

CALL TO ORDER

Mayor Gonzales called the meeting to order at 6:19 p.m.

ROLL CALL

Councilmember Ray C. Luna, Councilmember John T. Procter, Councilmember Dr. Gabino Aguirre, 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. City Clerk Josie Guzman Herrera.

PUBLIC COMMENT

No public comment.

ORDER OF BUSINESS

No order of business.

CLOSED SESSION

- A. **Conference with Real Property** Negotiator – Pursuant to Government Code 54956.8. Property Address: Assesor's Parcel Number 099-0-030-635. Negotiating Parties: Angela Escalante Trust. Executive Director Wally Bobkiewicz and Agency Attorney Karl H. Berger. Under negotiations: Both price and terms.

City Attorney Karl H. Berger changed the legal caption to read as follows

- A. **Conference with Legal Counsel, 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 Gonzales recessed the City Council to a closed session at 6:20 p.m., and reconvened the City Council at 6:24 p.m. Mayor Gonzales recessed the City Council at 6:24 p.m.

CALL TO ORDER

Mayor Gonzales called the meeting to order at 6:38 p.m. , Deacon Al Guilin led the invocation and City Manager Wally Bobkiewicz led the flag salute.

ROLL CALL

Councilmember Ray C. Luna, Councilmember John T. Procter, Councilmember Dr. Gabino Aguirre, Vice Mayor Ralph J. Fernandez, and Mayor Robert S. Gonzales responded to roll call. City Manager Wally Bobkiewicz, City Attorney Karl H. Berger,

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Deputy City Clerk Lorena Alvarez, Peggy Kelly from the Santa Paula Times, and Kathleen Wilson were also present. City Clerk Josie Guzman Herrera was absent.

CLOSED SESSION REPORT

City Attorney Karl H. Berger reported the City Council corrected the agenda caption for the closed session item and unanimously voted to dismiss the Angela Escalante Trust from the eminent domain lawsuit involving the Water Recycling Facility.

PRESENTATION

A. Presentation by Economic Development Specialist Rochelle Margolin Regarding the Dinner & Movie Event

Economic Development Specialist Rochelle Margolin invited the community to participate on the event.

Allan Glancy, Director Regency Theater, provided the Council with a brief history of Regency Theater and the specials they will be offering during the Dinner and Movie Event.

B. Presentation of Proclamation to the Public Works Department in Recognition of Water Week May 4 – 10, 2008.

Vice Mayor Fernandez presented the proclamation to Interim Public Works Director Jon Turner.

Interim Public Works Director Jon Turner spoke in regards to Water Week and the services the Water Department provide. Mr. Turner introduce the water department and thanked them for their hard work.

C. Presentation of Proclamation to the Building & Safety Department in Recognition of Building Safety Week May 5 – 11, 2008

Councilmember Aguirre presented the proclamation to Building & Safety Director Steve Stuart.

Building & Safety Director Steve Stuart spoke in regards to Building Safety Week and invited the community to visit the Building Safety Week display at department counter.

D. Presentation by Fire Chief Richard Araiza Regarding the Weed Clearing Program

Fire Chief Richard Araiza spoke in regards to the Weed Clearing Program and provided the community with information regarding deadlines and fines.

E. Presentation by Museum Coordinator Jeanne Orcutt Regarding the Museum Garden Party on May 17, 2008

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Museum Coordinator Jeanne Orcutt invited the community to attend the Garden Party Fundraiser.

City Manager Wally Bobkiewicz presented Councilmember Aguirre with his five year service pin.

PUBLIC COMMENT

No public comment.

STAFF COMMUNICATIONS

Councilmember Aguirre invited the community to attend a rally to oppose the governor's budget on May 8, 2008.

Councilmember Procter thanked the city employees and community members who participated on the Relay for Life event.

Councilmember Luna invited the community to attend the Santa Paula High School Seuss musical.

Mayor Gonzales communicated he attended a National Day of Prayer at the West Side Baptist Church.

APPROVAL OF FINAL AGENDA

It was the consensus of the Council to approve the agenda as presented.

CONSENT CALENDAR

It was moved by Councilmember Aguirre, seconded by Councilmember Procter to approve the consent calendar as presented. 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 April 28, 2008.

