

CALL TO ORDER

Mayor Fernandez called the meeting to order at 5:44p.m.

ROLL CALL

Councilmember Dr. Gabino Aguirre, Councilmember Robert S. Gonzales, Councilmember Fred W. Robinson, Vice Mayor Jim Tovias, and Mayor Ralph J. Fernandez responded to roll call. City Manager Wally Bobkiewicz, City Attorney Karl H. Berger, City Clerk Judy Rice and Acting Deputy City Clerk Tiffany Leon were also present.

PUBLIC COMMENT

No public comment.

CLOSED SESSION

- A. Conference with Labor Negotiator – Government Code 54957.6. City Negotiators: City Manager Wally Bobkiewicz and Human Resources Manager Kathy Campbell. Employee Organizations: SEIU Local 721; Santa Paula Police Officers Association (SPPOA); Ventura County Professional Firefighters Association (VCPFA), representing Santa Paula Full-time Firefighters; Community Services Officer (CSO); Management; Supervisory and Professional Association; Unrepresented Management/Confidential employees (City employees who are not members of bargaining units); and Part-time/Temporary/Seasonal.
- B. Conference with Legal Counsel, Existing Litigation – Government Code 54956.9 (a). *Cabrillo Economic Development Corporation v. City of Santa Paula*, 2nd Appellate District Case No. B212840.
- C. 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. 56-2008-00327257-CU-CR-VTA.
- D. Conference with Legal Counsel, Anticipated Litigation – Government Code 54956.9 (b) (significant exposure to litigation). Facts and circumstances: not yet known to potential plaintiff or plaintiffs. Number of cases: One.

Mayor Fernandez recessed the City Council to a closed session at 5:44p.m., and reconvened the City Council at 6:35 p.m. No reportable action. Mayor Fernandez recessed the City Council at 6:35 p.m.

CALL TO ORDER

Mayor Fernandez called the meeting to order at 6:43 p.m. Audrey Vincent led the invocation and Mayor Fernandez led the flag salute.

ROLL CALL

Councilmember Gabino Aguirre, Councilmember Robert S. Gonzales, Councilmember Fred W. Robinson, Vice Mayor Jim Tovias, and Mayor Ralph J. Fernandez respond to roll call vote. City Manager Wally Bobkiewicz, City Attorney Karl H. Berger, City Clerk Judy Rice and Acting Deputy City Clerk Tiffany Leon were also present.

CLOSED SESSION REPORT

No reportable action.

PRESENTATION

- A. Presentation of Santa Paula City Tile by City Manager Wally Bobkiewicz for Recognition of Service Rochelle Margolin

City Manager Wally Bobkiewicz thanked Rochelle Margolin for her dedicated service to the City of Santa Paula.

Debbie Johnson, Downtown Merchants Association, thanked Ms. Margolin for all the assistance she provided the Downtown Merchants Association during her years of service.

PUBLIC COMMENT

Juanna Lemus, 104 Santa Anna Street, spoke in support of the Council approving the construction of additional affordable housing.

Andrew Castaneda, 432 Sycamore Street, expressed his concerns regarding the existing litigation between the City and Cabrillo Economic Development Corp. Mr. Castaneda also requested the Council re-consider having an employee of Cabrillo Economic Development Corp. serving in the Planning Commission.

Steve Smead, 513 Howie Court, expressed concerns regarding having an employee of Cabrillo Economic Development Corp. serving in the Planning Commission.

STAFF COMMUNICATIONS

City Manager Wally Bobkiewicz reminded the community that the Council will be touring the Water Recycling Facility on January 29, 2009 and invited all who wish to attend.

APPROVAL OF FINAL AGENDA

Councilmember Aguirre moved item 11G to a future meeting. It was moved by Councilmember Aguirre, seconded by Councilmember Gonzales to approve the agenda as amended. All were in favor under roll call vote and the motion carried.

CONSENT CALENDAR

City Manager Wally Bobkiewicz pulled item 10J for discussion.

It was moved by Councilmember Aguirre, seconded by Councilmember Gonzales 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 21, 2009.

