

ITEM 10.C.

MINUTES OF THE CITY COUNCIL

Moorpark, California

June 15, 2011

A Regular Meeting of the City Council of the City of Moorpark was held on June 15, 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 7:17 p.m.

2. PLEDGE OF ALLEGIANCE:

Joseph Fiss, Principal Planner, led the Pledge of Allegiance.

3. ROLL CALL:

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

Absent: Councilmember Millhouse.

Staff Present: Steven Kueny, City Manager; Hugh Riley, Assistant City Manager; Deborah Traffenstedt, Deputy City Manager; Ron Ahlers, Finance Director; David Bobardt, Community Development Director; David Klotzle, City Engineer/Public Works Director; Joseph Fiss, Principal Planner; Captain Ron Nelson, Sheriff's Department; and Maureen Benson, City Clerk.

4. PROCLAMATIONS AND COMMENDATIONS:

A. Recognition of Ellen Smith, Superintendent for the Moorpark Unified School District Upon the Occasion of Her Retirement.

Mayor Parvin presented Ellen Smith, Superintendent for the Moorpark Unified School District with a Certificate of Recognition upon the occasion of her retirement.

B. Proclamation Recognizing July as Parks and Recreation Month.

Mayor Parvin presented Stephanie Shaw, Recreation Superintendent, with a proclamation recognizing July as Parks and Recreation Month.

5. PUBLIC COMMENT:

None.

AT THIS POINT in the meeting, the City Council recessed to convene a meeting of the Redevelopment Agency of the City of Moorpark. The time was 7:26 p.m. The City Council meeting reconvened at 7:28 p.m.

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

None.

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

Councilmember Pollock stated the City was honored to host the Ventura Council of Governments meeting on June 9th with elected officials present from all ten member cities in the county.

Councilmember Pollock stated he had attended the retirement party on June 13th for Larry Jones, former coach of the Academic Decathlon Team from Moorpark High School.

Councilmember Mikos stated she had attended the executive committee meeting of the Community Action Committee of Economic Collaborative for Ventura County on June 8th and will be attending the main board meeting on June 16th.

Councilmember Mikos stated she had attended Moorpark Unified School District Superintendent Ellen Smith's retirement party and the City's Active Adult Center Supervisor, Peggy Rothschild's retirement party on June 3rd.

Councilmember Mikos stated along with Mayor Parvin, she had attended the Business Expo held at the Community Center on June 10th. The event was sponsored by the City of Moorpark, State Board of Equalization Representative George Runner, State Senator Tony Strickland, and the Moorpark Chamber of Commerce.

Councilmember Mikos represented the Council on June 11th at the Relay for Life event held at Moorpark High School.

Mayor Parvin stated over 200 people attended the small-business seminar, "How to Do Business in Moorpark" at the Moorpark Community Center on Friday, June 10th. She thanked State Board of Equalization Representative George Runner and State Senator Tony Strickland for putting it together.

Mayor Parvin stated she chaired the June 9th meeting of the Ventura Council of Governments meeting held at Café Firenze.

Mayor Parvin stated she attended a welcome home celebration on June 11th for military personnel.

Mayor Parvin announced the City of Moorpark is pleased to present the annual Fireworks Extravaganza on Sunday, July 3rd at Arroyo Vista Community Park.

8. PUBLIC HEARINGS:

- A. Consider Resolution Approving Residential Planned Development (RPD) No. 2010-02, for 99 Single-Family and Duplex Homes within an Approved Subdivision (Canterbury Lane, Vesting Tentative Tract Map No. 5425), on the South Side of Los Angeles Avenue, East and South of Fremont Street, on the Application of Shea Homes LP. Staff Recommendation: 1) Open the public hearing, accept public testimony, and close the public hearing; and 2) Adopt Resolution No. 2011-3034, approving RPD Permit No. 2010-02, subject to conditions of approval.

Mr. Fiss gave the staff report.

The following issues were discussed by Councilmembers and staff: 1) Modifying language in the Special Conditions to make it clear that G Street is intended to allow public access up to the trail system; and 2) Staff to review the plant pallet to make sure there are no invasive varieties.

Mayor Parvin opened the public hearing.

John Vander Velds, representing Shea Homes LP, 1250 Corona Pointe Court #600, Corona, California, introduced Scott Uhles, Civil Engineer for the project and stated they are available for questions.

