

ITEM 10.A.

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

April 3, 2013

A Regular Meeting of the City Council of the City of Moorpark and the Successor Agency was held on April 3, 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 7:08 p.m.

2. PLEDGE OF ALLEGIANCE:

David Moe, Redevelopment Manager, led the Pledge of Allegiance.

3. ROLL CALL:

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

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; David Moe, Redevelopment Manager; Captain Wade, Sheriff's Department; and Blanca Garza, Deputy City Clerk.

4. PROCLAMATIONS AND COMMENDATIONS:

A. Proclamation Recognizing April 7 through April 13, 2013 as Boys & Girls Club Week.

Mayor Parvin presented Moorpark Boys & Girls Club Site Coordinators, Nichole Wright, Amy Tidball, and Melissa Linden with a proclamation recognizing April 7 through April 13, 2013, as Boys & Girls Club Week.

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 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 reported she had attended the Executive Committee meeting of the Economic Collaborative of Ventura County on April 3 where they discussed film issues and the funding of a position to provide consistency in film permitting in the various Ventura County cities.

Councilmember Mikos announced a presentation will take place on May 9 on economic development to recognize the great successes in Ventura County.

Mayor Parvin reported she participated in a conference hearing with the Public Utilities Commission on April 2 regarding the Edison Presidential Substation.

Mayor Parvin reported she met with Senator Pavley and representatives from the California League of Cities on March 22.

Mayor Parvin announced she delivered the State of the City speech on March 27.

Mayor Parvin announced she volunteered for the City's Easter Egg Hunt.

Mayor Parvin reported she attended the Chamber of Commerce Government Relations meeting.

Mayor Parvin announced applications are now being accepted for the Moorpark Community Emergency Response Team (CERT) class.

Mayor Parvin announced the following free events available at the Moorpark City Library: Marissa's Closet Prom Dress Giveaway; Book a Librarian; Triple P Positive Parenting Seminars; Teen Volunteer Training Meeting; Day of the Child/Day of the Book; Bilingual Mariachi Magic Show with Rafael & Katia; and visit by award winning Author and Poet Gary Soto.

8. PUBLIC HEARINGS:

- A. Consider Resolution Approving the Sale of 81 First Street through the City of Moorpark's First Time Home Buyer Program (FTHB) and Rescinding October 19, 2011, Authorization of First Trust Deed Loan for 81 First Street First Time Home Buyer. Staff Recommendation: 1) Open the public hearing, accept public testimony, and close the public hearing; 2) Rescind October 19, 2011, authorization of first trust deed mortgage for new first time home buyer; 3) Adopt Resolution No. 2013-3170, authorizing the sale of 81 First Street through the FTHB program; and 4) Authorize the City Manager to take any and all actions to execute and deliver any and all documents necessary to finalize the sale of the property.

Mr. Moe gave the staff report.

Mayor Parvin opened the public hearing.

Rigoberto Jasso, First Time Home Buyer, thanked everyone involved with the First Time Home Buyer Program.

Mayor Parvin closed the public hearing.

MOTION: Councilmember Mikos moved and Councilmember Van Dam seconded a motion to: 1) Rescind October 19, 2011, authorization of first trust deed mortgage for new first time home buyer; 2) Adopt Resolution No. 2013-3170, authorizing the sale of 81 First Street through the FTHB program; and 3) Authorize the City Manager to take any and all actions to execute and deliver any and all documents necessary to finalize the sale of the property. The motion carried by unanimous voice vote.

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Resolution Establishing Budget for the Expenditure of Art in Public Places Funds for Projects at the Arroyo Vista Recreation Center and Along High Street Including the Metrolink Rail Station. Staff Recommendation: 1) Adopt Resolution No. 2013-3171, amending the Fiscal Year 2012/13 Budget to allocate \$20,000 from Art in Public Places to the Parks Administration Division; and 2) Authorize a Not-to-Exceed \$150,000 Budget for Art in Public Places projects at Arroyo Vista Recreation Center and High Street to be included in the 2013/14 Budget. ROLL CALL VOTE REQUIRED

Mr. Riley gave the staff report.

Mayor Parvin clarified the funding for Art in Public Places does not come from taxpayers but from developers.

There were no speakers.

MOTION: Councilmember Mark Van Dam moved and Councilmember Millhouse seconded a motion to: 1) Adopt Resolution No. 2013-3171, amending the Fiscal Year 2012/13 Budget to allocate \$20,000 from Art in Public Places to the Parks Administration Division; and 2) Authorize a Not-to-Exceed \$150,000 Budget for Art in Public Places projects at Arroyo Vista Recreation Center and High Street to be included in the 2013/14 Budget. The motion carried by unanimous roll call vote.

- B. Consider Fiscal Year 2012/13 Mid-Year Budget Report. Staff Recommendation: Receive and file report.

Mr. Ahlers gave the staff report.

There were no speakers.

CONSENSUS: It was the consensus of the Council to receive and file the report.

