of the upcoming Council and Planning Commission joint meetings to consider the proposed specific plan on the East Area One General Plan Expansion Area and the project's Environmental Impact Report on February 25 through 26, 2008, at the Community Center at 6:30 p.m.

Mayor Gonzales thanked Limoneira Company for their \$1,000.00 donation to the Military Banner Recognition Program, and made a commitment to purchase two banners himself. He also reminded the public that the Chamber of Commerce Annual Award Ceremony would be taking place on February 24, 2008, at 2:00 p.m. at the Airport.

FUTURE AGENDA ITEMS

It was moved by Vice Mayor Fernandez, seconded by Councilmember Luna to have Council consider during the next Regular Council Meeting the possibility of forming a sub-committee to meet with staff and participate on the negotiations for the Water Recycling Facility. All were in favor under roll call vote and the motion carried.

It was moved by Councilmember Procter, seconded Councilmember Aguirre to have the Council consider Janet Grant's request to have the cheerleaders affiliated with the parks and recreation department. All were in favor under roll call vote and the motion carried.

ADJOURNMENT

Councilmember Luna adjourned the meeting at 10:40 p.m. in the memory of Jerry Griffin.

ATTEST:

Josie Guzman Herrera
City Clerk