

## **ITEM 10.A.**

### MINUTES OF THE CITY COUNCIL

Moorpark, California

December 16, 2009

A Special Meeting of the City Council of the City of Moorpark was held on December 16, 2009, in the Community Center of said City located at 799 Moorpark Avenue, Moorpark, California.

1. CALL TO ORDER:

Mayor Parvin called the meeting to order at 6:14 p.m.

2. ROLL CALL:

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

Absent: Councilmember Millhouse (arrived at 6:22 p.m.).

Staff Present: Steven Kueny, City Manager; Joseph Montes, City Attorney; Hugh Riley, Assistant City Manager; David Bobardt, Planning Director; David Moe, Redevelopment Manager; and Deborah Traffenstedt, Administrative Services Director/City Clerk.

3. PUBLIC COMMENT:

None.

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

None.

5. CLOSED SESSION:

Mr. Kueny requested the Council go into closed session for discussion of two cases under Item 5.B. and for Items 5.C, 5.D, and 5.E. on the agenda.

**MOTION:** Councilmember Mikos moved and Mayor Parvin seconded a motion to adjourn to closed session for discussion of two cases under Item 5.B. and for Items 5.C, 5.D, and 5.E. on the agenda. The motion carried by voice vote 4-0, Councilmember Millhouse absent.

- 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)  
City of Moorpark; Moorpark Unified School District vs. Thomas H. Heyn  
and Eldora E. Heyn (Case No. 56-2009-00355222-CU-OR-SIM)
  
- D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Pursuant to Subdivision (a) of Section 54956.9 of the Government Code)  
City of Moorpark vs. John Reid Milligan, et al (Case No. 56-2008-  
00331392-CU-EI-SIM)
  
- E. CONFERENCE WITH REAL PROPERTY NEGOTIATOR  
(Pursuant to Government Code Section 54956.8)  
Property: APN's: 504-0-030-275 and 504-0-030-265,  
City Negotiator: Steven Kueny, City Manager  
Negotiating Parties: Bruce Pherson, Jr. (Boething Treelands Farms, Inc.)  
Under Negotiation: Price and terms of payment

Present in closed session were Councilmembers Mikos, Pollock, Van Dam, and Mayor Parvin; Steven Kueny, City Manager; Joseph Montes, City Attorney; Hugh Riley Assistant City Manager; David Bobardt, Planning Director; David Moe, Redevelopment Manager; and Deborah Traffenstedt, Administrative Services Director/City Clerk. Councilmember Millhouse arrived during closed session at 6:22 p.m.

The Council reconvened into open session at 6:46 p.m. Mr. Kueny stated two cases under Item 5.B. and Items 5.C, and 5.E. on the agenda were discussed and there was no action to report. Item 5.D. was not discussed.

6. ADJOURNMENT:

Mayor Parvin adjourned the meeting at 6:46 p.m.

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Janice S. Parvin, Mayor

ATTEST:

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Maureen Benson, Assistant City Clerk