

CALL TO ORDER

Mayor Gonzales called the meeting to order at 6:34 *p.m.* Reverend Audrey Vincent gave the invocation and Vice Mayor led the flag salute.

ROLL CALL

Councilmembers James A. Tovias, Richard C. Cook, Fred W. Robinson, Vice Mayor Ralph J. Fernandez and Mayor Robert S. Gonzales were present. City Manager Jaime M. Fontes, Assistant City Attorney John C. Cotti, City Clerk Judy Rice and Deputy City Clerk Peggy Higgins were also present.

PRESENTATION

A. Proclamation for Building and Safety Month –

Fire Chief Rick Araiza accepted the proclamation from Councilmember Rick Cook.

B. Proclamation for Water Week –

Interim Public Works Director Brian Yanez accepted the proclamation from Former Mayor Fred Robinson.

C. Update from Economic Development Advisory Committee

This item was withdrawn by the EDAC prior to the meeting.

PUBLIC COMMENT

Gary Naselroad - 756 Montclair, spoke in support of Chief MacKinnon and expressed his opposition to the decision of putting him on administrative leave.

Larry Sagely - 585 Ridgecrest, expressed his support of the Council and City Manager on following the law and obeying current City regulations.

Anita Pulido – 310 San Clemente St., spoke in support of Chief MacKinnon and expressed her opposition to the decision of putting the him on administrative leave. She also asked several questions about the City Council's involvement and knowledge in the investigation.

Linda Pennock - 1341 Say Rd., representing the Santa Paula Theater Center spoke in opposition to the decision of putting the Police Chief on administrative leave and of the support the Police Chief has given to the theater.

Mary Ann Krause- spoke of her participation in the personnel investigation involving Chief MacKinnon. Ms. Krause expressed her support for Chief MacKinnon and opposition to the decision to place him on administrative leave.

Bob Borrego – 524 N. 14th St. spoke in opposition to the decision of putting the Police Chief on administrative leave and of the support and help he has given in problem solving issues and concerns with Casa de Mexicano.

Connie Tushla – 615 Teague Dr., spoke in opposition to the decision of putting the Police Chief on administrative leave. Ms. Tushla also spoke about Chief MacKinnon's critical roll in the production of Singular Santa Paula and asked the Council to keep Chief MacKinnon for the good of the community.

Andrew Castenada – 1222 E. Santa Paula St., spoke in support of the Council and City Manager and encouraged them to base their recommendations on the facts and not on community sentiment.

Dick Tushla – 615 Teague Dr., applauded the Council on some financial decisions they have made in the past but noted that the personnel matter involving the Police Chief is a small, painful and petty matter.

Betty Chess – 1776 Miramar Dr., Ventura, spoke in opposition to the decision of putting the Police Chief on administrative leave and of his critical roll in the past and present success of Moonlight At The Ranch. She stated her belief that the personnel matter involving Chief MacKinnon was a unrelated to the performance of his duties.

Reverend David McKeever - 611 E. Main St., representing the Ministerial Society spoke of Chief MacKinnon's roll in starting many programs and support systems that addressed the needs of the youth in Santa Paula. He stated that he found the Chief to be a truthful, faithful man of his word. He expressed his concern that the peace of Santa Paula has been disrupted and prays for resolution and conclusion for the sake of the Chief and the City.

Bob Orlando - 524 Glade Dr., spoke of Chamber's recognition of Chief MacKinnon and asked if his achievements did not line up with the Council's interests for the city. He also asked for this matter to be resolved quickly for the betterment of the community.

Robert Bayer, 901 Cliff Dr., expressed concern that with Chief MacKinnon on administrative leave and recognized that with the Chief's absence, there is one less officer on street. He expressed his hope that both Chief MacKinnon and the City Manager have not reached the point of no return and can resolve this issue amicably.

Marleen Canniff, 727 Ralph Way, expressed her desire to be able to have faith in the Council to work hard to make Santa Paula the best place it can be. She expressed her support for Chief MacKinnon.

Anita Pulido - 310 San Clemente St., continued to ask the City Council to answer various question regarding how the investigation and the decision to put Chief MacKinnon on administrative leave was handled. She expressed her support of Chief MacKinnon.

