

**CITY COUNCIL RESOLUTION NO. 6466  
PLANNING COMMISSION RESOLUTION NO. 3615**

**A JOINT RESOLUTION ESTABLISHING PROCEDURAL RULES FOR  
CONDUCTING JOINT PLANNING COMMISSION AND CITY COUNCIL  
MEETINGS FOR PROJECT NO. 2006-CDP-02 (EAST AREA 1) IN  
ACCORDANCE WITH GOVERNMENT CODE § 36813.**

BE IT RESOLVED by the City Council and Planning Commission of the City of Santa Paula as follows:

SECTION 1: The City Council and Planning Commission (collectively, "City Council") find as follows:

- A. Beginning February 25, 2008, the City Council and Planning Commission will jointly conduct a public hearing regarding Project No. 2006-CDP-02 commonly known as the East Area 1 Project ("Project");
- B. The Project proposes a development in size and scope that is unusual for City consideration;
- C. The City Council believes that adopting procedural rules governing the time and manner of conducting its meetings will help ensure that the Project is examined, analyzed and considered in a thorough and orderly manner; and
- D. In adopting these procedural rules, the City Council recognizes that these joint meetings are Special Meetings for purposes of the Ralph M. Brown Act (Government Code §§ 54950-54962), that (except for adopting these procedural rules) only one item will be considered during these Special Meetings, and that the Planning Commission and City Council will conduct separate meetings on February \_\_\_ (for the Planning Commission) and February \_\_\_ (for the City Council) to consider taking action regarding the Project.

SECTION 2: Pursuant to Government Code § 36813, the City Council adopts the following procedural rules for conducting its meetings that are anticipated to be held on or about February 25, 2008 and February 26, 2008 (collectively, "East Area 1 meetings"):

## **East Area 1 Procedural Guidelines**

1. *Guidelines.* These East Area 1 Procedural Guidelines ("East Area 1 Guidelines") are adopted with reference to the City Council's standing Rules of Procedure set forth in Resolution No. 6161, adopted March 14, 2005 ("General Rules"). For reference, the General Rules are attached to this Resolution as Exhibit "A." To the extent that these East Area 1 Guidelines establish procedural requirements differing from the General Rules, the East Area 1 Guidelines take precedent unless otherwise provided by City Council direction.
2. *Presiding Officer.* The Mayor will conduct the Special Meetings on behalf of the City Council and Planning Commission. Such duties will include, without limitation, calling the roll of both City Council and Planning Commission.
3. *Conflicts.* City Councilmembers or Planning Commissioners who must declare a conflict should do so before the staff report commences on or about February 25, 2008 as contemplated by this Resolution.
4. *Ex parte Contacts.* To the extent that a Councilmember or Planning Commissioner obtained information from an ex parte contact that could influence decisions made by the City Council or Planning Commission, that information should be submitted into the record before the City Council begin deliberations regarding the Project.
5. *Public Comment.* To expedite thorough, but timely consideration of the Project; and to avoid repetition of testimony that may already be part of the administrative record, public testimony regarding the Project will be allowed only at the City Council's meeting held on or about February \_\_\_\_, 2008 and for a total time limit of \_\_\_\_ (\_\_\_\_) minutes. The time allotted to each speaker will be determined by the City Council based upon the number of interested speakers, but will not exceed five minutes per person or \_\_\_\_ minutes for the Applicant.
6. *Adjournment.* Except as otherwise provided below, at 10:30 p.m., if the business has not concluded, the Mayor will poll all Councilmembers and upon majority vote, the meeting will be extended for a maximum of one hour. If business is not concluded after a subsequent hour, the meeting may be further extended by one-hour increments upon a majority vote.
7. *Strict Observance not required.* These Rules are adopted to expedite the business transactions in the East Area 1 Meetings in an orderly fashion and are procedural only. Failure to strictly observe these rules will not affect the City Council's jurisdiction or invalidate any City Council action conforming with applicable law.

8. *Administrative Mandamus.* Persons who are dissatisfied with a decision of the City Council or Planning Commission may have the right to seek review of that decision by a court. In addition, the City has adopted §1094.6 of the Code of Civil Procedure which generally limits to ninety (90) days the time within which the decision of City boards and agencies may be judicially challenged.

SECTION 3: This Resolution will become effective immediately upon adoption and will remain effective unless repealed or superseded.

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
Robert S. Gonzales, Mayor

\_\_\_\_\_  
Michael Sommer, Chairperson

ATTEST:

\_\_\_\_\_  
Josie Guzman Herrera, City Clerk

*Approved As To Form:*

\_\_\_\_\_  
Karl H. Berger, City Attorney

*Approved As To Content:*

\_\_\_\_\_  
Wally Bobkiewicz, City Manager