

**CALL TO ORDER**

Mayor Cook called the meeting to order at 6:15 p.m.

**ROLL CALL**

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

**PUBLIC COMMENT**

No public comment.

**CLOSED SESSION**

A. 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) – JAMS Ref. # 1210031284..

B. Conference with Legal Counsel– Existing Litigation – Government Code § 54956.9(d)(1) – *People of the State of California ex rel. California Regional Water Quality Control Board, Los Angeles v. City of Santa Paula, et al.* VCSC Case No. 56-2007-03304441-CU-MC-VTA (Stipulated Consent Judgement and Final Order entered September 24, 2007; Court's continues jurisdiction pursuant to Code of Civil Procedure § 664.6.

Mayor Cook recessed the City Council to a closed session at 6:15 p.m and reconvened the City Council into the Regular Meeting at 6:26 p.m Mayor Cook recessed the City Council at 6:26 p.m.

**CALL TO ORDER**

Mayor Cook called the meeting to order at 6:30 p.m., Pastor Jenny Crosswhite led the invocation and Mayor Cook led the flag salute.

### **ROLL CALL**

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

### **CLOSED SESSION REPORT**

Councilmember Gonzales recused himself on Item 4A on the grounds of bias. No reportable action.

### **PRESENTATION**

#### A. Presentation by Dr. Barry Boatman CEO, C.A.R.E. at Vantage Ranch

Dr. Boatman spoke briefly regarding a new program for abused, abandoned and neglected people with emotional and behavioral problems located at top of Wheeler Canyon Road

Zahid Shah, Wheeler Canyon, stated that he hasn't been notified regarding this program.

Kim Harris, 7760 Wheeler, stated she has not heard nor has been notified about this program in her neighborhood. She also stated that she does not feel comfortable with the kids being placed out in this area.

Mitch Diehl, 7796 Wheeler Canyon, EMT for Los Angeles County, stated that his attendance here is to find out what the program is about. He stated that Mr. Boatman has not made any attempts to contact neighbors to talk about this program. He also stated that he is concerned for the safety of his daughter.

Stanley Tzankov, Senator Hannah-Beth Jackson's office, informed the Council that the Senator would like her office to be used as a resource for our community. He stated that he is available to facilitate the communication between the City and the Senator's office.

B. Proclamation presentation for Fire Prevention Week

Councilmember Hernandez, on behalf of the Mayor and the City Council presented Chief Araiza and the Fire Department with a proclamation for Fire Prevention Week.

Fire Chief Rick Araiza thanked the Council on behalf of the Fire Department and briefly shared some of the activities the department is currently involved in with the schools.

**PUBLIC COMMENT**

No public comment.

**COMMUNICATIONS**

City Manager Fontes informed the community about Ventura County Transportation Commission (VCTC) Rideshare Week October 6 – 10. For more information to participate please go to [www.goventura.org](http://www.goventura.org) for more information.

City Manager Fontes also shared that on Oct 1, 2014 Governor Brown signed the plastic bag ban regulation; effective July 2015 all stores will ban use of plastic bags.

**APPROVAL OF FINAL AGENDA**

Mayor Cook corrected lettering of items on Order of Business to A, B, C.

It was moved by Councilmember Gonzales, seconded by Councilmember Fernandez to approve final agenda as amended. All were in favor and the motion carried.

**CONSENT CALENDAR**

Mayor Cook requested to pull Item 10D for clarification purposes only. It was moved by Councilmember Gonzales, seconded by Councilmember Fernandez to approve the Consent Calendar as amended. All were in favor and the motion carried.

Councilmember Hernandez stated that he will recused himself from Item 10E related to Williams Homes and another future item to Williams Homes project due to conflict. He resides within 500 feet of the project.

- 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 - It is recommended that the City Council approve the Minutes from the Special City Council Meetings of July 28, and August 18, 2014. Deputy City Clerk Lucy Blanco's report dated September 30, 2014.
- D. Second Reading of Ordinance No. 1254 - It is recommended that the City Council: (1) waive the second reading and adopt Ordinance No. 1254; (2) and take such additional related, action that may desirable. Deputy City Clerk Lucy Blanco's report dated September 30, 2014.
- F. Approval of Contract with Rincon Consultants for Environmental Work Related to the Redevelopment of the former wastewater treatment plant (Project No. 14-CDP-05) - It is recommended that the City Council: (1) authorize the City Manager to execute a standard professional services agreement in a form approved by the City Attorney with Rincon Consultants; and (2) take such additional, related action that maybe desirable. Deputy Planning Director Stratis Perros' report dated September 30,, 2014.

