

**CALL TO ORDER**

Mayor Gonzales called the meeting to order at 5:55 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.

**CLOSED SESSION**

- A. Conference with Labor Negotiators – Government Code 54957.6. City Negotiators: City Manager Wally Bobkiewicz and Human Resources Manager Kathy Campbell. Employee Organization: Executive Management.
- B. Conference with Legal Counsel, Existing Litigation – Government Code 54959.9(a). Coriot, Inc. v. City of Santa Paula, Ventura County Superior Court Case No. 56-2007-00283996-CU-WM-VTA.

Mayor Gonzales recessed the City Council to a closed session at 5:55 p.m., and reconvened the City Council at 6:18 p.m. No reportable action. Mayor Gonzales recessed the City Council at 6:18 p.m.

**CALL TO ORDER**

Mayor Gonzales called the meeting to order at 6:36 p.m. Pastor Ron Dyvig led the invocation and Dora Crouch 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, Deputy City Clerk Lorena Alvarez, Peggy Kelly from the Santa Paula Times and Kathleen Wilson

from the Ventura County Star were also present. City Clerk Josie G. Herrera was absent

### **CLOSED SESSION REPORT**

No reportable action.

### **PRESENTATIONS**

#### A. Presentation of Proclamation to Dora Crouch

Councilmember Aguirre presented Dora Crouch with a proclamation and thanked her for her service to the community.

Dora Crouch, thanked the Council, City Manager Wally Bobkiewicz, and City Clerk Josie Guzman Herrera for their support and expressed her joy for having had the opportunity to participate in the City's democracy.

#### B. Presentation by United Way of Ventura County

Pedro Chavez, United Way, spoke in regards to the services provided by United Way and thanked the employees of the City of Santa Paula for their generosity in helping United Way raise over \$13,000.

City Clerk Josie Guzman Herrera arrived at 6:46 p.m.

#### C. Presentation by Kids Care

Salina Escoto, Kids Care, spoke in regards to the services provided by Kids Care and the Santa Paula Resources Center.

### **PUBLIC COMMENT**

John Lang, Pinnacle Development Group, provided the Council with an overview and update on the progress made on Adams Preserve project.

Woody Maxwell, Todd Lane, spoke in regards to antibiotic resistance bacteria and the problems the new Wastewater Recycling Facility will encounter because of antibiotic resistance bacteria.

### **COMMUNICATIONS**

Councilmember Procter reminded the public that the Relay for Life event would be taking place on May 3<sup>rd</sup> and May 4<sup>th</sup>.

Vice Mayor Fernandez commended the Public Works Department for a job well done in paving the streets.

City Manager Wally Bobkiewicz communicated he had attended the Latino Town Hall Board Meeting, and provided an update on the Water Recycling Facility contract negotiations. Mr. Bobkiewicz proposed to substitute the topic of the discussion for the scheduled Special Council Meeting of April 28, 2008, to discuss the contract with PERC.

### **APPROVAL OF FINAL AGENDA**

City Manager Wally Bobkiewicz proposed to move item 11B prior to item 11A. It was moved by Councilmember Aguirre, seconded by Councilmember Procter to approve the final agenda as amended. All were in favor under roll call vote and the motion carried.

### **CONSENT CALENDAR**

Councilmember Luna pulled Item 10H, 10K, and 10Q. City Manager Wally Bobkiewicz pulled item 10J. It was moved by Vice Mayor Fernandez, seconded by Councilmember Procter 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 February 19, 2008.
- D. Memorandum of Understanding with the Community Services Officers (CSO) Unit – It is recommended that the City Council adopt Resolution No. 6482 approving the Memorandum of Understanding (MOU) for the 2008 contract year between the City of Santa Paula and the Community Services Officer (CSO) Unit. **RESOLUTION NO. 6482** – A RESOLUTION APPROVING THE MEMORANDUM OF UNDERSTANDING FOR THE CONTRACT YEAR 2008 BETWEEN THE CITY OF SANTA PAULA AND THE SANTA PAULA POLICE OFFICERS ASSOCIATION (SPPOA) COMMUNITY SERVICES OFFICER

(CSO) UNIT. Human Resources Manager Kathy Campbell's report dated April 15, 2008.

