



Resolution No. 2005-2340  
Ordinance No. 317

**CITY COUNCIL  
REGULAR MEETING AGENDA  
WEDNESDAY, JUNE 15, 2005  
7:00 P.M.**

Moorpark Community Center

799 Moorpark Avenue

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1. **CALL TO ORDER:**
2. **PLEDGE OF ALLEGIANCE:**
3. **ROLL CALL:**
4. **PROCLAMATIONS AND COMMENDATIONS:**
  - A. City Manager's Monthly Report.
5. **PUBLIC COMMENT:**

***(AT THIS POINT IN THE MEETING, THE COUNCIL WILL CONVENE THE REGULAR REDEVELOPMENT AGENCY MEETING, UNLESS CANCELED.)***

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

***(Pursuant to Council Rules of Procedure, Section 2.8, Items to be withdrawn from the Consent Calendar shall be identified at this time.)***

7. **ANNOUNCEMENTS AND FUTURE AGENDA ITEMS:**

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Any member of the public may address the Council during the Public Comments portion of the Agenda, unless it is a Public Hearing or a Presentation/Action/Discussion item. Speakers who wish to address the Council concerning a Public Hearing or Presentations/ Action/Discussion item must do so during the Public Hearing or Presentations/Action/ Discussion portion of the Agenda for that item. Speaker cards must be received by the City Clerk for Public Comment prior to the beginning of the Public Comments portion of the meeting and for Presentation/Action/Discussion items prior to the beginning of the first item of the Presentation/Action/Discussion portion of the Agenda. Speaker Cards for a Public Hearing must be received prior to the beginning of the Public Hearing. A limitation of three minutes shall be imposed upon each Public Comment and Presentation/Action/Discussion item speaker. A limitation of three to five minutes shall be imposed upon each Public Hearing item speaker. Written Statement Cards may be submitted in lieu of speaking orally for open Public Hearings and Presentation/Action/ Discussion items. Copies of each item of business on the agenda are on file in the office of the City Clerk and are available for public review. Any questions concerning any agenda item may be directed to the City Clerk at 517-6223.

**8. PUBLIC HEARINGS:**

- A. Consider Resolutions Continuing Public Hearings Concerning the Formation of Community Facilities District No. 2004-1 (Moorpark Highlands) and Community Facilities District No. 2004-2 (Moorpark Vistas) to July 20, 2005. (continued from May 18, 2005, with public hearing open) Staff Recommendation: 1) Continue open public hearings; and 2) Adopt Resolutions Nos. 2005-\_\_\_\_ and 2005-\_\_\_\_ continuing the open public hearings to July 20, 2005. **(Staff: Hugh Riley)**
- B. Consider General Plan Amendment No. 2001-05, Specific Plan No. 2001-01, and Zone Change No. 2001-02 for 1,650 Housing Units on 3,586.3 Acres Located Generally North of Moorpark College and State Route 118 on Land Immediately Outside City of Moorpark Municipal Boundaries, Applicant: North Park Village, LP. (continued from June 1, 2005, with public hearing closed) Staff Recommendation: 1) Adopt Resolution No. 2005\_\_\_\_ (in Agenda Item 9.C.) placing an Ordinance on the ballot that includes General Plan Amendment No. 2001-05, Specific Plan No. 2001.01, and Zone Change No. 2001-02 with Development Agreement No. 2005-01 for consideration by Moorpark voters. **(Staff: David Bobardt)**
- C. Consider Proposed Development Agreement Between North Park Village Limited Partnership and City of Moorpark Pertaining to General Plan Amendment No. 2001-05, Specific Plan No. 2001-01, and Zone Change No. 2001-02. (continued from June 1, 2005, with public hearing closed) Staff Recommendation: Adopt Resolution No. 2005-\_\_\_\_ (in Agenda Item 9.C.) placing an Ordinance on the ballot that includes Development Agreement No. 2005-01 with General Plan Amendment No. 2001-05, Specific Plan No. 2001-01, and Zone Change No. 2001-02 for consideration by Moorpark voters. **(Staff: Steven Kueny)**

**8. PUBLIC HEARINGS: (continued)**

- D. Consider Resolution Declaring the Private Parking Facilities within the Shopping Center (CPD-2002-01), Located at the Northeast Corner of Spring Road and New Los Angeles Avenue, to be Subject to the Provisions of the California Vehicle Code. Staff Recommendation: 1) Open the public hearing, take public testimony, and close the public hearing; and 2) Adopt Resolution No. 2005-\_\_\_\_. **(Staff: Brad Miller)**

