

MINUTES OF THE CITY COUNCIL

Moorpark, California

May 15, 2013

A Special Meeting of the City Council of the City of Moorpark was held on May 15, 2013, 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 6:29 p.m.

2. ROLL CALL:

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

Absent: Councilmember Millhouse.

Staff Present: Steven Kueny, City Manager; Kevin Ennis, City Attorney; Hugh Riley, Assistant City Manager, Deborah Traffenstedt, Deputy City Manager; David Bobardt, Community Development Director; and Jennifer Mellon, Administrative Services Manager.

3. PUBLIC COMMENT:

None.

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

None.

5. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Resolution Amending the Procedure for the Pre-Screening of General Plan Amendments and Rescinding Resolution No. 2013-3166.  
Staff Recommendation: Adopt Resolution No. 2013-3178, rescinding Resolution No. 2013-3166.

Mr. Bobardt gave the staff report.

Councilmember Mikos announced for the record, that she will vote for approval on amending the date to permit the time extension, but continues to remain opposed to bypassing the Community and Economic Development Committee's review of the prescreening application.

MOTION: Mayor Parvin moved and Councilmember Van Dam seconded a motion to adopt Resolution No. 2013-3178, extending the deadline to June 20, 2013, and rescinding Resolution No. 2013-3166. The motion carried by voice vote 4-0, Councilmember Millhouse absent.

- B. Consider Taking a Position on SB 4: Oil and Gas: Hydraulic Fracturing (Fracking). Staff Recommendation: Direct staff as deemed appropriate.

Councilmember Pollock recommended support of Senator Pavley's bill.

There were no speakers.

CONSENSUS: It was the consensus of the Council to direct staff to continue this item to the June 5, 2013, regular meeting.

Mr. Bobardt and Ms. Mellon left the meeting at 6:50 p.m.

6. CONSENT CALENDAR: (ROLL CALL VOTE REQUIRED)

MOTION: Councilmember Pollock moved and Mayor Parvin seconded a motion to approve the Consent Calendar. The motion carried by roll call vote 4-0, Councilmember Millhouse absent.

- A. Consider Amendment No. 5 to Agreement with Steelcon, Inc. for Structural Steel and Miscellaneous Metals at the Ruben Castro Human Services Center; and Consider Resolution Amending the Fiscal Year 2012/13 Budget to Appropriate \$13,100 from the RDA-SA 2006 TAB Proceeds Fund 9104 to Cover the Cost of Amendment No. 5 to Steelcon, Inc. Agreement. Staff Recommendation: Adopt Resolution No. 2013-3179. ROLL CALL VOTE REQUIRED

7. CLOSED SESSION:

Mr. Kueny requested the Council go into closed session for discussion of one case under Item 7.A. and Item 7.D. on the agenda.

Mr. Ennis announced for the one case under Item 7.A. the facts and circumstances creating significant exposure to litigation, consist of a potential claim from the Moorpark Unified School District for past due Pass Through Payment.

MOTION: Mayor Parvin moved and Councilmember Mikos seconded a motion to adjourn to closed session for discussion of one case under Item 7.A. and Item 7.D. on the agenda. The motion carried by voice vote 4-0, Councilmember Millhouse absent. The time was 6:52 p.m.

- A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to Subdivision (b) of Section 54956.9 of the Government Code: (Number of cases to be discussed - 4)
  
- D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Pursuant to Subdivision (a) of Section 54956.9 of the Government Code)Yugal Lall vs. City of Moorpark (Case No. 56-2011-00408274-CU-WT-SIM)

Present in closed session were Councilmembers Mikos, Pollock, Van Dam, and Mayor Parvin; Steven Kueny, City Manager; Kevin Ennis, City Attorney; Peter Pierce, City Attorney's Office (arrived at 6:51 p.m. and left at 7:07 p.m.);Hugh Riley, Assistant City Manager; Deborah Traffenstedt, Deputy City Manager; and Ron Ahlers, Finance Director (arrived at 6:53 p.m. and left at 7:07 p.m.).

The Council reconvened into open session at 7:12 p.m. Mr. Kueny stated one case under Item 7.A. and Item 7.D. were discussed and there was no action to report.

8. ADJOURNMENT:

Mayor Parvin adjourned the meeting at 7:12 p.m.

---

Janice S. Parvin, Mayor

ATTEST:

---

Maureen Benson, City Clerk