

CALL TO ORDER

Mayor Tovias called the meeting to order at 5:36 *p.m.*

ROLL CALL

Mayor James A. Tovias, Vice Mayor Fred W. Robinson, Councilmember Ralph Fernandez responded to roll call. City Attorney Karl H. Berger, City Clerk Judy Rice, Deputy City Clerk Peggy Higgins were also present. Councilmember Robert G. Gonzales arrived at 6:10 *p.m.*

PUBLIC COMMENT

None

ORDER OF BUSINESS

A. Interview for Planning Commission

Rita Graham was interviewed.

B. Interview for Recreation Commission

Tommy Frutos was interviewed for reappointment to the Commission.

C. Interview Mobile Home Rent Control Committee

Karen Djernaes was interviewed for reappointment to the Committee.

D. Interview for Santa Paula Design Assistance Committee

Karen Djernaes was interviewed.

RECESSED TO BREAK

Mayor Tovias recessed the City Council to a break at 6:21 *p.m.*

RECONVENED TO REGULAR MEETING

Mayor Tovias called the meeting to order at 6:40 *p.m.* and led the flag salute.

ROLL CALL

Councilmember Robert G. Gonzales, Councilmember Ralph J. Fernandez, Vice Mayor Fred W. Robinson and Mayor James A. Tovias responded to roll call. City Manager Jaime M. Fontes, City Attorney Karl H. Berger, City Clerk Judy Rice and Deputy City Clerk Peggy Higgins were also present. Councilmember Gabino Aguirre was absent.

CLOSED SESSION REPORT

There was no Closed Session.

Councilmember Gonzales noted that there was no invocation as Deacon Al Guilin has been ill and on behalf of the Council wished him well.

PRESENTATIONS

A. Presentation by Friday Night Live-Gabriel Teran

Gabriel Teran introduced Hatty and Jasmine Amaro who presented a Power Point presentation showing their concerns regarding billboard content in the vicinity of schools and recreation areas within the City.

PUBLIC COMMENT

Delton Johnson, 14 McKeveett Heights spoke of the positive things the Council is doing and expressed his various concerns about the proposed reorganization of Public Works, appointing new Department Heads and privatizing the solid waste disposal functions.

City Manager Jaime M. Fontes clarified that no decisions have been made regarding privatizing the solid waste disposal functions and that the proposals are due on October 18 and a decision will be made in mid-December after Councils review.

Jeff Nelson, 498 Dana St., spoke of his inability to receive responses to his various inquiries to the Public Works Department regarding the need for pothole repairs, especially on Bradley St. He expressed his concern about the Council appointing another administrative position and suggested that the money would be better spent on filling the potholes and asked why the 2009/10 Audit Statements are not posted to the City's website.

John Procter, 16870 Bridge Rd., urged the Council to adopt a resolution in support of Proposition 22 and suggested the resolution be presented at the October 4, 2010 council meeting.

CITY COUNCIL, STAFF COMMUNICATIONS

None.

APPROVAL OF FINAL AGENDA

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

CONSENT CALENDAR

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

It was moved by Mayor Tovias, seconded by Councilmember Fernandez to approve the balance of the Consent Calendar as presented. All were in favor 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 September 20, 2010.

Voided Checks	09/03/10	
Invoices	08/30/10	
Subtotal		\$ 90,463.10
Voided Checks	09/08/10	
Invoices	09/08/10	
Wire Transfers	09/08/10	
Subtotal		\$ 254,573.44
	GRAND TOTAL	\$ 345,036354

- D. Biennial Review of City's Conflict of Interest Code– It is recommended that the City Council: 1) adopt Resolution No. 6697 implementing an amended Conflict of Interest Code for the City of Santa Paula; and 2) take such additional, related, action that may be desirable.

RESOLUTION NO. 6697

A RESOLUTION ADOPTING THE 2010 CONFLICT OF INTEREST CODE FOR THE CITY OF SANTA PAULA IN ACCORD WITH THE POLITICAL REFORM ACT.

