

CALL TO ORDER

Mayor Fernandez called the meeting to order at 6:38 p.m. He asked for a moment of silence, led by the Flag Salute.

ROLL CALL

Mayor Ralph J. Fernandez, Vice Mayor James A. Tovias, Councilmember Robert Gonzales, Councilmember Gabino Aguirre and Councilmember Fred W. Robinson respond to roll call. Interim City Manager Clifford G. Finley, City Attorney Karl H. Berger, City Clerk Judy Rice, Deputy City Clerk Peggy Higgins and Peggy Kelly from the Santa Paula Times were also present.

CLOSED SESSION

There was no Closed Session held.

PRESENTATIONS

- A. Presentation of Proclamation to Kimmie Jordan, Board Member of the Ventura County National Alliance on Mental Health, in Recognition of Mental Illness Awareness Week

Councilmember Robinson presented the proclamation. Ms. Jordan expressed her gratitude on behalf of the Ventura County National Alliance on Mental Health.

- B. Presentation of Proclamation to Fire Chief Richard Araiza in Recognition of Fire Prevention Week

Mayor Fernandez presented the proclamation to Fire Chief Araiza, thanking him and all the Firefighters for their hard work in keeping the community safe. Fire Chief Araiza commented that we are in the middle of fire season in Southern California and never know when the Firefighters will be called out and must always be ready.

PUBLIC COMMENT

Kathryn Benner, 311 N. 9th St. on behalf of Ventura County Together explained its purpose of reaching out to the community to offer help needed by many and requested that the Council recognize VC Together with a proclamation.

Cathy Brudnicki, 1317 Del Norte Rd. #100, VC Homeless and Housing Coalition presented a handout to Council with the findings of a study done to identify homelessness in the community.

CITY COUNCIL/REDEVELOPMENT AGENCY, STAFF COMMUNICATIONS

A. Water Recycling Facility Update

Interim City Manager Clifford G. Finley informed the Council that the facility is on track and will be completed in January 2010 and will be operational by June 2010.

B. Recruitment for City Manager Update

Human Resources Manager Kathy Campbell informed the Council that October 9, 2009 they will be hearing the first round of interviews for the position of City Manager. On October 23rd the Council will complete the interviews after a panel of ten, (five community members, one appointed by each Council member, two Department Heads and three Union representatives, one each from Police, Fire and SEIU) meet with the final applicants.

Interim City Manager Clifford G. Finley presented Council with a memo issued by the City Planning Department referencing the property at 500 W. Santa Maria St. Residences of the Santa Paula Mobile Home Estates received an anonymous flyer with information regarding usage of that property and how they will be effected. Mr. Finley stated that the City Council approved a 10 lot industrial subdivision at the vacant 25 acre parcel in 2007. Since that time there have been no additional approvals issued by the City for this site. The property owner will be meeting with the City in the near future to discuss property uses.

Mayor Fernandez stated that he attended a joint VCTC/VCOG meeting about Senate Bill 375 regarding transportation planning: travel demand models: sustainable communities strategy: environmental review.

APPROVAL OF FINAL AGENDA

Interim City Manager Clifford G. Finley requested removal of Item 12D to a future agenda.

It was moved by Councilmember Gonzales, seconded by Councilmember Aguirre to approve the agenda as amended. All were in favor and the motion carried.

CONSENT CALENDAR

Mayor Fernandez requested that Items 10 H and I be pulled for discussion.

It was moved by Councilmember Gonzales, seconded by Vice Mayor Tovias to approve the agenda as amended. All were in favor 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. Planning Commission Action Report– Pursuant to Resolution No. 6456, receive and file the Planning Director’s report regarding Planning Commission actions taken on September 29, 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 September 14, 2009.

Invoices	09/17/09	
	09/18/09	
Wire Transfer	09/16/09	
Subtotal		\$ 141,026.01
Voided Checks	09/24/09	
Invoices	09/22/09	
	09/24/09	
Wire Transfers	09/23/09	
Subtotal		\$ <u>673,059.33</u>
TOTAL		\$ 814,085.34

- E. Minutes– Adopt the minutes from the Regular City Council Meeting of September 21, 2009. Deputy City Clerk Peggy Higgins’ report dated September 24, 2009.

