



Resolution No. 2005-2296
Ordinance No. 312

**CITY COUNCIL
REGULAR MEETING AGENDA
WEDNESDAY, MARCH 16, 2005
7:00 P.M.**

Moorpark Community Center

799 Moorpark Avenue

1. **CALL TO ORDER:**
2. **PLEDGE OF ALLEGIANCE:**
3. **ROLL CALL:**
4. **PROCLAMATIONS AND COMMENDATIONS:**
 - A. Introduce New City Employee, Michael Nisito, Public Works Superintendent.
 - B. City Manager's Monthly Report.
5. **PUBLIC COMMENT:**

(AT THIS POINT IN THE MEETING, THE COUNCIL WILL CONVENE THE REGULAR REDEVELOPMENT AGENCY MEETING, UNLESS CANCELED.)

6. **REORDERING OF, AND ADDITIONS TO, THE AGENDA:**

(Pursuant to Council Rules of Procedure, Section 2.8, Items to be withdrawn from the Consent Calendar shall be identified at this time.)

Any member of the public may address the Council during the Public Comments portion of the Agenda, unless it is a Public Hearing or a Presentation/Action/Discussion item. Speakers who wish to address the Council concerning a Public Hearing or Presentations/ Action/Discussion item must do so during the Public Hearing or Presentations/Action/ Discussion portion of the Agenda for that item. Speaker cards must be received by the City Clerk for Public Comment prior to the beginning of the Public Comments portion of the meeting and for Presentation/Action/Discussion items prior to the beginning of the first item of the Presentation/Action/Discussion portion of the Agenda. Speaker Cards for a Public Hearing must be received prior to the beginning of the Public Hearing. A limitation of three minutes shall be imposed upon each Public Comment and Presentation/Action/Discussion item speaker. A limitation of three to five minutes shall be imposed upon each Public Hearing item speaker. Written Statement Cards may be submitted in lieu of speaking orally for open Public Hearings and Presentation/Action/ Discussion items. Copies of each item of business on the agenda are on file in the office of the City Clerk and are available for public review. Any questions concerning any agenda item may be directed to the City Clerk at 517-6223.

7. ANNOUNCEMENTS AND FUTURE AGENDA ITEMS:

8. PUBLIC HEARINGS:

- A. Consider General Plan Amendment No. 2001-05, Specific Plan No. 2001-01, and Zone Change No. 2001-02, for 1,650 Housing Units on 3,586.3 Acres Located Generally North of Moorpark College and State Route 118 on Land Immediately Outside City of Moorpark Municipal Boundaries. Applicant: North Park Village, LP. (continued from January 19, 2005) Staff Recommendation: 1) Continue to take testimony in the open public hearing; and 2) Continue the agenda item with the hearing open to April 20, 2005. **(Staff: David Bobardt)**
- B. Consider Resolutions Continuing Public Hearings Concerning the Formation of Community Facilities District No. 2004-1 (Moorpark Highlands) and Community Facilities District No. 2004-2 (Moorpark Vistas) to April 20, 2005. (continued from February 16, 2005, with public hearing open) Staff Recommendation: 1) Continue to take testimony in the open public hearings; and 2) Adopt Resolutions Nos. 2005-____ and 2005-____ continuing the open public hearings to April 20, 2005. **(Staff: Hugh Riley)**
- C. Consider Allocation of Community Development Block Grant (CDBG) Funds (\$186,292) for Fiscal Year (FY) 2005/2006. (continued from February 16, 2005, with public hearing closed) Staff Recommendation: Authorize the allocations recommended by the Budget and Finance Committee and staff from FY 2005/2006 CDBG funds as described in the agenda report. **(Staff: Laura Stringer)**

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Underground Utility Project Priorities. Staff Recommendation: Direct staff as deemed appropriate. **(Staff: Kenneth Gilbert)**

9. PRESENTATION/ACTION/DISCUSSION: (continued)

- B. Consider Reassignment of Certain Departmental Responsibilities, Changes to Certain Department Names, Changes to Certain Positions, Creation of Five New Position Classifications and Addition of Two Positions. Staff Recommendation: Approve the recommended changes as contained in the agenda report and direct staff to return with revisions to the Classification Plan and General Fund appropriations. **(Staff: Steven Kueny)**
- C. Consider Resolution Amending the Salary Plan for Competitive Service, Non-Competitive Service, and Hourly Employees and Rescinding Resolution No. 2004-2221. Staff Recommendation: Adopt Resolution No. 2005-____. **(Staff: Deborah Traffenstedt)**

10. CONSENT CALENDAR:

- A. Consider Approval of Warrant Register for Fiscal Year 2004-2005 - March 16, 2005.

Manual Warrants	118635 - 118641	\$	70,584.52
Voided Warrant	118570 & 118596 & 118750	\$	(162.00)
Payroll Liability Warrants	118764 - 118768	\$	1,780.75
Regular Warrants	118642 - 118748 & 118749 - 118763	\$	46,830.34 \$1,386,988.37

Staff Recommendation: Approve the warrant register.

