

MINUTES OF THE CITY COUNCIL

Moorpark, California

June 3, 2009

A Regular Meeting of the City Council of the City of Moorpark was held on June 3, 2009, 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:

Mindy Yaras, past Moorpark School District Board Member, led the Pledge of Allegiance.

3. ROLL CALL:

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

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; Yugal Lall, City Engineer/Public Works Director; David Bobardt, Planning Director; Ron Ahlers, Finance Director; Teri Davis, Senior Management Analyst; Shaun Kroes, Senior Management Analyst; Captain Ron Nelson, Sheriff's Department; Deborah Traffenstedt, Administrative Services Director/City Clerk; and Maureen Benson, Assistant City Clerk.

4. PROCLAMATIONS AND COMMENDATIONS:

A. Consider City Council Resolution Reciting the Fact of the Special Municipal Election Held on May 19, 2009, and Declaring the Election Results and Such Other Matters as Required by Law. Staff Recommendation: Adopt Resolution No. 2009-2820 (as revised to incorporate the certified election results).

Ms. Traffenstedt provided a supplemental staff report and provided the certified results as received on June 3, 2009, from the County Elections Division.

There were no speakers.

MOTION: Councilmember Mikos moved and Mayor Parvin seconded a motion to adopt Resolution No. 2009-2820, as revised to incorporate the certified election results. The motion carried by unanimous voice vote.

B. City Clerk Administers the Oath of Office to Councilmember-elect.

Ms. Traffenstedt administered the oath of office to Councilmember-elect David Pollock, who then took a seat on the dais.

C. Comments from Newly Seated Councilmember.

Councilmember Pollock commended all the candidates for running great campaigns and for giving the voters of Moorpark a choice. He thanked his family, acknowledged School Board Members in the audience, and recognized the School Board, on which he has served for many years. He expressed how honored he is to follow after Councilmember Lowenberg.

Councilmember Mikos requested a future agenda item for the Council to appoint Councilmember Pollock to fill the vacancy on the Community and Economic Development Committee.

Mayor Parvin and Mr. Kueny confirmed Standing Committee assignments will be on a future agenda.

AT THIS POINT in the meeting, the Council recessed for a reception. The time was 7:24 p.m. The City Council meeting reconvened at 7:52 p.m. with Councilmembers Mikos, Millhouse, Pollock, Van Dam, and Mayor Parvin present.

5. PUBLIC COMMENT:

David Tuttle, a Meridian Hills resident, provided the Council with an update on the conditions of the mitigation areas of the Meridian Hills Development and requested more stringent guidelines for maintaining the area be enforced.

Nick Schillace, proponent of the Farmer's Market on High Street requested assistance with exceptions to the City's sign regulations for his venture.

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 Mikos congratulated staff for completion of the Tierra Rejada Road median landscaping, which, as indicated in Item 10.F. on the agenda, was completed under budget.

Councilmember Mikos reported on having attended a meeting of the Santa Monica Mountains Conservancy Advisory Committee on Monday, June 1st.

Councilmember Van Dam thanked those who attended the Kiwanis' "Wine and Moonlight" event, which raised funds to benefit Moorpark youth.

Councilmember Pollock reported on having attended a California Joint powers Insurance Authority (CJPIA) workshop this week and asked if he may represent the City at the CJPIA conference in October.

Mayor Parvin announced the Moorpark City Library has partnered with Moorpark First 5 to offer story time to "Little Bilingual Readers". This hour of pre-school stories, songs, crafts, and games presented in English and Spanish takes place from 10:00-11:00 a.m. on Tuesday mornings throughout the summer. Also, join the library for weekly themed pre-school story time on Thursday mornings at 10:30 a.m. Visit www.moorparklibrary.org for more information about these events and other special summer event planned at the library.