Dominic Schmidt, a Fremont Street resident, expressed concerns over set-back requirements for the new two-story homes overlooking existing homes; the plans for construction of, and timing for, closing off Fremont Street from Los Angeles Avenue; allowing an overlapping wall rather than a solid wall to close off Fremont Street; early morning noise from the gate and pool pump equipment at the recreation center; and the need to monitor start time for noisy construction equipment on site.

Mayta Welbat, a Peach Hill resident adjacent to the Shea project, spoke in regard to her Settlement Agreement with Shea for an access road to her property.

The following issues were discussed by the Councilmembers and staff: 1) Review of side and rear yard setbacks for the RPD zone; 2) Staff to review final landscape plans to assure no invasive plant species are proposed; 3)

Possibility of a condition for the completion of Fremont Street and closure at Los Angeles Avenue to be prior to the first occupancy; 4) Confirming rationale for overlapping wall to allow pedestrians and bike-riders ingress/egress to Los Angeles Avenue versus a solid wall; 5) Shea to have the HOA fix the noisy gate and reset the timer on the pool pump for other than morning hours; and 6) Staff to contact construction crews regarding enforcement of start time not to be earlier than 7:00 a.m.

Mayor Parvin closed the public hearing.

MOTION: Councilmember Mikos moved and Councilmember Pollock seconded a motion to adopt Resolution No. 2011-3034, approving RPD Permit No. 2010-02, subject to conditions of approval, as amended to: 1) Add language for public access through G Street to the Arroyo Simi; and 2) Modify language for timing of wall construction on Los Angeles Avenue and completion of Fremont Street improvements to be prior to the first occupancy. The motion carried by voice vote 4-0, Councilmember Millhouse absent.

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Presentations from Applicants to the Moorpark City Library Board. Staff Recommendation: Hear presentations from applicants and defer appointment to the Library Board until the July 6, 2011, regular meeting, following the remaining applicant presentations.

Ms. Benson gave the staff report.

Mayor Parvin called the Library Board applicants to give their presentations in the order their names were drawn by the City Clerk prior to the start of the meeting.

The Council listened to presentations and conducted interviews of the Library Board applicants in the following order:

Abigail Sichmeller
Cindy Housel
Karen Wrolson

CONSENSUS: It was the consensus of the Council to defer appointments to the Library Board until the July 6, 2011, regular meeting, following the remaining Library Board applicant presentations.

- B. Consider Teen Council Appointments. Staff Recommendation: Make appointments to the Teen Council for a one-year term to end June 30, 2012.

Ms. Benson gave the staff report.

There were no speakers.

CONSENSUS: It was the consensus of the Council to waive Council policy for putting forth each individual name to be approved for appointment and instead take the appointments collectively.

MOTION: Mayor Parvin nominated and Councilmember Pollock seconded the nomination of Ryan Bermont, Leanza Boes, Davis Mustacchio, Nick Johannessen, Rebecca Johnson, Olivia Ordin, Olivia Sichmeller, Forest Sullenbarger, Danielle Bautista, Courtney Beaulieu, Trevor Sherman, Clara Chen, Monica Nassif, and Anthony Peterson to serve on the Teen Council for 2011/2012 term ending June 30, 2012. The motion carried by voice vote 4-0, Councilmember Millhouse absent.

- C. Consider Resolution Adopting an Operating and Capital Improvements Budget for the City of Moorpark for Fiscal Year 2011/2012. Staff Recommendation: Adopt Resolution No. 2011-3035. ROLL CALL VOTE REQUIRED

Mr. Kueny gave the staff report.

There were no speakers.

MOTION: Councilmember Pollock moved and Mayor Parvin seconded a motion to adopt Resolution No. 2011-3035, adopting an Operating and Capital Improvements Budget for the City of Moorpark for Fiscal Year 2011/12. The motion carried by roll call vote 4-0, Councilmember Millhouse absent.

- D. Consider Resolution Adopting Fund Balance Policies as Required by Governmental Accounting Standards Board Statement No. 54 (GASB 54). Staff Recommendation: Adopt Resolution No. 2011-3036, approving GASB 54, Fund Balance Reporting and Governmental Fund Type Definitions. ROLL CALL VOTE REQUIRED

Mr. Ahlers gave the staff report.

There were no speakers.

Mr. Kueny confirmed the contents of the proposed resolution will be incorporated into the next update of the City Council Policies Resolution.

