

City of Santa Paula

City Council

MAYOR JOHN PROCTER
VICE MAYOR MARTIN F. HERNANDEZ
COUNCILMEMBER JAMES A. TOVIAS
COUNCILMEMBER JENNY CROSSWHITE
COUNCILMEMBER GINGER GHERARDI



REGULAR MEETING OF THE
SANTA PAULA CITY COUNCIL

MONDAY, FEBRUARY 2, 2015

6:00 P.M. – CLOSED SESSION

6:30 P.M.– REGULAR MATTERS

SANTA PAULA CITY HALL
970 VENTURA STREET
SANTA PAULA, CA 93060

JUDY RICE, CITY CLERK
JAIME M. FONTES, CITY MANAGER
JOHN C. COTTI, CITY ATTORNEY

Spare Copies of staff reports or other written documentation relating to each item of business referred to on this agenda are on file in the Office of the City Clerk and are available for public inspection. If you have any questions regarding any agenda item, contact the City Clerk at (805) 933-4208.



CITY COUNCIL MEETING

You are invited to attend all City Council, commission, and board meetings. Agendas are posted in the front of City Hall in advance of the scheduled meetings. Information for commission and board meetings may be obtained by contacting the City Clerk's Office. The Santa Paula City Council's regular meetings start at 6:30 p.m. the first and third Monday of each month in the City Hall Council Chambers located at 970 Ventura Street in Santa Paula.

BRINGING ITEMS BEFORE THE CITY COUNCIL

If you wish to speak at a City Council meeting, please fill out a yellow **Public Comment Form** noting your name and address and submit the form to the City Clerk. Include the Agenda item number, when appropriate.

1. **Items Not on the Agenda:** If you wish to discuss an item which is not scheduled on the Agenda, you may address the City Council during *Public Comment*. Please realize that due to the limitations placed on the City Council by provisions of the *California Government Code*, the City Council ordinarily cannot take action on any item that is not on the agenda. Because of these restrictions, expect that matters that you identify during public comment will be referred to staff or considered on a future agenda.
2. **Agenda Items:** Items being considered by the City Council may appear on the Consent Calendar, as an Order of Business, or as a Public Hearing. Public comments on each type of item are handled differently, as explained below:
 - a. For items appearing on the Consent Calendar, please submit a Public Comment Form before the Council takes action on the Consent Calendar. Items that receive a Public Comment Form may be pulled from the Consent Calendar by the Mayor and discussed separately by the City Council.
 - b. For items appearing as an Order of Business, the Mayor will announce the Agenda item and request the staff report, the staff member responsible will give a brief summary of the report; the City Council will have an opportunity to ask questions of staff; members of the public will be given an opportunity to comment on the item and ask additional questions (all members of the public should speak directly into the microphone at the speaker's platform); and the City Council will discuss the item and then take appropriate action.
 - c. For items on which a Public Hearing is scheduled, the Mayor will open the public hearing and receive the staff report; members of the public will be given an opportunity to comment on the item and ask additional questions (all members of the public should speak directly into the microphone at the speaker's platform); the City Council will discuss the item; and the Mayor will close the public hearing after City Council action.

Your Participation in this meeting is in the public domain; meetings are cablecast; minutes of this meeting will reflect your participation in this meeting and are posted on the city's website.

PLEASE NOTE: *Be advised that if you bring a legal challenge to an action, you may be limited to raising only those issues you or someone else raised at the meeting described in this Agenda, or in written correspondence delivered to the City Council at or before the meeting. Any action is subject to the ninety-day time period set forth in Code of Civil Procedure § 1094.6.*

In compliance with the **Americans with Disabilities Act**, if you need special assistance to participate in this meeting, please contact the City Clerk at (805) 933-4208. Notification 48 hours before the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35, 102-35.104 ADA Title II). Written materials distributed to the City Council within 72 hours of the City Council meeting are available for public inspection immediately upon distribution in the City Clerk's office.

SANTA PAULA CITY COUNCIL AGENDA
CITY HALL ADMINISTRATION CONFERENCE ROOM
FEBRUARY 2, 2015
MONDAY 6:00 P.M.

1. **CALL TO ORDER**

2. **ROLL CALL**

3. **PUBLIC COMMENT**

4. **CLOSED SESSION-** *The City Council may move into a closed session pursuant to applicable law, including the Brown Act (Government Code §§ 54950, et seq.) for the following purposes:*
 - 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).

