

# City of Santa Paula

*City Council/Redevelopment Agency/  
Community Healthcare Authority  
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/  
COMMUNITY HEALTHCARE AUTHORITY  
TUESDAY, SEPTEMBER 7, 2010

**5:30 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/ 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  
CITY HALL ADMINISTRATION CONFERENCE ROOM  
September 7, 2010  
Tuesday, 5:30 P.M.

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PUBLIC COMMENT**
4. **ORDER OF BUSINESS**
  - A. **Interview for Commission on Aging**–The City Council will hold an applicant interview to fill a vacancy on the Commission on Aging for a two year term.
    1. Beverly Fernandez
  - B. **Interview for Recreation Commission**– The City Council will hold an applicant interview to fill a vacancy on the Recreation Commission for a three year term.
    1. Tommy Frutos
  - C. **Interview Santa Paula Housing Authority**– The City Council will hold applicant interviews to fill two vacant positions, each for a term of four years and one vacant tenant position for a two year term.
    1. Bob Russell,
    2. Philip C. Caruso
    3. Maxine Garcia
5. **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 Labor Negotiator**– Government Code § 54957.6. City Negotiators: City Manager Jaime M. Fontes, Human Resources Manager Lorena Alvarez, Assistant to the City Manager Elisabeth Amador and Finance Director John Quinn. Employee Organizations: Santa Paula Police Officers Association (SPPOA), Ventura County Professional Firefighters Association (VCPFA), representing Santa Paula Full-time Firefighters.
6. **CONTINUE MEETING TO 6:30 P.M. IN COUNCIL CHAMBERS**

SANTA PAULA CITY COUNCIL AGENDA  
REGULAR MEETING – September 7, 2010  
TUESDAY – 6:30 P.M. – COUNCIL CHAMBERS

1. **CALL TO ORDER**
  
2. **FLAG SALUTE**
  
3. **ROLL CALL**
  
4. **CLOSED SESSION REPORT**
  
5. **PRESENTATIONS**
  - A. **Presentation of Proclamation and City Tile for Frank Suniga**
  
  - B. **Presentation of Proclamation recognizing the Bracero History Project at California State University, Channel Islands**
  
  - C. **Presentation by Jim Moore, Ventura County Transportation Commission- November 2010 Fare Adjustment**
  
  - D. **Presentation by Carla Edwards - 2010 Citrus Balloon Classic Wrap-Up**
  
  - E. **Presentation by Fire Chief Rick Araiza - Ready Santa Paula**
  
  - F. **Presentation by Chief of Police Stephen MacKinnon- Moonlight at the Ranch IV, “The Roaring 20’s!”**
  
6. **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.

7. **CITY COUNCIL, STAFF COMMUNICATIONS**

**Update on Branch Line Trail Project**– City Manager Jaime Fontes’ oral report.

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. **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 August 2, 2010.

Voided Checks	08/24/10-08/26/10	
Invoices	08/25/10-08/26/10	
Wire Transfers	08/25/10	
Subtotal		\$1,072,953.72
Voided Checks	08/16/10	
Invoices	08/19/10	
Wire Transfers	08/18/10-08/20/10	
Subtotal		\$ 652,142.24

Voided Checks	08/10/10-08/12/10	
Invoices	08/10/10-08/12/10	
Wire Transfers	08/11/10	
Subtotal		\$ 652,058.62
Invoices	08/06/10	\$ 30,029.25
Voided Checks	07/29/10	
Invoices	07/29/10	
Wire Transfers	07/28/10	
Subtotal		\$1,151,765.76
	<b>GRAND TOTAL</b>	<b>\$3,558,949.59</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 June 22, 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. **Planning Commission Action Report**– Pursuant to Resolution No. 6456, receive and file the Planning Director’s report regarding Planning Commission actions taken on August 24, 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.
- F. **Minutes**– Adopt the Minutes from the Regular City Council Meeting of August 16, 2010. Deputy City Clerk Peggy Higgins’ report dated August 30, 2010.
- G. **Second Reading and Adoption of Ordinance No. 1231**– It is recommended that the City Council: 1) waive the second reading and adopt Ordinance No. 1231; 2) take such additional, related, action that may be desirable. **ORDINANCE NO. 1231– AN ORDINANCE AMENDING SANTA PAULA MUNICIPAL CODE 13.07 TO AUTHORIZE THE CITY ATTORNEY TO PROSECUTE VIOLATIONS OF THE MUNICIPAL CODE AS MISDEMEANORS OR INFRACTIONS.** Deputy City Clerk Peggy Higgins’ report dated August 26, 2010.
- H. **Memorandum of Understanding with the Santa Paula Police Officers Association (SPPOA)**– That the City Council adopt Resolution No. 6695 approving the Memorandum of Understanding (MOU) for the 2010 contract year between the City of Santa Paula and the Santa Paula Police Officers Association (SPPOA), a duly recognized employee organization representing the City of Santa Paula’s Sworn Police Officers and Dispatch Unit. Human Resources Manager Lorena Alvarez’ report dated July 26, 2010.

- I. **Memorandum of Understanding with the Ventura County Professional Fire Association, Representing Santa Paula Fulltime Firefighters' Unit**– It is recommended that the City Council adopt Resolution No. 6694 approving the Memorandum of Understanding (MOU) for the 2010 contract year between the City of Santa Paula and the Ventura County Professional Fire Association, representing the City of Santa Paula's Fulltime Firefighters' Unit. Human Resources Manager Lorena Alvarez' report dated July 26, 2010.
  