**9. PRESENTATION/ACTION/DISCUSSION:**

- A. Consider Resolution Adopting an Operating and Capital Improvements Budget for the City of Moorpark for the Fiscal Year 2005/06. **(continued from May 25, 2005)** Staff Recommendation: Adopt Resolution No. 2005-\_\_\_\_. **ROLL CALL VOTE REQUIRED (Staff: Johnny Ea)**
- B. Consider Awarding a Contract for the Construction of the New Corporate Yard. **(continued from June 1, 2005)** Staff Recommendation: 1) Declare the bid received for McGillivray Construction to be non-responsive; 2) Approve the award of contract to Soltec-Pacific for the construction of the subject project and authorize the City Manager to execute all necessary contract documents; and 3) Direct the scope of work to include both Add Alternatives; and 4) Adopt Resolution No 2005-\_\_\_\_ increasing the funding for the project. **ROLL CALL VOTE REQUIRED (Staff: Kenneth Gilbert)**
- C. Consider Special Election Resolutions for the North Park Village and Nature Preserve Project. Staff Recommendation: Direct staff as deemed appropriate. **(Staff: Deborah Traffenstedt)**
- D. Consider Approval of the 2005 Agreement for Services with the Moorpark Chamber of Commerce. Staff Recommendation: Approve the 2005 Agreement for Services between the City of Moorpark and the Moorpark Chamber of Commerce and authorize the City Manager to sign on behalf of the City. **(Staff: Hugh Riley)**

**9. PRESENTATION/ACTION/DISCUSSION: (continued)**

- E. Consider Appointment to the Active Adult Center Advisory Committee to Fill One Vacancy. Staff Recommendation: Appoint one City representative to fill the vacancy on the Active Adult Center Advisory Committee for a term ending December 31, 2006. **(Staff: Deborah Traffenstedt)**
- F. Consider Teen Council Appointments. Staff Recommendation: Make appointments to the Teen Council for a one-year term to end on June 30, 2006. **(Staff: Deborah Traffenstedt)**
- G. Consider Approval of Facility Lease with the State of California, California Highway Patrol (CHP) at Police Services Center, 610 Spring Road. Staff Recommendation: Approve the Lease Agreement with the CHP, subject to final language approval by the City Manager and City Attorney, and authorize the Mayor to sign on behalf of the City. **(Staff: Hugh Riley)**
- H. Consider Spring Road/Tierra Rejada Road Area of Contribution (SP/TR AOC) and Los Angeles Avenue Area of Contribution (L.A. Ave. AOC) Fee Revisions. Staff Recommendation: 1) Set July 20, 2005, as the date of a public hearing to consider an increase to the Spring Road/Tierra Rejada Road AOC fee and the Los Angeles Avenue AOC fee; and 2) Direct the City Clerk to give notice of said hearing in a manner consistent with the requirements of the appropriate Sections of the Government Code. **(Staff: Kenneth Gilbert)**

**10. CONSENT CALENDAR:**

- A. Consider Approval of Minutes of Regular Meeting of January 5, 2005.

Consider Approval of Minutes of Regular Meeting of May 18, 2005.

Consider Approval of Minutes of Special Meeting of May 25, 2005.

Staff Recommendation: Approve the minutes.

10. CONSENT CALENDAR: (continued)

B. Consider Approval of Warrant Register for Fiscal Year 2004-2005 - June 15, 2005.

|                            |                   |    |                |
|----------------------------|-------------------|----|----------------|
| Manual Warrants            |                   | \$ | 0.00           |
| Voided Warrant             |                   | \$ | 0.00           |
| Payroll Liability Warrants | 119469 - 119473   | \$ | 1,710.20       |
| Regular Warrants           | 119466 - 119468 & | \$ | 36,489.67      |
|                            | 119474 - 119554 & | \$ | 41,107.17      |
|                            | 119555 - 119577   | \$ | \$1,313,185.91 |

Staff Recommendation: Approve the warrant register.

C. Consider Notice of Completion for Construction of the Flinn Avenue Realignment Project (Project 8037).  
Staff Recommendation: Accept the work as complete.  
**(Staff: Kenneth Gilbert)**

D. Consider Resolution Rescinding That Portion of Resolution No. 2003-2115 Pertaining to a Westerly Extension of High Street for the General Plan Circulation Element. Staff Recommendation: Adopt Resolution No. 2005-\_\_\_\_. **(Staff: Joseph Montes)**

E. Consider a One-Year Extension to the Agreement with CUSA, LLC d.b.a. Antelope Valley Bus to Provide Operations and Maintenance Services for Moorpark City Transit and Approve Modifications to Separate Operations and Preventative Maintenance Contracts.  
Staff Recommendation: Approve a one-year extension with CUSA, and approve separate Agreements for operations and preventative maintenance, subject to final language approval by the City Manager and the City Attorney, and authorize the Mayor to sign the Agreements. **(Staff: John Brand)**

F. Consider VISTA-East Cooperative Agreement for Commuter Bus Services. Staff Recommendation: Approve the Amendment and authorize the Mayor to sign the Amendment to the Cooperative Agreement. **(Staff: John Brand)**

