



Resolution No. 2005-2273
Ordinance No. 311

**CITY COUNCIL
REGULAR MEETING AGENDA
WEDNESDAY, JANUARY 5, 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:**
5. **PUBLIC COMMENT:**

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

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.

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(Pursuant to Council Rules of Procedure, Section 2.8, Items to be withdrawn from the Consent Calendar shall be identified at this time.)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

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Shadyridge/Home Acres Buffer Zone Vehicle Gate Procedures. Staff Recommendation: Direct the City Manager to create a Shadyridge/Home Acres Buffer Zone Vehicle Gate Moorpark Administrative Procedure. **(Staff: Mary Lindley)**

- B. Consider Awarding a Contract for the Construction of a Double Left Turn Lane on Spring Road at Tierra Rejada Road. Staff Recommendation: Approve the award of a construction contract to GPM Sealrite for the construction of the subject project. **ROLL CALL VOTE REQUIRED (Staff: Kenneth Gilbert)**

- C. Consider Authorizing Two Years Additional Service Credit Retirement Incentive for One Position Pursuant to Government Code Section 20903 and Consistent with the City's Contract with California Public Employees' Retirement System (CalPERS). Staff Recommendation: Direct staff to schedule a resolution for the Council's regular meeting on January 19, 2005, approving and designating the time period for the two years of additional service credit retirement incentive. **(Staff: Deborah Traffenstedt)**

- D. Consider Resolution Amending the Budget to Fund One-Half the Cost of a New Scanner and a New Radar Speed Feedback Sign for Hearon Drive. Staff Recommendation: Adopt Resolution No. 2005-___ amending the Budget to fund the additional expenditures outlined in the Agenda Report. **ROLL CALL VOTE REQUIRED (Staff: Kenneth Gilbert)**

10. CONSENT CALENDAR:

- A. Consider Approval of Minutes of Special Meeting of the City Council of December 15, 2004.

Staff Recommendation: Approve the minutes.

- B. Consider Approval of Warrant Register for Fiscal Year 2004-2005 - January 5, 2005.

Manual Warrants	118030 - 118031	\$ 31,682.10
Voided Warrant	117899	\$ (2,814.50)
Payroll Liability Warrants	118032 - 118036	\$ 1,822.03
Regular Warrants	118037 - 118151	\$ 334,303.41

Staff Recommendation: Approve the warrant register.

- C. Consider Report of Annual Development Agreement Review, Established in Connection with Moorpark Highlands Specific Plan No. 2, a Master Planned Community, Located East of Walnut Canyon Road and North of Charles Street, on the Application of Morrison-Fountainwood-Agoura and Pardee Homes. Staff Recommendation: 1) Accept the Community Development Director's Report and recommendation that, on the basis of substantial evidence, Pardee Homes has complied in good faith with the terms and conditions of the agreement; and 2) Deem the annual review process complete. **(Staff: Barry Hogan)**
- D. Consider Resolution to Amend the Fiscal Year 2004/2005 Paratransit Budget. Staff Recommendation: Adopt Resolution No. 2005-____, amending the Fiscal Year 2004/2005 Paratransit Budget to provide for Intercity ADA Transit. **ROLL CALL VOTE REQUIRED (Staff: John Brand)**
- E. Consider Resolution Establishing a "No Parking" Zone Between the Hours of 10:00 p.m. to 6:00 a.m. on the East Side of Gisler Road, South of Poindexter Avenue. Staff Recommendation: Adopt Resolution No. 2005-____. **(Staff: Kenneth Gilbert)**

10. CONSENT CALENDAR: (continued)

- F. Consider Initiating Proceedings Related to the Levy of Assessments for the Citywide Landscaping and Lighting Assessment District and the Parks and Recreation Maintenance Improvement District for Fiscal Year 2005/2006. Staff Recommendation: Adopt Resolution Nos. 2005-____ and 2005-____. **(Staff: Kenneth Gilbert)**

11. ORDINANCES:

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. 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
- D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Pursuant to Subdivision (a) of Section 54956.9 of the Government Code)
City of Moorpark v. County of Ventura, et al.
(VCSC Case No. CIV230867)

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, Blanca Garza, 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, January 5, 2005, at 7:00 p.m. in the Council Chambers of the Moorpark Community Center, 799 Moorpark Avenue, Moorpark, California, was posted on Thursday, December 30, 2004, 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 December 30, 2004.

Blanca Garza, Deputy City Clerk