

**CALL TO ORDER**

Mayor Fernandez called the meeting to order at 6:30 p.m.

**ROLL CALL**

Mayor Ralph Fernandez, Vice Mayor Jim Tovias, Councilmember Gabino Aguirre, Councilmember Bob Gonzales and Councilmember Fred Robinson responded to roll call. City Manager Wally Bobkiewicz, City Attorney Karl H. Berger, City Clerk Judy Rice were also present.

**PUBLIC COMMENT**

No public comment.

**ORDER OF BUSINESS**

No order of business.

**CLOSED SESSION**

- A. **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.
- B. **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.
- C. **Conference with Legal Counsel, Anticipated Litigation**– Government Code § 54956.9 (b) (significant exposure to litigation). Facts or circumstances: Project No. 2008-CDP-03 (Cabrillo Economic Development Corporation) public hearing before Santa Paula Planning Commission on February 24, 2009 and March 10, 2009; public comment before City Council on March 19, 2009 and May 11, 2009. Number of cases: one.

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

**CALL TO ORDER**

Mayor Fernandez called the meeting to order at 7:41 p.m. Pastor Chip Northup led the invocation and Councilmember Robinson led the flag salute.

### **ROLL CALL**

Mayor Ralph Fernandez, Vice Mayor Jim Tovias, Councilmember Gabino Aguirre, Councilmember Bob Gonzales, and Councilmember Fred Robinson responded to roll call vote. City Manager Wally Bobkiewicz, City Attorney Karl H. Berger, City Clerk Judy Rice, Deputy City Clerk Peggy Higgins, Peggy Kelly from the Santa Paula Times and Kathleen Wilson from the Ventura County Star were also present.

### **CLOSED SESSION REPORT**

No reportable action.

### **PUBLIC COMMENT**

Michelle Hoalton, 17520 Newhope St., Fountain Valley, Vice President of PACE requested the City to consider interviewing process prospective contractors instead of making an award of the contract regarding the Water Recycling Facility.

### **STAFF COMMUNICATIONS**

City Manager Bobkiewicz reported Water Recycling Facility continues to move forward.

### **APPROVAL OF FINAL AGENDA**

City Manager Bobkiewicz requested that Item 11B be pulled for a future meeting due to some additional State funding that requires a revision to the report.

It was moved by Councilmember Gonzales, seconded by Councilmember Robinson to approve balance of agenda. All were in favor under roll call vote and the motion carried.

### **CONSENT CALENDAR**

- 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. **Planning Commission Action Report**– Pursuant to Resolution No. 6456, receive and file the Planning Director’s report regarding Planning Commission actions taken on May 26, 2009. Alternatively, in accordance with SPMC § 16.206.060, the City Council may place an item on a future agenda to consider issuing an order of review regarding an action.
- D. **Warrants and Certifications**– Review, approve, and file the attached warrants and certifications. Finance Director John T. Quinn’s report dated May 26, 2009.

Invoices	05/12/09	
Wire Transfer	05/13/09	
Voided Checks	05/12/09	
Subtotal		\$ 53,314.07

Voided Checks	05/21/09	
Invoices	05/21/09	
Wire Transfers	05/20/09	
Subtotal		\$ 475,889.52

<b>TOTAL</b>	<b>\$ 529,203.58</b>
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- E. **Minutes**– Adopt the minutes from the Regular City Council Meeting of February 17, 2009.
- F. **Minutes**– Adopt the minutes from the Regular City Council Meeting of March 2, 2009.
- G. **Minutes**– Adopt the minutes from the Regular City Council Meeting of March 16, 2009.
- H. **Minutes**– Adopt the minutes from the Special City Council Meeting of March 19, 2009.
- I. **Minutes**– Adopt the minutes from the Special City Council Meeting of March 30, 2009.

Councilmember Gonzales requested Item 9J to be pulled for discussion.

It was moved by Councilmember Aguirre, seconded by Councilmember Gonzales to approve the balance of the Consent Calendar. All were in favor under roll call vote and the motion carried.

J. **Holland & Knight Contract**

City Manager Wally Bobkiewicz's report dated May 26, 2009.

It was moved by Councilmember Gonzales, seconded by Councilmember Robinson to authorize the City Manager to execute a professional services agreement with Holland & Knight, LLP, in a form approved by the City Attorney, to provide federal legislative advocacy services for a term to terminate December 31, 2009 for a total not to exceed \$5,000 a month with a maximum of \$500 for expenses for the term of the agreement. All were in favor by roll call vote and the motion carried.

**PUBLIC HEARING**

- A. City Council Order of Review of Planning Commission Resolution No. 3640 approving project 2008-CDP-03 authorizing the construction of a 150-unit multi-family residential development on an existing vacant lot located at 210 W. Santa Barbara Street.

Mayor Fernandez opened the Public Hearing at 6:58 p.m. that was continued from May 11, 2009.

Mayor Fernandez moved to continue the public hearing to June 15, 2009, seconded by Councilmember Aguirre. All were in favor by roll call vote and the motion carried.

**ORDER OF BUSINESS**

A. **Options for Animal Control Services**

Police Chief Stephen MacKinnon's report dated May 26, 2009

After discussion the City Manager suggested to Council that the item come back at a future meeting to clarify Option 4 defining services that the Animal Control Officer will provide.

**COMMUNICATIONS**

Mayor Fernandez thanked those that supported the Foundation for Youth fundraiser, a Wine Music Festival on May 31, 2009 at Teague McKeivitt Ranch to help the arts, music and drama programs at the elementary schools.

Mayor Fernandez commented on the success of the movie night at Isbell School.

Vice Mayor Tovas commented on the monies that the State will be taking from the City's share of property and gas tax and asked for support for the public in preventing this by contacting your state representatives.

**REQUEST FOR FUTURE AGENDA ITEMS**

None

**ADJOURNMENT**

Mayor Fernandez adjourned the meeting at 7:15 p.m.

ATTEST:

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Judy Rice  
City Clerk