

City of Santa Paula

City Council
AMENDED AGENDA

MAYOR JENNY CROSSWHITE
VICE MAYOR GINGER GHERARDI
COUNCILMEMBER CLINT GARMAN
COUNCILMEMBER JOHN PROCTER
COUNCILMEMBER MARTIN F. HERNANDEZ



REGULAR MEETING OF THE
SANTA PAULA CITY COUNCIL

March 20, 2017

6:00 P.M – CLOSED SESSION

6:30 P.M – REGULAR MATTERS

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

LUCY BLANCO, 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



CITY OF SANTA PAULA
CITY COUNCIL
AGENDA • MARCH 20, 2017

I. CLOSED SESSION - CITY HALL ADMINISTRATION CONFERENCE ROOM

- 1. CALL TO ORDER**
- 2. PUBLIC COMMENTS**
- 3. 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 purpose:

- A. **Conference with Legal Counsel: Existing Litigation -- Government Code Section 54956.9(D)(1).** The City Finds, Based on Advice from Legal Counsel, that Discussion in Open Session Will Prejudice the Position of the City in the Litigation.

Name of Cases: San Buenaventura Conservancy; Santa Paula Conservancy V. City of Santa Paula – Ventura Superior Court Case No.56-2016-00487940-CU-WM-OXN.

- 4. CONTINUED MEETING TO 6:30 P.M IN COUNCIL CHAMBERS**

II. REGULAR MATTERS - COUNCIL CHAMBERS

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. FLAG SALUTE**
- 4. ROLL CALL**
- 5. CLOSED SESSION REPORT**
- 6. PRESENTATIONS**

- A. **Presentation Proclaiming the Month of March as "Brain Injury Awareness" Month.**

- 7. 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.

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.

- A. **February 2017 Warrants and Certifications – Recommendation:** It is recommended that the City Council: (1) receive and file the prior month Accounts Payable and Payroll certifications per the attached check history report for 02/01/17 - 02/28/17; and (2) take such additional, related action that may be desirable.

Report by: Sandra K. Easley, Finance Director

- B. **Approval of a Settlement Agreement in San Buenaventura Conservancy, et al. v. City of Santa Paula, et al. – Ventura Superior Court Case No.56-2016-00487940-CU-WM-OXN – Recommendation:** It is recommended that the City Council: (1) Approve the settlement agreement to resolve the case entitled Santa Paula Conservancy, *et al.* v. City of Santa Paula, *et al.* and designated – Ventura Superior Court Case No.56-2016-00487940-CU-WM-OXN.

Report by: John C. Cotti, City Attorney

- C. **Creation of a Standing Committee to Address Water and Sewer Rates – Recommendation:** It is recommended that the City Council ratify the Appointment of Mayor Jenny Crosswhite and Councilmember Martin Hernandez to the Water and Sewer Rate Committee.

Report by: John Cotti, City Attorney

11. PUBLIC HEARING

- Verification of posting notice 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

- A. **Public Hearing to Receive Public Input Regarding Unmet Transit Needs** – **Recommendation:** It is recommended that the City Council conduct a public hearing to receive input regarding unmet transit needs and direct staff to forward all comments to the Ventura County Transportation Commission.

Report by: John Ilasin, Interim Public Works Director

- Verification of posting notice 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

- B. **2016-CDP-05 Ventura Directional Drilling** – **Recommendation:** It is recommended that the City Council: (1) open the public hearing and take evidence; (2) consider the evidence received during the public hearing; (3) introduce and waive first reading of Ordinance No. 1269 for a Zone Change; (4) adopt Resolution No. 7043 to approve the project; and (5) take such additional, related action as may be appropriate.

Report by: N.D. Doberneck, Associate Planner

12. ORDER OF BUSINESS

- A. **Fire Annexation Progress Report** – **Recommendation:** It is recommended that the City Council: (1) receive and file this oral report; and (2) take such additional, related action that may be desirable.

Report by: Rick Araiza, Fire Chief

- B. **Approval of a Joint Use Agreement for the Santa Paula Creek Sports Park within East Area 1** – **Recommendation:** It is recommended that the City Council: (1) Discuss and consider approval of an Agreement for the joint use of park facilities; and (2) take such additional, related action that may be desirable.

Report by: Ed Mount, Community Services Director; John C. Cotti, City Attorney

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, City Clerk