

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

September 2, 2015

A Regular Meeting of the City Council of the City of Moorpark and the Successor Agency was held on September 2, 2015, 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 7:24 p.m.

2. PLEDGE OF ALLEGIANCE:

Joseph Fiss, Planning 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; Kevin Ennis, City Attorney; 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 Declaring September 2015 as Ovarian Cancer Awareness Month.

Mayor Parvin presented Moorpark resident, Kerie Berkowitz a member of the Ovarian Cancer National Alliance and a member of Survivors Teaching Students, with a proclamation declaring September 2015 as Ovarian Cancer Awareness Month.

5. PUBLIC COMMENT:

None.

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

UNANIMOUS CONSENSUS: It was the unanimous consensus of the Council to pull Item 10.P. from the Consent Calendar for individual consideration upon the request of Mayor Parvin.

7. ANNOUNCEMENTS, FUTURE AGENDA ITEMS, AND REPORTS ON MEETINGS/CONFERENCES ATTENDED BY COUNCILMEMBERS AND MAYOR:

Councilmember Van Dam reported the new carpeting at the Moorpark City Library looks great.

Councilmember Van Dam reported on having attended a Chamber Mixer at State Farm.

Councilmember Van Dam thanked the Moorpark Police Department for having officers in attendance at back to school and open house events.

Councilmember Van Dam encourages attendance at Moorpark High School football game for an exciting time watching the team and cheerleaders on the new field.

Councilmember Van Dam congratulated Dave Klotzle, City Engineer/Public Works Director, on his new position with the City of Camarillo after over eight years here at Moorpark.

Councilmember Mikos reported on having attended an advisory committee meeting of Fran Pavley's where the event focused on education. She provided copies of the California Constitution to all Councilmembers, which she received at the event.

Councilmember Mikos reported the August 22 Gala at the High Street Arts Center with the Glenn Miller band was very good and that opening night for "Annie Get Your Gun" will be on September 11.

Mayor Parvin announced September is Library Card Month with a goal for every resident in Moorpark to get a library card.

Mayor Parvin announced the following activities for the Moorpark City Library: book clubs, storytimes, movies, Lego and game afternoon, teen Makerspace events, Author Talk, and Balloonacy.

Mayor Parvin announced September 19 the City will hold an electronic waste disposal and secure paper shredding event at the Moorpark Public Services Facility.

Mayor Parvin announced Coastal Cleanup Day is September 19 where participants will clean up the Arroyo.

Mayor Parvin announced Free Landfill Day for Moorpark residents is September 20 at the Simi Valley Landfill.

Mayor Parvin announced to following activities at the Arroyo Vista Recreation Center Activities: Fall Camp Moorpark, Teen Volunteer Park Improvement Project, and Youth Basketball Fall Registration.

Mayor Parvin announced the Moorpark Mammoth Run will take place on October 4.

Mayor Parvin announced a low cost rabies vaccinations clinic is being offered by the City of Moorpark and Ventura County Animal Services on September 8.

8. PUBLIC HEARINGS:

- A. Consider Resolution Approving Modification No. 2 to Industrial Planned Development (IPD) Permit No. 2000-01, for a Change in Architecture and Site Planning by Changing Two Originally Approved Unbuilt Buildings to Three Buildings of a Similar Style on the South Side of Patriot Drive, East of Miller Parkway on the Application of UST Patriot LP and Finding the Previously Adopted Environmental Impact Report Applicable. Staff Recommendation: 1) Open the public hearing, accept public testimony, and close the public hearing; and 2) Adopt Resolution No. 2015-3429.

Mr. Fiss gave the staff report and stated there is one change to the Modification which is to eliminate 1,400 square feet from Building C.

Mayor Parvin opened the public hearing.

Mark Ossola, M.W. Ossola Associates, Inc, 25410 Cumberland Lane, Calabasas, California, representing UST Patriot LP, stated there is a need to change downsize to smaller buildings in Phase 2 of this project due to the demand for smaller business space.

Mayor Parvin closed the public hearing.

