

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

February 18, 2015

A Regular Meeting of the City Council of the City of Moorpark and the Successor Agency was held on February 18, 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 7:15 p.m.

2. PLEDGE OF ALLEGIANCE:

Captain Stephen Wade, Sheriff's Department, led the Pledge of Allegiance.

3. ROLL CALL:

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

Staff Present: Steven Kueny, City Manager; Deborah Traffenstedt, Assistant City Manager; Ron Ahlers, Finance Director; David Bobardt, Community Development Director; David Klotzle, City Engineer/Public Works Director; Jeremy Laurentowski, Parks and Recreation Director; Joseph Fiss, Planning Manager; Captain Wade, Sheriff's Department; and Maureen Benson, City Clerk.

4. PROCLAMATIONS AND COMMENDATIONS:

A. Proclamation Recognizing the Earned Income Tax Credit Volunteer Income Tax Assistance Program.

Mayor Parvin presented Alfred Konoa, representative from Chairman Jerome Horton's office of the California Board of Equalization, 3rd District with a proclamation recognizing the Earned Income Tax Credit Volunteer Income Tax Assistance Program.

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 Pollock reported he had attended Senator Pavley's Advisory Council meeting on February 6 where the main topic of discussion was the oil train issue.

Councilmember Pollock reported he and other Councilmembers attended the Moorpark Chamber Mixer held at the Moorpark Marketplace on February 6.

Councilmember Pollock reported he and other Councilmembers attended Ethics Training on February 11, as required every two years.

Councilmember Pollock reported he and other Councilmembers attended the Employee Recognition Event at the High Street Arts Center on February 13.

Councilmember Mikos thanked staff for the success of the Employee Recognition Event and gave high praise of the production of "Annie" at the High Street Arts Center.

Councilmember Mikos reported on February 18 she had attended the City National Bank Economic Forecast for 2015, which proved to be a positive report.

Councilmember Mikos stated she was pleased to see on the agenda that the meeting would be adjourned in memory of Moorpark resident, Pete Peters.

Councilmember Van Dam echoed comments on the quality of the "Annie" production at the High Street Arts Center.

Councilmember Van Dam reported on having attended the Moorpark High School track 5K fundraiser on Groundhog Day Run.

Mayor Parvin announced the meeting would be adjourned in memory of longtime resident Edward "Pete" Peters who passed away on January 30th at the age of 92.

Mayor Parvin announced the Moorpark City Library is sponsoring a "Baby Book Bunnies" pre-literacy program for infants - from 3-months to 1-year of age beginning on February 19.

8. PUBLIC HEARINGS:

- A. Consider a Resolution Approving Modification No. 1 to Industrial Planned Development (IPD) No. 2009-01 and Conditional Use Permit (CUP) No. 2009-01, a Request to Extend the Expiration Date for an Approved Motion Picture Studio Complex at 11289 Los Angeles Avenue, and Finding the Previously Adopted Mitigated Negative Declaration Applicable Thereto, on the Application of Triliad Development, Inc. Staff Recommendation: 1) Open the public hearing, accept public testimony, and close the public hearing; and 2) Adopt Resolution No. 2015-3363.

Mr. Fiss gave the staff report.

Mayor Parvin opened the public hearing.

Valerie Draeger, representing Triliad Development, Inc, 4812 Lakeview Canyon Road, Westlake Village, described the progress of the project and requested the time extension of three-years in order to attract the necessary investor commitment.

Mayor Parvin closed the public hearing.

MOTION: Councilmember Mikos moved and Councilmember Van Dam seconded a motion to adopt Resolution No. 2015-3363, approving Modification No. 1 to Industrial Planned Development (IPD) No. 2009-01 and Conditional Use Permit (CUP) No. 2009-01, a request to extend the expiration date for an approved motion picture studio complex at 11289 Los Angeles Avenue, and finding the previously adopted Mitigated Negative Declaration applicable thereto, on the application of Triliad Development, Inc. The motion carried by unanimous voice vote.

- B. Consider a Resolution Approving Modification No. 1 to Commercial Planned Development (CPD) Permit No. 2005-02, a Request to Modify a Condition of Approval No. 27 to Allow 24-Hour Operation at the Retail Commercial Shopping Center on the South Side of Los Angeles Avenue between Moorpark Avenue and Park Lane, and Finding the Modification to be Categorically Exempt from Environmental Review Under the California Environmental Quality Act (CEQA) on the Application of Rob Raznick / Tuscany Square Partners. Staff Recommendation: 1) Open the public hearing, accept public testimony, and close the public hearing; and 2) Adopt Resolution No. 2015-3364.

Mr. Fiss gave the staff report.

Mayor Parvin opened the public hearing.

Randy Pitluck, owner of Anytime Fitness, 144 W. Moorpark Avenue, described the fitness center and its 24-hour program.

Rob Raznick, owner of Tuscany Square and Raznick Realty Group, 5525 Oakdale Avenue, Woodland Hills, described the need to fill this vacancy which will help to attract new businesses to come to the center.

Mayor Parvin closed the public hearing.