- E. Adopt-A-Park Program (Adoption of Train Depot Parking Lot, Train Depot Rose Garden, Morton Bay Fig Tree & the Post Office Parking Lot Planters)– It is recommended that Santa Paula City Council: 1) approve the adoption of the Santa Paula Train Depot Parking Lot, Train Depot Rose Garden, Morton Bay Fig Tree and the planters at the Post Office parking lot through the Adopt-A-Park program that was established in April of 2002; 2) allow staff to execute an Adopt-A-Park agreement with interested parties; and 3) take such additional, related action as may be desirable. Community Services Director Brian Yanez's report dated September 8, 2010.

CONSENT CALENDAR (SEPARATE ACTION ITEM)

- F. Authorization for Write-Off of Uncollectible Items

Finance Director, John T. Quinn's report dated September 14, 2010.

PUBLIC COMMENT

Duane Ashby, 542 Howie Ct., suggested that the Council consider turning over the uncollectable accounts to a collection agency to be able to recover some of the unpaid debts.

Finance Director John Quinn explained that Council's action on this item did not preclude using a collection service to help recover the unpaid items.

It was moved by Councilmember Gonzales, seconded by Vice Mayor Robinson to authorize staff to write-off utility billing accounts per the attached Exhibit A. All were in favor and the motion carried.

PUBLIC HEARING

- A. A General Plan Amendment to Re-designate East Area 2 from an “Expansion Area” to a “Planning Area”; to Remove Select Parcels from East Area 2; and to Make Minor Text Corrections to Clarify the Application of Expansion Area, Planning Area and Specific Plan Requirements

Planning Director Janna Minsk’s report dated September 20, 2010.

Upon verification of proper notification and posting by the City Clerk Mayor Tovias opened the Public Hearing at 7:45 p.m.

It was moved by Councilmember Gonzales, seconded by Vice Mayor Robinson to adopt Resolution No. 6700 approving a General Plan Amendment to make minor text and exhibit changes to affecting the future planning requirements for East Area 2. All were in favor and the motion carried.

RESOLUTION NO. 6700

A RESOLUTION APPROVING A GENERAL PLAN AMENDMENT TO CHANGE EAST AREA 2 DESIGNATION FROM EXPANSION AREA TO PLANNING AREA, TO CLARIFY EXPANSION AREA, PLANNING AREA AND SPECIFIC PLAN REQUIREMENTS, AND TO REMOVE SELECTED PROPERTIES FROM EXPANSION OR PLANNING AREAS.

Mayor Tovias closed the Public Hearing at 8:55 p.m.

- B. Review of Project No. 2008-ANX-01 (Hallock Drive Extension): A Request for Reorganization (Including Annexation) and Related Entitlements for Three Parcels, Totalling Approximately 5.9 Acres, from Unincorporated Ventura County to the City of Santa Paula. Related Entitlements Included Pre-zoning from County Limited Industrial (M2-10,000sf) to City Open Space-Passive(O) and Commercial/Light Industrial (C/LI). This area is Intended for the Development of Roadway Improvements Related to Implementation of the East Area 1 Specific Plan. An Addendum to the East Area 1 Specific Plan EIR has been Completed in Accordance with the California Environmental Quality Act (CEQA)

Planning Director Janna Minsk’s report dated September 20, 2010.

Upon verification of proper notification and posting by the City Clerk Mayor Tovas opened the Public Hearing at 8:56 p.m.

PUBLIC COMMENT

Ken Chapman, 15119 Todd Ln., stated that his concerns with the annexation had been resolved and thanked staff for their time.

Harold Edwards, CEO Limoneira Co. congratulated the Council on behalf of Limoneira for moving forward with the East Area I project and thanked city staff for their work in getting the project to this point. He asked for the Council's support in getting the item on the upcoming LAFCO agenda for the meeting of November 17, 2010.