Mayor Parvin announced the Moorpark Beach Bus begins Monday, June 15th and runs Monday through Thursday until August 20th. The fare is \$5.00 round trip for students and adults, \$2.00 round trip for seniors and the disabled. New, "Buy Three, Get One Free" bus passes are also available at City Hall and Arroyo Vista Recreation Center. Spend your summer relaxing at Zuma Beach. Enjoy volleyball, boogie boarding, swimming, and lounging on the sand. These are unsupervised, general transportation services. For schedule information please visit www.ci.moorpark.ca.us or call 517-6257.

Mayor Parvin announced the Moorpark Summer Youth Bus Pass is now on sale at City Hall and Arroyo Vista Recreation Center. The pass is \$15.00 and provides unlimited ridership on Moorpark City Transit from June 1st until September 11th, 2009.

Mayor Parvin announced the California Highway Patrol (CHP) is offering a free "Start Smart" traffic safety program for teenage drivers and their parents on Tuesday, June 9th at 6:00 p.m. at the Moorpark area CHP office at 16 Spring Road in Moorpark. "Start Smart" provides teens and parents with information on defensive driving, traffic laws, dynamics of traffic collisions, tips on avoiding traffic collisions, and driving under the influence (DUI) awareness. For more information on reservations contact Officer Urich at 553-0800.

Mayor Parvin reported she had attended the Moorpark Chamber of Commerce Top 10 Awards at the Moorpark Country Club and the Kiwanis Club fund raiser "Wine and Moonlight" last Sunday.

Mayor Parvin reported she had attended a Ventura Council of Governments (VCOG) meeting on Monday.

8. PUBLIC HEARINGS:

None.

9. PRESENTATION/ACTION/DISCUSSION:

A. Consider Presentation by Eve Liebman of United Way in Appreciation of City Employee Contributions.

Ms. Liebman presented the City with a plaque recognizing employee contributions for 2008.

B. Consider Approval of High Street Streetscape Concept (continued from Special Joint Meeting of April 29, 2009). Staff Recommendation: 1) Select the Curvilinear Alignment as the concept for High Street Streetscape; and 2) Direct staff to amend the Lawrence Moss & Associate contract for the preparation of the Design and Development Phase for the selected High Street Streetscape concept.

Mr. Hogan gave the staff report calling attention to stamped page 12 in regard to the addition of consideration of installing banner poles in lieu of some of the archways, which will be determined in the Design and Development Phase.

There were no speakers.

MOTION: Councilmember Millhouse moved and Councilmember Mikos seconded a motion to: 1) Select the Curvilinear Alignment as the concept for High Street Streetscape using the existing light standards; 2) Direct staff to amend the Lawrence Moss & Associate contract for the preparation of the Design and Development Phase for the selected High Street Streetscape concept; and 3) Have public art reviewed by the Arts Commission and project design reviewed by the Planning Commission prior to coming to Council for approval.

Discussion among the Councilmembers and staff resulted in direction for consultant to make sure light standards have outlets for lights and speakers.

The motion carried by unanimous voice vote.

- C. Consider Changes to the Draft Park Master Plan and a Resolution Adopting the Park Master Plan. (continued from May 6, 2009) Staff Recommendation: Adopt Resolution No. 2009-2821.

Ms. Lindley gave the staff report.

There were no speakers.

The following issues that affect the staff recommendation or give direction to staff were discussed by the Councilmembers and staff: 1) Verify the High School at Moorpark College, as stated on stamped page 26 for Page 2-25 of the Park Master Plan Proposed Changes, does or does not include grade 10; 2) Make corrections to the Park Master Plan Proposed Changes on stamped page 25 to change the verbiage of entry for Page 2-23 to read, "The description of the Active Adult Center will be updated to reflect that the City holds twice yearly forums."; 3) Add the letter "s" to the word "way" on stamped page 26 for Page 4-19: Item 16.1 and add the words "continue to" in front of "reduce or eliminate the use of pesticides"; and 4) Add "League of California Cities" on stamped page 26 for Page 5-12: Action Item 5.11.4.