MOTION: Councilmember Van Dam moved and Councilmember Pollock seconded a motion to adopt Resolution No. 2011-3036, approving GASB 54, Fund Balance Reporting and Governmental Fund Type Definitions. The motion carried by roll call vote 4-0, Councilmember Millhouse absent.

10. CONSENT CALENDAR: (ROLL CALL VOTE REQUIRED)

MOTION: Councilmember Pollock moved and Councilmember Van Dam seconded a motion to approve the Consent Calendar with the exception of Item 10.H, which was pulled for individual consideration upon the request of Councilmember Mikos. The motion carried by roll call vote 4-0, Councilmember Millhouse absent.

- A. Consider Minutes of Special Meeting of March 25, 2011. Staff Recommendation: Approve the minutes.
- B. Consider Minutes of Regular Meeting of June 1, 2011. Staff Recommendation: Approve the minutes.
- C. Consider Warrant Register for Fiscal Year 2010/11 – June 15, 2011. Staff Recommendation: Approve the warrant register.
- D. Consider Resolution Amending the Fiscal Year 2010/11 Budget and Authorizing the Transfer Up to \$1,500,000 from the Special Projects Fund to the General Fund to Maintain the \$3,000,000 Unreserved Fund Balance. Staff Recommendation: Adopt Resolution No. 2011-3037. ROLL CALL VOTE REQUIRED
- E. Consider Resolution Appropriating Funds to Cover Moorpark Highlands Community Facilities District (CFD) 2004-01 Fiscal Agent Expenditures Including the Bond Call, Consultant Fees, Administration Fees, and Developer Reimbursements. Staff Recommendation: Adopt Resolution No. 2011-3038. ROLL CALL VOTE REQUIRED
- F. Consider Resolution Adopting Loan Agreement between the City of Moorpark and the Moorpark Redevelopment Agency. Staff Recommendation: Adopt Resolution No. 2011-3039. ROLL CALL VOTE REQUIRED
- G. Consider Resolution Establishing the Appropriation Limitation for Fiscal Year 2011/2012 for the City of Moorpark at \$26,792.899. Staff Recommendation: Adopt Resolution No. 2011-3040.
- I. Consider Update on the Condition of the Coast Redwoods on Tierra Rejada Road and Arborist Report Prepared by Arbor Essence. Staff Recommendation: Receive and file report.
- J. Consider Resolution Amending the Fiscal Year 2010/11 Budget to Fund Additional Costs for the Railroad Crossing Improvements at Spring Road – Project 8039. Staff Recommendation: Adopt Resolution No. 2011-3041. ROLL CALL VOTE REQUIRED

- K. Consider Mission Statement, Priorities, Goals and Objectives for Fiscal Year 2011/2012. Staff Recommendation: Approve the Mission Statement, Priorities, Goals and Objectives for FY 2011/12. (Staff: Steven Kueny)
- L. Consider Resolution Appointing Officers of the City to the California Joint Powers Insurance Authority Board of Directors and Committees and Rescinding Resolution No. 2009-2788. Staff Recommendation: Adopt Resolution No. 2011-3042, rescinding Resolution No. 2009-2788.
- M. Consider a Three Month Extension to the Current Agreement with Library Systems & Services, LLC (LSSI) for Continued Operation of the Moorpark City Library. Staff Recommendation: Approve the extension of the Agreement with LSSI for three months.

The following item was pulled for individual consideration.

- H. Consider the Approval of Street Names for Tract No. 5425 (Shea Homes LP Canterbury Lane), on the South Side of Los Angeles Avenue, East and South of Fremont Street, on the Application of Shea Homes LP. Staff Recommendation: Approve the street names as proposed in the agenda report.

In response to Councilmember Mikos, Mr. Kueny stated Beachwood Court as proposed in the agenda report, although similar to the existing Beechgrove Court, has been approved by the Ventura County Fire Protection District.

MOTION: Councilmember Mikos moved and Mayor Parvin seconded a motion to approve the street names as proposed in the agenda report. The motion carried by voice vote, 4-0, Councilmember Millhouse absent.

11. ORDINANCES: (ROLL CALL VOTE REQUIRED)

None.

12. CLOSED SESSION:

None was held.

13. ADJOURNMENT:

Mayor Parvin adjourned the meeting at 9:05 p.m.

Janice S. Parvin, Mayor

ATTEST:

Maureen Benson, City Clerk