

MINUTES OF THE CITY COUNCIL

Moorpark, California

May 2, 2012

A Regular Meeting of the City Council ("City Council") of the City of Moorpark, which also serves as the Successor Agency ("Successor Agency") and as Successor Housing Agency ("Successor Housing Agency") of the Redevelopment Agency of the City of Moorpark was held on May 2, 2012 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 7:26 p.m.

2. **PLEDGE OF ALLEGIANCE:**

Matt Valenzuela, Vice-Commander of Moorpark Post 502 of the American Legion, led the Pledge of Allegiance.

3. **ROLL CALL:**

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

Absent: Councilmember Pollock (arrived at 7:45 p.m.)

Staff Present: Steven Kueny, City Manager; Deborah Traffenstedt, Deputy City Manager (arrived at 7:51 p.m.); Ron Ahlers, Finance Director; David Bobardt, Community Development Director; David Klotzle, City Engineer/Public Works Director; David Moe, Redevelopment Manager; Shaun Kroes, Senior Management Analyst; Captain Ron Nelson, Sheriff's Department; and Maureen Benson, City Clerk.

4. **PROCLAMATIONS AND COMMENDATIONS:**

A. **Proclamation Declaring May as Veterans Appreciation Month.**

Mayor Parvin presented Commander Jim Beaver of Moorpark Post 502 of the American Legion with a proclamation declaring May as Veterans Appreciation Month.

5. **PUBLIC COMMENT:**

None.

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 reported on April 23 she attended the Moorpark City Library and Walter and Leonore Annenberg Presidential Learning Center co-sponsored event at the Ronald Reagan Presidential Library where Dr. Richard Beeman, a leading historian gave a lecture on the impact and influence of the U.S. Constitution on the current political process.

Councilmember Mikos reported on April 23 she represented the City of Moorpark at the Santa Monica Mountains Conservancy meeting.

Councilmember Mikos reported she and Mayor Parvin attended the April 27 Arbor Day celebration where six trees were planted by the City at the Veterans Memorial and free trees were given away.

Councilmember Mikos reported she attended the May 2 meeting of the Economic Development Collaborative of Ventura County where a loan program for early childhood education facilities was discussed.

Councilmember Mikos reported she attended the May 2 Government Relations/Economic Development Committee meeting at the Moorpark Chamber of Commerce.

Councilmember Van Dam announced the Moorpark Kiwanis Club is holding its annual fund raiser, "Wine and Moonlight" on May 20 at the Secret Garden on High Street.

Councilmember Millhouse reported on May 1 he and Councilmember Van Dam attended the retirement dinner in honor of Thousand Oaks Councilmember, Dennis Gillette.

Mayor Parvin reported she and Councilmember Van Dam attended the opening of the Health Science Center at Moorpark College.

Mayor Parvin reported she had attended the annual Mormon Church Helping Hands Day on April 30 where she planted shrubs and plants.

Mayor Parvin reported she had attended the Moorpark Arts Festival over the weekend.

Mayor Parvin reported on May 2 she attended the Government Relations/Economic Development Committee meeting at the Moorpark Chamber of Commerce.

Councilmember Millhouse announced his daughter, Ashley will be graduating from Wake Forest University in North Carolina and has received a Fulbright Scholarship to teach English in South Africa.

Mayor Parvin announced May 12 is National Train Day and the public is encouraged to use the local Metrolink or Amtrak services for their commute.

Mayor Parvin announced the Moorpark Chamber of Commerce will be holding its annual awards luncheon tomorrow, May 4.

Mayor Parvin reported she the Moorpark Relay for Life will be held this weekend at Moorpark High School.

8. PUBLIC HEARINGS:

None.

9. PRESENTATION/ACTION/DISCUSSION:

CITY COUNCIL:

- A. Consider Appointment to Fill Two Vacancies on the Area Agency on Aging Advisory Council. Staff Recommendation: Appoint two representatives to serve a term ending June 30, 2014.

Ms. Benson gave the staff report.

There were no speakers.

CONSENSUS: It was the consensus of the Council to waive rules, since there were only two applicants, and take the nominations in one action.

MOTION: Mayor Parvin nominated and Councilmember Millhouse seconded the nominations of Tony Bellasalma and Benjamina Montoya to serve as representatives on the Area Agency on Aging Advisory Council for a term ending June 30, 2014. The motion carried by voice vote 4-0, Councilmember Pollock absent.

- B. Consider Resolution Approving the Preliminary Engineer's Report for the Landscaping and Lighting Maintenance Assessment Districts for Fiscal Year 2012/2013 and Providing Notice of Public Hearing on June 6, 2012. Staff Recommendation: Adopt Resolution No. 2012-3103.

AT THIS POINT in the meeting Councilmember Pollock arrived. The time was 7:45 p.m.

Mr. Ahlers gave the staff report.

There were no speakers.

MOTION: Councilmember Mikos moved and Councilmember Millhouse seconded the motion to adopt Resolution No. 2012-3103, approving the Preliminary Engineer's Report for the Landscaping and Lighting Maintenance Assessment Districts for Fiscal Year 2012/2013 and providing Notice of Public Hearing on June 6, 2012. The motion carried by unanimous voice vote.

- C. Consider Resolution Approving the Preliminary Assessment Engineer's Report for the Parks and Recreation Maintenance and Improvement Assessment District for Fiscal Year 2012/2013 and Providing Notice of Public Hearing on June 6, 2012. Staff Recommendation: Adopt Resolution No. 2012-3104.

Mr. Ahlers gave the staff report.

There were no speakers.