MOTION: Councilmember Mikos moved and Councilmember Van Dam seconded a motion to adopt Resolution No. 2009-2821, with the changes mentioned in the agenda report and as amended in discussion. The motion carried by unanimous voice vote.

- D. Consider Ordinance Amending Chapter 8.32, Prohibiting Smoking in Public Places, of the Moorpark Municipal Code. (continued from May 20, 2009) Staff Recommendation: Continue the agenda item to the regular City Council meeting of June 17, 2009.

Ms. Davis gave the staff report.

There were no speakers.

MOTION: Councilmember Van Dam moved and Councilmember Pollock seconded a motion to continue this item to June 17 as subsequent meeting as determined by staff. The motion carried by unanimous voice vote.

- E. Consider Project Alternative for Specific Plan 2004-01 (Specific Plan Area No. 1: Hitch Ranch) Involving 755 Housing Units on the Application of Hitch Ranch Partners. Staff Recommendation: Direct staff to process a 755-housing unit design alternative for Specific Plan No. 2004-01 in addition to a 620-unit and a 415-unit alternative.

Mr. Bobardt gave the staff report.

Dennis Hardgrave, Development Planning Services, 211 Village Commons Boulevard #15, Camarillo, California, representing the Hitch Ranch owners, stated they would like to activate the Hitch Ranch planning process and would fund the analysis of this design alternative. They continue to support including the potential institutional use by the Moorpark Boys and Girls Club of a portion of the property and would appreciate activating the Hitch Ranch Ad Hoc Committee.

MOTION: Councilmember Pollock moved and Councilmember Millhouse seconded a motion to direct staff to process a 755-housing unit design alternative for Specific Plan No. 2004-01 in addition to a 620-unit and a 415-unit alternative. The motion carried by unanimous voice vote.

Councilmembers Mikos and Millhouse stated, for the benefit of the public, that this is not an approval of higher density; it is an approval to examine the higher density alternative in the Environmental Impact Report for this project.

- F. Consider Selection of Contractor to Provide Dial-A-Ride Paratransit Services. Staff Recommendation: 1) Approve the selection of Nationwide Transit Co. to provide Dial-A-Ride Paratransit services for Moorpark City Transit; and 2) Authorize the City Manager to sign the Agreement, subject to final language approval by the City Manager and City Attorney.

Mr. Kroes gave the staff report.

There were no speakers.

MOTION: Councilmember Mikos moved and Councilmember Van Dam seconded a motion to: 1) Approve the selection of Nationwide Transit Co. to provide Dial-A-Ride Paratransit services for Moorpark City Transit; and 2) Authorize the City Manager to sign the Agreement, subject to final language approval by the City Manager and City Attorney. The motion carried by unanimous voice vote.

- G. Consider Professional Services Agreement with Records System Associates, Inc. (RSA) for a Records Improvement Program, Including Records Retention Schedule. Staff Recommendation: 1) Authorize the City Manager to sign the Agreement, subject to final language approval by the City Manager and the City Attorney; and 2) Direct staff to schedule a budget amendment resolution for the July 1, 2009, meeting to incorporate \$53,000 from the General Fund Reserve to fund Phase 1.

Ms. Traffenstedt gave the staff report.

There were no speakers.

MOTION: Councilmember Millhouse moved and Mayor Parvin seconded a motion to: 1) Authorize the City Manager to sign the Agreement, subject to final language approval by the City Manager and the City Attorney; and 2) Direct staff to schedule a budget amendment resolution for the July 1, 2009, meeting to incorporate \$53,000 from the General Fund Reserve to fund Phase 1. The motion carried by unanimous voice vote.

10. CONSENT CALENDAR: (ROLL CALL VOTE REQUIRED)

MOTION: Councilmember Millhouse moved and Councilmember Van Dam seconded a motion to approve the Consent Calendar. The motion carried by unanimous roll call vote.