- E. Memorandum of Understanding with the Santa Paula Police Officers Association (SPPOA) – It is recommended that the City Council (1) adopt Resolution No. 6483 approving the Memorandum of Understanding (MOU) for the 2008 contract year between the City of Santa Paula and the Santa Paula Police Officers Association (SPPOA), a duly recognized employee organization representing the City of Santa Paula's Sworn Police Officers and Dispatch Unit. **RESOLUTION NO. 6483** – A RESOLUTION APPROVING THE MEMORANDUM OF UNDERSTANDING FOR THE CONTRACT YEAR 2008 BETWEEN THE CITY OF SANTA PAULA AND THE SANTA PAULA POLICE OFFICERS ASSOCIATION (SPPOA). Human Resources Manager Kathy Campbell's report dated April 15, 2008.
  
- F. Fringe Benefits for Unrepresented, Confidential Employees – It is recommended that the City Council adopt Resolution No. 6484 authorizing fringe benefits for unrepresented, confidential employees for the 2008 contract year. **RESOLUTION NO. 6484** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA ADOPTING FRINGE BENEFITS FOR UNREPRESENTED EMPLOYEES: CONFIDENTIAL. Human Resources Manager Kathy Campbell's report dated April 15, 2008.
  
- G. Wage Increase for Part-Time, Temporary and Seasonal Employees for 2008 – It is recommended that the City Council adopt Resolution No. 6485 amending the position control and compensation plan for Part Time, Temporary and Seasonal positions to provide wage increases for calendar year 2008. **RESOLUTION NO. 6485** – A RESOLUTION AMENDING THE POSITION CLASSIFICATION AND COMPENSATION TO PROVIDE WAGE INCREASES FOR PART-TIME, TEMPORARY AND SEASONAL EMPLOYEES. Human Resources Manager Kathy Campbell's report dated April 15, 2008.
  
- I. Approval of Traffic Safety Committee Recommendations Resolution No. 6471 – It is recommended that the City Council adopt Resolution No. 6471 approving the recommendations of the Traffic Safety Committee. **RESOLUTION NO. 6471** – A RESOLUTION APPROVING THE TRAFFIC SAFETY COMMITTEE RECOMMENDATIONS. Interim Public Works Director Jon Turner's report dated March 26, 2008.
  
- L. Adoption of Resolution to Submit The Used Oil Block Grant Funds 2008/2009 Application – It is recommended that the City Council (1) adopt Resolution No. 6478, 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 the associated documents; (2) direct staff to forward the application form and a copy of the resolution to the California Integrated Waste Management Board; and (3) take such additional, related action that may be desirable. RESOLUTION NO. 6478 – A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPLY FOR, RECEIVE, AND APPROPRIATE GRANT FUNDS FOR THE 2008/2009 USED OIL RECYCLING BLOCK GRANT FUNDING (14<sup>TH</sup> CYCLE) UNDER THE CALIFORNIA OIL RECYCLING ENHANCEMENT ACT. Interim Public Works Director Jon Turner's report dated April 7, 2008.
- M. Beverage Container Grant Funds 2008/2009 Application – It is recommended that the City Council (1) adopt Resolution No. 6475, authorizing submittal of the Funding Request Form to the California Department of Conservation's Division of Recycling; (2) authorize the City Manager to execute associated documents; (3) direct staff to forward the applications form and a copy of the resolution to the California Department of Conservation once completed; and (4) take such additional, related action that may be desirable. RESOLUTION NO. 6475 – A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPLY FOR, RECEIVE, AND APPROPRIATE GRANT FUNDS FROM THE CALIFORNIA DEPARTMENT OF CONSERVATION PURSUANT TO THE CALIFORNIA BEVERAGE CONTAINER RECYCLING AND LITTER REDUCTION ACT. Interim Public Works Director Jon Turner's report dated April 7, 2008.
- N. Approval of a Grant Easement to Southern California Edison – It is recommended that the City Council authorize the City Manager to execute a Grant of Easement, in a form approved by the City Attorney, to Southern California Edison for an underground power supply to service the Bender property adjacent to the new Water Recycling Facility. Public Works Director Clifford G. Finley's report dated April 14, 2008.
- O. Award of Site Assessment and Remediation Services – Olive Alley – It is recommended that the City Council (1) allocate a budget from the Water Fund Reserves account no. 620.5.5071.209 of up to \$63, 725 ( \$57,930 + 10% contingency) for the consulting work; (2) authorize the City Manager to execute a professional services agreement in a form approved by the City Attorney's with Padre Associates, Inc., for the Site Assessment and Remediation Services at Olive Alley, in accordance with their proposal dated January 24, 2008; and (3) take such additional, related action that may be desirable. Interim Public Works Director Jon Turner's report dated March 4, 2008.
- P. Approval of a Three-Year On-Call Consulting Agreement with Toler and Associates, Inc. – It is recommended that the City Council authorize the City Manager to execute the attached Three-Year On-call Consulting Agreement for