Talia Wonder – 238 N. Olive St. expressed her belief that Chief MacKinnon’s personal dedication to the City has influenced the perception that Santa Paula is a good place to live.

Diane Rawley – 705 Santa Barbara St., representing SPARC invited Council and public to the Ribbon Cutting Ceremony of the new animal rescue facility on Saturday May 26th. She stated that it was Chief MacKinnon’s tireless and creative efforts in getting the first city no-kill animal shelter in Ventura County up and running.

Steve Smead – 145 S. 8th St., stated his belief that Chief MacKinnon is the only one that can vindicate himself.

RECESS TO BREAK

Mayor Gonzales recessed the Council to a break at 7:50 p.m.

RECONVENE TO REGULAR SESSION

Mayor Gonzales reconvened the meeting at 8:00 p.m.

CITY COUNCIL, STAFF COMMUNICATIONS

Mayor Gonzales stated that he will allow further public comment before adjournment.

Vice Mayor Fernandez gave an update on transportation matters in town stating that a federal grant was denied and ways are still being looked at to fund the Vista Service in the Santa Clara Valley.

Vice Mayor Fernandez stated that he will find out more information regarding Teen Council for any interested teens in the city.

Vice Mayor Fernandez announced that a fund raiser will be held for the Steckel Park Aviary. He expressed his concern that losing the Aviary is reminiscent of

when the city allowed the library building to be torn down; that it is a treasure that would be missed. The committee is working with County to raise money and there is ongoing discussion with Moorpark College for possibilities for exhibits and housing other birds. Donations can be made to Santa Paula Community Fund, 1354 Mariposa Dr. Santa Paula. Committee meetings continue to be at the Community Center at 7:00 p.m. and the public is invited.

Councilmember Robinson attended K-9 Fundraiser and stated that a police dog reduces city liability in many situations.

Councilmember Robinson participated in Relay for Life fundraiser at Limonera soccer fields and said it was a great event.

APPROVAL OF FINAL AGENDA

MOTION: It was moved by Vice Mayor Fernandez, seconded by Councilmember Cook to approve the agenda as presented. All were in favor and the motion carried.

CONSENT CALENDAR

Vice Mayor Fernandez requested Item 9G be pulled for discussion

MOTION: It was moved by Vice Mayor Robinson, seconded by Councilmember Tovias to approve the Consent Calendar 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. Warrants and Certificates– Review, approve, and file the attached warrants and certifications. Interim Finance Director Sandra K. Easley report dated April 16, 2012.

Invoices	04/03/12-04/05/12	
Wire Transfers	04/02/12-04/04/12	
Sub-Total		\$373,837.70
Invoices	04/12/12	
Wire Transfers	04/11/12	
Sub-Total		\$266,326.50
Invoices	04/19/12	

Regular City Council City Council/ Geologic Hazard Abatement District
Monday, May 7, 2012
Council Chambers

Wire Transfers 04/18/12
Sub-Total

\$400,060.69

GRAND TOTAL

\$1,040,224.89

- D. Minutes– Approval of Minutes from the Regular City Council Meeting of April 16, 2012. Deputy City Clerk Peggy Higgins’ report dated May 1, 2012.
- E. Second Reading and Adoption of Ordinance 1242– It is recommended that the City Council: 1) waive the second reading and adopt Ordinance No. 1242; and 2) take such additional, related, action that may be desirable. City Manager Jaime M. Fontes’ report dated May 1, 2012.
- F. “Singular Santa Paula” Programming on Channel 10– It is recommended that the City Council: 1) continue to air “Singular Santa Paula” videos thirty minutes before Council meetings and thirty minutes before the rebroadcast of each Council meeting; 2) take such additional, related, action that may be desirable. Interim Community Service Director Ed Mount’s report dated May 1, 2012.

SEPARATE ACTION ITEM (CONSENT CALENDAR)

Mayor Gonzales recused himself and left the dais stating a conflict as he lives within a 500 foot radius of the property.

PUBLIC COMMENT

Mike Pisker, Consultant for the managing general partners stated that they appreciated the item being taken off of the Consent Calendar and was available to answer any questions about the project.