- A. Consider Minutes of Special Joint Meeting with Arts Commission on April 29, 2009. Staff Recommendation: Approve the minutes.
- B. Consider Minutes of Special Joint Meeting with Planning Commission on April 29, 2009. Staff Recommendation: Approve the minutes.
- C. Consider Minutes of Regular Meeting of May 6, 2009. Staff Recommendation: Approve the minutes.
- D. Consider Warrant Register for Fiscal Year 2008-2009 – June 3, 2009. Staff Recommendation: Approve the warrant register.
- E. Consider Reduction of Surety Bonds for HFR Investments I, LLC (CPD 2005-03). Staff Recommendation: Authorize the City Clerk to reduce the Grading and Improvements Bond No. 733050S in the amount of \$60,874.67 and Off-site Public Improvements Performance and Payment Bond No. 733049S in the amount of \$47,297.50 for HFR Investments I, LLC to 10%.
- F. Consider Notice of Completion for the Tierra Rejada Road Median Landscaping – Phase 2 (Project 8042). Staff Recommendation: Accept the work as complete and direct the City Clerk to record the Notice of Completion.
- G. Consider Resolution Appropriating \$100,000.00 from the City Housing Fund Reserve for Employee Home Loan Program. Staff Recommendation: Adopt Resolution No. 2009-2822. ROLL CALL VOTE REQUIRED
- H. Consider Memorandum of Agreement (MOA) between the Cities of Moorpark and Simi Valley Authorizing Moorpark to Fuel Up to Three Compressed Natural Gas (CNG) Buses at the Simi Valley Transit Maintenance Facility. Staff Recommendation: Authorize the Mayor to

sign the MOA, subject to final language approval by the City Manager and City Attorney.

- I. Consider Memorandum of Understanding between Smart and Final and the City of Moorpark Regarding Procurement of Grocery Items During an Emergency. Staff Recommendation: Approve the Memorandum of Understanding and credit application, subject to final language approval by the City Manager and City Attorney, and authorize the City Manager to sign the Agreement.

11. ORDINANCES: (ROLL CALL VOTE REQUIRED)

None.

12. CLOSED SESSION:

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

MOTION: Mayor Parvin moved and Councilmember Mikos seconded a motion to adjourn to closed session for a discussion of Items 12.C. and 12.D. on the agenda. The motion carried by unanimous voice vote. The time was 9:36 p.m.

- C. CONFERENCE WITH LABOR NEGOTIATOR
(Pursuant to Section 54957.6 of the Government Code)
Agency Designated Representative: Steven Kueny
Employee Organization: Service Employees International Union, AFL-CIO, CLC, Local 721
- D. CONFERENCE WITH LABOR NEGOTIATOR
(Pursuant to Section 54957.6 of the Government Code)
Agency Designated Representative: Steven Kueny
Unrepresented employees: Accountant I; Active Adult Center Supervisor; Administrative Services Director/City Clerk; Assistant City Clerk; Assistant City Engineer; Assistant City Manager; Assistant Engineer; City Engineer/Public Works Director; Community Development Director; Deputy City Manager; Finance and Accounting Manager; Finance Director; Human Resources Analyst; Information Systems Analyst; Information Systems Manager; Landscape/Parks Maintenance Superintendent; Management Analyst; Parks and Landscape Manager; Parks, Recreation and Community Services Director; Planning Director; Principal Planner; Public Works Superintendent; Recreation/Community Services Manager; Recreation Supervisor; Redevelopment Manager; and Senior Management Analyst

Present in closed session were Councilmembers Mikos, Millhouse, Pollock, Van Dam, and Mayor Parvin; Steven Kueny, City Manager; Joseph Montes, City Attorney; and Deborah Traffenstedt, Administrative Services Director/City Clerk.

The Council reconvened into open session at 10:06 p.m. Mr. Kueny stated Items 12.C. and 12.D. were discussed and there was no action to report.

13. ADJOURNMENT:

Mayor Parvin adjourned the meeting at 10:06 p.m.

Janice S. Parvin, Mayor

ATTEST:

Maureen Benson, Assistant City Clerk