MOTION: Councilmember Pollock moved and Councilmember Millhouse seconded a motion to adopt Resolution No. 2015-3429, approving Modification No. 2 to Industrial Planned Development (IPD) Permit No. 2000-01, for a change

in architecture and site planning by changing two originally approved unbuilt buildings to three buildings of a similar style on the south side of Patriot Drive, east of Miller Parkway, as amended to reduce the size of building C by approximately 1,400 square feet, on the application of UST Patriot LP and finding the previously adopted Environmental Impact Report applicable. The motion carried by unanimous voice vote.

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Ordinance Amending Title 15, Buildings and Construction, of the Moorpark Municipal Code, by Adding Chapter 15.21 – Small Residential Rooftop Solar Energy Systems, and Determination that the Creation of an Expedited, Streamlined Permitting Process for Small Residential Rooftop Solar Energy Systems Is Exempt from the Provisions of the California Environmental Quality Act. Staff Recommendation: Introduce Ordinance No. 435, for first reading, waive full reading, and direct staff to schedule a public hearing and second reading and adoption of this ordinance for September 16, 2015.

Mr. Bobardt gave the staff report and stated it has been determined that no public hearing is needed for this item.

There were no speakers.

Mr. Ennis read the title of Ordinance No. 435.

MOTION: Mayor Parvin moved and Councilmember Van Dam seconded a motion to introduce Ordinance No. 435, waive full reading, and direct staff to schedule second reading and adoption of this ordinance for September 16, 2015. The motion carried by unanimous voice vote.

- B. Consider Setting a Public Hearing on the Moorpark City Urban Restriction Boundary (Moorpark CURB) Under an Updated Moorpark Save Open Space and Agricultural Resources (SOAR) Ordinance. Staff Recommendation: Set a public hearing for September 16, 2015.

Mr. Kueny gave the staff report.

There were no speakers.

MOTION: Councilmember Mikos moved and Mayor Parvin seconded a motion to set a public hearing for September 16, 2015 on the Moorpark City Urban Restriction Boundary (CURB) under an updated Moorpark Save Open Space and Agricultural Resources (Moorpark SOAR) Ordinance. The motion carried by unanimous voice vote.

- C. Consider Variance of Resolution No. 2012-3096, Landscape Design Standards and Guidelines, for Landscape Renovation Project at Villa Del Arroyo Mobile Home Park. Staff Recommendation: Approve variance and authorize staff to approve Villa Del Arroyo's Landscape Plans with street trees placed every 50 feet on-center.

Mr. Laurentowski gave the staff report.

Councilmember Mikos reported she had spoken to a resident of Villa Del Arroyo Mobile Home Park regarding this issue and is glad to see a compromise has been reached.

There were no speakers.

MOTION: Councilmember Millhouse moved and Councilmember Pollock seconded a motion to approve the Variance of Resolution No. 2012-3096, Landscape Design Standards and Guidelines, for landscape renovation project at Villa Del Arroyo Mobile Home Park. The motion carried by unanimous voice vote.

10. CONSENT CALENDAR: (ROLL CALL VOTE REQUIRED)

MOTION: Councilmember Pollock moved and Councilmember Millhouse seconded a motion to approve the Consent Calendar with the exception of Item 10.P, which was pulled for individual consideration. The motion carried by unanimous roll call vote.

- A. Consider Minutes of Special Joint City Council/Parks and Recreation Commission Meeting of April 8, 2015. Staff Recommendation: Approve the minutes.
- B. Consider Minutes of Special City Council Meeting of July 1, 2015. Staff Recommendation: Approve the minutes.
- C. Consider Minutes of Regular City Council/Successor Agency Meeting of August 19, 2015. Staff Recommendation: Approve the minutes.
- D. Consider Warrant Register for Fiscal Year 2015/16 – September 2, 2015. Staff Recommendation: Approve the warrant register.
- E. Consider Resolution Amending Fiscal Year 2015/16 Budget to Increase Appropriations for Fiscal Year 2014/15 Purchase Order Carry Over. Staff Recommendation: Adopt Resolution No. 2015-3430. ROLL CALL VOTE REQUIRED

