

MINUTES OF THE CITY COUNCIL

Moorpark, California

October 15, 2008

A Regular Meeting of the City Council of the City of Moorpark was held on October 15, 2008, in the Council Chambers of said City located at 799 Moorpark Avenue, Moorpark, California.

1. CALL TO ORDER:

Mayor Pro Tempore Parvin called the meeting to order at 7:11 p.m.

2. PLEDGE OF ALLEGIANCE:

David Moe, Redevelopment Manager, led the Pledge of Allegiance.

3. ROLL CALL:

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

Absent: Councilmember Millhouse and Mayor Hunter

Staff Present: Steven Kueny, City Manager; Barry Hogan, Deputy City Manager; Yugal Lall, City Engineer/Public Works Director; David Bobardt, Planning Director; David Moe, Redevelopment Manager; Captain Ron Nelson, Sheriff's Department; Deborah Traffenstedt, Administrative Services Director/City Clerk; and Maureen Benson, Assistant City Clerk.

4. PROCLAMATIONS AND COMMENDATIONS:

A. Introduction of New City Employee, Josha Iverson, Secretary I in the Administrative Services Department.

Mayor Pro Tempore Parvin introduced new City employee, Josha Iverson, Secretary I in the Administrative Services Department.

B. Proclamation Recognizing the Last Week in October as Red Ribbon Week.

Mayor Pro Tempore Parvin presented Captain Nelson with a proclamation recognizing the last week in October as Red Ribbon Week.

5. PUBLIC COMMENT:

None.

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

CONSENSUS: It was the consensus of the Council to pull Item 10.I. from the Consent Calendar for individual consideration upon the request of Councilmember Mikos.

7. ANNOUNCEMENTS, FUTURE AGENDA ITEMS, AND REPORTS ON MEETINGS/CONFERENCES ATTENDED BY COUNCILMEMBERS AND MAYOR:

The Council concurred with Councilmember Mikos' request for the Transportation and Public Works Committee to agendaize discussion of a new product called "Speed Cushions" as an alternate to "Speed Bumps" and to work on developing policies for their use within the City.

The Council concurred with Councilmember Mikos' request for the Transportation and Public Works Committee to agendaize for evaluation policies for use of the pedestrian bridge at Arroyo Vista Recreation Center as an alternate egress in an emergency.

Mayor Pro Tempore Parvin announced the City of Moorpark is pleased to present the annual Halloween Party and Trick or Treat Village on Saturday, October 25. This safe and spooky event will be held at the Arroyo Vista Recreation Center and features trick or treating, carnival games, arts and crafts, and more.

Mayor Pro Tempore Parvin announced the Rotary Club of Moorpark invites you to attend the 8th annual Civil War Reenactment on November 8th and 9th at the Underwood Family Farms, off of Tierra Rejada Road and Sunset Valley Road. This local charity fund raiser benefits the Moorpark Boys and Girls Club, provides local scholarships, and supports numerous local youth sports programs. New "Battles of the Peninsula" will be presented where General Lee becomes the Commander in Chief of the Confederate forces and creates the Army of Virginia.

8. PUBLIC HEARINGS:

None.

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Moorpark Bicycle Transportation Plan Developed as Part of the Ventura Countywide Bicycle Master Plan. Staff Recommendation: Accept the Moorpark Bicycle Transportation Plan as presented in agenda report.

Mr. Hogan gave the staff report.

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

Councilmember Mikos discussed the need to enhance this plan during the update to the Circulation Element within the General Plan Update and Mayor Pro Tempore Parvin requested a bicycle safety program be included in the enhanced plan to educate motorists and bicyclists.

MOTION: Councilmember Mikos moved and Councilmember Van Dam seconded a motion to accept the Moorpark Bicycle Transportation Plan as presented in the agenda report, with direction to staff to update this plan as soon as possible within the context of the General Plan Update and to include more in the Circulation Element than is presented in this plan. The motion carried by voice vote 3-0, Councilmember Millhouse and Mayor Hunter absent.

- B. Consider Resolution Approving the Street Name Change of Hearon Drive to Campus Canyon Drive. Staff Recommendation: Adopt Resolution No. 2008-2754.

Mr. Hogan gave the staff report.

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

MOTION: Councilmember Van Dam moved and Mayor Pro Tempore Parvin seconded a motion to adopt Resolution No. 2008-2754, approving the street name change of Hearon Drive to Campus Canyon Drive and correcting the name of Paul Griffin Park on Exhibit A to be College View Park. The motion carried by roll call vote 3-0, Councilmember Millhouse and Mayor Hunter absent.

10. CONSENT CALENDAR: (ROLL CALL VOTE REQUIRED)

MOTION: Councilmember Van Dam moved and Councilmember Mikos seconded a motion to approve the Consent Calendar with the exception of Item 10.1, which was pulled for individual consideration. The motion carried by roll call vote 3-0, Councilmember Millhouse and Mayor Hunter absent.