Invoices	12/26/08	
Wire Transfers	12/24/08	
Subtotal		\$34,351.53
Invoices	12/31/08	
Wire Transfers	12/31/08	
Subtotal		\$331,157.86
Invoices	1/09/09	
Wire Transfers	1/05/09	
Subtotal		\$27,754.36
Invoices	1/13/09,1/15/09	
Wire Transfers	1/14/09	
Subtotal		\$425,751.14

TOTAL **\$819,005.89**

- D. **Minutes** – Adopt the Minutes from the Regular City Council Meeting of November 3, 2008.
- E. **Minutes** – Adopt the Minutes from the Regular City Council Meeting of November 17, 2008.
- F. **Notification of Subgrant Award**– It is recommended that the City Council adopt a Resolution accepting the State Homeland Security Grant of \$26,724. **RESOLUTION NO. 6544 – A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPLY FOR, RECEIVE, AND APPROPRIATE GRANT FUNDS FOR CERT AND ACTIVE BOMBER TRAINING.** Fire Chief Rick Araiza; Police Chief Stephen Mackinnon’s report dated January 12, 2009.
- G. **Adoption of Resolution No. 6546 Approving Public Works Revised Standard Construction Drawings**– It is recommended that City Council 1) adopt resolution No. 6546 approving the revised Public Works Standard Construction Drawings; 2) take such additional, related, action that may be desirable. **RESOLUTION NO. 6546**–A RESOLUTION APPROVING PUBLIC WORKS STANDARD CONSTRUCTION DRAWINGS PURSUANT TO GOVERNMENT CODE SECTION 830.6. Interim Public Works Director Jon Turner’s report dated January 15, 2009.
- H. **In-Pavement Lighted Crosswalks Projects Closeout and Notice of Completion**– It is recommended that the City Council 1) receive and file the Project Notice of Completion (NOC) and Final Project Accounting; 2) take such additional, action, that may be desirable. Interim Public Works Director Jon Turner’s report dated January 5, 2009.
- I. **Destruction of Public Works Documents**– It is recommended that the City Council 1) adopt Resolution No. 6552 authorizing the destruction of certain records from the Public Works Department; 2) take such additional, related, action that may be desirable. **RESOLUTION NO. 6552**– A RESOLUTION AUTHORIZING THE DESTRUCTION OF PUBLIC RECORDS IN ACCORDANCE WITH THE CALIFORNIA GOVERNMENT CODE. Interim Public Works Director Jon Turner’s report dated January 21, 2009.

CONSENT CALENDAR (SEPARATE ACTION ITEMS)

- J. Authorize the Purchase of One Dump Truck for the Water Division and the Lease of One Budgeted Dump Truck for the Streets Division

Interim Public Works Director Jon Turner's report dated January 22, 2009.

It was moved by Councilmember Aguirre, seconded by Councilmember Gonzales to (1) authorize a cooperative purchase with the City of Oxnard in accordance with the SPMC 41.13; (2) approve the purchase of two new construction dump trucks built by International Trucks from Gibb, International Inc. one is to be purchased outright for the Water Division and the other is to be procured via a six-year lease with Old National Bank; (3) authorize the City Manager to issue a purchase order to Gibbs International, Inc. for \$87,674.73; and (4) authorize the City Manager to enter into a six year lease agreement with Old National Bank for \$93,446.04 in a form approved by the City Attorney. All were in favor under roll call vote and the motion carried.

ORDER OF BUSINESS

- A. FY 2008-09 Mid-Year Budget Update As of December 31, 2008

Finance Director John T. Quinn's report dated January 21, 2009.

It was moved by Councilmember Aguirre, seconded by Vice Mayor Tovas to adopt Resolution No. 6548 authorizing reductions in the adopted FY 2008-09 budget. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6548

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA APPROVING MID-YEAR BUDGET ADJUSTMENTS TO THE ADOPTED BUDGET FOR FISCAL YEAR 2008-09.

It was moved by Councilmember Aguirre, seconded by Councilmember Gonzales to (1) direct the City Manager to continue monitoring the FY 2008-09 budget and return with a report on February 17, 2009; and (2) adopt a budget schedule for the FY 2009-10 budget preparation process. All were in favor under roll call vote and the motion carried.

B. Report on the Status of the City's FY 2008-09 Capital Improvement Budget

Interim Public Works Director Jon Turner's report dated January 21, 2009.

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

C. Two Years Additional PERS Service Credit

Human Resources Manager Kathy Campbell's report dated January 17, 2009.

It was moved by Councilmember Aguirre, seconded by Councilmember Gonzales to (1) direct staff to review the costs associated with offering a Two-Year Additional Service Credit ("Golden Handshake") pursuant to Government Code Section 20903; (2) satisfy the requirements of Government Code Section 7507 by disclosing an estimate of the present value of the associated additional employer contributions at a public meeting; and (3) instruct staff to draft a Resolution authorizing the City to offer two years additional service credit to designated miscellaneous classification to be considered at the City Council's next regular meeting. All were in favor under roll call vote and the motion carried.

