

## ITEM 10.A.

### MINUTES OF THE CITY COUNCIL

Moorpark, California

May 18, 2011

A Regular Meeting of the City Council of the City of Moorpark was held on May 18, 2011 in the Council Chambers of said City located at 799 Moorpark Avenue, Moorpark, California.

1. CALL TO ORDER:

Mayor Parvin called the meeting to order at 7:16 p.m.

2. PLEDGE OF ALLEGIANCE:

Hunter Van Dam, Teen Council Member, led the Pledge of Allegiance.

3. ROLL CALL:

Present: Councilmembers Mikos, Millhouse, Pollock, Van Dam, and Mayor Parvin.

Staff Present: Steven Kueny, City Manager (arrived at 7:41 p.m.); Hugh Riley, Assistant City Manager; Deborah Traffenstedt, Deputy City Manager; Ron Ahlers, Finance Director; David Bobardt, Community Development Director; Dave Klotzle, City Engineer/Public Works Director; David Moe, Redevelopment Manager; Jeremy Laurentowski, Landscape/Parks Maintenance Superintendent; Martha Duenas, Recreation Supervisor; Captain Ron Nelson, Sheriff's Department; and Maureen Benson, City Clerk.

4. PROCLAMATIONS AND COMMENDATIONS:

A. Recognition of Outgoing Teen Council Members.

Mayor Parvin and Martha Duenas presented Certificates of Recognition to Teen Council Members Jasmin Alexander, Clara Chen, Sarah Conway, Katherine Delgado, Dakota Hembre, Nick Johannessen, Alexis Morra, Davis Mustacchio, Anthony Peterson, Tyler Peterson, Trevor Sherman, Anthony Valdez, Hunter Van Dam, Kaylyn Yawn, and Juliana Zaragoza for their service in 2010-11.

B. Proclamation Recognizing the 40th California Cup International Field Hockey Tournament.

Mayor Parvin presented representatives of the California Cup Organizing Committee with a Proclamation recognizing the 40th California Cup International Field Hockey Tournament to be held at Moorpark College on Memorial Day weekend.

5. PUBLIC COMMENT:

None.

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

**CONSENSUS:** It was the consensus of the Council to pull Item 10.H. from the Consent Calendar for individual consideration, upon the request of staff.

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

Councilmember Mikos stated she and fellow Councilmembers attended the "Wine and Moonlight" fundraiser held at the Secret Garden on High Street on May 15th.

Councilmember Mikos and Mayor Parvin reported they attended a Waterwise Workshop held by the Ventura County Waterworks District 1 on May 14th.

Councilmember Mikos and Mayor Parvin reported they attended the Ventura County Board of Supervisors meeting on May 17th where discussion focused on the expansion of the Simi Valley Landfill, which was continued to June 7th.

Councilmember Mikos encouraged everyone to attend a performance of Jekyll and Hyde at the High Street Arts Center.

Councilmember Mikos stated she had attended a memorial service last week for Moorpark College Professor, Marie Panec, who died suddenly last week; and requested the meeting be adjourned in her memory.

Councilmember Van Dam thanked those who attended the annual Moorpark Kiwanis Club's annual fundraiser for the youth in Moorpark.

Councilmember Millhouse Moorpark's representative on the Ventura County Transportation Commission (VCTC) reported on their long range transit plans and outreach sessions scheduled for public participation.

Councilmember Millhouse, Ventura County's representative on the Southern California Association of Governments stated he attended the General Assembly meeting on May 4th.

Councilmember Millhouse reported he is monitoring the Caltrans work on State Route 23 where sections of the pavement are very rough.

Councilmember Pollock stated he represented the City of Moorpark at the Channel Islands League of California Cities meeting on May 5th in San Luis Obispo on the Cal Poly campus.

Mayor Parvin stated she and the City Manager participated in the annual meeting with the Ventura County Grand Jury.

Mayor Parvin stated she chaired the Ventura Council of Governments (VCOG) meeting on May 12th where it was recommended merging VCOG into VCTC.

Mayor Parvin announced it is time to sign up now for summer camps and classes at Arroyo Vista Recreation Center. Programs offered this summer include sports, technology, art, dance, music, and more. Summer recreation guides with complete listings of programs are available at the Arroyo Vista Recreation Center, Moorpark City Hall, Moorpark Library, and the Chamber of Commerce.

Mayor Parvin announced on May 21st the City will hold a Free Electronic Waste Collection and Secure Shredding event at the Moorpark Public Services Facility where residents and businesses can dispose of all types of electronic waste along with batteries and fluorescent lights.

Mayor Parvin announced the City, Library, and Boy Scout Kevin Moore with Troop 604 invite residents to the unveiling of the "Tale Trail" at Arroyo Vista Park on May 21st. As his Eagle Scout project, Kevin fabricated and installed the storybook trail to encourage early literacy and outdoor activity.

