



ANNOTATED

**CITY COUNCIL
REGULAR MEETING AGENDA
WEDNESDAY, MARCH 2, 2005
7:00 P.M.**

Moorpark Community Center

799 Moorpark Avenue

1. CALL TO ORDER:

7:16 P.M.

2. PLEDGE OF ALLEGIANCE:

JOHN BRAND, SENIOR MANAGEMENT ANALYST, LED THE PLEDGE OF ALLEGIANCE.

3. ROLL CALL:

PRESENT: COUNCILMEMBERS HARPER, MIKOS, MILLHOUSE, PARVIN, AND MAYOR HUNTER

4. PROCLAMATIONS AND COMMENDATIONS:

5. PUBLIC COMMENT:

ONE SPEAKER.

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

MAYOR HUNTER REQUESTED ITEM 9.A. BE HEARD PRIOR TO PUBLIC HEARING ITEM 8.A. TO ACCOMMODATE THE GUEST SPEAKER FROM METROLINK.

7. ANNOUNCEMENTS AND FUTURE AGENDA ITEMS:

COUNCILMEMBER MIKOS REQUESTED STAFF CHECK ON THE TIMING OF THE TRAFFIC SIGNAL AT MOORPARK AND POINDEXTER AVENUES AS ONLY ONE CAR PER GREEN LIGHT IS ALLOWED TO PROCEED.

COUNCILMEMBER MIKOS, A MEMBER ON THE SANTA MONICA MOUNTAINS CONSERVANCY ADVISORY BOARD REPORTED ON SEVERAL PROJECTS INCLUDING A COLLABORATION WITH THE UNIVERSITY OF CALIFORNIA TO INVENTORY GREEN SPACE IN THE VALLEY CORRIDOR; AN ANALYSIS OF WATERSHED ISSUES AND A SEARCH FOR AREAS TO CAPTURE CLEAN WATER; AND A WILD LAND CONNECTIVITY STUDY TO PRESERVE AREAS FOR LARGE ANIMAL SPECIES.

COUNCILMEMBER MILLHOUSE COMPLIMENTED THE PLANNING STAFF ON THE ATTRACTIVE SHOPPING CENTER AT THE CORNER OF LOS ANGELES AVENUE AND SPRING ROAD.

COUNCILMEMBER PARVIN COMPLIMENTED STAFF ON THE SPRING EDITION OF MOORPARK CITY NEWSLETTER AND RECREATION GUIDE.

COUNCILMEMBER PARVIN ANNOUNCED THE MOORPARK BOYS AND GIRLS CLUB IS SPONSORING A "VIVA LAS VEGAS" FUNDRAISER ON APRIL 16 AND FOR ADDITIONAL INFORMATION CALL 529-1140.

COUNCILMEMBER PARVIN REQUESTED A REPORT OR FUTURE AGENDA ITEM ON THE CHALLENGES FACED DUE TO NEW STATE LEGISLATION THAT CONFLICTS OR CONSTRAINS THE OWNERSHIP OF AFFORDABLE HOUSING.

8. PUBLIC HEARINGS:

A. Consider General Plan Amendment No. 2003-02, Zone Change No. 2003-02, Vesting Tentative Tract No. 5425, and Residential Planned Development (RPD) No. 2003-02, a Request to Subdivide Approximately 15 Acres for Condominium Purposes to Develop 102 Duplex-Style and Detached Condominium Dwellings and a Recreation Facility, Located at the Terminus of Fremont Street, South of Los Angeles Avenue (Hwy 118) and East of Majestic Court, on the Application of Shea Homes, Inc.
Staff Recommendation: Open the public hearing, take public testimony, and continue the item, with the public hearing open, to the meeting of April 6, 2005, to coincide with the consideration of the Development Agreement. (Staff: Barry Hogan)

CONTINUED OPEN PUBLIC HEARING TO APRIL 6, 2005, TO COINCIDE WITH CONSIDERATION OF THE DEVELOPMENT AGREEMENT.

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Metrolink Presentation. Staff Recommendation: Hear presentation by David Solow. Staff: John Brand

PRESENTATION BY DAVID SOLOW, CHIEF EXECUTIVE OFFICER OF METROLINK, THE SOUTHERN CALIFORNIA REGIONAL RAIL AUTHORITY.