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Invoices	04/04/08	\$34,106.76
Invoices	04/08/08 & 04/10/08	
Wire Transfers	04/09/08	
Subtotal		\$1,208,380.21
Invoices	04/14/08 & 04/18/08	\$34,350.00
TOTAL		\$1,276,836.97

- D. **7th Street Wastewater Main Replacement Project – Approval of Plans and Specifications Resolution No. 6479** – It is recommended that the City Council (1) adopt Resolution No. 6479 approving the plans and specifications for the 7th Street Wastewater Main Replacement Project; (2) authorize staff to advertise for bids; and (3) take such additional, related action that may be desirable. **RESOLUTION NO. 6479** – A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR THE 7TH STREET WASTEWATER MAIN REPLACEMENT PROJECT PURSUANT TO GOVERNMENT CODE SECTION 830.6. Interim Public Works Director Jon Turner’s report dated April 8, 2008.
- E. **Paving Rehabilitation Project 07/08 Change Order #1** – It is recommended that the City Council (1) authorize the City Manager to execute Change Order #1 for \$294,386.89 with BC Rincon Construction, Inc., (2) accept the Notice of Completion for the project; and (3) take such additional, related action that may be desirable. Interim Public Works Director Jon Turner’s report dated May 5, 2008.
- F. **Well 13 Variable Frequency Drive (VFD) Purchase and Installation – Venco Controls, Inc. (Maintenance Work Order #3)** – It is recommended that the City Council (1) allocate a budget of \$33,300 for the replacement of the VFD for Well 13; (2) authorize the City Manager to execute Maintenance Work Order #3 with Venco Controls in a form approved by the City Attorney; and (3) take such additional, related action that may be desirable. Interim Public Works Director Jon Turner’s report dated April 24, 2008.
- G. **8th Street & Pleasant Street Stop Sign Warrant Study** – It is recommended that the City Council receive the report on the 8th Street Stop Sign Warrant Study and take such additional, related action that may be desirable. Interim Public Works Director Jon Turner’s report dated March 25, 2008
- H. **Well 13 Emergency Pump Motor Repairs Project Acceptance and Notice of Completion Resolution No. 6487** – It is recommended that the City Council (1) receive and file the project notice of completion and final accounting of the project; (2) adopt Resolution No. 6487 ending the declared emergency situation; and (3) take such additional, related action that may be desirable. **RESOLUTION NO. 6487** – A RESOLUTION ADOPTED BY THE CITY COUNCIL FOR THE CITY OF SANTA PAULA TERMINATING A LOCAL EMERGENCY. Interim Public Works Director Jon Turner’s report dated April 28, 2008.

- I. **Award of Traffic Signal Maintenance Contract to Republic Electric** – It is recommended that the City Council (1) allocate \$ 49,690 from the Gas Tax Account No. 280.5.5022.222, for the Traffic Signal Maintenance Project; (2) authorize the City Manager to execute a contract with Republic Electric for the Traffic Signal Maintenance Project; and (3) take such additional, related action that may be desirable. Interim Public Works Director Jon Turner's report dated April 21, 2008.
- J. **Authorize the Purchase of Two Budgeted Fleet Trucks for the Water Department and the Purchase of a "Swinger Unit" Truck Body for the Water Department's Valve Turning Program** – It is recommended that the City Council (1) approve the purchase of two new Ford F-450 trucks from Downtown Ford of Sacramento and approve purchase of a Truck Mounted Swinger Unit from Pacific Tek; (2) authorize the City Manager, or his designee, to sign a purchase order on behalf of the City to Downtown Ford for \$62,200.99 and issue a purchase order to Pacific Tek for \$51,135.00; and (3) take such additional, related action that may be desirable. Interim Public Works Director Jon Turner's report dated April 24, 2008.
- K. **Annual Audited Financial Reports for the City of Santa Paula and Redevelopment Agency for Fiscal Year Ended June 30, 2007** – It is recommended that the City Council receive and place on file the Annual Audited Financial Reports for Fiscal Year Ended June 30, 2007. Finance Director John T. Quinn's report dated April 24, 2008.
- L. **Amend External Auditor Professional Services Contract for FY 2007-08 Audit of City and Redevelopment Agency and Related Procedures** – It is recommended that the City Council (1) authorize the City Manager to execute amendments to Contract # 99680, in a form approved by the City Attorney, to update the terms and scope of services Teaman, Ramirez & Smith, Inc., the City's external auditors; (2) authorize the Executive Director to execute an agreement, in a form approved by the General Counsel, with the same vendor for the RDA's audit; and (3) take such additional related action that may be desirable. Finance Director John T. Quinn's report dated April 29, 2008.
- M. **Fringe Benefits for Executive Management Employees** – It is recommended that the City Council adopt Resolution No. 6488 authorizing fringe benefits for Unrepresented, Executive Management employees for the 2008 contract year. **RESOLUTION NO. 6488** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA ADOPTING FRINGE BENEFITS FOR UNREPRESENTED EMPLOYEES: EXECUTIVE MANAGEMENT. Human Resources Manager Kathy Campbell's report dated April 30, 2008.
- A. **East Area One Fiscal Impact Analysis**

City Manager Wally Bobkiewicz and Finance Director John T. Quinn's report dated April 30, 2008.

City Clerk Josie G. Herrera arrived at 7:15 p.m.

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

B. Support Resolution for Measure G

Mayor Gonzales and Councilmember Procter's report dated April 30, 2008.

Harold Edwards, CEO of Limoneira Company, spoke in regards to the history of the Limoneira Company and the benefits the East Area One project will bring to the community of Santa Paula. Mr. Edwards also urged the community to vote "yes" on Measure G on June 3, 2008.

