

ITEM 10.B.

MINUTES OF THE MEETINGS OF THE MOORPARK CITY COUNCIL AND SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF MOORPARK (“SUCCESSOR AGENCY”)

Moorpark, California

March 20, 2013

A Regular Meeting of the City Council of the City of Moorpark and the Successor Agency was held on March 20, 2013, in the Council Chambers of said City located at 799 Moorpark Avenue, Moorpark, California. All items listed are heard and acted upon by the City Council unless otherwise noted.

1. CALL TO ORDER:

Mayor Parvin called the meeting to order at 7:17 p.m.

2. PLEDGE OF ALLEGIANCE:

Dave Klotzle, City Engineer/Public Works Director, led the Pledge of Allegiance.

3. ROLL CALL:

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

Staff Present: Steven Kueny, City Manager; Kevin Ennis, City Attorney; 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; Jennifer Mellon, Administrative Services Manager; Captain Stephen Wade, Sheriff's Department; and Maureen Benson, City Clerk.

4. PROCLAMATIONS AND COMMENDATIONS:

None.

5. PUBLIC COMMENT:

None.

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

CONSENSUS: It was the consensus of the Council to pull Items 10.J. and 10.K. 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 Van Dam announced the annual Kiwanis fundraiser, "Wine and Moonlight", will be held on April 21st and tickets are available for purchase online at moorparkwine.com.

Councilmember Van Dam announced the Ventura County Blues Extravaganza will take place on April 27th at Moorpark College.

Councilmember Mikos stated she had attended the City's Arbor Day celebration at Mammoth Highlands Park on March 16th.

Mayor Parvin announced the 4th Annual "Moorpark Has Talent" show will take place on March 22nd at the High Street Arts Center.

Mayor Parvin announced March 23rd from 8:30-9:30 p.m. participants can show their commitment to the World Wildlife Funds' annual campaign to raise awareness of environmental challenges by turning off lights for one "Earth Hour".

Mayor Parvin announced the City's annual Easter Egg Hunt will be March 30th from 10:00 a.m. - 1:00 p.m. at Arroyo Vista Community Park.

Mayor Parvin announced applications are now being accepted for the Moorpark Community Emergency Response Team (CERT) class. The next CERT series of classes will be on Saturday, April 13, April 20, and April 27th.

Mayor Parvin announced the following programs free events are available at the Moorpark City Library: Teen Event, Spring Break Movie - "Brave", Kids & Crafts, Marissa's Closet Pro Dress Giveaway, and Book a Librarian.

8. PUBLIC HEARINGS:

- A. Consider Resolution for Conditional Use Permit No. 2012-03 to Allow an Outdoor Recreational Vehicle Storage Facility at 4875 Spring Road on the Application of Banny Anderson (for Moorpark RV and Storage). Staff Recommendation: 1) Continue to accept public testimony and close the public hearing; and 2) Adopt Resolution No. 2013-3165, conditionally approving Conditional Use Permit No. 2012-03.

Mr. Bobardt gave the staff report and stated an additional Condition No. 18. was to be added to the CUP.

"In the event of a direct conflict between these Standard and Special Conditions of Approval and the Settlement, Waiver, and Release Agreement between the City of Moorpark, AC Construction, and Moorpark RV, LLC, submitted and executed by the applicant on March 20, 2013, the terms of the Settlement, Waiver, and Release Agreement shall control."

The Mayor stated the public hearing remains open.

The Mayor announced Dennis Orrock, attorney for the applicant, and Sandi Graham, office manager for Moorpark RV and Storage, were available for questions.

Michael Gross, a Moorpark resident and patron of Moorpark RV and Storage, spoke in favor of keeping the facility open.

In response to Council, Mr. Orrock stated the dump station will not be reopened and the razor wire will be removed and replaced with wrought iron fencing as described in the agenda report.

Mayor Parvin closed the public hearing.

