

CALL TO ORDER

Mayor Fernandez called the meeting to order at 6:00 p.m.

ROLL CALL

Councilmember Martin F. Hernandez, Councilmember Councilmember James A. Tovias, Vice Mayor Richard C. Cook and Mayor Ralph J. Fernandez responded to roll call. Councilmember Robert S. Gonzales arrived at 6:23 p.m. City Manager Jaime M. Fontes, and City Attorney John C. Cotti were also present.

PUBLIC COMMENT

No Public Comment.

CLOSED SESSION

- A. **Update on Labor Negotiations**– Government Code § 54957.6. City Labor Negotiators: Human Resources Manager Lorena Alvarez, Assistant to the City Manager Elisabeth Amador and Finance Director Sandy Easley. Employee Organizations: Ventura County Professional Firefighters Association (VCPFA), representing Santa Paula Full-time Firefighters.
- B. **Conference with Legal Counsel – Existing Litigation** - Government Code § 54956.9(d) (Formally Initiated) MacKinnon v. City of Santa Paula, Jaime Fontes, Robert Gonzales, and Does 1-33. Ventura County Superior Court Case No. 56-2013-00433766 – CU-WT-VT.
- C. **Conference with Legal Counsel – Existing Litigation** - Government Code § 54956.9(d)(1) - In re City of Santa Paula v. Santa Paula Water, LLC, et al.; Arbitration proceeding (Formally Initiated).

Mayor Fernandez recessed the City Council to a closed session at 6:00 p.m and reconvened the City Council into the Regular Meeting at 6:27 p.m Mayor Fernandez recessed the City Council at 6:27 p.m.

CALL TO ORDER

Vice Mayor Cook called the meeting to order at 6:38 p.m., Reverend Kristen Rohm led the invocation and Mayor Fernandez led the flag salute.

ROLL CALL

Councilmember James A. Tovias, Councilmember Martin F. Hernandez, Councilmember Gonzales, Vice Mayor Richard C. Cook and Mayor Ralph J. Fernandez responded to roll call. City Manager Jaime M. Fontes, City Attorney John C. Cotti, City Clerk Judy Rice and Deputy City Clerk Lucy Blanco were also present.

CLOSED SESSION REPORT

No reportable action.

PRESENTATIONS

A. Moonlight at the Ranch by Rick Araiza

Fire Chief Araiza, Fire Captain Andy VanSciver and Marlene Caniff briefly shared the events that will take place at Moonlight at the Ranch and invited all to attend.

B. Proclamation presentation for Childhood Cancer Awareness Month September 2013

Mayor Fernandez presented Mrs. Andrade with a Proclamation for Childhood Cancer Awareness Month September 2013. Mrs. Andrade briefly spoke regarding her personal family experience and how childhood cancer affects many other families.

PUBLIC COMMENT

No public comment.

COMMUNICATIONS

Councilmember Hernandez briefly spoke regarding the upcoming military banner barbeque fundraiser on September 13, 2013 by the Police and Fire Foundation.

Mayor Fernandez acknowledged Mr. Pat Quinn and Mr. Ray Brown of the Grand Jury and Gayle Washburn Former Mayor of the City of Fillmore.

APPROVAL OF FINAL AGENDA

It was moved by Councilmember Gonzales, seconded by Vice Mayor Cook to approve final agenda as presented. All were in favor under roll call vote and the motion carried.

CONSENT CALENDAR

Mayor Fernandez pulled Item 10D and 10E. It was moved by Councilmember Tovias seconded by Councilmember Gonzales 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. Warrants and Certificates - Review, approve, and file the attached warrants and certifications. Finance Director Sandra K. Easley's reports dated August 14, 2013.

