

**CALL TO ORDER**

Mayor Tovas called the meeting to order at 5:30 p.m.

**ROLL CALL**

Mayor James A. Tovas, Vice Mayor Fred W. Robinson, Councilmember Gabino Aguirre responded to roll call vote. Interim City Manager Clifford G. Finley, City Attorney Karl H. Berger and City Clerk Judy Rice were also present. Councilmember Ralph J. Fernandez and Councilmember Robert S. Gonzales were absent.

**ORDER OF BUSINESS**

- A. **Appoint Assistant to the City Manager Elisabeth Amador, Acting Human Resources Manager Lorena Alvarez and Finance Director John Quinn to be Labor Negotiator for Employee Organizations**— Santa Paula Community Service Officers Unit, Santa Paula Police Officers Association, SEIU Local 721, Ventura County Professional Firefighters Association, Management, Supervisory & Professional Association; Executive Management, Mid-Management, Confidential, Part-time, Temporary, and Seasonal Employees Groups.

It was moved by Councilmember Aguirre, seconded by Vice Mayor Robinson to appoint Assistant to the City Manager Elisabeth Amador, Acting Human Resources Manager Lorena Alvarez and Finance Director John Quinn to be Labor Negotiator for Employee Organizations. All were in favor and the motion carried.

**CLOSED SESSION**

- A. **Conference with Real Property Negotiator**— *Government Code § 54956.8*. Property Address: APN 103-0-242-175. 221 S. Mill Street, Santa Paula. Negotiating Parties: Edward R.Mendoza. City Negotiators: Interim City Manager Clifford G. Finley and City Attorney Karl H. Berger. Under Negotiations: Both price and terms.
- B. **Conference with Labor Negotiators** – *Government Code 54957.6*. City Negotiator: Interim City Manager Clifford G. Finley and Finance Director John Quinn. Employee Organizations: Santa Paula Community Service Officers Unit, Santa Paula Police Officers Association, SEIU Local 721, Ventura County Professional Firefighters Association, Management, Supervisory & Professional Association; Executive Management, Mid-

Management, Confidential, Part-time, Temporary, and Seasonal Employees Groups.

Councilmember Fernandez arrived at 5:40 p.m. and Councilmember Gonzales arrived at 5:50 p.m.

Mayor Tovas moved the City Council to a closed session for the reasons stated on the agenda at 5:30 p.m., and reconvened the City Council to open session at 6:13 p.m. No reportable action. Mayor Tovas recessed the City Council at 6:13 p.m.

### **CALL TO ORDER**

Mayor Tovas called the meeting to order at 6:30 p.m. The invocation was led by Deacon Al Guilin and Vice Mayor Robinson led the flag salute.

### **ROLL CALL**

Councilmember Robert S. Gonzales, Councilmember Ralph J. Fernandez, Councilmember Gabino Aguirre, Vice Mayor Fred W. Robinson, and Mayor James A. Tovas responded to roll call vote. Interim City Manager Clifford G. Finley, City Attorney Karl H. Berger, City Clerk Judy Rice and Deputy City Clerk Peggy Higgins were also present.

### **CLOSED SESSION REPORT**

No reportable action.

### **PUBLIC COMMENT**

Rod Elliott, 1343 E. Main St. questioned the process by which his commercial property is charged for sewer fees.

David Romney, 137 N. Tenth St, representing Shahin Azarmehr asked the Council to reconsider denial by the Planning Commission of a conditional use permit for Mr. Azarmehr.

Interim City Manager Clifford Finley stated that the Council can make this a future agenda item or applicant can go through the normal appeal process.

### **CITY COUNCIL, STAFF COMMUNICATIONS**

Councilmember Aguirre thanked the Ventura County Star for the article regarding the Farmworker Monument and informed Santa Paula residence that the committee will be compiling the names of farm and agricultural workers that will be inscribed on the monument.

Councilmember Aguirre participated in the fundraiser at McDonalds for the choir at Isbell Middle School and stated that he has a new appreciation for the working class after his experience working behind the counter with the cash register.

Councilmember Fernandez thanked Vice Mayor Robinson and Councilmember Aguirre and the community for their participation in the McDonalds fundraiser for Isbell Middle School.