5. **CONTINUE MEETING TO 6:30 P.M. IN COUNCIL CHAMBERS**

SANTA PAULA CITY COUNCIL AGENDA
REGULAR MEETING – FEBRUARY 2, 2015
MONDAY – 6:30 P.M. - COUNCIL CHAMBERS

1. **CALL TO ORDER**
2. **INVOCATION**
3. **FLAG SALUTE**
4. **ROLL CALL**
5. **CLOSED SESSION REPORT**
6. **PUBLIC COMMENT**



REMINDER: in order to minimize distractions during public meetings, all personal communication devices should be turned off or put in a non-audible mode.

At this time, members of the public may comment on any item not appearing on the agenda that is within the subject-matter jurisdiction of the City Council. A Public Comment Form must be submitted to the City Clerk prior to the beginning of the Public Comment period in order to be recognized to speak. Individuals submitting Public Comment Forms after the beginning of the Public Comment period will not be allowed to speak at this time, but may be recognized to speak by the Mayor at the conclusion of the meeting. Individual Councilmembers may briefly respond to Public Comments or ask questions for clarification. The City Council may direct staff to report to the City Council on the item at a later meeting. For items appearing on the Agenda, the public will be invited to make comments at the time the item comes up for City Council consideration. If a member of the public wishes to address a Consent Calendar item, please submit a Public Comment Form for that item. It may then be discussed separately by the Council, and the public will be invited to make comments at that time. At all times, please use the

microphone and write your name and address on the Public Comment Form provided.

7. **CITY COUNCIL, STAFF COMMUNICATIONS**

8. **APPROVAL OF FINAL AGENDA**

9. **CONSENT CALENDAR**

Background information has been provided to the City Council on all matters listed under the Consent Calendar and these items are considered to be routine by the City Council and are normally approved by one motion. If discussion is requested by a Councilmember on any item, or a member of the public wishes to comment on an item, that item may be removed from the Consent Calendar for separate action.

SUGGESTED MOTION: *Motion/Second to adopt the Consent Calendar as presented.*

- A. **Waiver of Reading of Ordinances and Resolutions** – Waive reading of Ordinances and Resolutions appearing on the Agenda.
- B. **Approval of Minutes** – It is recommended that the City Council approve the Minutes from the Regular Meetings of January 5 and January 20, 2015. Deputy City Clerk Lucy Blanco's report dated January 27, 2015.
- C. **Approval of Plans and Specifications for the Well 12 Rehabilitation Project** – It is recommended that the City Council: (1) adopt Resolution No. 6915 approving the plans and specifications for the Well 12 Rehabilitation Project; (2) authorize staff to advertise for bids; and (3) take such additional, related action that may be desirable. **RESOLUTION NO. 6915** – A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR THE WELL 12 REHABILITATION PROJECT PURSUANT TO GOVERNMENT CODE SECTION 830.6. Interim Public Works Director Brian J. Yanez' report dated January 22, 2015.
- D. **Adoption of Resolution 6914 Approving the Plans and Specifications for the March Street Fence Installation Project** – It is recommended that the City Council: (1) adopt Resolution No. 6914 approving the plans and specifications for the March Street Fence Installation Project; (2) authorize staff to advertise for bids; and (3) take such additional action that may be desirable. **RESOLUTION NO. 6914** – A RESOLUTION APPROVING THE

PLANS AND SPECIFICATIONS FOR THE MARCH STREET INSTALLATION PROJECT PURSUANT TO GOVERNMENT CODE SECTION 830.6. Interim Public Works Director Brian J. Yanez' report dated January 26, 2015.

- E. **Action to Co-Sponsor the America in Bloom Santa Paula's Participation in the National Awards Program** – It is recommended that the City Council: (1) authorize expenditure of \$1,099 to co-sponsor the America in Bloom Santa Paula's National Awards Program; and (2) direct staff as appropriate. Assistant to the City Manager Elisabeth Paniagua's report dated January 26, 2015.

- F. **Discussion and Possible Action to Accept and Match the Award of an Emergency Management Performance Grant** – It is recommended that the City Council: (1) accept the award of the Emergency Management Performance Grant in the amount of \$14,542.00 and a private grant from California Resource Corporation in the amount of \$14,542; (2) approve the purchase of radios from Motorola solutions in the amount of \$29,158.36; and (3) such additional related action that may be desirable. Fire Chief Rick Araiza's report dated January 21, 2015.