- F. Second Reading and Adoption of Ordinance No. 1216 AN ORDINANCE IMPLEMENTING AN AGREEMENT BETWEEN THE CITY OF SANTA PAULA, THE CITY OF FILLMORE, AND THE COUNTY OF VENTURA TO PRESERVE UNINCORPORATED COUNTY LANDS LOCATED BETWEEN THE CITY OF FILLMORE AND THE CITY OF SANTA PAULA FOR AGRICULTURAL AND OPEN SPACE PURPOSES ("THE GREENBELT")– It is recommended that the City Council: 1) waive second reading and adopt Ordinance No. 1216; and 2) take such additional, related, action that may be desirable. Deputy City Clerk Peggy Higgins' report dated September 22, 2009
- G. Second Reading and Adoption of Ordinance No. 1220 AN ORDINANCE PREZONING APPROXIMATELY 27.59 ACRES LOCATED AT THE NORTHERN TERMINUS OF GRANT LINE STREET AND EAST OF THELMA BEDELL ELEMENTARY SCHOOL (APNS 101-0-330-025, 101-0-330-065, 101-0-330-070, 101-0-330-080, 040-0-071-025, 030-0-171-075, AND 040-0-171-015)– It is recommended that the City Council: 1) waive second reading and adopt Ordinance No. 1220; and 2) take such additional, related, action that may be desirable. Deputy City Clerk Peggy Higgins' report dated September 22, 2009
- H. Personnel Rules Amendments and Revisions of Santa Paula Municipal Code § 33.12– It is recommended that the City Council: 1) introduce and waive first reading of Ordinance No. 1221 amending Santa Paula Municipal Code §33.12 relating to the abolition of personnel positions by the City Council; 2) schedule second reading and adoption for October 19, 2009; 3) adopt Resolution No. 6622 amending the Personnel Rules to provide guidance and policies relating to layoffs, harassment, and employee appearance; and 4) take such additional, related, action that may be desirable. **ORDINANCE NO. 1221** AN ORDINANCE AMENDING SANTA PAULA MUNICIPAL CODE §33.12 RELATING TO THE ABOLITION OF PERSONNEL POSITIONS BY THE CITY COUNCIL. **RESOLUTION NO. 6622** A RESOLUTION AMENDING THE CITY OF SANTA PAULA PERSONNEL RULES AND REGULATIONS. Human Resources Manager Kathy Campbell's report dated September 24, 2009.

It was moved by Mayor Fernandez, seconded by Councilmember Gonzales to bring the item back to a future meeting for further review. All were in favor and the motion carried.

- I. Reduction in COPS Grant Funding– It is recommended that the City Council review and accept the staff report and actions described. Police Chief Stephen MacKinnon’s report dated September 30, 2009.

It was moved by Mayor Fernandez, seconded by Vice Mayor Tovias to review and accept the staff report and actions described. All were in favor and the motion carried.

PUBLIC HEARING

- A. Creation of Downtown Underground Utility District in Accordance with SPMC Chapter 53 and Southern California Edison Rule 20

Interim Public Works Director Jon Turner’s report dated September 24, 2009.

Upon verification of proper notification and posting by the City Clerk, Mayor Fernandez opened the Public Hearing at 7:25 p.m. There was no public testimony.

It was moved by Councilmember Aguirre, seconded by Councilmember Robinson to adopt Resolution No. 6614 creating the Downtown Underground Utility District located at Main Street from Laurie Lane to Steckel Drive. All were in favor and the motion carried.

RESOLUTION NO. 6614

A RESOLUTION CREATING THE DOWNTOWN UNDERGROUND UTILITY DISTRICT PURSUANT TO SANTA PAULA MUNICIPAL CODE § 53.04.

ORDER OF BUSINESS

- A. Santa Paula Municipal Code Chapter 121 – Peddlers, Vendors and Solicitors

Community Services Director Brian J. Yanez’s report dated September 25, 2009.

PUBLIC COMMENT

Carlos A. Guzman, 933 Yale St. asked the Council to review Ordinance 121 as it pertains to peddlers, vendors and solicitors working in the city parks.

After further discussion, the Council directed staff to work with the Police Department to develop acceptable identification for licensed vendors that will help assist with law enforcement within the City's jurisdiction; to return to the Council with a plan to select vendors that could be present at the East Area 1 soccer fields including, without limitation, a potential RFP; return to the Council with any requested changes to the Santa Paula Municipal Code; and to ensure proper enforcement occurred within the City's jurisdiction. The Council understood that "no trespassing" signs would be posted at the soccer fields to assist with law enforcement efforts by the Ventura County Sheriff's Department.

B. Update on the Ventura County Stormwater Permittee Program Requirements

Interim Public Works Director Jon Turner's report dated September 24, 2009.

It was moved by Councilmember Aguirre, seconded by Councilmember Gonzales to receive the update from staff on program requirements. All were in favor and the motioned carried.

C. Presentation and Review of City's Water Resource

Interim Public Works Director Jon Turner's report dated September 24, 2009.

It was moved by Councilmember Robinson, seconded by Vice Mayor Tovias to receive the presentation on the City's water resources. All were in favor and the motion carried.

COMMUNICATIONS

Councilmember Aguirre requested that the Mayor agree to prepare a Proclamation for VC Together to be presented at the next Regular Meeting of the City Council.

It was moved by Councilmember Aguirre, seconded by Mayor Fernandez to have a representative of VCTC present to Council information regarding SB 375. All were in favor and the motion carried.

It was moved by Vice Mayor Tovias, seconded by Councilmember Aguirre to place an item on the next agenda to discuss the report that recommends merging the Santa Paula Elementary School District and the Santa Paula Union High School District. All were in favor and the motion carried.

It was moved by Vice Mayor Tovas, seconded by Councilmember Aguirre to place an item on the next agenda to discuss the status of the Comstock Homes Development. All were in favor and the motion carried.

ADJOURNMENT

Mayor Fernandez adjourned the meeting at 8:56 p.m.

ATTEST:

Judy Rice
City Clerk