It was moved by Councilmember Gonzales, seconded by Vice Mayor Robinson to adopt Resolution No. 6701 certifying and adopting Addendum No. 1 to the East Area 1 Specific Plan (EA1 SP) Environmental Impact Report (EIR) (Exhibit A, introduce and waive first reading of Ordinance No. 1232 for pre-zoning the project area Open Space – Passive and Commercial/Light Industrial (Exhibit B, schedule second reading and adoption of Ordinance No. 1232 for October 4, 2010 and adopt Resolution No. 6702 authorizing the City Manager or designee to file a reorganization application with the Ventura Local Agency Formation Commission (LAFCO) (Exhibit C).

RESOLUTION NO. 6701

A RESOLUTION A RESOLUTION CERTIFYING ADDENDUM NO. 1 TO THE EAST AREA 1 SPECIFIC PLAN ENVIRONMENTAL IMPACT REPORT (PROJECT NO. 2006-CDP-02) AND ADOPTING FINDINGS OF FACT.

ORDINANCE NO. 1228

AN ORDINANCE PREZONING APPROXIMATELY 5.29 ACRES LOCATED NORTH OF THE TERMINUS OF HALLOCK DRIVE AND TELEGRAPH ROAD, INCLUDING A PORTION OF THE UNION PACIFIC RAILROAD RIGHT-OF-WAY (APNS 107-0-040-010, 107-0-041-080 and 107-0-041-095).

RESOLUTION NO. 6702

A RESOLUTION AUTHORIZING THE CITY MANAGER OR DESIGNEE TO FILE AN APPLICATION WITH THE VENTURA COUNTY LOCAL AREA FORMATION COMMISSION TO INITIATE REORGANIZATION (ANNEXATION AND COUNTY DISTRICT/SERVICE AREA DETACHMENT) PROCEEDINGS

FOR REAL PROPERTY LOCATED NORTH OF THE INTERSECTION OF HALLOCK DRIVE AND TELEGRAPH ROAD ADJACENT TO THE CITY'S EAST CITY LIMIT.

ORDER OF BUSINESS

A. Appointment of Member to Santa Paula Housing Authority

City Manager Jaime Fontes' report dated September 13, 2010.

It was moved by Councilmember Fernandez; seconded by Councilmember Robinson to appoint Philip C. Caruso to the unexpired vacancy with term ending October 2011, appoint Maxine Garcia to the unexpired vacancy with term ending October 2012 and Bob Russell to the expired vacancy with term ending October 2013. All were in favor and the motion carried.

B. Appointment of Member to Commission on Aging

City Manager Jaime Fontes' report dated September 13, 2010.

It was moved by Councilmember Fernandez, seconded by Vice Mayor Robinson to appoint Beverly Fernandez to the unexpired vacancy for term ending August 2011. All were in favor and the motion carried.

C. November 1, 2010 Water and Sewer Rate Increase Update

Finance Director John Quinn's report dated September 20, 2010.

PUBLIC COMMENT

Duane Ashby, 542 Howie Ct., urged the Council to develop a mechanism to help mitigate the expense of the increases over a period of time to alleviate the impact of the fee increases.

It was moved by Vice Mayor Robinson, seconded by Mayor Tovas to receive and file this rate increase update and directed staff to look into cost saving alternatives. All were in favor and the motion carried.

COMMUNICATIONS

Mayor Tovas spoke of the various discussions he was involved in at the League of California Cities conference and commented on his observations.

REQUEST FOR FUTURE AGENDA ITEMS

It was moved by Councilmember Gonzales, seconded by Councilmember Fernandez to have staff bring back a Resolution in support of Proposition 22. All were in favor and the motion carried.

ADJOURNMENT

Mayor Tovas adjourned the meeting at 8:54 p.m.

ATTEST:

Judy Rice
City Clerk