

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

March 2, 2016

A Regular Meeting of the City Council of the City of Moorpark and the Successor Agency was held on March 2, 2016, 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:**

Scott Mosher, Chief Executive Director of the Moorpark Boys and Girls Club, 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; Deborah Traffenstedt, Assistant City Manager; Ron Ahlers, Finance Director; David Bobardt, Community Development Director; Jeremy Laurentowski, Parks and Recreation Director; Brian Chong, Administrative Services Manager; Captain Wade, Sheriff's Department; and Maureen Benson, City Clerk.

4. **PROCLAMATIONS AND COMMENDATIONS:**

A. **Introduction of New City Employee, Jose Coyotl, Planning Technician in the Community Development Department.**

Mayor Parvin introduced new City employee, Jose Coyotl, Planning Technician in the Community Development Department.

B. **Proclamation Declaring March 7 – March 12, as Boys & Girls Club Week in Moorpark.**

Mayor Parvin presented Candace Arensmeyer, Site Coordinator for the boys and Girls Club Arroyo West with a proclamation declaring March 7-12 as Boys & Girls Club Week in Moorpark.

5. PUBLIC COMMENT:

Hugh Riley, representing the Moorpark Foundation for the Arts, the operator of the High Street Arts Center, thanked the Council for supporting the arts in Moorpark as represented by Consent Item 10.D. on the agenda. He introduced fellow members of the Board of Directors of the Foundation who gave the Council and staff a standing ovation.

Dave Tuttle, Meridian Hills resident in Moorpark, requested Council and staff assistance in holding K Hovnanian Development to the conditions of the project.

Alan Dorfman, Ventura Grand Jury Member and Moorpark resident, extended an invitation to attend the Grand Jury's Open House on March 10 and solicited applications to serve on the Grand Jury.

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 requested an update on the Moorpark Avenue/High Street intersection project being coordinated by Caltrans and Metrolink. Mr. Kueny stated the project is running behind schedule and that staff meets each Wednesday for a status report.

Councilmember Pollock reported the completion of the Donlon Road improvements and its positive effects on traffic. He announced they will have an official ribbon cutting ceremony in April.

Councilmember Pollock reported on receiving many comments from the public on the conditions of the redwood trees along Tierra Rejada Road. Mr. Laurentowski reported 110 diseased trees have already been removed with over 550 remaining to be removed.

Mayor Parvin reported she met with Metrolink representatives regarding the Moorpark Avenue/High Street intersection project. Councilmember Millhouse stated this is a very complex project, and he will be discussing this at the next Metrolink meeting.

Councilmember Mikos stated she will be attending a meeting of the Executive Committee of Economic Collaborative of Ventura County tomorrow and will report on it at the next Council meeting.

Mayor Parvin announced registration for Moorpark Community Emergency Response Team (CERT) classes beginning in April is open to the public. Contact 517-6241 or visit the City's website for more information.

Mayor Parvin announced March 28-April 1 is Spring Camp in Moorpark for boys and girls ages 5 through 11 at Arroyo Vista Recreation Center and Community Park. Call 517-6300 or visit the City's website to register.

Mayor Parvin announced upcoming Library events for March including: K-12 Tutoring by Moorpark High Students; PJ Storytime; Read to a Dog; Teen Tech Week with Creative Coding, 3-D Printing, and Introduction to Video Game Design; Little Bilingual Readers; Reading Buddies; Family Storytime; and Book Club for Adults.

Mayor Parvin announced the opening of a new bike store, Wingspan Cyclery in the Tuscany Square shopping center.

Mayor Parvin reported on a meeting with Moorpark Community College President, Luis Sanchez.

Mayor Parvin announced she had attended the Eagle Scout ceremony for Moorpark teen, Andrew Avila.

Mayor Parvin announced the Moorpark Chamber of Commerce is sponsoring the State of the City Address at the Moorpark Country Club on March 22.

8. PUBLIC HEARINGS:

None.

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Sponsorship Letter for Assembly Bill (AB) 2189 to Direct the Santa Monica Mountains Conservancy to Evaluate Possible Expansion of the Boundaries of the Rim of the Valley Trail Corridor to Include the City of Moorpark and Surrounding Areas. Staff Recommendation: 1) Approve sponsorship of AB 2189 to direct the Santa Monica Mountains Conservancy to evaluate possible expansion of the Boundaries of the Rim of the Valley Trail Corridor to include the City of Moorpark and surrounding areas; 2) Direct that an associated letter of sponsorship be sent to Assemblymember Jacqui Irwin, and authorize additional letters in support of AB 2189; and 3) Receive and file report on that National Park Service's Rim of the Valley Corridor Special Resources Study.

Mr. Chong gave the staff report. He provided new language to be added to the letter at the recommendation of Councilmember Mikos to clarify the fact that portions of Moorpark are already within the boundaries of the Rim of the Valley Corridor and this letter is requesting additional parts of Moorpark be added.