- B. Consider Resolution Amending the Fiscal Year 2004/05 Budget to Provide Additional Funding for Certain Capital Improvement Projects (8013-Los Angeles Avenue Widening; Spring Road to Moorpark Avenue; 8037-Flinn Avenue Realignment; and 8053-Civic Center Driveway). Staff Recommendation: Adopt Resolution No. 2005-____, amending the FY 2004/05 budget. **ROLL CALL VOTE REQUIRED (Staff: Kenneth Gilbert)**

10. CONSENT CALENDAR: (continued)

- C. Consider Resolution Adopting Revised Rules of Procedure for Council Meetings and Rescinding Resolution No. 2003-2102. Staff Recommendation: Adopt Resolution No. 2005-____. **(Staff: Deborah Traffenstedt)**
- D. Consider Continuation of Local Emergency. Staff Recommendation: Continue the proclamation of a local emergency. **(Staff: Kim Chudoba)**
- E. Consider Final Approval of the Seven-Year Capital Improvement Program (CIP) for Streets and Roads. Staff Recommendation: Approve the FY 2004/05 - FY 2010/11 Capital Improvement Program for Streets and Roads. **(Staff: Kenneth Gilbert)**
- F. Consider Resolution Authorizing Application for Workforce Housing Reward Grant and Authorizing City Manager to Execute All Documents Required to Participate in Program. Staff Recommendation: Adopt Resolution No. 2005-____. **(Staff: Nancy Burns)**
- G. Consider Approval of the Conceptual Design for the Landscaping to be Installed in the Tierra Rejada Road Median East of Spring Road. Staff Recommendation: Approve the design concept described in the agenda report. **(Staff: Kenneth Gilbert)**
- H. Consider Awarding a Contract for the Construction of a Sub-Drain on Little Hollow Place. Staff Recommendation: Approve the award of a construction contract to Dial Construction, Inc. for the construction of the subject project. **ROLL CALL VOTE REQUIRED (Staff: Kenneth Gilbert)**

11. ORDINANCES:

- A. Consider Ordinance No. 311, an Ordinance of the City of Moorpark, California, Adding Section 10.04.205 to the Moorpark Municipal Code Pertaining to the Parking of Oversized Vehicles. Staff Recommendation: Waive full reading and declare Ordinance No. 311 read for the second time and adopted as read.

12. CLOSED SESSION:

- A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Subdivision (b) of Section 54956.9 of the Government Code: (Number of cases to be discussed - 4)
- B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation pursuant to Subdivision (c) of Section 54956.9 of the Government Code: (Number of cases to be discussed - 4)
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Pursuant to Subdivision (a) of Section 54956.9 of the Government Code)
The Committee to Preserve Historic High Street, an unincorporated association, and Cynthia Hollister vs. City of Moorpark and Moorpark City Council (Case No. SC037584)
- D. CONFERENCE WITH LABOR NEGOTIATOR
(Pursuant to Section 54957.6 of the Government Code)
Agency Designated Representative: Steven Kueny
Employee Organization: Service Employees International Union, AFL-CIO, CLC, Local 998
- E. CONFERENCE WITH LABOR NEGOTIATOR
(Pursuant to Section 54957.6 of the Government Code)
Agency Designated Representative: Steven Kueny
Unrepresented employees: Accountant I, Administrative Services Director, Assistant City Manager, Assistant to City Manager/City Clerk, Budget and Finance Manager, City Engineer, Community Development Director, Community Services Director, Information Systems Manager, Planning Manager, Principal Planner, Public Works Director, Public Works Supervisor; Recreation Manager, and Senior Management Analyst
- F. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Pursuant to Subdivision (b) of Section 54957 of the Government Code)
Title: Assistant City Manager, Assistant to City Manager/City Clerk, City Manager, City Attorney, City Engineer, Chief of Police, Administrative Services Director, Community Development Director, Community Services Director, and Public Works Director

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13. ADJOURNMENT:

In compliance with the Americans with Disabilities Act, if you need special assistance to review an agenda or participate in this meeting, including auxiliary aids or services, please contact the City Clerk's Department at (805) 517-6223. Upon request, the agenda can be made available in appropriate alternative formats to persons with a disability. Any request for disability-related modification or accommodation should be made at least 48 hours prior to the scheduled meeting to assist the City staff in assuring reasonable arrangements can be made to provide accessibility to the meeting (28 CFR 35.102-35.104; ADA Title II).

STATE OF CALIFORNIA)
COUNTY OF VENTURA) ss
CITY OF MOORPARK)

AFFIDAVIT OF POSTING

I, Maureen Benson, declare as follows:

That I am the Deputy City Clerk of the City of Moorpark and that an agenda of the Regular Meeting of the Moorpark City Council to be held on Wednesday, March 16, 2005, at 7:00 p.m. in the Council Chambers of the Moorpark Community Center, 799 Moorpark Avenue, Moorpark, California, was posted on March 11, 2005, at a conspicuous place at the Moorpark Community Center, 799 Moorpark Avenue, Moorpark, California.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 11, 2005.

Maureen Benson, Deputy City Clerk