D. Employment Benefits for Executive Management Employees

Human Resources Manager Kathy Campbell's report dated January 20, 2009.

It was moved by Councilmember Aguirre, seconded by Councilmember Robinson to adopt Resolution No. 6550 authorizing employment benefits for Unrepresented Executive Management employees for the 2009 contract year. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6550

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA
ADOPTING EMPLOYMENT BENEFITS FOR UNREPRESENTED
EMPLOYEES: EXECUTIVE MANAGEMENT.

E. Employment Benefits for Mid-Management Employees

Human Resources Manager Kathy Campbell's report dated January 20, 2009.

It was moved by Councilmember Robinson, seconded by Councilmember Aguirre to adopt Resolution No. 6551 authorizing employment benefits for Unrepresented, Mid-Management employees for the 2009 contract year. All were in favor under roll call vote and the motion carried.

RESOLUTION NO. 6551

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA ADOPTING EMPLOYMENT BENEFITS FOR UNREMPRESENTED EMPLOYEES: MID-MANAGEMENT.

RECESS TO A BREAK

Mayor Gonzales recessed the City Council to a break at 8:15 p.m.

RECONVENED TO REGULAR MEETING

Mayor Gonzales reconvened the City Council at 8:20 p.m.

F. Plaza Amistad – Cabrillo Economic Development Corporation

City Manager Wally Bobkiewicz's report dated January 21, 2009.

Alfonso Guilin, Farm Worker Housing Group, spoke in regards to the importance of building additional housing units for farm workers.

Gary Schallenberger, Cabrillo Economic Development Corporation, spoke in regards to the financial status of Cabrillo Economic Development Corporation and the audit report that was previously provided to the Council.

Dennis Mitchem, Cabrillo Economic Development Corporation, expressed that the Board of Directors of Cabrillo Economic Development Corporation is ready to enter into a tolling agreement with the City once substantial progress towards the settlement is made.

Orval Garrison, 449 Howie Court, spoke in regards to the sentiments of the community regarding providing additional low income housing.

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

H. UCSB Forecast Project

Economic Development Specialist Rochelle Margolin's report dated January 17, 2009.

It was moved Councilmember Gonzales, seconded by Vice Mayor Tovas to direct staff to contact the City of Fillmore about co-sponsoring the UCSB Forecast Project with the City of Santa Paula. All were in favor under roll call vote and the motion carried.

I. Response to Business Development Questions

Economic Development Specialist Rochelle Margolin's report dated January 8, 2009.

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

J. Lease with Limoneira Company for Use of East Area One Soccer Field

City Manager Wally Bobkiewicz's report dated January 21, 2009.

It was moved by Councilmember Gonzales, seconded by Councilmember Robinson to authorize the City Manager to execute a lease with the Limoneira Company in a form approved by the City Attorney for use of the East Area One Soccer Field. All were in favor under roll call vote and the motion carried.

COMMUNICATIONS

City Manager Wally Bobkiewicz reminded the community the City Council will be touring the Water Recycling Facility on January 29, 2009.

Councilmember Robinson communicated that he attended his first Regional Energy Alliance meeting.

Vice Mayor Tovas thanked staff for preparing the staff reports.

FUTURE AGENDA ITEMS

It was moved by Mayor Fernandez, seconded by Vice Mayor Tovas to consider taking action on the membership composition of the Planning Commission and have a discussion regarding the duties and responsibilities of the Commissioners. Under roll call vote Councilmember Robinson, Vice Mayor

Special City Council Meeting
Monday, January 26, 2009
Administration Conference Room and Council Chambers

Tovias and Mayor Fernandez were in favor. Councilmember Aguirre and Councilmember Gonzales were opposed. The motion carried.

It was moved by Mayor Fernandez, seconded by Councilmember Gonzales to have a discussion on the paving and repair of the City's streets on the Regular City Council Meeting of February 2, 2009. All were in favor under roll call vote and the motion carried.

It was moved by Mayor Fernandez, seconded by Councilmember Aguirre to have a discussion on the possibility of touring the landfill. All were in favor under roll call vote and the motion carried.

ADJOURNMENT

Mayor Fernandez adjourned the meeting at 9:52 p.m.

ATTEST:

Judy Rice
City Clerk