Mayor Tovas informed the public that this is Interim City Manager Clifford Finley last meeting as City Manager before the new City Manager takes over and thanked him for the wonderful job he has done for the City. Mayor Tovas also thanked all of the department heads and staff who all pitched in and stepped up to keep the city running smoothing during this transition.

### **APPROVAL OF FINAL AGENDA**

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

### **CONSENT CALENDAR**

Councilmember Gonzales requested that Item 9D be pulled for discussion.

- D. Planning Commission Action Report– Pursuant to Resolution No. 6456, receive and file the Planning Director's report regarding Planning Commission actions taken on January 26, 2010. 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.

It was moved by Councilmember Gonzales, seconded by Councilmember Fernandez to consider and possible action to issue an order of review. 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.

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- 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 October 12, 2009.

Invoices	01/12/10	
	01/14/10	
Wire Transfer	01/13/10	
Subtotal		\$ 717,622.99

Invoices	01/22/10	
Wire Transfers	01/21/10	
Subtotal		\$ 30,604.98

Grand Total \$ 748,227.97

- E. Resolution Establishing a Ticket and Pass Distribution Policy in Accordance with Fair Political Practice Commission Regulations. If Adopted, the Policy Would Identify the Public Purposes that are Fulfilled When the City Distributes Tickets and Passes to Public Officials for Attendance at Various Functions– It is recommended that the City Council: 1) adopt Resolution No. 6648 to establish a ticket and pass distribution policy in accordance with Fair Political Practice Commission regulations; and 2) take such additional related action as may be desired. RESOLUTION NO. 6648– A RESOLUTION ESTABLISHING A POLICY FOR THE DISTRIBUTION OF TICKETS AND PASSES RECEIVED BY THE CITY OF SANTA PAULA PURSUANT TO CALIFORNIA CODE OF REGULATIONS § 18944.1. Deputy City Clerk Peggy Higgins’ report dated January 20, 2010.
- F. Appointment of Member to the Citizens Transportation Advisory Committee– It is recommended that the City Council appoint John Bravo to the Citizens Transportation Advisory Committee to fill a vacancy with an indefinite term. Deputy City Clerk Peggy Higgins’ report dated January 25, 2010.
- G. Consideration of New Park Hours for City Parks, Recreation Areas and Athletic Fields– It is recommended that the City Council: 1) adopt Resolution No. 6601, revising the hours of operation for all public parks

and recreation areas from dawn to 1 hour after sunset except for lighted athletic fields as identified in the resolution, and 2) take such additional, related action that may be desirable. RESOLUTION NO. 6601– A RESOLUTION ADOPTED IN ACCORDANCE WITH SANTA PAULA MUNICIPAL CODE § 95.04 ESTABLISHING CLOSING HOURS FOR CERTAIN PARKS. Community Services Director Brian Yanez’s report dated January 25, 2010.

- H. Updated Governing body Resolution for Homeland Security Grant– It is recommended that the City Council adopt Resolution No. 6650 “A Resolution of the City Council of the City of Santa Paula designating authorized agent for the Department of Homeland Security Grant Subgranted through the State of California.” Finance Director John Quinn’s report dated January 27, 2010.
- I. Request for Out-of-State Travel – It is recommended that the City Council (1) approve the out-of-state travel for police personnel to attend training in Baltimore, MD on February 23-25, 2010; and (2) take such additional, related, action that may be desirable. Chief of Police Steve MacKinnon’s report dated January 25, 2010.
- J. City of Santa Paula-City of Fillmore-County of Ventura Greenbelt (09-CI-03)– It is recommended that the City Council: 1) introduce and waive first reading of Ordinance No. 1226 which will amend Ordinance No. 1216, the Santa Paula/Fillmore/County Greenbelt to reconcile a mapping error, include additional acreage of a golf course (68 acres) and add a proposed ordinance to the affected agencies; 3) schedule a second reading and adoption of Ordinance No. 1226 for February 16, 2010; and 4) take such additional, related, action that may be desirable. ORDINANCE NO. 1226– AN ORDINANCE AMENDING ORDINANCE NO. 1216 AFFECTING THE SANTA PAULA – FILLMORE GREENBELT. Planning Director, Janna Minsk’s report dated January 22, 2010.
- K. Adopt Resolution No. 6644 Notice of Intent to Abandon a Portion of Santa Cruz Street between Steckel Drive and Vernon Place– It is recommended that the City Council: 1) adopt the proposed Resolution of Intention to abandon Santa Cruz Street, between Steckel Drive and Vernon Place; and 2) take such additional, related action that may be desirable. RESOLUTION NO. 6644– A RESOLUTION DECLARING THE CITY COUNCIL’S INTENT TO VACATE A PORTION OF SANTA CRUZ STREET WITHIN THE CITY OF SANTA PAULA. Interim Public Works Director Jon Turner’s report dated January 6, 2010.