- G. **Approval for Pacific Municipal Consultants (PMC) Proposal to Conduct the Development Impact Fee Update, Provide the Five-Year Report and General Plan Update/Maintenance Fee Study** - It is recommended that the City Council: (1) Approve the Pacific Municipal Consultants (PMC) proposal to conduct a) Development Impact Fee (DIF) Update b) Provide Five-Year Report and c) General Plan Update/Maintenance Fee Study; and (2) Approve a budget adjustment shared between the impact fee funds and General Plan Maintenance. Finance Director Sandra K. Easley's report dated January 7, 2015.

10. **ORDER OF BUSINESS**

- A. **Adoption of Resolution Approving the 2015-16 Community Development Block Grant Program Applications** - It is recommended that the City Council: (1) receive the report; (2) approve Resolution No. 6916 adopting the 2015-2016 CDBG funding recommendations; (3) take such additional, related action that may be desirable. **RESOLUTION NO. 6916** – A RESOLUTION APPROVING EXPENDITURE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR CERTAIN PROJECTS AND SERVICES IN ACCORDANCE WITH THE VENTURA COUNTY

2015-2016 CDBG ENTITLEMENT PROGRAM. Assistant to the City Manager Elisabeth Paniagua's report dated January 26, 2015.

- B. **Discussion and Possible Action to Change the Scope of Services for the Comparable Salary Survey** -It is recommended that the City Council: (1) add four cities to the ongoing salary survey; (2) deny the addition of four cities to the salary survey; and/or (3) take such additional, related action that may be desirable. City Manager Jaime M. Fontes' report dated January 27, 2015.
- C. **Discussion and Possible Action to Direct the City Manager to Negotiate a Contract for a Goal Setting Facilitator** – It is recommended that the City Council: (1) direct the City Manager to enter into a contract for a goal setting facilitator selected by the Council; and (2) take such additional, related action that may be desirable. City Manager Jaime M. Fontes' report dated January 28, 2015.
- D. **Discussion and Possible Action to Approve the Purchase the Wastewater Recycling Facility**- It is recommended that the City Council: (1) authorize the purchase of the Wastewater Recycling Facility for \$70.8 million; (2) authorize the City Manager to execute a purchase and sale agreement, and related ancillary documents, in a form approved by the City Attorney; and (3) take such additional, related action as may be appropriate.
- E. **Assignment of Crown Disposal's Solid Waste Collection Agreement to Recology of Los Angeles** - It is recommended that City Council: (1) consent to the assignment of the franchise for residential, commercial, industrial and multi-family residential solid waste collection from Crown Disposal Co., Inc. ("Crown Disposal") to Recology Los Angeles ("Recology") subject to certain conditions and approval of the Second Amendment of the Agreement; (2) adopt Resolution No. 6917 approving consent to assign the Agreement to Recology; and (3) take such additional, related action that may be desirable. **RESOLUTION NO. 6917** – A RESOLUTION APPROVING CONSENT TO ASSIGN THE FRANCHISE FOR RESIDENTIAL, COMMERCIAL, INDUSTRIAL, AND MULTI-FAMILY RESIDENTIAL SOLID WASTE COLLECTION TO RECOLOGY – LOS ANGELES PURSUANT TO SANTA PAULA MUNICIPAL CODE § 50.102. Interm Public Works Director Brian J. Yanez' report dated January 28, 2015.

11. **COMMUNICATIONS**

Items of interest that are not on the agenda, such as conference or meeting reports, may be discussed under this item. No action other than “receive or refer to staff” may be taken.

- A. City Manager, Staff, Employees
- B. City Attorney
- C. City Council

12. **REQUEST FOR FUTURE AGENDA ITEMS**

Any Councilmember may propose items for placement on a future agenda. Members may discuss whether or not the item should be placed on a future agenda and the description of the agenda item. Any direction to the City Manager to place an item on a future Council Agenda, do research, or a staff report must be accompanied with a majority vote of the City Council. The City Manager has discretion as to when the item will come back on the Agenda, unless the City Council identifies a specific meeting for the item’s return.

13. **ADJOURNMENT**

State of California)-
County of Ventura)- ss
City of Santa Paula)-

I declare under penalty of perjury that I posted this City Council Agenda on the bulletin board near the front door of City Hall, 970 Ventura Street, Santa Paula, California.

On _____ at _____ Signed: _____
Lucy Blanco, Deputy City Clerk