10. CONSENT CALENDAR: (ROLL CALL VOTE REQUIRED)

MOTION: Councilmember Mikos 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 Regular City Council/Successor Agency Meeting of March 6, 2013. Staff Recommendation: Approve the minutes.
- B. Consider Minutes of Regular City Council/Successor Agency Meeting of March 20, 2013. Staff Recommendation: Approve the minutes.
- C. Consider Warrant Register for Fiscal Year 2012/13 – April 3, 2013. Staff Recommendation: Approve the warrant register.
- D. Consider Sending a City Council Letter in Support of Complete Remediation for Halaco Superfund Site in Oxnard. Staff Recommendation: Authorize the Mayor to sign the letter.
- E. Consider Professional Services Agreement between City of Moorpark and CivicPlus for Design, Support, Maintenance, and Hosting of a New City of Moorpark Website. Staff Recommendation: 1) Authorize the City Manager to execute a Professional Services Agreement with CivicPlus for a four-year term, subject to final language approval by the City Manager

and City Attorney; and 2) Authorize staff to include funding in future fiscal year budgets for full funding of the costs of the four-year term for the CivicPlus Agreement and also for the related website development services of up to \$5,000 for the Fiscal Year 2013-14 budget.

- F. Consider Authorization for Recordation of a Notice of Completion for City of Moorpark Contract #2011-109; Bid Package #15 – Heating, Air Conditioning, Ventilation, and Fire Sprinklers – Environmental Heating/Air Conditioning, Inc. for the Ruben Castro Human Services Center. Staff Recommendation: Authorize the City Clerk to file a Notice of Completion for the specified work, and authorize the release of the project bonds as described in the agenda report.
- G. Consider Resolution Authorizing the Destruction of City Records (on File in the Administrative Services Department). Adopt Resolution No. 2013-3172.
- H. Consider Agreement with Calleguas Municipal Water District for Modifications to Las Posas Feeder Unit 1 and Las Posas Feed No. 3 for Widening of Los Angeles Avenue between Maureen Lane and Leta Yancy Road (Project 8058). Staff Recommendation: Authorize the City Manager to execute the Agreement, subject to final language approval by the City Manager and the City Attorney.
- I. Consider City of Attorney (Richards, Watson and Gershon [RWG]) Conflict Waiver to Permit Simultaneous Representation of the City of Moorpark and Shea Homes Including Review of Subdivision Improvement Agreement for Tentative Tract No. 5425. Staff Recommendation: Authorize the City Manager to sign an Acknowledgment, Consent and Waiver to permit RWG to represent the City of Moorpark in the Shea Homes project in Moorpark while simultaneously continuing to represent Shea Homes in the matter before the Coastal Commission, subject to City Manager final language approval of Waiver.
- J. Consider Resolution Conveying Certain Properties to the Successor Agency of the City of Moorpark. Staff Recommendation: 1) Adopt Resolution No. 2013-3173, approving the conveyance of Properties to the Successor Agency by a quit claim deed; and 2) Authorize the City Manager to execute the quit claim deed and any other necessary documents to effectuate the conveyance of the Properties to the Successor Agency; and 3) Authorize the City Clerk to submit the quit claim deeds for recordation.
- K. Consider Resolution Accepting the Quit Claim Deed of the Housing Properties from the Successor Agency of the Redevelopment Agency of the City of Moorpark and All Rights, Powers, Duties, and Obligations

Associated with the Housing Activities of the Former Redevelopment Agency of the City of Moorpark. Staff Recommendation: 1) Adopt Resolution No. 2013-3174; and 2) Authorize the City Clerk to accept the grant deeds as identified in Resolution No. 2013-3174.

- L. (SUCCESSOR AGENCY) Consider Resolution Accepting the Conveyance of Certain Properties from the City of Moorpark. Staff Recommendation: 1) Adopt Resolution No. SA-2013-3, approving the acceptance of conveyed Properties from the City by a quit claim deed; and 2) Authorize the City Clerk to accept the quit claim deed.
- M. (SUCCESSOR AGENCY) Consider Resolution Approving the Transfer of 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) Adopt Resolution No. SA-2013-4, directing the Executive Director to transfer the housing assets; 2) Direct the Executive Director to quit claim all housing asset properties to the City; and 3) Authorize the City Clerk to submit the quit claim deeds for recordation.

11. ORDINANCES: (ROLL CALL VOTE REQUIRED)

None.

12. CLOSED SESSION:

Mr. Kueny requested the City Council go into closed session for discussion of two cases under Item 12.B. on the agenda.

MOTION: Councilmember Millhouse moved and Councilmember Mikos seconded a motion to adjourn to closed session for a discussion of two cases under Item 12. B. on the agenda. The motion carried by unanimous voice vote. The time was 7:30 p.m.

- 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)

Present in closed session were Councilmembers Mikos, Millhouse, Pollock, Van Dam, and Mayor Parvin; Steven Kueny, City Manager; Kevin Ennis, City Attorney (joined the meeting at 7:38 p.m. by conference call); Deborah Traffenstedt, Deputy City Manager; and David Bobardt, Community Development Director.

The Council reconvened into open session at 7:55 p.m. Mr. Kueny stated two cases under Item 12. B. were discussed and there was no action to report.

13. ADJOURNMENT:

Mayor Parvin adjourned the meeting at 7:55 p.m.

Janice S. Parvin, Mayor

ATTEST:

Maureen Benson, City Clerk