8. PUBLIC HEARINGS:

None.

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Revising the Design of the Second Metrolink Access. Staff Recommendation: Direct staff to redesign the proposed second Metrolink access to be constructed on 65 First Street with the possibility of expanding the access onto 49 First Street should the property become available for purchase.

Mr. Moe gave the staff report.

There were no speakers.

MOTION: Councilmember Mikos moved and Councilmember Van Dam seconded a motion to direct staff to redesign the proposed second Metrolink access to be constructed on 65 First Street with the possibility of expanding the access onto 49 First Street should the property become available for purchase. The motion carried by unanimous voice vote.

- B. Consider Flood Mapping Analysis for the Walnut Canyon Drain and Resolution Amending the Fiscal Year 2010/11 Budget. Staff Recommendation: 1) Authorize the City Manager to execute an amendment to MR Consulting's agreement to provide additional flood mapping analysis, surveying, and agency coordination services in an amount not to exceed \$42,000.00; and 2) Adopt Resolution No. 2011-3027. ROLL CALL VOTE REQUIRED

Mr. Klotzle gave the staff report and on stamped page 5 of the agenda report corrected the name of Commonwealth Studios to be Moorpark West Studios.

There were no speakers.

MOTION: Councilmember Mikos moved and Mayor Parvin seconded a motion to: 1) Authorize the City Manager to execute an amendment to MR Consulting's agreement to provide additional flood mapping analysis, surveying, and agency coordination services in an amount not to exceed \$42,000.00; and 2) Adopt Resolution No. 2011-3027. The motion carried by unanimous roll call vote.

- C. Consider the Proposed Ventura County Supervisorial Redistricting Plan. Staff Recommendation: Authorize the Mayor to send a letter to the Board of Supervisors requesting that all area within Moorpark's Area of Interest remain in Supervisorial District No. 4.

Mr. Kueny provided a supplemental staff report showing the Board of Supervisors' recent changes to have the Tierra Rejada Valley area remain within Supervisorial District No. 4. He stated the recommendation would be to accept this change.

There were no speakers.

CONSENSUS: It was the consensus of the Council to receive and file the report.

- D. Consider Proposed Operating and Capital Improvement Budget for Fiscal Year 2011/2012. Staff Recommendation: Receive the budget and set a workshop at 6:00 p.m. for date to be determined in the week of May 23-26 or June 6-9, 2011.

Mr. Ahlers gave the staff report.

There were no speakers.

CONSENSUS: It was the consensus of the Council to receive the budget and set a workshop for 7:00 p.m. on May 25, 2011.

- E. Consider Mission Statement, Priorities, Goals and Objectives for Fiscal Year 2011/2012 Staff Recommendation: Approve Mission Statement, Priorities, Goals and Objectives for Fiscal Year 2011/2012 and determine which, if any, objectives are to be referred to a Standing Committee.

Mr. Kueny gave the staff report and in response to Councilmember Mikos, stated the date for Item A.3. on stamped page 36 of the agenda report would be corrected to show June 30, 2012.

There were no speakers.

**MOTION:** Councilmember Pollock moved and Councilmember Mikos seconded a motion to approve the Mission Statement, Priorities, Goals and Objectives for Fiscal Year 2011/2012, as amended on stamped page 36. The motion carried by unanimous voice vote.

10. CONSENT CALENDAR: (ROLL CALL VOTE REQUIRED)

**MOTION:** Councilmember Millhouse moved and Councilmember Pollock seconded a motion to approve the Consent Calendar with the exception of Item 10.H, which was pulled for individual consideration. The motion carried by unanimous roll call vote.

- A. Consider Minutes of Special Joint City Council/Planning Commission Meeting of March 29, 2011. Staff Recommendation: Approve the minutes.
- B. Consider Minutes of Regular Meeting of April 20, 2011. Staff Recommendation: Approve the minutes.
- C. Consider Minutes of Regular Meeting of May 4, 2011. Staff Recommendation: Approve the minutes.
- D. Consider Warrant Register for Fiscal Year 2010/11 – May 18, 2011. Staff Recommendation: Approve the warrant register.
- E. Consider Amendment No. 4 to Agreement for Street Sweeping Services. Staff Recommendation: 1) Authorize the City Manager to sign Amendment No. 4 to the Agreement for an amount not to exceed \$58,100 plus a five percent contingency of \$2,900, subject to final language approval of the City Manager and City Attorney; and 2) Authorize the City Manager to amend the Agreement again for an additional six months for an amount not to exceed \$58,100 plus a five percent contingency of \$2,900, for a final Agreement expiration date of June 30, 2012.
- F. Consider Amendment No. 5 to Architectural Agreement with HMC Architects (HMC) for Design Revisions for the Ventura County Health Services Center for the Ruben Castro Human Services Center. Staff

Recommendation: Approve Amendment No. 5 to the Agreement to increase the amount of the Agreement by \$17,650 for design revisions (plus \$5,000 for reimbursable expenses) from \$1,360,793 to \$1,383,443 and authorize the City Manager to execute said Amendment, subject to final language approval by the City Manager and City Attorney.

