

MINUTES OF THE CITY COUNCIL

Moorpark, CaliforniaSeptember 17, 2008

A Special Meeting of the City Council of the City of Moorpark was held on September 17, 2008, in the Community Center of said City located at 799 Moorpark Avenue, Moorpark, California.

1. CALL TO ORDER:

Mayor Pro Tempore Parvin called the meeting to order at 6:02 p.m.

2. ROLL CALL:

Present: Councilmembers Mikos, Van Dam, and Mayor Pro Tempore Parvin.

Absent: Councilmember Millhouse and Mayor Hunter.

Staff Present: Steven Kueny, City Manager; Joseph Montes, City Attorney; Hugh Riley, Assistant City Manager; Barry Hogan, Deputy City Manager; Mary Lindley, Parks, Recreation and Community Services Director; and Deborah Traffenstedt, Administrative Services Director/City Clerk.

3. PUBLIC COMMENT:

None.

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

None.

5. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Resolution Amending the Fiscal Year 2008/09 Budget to Purchase Laptop Computers for After School Teen Program. Staff Recommendation: Adopt Resolution No. 2008-2746, appropriating \$10,000 for the purchase of laptop computers. ROLL CALL VOTE REQUIRED

Ms. Lindley gave the staff report.

In response to Mayor Pro Tempore Parvin, Ms. Traffenstedt stated there were no speakers.

MOTION: Mayor Pro Tempore Parvin moved and Councilmember Mikos seconded a motion to adopt Resolution No. 2008-2746, appropriating \$10,000 for the purchase of laptop computers for the After School Teen Program. The motion carried by roll call vote 3-0, Councilmember Millhouse and Mayor Hunter absent.

6. CLOSED SESSION:

Mr. Kueny requested the Council go into closed session for discussion of one case under Item 6.A, two cases under Item 6.B, and Items 6.C, 6.D, 6.E, 6.F, 6.G, 6.H, 6.I, and 6.J. on the agenda.

Mr. Montes announced in regard to the one case under Item 6.A, that the facts and circumstances creating significant exposure to litigation consist of a written communication threatening litigation received from Channel Islands Pipeline, Inc. related to a Notice of Completion for the Arroyo Vista Recreation Center Expansion project.

MOTION: Mayor Pro Tempore Parvin moved and Councilmember Mikos seconded a motion to adjourn to closed session for discussion of one case under Item 6.A, two cases under Item 6.B, and Items 6.C, 6.D, 6.E, 6.F, 6.G, 6.H, 6.I, and 6.J. on the agenda. The motion carried by voice vote 3-0, Councilmember Millhouse and Mayor Hunter absent.

- 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)
People of the State of California and City of Moorpark vs. Jose Tomas Garcia, Ana Maria Garcia (Case No. 56-2008-00310366-CU-MC-SIM)
- D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Pursuant to Subdivision (a) of Section 54956.9 of the Government Code)
Viola, Inc. vs. City of Moorpark, and DOES 1 through 50, inclusive (Case No. 56-2008-00324812-CU-BC-SIM)
- E. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Pursuant to Government Code Section 54956.8)
Property: APN 506-0-050-080, 480 Los Angeles Avenue
City Negotiator: Steven Kueny, City Manager

Negotiating Parties: The City of Moorpark and State of California
Department of Transportation
Under Negotiation: Price and terms of payment

- F. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Pursuant to Government Code Section 54956-8)
Property: APN 512-0-171-205, 612 Spring Road, Ruben Castro Human
Services Center
City Negotiator: Steven Kueny, City Manager
Negotiating Parties: The City of Moorpark and Catholic Charities
Under Negotiation: Rent and Terms of Lease
- G. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Pursuant to Government Code Section 54956-8)
Property: APN 512-0-171-205, 612 Spring Road, Ruben Castro Human
Services Center
City Negotiator: Steven Kueny, City Manager
Negotiating Parties: The City of Moorpark and County of Ventura- Public
Health Agency
Under Negotiation: Rent and Terms of Lease
- H. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Pursuant to Government Code Section 54956-8)
Property: APN 512-0-171-205, 612 Spring Road, Ruben Castro Human
Services Center
City Negotiator: Steven Kueny, City Manager
Negotiating Parties: The City of Moorpark and County of Ventura- Human
Services Agency
Under Negotiation: Rent and Terms of Lease
- I. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Pursuant to Government Code Section 54956-8)
Property: APN 512-0-171-205, 612 Spring Road, Ruben Castro Human
Services Center
City Negotiator: Steven Kueny, City Manager
Negotiating Parties: The City of Moorpark and Life Centers of Ventura
County
Under Negotiation: Rent and Terms of Lease
- J. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Pursuant to Government Code Section 54956-8)
Property: APN 512-0-171-205, 612 Spring Road, Ruben Castro Human
Services Center
City Negotiator: Steven Kueny, City Manager
Negotiating Parties: The City of Moorpark and First Five of Moorpark and
Simi Valley (NfL)
Under Negotiation: Rent and Terms of Lease

Present in closed session were Councilmembers Mikos, Van Dam, and Mayor Pro Tempore Parvin; Steven Kueny, City Manager; Joseph Montes, City Attorney; Hugh Riley, Assistant City Manager; Mary Lindley, Parks, Recreation and Community Services Director (Ms. Lindley left the meeting at 6:08 p.m.); and Deborah Traffenstedt, Administrative Services Director/City Clerk.

The Council reconvened into open session at 7:12 p.m. Mr. Kueny stated one case under Item 6.A, two cases under Item 6.B, and Items 6.C, 6.D, 6.E, 6.F, 6.G, 6.H, 6.I, and 6.J. were discussed and there was no action to report.

7. ADJOURNMENT:

Mayor Pro Tempore Parvin adjourned the meeting at 7:12 p.m.

Patrick Hunter, Mayor

ATTEST:

Maureen Benson, Assistant City Clerk