electrical engineering services with Toler and Associates, Inc., in a form approved by the City Attorney and take such additional, related action that may be desirable. Interim Public Works Director Jon Turner's report dated April 4, 2008.

**CONSENT CALENDAR (SEPARATE ACTION ITEMS)**

H. Award of Professional Services Agreement to BioResources Consultants for Environmental Monitoring Services Related to the New Water Recycling Facility

Public Works Director Clifford G. Finley's report dated April 14, 2008.

It was moved by Councilmember Luna, seconded by Vice Mayor Fernandez to (1) execute an agreement for \$102,748 in a form approved by the City Attorney with Bio Resources Consultants, to provide environmental monitoring services for the New Water Recycling Facility in accordance with their proposal dated February 7, 2008; and (2) allocate a budget from the Water Recycling Facility project account 610.5.9241.290 for \$113,000 (which includes a 10% contingency). All were in favor under roll call vote and the motion carried.

K. Approval of Amendment No. 5 for Hamner, Jewel and Associates for Extension to Current Contract for Land Acquisition Oversight for Water Recycling Facility

Public Works Director Clifford G. Finley's report dated April 14, 2008.

It was moved by Councilmember Luna, seconded by Vice Mayor Fernandez to authorize \$24,500 of approved budget from the Water Recycling Facility account 610.5.9241.290 and authorize the City Manager to execute Amendment No. 5 with Hamner, Jewell and Associates for additional land acquisition oversight and relocation services for the Water Recycling Facility project. All were in favor under roll call vote and the motion carried.

Q. Award Traffic Signalization/Modifications Study of 10<sup>th</sup> Street/HWY 126 and Palm Avenue Contract to KOA Corporation (Task Order #3)

Interim Public Works Director Jon Turner's report dated April 9, 2008.

It was moved by Councilmember Luna, seconded by Vice Mayor Fernandez to authorize the City Manager to (1) approve the allocations of \$44,550 (plus 10% contingency) from the Streets Fund Balance for the Traffic Signal Design Study; and (2) execute Task Order #3 to KOA Corporation to perform the Traffic Signal Design Study in the amount of \$40,500. All were in favor under roll call vote and the motion carried.

J. In-Pavement Lighted Crosswalks Project – Approval of Plans and Specifications Resolutions No. 6473

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

It was moved by Councilmember Luna, seconded by Vice Mayor Fernandez to adopt Resolution No. 6473. All were in favor under roll call vote and the motion carried.

**RESOLUTION NO. 6473**

A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR THE PAVEMENT LIGHTED CROSSWALK PROJECT PURSUANT TO GOVERNMENT CODE SECTION 830.6.

**PUBLIC HEARING**

A. Public Objection Hearing and Forming the Santa Paula Geologic Hazard Abatement District

Interim Public Works Director Jon Turner's report dated April 21, 2008.

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

City Attorney Karl H. Berger stated for the record " there was a corrected agenda for this item, it is actually Resolution 6486 that forms the Santa Paula Geologic Hazard Abatement District and appoints the City Council as the board of directors for that GHAD."

City Attorney Karl H. Berger stated for the record " fewer than 50% of property owners objected to the formation of the Abatement District."