- B. Consider Status Report on Mission Statement, Priorities, Goals and Objectives for Fiscal Year 2004/2005 and Direction for Fiscal Year 2005/2006. (continued from February 16, 2005) Staff Recommendation: Direct staff as deemed appropriate. (Staff: Steven Kueny)

CONSENSUS TO INCORPORATE COUNCIL RECOMMENDATIONS AND EDITS FOR SUBMITTAL IN LEGISLATIVE FORMAT AT FUTURE MEETING TO BE SCHEDULED ALONG WITH 2005/2006 BUDGET CONSIDERATION.

- C. Consider Proposed Development Agreement Between Shea Homes Limited Partnership and City of Moorpark Pertaining to Vesting Tentative Tract No. 5425. Staff Recommendation: The City Council Ad Hoc Committee and staff recommend referral of proposed Development Agreement to the Planning Commission and the setting of Council public hearing for April 6, 2005. (Staff: Steven Kueny)

APPROVED STAFF RECOMMENDATION, SETTING PUBLIC HEARING FOR APRIL 6, 2005.

- D. Consider Proposed Bylaws and Legislative Agenda for Ventura County Council of Governments. Staff Recommendation: Discuss Draft Bylaws and Draft Legislative Agenda and provide comments to staff for transmittal to VCOG. (Staff: Hugh Riley)

DIRECTED STAFF TO PROVIDE VCOG WITH SUGGESTIONS FOR STREAMLINING AND CLARIFYING THE DOCUMENTS AND TO BRING BACK THE FINAL DOCUMENTS AFTER VCOG'S MEETING ON MARCH 10.

- E. Consider Changes to the Street Sweeping Schedule, the Related Parking Restrictions and Parking Permit Issuance Policies and Procedures. Staff

Recommendation: Staff and the Transportation and Streets Committee recommend Council direct staff to implement the program changes described in the agenda report. (Staff: Kenneth Gilbert)

APPROVED STAFF RECOMMENDATION.

- F. Consider Contract vs. In-House Street Sweeping Services. Staff Recommendation: Continue with contract street sweeping services. (Staff: Kenneth Gilbert)

APPROVED STAFF RECOMMENDATION.

- G. Consider Establishment of a Library Services Ad Hoc Committee. Approve the establishment of a Library Services Ad Hoc Committee and select two Councilmembers to serve. (Staff: Mary Lindley)

APPOINTED COUNCILMEMBERS HARPER AND MIKOS TO SERVE ON THE LIBRARY SERVICES AD HOC COMMITTEE.

- H. Consider Scheduling of Joint City Council/Parks and Recreation Commission and Joint City Council/Planning Commission Meetings. Staff Recommendation: Direct staff as deemed appropriate. (Staff: Deborah Traffenstedt)

SCHEDULED JOINT CITY COUNCIL/PARKS AND RECREATION MISSION MEETING FOR 7:00 P.M. AND JOINT CITY COUNCIL/PLANNING COMMISSION MEETING FOR 8:00 P.M. ON APRIL 27, 2005.

- I. Consider Ordinance Adding Section 10.04.205 to the Municipal Code Pertaining to the Parking of Oversized Vehicles. Staff Recommendation: Waive full reading and introduce Ordinance No. 311 for first reading; and schedule second reading for March 16, 2005. (Staff: Captain Richard Diaz)

INTRODUCED ORDINANCE NO. 311 FOR FIRST READING.

- J. Consider Action Minutes for City Council Meetings and Records Retention for Electronic Meeting Recordings, Including Web-Site Archives. Staff Recommendation: 1) Direct staff to bring back a resolution revising the Council Rules of Procedure for Council Meetings to include direction on preparation of action minutes;

and 2) Direct staff to return with a revised Records Retention policy for electronic meeting recordings. (Staff: Deborah Traffenstedt)

APPROVED STAFF RECOMMENDATION.

10. CONSENT CALENDAR:

APPROVED CONSENT CALENDAR. (Roll Call Vote: Unanimous)

- A. Consider Approval of Minutes of Regular Meeting of October 6, 2004. Staff Recommendation: Approve the minutes.

APPROVED STAFF RECOMMENDATION.

- B. Consider Approval of Warrant Register for Fiscal Year 2004-2005 - March 2, 2005.

