



Resolution No. 2005-2320
Ordinance No. 315

**CITY COUNCIL
REGULAR MEETING AGENDA
WEDNESDAY, MAY 4, 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. Proclamation Declaring May 2 through May 8 as Public Service Recognition Week.
 - B. Proclamation Declaring May 2005 Veterans Appreciation Month.
 - C. Proclamation Recognizing Rotary Clubs Worldwide Upon Their 100th Anniversary.
 - D. Proclamation Declaring May 2005 Community Action Month.

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.

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(Pursuant to Council Rules of Procedure, Section 2.8, Items to be withdrawn from the Consent Calendar shall be identified at this time.)

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 public hearing closed from April 20, 2005)**
Staff Recommendation: 1) Discuss the project and direct staff as deemed appropriate; and 2) Continue the closed public hearing to May 18, 2005. **(Staff: David Bobardt)**

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Proposed Development Agreement Between North Park Village Limited Partnership and City of Moorpark Pertaining to General Plan Amendment No. 2001-05, Specific Plan No. 2001-01, and Zone Change No. 2001-02. Staff Recommendation: Refer the draft Development Agreement to the Planning Commission and schedule City Council Public Hearing for a date certain in June, 2005. **(Staff: Steven Kueny)**
- B. Consider Power Point Presentation on Rail Intermodal Transportation. Staff Recommendation: Direct staff as deemed appropriate. **(Staff: Barry Hogan)**
- C. Consider Scheduling of the Summer Meeting Recess. Staff Recommendation: Direct staff to post a notice of meeting cancellation for the selected summer recess date(s). **(Staff: Deborah Traffenstedt)**

9. PRESENTATION/ACTION/DISCUSSION: (continued)

- D. Consider Resolution of Intention to Amend the Contract between the Board of Administration of the California Public Employees' Retirement System (CalPERS) and the City of Moorpark and First Reading of an Ordinance Authorizing an Amendment to the Contract between the City and the Board of Administration of CalPERS to Provide Section 21623.5 Retired Death Benefit. Staff Recommendation: 1) Adopt Resolution of Intention No. 2005-____; and 2) Waive full reading and introduce Ordinance No. ____ for first reading; and 3) Direct that second reading of the ordinance shall occur on June 1, 2005. **(Staff: Deborah Traffenstedt)**

10. CONSENT CALENDAR:

- A. Consider Approval of Minutes of Regular Meeting of November 3, 2004.

Consider Approval of Minutes of Regular Meeting of November 17, 2004.

Consider Approval of Minutes of Regular Meeting of April 20, 2005.

Staff Recommendation: Approve the minutes.

- B. Consider Approval of Warrant Register for Fiscal Year 2004-2005 - May 4, 2005.

Manual Warrants	119075 - 119077 &	\$ 58,250.00
Voided Warrant	119185	\$ (0.00)
Payroll Liability Warrants	119070 - 119074	\$ 1,710.20
Regular Warrants	119078 - 119183 & 119184 - 119203	\$ 54,647.02 \$ 270,838.24

Staff Recommendation: Approve the warrant register.

10. CONSENT CALENDAR: (continued)

- C. Consider Resolution Approving the Preliminary Assessment Engineer's Report for the Parks and Recreation Maintenance and Improvement Assessment District for Fiscal Year 2005/2006 and Providing Notice of Public Hearing on June 1, 2005. Staff Recommendation: Adopt Resolution No. 2005-____. **(Staff: Mary Lindley)**
- D. Consider Award of Contract to HH Construction for Installation of Playground Equipment at Virginia Colony Park. Staff Recommendation: Award a contract to HH Construction for playground improvements at Virginia Colony Park and authorize the City Manager to sign said contract on behalf of the City. **(Staff: Mary Lindley)**
- E. Consider Contract Extensions for Sunridge Landscape Services and Venco Western for Landscape Maintenance Services. Staff Recommendation: Approve one-year contract extensions through June 20, 2006, including a three percent adjustment, with Sunridge Landscape Services, Inc. and Venco Western, Inc., for landscape maintenance services as described in the agenda report and authorize the City Manager to execute the amendments on behalf of the City. **(Staff: Mary Lindley)**
- F. Consider Resolution Approving the Engineer's Report for the Landscaping and Lighting Maintenance Assessment Districts for Fiscal Year 2005/06 and Providing Notice of Public Hearing on June 1, 2005. Staff Recommendation: Adopt Resolution No. 2005-____. **(Staff: Kenneth Gilbert)**
- G. Consider Resolution Approving the Engineer's Report for Assessment District AD05-01 (M&M Development-Parcel Map 5264) for Fiscal Year 2005/06 and Providing Notice of Public Hearing on June 1, 2005. Staff Recommendation: Adopt Resolution No. 2005-____. **(Staff: Kenneth Gilbert)**

10. CONSENT CALENDAR: (continued)

- H. Consider Rejection of Claims: Sodaba Arghandiwall dba Village Discount Muffler & Brake; George R. Hecker; and John Gonda, DVM dba Arroyo Vista Veterinary Hospital. Staff Recommendation: Reject the claims and direct staff to send a standard rejection letter to the claimants. **(Staff: Deborah Traffenstedt)**
- I. Consider Request from Moorpark Chamber of Commerce to Waive Applicable Permit Fees and to Utilize the City's Portable Stage and Shade Canopy for the Annual Apricot Festival. Staff Recommendation: Approve the request from the Moorpark Chamber of Commerce to waive Temporary Use Permit Fee and allow use of the shade canopy for the Apricot Festival on June 11, 2005. **(Staff: Hugh Riley)**

11. ORDINANCES:

None.

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

12. CLOSED SESSION: (continued)

- 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/City Clerk; Administrative Services Manager; Assistant City Manager; City Engineer; Community Development Director; Finance and Accounting Manager; Finance Director; Information Systems Manager; Parks and Facilities Superintendent; Parks, Recreation and Community Services Director; Planning Manager; Principal Planner; Public Works Director; Public Works Superintendent; Recreation Manager; Redevelopment Manager; and Senior Management Analyst
- F. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Pursuant to Subdivision (b) of Section 54957 of the Government Code)
Title: Administrative Services Director/City Clerk; Assistant City Manager; City Manager; City Attorney; City Engineer; Chief of Police; Community Development Director; Finance Director; Parks, Recreation and Community Services Director; and Public Works Director

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, May 4, 2005, at 7:00 p.m. in the Council Chambers of the Moorpark Community Center, 799 Moorpark Avenue, Moorpark, California, was posted on April 29, 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 April 29, 2005.

Maureen Benson, Deputy City Clerk