

City of Santa Paula

City Council/Santa Paula Utility Authority Agenda

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



REGULAR MEETING OF THE
SANTA PAULA CITY COUNCIL

MONDAY, APRIL 6, 2015

5:00 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/SECRETARY
JAIME M. FONTES, CITY MANAGER/EXECUTIVE DIRECTOR
JOHN C. COTTI, CITY ATTORNEY/AGENCY 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/UTILITY AUTHORITY AGENDA
CITY HALL ADMINISTRATION CONFERENCE ROOM
APRIL 6, 2015
MONDAY - 5:00 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** -- Pursuant to Government Code § 54956.9(d)(1), the City Council will confer with legal counsel pertaining to existing litigation in the matter of *Ventura County Professional Firefighters Association v. City of Santa Paula, et al.*, Ventura Superior Case No. 56-2015-00464775-CU-BC-VTA.
 - B. **Conference with Legal Counsel – Existing Litigation** -- Pursuant to Government Code § 54956.9(d)(1), the City Council will confer with legal counsel pertaining to existing litigation in the matter entitled *In re City of Santa Paula v. Santa Paula Water, LLC, et al.*; Arbitration proceeding (Formally Initiated).
 - C. **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: SEIU Local 721; Santa Paula Police Officers Association (SPPOA); Ventura County Professional Firefighters Association (VCPFA), representing Santa Paula Full-time Firefighters; Community Services Officers (CSO); Mid-Management Association, Supervisory and Professional Association; unrepresented confidential employees (City employees who are not members of bargaining units); and Part-Time/Temporary/Seasonal.
 - D. **Public Employee Performance Evaluation**– Government Code § 54957. Title: City Manager
5. **CONTINUE MEETING TO 6:30 P.M. IN COUNCIL CHAMBERS**

SANTA PAULA CITY COUNCIL/UTILITY AUTHORITY AGENDA
REGULAR MEETING – APRIL 6, 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. **PRESENTATIONS**
 - A. **Proclamation Presentation to Mr. Robert Grainer.**
 - B. **Presentation by Nina Danza regarding Students Encouraging Social Political and Environmental Action (SESPEA).**
 - C. **Presentation of Police Explorers by Chief McLean.**
7. **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.

8. **CITY COUNCIL, STAFF COMMUNICATIONS**

9. **APPROVAL OF FINAL AGENDA**

10. **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. **Adoption of Minutes**– It is recommended that the City Council adopt the minutes from the Regular City Council Meeting of March 2, 2015 and the Joint City Council/Planning Commission Meeting of March 16, 2015. Deputy City Clerk, Lucy Blanco's report dated March 31, 2015.
- C. **Award Well 12 Rehabilitation Project to Weber Water Resources CA, LLC** – It is recommended that the City Council: (1) Allocate \$179,366.00 from the approved FY14/15 Capital Improvement Program budgets for the Well 12 Rehabilitation Project; (2) Authorize the City Manager to execute a contract with Weber Water Resources CA, LLC for \$163,060.00 in a form approved by the City Attorney; and (3) Take such additional, related action that may be desirable. Interim Public Works Director Brian J. Yanez' report dated March 26, 2015.

- D. **Notice of Completion for the Well 13 Rehabilitation Project**- It is recommended that the City Council: (1) accept the work performed by Bakersfield Well & Pump Company; (2) authorize City staff to file the Notice of Completion with the County Recorder; and (3) take such additional action that may be desired. Interim Public Works Director Brian J. Yanez' report dated March 27, 2015.
- E. **Execution of Right of Way Certifications Required for Projects Administered by the State of California Department of Transportation (Caltrans)** – It is recommended that the City Council: (1) adopt Resolution No. 6923 Authorizing and Directing the Public Works Director or Its Designee to Execute Right of Way Certifications Required for Projects Administered by the State of California Department of Transportation (Caltrans); and (2) take such additional, related action as may be desired. **RESOLUTION NO. 6923** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA AUTHORIZING AND DIRECTING THE PUBLIC WORKS DIRECTOR OR ITS DESIGNEE TO EXECUTE RIGHT OF WAY CERTIFICATIONS REQUIRED FOR PROJECTS ADMINISTERED BY THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS). Interim Public Works Director Brian J. Yanez and Capital Projects Engineer John L. Ilasin's report dated March 4, 2015.

11. **ORDER OF BUSINESS**

CONVENE AS SANTA PAULA UTILITY AUTHORITY AND CITY COUNCIL

- A. **Issuance of Wastewater Enterprise Revenue Bonds** - It is recommended that the Board: (1) approve Resolution No. 2015-2(U) authorizing the issuance of wastewater enterprise revenue bonds and Resolution No. 6925 authorizing and directing execution of certain financing documents and directing certain related actions in connection with financing the acquisition of certain improvements to the City's Wastewater Enterprise; and (2) take such additional, related action that may be desirable.
- i. **UTILITY AUTHORITY RESOLUTION NO. 2015-2 (U)** – A RESOLUTION OF THE SANTA PAULA UTILITY AUTHORITY AUTHORIZING THE ISSUANCE OF SEWER REVENUE BONDS IN AN INITIAL PRINCIPAL AMOUNT NOT TO EXCEED \$72,000,000 IN CONNECTION WITH FINANCING THE ACQUISITION OF CERTAIN IMPROVEMENTS TO THE CITY OF SANTA PAULA'S WASTEWATER ENTERPRISE, AUTHORIZING AND DIRECTING EXECUTION OF AN INDENTURE OF TRUST AND CERTAIN OTHER

DOCUMENTS, AUTHORIZING THE NEGOTIATION FOR THE SALE OF BONDS, APPROVING AN OFFICIAL STATEMENT, AND AUTHORIZING OTHER RELATED ACTIONS.

- ii. **CITY COUNCIL RESOLUTOIN NO. 6925** – A RESOLUTION OF THE CITY OF SANTA PAULA APPROVING AUTHORIZING AND DIRECTING EXECUTION OF CERTAIN FINANCING DOCUMENTS AND DIRECTING CERTAIN RELATED ACTIONS IN CONNECTION WITH FINANCING THE ACQUISITION OF CERTAIN IMPROVEMENTS TO THE CITY’S WASTEWATER ENTERPRISE. City Manager Jaime M. Fontes and City Attorney John C. Cotti’s report dated April 1, 2015.

RECESS SANTA PAULA UTILITY AUTHORITY

- B. **Discussion and Possible Action to Allocate Funding for the Do It Better By Suggestions (DIBBS) Program from the Fiscal Year 2015-2016 Budget** - It is recommended that the City Council: (1) direct the City Manager to allocate funding from the FY 2015-16 Budget to fund the Do-It-Better-By Suggestion (DIBBS) Program; and (2) take such additional, related action that may be desirable. Assistant to the City Manager Elisabeth V. Paniagua’s report dated March 30, 2015.
- C. **Discussion and Possible Action Regarding the Limoneira Police Grant** - It is recommended that the City Council: (1) authorize the City Manager to execute the attached agreement that memorializes the Limoneira Police Grant; and (2) take such additional, related action that may be desirable. City Manager Jaime M. Fontes’ report dated April 2, 2015.
- D. **Goal Setting and Budget Planning Workshop** - It is recommended that City Council: (1) receive and file the oral presentation, (2) direct the City Manager to incorporate any recommendations in the 2015/16 budget process; and (3) take such additional, related action that may be desirable. Goal Setting Facilitator Mike Sedell and City Manager Jaime M. Fontes’ report dated April 1, 2015.

12. **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

13. **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.

14. **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