

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

December 3, 2014

A Regular Meeting of the City Council of the City of Moorpark and the Successor Agency was held on December 3, 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 7:14 p.m.

2. PLEDGE OF ALLEGIANCE:

Arts Commissioner, Mary Schwabauer led the Pledge of Allegiance.

3. 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; Ron Ahlers, Finance Director; David Bobardt, Community Development Director; David Klotzle, City Engineer/Public Works Director; Jeremy Laurentowski, Parks and Recreation Director; Captain Wade, Sheriff's Department; and Maureen Benson, City Clerk.

4. PROCLAMATIONS AND COMMENDATIONS:

- A. Consider City Council Resolution Reciting the Fact of the General Municipal Election Held on November 4, 2014, and Declaring the Election Results and Such Other Matters as Required by Law. Staff Recommendation: Adopt Resolution No. 2014-3340 (as revised to incorporate the certified election results).

Ms. Benson provided a supplemental staff report documenting the results of the election, as received on December 1, 2014, from the County Elections Division.

There were no speakers.

MOTION: Mayor Parvin moved and Councilmember Van Dam seconded a motion to adopt Resolution No. 2014-3340, reciting the fact of the General Municipal election held on November 4, 2014, as revised to incorporate the certified election results and such other matters as required by law. The motion carried by voice vote 4-0, Councilmember Millhouse absent.

B. City Clerk Administers Oath of Office to Councilmember David Pollock.

Ms. Benson administered the oath of office to Councilmember David Pollock.

C. City Clerk Administers Oath of Office to Councilmember Mark Van Dam.

Ms. Benson administered the oath of office to Councilmember Mark Van Dam.

D. City Clerk Administers Oath of Office to Mayor Janice S. Parvin.

Ms. Benson administered the oath of office to Mayor Janice S. Parvin.

E. Comments from Newly Seated Councilmembers and Mayor.

Councilmember Pollock thanked his supporters, volunteers, and the many voters he met and talked with during the campaign and stated he would do his best to live up to their expectations. He introduced Bob Hesketh and Edith Keith seated in the audience, who worked tirelessly on his behalf during the campaign.

Councilmember Van Dam thanked those who voted and stated it is a privilege to serve on the Council along with the other members who are dedicated to what is good for Moorpark. He thanked staff for their hard work on behalf of the community. He stated he is looking forward serving the people for the next four years and predicted many good things to come to the City.

Mayor Parvin thanked the voters, friends, business owners, and staff; and stated she is honored and grateful for another two years to represent all of them. She thanked her husband and family for their support and stated she will work to protect Moorpark's future, its perfect quality of life; and reminded everyone it is critically important to "Shop Moorpark".

F. Nomination and Selection of Mayor Pro Tempore.

MOTION: Mayor Pro Tempore Mikos moved and Councilmember Van Dam seconded a motion to nominate Councilmember Millhouse to serve as Mayor Pro

Tempore. The motion carried by voice vote 4-0, Councilmember Millhouse absent.

AT THIS POINT in the meeting, the Council recessed for a reception. The time was 7:27 p.m. The City Council meeting reconvened at 7:39 p.m. with all Councilmembers present.

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 announced she stood in for Mayor Parvin at a recent Conejo Valley, Moorpark, and Simi Valley Women Realtors' Association event in Westlake Village where new officers were honored.

Councilmember Mikos reported on having attended a recent meeting of the Economic Collaborative of Ventura County (ECVC) where a regional plan for economic development in the county was discussed. She requested Moorpark have a plan in place to make the City eligible for various funding items listed in the plan. She announced the annual meeting of the ECVC will be held on January 15 at Spanish Hills Country Club where John Chiang, former State Controller and current State Treasurer will be the guest speaker.

Councilmember Van Dam reminded everyone that "Christmas Magic will be at the High Street Arts Center with only 6 performances some including singing by the Chaparral Middle School Choir.

Councilmember Pollock stated he and his wife will be attending the opening performance of "Christmas Magic" where the Walnut Canyon Choir will be singing.

Councilmember Pollock announced on November 25, he visited Ron Nelson, former Captain and Police Chief for Moorpark, who is now the Commander in charge of the Todd Road Jail in Santa Paula.

Councilmember Pollock announced he represented the City Council at the November 25 City Council meeting in Thousand Oaks where out-going Council

Member Jacqui Irwin was honored as she moves on to represent us in the State Assembly.

Mayor Parvin requested a future agenda item from the Economic Development and Housing Manager to report on the activities the City is currently offering and will be offering in the future for economic development.

Mayor Parvin announced with the rainy season on the way, a supply of sand and sand bags is available to the community at no cost. These supplies are located behind the Moorpark City Library and at the end of College View Avenue, south of Campus Park Drive near the dog park. Residents must bring a shovel to fill the bags then tie and transport the bags to their residence.

