

# City of Santa Paula

## *City Council/Redevelopment Agency Agenda*

MAYOR/CHAIR JAMES A. TOVIAS  
VICE MAYOR/VICE CHAIR FRED W. ROBINSON  
COUNCILMEMBER/DIRECTOR GABINO AGUIRRE, Ph.D.  
COUNCILMEMBER/DIRECTOR RALPH J. FERNANDEZ  
COUNCILMEMBER/DIRECTOR ROBERT S. GONZALES



A REGULAR MEETING OF THE  
SANTA PAULA CITY COUNCIL  
REDEVELOPMENT AGENCY  
MONDAY, MARCH 1, 2010

6:30 PM – Regular Matters

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

JUDY RICE, CITY CLERK/ AGENCY SECRETARY  
JAIME M. FONTES CITY MANAGER/ EXECUTIVE DIRECTOR  
KARL H. BERGER, 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.

## WELCOME TO THE CITY OF SANTA PAULA CITY COUNCIL MEETING

You are invited to attend all City Council, Redevelopment Agency, 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 5:30 p.m. the first and third Monday of each month in the City Hall Council Chambers located at 970 Ventura Street in Santa Paula. The regular meetings of the City Council are also regular meetings of the Redevelopment Agency.

### 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/REDEVELOPMENT AGENCY  
AGENDA  
REGULAR MEETING – MARCH 1, 2010  
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 for Blanchard Library’s Centennial Celebration– District Librarian Daniel O. Robles.**
  
  - B. **Administering Oath to Reserve Police Officers–** Brad Pollard, Eric Burnett, Tim Halloran, Russell Rawson, Daniel Cardoza, Corey Baker, Todd Aguilar, Bradly Cohn, James Szabo, Guadalupe Moreno, Daniel Strautman, David Keathley
  
  - C. **Update on the Fireworks Show–Santa Paula Fireworks Committee**
  
  - D. **Update from Southern California Edison– Nancy Williams**
  
7. **PUBLIC COMMENT**

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. **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. **Warrants and Certifications**– Review, approve, and file the attached warrants and certifications. Finance Director John T. Quinn’s report dated March 1, 2010.

Invoices	02/11/10	
Wire Transfer	02/10/10	
Subtotal		\$ 367,864.25

Voided Checks	02/19/10		
Invoices	02/17/10		
Wire Transfers	02/18/10		
Subtotal		\$	35,292.49
		<b>Grand Total</b>	<b>\$ 403,156.74</b>

- D. **Planning Commission Action Report**– Pursuant to Resolution No. 6456, receive and file the Planning Director’s report regarding Planning Commission actions taken on February 23, 2010. 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.
- E. **Minutes**– Adopt the Minutes from the Regular City Council Meeting of February 16, 2010. Deputy City Clerk Peggy Higgins’ report dated February 24, 2010.

11. **ORDER OF BUSINESS**

- A. **2010-2011 Community Development Block Grant Program Applications**– It is recommended that the City Council: 1) Receive the report; 2) Approve Resolution No. 6656 adopting the 2010-2011 CDBG funding recommendations; 3) Approve the reprogramming of funds from to the Las Piedras Park Soccer Field Project; and 4) take such additional, related, action that may be desirable. Assistant to the City Manager Elisabeth Amador’s report dated February 19, 2010.
- B. **Census Update**– It is recommended that the City Council receive and discuss the Census Update information. Planning Director Janna Minsk’s and Assistant Planner Caesar Hernandez’s report dated February 23, 2010.
- C. **Award of Existing Wastewater Treatment Plant Decommissioning and Demolition Design Project to MWH Americas, Inc.**– It is recommended that the City Council: 1) allocate \$218,000 from the utility authority capital funds for the design consulting work; 2) authorize the City Manager to execute a professional services agreement with MWH Americas, Inc. for \$198,820 in a form approved by the City Attorney for the design project and authorize the City Manager to approve contract amendments up to the budgeted amount; and 3) take such additional, related action that may be desirable. Public Works Director Clifford G. Finley’s report dated February 22, 2010.

- D. **Award Proposition 1B Funding Street Pavement Maintenance Project to Toro Enterprises**– It is recommended that the City Council: 1) allocate \$603,530 from the FY 09/10 approved capital project budget for the Proposition 1B Street Pavement Maintenance project (which includes a 7% contingency); 2) authorize the City Manager to execute a contract with Toro Enterprises for \$563,510.25 in a form approved by the City Attorney and approve contract change orders if needed for additional work up to the budgeted amount; and 3) take such additional, related action that may be desirable. Public Works Director Clifford G. Finley’s report dated February 22, 2010
  
- E. **8<sup>th</sup> Street Pavement Overlay Project Final Accounting and Notice of Completion**– It is recommended that the City Council: 1) adopt the final project accounting and Notice of Completion for the 8<sup>th</sup> Street Pavement Overlay Project; and 2) take such additional, related action that may be desirable. Public Works Director Clifford G. Finley’s report dated February 22, 2010
  
- F. **Adoption of Resolution No. 5557 Approving the Plans and Specifications for 4.0 MG Potable Tank and Pipeline Project**– It is recommended that the City Council: 1) adopt Resolution No. 6657 approving the Plans and Specifications for the 4.0 MG Potable Tank and Pipeline Project; 2) authorize the City Manager to advertise the plans and specifications to receive construction bids; and 3) take such additional, related action that may be desirable. Public Works Director Clifford G. Finley’s report dated February 22, 2010

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/Executive Director, Staff, Employees
- B. City/Agency Attorney
- C. City Council/Redevelopment Agency

13. **REQUEST FOR FUTURE AGENDA ITEMS**

Any Councilmember/Director 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/Executive Director to place an item on a future

Council/Agency Agenda, do research, or a staff report must be accompanied with a majority vote of the City Council/Redevelopment Agency. The City Manager/Executive Director shall have 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: \_\_\_\_\_  
Deputy City Clerk/Administrative Secretary Peggy Higgins