**CONSENT CALENDAR (SEPARATE ACTION ITEMS)**

- E. Approval of Contract with Parker Environmental Consultants for Environmental Work related to Williams Homes proposed 55-lot single family residential subdivision at 1226 N. Ojai St. (Project No. 14-CDP-02) – It is recommended that City Council: (1) authorize the City Manager to execute a standard professional services agreement in a form approved by the City Attorney with Parker Environmental Consultants; and (2) take such additional, related action that maybe desirable. Deputy Planning Director Stratis Perros' report dated September 30, 2014.

It was moved by Mayor Cook, seconded by Councilmember Gonzales to waive the second reading and adopt Ordinance No. 1254. All were in favor and the motion carried.

### **ORDER OF BUSINESS**

A. Planning Commission Appointments -

City Manager Jaime M. Fontes' report dated September 30, 2014.

It was moved by Vice Mayor Tovas, seconded by Councilmember Gonzales to reappoint Fred Robinson and Michael Sommers to the Planning Commission for a four-year term. Councilmember Hernandez, Councilmember Gonzales, Vice Mayor Tovas and Mayor Cook were in favor. Councilmember Fernandez abstained due to not present during interviews. The motion carried.

B. Updated on Change in SPPD Duty Weapons and Approval of Resolution No. 6904 Declaring as Surplus and Authorizing the Sale of Current Duty Weapons –

Chief of Police Steven McLean's report dated September 25, 2014.

It was moved by Councilmember Gonzales, seconded by Vice Mayor Tovas to approved Resolution No. 6904 of the City Council of Santa Paula declaring certain property to be surplus and authorizing its sale of the surplus property to Bauchman Guns Company.

#### RESOLUTION NO. 6904

A RESOLUTION OF THE CITY COUNCIL OF CITY OF SANTA PAULA DELCARING CERTAIN WEAPONS TO BE SURPLUS PROPERTY AND AUTHORIZING THE SALE OF SUCH SURPLUS PROPERTY THROUGH PUBLIC AUCTION

C. Mandatory 20% water use reduction and State Water Resources Control Board Emergency Regulations and Prohibitions -

Interim Public Works Director Brian J. Yanez' report dated September 30, 2014.

Brian Yanez informed that the City will provide a hotline for residents to call when they observe wasting of water such as a broken sprinkler or misuse of water, etc.

John Thawley, 1500 Richmond Rd, Oaks Mobile Home Park spoke regarding his concerns of neighbors in the mobile home park whom in his opinion are overwatering and washing driveways wasting water. He asked that the City get involved and enforce or possibly meet with the mobile home park manager.

James Robles, 550 Monte Vista, shared ways he is conserving water and stated in his opinion, the City should not penalize residents who are doing their best to conserve water.

Gary Nazlroad, 256 Montclair, spoke in favor of the 20% water reduction and asked that staff look in to some type of benchmarking so as not to penalize those who are doing their best to conserve water.

Michael Johnson, 171 Felkins Road, spoke regarding the disrepair of Felkins Road of which he stated he was told would be repaired in winter of 2010. He stated that the street was damaged in 2009 when the sewer was installed.

Ginger Gherardi, 1183 Los Robles, spoke in support of the 20% water reduction. She also stated her concern that residents who were already reducing their water use would be required to reduce another 20%. In her opinion there is a general concern in the public and stated that staff should clarify this for the community.

John Wisda, 550 Monte Vista, shared statistics with regards to the aquifer with and water reduction. He stated in his opinion, that the water reduction requested of 20% is not achievable.

It was moved by Councilmember Hernandez, seconded by Councilmember Gonzales to support and declare a mandatory 20% water reduction to comply with the State Water Resources Control Board (SWRCB) emergency regulations and prohibitions, Title 23, California Code of Regulations Sections 863, 864 and 865; implement the City's existing Water Conservation Program of the Santa Paula Municipal Code Section Chapter 58 and support additional conservation measures from the 2010 Urban Water Management Plan and ask that staff return with a draft protocol for conservation and reporting actions on water reduction at the second meeting of November 2014. All were in favor under roll call vote and the motion carried.

### **COMMUNICATIONS**

Councilmember Fernandez informed the Council that Ventura County Transportation Commission is moving forward with the transit service.

Councilmember Gonzales shared his conversation with employee Jay Barry with regards to interest to allow the public to purchase banners for those residents who died in the line of service and for anyone who served.

**FUTURE AGENDA ITEMS**

It was moved by Councilmember Gonzales, seconded by Councilmember Hernandez to revisit the military banner program to allow public to purchase banners for those residents who died in the line of service and for anyone who served and also to find out the cost of maintaining the banners after they have been damaged. All were in favor and the motion carried.

**ADJOURNMENT**

Mayor Cook adjourned the Meeting at 7:55 p.m.

ATTEST:

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Judy Rice  
City Clerk