Mayor Parvin announced on December 4, the City Library will celebrate the spirit of the season with their Annual Family Holiday PJ Party. Santa will be on hand to hear your holiday wishes. You can decorate cookies, create seasonal crafts, and listen to a holiday story in the comfort of your jammies at the library.

Mayor Parvin announced Santa is making a special trip to Moorpark. He will be at the Arroyo Vista Recreation Center on December 20, for "Breakfast with Santa."

Mayor Parvin announced Christmas tree recycling begins December 26 and ends January 9, 2015. Please remove all tinsel, stands, garland, etc., and simply place the tree beside your recycling cart. No flocked or fire-retardant trees will be accepted. Christmas trees may also be taken to one of the two Tree-cycle bins located on Marquette Street and Pine Ridge Court. Moorpark residents may also place extra garbage in bags alongside their solid waste carts on the first trash collection day after Christmas.

Mayor Parvin announced the City will host a free electronic waste collection and secure paper shredding event on January 17.

Mayor Parvin announced she attended a Thanksgiving luncheon sponsored by Moorpark College Associated Students where among the attendees were international students who learned about Thanksgiving for the first time.

Mayor Parvin announced on December 9, Senator Fran Pavley is hosting a Senior Scam Stopper Seminar at the Simi Valley Senior Center.

Mayor Parvin announced on December 11, the California Highway Patrol office in Moorpark will be offering "Start Smart" program for teen to learn how to drive.

8: PUBLIC HEARINGS:

None.

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Submitting Letter to San Luis Obispo County Planning Commission Opposing Proposed Phillips 66 Company Santa Maria Refinery Rail Spur Extension Project. Staff Recommendation: Authorize the Mayor to submit letter on behalf of City to the San Luis Obispo County Planning Commission opposing the Phillips 66 Santa Maria Refinery Rail Spur Extension project based on its significant hazard impact related to the risk for release of crude oil that results in a fire or explosion in the vicinity of a populated area along the Union Pacific mainline tracks.

Mr. Bobardt stated Councilmember Millhouse had contacted him to indicate he would like to participate in the discussion of this item therefore staff is requesting a continuance to the meeting of December 17, 2014.

There were no speakers.

CONSENSUS: It was the consensus of the Council to defer this agenda report to the regular meeting of December 17, 2014.

- B. Consider Additional Department and Staffing Reorganization and Resolutions Amending Classification Plan and Salary Plan and Rescinding Resolution Nos. 2014-3334 and 2014-3335. Staff Recommendation: 1) Approve promotion of the Deputy City Manager to Assistant City Manager on January 10, 2015; 2) Approve promotion of the Human Resources Analyst to Senior Human Resources Analyst on January 10, 2015; 3) Approve promotion of the Management Analyst to Senior Management Analyst in the Parks, Recreation and Community Services Department at the time of next anniversary date in 2015; 4) Approve the addition of a Public Works Supervisor position for the Public Works Department; 5) Adopt Classification Plan Resolution No. 2014-3341, amending the job descriptions for Deputy City Clerk II, Public Works Supervisor, and Public Works Superintendent/Inspector, adding a new job description for Public Works Technician, and rescinding Resolution No. 2014-3334; and 6) Adopt Salary Plan Resolution No. 2014-3342, revising the salary range for Deputy City Clerk II, adding a salary range for the new Public Works Technician position, and rescinding Resolution No. 2014-3335.

Mr. Kueny gave the staff report.

There were no speakers.

MOTION: Councilmember Mikos moved and Councilmember Van Dam seconded a motion to: 1) Approve promotion of the Deputy City Manager to Assistant City Manager on January 10, 2015; 2) Approve promotion of the

Human Resources Analyst to Senior Human Resources Analyst on January 10, 2015; 3) Approve promotion of the Management Analyst to Senior Management Analyst in the Parks, Recreation and Community Services Department at the time of next anniversary date in 2015; 4) Approve the addition of a Public Works Supervisor position for the Public Works Department; 5) Adopt Classification Plan Resolution No. 2014-3341, amending the job descriptions for Deputy City Clerk II, Public Works Supervisor, and Public Works Superintendent/Inspector, adding a new job description for Public Works Technician, and rescinding Resolution No. 2014-3334; and 6) Adopt Salary Plan Resolution No. 2014-3342 revising the salary range for Deputy City Clerk II, adding a salary range for the new Public Works Technician position, and rescinding Resolution No. 2014-3335. The motion carried by voice vote 4-0, Councilmember Millhouse absent.

- C. Consider City Council Standing Committee Appointments and Assignments for Calendar Year 2015. Staff Recommendation: Determine appointments to the Standing Committees, Ad Hoc Committees, and Other Moorpark City Council Appointments and follow the process described in the agenda report for appointment to the Ventura County Animal Regulation Commission and Ventura County Transportation Commission.

Ms. Benson gave the staff report.

There were no speakers.

CONSENSUS: It was the consensus of the Council to continue this item to the December 17, 2014 meeting to allow Councilmember Millhouse to participate and to allow staff time to research appointing the Alternate on the Oversight Board.

