

**CALL TO ORDER**

Mayor Fernandez called the meeting to order at 6:33 p.m. and Vice Mayor Tovias 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. Interim City Manager Clifford G. Finley, Assistant City Attorney John Cotti, City Clerk Judy Rice and Human Resources Specialist Lorena Alvarez were also present.

**CLOSED SESSION REPORT**

No closed session.

**PRESENTATION**

A. Presentation of Proclamation of Ventura County Together

Councilmember Aguirre presented the proclamation to Ventura County Together

**PUBLIC COMMENT**

No public comment.

**STAFF COMMUNICATIONS**

Councilmember Aguirre communicated he attended the Mariachi Festival in benefit of the Santa Paula Police Officer Association on October 11, 2009.

**APPROVAL OF FINAL AGENDA**

It was moved by Councilmember Aguirre, seconded by Councilmember Fernandez to approve the agenda as presented. All were in favor under roll call vote and the motion carried.

**CONSENT CALENDAR**

Councilmember Gonzales pulled item 10K and Mayor Fernandez pulled item 10E for discussion.

It was moved by Councilmember Gonzales, seconded by Councilmember Aguirre 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 Special City Council Meeting of October 1, 2009.
- D. Minutes – Adopt the Minutes from the Regular City Council Meeting of October, 5, 2009.
- F. Amend Santa Paula Branch Line Bike Trail Right of Way Acquisition Contract with Hamner, Jewell and Associates – It is recommended that the City Council (1) amend the existing contract for \$49,500 from account 229.5.9036.290 to include an additional \$18,500 (Task Order 2008-07A); (2) authorize the City Manager to execute a task order amendment for \$18,500 to Hamner, Jewell and Associates for the additional work and approve amendments up to the budget amount; and (3) take such additional, related action that may be desirable. Interim Public Works Director Jon Turner's report dated October 7, 2009.
- G. Approve Resolution No. 6626 Revising Resolution No. 6598 for the Recycled Water Distribution System Facilities Planning Grant – It is recommended that the City Council (1) adopt Resolution No. 6626 authorizing the application and acceptance of the grant from the Water Recycling Facilities Planning Grant Program; and (2) take such additional, related action that may be desirable. RESOLUTION NO. 6626 – A RESOLUTION AMENDING RESOLUTION NO. 6598 TO AUTHORIZE THE CITY MANAGER OR DESIGNEE TO OBTAIN FUNDING FOR RECYCLED WATER INFRASTRUCTURE FROM THE WATER RECYCLING FUND. Interim Public Works Director Jon Turner's report dated October 12, 2009.

- H. Amending the Lease Agreement for the 113 North Mill Street Building – It is recommended that the City Council (1) authorize the Interim City Manager and the City Attorney to execute any and all documents necessary to amend the 113 North Mill Street Building; and (2) take such additional action or provide direction as the Council may desire. Finance Director John Quinn's report dated October 13, 2009.
- I. Project No. 2009-TM-01, Sheppard Road Parcel Map 5846, Two Lot Residential Subdivision with Dedication – It is recommended that the City Council (1) adopt Resolution No. 6625 to approve the parcel map; and (2) take such additional, related action that may be appropriate. RESOLUTION NO. 6625 – A RESOLUTION APPROVING A PARCEL MAP FOR RESIDENTIAL SUBDIVISION OF 0.64 ACRE PARCEL LOCATED AT 129 SHEPPARD ROAD, APN 097-0-052-125 (PROJECT NO. 2009-TM-01). Planning Director Janna Minsk and Deputy Planning Director Stratis Perros's report dated October 5, 2009.
- J. Project No. 2009-PM-01, Calavo Industrial Subdivision Parcel Map 5841, Three Industrial Lots with Dedication – It is recommended that the City Council (1) adopt Resolution No. 6624 to approve the parcel map; and (2) take such additional, related, action that may be appropriate. RESOLUTION NO. 6624 – A RESOLUTION APPROVING A PARCEL MAP FOR THE CALAVO STREET INDUSTRIAL SUBDIVISION ON 5.192 ACRES LOCATED AT THE NORTHEAST CORNER OF TELEGRAPH ROAD AND CALAVO STREET, APN 097-0-040-155. Planning Director Janna Minsk and Deputy Planning Director Stratis Perros's report dated October 7, 2009.

**CONSENT CALENDAR (SEPARATE ACTION ITEMS)**

- E. Personnel Rule Amendments and Revisions of Santa Paula Municipal Code 33.12

Human Resources Manager Kathy Campbell's report dated September 24, 2009.

It was moved by Councilmember Gonzales, seconded by Mayor Fernandez to table the item until after January 1, 2010. All were in favor under roll call vote and the motion carried.

- K. Craig Drive Water Distribution Pipeline Installation Project Closeout and Notice of Completion

Interim Public Works Director Jon Turner's report dated October 7, 2009.

Councilmember Gonzales declared a conflict of interest and excused himself.

It was moved by Mayor Fernandez, seconded by Councilmember Aguirre to receive and file the project Notice of Completion (NOC) and final project accounting. Under roll call vote Mayor Fernandez, Vice Mayor Tovias, Councilmember Robinson, and Councilmember Aguirre were in favor. Councilmember Gonzales abstained. The motion carried.

### **PUBLIC HEARING**

- A. 2009-CI-01 Addition of Chapter 16.34 Historical Property Agreements to the Title 16 of the Santa Paula Municipal Code

Planning Director Janna Mink's report dated October 6, 2009.

Upon verification of proper notification and posting by the City Clerk, Mayor Fernandez opened the Public Hearing at 6:50 p.m.

Mayor Fernandez requested that Ordinance NO. 1219 be amended to strike the word "either" on Item F to clarify what a "qualified historical property" includes.

It was moved by Mayor Fernandez, seconded by Councilmember Robinson to introduce and waive the first reading of Ordinance No. 1219 as amended to add chapter 16.34 Historical Property Agreement to Title 16 of the Santa Paula Municipal Code; and schedule the second reading and adoption of Ordinance No. 1219 for November 2, 2009. All were in favor under roll call vote and the motion carried.

### **ORDINANCE NO. 1219**

AN ORDINANCE ADDING CHAPTER 16.34 TO TITLE 16 OF THE SANTA PAULA MUNICIPAL CODE PROVIDING TAX INCENTIVES FOR THE PRESERVATION AND MAINTENANCE OF HISTORIC PROPERTIES IN ACCORDANCE WITH THE MILLS ACT.

Mayor Fernandez closed the public hearing at 6:57 p.m.

### **ORDER OF BUSINESS**

A. September 2009 First Quarter Budget Update

Finance Director John Quinn's report dated October 13, 2009.

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

B. Strategic Plan Update

Chief of Police Stephen MacKinnon's report dated October 13, 2009.

C. Update on Comstock Homes Project

Oral report provided by Fire Chief Richard Araiza.

D. Approve Amending the Southwest Water Annual Operations and Maintenance Contract

Interim Public Works Director Jon Turner's report dated October 7, 2009.

It was moved by Councilmember Gonzales, seconded by Councilmember Aguirre to (1) direct staff to research and obtain quotes from other companies that perform pipeline internal video work; and (2) return to the Council with additional options during the next Regular City Council meeting of November 2, 2009. All were in favor under roll call vote and the motion carried.

**COMMUNICATIONS**

No Communications.

**FUTURE AGENDA ITEMS**

No Future Agenda Items.

**ADJOURNMENT**

Mayor Fernandez adjourned the meeting at 7:39 p.m.

ATTEST:

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Judy Rice  
City Clerk