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- F. Consider Resolution Urging the State to Provide New Sustainable Funding for State and Local Transportation Infrastructure. Staff Recommendation: Adopt Resolution No. 2015-3431.
 - G. Consider Resolution Authorizing the City's Fiscal Year 2015/16 Transportation Development Act Claim. Staff Recommendation: Adopt Resolution No. 2015-3432.
 - H. Consider Resolution Amending the Fiscal Year 2015/16 Budget for Property Maintenance at 20 and 50 Moorpark Avenue and 148 Los Angeles Avenue. Staff Recommendation: Adopt Resolution No. 2015-3433. ROLL CALL VOTE REQUIRED
 - I. Consider Amendment No. 1 to Agreement with American Building Comfort Services, Inc. to Increase Annual Compensation to \$50,000. Staff Recommendation: Approve Amendment No. 1, increasing the annual compensation to \$50,000 annually during the Agreement term, as provided for within the Agreement, and authorize the City Manager to sign the Amendment, subject to final language approval by the City Manager.
 - J. Consider Amendment No. 1 to Agreement with The Adjul Corporation dba Lee Construction Company for Fencing at 148 Los Angeles Avenue. Staff Recommendation: Approve Amendment No. 1, and authorize the City Manager to sign the Amendment, subject to final language approval by the City Manager.
 - K. Consider Exclusive Negotiating Agreement between the City of Moorpark and Aldersgate Investment, LLC to Study the Feasibility of Scattered Site Affordable Housing Projects on Various City-owned Properties. Staff Recommendation: Approve the Agreement and authorize the City Manager to sign the Agreement, subject to final language approval by the City Manager and City Attorney.
 - L. Consider Surety Bond Exoneration (Bonds Nos. 0570313, 0570314, 0570315, 0570316, 0570318, 0570319, 0570322, and 0570323) for Resmark Equity Partners, Tract 5187-1, Tract 5187-2, and Tract 5405 as Equivalent Replacement Sureties Have Been Submitted by K. Hovnanian Homes. Staff Recommendation: Authorize the City Clerk to fully exonerate these bonds for Resmark Equity Partners Tract 5187-1, Tract 5187-2, and Tract 5405.
 - M. Consider Agreement with NCM Engineering Corporation for Engineering Services for the Spring Road Widening Project (Project 8026). Staff Recommendation: Authorize the City Manager to sign the Agreement in an amount not to exceed \$136,000.00, subject to final language approval by the City Manager and City Attorney.

- N. Consider Resolutions Amending Classification Plan and Salary Plan and Rescinding Resolution Nos. 2014-3341 and 2015-3426. Staff Recommendation: Adopt Classification Plan Resolution No. 2015-3434, rescinding Resolution No. 2014-3341 and adopt Salary Plan Resolution No. 2015-3435, rescinding Resolution No. 2015-3426.
- O. Consider Request from Department of Rehabilitation (DOR) to Co-Sponsor a Job Fair at Arroyo Vista Recreation Center and Waive the City's Facility Rental Fee. Staff Recommendation: Approve the co-sponsorship of the DOR Job Fair on October 22, 2015, waive the facility rental fees, and require that the DOR pay City's direct staff costs for the job fair.

The following items were pulled for individual consideration.

- P. Consider the Rotary Club of Moorpark Noontime as Co-Sponsor of the 2015 Moorpark Mammoth Run Event. Staff Recommendation: Approve the co-sponsorship as outlined in the agenda report, subject to final language approval to the Letter of Agreement, Indemnification, and Hold Harmless by the City Manager.

Mayor Parvin stated she is a member of the Rotary Club of Moorpark and would need to recuse herself from the discussion.

Mayor Pro Tem Millhouse called for a motion.

MOTION: Councilmember Van Dam moved and Councilmember Pollock seconded a motion to approve the Rotary Club of Moorpark Noontime co-sponsorship of the 2015 Moorpark Mammoth Run event as outlined in the agenda report, subject to final language approval to the Letter of Agreement, Indemnification, and Hold Harmless by the City Manager. The motion carried by voice vote 4-0, Mayor Parvin absent.

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.D. on the agenda.

MOTION: Councilmember Mikos moved and Councilmember Van Dam seconded a motion to adjourn to closed session for a discussion of Item 12.D. on the agenda. The motion carried by unanimous voice vote. The time was 8:05 p.m.

D. 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; and Steven Kueny, City Manager.

The Council reconvened into open session at 8:45 p.m. Mr. Kueny stated Item 12.D. was discussed and there was no action to report.

13. ADJOURNMENT:

Mayor Parvin adjourned the meeting at 8:45 p.m.

Janice S. Parvin, Mayor

ATTEST:

Maureen Benson, City Clerk