Invoices	07/03/13	
Wire Transfers	07/03/13	
Subtotal		\$1,652,323.90

Voided Checks	06/13/13 – 07/11/13	
Invoices	07/08/13 – 07/11/13	
Wire Transfers	07/10/13 – 07/10/13	
Subtotal		\$677,910.32

Voided Checks	07/19/13	
Invoices	07/18/13	
Wire Transfers	07/15/13 – 07/17/13	
Subtotal		\$1,664,762.48

Invoices	07/24/13 – 07/25/13	
----------	---------------------	--

Wire Transfers	07/22/13 – 07/25/13	
Subtotal		\$1,279,790.10
Voided Checks	07/29/13 – 08/02/13	
Invoices	08/02/13	
Subtotal		\$47,094.04
Voided Checks	06/30/13 – 08/08/13	
Invoices	08/07/13 – 08/08/13	
Wire Transfers	08/06/13 – 08/07/13	
Subtotal		\$452,288.67
GRAND TOTAL		\$5,774,169.51

CONSENT CALENDAR (SEPARATE ACTION ITEMS)

D. Response to Grand Jury Report entitled Santa Paula Wastewater

Gayle Washburn, 112 Surrey Way, Fillmore, briefly spoke regarding water rates in general. She stated her support in our Council's decision in 2008 regarding the Wastewater Treatment Plant and the response to the Grand Jury today.

It was moved by Councilmember Gonzales, seconded by Councilmember Tovias to approve the City's response to the Grand Jury Report entitled "Santa Paula Wastewater Treatment Plant." All were in favor under roll call vote and the motion carried.

E. Approval of Resolution Opposing the County of Ventura's Application For Grant Funding Under the Construction of Adult Local Criminal Justice Facilities Construction Financing Program

City Manager Jaime M. Fontes' report dated August 28, 2013.

Karen Bates, 9050 Telephone Road, #217, Ventura spoke in favor of the Todd Jail expansion. She shared her personal experience with the Council.

It was moved by Councilmember Tovias, seconded by Councilmember Gonzales to approve Resolution No. 6851 opposing the County of Ventura's grant application to expand Todd Road Jail and direct the City Manager to forward Resolution No. 6851 to all Ventura County Cities, County of Ventura, and the Board of State and Community Corrections. Under roll call vote, Councilmember

Tovias, Councilmember Gonzales, Vice Mayor Cook and Mayor Fernandez were in favor. Councilmember Hernandez was opposed. The motion carried.

ORDER OF BUSINESS

A. On-Line Utility Bill Payments

Finance Director Sandra K. Easley's report dated August 26, 2013.

It was moved by Councilmember Gonzales, seconded by Vice Mayor Cook to continue the item and return to Council with a plan. All were in favor under roll call vote and the motion carried.

Councilmember Gonzales asked that this item be heard first

C. Presentation by Frank Brommenschenkel on Water Supply and Availability in the Heritage Valley

Tony Morgan, 106 N. 8th Street, representing United Water Conservation District briefly spoke regarding water well levels and chloride issues. He stated that United Water is available as a resource for any question the Council may have.

John Wisda, 550 Monte Vista, expressed his concerns of the usage of recycled water and the unused adjudicated allocations of water. He stated that the City must accept that water may be a limiting factor to new development in Santa Paula and in his opinion, if the mistake is made to use adjudicated water allocations, it would accelerate the overdraft of the aquifer.

It was moved by Councilmember Tovias, seconded by Vice Mayor Cook to receive and file oral report. All were in favor under roll call vote and the motion carried.

B. Authorization to Proceed with Development of a Joint Powers Agreement with the City of Fillmore and the County of Ventura to Provide Transit Services in the Heritage Valley

City Manager Jaime M. Fontes' oral reported August 19, 2013.

City Manager Fontes acknowledge Cathy Connell from County Transit Services.

It was moved by Mayor Fernandez, seconded by Councilmember Tovias to authorize staff to proceed with the development of a Joint Powers Agreement with the City of Fillmore and the County of Ventura to provide Heritage Valley Transit services without a "sunset clause" and that each body maintain one vote. All were in favor under roll call vote and the motion carried.

COMMUNICATIONS

Mayor Fernandez thanked Chief McLean for a successful barbeque sponsored by the Chief at Las Piedras Park in efforts to meet the community.

Councilmember Tovias reminded everyone about the upcoming re-grand opening of the Steckel Park Aviary on Saturday, September 7, 2013 and encouraged all to attend. He thanked Mayor Fernandez for his leadership on this project and thanked all of the volunteers for their help.

Mayor Fernandez thanked all of the volunteers and the many donors who provided money and time to the Steckel Park Aviary Project.

FUTURE AGENDA ITEMS

No future agenda items.

ADJOURNMENT

Mayor Fernandez adjourned the meeting at 8:35 p.m.

ATTEST:

Judy Rice
City Clerk