- G. Approval of Contract Amendment #8 with Rincon Consultants, Inc. for Preparation of an Environmental Impact Report (EIR) regarding Anderson-Hagaman residential subdivision located at Foothill and Peck Roads (2005-CDP-04)–

Planning Director Janna Minsk and Deputy Planning Director Stratis Perros’ report dated April 27, 2012.

MOTION: It was moved by Councilmember Cook, seconded by Vice Mayor Fernandez to approve a Contract Amendment with Rincon Consultants Inc., for \$38,042 and authorize the City Manager to execute a Contract Amendment on behalf of the City in a form approved by the City Attorney. All were in favor and the motion carried.

PUBLIC HEARING

A. Geologic Hazard Abatement District Special Assessment–

Interim Public Works Director Brian J. Yanez's report dated April 19, 2012.

Chair Gonzales opened the public hearing at 8:10 p.m.

MOTION: It was moved by Vice Chair Fernandez, seconded by Director Cook that the GHAD Board approve Resolution No. 2012-01(G) placing a \$1,414.00 per parcel special assessment onto the December 2012 tax roll for the Geological Hazard Abatement District. All were in favor and the motion carried.

Chair Gonzales closed the public hearing at 8:12 p.m.

B. Participation in the 2012-2013 Benefit Assessment Program for the Municipal Stormwater NPDES Permit Program–

Interim Public Works Director Brian J. Yanez' report dated March 22, 2012.

Mayor Gonzales opened the public hearing at 8:13 p.m.

MOTION: It was moved by Vice Mayor Fernandez, seconded by Councilmember Cook to approve Resolution No. 6787 requesting that the County Board of Supervisors include a \$6.65 per benefit assessment unit for Santa Paula's use in the 2012-2013 Benefit Assessment Program, to fund activities related to the Municipal Stormwater NPDES Permit Program. All were in favor and the motion carried.

Mayor Gonzales closed the public hearing at 8:16 p.m.

C. Public Hearing for the Hillsborough Open Space Maintenance District Resolution No. 6788–

Councilmember Cook recused himself and left the dais as he lives within a 500 foot radius of the project.

Interim Public Works Director Brian J. Yanez' report dated April 19, 2012.

Mayor Gonzales opened the public hearing at 8:17 p.m.

MOTION: It was moved by Councilmember Robinson, seconded by Councilmember Tovas to approve Resolution No. 6788 placing a \$150.00 per

parcel special assessment onto the December 2012 tax roll for the Hillsborough Open Space Maintenance District. All were in favor and the motion carried.

Mayor Gonzales closed the public hearing at 8:18 p.m.

ORDER OF BUSINESS

A. Naming Multi-Purpose field after Tony Vasquez Sr.-

Interim Community Services Director Ed Mount's report dated April 23, 2012

MOTION: It was moved by Councilmember Cook, seconded by Councilmember Robinson to approve naming the Multi-Purpose Field at Harding Park after Tony Vasquez Sr. All were in favor and the motion carried.

COMMUNICATIONS

City Manager Fontes will be meeting with Assemblymember Das Williams regarding Santa Clara Valley's transportation issues.

Councilmember Robinson attended the League of California Cities Legislative Days on behalf of the city to speak with legislators about upcoming bills to support or oppose.

Vice Mayor Fernandez attended the League of California Cities Southern Division regional meeting.

PUBLIC COMMENT

Leslie Nichols - 804 McKevevett Rd., stated that she feels compelled to protest to what appears to be an effort to damage the reputation of Chief MacKinnon.

Nils Rueckert - 3070 Old Coach Dr., spoke of his proud involvement with Chief MacKinnon and his active partition in the development and dedication of the Police Memorial. He stated that the Chief epitomizes dedication and caring for his community.

Mark Hansen -129 Mupu Ave., former Interim Police Chief spoke of how he helped Chief MacKinnon get started in his position and came to have immense respect for the man and believes that everyone believes he is a good man.

REQUEST FOR FUTURE AGENDA ITEMS

None

ADJOURNMENT

Mayor Gonzales adjourned the meeting at 8:45 p.m.

ATTEST:

Judy Rice, City Clerk