MOTION: Councilmember Pollock moved and Councilmember Mikos seconded the motion to adopt Resolution No. 2012-3104, approving the Preliminary Assessment Engineer's Report for the Parks and Recreation Maintenance and Improvement Assessment District for Fiscal Year 2012/2013 and providing Notice of Public Hearing on June 6, 2012. The motion carried by unanimous voice vote.

- D. Consider Calling for an Article 34 Election Giving the City of Moorpark the Ability to Construct 200 Low Rent Affordable Housing Units in a 10 Year Period. Staff Recommendation: Direct staff to prepare a resolution to call an Article 34 Election.

Mr. Moe gave the staff report.

There were no speakers.

MOTION: Councilmember Millhouse moved and Councilmember Mikos second a motion directing staff to prepare a resolution to call an Article 34 Election giving the City of Moorpark the ability to construct 200 Low Rent Affordable Housing Units in a 10-Year Period. The motion carried by unanimous voice vote.

- E. Consider Status Report on AB 1778 (Williams) Pertaining to Transit, and Streets and Roads Funding. Staff Recommendation: Continue to oppose AB 1778.

Mr. Kroes gave the staff report, and provided updated information on a May 1 third amendment to AB 1778 that took place after the writing of this staff report.

Councilmember Pollock stated he has just returned from Sacramento where he along with contingents from Simi Valley, Thousand Oaks, and Camarillo met with several members of the legislature to express opposition to AB 1778 in regard to the loss of flexibility to spend Transportation Development Act funds on roads once all the transit needs have been satisfied within each community.

There were no speakers.

MOTION: Mayor Parvin moved and Councilmember Millhouse seconded a motion to continue to oppose AB 1778. 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.

CITY COUNCIL:

- A. Consider Minutes of Regular Meeting of April 18, 2012. Staff Recommendation: Approve the minutes.
- B. Consider Warrant Register for Fiscal Year 2011/12 – May 2, 2012. Staff Recommendation: Approve the warrant register.
- C. Consider Additional Funding for Onsite Water, Sewer and Storm Drain Revisions and Amendment No. 6 to the Agreement with John S. Bascom, Inc., dba Precision Plumbing-Mechanical for the Ruben Castro Human Services Center. Staff Recommendation: Approve additional funding in the amount of \$260,195.75 for domestic and fire water, sewer and onsite storm drain infrastructure revisions for the Ruben Castro Human Services Center and authorize the City Manager to execute Amendment No. 6 in the amount of \$292,260.47, subject to final language approval by the City Manager and City Attorney. ROLL CALL VOTE REQUIRED
- D. Consider Report of Annual Development Agreement Review, Established in Connection with Vistas at Moorpark, Tract 5130, Located on the East Side of Walnut Canyon Road, Approximately 3,500 Feet North of Casey Road, on the Application of Moorpark 150, LLC. Staff Recommendation: 1) Accept the Community Development Director's report and recommendation, on the basis of substantial evidence, that Moorpark 150,

LLC has complied in good faith with the terms and conditions of the agreement; and 2) Deem the annual review process complete.

- E. Consider Award of Bid and Project Approval for the Demolition of 161 Second Street. Staff Recommendation: 1) Approve the removal of 161 Second Street; 2) Award bid to California Land Clearing, Inc. for \$9,674.50, including a project contingency of \$2,000.00 for unforeseen circumstances and authorize execution of the Agreement by the City Manager, subject to final language approval by the City Manager and City Attorney; and 3) Direct staff to file a Notice of Exemption with the County Clerk.
- F. Consider 2012 Moorpark Beach Bus and Summer Youth Bus Pass Programs. Staff Recommendation: Approve the proposed 2012 Moorpark Beach Bus and Summer Youth Bus Pass Programs.
- G. Consider Resident Commissioner to the Area Housing Authority of the County of Ventura. Staff Recommendation: Direct that a letter be sent to the Area Housing Authority Board ratifying the appointment of Tomas Garcia as a Resident Commissioner for a term ending May 31, 2014.

11. ORDINANCES: (ROLL CALL VOTE REQUIRED)

- A. Consider Ordinance No. 413, Deleting Section 10.04.320, Prohibition of Solicitation in the Public Right-of-way, of Chapter 10.04, Traffic Code, of Title 10, Vehicles and Traffic, of the Moorpark Municipal Code. Staff Recommendation: Waive full reading, declare Ordinance No. 413 read for the second time, and adopted as read. ROLL CALL VOTE REQUIRED

Ms. Benson read the title of Ordinance No. 413.

MOTION: Councilmember Millhouse moved and Councilmember Van Dam seconded a motion to waive further reading, declare Ordinance No. 413 read for the second time, and adopted as read. The motion carried by unanimous roll call vote.

12. CLOSED SESSION:

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

MOTION: Councilmember Millhouse moved and Councilmember Van Dam seconded a motion to adjourn to closed session for a discussion of Item 12.C. on the agenda. The motion carried by unanimous voice vote. The time was 8:07 p.m.

- 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

Present in closed session were Councilmembers Mikos, Millhouse, Pollock, Van Dam, and Mayor Parvin; Steven Kueny, City Manager; Hugh Riley, Assistant City Manager; Deborah Traffenstedt, Deputy City Manager; David Bobardt, Community Development Director; Dave Klotzle, City Engineer/Public Works Director; and David Moe, Redevelopment Manager.

The Council reconvened into open session at 8:30 p.m. Mr. Kueny stated Item 12.C. was discussed and there was no action to report.

13. ADJOURNMENT:

Mayor Parvin adjourned the meeting at 8:30 p.m.

Janice S. Parvin, Mayor

ATTEST:

Maureen Benson, City Clerk