- J. **Sublease of West End Mill Lot by Ventura County Museum**– It is recommended that the City Council: 1) authorize the City Manager to execute an agreement for a sublease with the Ventura County Museum in a form approved by the City Attorney; and 2) take such additional, related, action that may be desirable. Assistant to the City Manager Elisabeth Amador's report dated August 25, 2010.
  
- K. **Approval of Task Order No. 1 with Carollo Engineers, Inc.**– It is recommended that the City Council: 1) approve a budget allocation of \$606,464 for construction management services related to the 4 million gallon (MG) water reservoir to be constructed in Steckel Canyon; 2) authorize the City Manager to execute Task Order No. 1 for the budgeted amount with Carollo Engineers, Inc.; 3) take such additional action that may be desired. Interim Public Works Director John T. Quinn's report dated September 1, 2010.
  
- L. **Approval of Task Order No. 2 with Carollo Engineers, Inc.**– It is recommended that the City Council: 1) approve a budget allocation of \$196,600 for construction management services related to the Santa Paula Branch Line (Bike) Trail Project; 2) authorize the City Manager to execute Task Order No. 2 for the budgeted amount with Carollo Engineers, Inc.; 3) take such additional action that may be desired.
  
- M. **Firing Range Contract for Short-Term Use**– It is recommended that the City Council: 1) authorize the City Manager to enter into an agreement, in a form approved by the City Attorney, for the use of a temporary firing range facility; and 2) take such additional, related, action that may be appropriate. Chief of Police Stephen MacKinnon's report dated August 30, 2010.

10. **ORDER OF BUSINESS**

- A. **Update on Ventura County Fish Ladder-Watershed Protection District Director Norma Camacho and Deputy Director Design**

**and Construction Peter Sheydayi**– City Manager Jaime Fontes’ oral report.

- B. **Hansen Agricultural Center Faulkner Farm**– It is recommended that the City Council: 1) receive and file the Report; and 2) take such additional, related, action that may be desirable. Assistant to the City Manager Elisabeth Amador’s report dated August 25, 2010.
- C. **Research in Pursuit of a Mobile Command Post**– It is recommended that the City Council: 1) receive and file the report; (2) approve expenditure of funds, subject to concurrence from the Creditor Committee’s Trust Liaison; and (3) authorize the City Manager to identify, purchase and acquire a Mobile Command Post for public safety services in accordance with the Santa Paula Municipal Code. Chief of Police Stephen MacKinnon’s report dated August 30, 2010.
- D. **Long-Term Option for a Firing Range/Training Facility**– It is recommended that the City Council: 1) accept the oral report from the Police Department on current issues with the Firearms Training program; 2) provide guidance to Staff on how to proceed; and 3) take other steps as needed. Chief of Police Stephen MacKinnon’s report dated August 30, 2010.
- E. **Approve a Three Year Contract to Provide City Engineering Services for the City of Santa Paula for Fiscal Years Ending June 30, 2011, 2012 and 2013**– It is recommended that the City Council: 1) authorize the City Manager to execute a Professional Services Agreement in a form approved by the City Attorney for a period of three years with Carollo Engineers to provide Engineering Services for the City of Santa Paula for Fiscal Years Ending June 30, 2011, 2012 and 2013; and 2) take such additional, related, action, that may be desirable. Finance Director John Quinn’s report dated September 1, 2010
- F. **Approval of Three-Year On-Call Services Agreements with Five (5) Professional Services Firms**– It is recommended that the City Council 1) authorize the City Manager to execute the attached Three-Year On-Call Services Agreements for professional services with KOA Corporation, Sam Hill & Sons, Milner-Villa Consulting, BSN Construction, Inc. and MNS Engineers, Inc. in a form approved by the City Attorney, and 2) take such additional, related action that may be desirable. Finance Director John Quinn’s report dated September 1, 2010.

- G. **New Department and Proposed Public Works and Finance Reorganization**– It is recommended that the City Council: 1) Adopt Resolution No. 6698 creating the position of Director of Public Services and a new Department of Public Services; 2) modify the City’s Position Control Listing and Position Classification and Compensation Plan in the adopted FY 2010-11 Budget to include the Director of Public Services and Public Works Superintendent and eliminate the Finance Director, Public Works Director/City Engineer, and Water Superintendent and reclassify the Assistant Finance Director to Finance Manager; 3) adopt Resolution No. 6699 amending the Position Control Listing and the Position Classification and Compensation Plan establishing the salary range for the Public Works Superintendent and Public Services Director; 4) request additional information and/or provide direction to staff as appropriate; and 5) authorize the City Manager and the Human Resources Manager, with approval from the City Attorney, to execute any related documents and take any other related actions as necessary. City Manager Jaime M. Fontes report dated September 1, 2010.
- H. **Update on Status of Solid Waste RFP** –It is recommended that the City Council: 1) receive and file oral report from Finance Director John Quinn and; 2) take such additional, related action that may be desirable.

11. **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

12. **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 has discretion as to when the item will come back on the Agenda, unless the City Council/Redevelopment Agency identifies a specific meeting for the item’s return.

13. **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