Manual Warrants	118509- 118513	\$ 27,851.43
Voided Warrant	118449 & 118489	\$ (7,072.12)
Payroll Liability Warrants	118606 - 118610	\$ 1,780.75
Regular Warrants	118514 - 118605 & 118611 - 118634	\$ 59,117.77 \$ 201,602.79

Staff Recommendation: Approve the warrant register.

APPROVED STAFF RECOMMENDATION.

- C. Consider Approval of Consultant Traffic Signal Design/Operations Management Services and Resolution Amending the Fiscal Year 2004/05 Budget to Fund Same (Gas Tax Fund 2605). Staff Recommendation: 1) Authorize staff to retain an engineering consultant to provide traffic signal operations monitoring services to the City; and 2) Adopt Resolution No. 2005-2294. ROLL CALL VOTE REQUIRED (Staff: Kenneth Gilbert)

APPROVED STAFF RECOMMENDATION, INCLUDING ADOPTION OF RESOLUTION NO. 2005-2294. (Roll Call Vote: Unanimous)

- D. Consider Authorization of Recordation of the Notice of Completion for the Metrolink Landscape Improvement Project. Staff Recommendation: Authorize the City Clerk to file the Notice of Completion, release of the balance of payment thirty-five days after Notice of Completion records, and release of bonds consistent with the contract. (Staff: Mary Lindley)

APPROVED STAFF RECOMMENDATION.

- E. Consider 2003 Annual AB 939 Solid Waste Diversion Report to the Integrated Waste Management Board. Staff Recommendation: Receive and file the report. (Staff: John Brand)

RECEIVED AND FILED REPORT.

- F. Consider Agreement for Direct Cable Installation for the Police Services Center. Staff Recommendation: Award contract to Digital Telecommunications Corporation for their low bid of \$59,308 and authorize the City Manager to execute contract for the work. (Staff: Hugh Riley)

APPROVED STAFF RECOMMENDATION.

- G. Consider Continuation of Local Emergency. Staff Recommendation: Continue the proclamation of a local emergency. (Staff: Kim Chudoba)

APPROVED STAFF RECOMMENDATION.

- H. Consider Rejection of Amended Governmental Tort Claim: Harvey and Linda Plaks, Individually, and as Trustees of the Harvey and Linda Plaks' Trust. Staff Recommendation: Reject the Amended Claim and direct staff to send a standard rejections letter to the claimants. (Staff: Deborah Traffenstedt)

APPROVED STAFF RECOMMENDATION.

- I. Consider Authorizing Amendment of a Contract with BonTerra Consulting for the Preparation of an Environmental Impact Report (EIR) and Related Documents for the North Park Village and Nature Preserve Specific Plan Project. Staff Recommendation: Authorize the City Manager to negotiate and enter into

an amendment to the professional services agreement with BonTerra Consulting for the environmental services included in the January 27, 2005 proposal, at a cost not to exceed \$183,212.53, upon receipt of payment from the project applicant, including the City administrative fee. (Staff: Barry Hogan)

APPROVED STAFF RECOMMENDATION.

- J. Consider Report of Annual Development Agreement Review: A) 34.5 Acres of Land Located West of Gabbert Road North of the Union Pacific Railroad Right-of-Way (A-B Properties); and B) 9.0 Acres of Land Located West of Gabbert Road North of the Union Pacific Railroad Right-of-Way (Southern California Edison Company). Staff Recommendation: 1) Accept the Community Development Director's Report and recommendation, and find, on the basis of substantial evidence, that A-B Properties and Southern California Edison Company have complied in good faith with the terms and conditions of their respective agreements with the City; 2) Deem the annual review process complete for A-B Properties' Development Agreement; and 3) Deem the annual review process complete for Southern California Edison Company's Development Agreement. (Staff: Barry Hogan)

APPROVED STAFF RECOMMENDATION.

- K. Consider Resolution Rescinding Resolution No. 2005-2282 Pertaining to Establishment of a New Stormwater Quality Property-Related Fee. Staff Recommendation: Adopt Resolution No. 2005-2295. ROLL CALL VOTE REQUIRED (Staff: Kenneth Gilbert)

APPROVED STAFF RECOMMENDATION, INCLUDING ADOPTION OF RESOLUTION NO. 2005-2295. (Roll Call Vote: Unanimous).

11. ORDINANCES:

NONE.

12. CLOSED SESSION:

NONE.

13. ADJOURNMENT:

10:30 P.M.