There were no speakers.

MOTION: Councilmember Mikos moved and Councilmember Millhouse seconded a motion to: 1) Approve sponsorship of AB 2189 to direct the Santa Monica Mountains Conservancy to evaluate possible expansion of the Boundaries of the Rim of the Valley Trail Corridor to include the City of Moorpark and surrounding areas with the added clarification that portions of Moorpark are already within the boundaries; 2) Direct that an associated letter of sponsorship be sent to Assemblymember Jacqui Irwin, and authorize additional letters in support of AB 2189, as amended to clarify a portion of Moorpark's existing inclusion in the Rim of the Valley Corridor, subject to final language approval by the City Manager ; and 3) Receive and file report on that National Park Service's Rim of the Valley Corridor Special Resources Study. The motion carried by unanimous voice vote.

- B. Consider Resolution Granting Another Designated Period for Two Years Additional Service Credit Retirement Incentive Pursuant to Government Code Section 20903 and Consistent with the City's Contract with California Public Employees' Retirement System (CalPERS). Staff Recommendation: Adopt Resolution No. 2016-3482.

Ms. Traffenstedt gave the staff report.

There were no speakers.

MOTION: Councilmember Millhouse moved and Mayor Parvin seconded a motion to adopt Resolution No. 2016-3482, granting another designated period for two years additional service credit Retirement Incentive pursuant to Government Code Section 20903 and consistent with the City's contract with California Public Employees' Retirement System (CalPERS). The motion carried by unanimous voice vote.

- C. (SUCCESSOR AGENCY) Consider Resolution Requesting Direction to Undertake Proceedings for the Issuance of 2016 Tax Allocation Refunding Bonds to Refund Certain Outstanding Obligations of the Former Redevelopment Agency of the City of Moorpark, Approving the Issuance of Such Refunding Bonds and the Execution and Delivery of a Fourth Supplemental Indenture of Trust and Escrow Agreement and Providing Other Matters Relating to the Issuance of the Refunding Bonds. Staff Recommendation: Adopt Resolution No. SA-2016-12.

Mr. Ahlers gave the staff report.

There were no speakers.

MOTION: Agency Member Mikos moved and Agency Member Pollock seconded a motion to adopt Resolution No. SA-2016, requesting direction to undertake proceedings for the issuance of 2016 Tax Allocation Refunding Bonds to refund certain outstanding obligations of the former Redevelopment Agency of the City of Moorpark, approving the issuance of such refunding bonds and the execution and delivery of a fourth Supplemental Indenture of Trust and Escrow Agreement and providing other matters relating to the issuance of the refunding bonds. The motion carried by unanimous voice vote.

10. CONSENT CALENDAR: (ROLL CALL VOTE REQUIRED)

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

- A. Consider Minutes of Special City Council Meeting of February 17, 2016. Staff Recommendation: Approve the minutes.
- B. Consider Minutes of Regular City Council/Successor Agency Meeting of February 17, 2016. Staff Recommendation: Approve the minutes.
- C. Consider Warrant Register for Fiscal Year 2015/16 – March 2, 2016. Staff Recommendation: Approve the warrant register.
- D. Consider Amendment to Operating Agreement for the High Street Arts Center with the Moorpark Foundation for the Arts and Resolution Amending the Fiscal Year 2015/16 Budget for Property Maintenance Funds for 61 High Street. Staff Recommendation: 1) Approve the Amendment and authorize the City Manager to sign the Amendment, subject to final language approval of the City Manager; and 2) Adopt Resolution No. 2016-3483. ROLL CALL VOTE REQUIRED
- F. Consider Acceptance of the Grant Deed for Property Located on the Southwest Corner of Charles Street and Spring Road (APN 512-0-081-090). Staff Recommendation: Authorize the City Clerk to accept and consent to the recordation of the grant deed.
- G. Consider Resolution Adopting a Revised ICMA Retirement Corporation Governmental Money Purchase Plan & Trust Adoption Agreement and Rescinding Resolution Nos. 2007-2624, 2005-2373, and 2004-2174. Staff

Recommendation: Adopt Resolution No. 2016-3484, approving the Agreement and rescinding Resolution Nos. 2007-2624, 2005-2373, and 2004-2174; and authorize the City Manager to sign the Agreement. ROLL CALL VOTE REQUIRED