**10. CONSENT CALENDAR: (continued)**

- G. Consider Authorization of Recordation of Notice of Completion for the Virginia Colony Park Improvement Project. Staff Recommendation: Authorize the City Clerk to file the Notice of Completion for the project and authorize the release of the balance of payment, due upon satisfactory clearance, thirty-five (35) days after Notice of Completion records, release bonds in accordance with the contract, and completion of closeout contractual obligations on the part of contractor. **(Staff: Mary Lindley)**
- H. Consider Resolution Authorizing the Submittal of a Grant Renewal Application to the Ventura County Area Agency on Aging for Older Americans Act Title III-C Nutrition Contract Funds. Staff Recommendation: Adopt Resolution No. 2005-\_\_\_\_; and authorize the City Manager to sign all related agreements. **(Staff: Mary Lindley)**
- I. Consider Resolution Amending the Fiscal Year 2004/05 Budget to Transfer Funds from General Fund to Equipment Replacement Fund. Staff Recommendation: Adopt Resolution No. 2005-\_\_\_\_. **ROLL CALL VOTE REQUIRED (Staff: Johnny Ea)**
- J. Consider Resolution Establishing the Appropriation Limitation for Fiscal Year 2005/06 for the City of Moorpark at \$18,904,696. Staff Recommendation: Adopt Resolution No. 2005-\_\_\_\_. **(Staff: Johnny Ea)**
- K. Consider Resolution Adopting Loan Agreement Between the City of Moorpark and the Moorpark Redevelopment Agency. Staff Recommendation: Adopt Resolution No. 2005-\_\_\_\_. **ROLL CALL VOTE REQUIRED (Staff: Johnny Ea)**
- L. Consider Resolution Authorizing Caltrans Supplemental Agreement for Tree Planting Project. Staff Recommendation: Adopt Resolution No. 2005-\_\_\_\_, authorizing the City Manager to execute the Agreement. **(Staff: Mary Lindley)**

**10. CONSENT CALENDAR: (continued)**

- M. Consider Approval of Plans and Specifications and Authorization to Advertise for Bids for the Construction of Median Landscaping on Tierra Rejada Road East of Spring Road (Project 8042). Staff Recommendation: Approve the plans and specifications for the subject project and authorize staff to advertise for receipt of bids for construction of the project. **(Staff: Kenneth Gilbert)**
- N. Consider Approval of Amended Agreement for City Engineering Services with Charles Abbott Associates, Inc. Staff Recommendation: Approve Amended Agreement, subject to final language approval of City Manager and City Attorney, and authorize the Mayor to sign on behalf of the City. **(Staff: Brad Miller)**

**11. ORDINANCES:**

- A. Consider Ordinance No. 316, an Ordinance of the City of Moorpark, Amending and Replacing in Its Entirety Chapter 5.06 Cable Communications of Title 5 of the Moorpark Municipal Code. Staff Recommendation: Waive full reading and declare Ordinance No. 316 read for the second time and adopted as read.

**12. CLOSED SESSION:**

- 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)
- 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)
- C. CONFERENCE WITH LABOR NEGOTIATOR  
(Pursuant to Section 54957.6 of the Government Code)  
Agency Designated Representative: Steven Kueny  
Employee Organization: Service Employees International Union, AFL-CIO, CLC, Local 998

**12. CLOSED SESSION: (continued)**

- D. CONFERENCE WITH LABOR NEGOTIATOR  
(Pursuant to Section 54957.6 of the Government Code)  
Agency Designated Representative: Steven Kueny  
Unrepresented employees: Accountant I; Active Adult Center Supervisor; Administrative Services Director/City Clerk; Administrative Services Manager; Assistant City Manager; City Engineer; Community Development Director; Finance/Accounting Manager; Finance Director; Information Systems Manager; Parks and Facilities Superintendent; Parks, Recreation and Community Services Director; Planning Manager; Principal Planner; Public Works Director; Public Works Superintendent; Recreation Manager; Redevelopment Manager; and Senior Management Analyst
- E. PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
(Pursuant to Subdivision (b) of Section 54957 of the Government Code)  
Title: Administrative Services Director/City Clerk; Assistant City Manager; City Manager; City Attorney; City Engineer; Chief of Police; Community Development Director; Finance Director; Parks, Recreation and Community Services Director; and Public Works Director

**13. ADJOURNMENT:**

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In compliance with the Americans with Disabilities Act, if you need special assistance to review an agenda or participate in this meeting, including auxiliary aids or services, please contact the City Clerk's Department at (805) 517-6223. Upon request, the agenda can be made available in appropriate alternative formats to persons with a disability. Any request for disability-related modification or accommodation should be made at least 48 hours prior to the scheduled meeting to assist the City staff in assuring reasonable arrangements can be made to provide accessibility to the meeting (28 CFR 35.102-35.104; ADA Title II).

STATE OF CALIFORNIA )  
COUNTY OF VENTURA )     ss  
CITY OF MOORPARK     )

AFFIDAVIT OF POSTING

I, Deborah S. Traffenstedt, declare as follows:

That I am the City Clerk of the City of Moorpark and that an agenda of the Regular Meeting of the Moorpark City Council to be held on Wednesday, June 15, 2005, at 7:00 p.m. in the Council Chambers of the Moorpark Community Center, 799 Moorpark Avenue, Moorpark, California, was posted on June 10, 2005, at a conspicuous place at the Moorpark Community Center, 799 Moorpark Avenue, Moorpark, California.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 10, 2005.

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Deborah S. Traffenstedt,  
City Clerk