10. CONSENT CALENDAR: (ROLL CALL VOTE REQUIRED)

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

- A. Consider Minutes of Special City Council Meeting of November 5, 2014. Staff Recommendation: Approve the minutes.
- B. Consider Warrant Register for Fiscal Year 2014/15 – December 3, 2014. Staff Recommendation: Approve the warrant register.
- C. Consider the Report Titled “Accounting of Fund Information as Required by Section 66006 of the California Government Code for Fiscal Year 2013/2014”. Staff Recommendation: Receive and file report.

- D. Consider a Cooperative Agreement with the State Department of Health Services and Agencies Applying Pesticides for Public Health Purposes. Staff Recommendation: Approve the Cooperative Agreement and authorize the Mayor to execute the Agreement on behalf of the City.
- E. Consider Resolution Authorizing Submittal of Applications for the California Department of Resources Recycling and Recovery, Rubberized Pavement Grant Program. Staff Recommendation: Adopt Resolution No. 2014-3343.
- F. Consider Award of Agreement to Berry General Engineering Contractors, Inc. for Parking Lot Improvements at Various City Parks and Facilities, Consider Award of Agreement to BTC Labs – Vertical Five for Materials Engineering and Testing Services for Parking Lot Improvements at Various City Parks, and Consider Resolution Amending the Fiscal Year 2014/15 Budget. Staff Recommendation: 1) Award the Agreement to Berry General Engineering Contractors, Inc., in the amount of \$485,782, plus a contingency of \$48,500, for a total contract amount of \$534,282 and authorize the City Manager to execute the Agreement, subject to final language approval by the City Manager and City Attorney; 2) Award the Agreement to BTC Labs – Vertical 5 in the amount of \$15,413, plus a contingency of \$1,500, for a total contract amount of \$16,913 and authorize the City Manager to execute the Agreement, subject to final language approval by the City Manager and City Attorney; and 3) Adopt Resolution No. 2014-3344, amending the FY 2014/15 Budget. ROLL CALL VOTE REQUIRED
- G. Consider Resolution Authorizing the Acquisition of 148 Los Angeles Avenue and Accepting the Grant Deed for Recordation. Staff Recommendation: 1) Adopt Resolution No. 2014-3345; 2) Authorize the City Manager to execute all documents necessary to effectuate this transaction; and 3) Authorize the City Clerk to accept and consent to the recordation of the deed.
- H. Consider Resolution Amending the Conflict of Interest Code of the City of Moorpark and Rescinding Resolution No. 2014-3308. Staff Recommendation: Adopt Resolution No. 2014-3346, rescinding Resolution No. 2014-3308.
- I. Consider Amendment No. 1 to 2014-2015 Memorandum of Understanding (MOU) with Service Employees International Union (SEIU) CTW, CLC Local 721. Staff Recommendation: Authorize approval of the Amendment No. 1 to the 2014-2015 MOU and authorize the City Manager to sign the Amendment to the MOU following final language approval by the City Manager.

11. ORDINANCES: (ROLL CALL VOTE REQUIRED)

- A. Consider Ordinance No. 432, Imposing Restrictions on City Employment of Specified Current and Former City Officials, and Amending Chapter 2.04, City Council; Chapter 2.08, Municipal Elections; Chapter 2.12, City Manager; Chapter 2.16, City Clerk; Chapter 2.20, City Treasurer; Chapter 2.32, Parks and Recreation Commission; Chapter 2.36, Planning Commission; Chapter 2.38, Moorpark Arts Commission; and Chapter 2.70, Moorpark City Library, of Title 2, Administration and Personnel, of the Moorpark Municipal Code. Staff Recommendation: Waive full reading, declare Ordinance No. 432 read for the second time, and adopted as read. ROLL CALL VOTE REQUIRED

Mr. Ennis read the title of Ordinance No. 432.

MOTION: Councilmember Van Dam moved and Councilmember Pollock seconded a motion to waive full reading and declare Ordinance No. 432 read for the second time, and as 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 one case under Item 12.B. on the agenda.

MOTION: Councilmember Mikos moved and Councilmember Van Dam seconded a motion to adjourn to closed session for a discussion of one case under Item 12.B. on the agenda. The motion carried by voice vote 4-0, Councilmember Millhouse absent. The time was 8:02 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, Pollock, Van Dam, and Mayor Parvin; Steven Kueny, City Manager; Kevin Ennis, City Attorney; Deborah Traffenstedt, Deputy City Manager; and David Bobardt, Community Development Director.

The Council reconvened into open session at 8:58 p.m. Mr. Kueny stated one case under Item 12.B. was discussed and there was no action to report.

13. ADJOURNMENT:

Mayor Parvin adjourned the meeting at 8:58 p.m.

Janice S. Parvin, Mayor

ATTEST:

Maureen Benson, City Clerk