- G. Consider Request for Authority to Transfer Funds and Approve an Agreement to Proceed with a New Electronic Imaging and Management Solution. Staff Recommendation: Authorize the City Manager to approve the transfer of \$20,000 from the Fiscal Year 2010/11 Budget, as described in this agenda report, and also approve and execute an agreement to permit a migration to a new Electronic Imaging and Management Solution.

The following item was pulled for individual consideration.

- H. Consider Replacement of Forty-four (44) Existing Irrigation Controllers with WeatherTRAK ET Pro2 Irrigation Controllers; Award Contract to Hydropoint Data Systems, Inc.; and Resolution Amending the Fiscal Year 2010/11 Budget. Staff Recommendation: 1) Approve the replacement of 44 existing irrigation controllers; and 2) Award a Sole Source Product and Installation contract (Municipal Code Section 3.04.120) to Hydropoint Systems, Inc. and authorize the City Manager to execute a contract at a cost of \$332,108 with approval for a contingency not to exceed \$33,210, subject to final language approval by the City Manager and City Attorney; and 3) Adopt Resolution No. 2011-3028. ROLL CALL VOTE REQUIRED

Mr. Laurentowski stated there is an error in the contract cost shown in the staff recommendation on the agenda. The correct contract cost to replace the 44 existing irrigation controllers with WeatherTRAK irrigation controllers is identified in the agenda report as \$315,292 with a contingency not to exceed \$31,529.

Councilmember Mikos requested a future agenda item to discuss the feasibility of installing subterranean drip irrigation when turf is replaced at Arroyo Vista Community Park.

**MOTION:** Councilmember Millhouse moved and Councilmember Mikos seconded a motion to: 1) Approve the replacement of 44 existing irrigation controllers; and 2) Award a Sole Source Product and Installation contract (Municipal Code Section 3.04.120) to Hydropoint Systems, Inc. and authorize the City Manager to execute a contract at a cost of \$315,292 with approval for a contingency not to exceed \$31,529, subject to final language approval by the City Manager and City Attorney; and 3) Adopt Resolution No. 2011-3028. The motion carried by unanimous roll call vote.

11. ORDINANCES: (ROLL CALL VOTE REQUIRED)

None.

12. CLOSED SESSION:

Mr. Kueny requested the City Council go into closed session for discussion of four cases under Item 12.B. and Items 12.C, 12.D. and 12.E. on the agenda.

MOTION: Councilmember Mikos moved and Councilmember Millhouse seconded a motion to adjourn to closed session for a discussion of four cases under Item 12.B. and Items 12.C, 12.D. and 12.E. on the agenda. The motion carried by unanimous voice vote. The time was 8:28 p.m.

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 REAL PROPERTY NEGOTIATOR  
(Pursuant to Government Code Section 54956.8)  
Property: 530 Moorpark Avenue (APN 512-0-103-180)  
City Negotiator: Steven Kueny, City Manager  
Negotiating Parties: MPP Investments dba MP Professional Center  
Under Negotiation: Price and terms of payment

D. CONFERENCE WITH REAL PROPERTY NEGOTIATOR  
(Pursuant to Government Code Section 54956.8)  
Property: APN 519-0-210-015 & APN 519-0-210-065  
City Negotiator: Steven Kueny, City Manager  
Negotiating Parties: Heartland Recovery, California F#1, LLC  
Under Negotiation: Price and terms of payment

E. PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
(Pursuant to Subdivision (b) of Section 54957 of the Government Code)  
Title: City Manager and City Attorney

Present in closed session were Councilmembers Mikos, Millhouse, Pollock, Van Dam, and Mayor Parvin; Steven Kueny, City Manager; Joseph Montes, City Attorney (via conference call); Hugh Riley, Assistant City Manager; Deborah Traffenstedt, Deputy City Manager; David Bobardt, Community Development Director; Ron Ahlers, Finance Director; and David Moe, Redevelopment Manager. Mr. Moe left the meeting at 8:47 p.m. Mr. Montes left the meeting at 9:21 p.m. Mr. Bobardt and Mr. Ahlers left the meeting at 9:32 p.m.

The Council reconvened into open session at 9:43 p.m. Mr. Kueny stated four cases under Item 12.B. and Items 12.C, 12.D. and 12.E. were discussed and there was no action to report.

13. ADJOURNMENT:

Mayor Parvin adjourned the meeting at 9:43 p.m. in memory of Moorpark College Professor Marie Panec.

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Janice S. Parvin, Mayor

ATTEST:

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Maureen Benson, City Clerk