

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, APRIL 19, 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 – APRIL 19, 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 Santa Paula Relay for Life – Former Council Member John Procter

 - B. Proclamation for American Cancer Society Cancer Prevention Study-3 – Former Councilmember John Procter

 - C. Moonlight at the Ranch 2010–Chief of Police MacKinnon and Fire Chief Araiza

 - D. Fourth of July Fireworks Show Presentation – Rotary Club of Santa Paula

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 April 12, 2010.

Voided Checks	03/23/10	
Invoices	03/22/10	
	03/25/10	
Wire Transfer	03/24/10	
Subtotal		\$ 605,857.43
Invoices	04/02/10	
Wire Transfers	03/31/10	
Subtotal		\$ 34,419.71
Voided Checks	04/05/10	
Invoices	04/05/10	

Wire Transfer	04/07/10	
Subtotal		\$ 596,785.66
	Grand Total	\$ 1,237,062.80

- D. **Minutes**– Adopt the Minutes from the Special City Council Meeting of April 5, 2010. Deputy City Clerk Peggy Higgins’ report date April 12, 2010.
- E. **Second Reading and Adoption of Ordinance No. 1221**– It is recommended that the City Council: 1) waive the second reading and adopt Ordinance No. 1221; 2) take such additional, related, action that may be desirable. **ORDINANCE NO. 1221**–AN ORDINANCE AMENDING SANTA PAULA MUNICIPAL CODE § 33.12 RELATING TO THE ABOLITION OF PERSONNEL POSITIONS BY THE CITY COUNCIL. Deputy City Clerk Peggy Higgins’ report dated April 12, 2010.
- F. **Approval of Contract with Rincon Consultants, Inc. for Preparation of an Environmental Impact Report (EIR) Regarding Santa Paula Rock Proposed Sediment Sorting, Recycling, Stockpiling, and Wholesaling Use (2010-CUP-01)**– It is recommended that the City Council; 1) approve an Agreement for Services with Rincon Consultants Inc., for \$44,870; 2) authorize the City Manager to execute an Agreement on behalf of the City in a form approved by the City Attorney; and 3) take such additional related action that maybe desirable. Planning Director Janna Minsk’s report dated April 12, 2010.
- G. **Reject the Construction Bids for the Santa Paula Branch Line Bike Trail Project and Authorize Staff to Readvertise the Project**– It is recommended that the City Council: 1) reject all construction bids for the Santa Paula Branch Line Bike Trail Project; 2) authorize the City Manager, or designee, to readvertise the plans and specifications to receive construction bids; and 3) take such additional, related action that may be desirable. Public Works Director Clifford Finley’s report dated April 12, 2010.
- H. **Approval of Task Order No. 22 with Fugro West, Inc. for Implementation of Expanded Groundwater Program for the WRF**– It is recommended that the City Council: 1) authorize the City Manager to execute Task Order No. 22 for \$44,000 with Fugro West, Inc. to install the additional groundwater monitoring wells and implement the groundwater monitoring program as required by the Regional Water Quality Control Board (RWQCB); 2) authorize the City Manager to approve changes to the scope of work up to a budget amount of \$48,000; and 3) take such additional, related action

that may be desirable. Director of Public Works Clifford G. Finley's report dated April 13, 2010.

11. PUBLIC HEARINGS

A. **Review of Project No. 2009-ANX-01: A request for reorganization (including annexation) of twelve parcels totaling approximately 4.3 acres from unincorporated Ventura County to the City of Santa Paula and pre-zoning the project area from its existing county Two-Family Residential zoning the project area from its existing county Two-Family Residential (R2-7,000sf) zoning district to City Single Family Residential (R-1) zoning district.**

- 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) open the public hearing; 2) consider the evidence received during the public hearing; 3) introduce and waive first reading of Ordinance No. 1227 for pre-zoning the project area Single Family Residential (Exhibit A); 4) schedule second reading and adoption of Ordinance No. 1227 for May 3, 2010; 5) adopt Resolution No. 6662 authorizing the City Manager or designee to file a reorganization application with LAFCO (Exhibit B); and 6) take such additional, related, action that may be desirable. Planning Director Janna Minsk's report dated April 19, 2010

12. ORDER OF BUSINESS

A. **Designation of Voting Delegate for the 2010 SCAG Regional Conference and General Assembly**– It is recommended that the City Council designate a voting delegate and alternate delegate for the 2010 Southern California Association of Governments (SCAG) General Assembly. City Manager Jaime Fontes' report dated April 13, 2010.

B. **Summer City Council Meeting Schedule**– It is recommended that the City Council determine its meeting schedule for July and August, 2010 and take action to cancel-reschedule any meetings as appropriate. City Manager Jaime Fontes' report dated April 12, 2010.

- C. **Report on the Creation of a Do-It- Better-By Suggestion (DIBBS) Program**– It is recommended that the City Council: 1) receive the Report; and 2) direct staff to create a Do-It- Better-By Suggestion (DIBBS) Program. Assistant to the City Manager Elisabeth Amador’s report dated April 7, 2010.

- D. **FY 2009-10 March Monthly Update**– It is recommended that the City Council: 1) receive and file this Summary Report of Budget Revenues & Expenditures; 2) request additional information and/or provide direction to staff as appropriate. Finance Director John Quinn’s report dated April 12, 2010.

- E. **Agreement of FCS Group to Conduct a Privatization Feasibility Study for the City of Santa Paula Solid Waste Enterprise Operations**– It is recommended that the City Council: 1) Authorize the City Manager to execute an amendment, in a form approved by the City Attorney, to the professional services agreement with FCW Group to conduct a privatization feasibility study for the City of Santa Paula’s Solid Waste Enterprise Operations; and 2) take such additional, related, action that may be desirable. Finance Director John Quinn’s reported dated April 12, 2010.

- F. **Purchase of Police Vehicles**– It is recommended that the City Council: 1) utilize SPMC § 41.13 to “piggy-back” on the State of California competitive bidding process to acquire vehicles; 2) authorize the City Manager to execute a contract, in a form approved by the City Attorney, with McPeek’s Dodge of Anaheim, CA for purchasing three Dodge Chargers and supplemental equipment; and 3) take such additional, related, action that may be desirable. Chief of Police Stephen MacKinnon’s report dated April 13, 2010.

- G. **Conceptual Approval of Proposed Police Memorial Site and Design**– It is recommended that the City Council:1) approve the conceptual design of a Police Memorial; 2) approve the proposed location of the Police Memorial; and 3) take other action as appropriate. Chief of Police Stephen MacKinnon’s report dated April 12, 2010.

13. **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

14. **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.

15. **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