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

### **ORDER OF BUSINESS**

A. **Santa Paula School Districts' Reorganization Process**–

Assistant to the City Manager, Elisabeth Amador's report dated January 24, 2010.

### **PUBLIC COMMENT**

Alan Teague, 133 N. 19<sup>th</sup> St., Limoneira Co. spoke in support of the endeavor by the City to get the community together to discuss unification of the school districts.

Cari Leidoc, 819 Pleasant St., spoke against unification and wanted to know if it was economics that was driving the City Council to move toward unification.

Dr. David Gomez, Santa Paula Union High School District President, stated that the District Board is in process of studying unification of the districts and no decision by the Board has been made.

Marsha Edwards, Unification Group, thanked the Council for their interest in unification and urged the Council to pass the Resolution before them now as it will conserve revenue, reduce expenses and move dollars into the class room.

Rob Corley, Unification Group, asked the Council to adopt the Resolution to allow an independent complete study with an inclusive open process by the County.

Ginger Gherardi, Unification Group, thanked the Council for having the courage and leadership to discuss this issue and to pass the resolution.

Ventura County Superintendent of Schools Stan Mantooh and Secretary to County Committee on School District Reorganization Ken Prosser explained the process and timeline of a school district unification.

It was moved by Councilmember Gonzales, seconded by Vice Mayor Robinson to receive the report and to adopt Resolution No. 6649 requesting the Ventura County Committee for School District organization to conduct a preliminary public hearing on unification of the Santa Paula Elementary School District and the Santa Paula Union High School District, which action does not include

unification of the Briggs, Mupu, and Santa Clara Elementary School Districts that desire to remain independent elementary school districts pursuant to education code section 35542(B). All were in favor under roll call vote and the motion carried.

**RESOLUTION NO. 6649**

A RESOLUTION REQUESTING THE VENTURA COUNTY COMMITTEE FOR SCHOOL DISTRICT ORGANIZATION TO CONDUCT A PRELIMINARY PUBLIC HEARING ON UNIFICATION OF THE SANTA PAULA ELEMENTARY SCHOOL DISTRICT AND THE SANTA PAULA UNION HIGH SCHOOL DISTRICT, WHICH ACTION DOES NOT INCLUDE UNIFICATION OF THE BRIGGS, MUPU, AND SANTA CLARA ELEMENTARY SCHOOL DISTRICTS THAT DESIRE TO REMAIN INDEPENDENT ELEMENTARY SCHOOL DISTRICTS PURSUANT TO EDUCATION CODE SECTION 35542(B).

- B. Ordinance No. 1224 – Regulation of Animals Within the City’s Jurisdiction–.

Chief of Police Stephen MacKinnon’s report dated January 26, 2010.

It was moved by Vice Mayor Robinson, seconded by Councilmember Gonzales to waive first reading and introduce Ordinance No. 1224 amending Chapter 91 of the Santa Paula Municipal Code and schedule second reading and adoption of the Ordinance for the February 16 Council meeting. All were in favor and the motion carried.

**ORDINANCE NO. 1224**

AN ORDINANCE AMENDING CHAPTER 91 OF THE SANTA PAULA MUNICIPAL CODE IN ITS ENTIRETY REGARDING THE REGULATION OF ANIMALS WITHIN THE CITY’S JURISDICTION.

**COMMUNICATIONS**

None.

**FUTURE AGENDA ITEMS**

It was moved by Councilmember Gonzales, seconded by Councilmember Aguirre to have staff give an update of the status and experience regarding the dredging of the Santa Paula Creek. All were in favor and the motion carried.

It was moved by Vice Mayor Robinson, seconded by Councilmember Gonzales to invite Carla Edwards to give an update on the Citrus Balloon Classic. All were in favor and the motion carried.

**ADJOURNMENT**

Mayor Tovas adjourned the meeting at 8:22 p.m.

ATTEST:

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Judy Rice  
City Clerk