MOTION: Councilmember Pollock moved and Councilmember Van Dam seconded a motion to adopt Resolution No. 2013-3165, conditionally approving Conditional Use Permit No. 2012-03, as amended. The motion carried by unanimous voice vote.

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Professional Services Agreement between City of Moorpark and CivicPlus for Design and Hosting of a New City of Moorpark Website. Staff Recommendation: Authorize the City Manager to execute the Agreement, subject to final language approval by the City Manager and City Attorney.

Ms. Mellon gave the staff report and stated since the Agreement had inadvertently been omitted from the agenda report, this item will return on the Consent Calendar for Council's final approval.

There were no speakers.

CONSENSUS: It was the consensus of the Council for this item to return on the Consent Calendar with the Agreement attached.

- B. Consider Resolution Adopting an Amended Procedure for the Prescreening of General Plan Amendments and Rescinding Resolution No. 2008-2672. Staff Recommendation: Direct staff as deemed appropriate.

Mr. Bobardt gave the staff report.

Frank Foster of Residential Strategies, representing the property owner, Coastline RE Holdings, requested the current process for the prescreening of "The Preserve at Moorpark" be preserved.

Comments from the Councilmembers focused on: 1) Leaving the current process of referring a General Plan Amendment Pre-Screening application to the Community and Economic Development Committee for a recommendation, and not change the process mid-stream for the application in progress; or 2) Amending the process to allow a Councilmember to request in writing within 30 days of the application cycle deadline that the City Council conduct a public hearing without review by the Community and Economic Development Committee.

MOTION: Councilmember Mikos moved to keep the current process in place for the application by Residential Strategies LLC for Coastline RE Holdings Moorpark Corporation for a General Plan Amendment Prescreening Application No. 2012-02. The motion died due to lack of a second.

MOTION: Councilmember Millhouse moved and Mayor Parvin seconded a motion to adopt Resolution No. 2013-3166, amending the procedure for the pre-screening of General Plan Amendments as presented on stamped pages 47-49 of the agenda report, and rescinding Resolution No. 2008-2672. The motion carried by voice vote 3-2, Councilmembers Mikos and Pollock dissenting.

There was no response to Councilmember Mikos' request for any of the Councilmembers who voted in favor of the motion to request a reconsideration of the motion.

Councilmember Mikos stated for the record that she is not in favor of changing the process for this applicant.

- C. Consider Reassignment of Certain Departmental and Position Responsibilities, Creation of Maintenance Specialist Position, and Authorize Promotion to Parks and Recreation Director Position. Staff Recommendation: Approve recommendations contained in the agenda report and direct staff to schedule related amendments to the Classification Plan and Salary Plan prior to July 1, 2013.

Mr. Kueny gave the staff report.

There were no speakers.

MOTION: Councilmember Van Dam moved and Mayor Parvin seconded a motion to approve recommendations contained in the agenda report and direct staff to schedule related amendments to the Classification Plan and Salary Plan prior to July 1, 2013. The motion carried by unanimous voice vote.

10. CONSENT CALENDAR: (ROLL CALL VOTE REQUIRED)

MOTION: Councilmember Millhouse moved and Councilmember Mikos seconded a motion to approve the Consent Calendar with the exception of Items 10. J. and 10.K, which were pulled for individual consideration. The motion carried by unanimous roll call vote.

