

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, JUNE 1, 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
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
JUNE 1, 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. **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 AGENDA
REGULAR MEETING – JUNE 1, 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. **Warrants and Certificates** – Review, approve, and file the attached warrants and certifications. Finance Director Sandra K. Easley's reports dated May 4, 2015.
- C. **Planning Commission Action Report**– It is recommended that the City Council receive and file the Planning Director's report regarding Planning Commission actions taken on May 26, 2015. Alternatively, in accordance with SPMC § 16.206.060, the City Council may place an item on a future agenda to consider issuing an order of review regarding an action.
- D. **Award Railroad Station Parking Lot Improvements Project to Granite Construction Company** - It is recommended that the City Council: (1) allocate \$27,137.00 from the approved FY14/15 Capital Improvement Program budgets for the Handicap Access Ramps Program; (2) authorize the City Manager to execute a contract with Granite Construction Company for \$24,670.00 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 and Capital Projects Engineering John L. Ilason's report dated May 27, 2015.
- E. **Notice of Completion for the March Street Fence Installation Project** - It is recommended that the City Council: (1) accept the work performed by Fence Factory; (2) authorize City staff to file the Notice of Completion with the County Recorder; (3) authorize City

staff to proceed with the closeout of this project; and (4) take such additional, related action that may be desirable. Interim Public Works Director Brian J. Yanez and Capital Projects Engineering John L. Ilason's report dated May 27, 2015.

F. **Approval of Professional Services Agreement to Kennedy Jenks Consultants for Citywide Water and Sewer Systems Design** – It is recommended that the City Council: (1) allocate \$341,509.00 from the approved FY14/15 Capital Improvement Program budgets for water main replacement, sewer pipeline rehabilitation, sewer manhole rehabilitation/replacement, slurry seal and pavement overlay, and sidewalk improvements; (2) authorize the City Manager to execute a professional services agreement with Kennedy Jenks Consultants for \$341,509.00 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 and Capital Projects Engineering John L. Ilason's report dated May 27, 2015.

G. **Approval of Employment Benefits for Part-time, Temporary and Seasonal Employees in Compliance with the Affordable Care Act and the California Paid Sick Leave Law (AB 1522)** – It is recommended that the City Council: (1) adopt Resolution No. 6931 recognizing the City's commitment to comply with the Federal Affordable Care Act (ACA) and AB 1522; (2) authorizing new benefits for part-time and temporary employees under the ACA and AB 1522; and (3) take such additional, related action that may be desirable. **RESOLUTION NO. 6931** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA APPROVING ADDITIONAL BENEFITS FOR PART-TIME AND TEMPORARY EMPLOYEES UNDER THE AFFORDABLE CARE ACT EMPLOYER SHARED RESPONSIBILITY AND THE CALIFORNIA PAID SICK LEAVE LAW. Human Resources Manager Lorena Alvarez' report dated May 19, 2015.

10. **PUBLIC HEARING**

A. **Transfer of Delinquent Sewer and Water Charges to Tax Roll -**

- Verification of posting by City Clerk
- Declaration of conflicts (if any)
- Declaration of ex parte contacts (if any)
- Open public hearing
- Staff presentation
- Public testimony
- Discussion and action
- Close public hearing

Suggested Action: It is recommended that the City Council: (1) accept the delinquent charges as described below as final; and (2) adopt Resolution No. 6932 authorizing the City Clerk to record the obligations with the Ventura County Recorder and Ventura County Auditor for recordation of the obligations and inclusion of the delinquent charges on the 2015-16 tax roll. **RESOLUTION NO. 6932** – A RESOLUTION ORDERING DELINQUENT SEWER/ WATER SERVICE CHARGES BE ASSESSED AGAINST THE PROPERTY OWNERS AND PROPERTIES AND SUCH CHARGES BE TRANSFERRED TO THE COUNTY TAX ROLLS. Finance Director Sandra K. Easley’s report dated May 21, 2015.

B. **Tax Equity and Fiscal Responsibility Act (TEFRA) Hearing for Santa Paula Village Apartments** -

- Verification of posting by City Clerk
- Declaration of conflicts (if any)
- Declaration of ex parte contacts (if any)
- Open public hearing
- Staff presentation
- Public testimony
- Discussion and action
- Close public hearing

Suggested Action: It is recommended that the City Council: (1) hold a public hearing, called a “TEFRA Hearing”, related to the proposed issuance by the California Statewide Communities Development Authority of up to \$8,000,000 in Multifamily Housing Revenue Bonds, and (2) adopt the Resolution No. 6935 approving the issuance by the California Statewide Communities Development Authority of said Bonds. **RESOLUTION NO. 6935** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA PAULA APPROVING THE ISSUANCE BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY OF MULTIFAMILY HOUSING REVENUE BONDS FOR SANTA PAULA VILLAGE. Assistant to the City Manager’s report dated May 27, 2015.

11. **ORDER OF BUSINESS**

A. **Discussion and Public Comment on the Development of the Fiscal Year 2015-16 City Council Budget Goals and Priorities** -

It is recommended that the City Council: (1) continue to review the City’s Fiscal condition; (2) incorporate the Council’s goals and priorities into the preparation of the 2015-16 budget; and (3) take such additional, related action that may be desirable. City Manager Jaime M. Fontes’ report dated May 27, 2015.

B. **Discussion of the City Council’s Summer Meeting Schedule** - It is recommended that the City Council: (1) review its regular

meeting schedule for July and August, 2015; and (2) take such action to revise the schedule as the Council deems appropriate. City Manager Jaime M. Fontes' report dated May 6, 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