



**CITY OF SANTA PAULA
CITY COUNCIL
MINUTES • MARCH 20, 2017**

I. CLOSED SESSION - CITY HALL ADMINISTRATION CONFERENCE ROOM

1. CALL TO ORDER

Mayor Crosswhite called the meeting to order at 6:00 p.m.

Councilmembers, Clint Garman, Martin Hernandez, John Procter, Vice Mayor Gherardi and Mayor Crosswhite were present. Also present was City Attorney John Cotti.

2. PUBLIC COMMENT

No public comment.

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.

RESULT:	ANNOUNCED
----------------	------------------

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

Mayor Crosswhite recessed the Council to the regular meeting at 6:28 p.m.

II. REGULAR MATTERS - COUNCIL CHAMBERS

1. CALL TO ORDER

Mayor Crosswhite called the meeting to order at 6:30 p.m.

2. INVOCATION

Deacon Al Guilin led the invocation.

3. FLAG SALUTE

Councilmember Procter led the flag salute.

4. ROLL CALL

Attendee Name	Title	Status	Arrived
Clint Garman	Councilmember	Present	
Ginger Gherardi	Vice Mayor	Present	
John Procter	Councilmember	Present	
Jenny Crosswhite	Mayor	Present	
Martin F. Hernandez	Councilmember	Present	

5. CLOSED SESSION REPORT

No reportable action.

6. PRESENTATIONS

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

RESULT:	ANNOUNCED
----------------	------------------

7. PUBLIC COMMENT

Public Speaker

Graciano Rodriguez spoke on behalf of his parents who live at Ferris Ln. stating the street is in dire need of repair stating it's a dirt road with no sidewalks.

8. CITY COUNCIL, STAFF COMMUNICATIONS

Vice Mayor Gherardi stated her pleasure of representing the Mayor at Society of the Arts event where she presented a proclamation. She also reminded staff that the Amgen Tour will come through Santa Paula on Ojai Road and that the potholes in the City especially in this area, need to be addressed.

9. APPROVAL OF FINAL AGENDA

It was moved by Councilmember Procter, seconded by Councilmember Garman to approve final agenda as amended. All were in favor and the motion carried.

10. CONSENT CALENDAR

Item 10 B Settlement Agreement in Santa Paula Conservancy was moved to Order of Business.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ginger Gherardi, Vice Mayor
SECONDER:	Clint Garman, Councilmember
AYES:	Garman, Gherardi, Procter, Crosswhite, Hernandez

- 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

Councilmember Procter recused due to conflict.

- 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

- 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

The Public Hearing opened at 6:40 p.m.

Martin Erickson from Ventura County Transportation Commission (VCTC) provided a brief presentation and asked that the community provide input for transit needs by either visiting their website at www.goventura.org or by calling 805 642-1591, ext. 110

Public Speakers

Rose Marie Garcia stated she has no place to sit while waiting for the bus and that sometimes bus drivers are late.

Richard Rudman spoke in support of the City in rectifying transportation planning and stated that the Fillmore and Western is under used.

Jim White, (VCTC) stated they are here to get information to people who are transit dependent and to find out what the community's needs are.

Dot, a frequent bus user stated her concern of the cost \$0.70 - \$1.00 to use dial a ride. She also stated that the bus drivers are not allowed to assist ADA riders. She also stated that there was no notice of the meeting on the internet and felt the survey was invalid and no value stating people should be interviewed in person.

Councilmember Gherardi read a letter for the record provided by Joseph Alexander who stated that Santa Paula needs more dial-a-ride buses.

Mari Carmen stated she's used the service for eight years stating there are not enough drivers on the weekends. Lack of drivers means no service. She also stated her concern for no benches to sit while waiting for the bus especially for the elderly and ill; in the heat or rain.

Ben Turner stated bus driver should log how many people ride stating buses are lacking the help for the public; not enough drivers.

The Public Hearing closed at 7:19 p.m.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ginger Gherardi, Vice Mayor
SECONDER:	John Procter, Councilmember
AYES:	Garman, Gherardi, Procter, Crosswhite, Hernandez

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

The Public Hearing opened at 7:20 p.m.

The Public Hearing closed at 7:27p.m.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Procter, Councilmember
SECONDER:	Ginger Gherardi, Vice Mayor
AYES:	Garman, Gherardi, Procter, Crosswhite, Hernandez

12. ORDER OF BUSINESS

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

Report by: Rick Araiza, Fire Chief

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ginger Gherardi, Vice Mayor
SECONDER:	Clint Garman, Councilmember
AYES:	Garman, Gherardi, Procter, Crosswhite, Hernandez

- 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

RESULT:	ADOPTED [4 TO 1]
MOVER:	Ginger Gherardi, Vice Mayor
SECONDER:	John Procter, Councilmember
AYES:	Garman, Gherardi, Procter, Crosswhite
NAYS:	Hernandez

13. REQUEST FOR FUTURE AGENDA ITEMS

It was moved by Vice Mayor Gherardi, seconded by Councilmember Procter to bring back the issue related to the nonprofit leases.

14. ADJOURNMENT

Mayor Crosswhite adjourned the meeting at 8:00 p.m.

ATTEST:

Lucy Blanco City Clerk