- A. Consider Minutes of Special City Council Meeting of February 27, 2013. Staff Recommendation: Approve the minutes.
- B. Consider Minutes of Special City Council Workshop Meeting of February 27, 2013. Staff Recommendation: Approve the minutes
- C. Consider Warrant Register for Fiscal Year 2012/13 – March 20, 2013. Staff Recommendation: Approve the warrant register.
- D. Consider Amendment No. 2 to the Agreement with the City of Thousand Oaks for Fixed Route Transit Preventive Maintenance. Staff Recommendation: Authorize the City Manager to sign Amendment No. 2, subject to final language approval of the City Manager and City Attorney.
- E. Consider Resolution Amending the Fiscal Year 2012-13 (FY 12-13) Budget Allocating Funds from the Equipment Replacement Fund to the Information Systems/Cable Television Division for Purchase of Replacement City Telephone Equipment. Staff Recommendation: Adopt Resolution No. 2013-3167. ROLL CALL VOTE REQUIRED
- F. Consider Approving a “Yes” Vote for Amendments to the League of California Cities Bylaws and Authorize the City Clerk to Submit the Ballot. Staff Recommendation: 1) Vote “Yes” in support of the proposed amendments; and 2) Authorize the City Clerk to complete and submit the Ballot to the League of California Cities on or before April 19, 2013.
- G. Consider Approval of Payment of a Voluntary Litigation Surcharge to the League of California Cities. Staff Recommendation: Approve payment of a 10% surcharge for vital litigation.
- H. Consider Agreement with BJ Palmer and Associates, Inc. for Analysis of the Relocation of Electrical Utility Facilities for the Essex Site and Coordination of Design and Permitting with Southern California Edison (SCE) and Resolution Amending the Fiscal Year 2012/13 Budget to Fund the Project. Staff Recommendation: 1) Approve the Agreement, subject to final language approval of the City Manager and City Attorney; and 2) Adopt Resolution No. 2013-3168. ROLL CALL VOTE REQUIRED

- I. Consider Resolution Authorizing the Issuance of Refunding Special Tax Bonds and Approving and Authorizing Related Documents and Actions for Community Facilities District No. 2004-1 (Moorpark Highlands). Staff Recommendation: Adopt Resolution No. 2013-3169.

The following items were pulled for individual consideration.

- J. Consider City of Moorpark Quit Claiming Properties Back to the Former Redevelopment Agency of the City of Moorpark and Accepting the Grant Deed of the Housing Properties from the Successor Agency of the Redevelopment Agency of the City of Moorpark as the Successor Agency. Staff Recommendation: 1) Authorize the City Manager to sign quit claim deeds from the City to the former Redevelopment Agency for all properties listed on Attachment I of the agenda report; 2) Authorize the City Clerk to submit the quit claim deeds for recordation; and 3) Authorize the City Clerk to accept the grant deeds of housing assets listed on Attachment II of the agenda report transferred from the Successor Agency to the City as the Successor Housing Agency.
- K. (SUCCESSOR AGENCY) Consider Transferring Housing Assets and All Rights, Powers, Duties, and Obligations Associated with the Housing Activities of the Former Redevelopment Agency Pursuant to Health and Safety Code Section 34176 to the City of Moorpark as the Successor Housing Agency. Staff Recommendation: 1) Direct the Executive Director to transfer the housing assets of the former Redevelopment Agency to the City as the Successor Housing Agency, including all rights, powers, duties and obligations associated with the housing activities of the former Redevelopment Agency; 2) Direct the Executive Director to quit claim all housing asset properties listed on Attachment I to the City; and 3) Authorize the City Clerk to submit the quit claim deeds for recordation.

Mr. Kueny requested Items 10.J. and 10.K. be taken off the Consent Calendar to be rescheduled for a future agenda.

MOTION: Councilmember Millhouse moved and Councilmember Mikos seconded a motion to take Items 10.J. and 10.K. off the Consent Calendar. The motion carried by unanimous voice vote.

11. ORDINANCES: (ROLL CALL VOTE REQUIRED)

None.

12. CLOSED SESSION:

None was held.

AT THIS POINT in the meeting, Mr. Kueny announced the Council would be reconvening the special City Council meeting to discuss Item 5.B. after the adjournment of the regular City Council meeting.

13. ADJOURNMENT:

Mayor Parvin adjourned the meeting at 8:39 p.m.

Janice S. Parvin, Mayor

ATTEST:

Maureen Benson, City Clerk