MOTION: Councilmember Millhouse moved and Councilmember Mikos seconded a motion to adopt Resolution No. 2015-3364, approving Modification No. 1 to Commercial Planned Development (CPD) Permit No. 2005-02, a request to modify Condition of Approval No. 27 to allow 24-hour operation at the retail commercial shopping center on the south side of Los Angeles Avenue between Moorpark Avenue and Park Lane, and finding the Modification to be categorically exempt from environmental review under the California Environmental Quality Act (CEQA) on the application of Rob Raznick / Tuscany Square Partners. The motion carried by unanimous voice vote.

9. PRESENTATION/ACTION/DISCUSSION:

A. Consider Presentation on the Ventura County Housing Trust Fund.

Linda Braunschweiger, CEO of the Ventura Housing Trust Fund, gave a presentation on the Ventura County Housing Trust Fund and requested a donation of \$25,000 from the City of Moorpark.

B. Consider Resolution Directing the Planning Commission to Study, Hold a Public Hearing, and Provide a Recommendation to the City Council on an Amendment to Section 17.08.010 (Application of Definitions) of Chapter 17.08 (Definitions) and Section 17.20.060 (Permitted Uses in Commercial and Industrial Zones) of Chapter 17.20 (Uses by Zone) of the Zoning Ordinance Related to Electronic Cigarette Stores and Smoking or Vapor Lounges and Determination That This Action is Not a Project Approval Subject to the California Environmental Quality Act. Staff Recommendation: Adopt Resolution No. 2015-3365.

Mr. Bobardt gave the staff report.

There were no speakers.

MOTION: Councilmember Pollock moved and Councilmember Mikos seconded a motion to adopt Resolution No. 2015-3365, as amended to include stores that sell tobacco products and electronic cigarettes and supplies; and directing the Planning Commission to study, hold a Public Hearing, and provide a recommendation to the City Council on an amendment to Section 17.08.010

(Application of Definitions) of Chapter 17.08 (Definitions) and Section 17.20.060 (Permitted Uses in Commercial and Industrial Zones) of Chapter 17.20 (Uses by Zone) of the Zoning Ordinance related to electronic cigarette stores and smoking or vapor lounges and determination that this action is not a project approval subject to the California Environmental Quality Act. The motion carried by unanimous voice vote.

10. CONSENT CALENDAR: (ROLL CALL VOTE REQUIRED)

MOTION: Councilmember Millhouse moved and Councilmember Pollock 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 February 4, 2014. Staff Recommendation: Approve the minutes.
- B. Consider Warrant Register for Fiscal Year 2014/15 – February 18, 2015. Staff Recommendation: Approve the warrant register.
- C. Consider Increasing Creative Bus Sales Purchase Order to Add Automated Bus Announcement Systems to the Current Purchase of Two (2) Compressed Natural Gas Buses and a Contingency; and Resolution Amending the Fiscal Year 2014/15 Budget. Staff Recommendation: 1) Authorize the City Manager to issue a Purchase Order to Creative Bus Sales for the purchase of two (2) compressed natural gas buses in an amount not to exceed \$921,609.26 (\$906,609.26 plus \$15,000 contingency); and 2) Adopt Resolution No. 2015-3366, amending the FY 2014/15 Budget to appropriate \$58,000.00 from Local Transit Programs 8C Fund (5000) to fully fund the procurement. ROLL CALL VOTE REQUIRED
- D. Consider Award of Contract for State Highway 118 (Los Angeles Avenue) Widening from Maureen Lane to Leta Yancy Road (Project 8058) and Resolution Amending the Fiscal Year 2014/15 Budget. Staff Recommendation: 1) Award and agreement for construction to Griffith Company, and authorize the City Manager to execute the construction contract in the amount of \$938,091, subject to final language approval by the City Manager and City Attorney; 2) Authorize the City Manager to amend the construction contract for project contingencies in an amount not to exceed \$95,000, if and when the need arises for extra work and services; 3) Adopt Resolution No. 2015-3367, amending the FY 2014/15 Budget to appropriate \$240,000 from LA AOC Fund (2501) for additional construction costs for the subject project. ROLL CALL VOTE REQUIRED
- E. Consider Release of Cash Deposit (Check No. 72539940) and Surety Bond Exonerations (Bond No. K08742601 and K08742649) for Shea

Homes L.P, Tract 5425. Staff Recommendation: Authorize the City Clerk to release the Interim Knuckle cash deposit and fully exonerate the Site Remediation and Stormwater Runoff Corrective Measures surety bonds.

F. Consider Recreation Programs Cost Recovery Summary for Fiscal Year 2013/14. Staff Recommendation: Receive and file report.

11. ORDINANCES: (ROLL CALL VOTE REQUIRED)

None.

12. CLOSED SESSION:

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

MOTION: Councilmember Mikos moved and Councilmember Millhouse 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 8:14 p.m.

C. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Pursuant to Subdivision (b) of Section 54957 of the Government Code)
Title: City Manager and City Attorney

Present in closed session were Councilmembers Mikos, Millhouse, Pollock, Van Dam, and Mayor Parvin; Steven Kueny, City Manager; and Deborah Traffenstedt, Assistant City Manager.

The Council reconvened into open session at 8:44 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 8:44 p.m. in memory of Edward "Pete" Peters.

Janice S. Parvin, Mayor

ATTEST:

Maureen Benson, City Clerk