Maya Herrera, 775 Ernest Drive, spoke in support of Measure G.

Jim Tobias, 117 N. 10th Street, spoke in support of Measure G.

Delton Johnson, 14 McKeveitt Heigts, spoke in support of Measure G.

Carmen Gurerro, 1734 Cherry Hill, spoke in support of the Council adopting the support resolution for Measure G.

Connie Tushla, 615 Teague, expressed her support for Measure G on behalf of the Chamber of Commerce and the local businesses.

Al Guilin, 803 Ojai Road, spoke in support of Measure G.

Fred Robinson, 380 View Drive, spoke in support of Measure G.

Ed Arguelles, spoke in support of Measure G.

City Clerk Josie G. Herrera, provided the community with voting information for the June 3, 2008 election.

It was moved by Councilmember Procter, seconded by Mayor Gonzales to adopt Resolution No. 6491. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6491

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA SUPPORTING MEASURE G, A MEASURE AMENDING THE SANTA PAULA GENERAL PLAN TO GENERALLY ADJUST SANTA PAULA'S CITY URBAN RESTRICTION BOUNDARY (CURB) TO INCLUDE THE EAST AREA ONE EXPANSION AREA, ON JUNE 3, 2008 BALLOT.

RECESS TO A BREAK

Mayor Gonzales recessed the City Council to a break at 8:04 p.m.

RECONVENED TO REGULAR MEETING

Mayor Gonzales reconvened the City Council at 8:15 p.m.

C. Water Recycling Facility (WRF) DBOF Agreement with Santa Paula Water, LLC

City Manager Wally Bobkiewicz , WRF Project Manager Clifford G. Finley, and John T. Quinn's report dated May 2, 2008.

Bruce Galloway, Richards, Watson and Gershon, spoke in regards to the contract negotiations and confirmed to the Council that the 4.2 MGD expansion previously negotiated by the Council at no additional cost would not occur in the event of a buyout.

Brian Cullen, PERC, spoke in regards to the contract negotiations and pledged to the Council that PERC would be willing to provide expansion to the facility at no cost to the city in the event of a buyout.

City Attorney Karl H. Berger clarified Brian Cullen's pledge for the record " if the city buys outs the facility and PERC continues on as an operator for the facility, PERC is now willing to discuss the \$3 million expansion without cost to the City."

Clay Westling, 338 Condor Court, Fillmore, spoke in support of the Council awarding the contract for the new Wastewater Recycling Facility to PERC.

Robert Ashfield, Veolia Water North America, reminded the Council that city staff previously recommended Veolia to build, finance and operate the new Wastewater Recycling Facility. Mr. Ashfield reiterated Veolia's offer still stands.

Ken Chapman, Todd Lane, spoke in support of PERC.

Rod Cobos, Plumbers and Pie Fitters Local, spoke in support of local jobs for local people and asked the Council to ensure prevailing wages are paid to the employees that will build the new Wastewater Recycling Facility.

Kathy Hicks, 560 Howie Court, expressed her concerns with the community paying higher sewer rates and asked the Council to consider staff's recommendation.

It was moved by Vice Mayor Fernandez, seconded by Councilmember Luna to authorize the Mayor to execute a DBOF agreement with the Santa Paula Water, LLC in a form approved by the City Attorney and City Manager. Under roll call vote Councilmember Procter and Councilmember Aguirre were opposed. Councilmember Luna, Vice Mayor Fernandez, and Mayor Gonzales were in favor. The motion carried.

RECESS TO A BREAK

Mayor Gonzales recessed the City Council to a break at 9:40 p.m.

RECONVENED TO REGULAR MEETING

Mayor Gonzales reconvened the City Council at 9:50 p.m.

D. Sponsorship of Citrus Classic Balloon Festival

City Manager Wally Bobkiewicz's report dated April 30, 2008.

It was moved by Councilmember Aguirre, seconded by Councilmember Procter to co-sponsor Citrus Classic Balloon Festival and direct staff to allocate \$5,000 in sponsorship fees. All were in favor under roll call vote and the motion carried.

10:30 ...It was moved by Councilmember Procter, seconded by Councilmember Aguirre
E. FY 2008/09 Budget Preparation and City Council Goals and Priority Projects

Oral report from City Manager Wally Bobkiewicz and Finance Director John T. Quinn.

It was moved by Councilmember Aguirre, seconded by Vice Mayor Fernandez to continue discussion on Council's goals and 2008/09 budget preparation to the Regular City Council meeting of May 19, 2008. All were in favor under roll call vote and the motion carried.

COMMUNICATIONS

None.

FUTURE AGENDA ITEMS

None.

ADJOURNMENT

Mayor Gonzales adjourned the meeting at 10:35 p.m.

ATTEST:

Josie Guzman Herrera
City Clerk