- H. Consider Agreement with Digital Telecommunications Corporation for Emergency Operations Center Telephone System Replacement, Citywide Telephone Systems Service and Maintenance, and Communications Cabling, Networking, Installation, and Software Services; and Consider Resolution Amending the Fiscal Year 2015/16 Budget to Transfer Funding for the Emergency Operations Center Telephone System Replacement from the Equipment Replacement Fund's (4003) Public Safety Budget (9200) to the Fund's Information Systems Budget (3120). 1) Adopt Resolution No. 2016-3485; and 2) Approve Agreement with Digital Telecommunications Corporation, and authorize the City Manager to execute the Agreement in the amount of \$109,121.53, subject to final language approval by the City Manager. ROLL CALL VOTE REQUIRED
- I. Consider Intersection Improvement Cash Surety Partial Exoneration for Shea Homes Limited Partnership for Tract 5133. Staff Recommendation: Authorize the City Clerk to partially exonerate and refund the Cash Surety Deposit in the amount of \$218,500.00 to Shea Homes, LLP.
- J. Consider Award of Agreement to J&T Engineering and Construction and Resolution Amending the Fiscal Year 2015/16 Budget Appropriating \$135,800 from the General Fund Reserve for Construction of the Retaining Wall at Arroyo Vista Community Park (Capital Project No. 7856). Staff Recommendation: 1) Award bid to J&T Engineering and Construction for \$122,800.00 plus a \$13,000.00 contingency for a total of \$135,800.00; and authorize execution of the Agreement by the City Manager, subject to final language approval by the City Manager and City Attorney; and 2) Adopt Resolution No. 2016-3486. ROLL CALL VOTE REQUIRED
- K. Consider Participation in Concept Application for the Affordable Housing and Sustainable Communities (AHSC) Program. Staff Recommendation: Approve City's participation in the Concept Application for the AHSC Program and authorize the City Manager to sign the application certification.

The following item was pulled for individual consideration.

- E. Consider Resolutions Authorizing Participation in the Home Renovation Energy Opportunity (HERO) and California Home Finance Authority (CHFA) Property Assessed Clean Energy (PACE) Programs. Staff Recommendation: 1) Adopt Resolution No. 2016-3487, approving the

Associate Membership Agreement with the Western Riverside Council of Governments and participation in the California HERO program and related documents and actions; 2) Adopt Resolution No. 2016-3488, approving the Associate Membership Agreement with the California Home Finance Authority, under the provisions of Assembly Bill 811, and related documents and actions; 3) Adopt Resolution No. 2016-3489, approving the Associate Membership Agreement with the California Home Finance Authority, under the provisions of Senate Bill 555, and related documents and actions; and 4) Authorize the City Manager to sign all documents and agreements relevant to the adoption of these programs, subject to final language approval by the City Manager.

Councilmember Mikos stated she had this item pulled to request staff notify the HERO representatives of the outcome of this participation, as they had requested assistance at past Council meetings.

MOTION: Councilmember Mikos moved and Mayor Parvin seconded a motion to: 1) Adopt Resolution No. 2016-3487, approving the Associate Membership Agreement with the Western Riverside Council of Governments and participation in the California HERO program and related documents and actions; 2) Adopt Resolution No. 2016-3488, approving the Associate Membership Agreement with the California Home Finance Authority, under the provisions of Assembly Bill 811, and related documents and actions; 3) Adopt Resolution No. 2016-3489, approving the Associate Membership Agreement with the California Home Finance Authority, under the provisions of Senate Bill 555, and related documents and actions; and 4) Authorize the City Manager to sign all documents and agreements relevant to the adoption of these programs, subject to final language approval by the City Manager. The motion carried by unanimous voice vote

11. ORDINANCES: (ROLL CALL VOTE REQUIRED)

None.

12. CLOSED SESSION:

Mr. Kueny requested the City Council go into closed session for discussion of one case under Item 12.A. and four cases under Item 12.B. on the agenda.

Mr. Ennis announced the facts and circumstances for the one case under Item 12.A. creating significant exposure to litigation are pursuant to Paragraph (2) of Subdivision (d) of Government Code Section 54956.9 in regard to threats of litigation against the City of Moorpark by County of Ventura officials and potentially the City of Fillmore regarding the City's Agreement with Broad Beach Geologic Hazard Abatement District regarding sand hauling routes.

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.A. and four cases under Item 12.B. on the agenda. The motion carried by unanimous voice vote. The time was 7:55 p.m.

- A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation (Pursuant to Paragraphs (2) or (3) of Subdivision (d) of Government Code Section 54956.9: (Number of cases to be discussed - 4)
- B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation (Pursuant to Paragraph (4) of Subdivision (d) of Government Code Section 54956.9: (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; Deborah Traffenstedt, Assistant City Manager; and David Bobardt, Community Development Director.

The Council reconvened into open session at 8:54 p.m. Mr. Kueny stated one case under Item 12.A. and four cases under Item 12.B. were discussed and there was no action to report.

13. ADJOURNMENT:

Mayor Parvin adjourned the meeting at 8:54 p.m.

Janice S. Parvin, Mayor

ATTEST:

Maureen Benson, City Clerk