It was moved by Councilmember Aguirre, seconded by Councilmember Procter to adopt Resolution No. 6486 to form the Santa Paula Geologic Hazard Abatement District. All were in favor under roll call vote and the motion carried.

**RESOLUTION NO. 6486**

A RESOLUTION FORMING THE SANTA PAULA GEOLOGICAL HAZARD ABATEMENT DISTRICT (GHAD) AND APPOINTING THE CITY COUNCIL AS THE BOARD OF DIRECTORS FOR THE GHAD IN ACCORDANCE WITH PUBLIC RESOURCES CODE 26567.

Mayor Gonzales closed the Public Hearing at 7:38 p.m.

A. 2008-CI-02 Amendments to Title 16 of the Santa Paula Municipal Code Regarding Home Occupations

Planning Director Janna Minsk's report dated April 1, 2008.

Upon verification of proper notification and posting by the City Clerk, Mayor Gonzales opened the Public Hearing at \_\_\_7:39\_\_ p.m.

It was moved by Councilmember Procter, seconded by Councilmember Aguirre to continue the item to the Regular City Council Meeting of June 2, 2008. 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 8:25 p.m.

**RECONVENE TO REGULAR MEETING**

Mayor Gonzales reconvened the City Council at 8:34 p.m.

**ORDER OF BUSINESS**

A. Request for Disbursement Trust Funds: Santa Clara Valley Wellness Foundation

Executive Director Wally Bobkiewicz's report dated April 15, 2008.

It was moved by Mayor Gonzales, seconded by Vice Mayor Fernandez to approve the request of the Santa Clara Valley Wellness Foundation for disbursement of \$190,022 for equipment for Santa Paula Hospital and deny the request for \$16,900 for administrative costs. All were in favor under roll call vote and the motion carried.

B. Santa Paula Theater Fire Sprinkler Project – Approval of Plans and Specifications Resolution No. 6472

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

It was moved by Councilmember Luna, seconded by Councilmember Aguirre to adopt Resolution No. 6472 approving the plans and specifications for the Santa Paula Theater Fire Sprinkler Installation Project and authorize staff to advertise for bids. All were in favor under roll call vote and the motion carried.

**RESOLUTION NO. 6472**

A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR THE SANTA PAULA THEATER FIRE SPRINKLER PROJECT PURSUANT TO GOVERNMENT CODE SECTION 830.6.

C. Santa Paula Branch Line Bike Trail Project Update

Interim Public Works Director Jon Turner's report dated April 24, 2008.

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

D. Resolution No. 6452 Modifying Speed Hump Policy per Traffic Safety Committee Recommendations

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

City Attorney Karl H. Berger stated for the record a change to the recommended draft "remove section 4 on master page 6 of the Resolution."

It was moved Councilmember Aguirre, seconded by Vice Mayor Fernandez to adopt Resolution No. 6452 as amended. All were in favor under roll call vote and the motion carried.

**RESOLUTION NO. 6452**

A RESOLUTION MODIFYING THE APPLICATION AND APPROVAL PROCESS FOR THE INSTALLATION OF SPEED HUMPS.

E. Information Regarding Alcoholic Beverage Sales (Chapter 16.58)

Planning Director Janna Minsk's report dated April 7, 2008.

It was moved by Councilmember Aguirre, seconded by Mayor Gonzales to direct staff to draft the necessary amendments to the Ordinance articulating the business hours of alcoholic beverage sales and send to the Planning Commission for review. All were in favor under roll call vote and the motion carried.

F. Policy on Naming of City Facilities and Streets

City Manager Wally Bobkiewicz's report dated March 12, 2008.

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

**COMMUNICATIONS**

City Manager Wally Bobkiewicz reminded the Council and community of the upcoming Special Council Meeting on April 28, 2008 at 6:30 p.m. to discuss the draft contract for the new Wastewater Recycling Facility with Pacific Environmental Resources Corporation (PERC).

**FUTURE AGENDA ITEMS**

None.

**ADJOURNMENT**

Mayor Gonzales adjourned the meeting at 9:40 p.m.

ATTEST:

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Josie Guzman Herrera  
City Clerk