- A. Consider Minutes of Special Meeting of October 1, 2008. Staff Recommendation: Approve the minutes.
- B. Consider Warrant Register for Fiscal Year 2008-2009 – October 15, 2008. Staff Recommendation: Approve the warrant register.
- C. Consider Authorizing the Use of City Marquee Signs and Portable Lights for Rotary Club Civil War Reenactment Event. Staff Recommendation: Approve use of City marquee signs and use of City portable lights, subject to conditions specified in the agenda report.

- D. Consider Resolution Authorizing the Submittal of a Grant Application Requesting Monies for the "Strike Out Stroke" Program. Staff Recommendation: Adopt Resolution No. 2008-2755.
- E. Consider Sponsorship of the Metrolink Holiday Toy Express. Staff Recommendation: Approve \$1,000 sponsorship for the Metrolink Holiday Toy Express.
- F. Consider Resolution Authorizing the City's Fiscal Year 2008/09 Transportation Development Act Claim and Resolution Amending the Fiscal Year 2008/09 Budget for Local TDA 8A and 8C Funds. Staff Recommendation: 1) Adopt Resolution No. 2008-2756 (FY 2008/09 TDA Claim); and 2) Adopt Resolution No. 2008-2757 (TDA 8A and 8C Budget Amendments). ROLL CALL VOTE REQUIRED
- G. Consider Resolution Amending the Fiscal Year 2008/09 Budget to Fund the Procurement of a New Changeable Message Sign (CMS) Trailer with Radar Capabilities and Declare Public Works Equipment (Sunray Solar Message Sign) No. 46 Surplus Equipment. Staff Recommendation: 1) Adopt Resolution No. 2008- 2758; and 2) Declare Public Works Equipment (Sunray Solar Message Sign) No. 46 surplus. ROLL CALL VOTE REQUIRED
- H. Consider Exoneration of Surety Bond for Simi-Moorpark Freeway Properties, LTD (Tract 4973). Staff Recommendation: Authorize the City Clerk to fully exonerate Landscape Improvements Bond No. 3SM89093100 for Simi-Moorpark Freeway Properties, LTD.
- J. Consider Resolution Authorizing the Destruction of the Following Files: General Requests for Records and/or Information and Public Records Requests and Related Correspondence (1986-2005); Correspondence Related to Citizen Complaints, Service Requests, Protests, Inquiries and Suggestions (1993-2002); Correspondence Related to Compliments (1989-2005); and Parks, Recreation and Community Services Director Telephone Message Pads (September 1999 - December 2005). Staff Recommendation: Adopt Resolution No. 2008-2759.
- K. Consider Resolution Authorizing Access to Sales and Use Tax Records and Rescinding Resolution 2002-2008. Staff Recommendation: Adopt Resolution No. 2008-2760, rescinding Resolution No. 2002-2008.
- L. Consider Request for Proposals for Dial-A-Ride Paratransit Services. Staff Recommendation: Approve the Request for Proposal and authorize staff to advertise for Receipt of proposals.

- M. Consider Community Prosecution Program Agreement between the City of Moorpark and the County of Ventura. Staff Recommendation: Approve agreement, subject to final language approval of the City Manager and City Attorney.

The following item was pulled for individual consideration.

- I. Consider Closing Arroyo Vista Community Park Portable Skatepark. Staff Recommendation: Authorize the closure of the portable skatepark and the disposal of the skate ramps.

Councilmember Mikos stated she pulled this item to bring the public's attention to the new skatepark due to be completed by June 2009 at Poindexter Park.

MOTION: Councilmember Mikos moved and Councilmember Van Dam seconded a motion to authorize the closure of the portable skatepark and the disposal of the skate ramps. The motion carried by voice vote 3-0, Councilmember Millhouse and Mayor Hunter absent.

11. ORDINANCES: (ROLL CALL VOTE REQUIRED)

None.

12. CLOSED SESSION:

Mr. Kueny requested the City Council go into closed session for discussion of Item 12.C. on the agenda.

MOTION: Councilmember Mikos moved and Mayor Pro Tempore Parvin seconded a motion to adjourn to closed session for a discussion of Item 12.C. on the agenda. The motion carried by voice vote 3-0, Councilmember Millhouse and Mayor Hunter absent.

The Council recessed at 7:43 p.m. and reconvened at 7:47 p.m. for closed session discussion of Item 12.C.

- C. 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)

Present in closed session were Councilmembers Mikos, Van Dam, and Mayor Pro Tempore Parvin; Steven Kueny, City Manager; Joseph Montes, City Attorney (by conference call); and Deborah Traffenstedt, Administrative Services Director/City Clerk.

The Council reconvened into open session at 7:55 p.m. Mr. Kueny stated Item 12.C. was discussed and there was no action to report.

13. ADJOURNMENT:

Mayor Pro Tempore Parvin adjourned the meeting at 7:55 p.m.

Patrick Hunter, Mayor

ATTEST:

Maureen Benson, Assistant City Clerk