



Resolution No. 2005-2315
Ordinance No. 315

**CITY COUNCIL
REGULAR MEETING AGENDA
WEDNESDAY, APRIL 20, 2005
7:00 P.M.**

Moorpark Community Center

799 Moorpark Avenue

1. **CALL TO ORDER:**
2. **PLEDGE OF ALLEGIANCE:**
3. **ROLL CALL:**
4. **PROCLAMATIONS AND COMMENDATIONS:**
 - A. Proclamation Recognizing the 100th Anniversary of Moorpark Women's Fortnightly Club.
 - B. Recognition of Anthony Bellasalma by the California Parks and Recreation Society and the City of Moorpark for Outstanding Community Service.
 - C. Introduction of New City Employee, Robert Stallings, Recreation Manager.
 - D. Introduction of New City Employee, David Moe, Redevelopment Manager.
 - E. City Manager's Monthly Report.

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.

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(Pursuant to Council Rules of Procedure, Section 2.8, Items to be withdrawn from the Consent Calendar shall be identified at this time.)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

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 May 18, 2005. (continued from March 16, 2005, with public hearing open) Staff Recommendation: 1) Continue open public hearing; and 2) Adopt Resolutions Nos. 2005-____ and 2005-____ continuing the open public hearings to May 18, 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 March 16, 2005, with public hearing open) Staff Recommendation: 1) Continue to take testimony and close the public hearing; and 2) Continue the agenda item public hearing closed to May 4, 2005, to coincide with the consideration of a Development Agreement. **(Staff: David Bobardt)**

9. PRESENTATION/ACTION/DISCUSSION:

A. Consider Claiming Ownership of the Mammoth Fossils Found on the William Lyon Westpointe Project Tracts 5187 and 5405). Staff Recommendation: Direct staff to prepare and send a letter to the Los Angeles Museum of Natural History exercising the City's rights to ownership of the fossils found in Tract 5187. **(Staff: Barry Hogan)**

9. PRESENTATION/ACTION/DISCUSSION: (continued)

- B. Consider Approval of an Implementation Plan for Required Improvements of Tentative Tract No. 5045 on the Application of Pardee Homes. Staff Recommendation: Approve the implementation plan for improvements to Tentative Tract No. 5045, subject to final language revisions by the City Manager and the City Attorney. **(Staff: Barry Hogan)**
- C. Consider Authorizing Use of City Portable Lights for American Cancer Society's "Relay for Life 2005" Scheduled for April 30 and May 1, at Moorpark College Stadium. Staff Recommendation: Approve use of City portable lights, subject to insurance and waiver of liability requirements. **(Staff: Deborah Traffenstedt)**

10. CONSENT CALENDAR:

- A. Consider Approval of Minutes of Regular Meeting of March 16, 2005.

Consider Approval of Minutes of Regular Meeting of April 6, 2005.

Staff Recommendation: Approve the minutes.

- B. Consider Approval of Warrant Register for Fiscal Year 2004-2005 - April 20, 2005.

Manual Warrants	118917 - 118924 &	\$ 51,854.42
Voided Warrant		\$ (0.00)
Payroll Liability Warrants	118925 - 118929	\$ 1,763.50
Regular Warrants	118930 - 119049 &	\$ 57,387.07
	119050 - 119069	\$ 979,802.96

Staff Recommendation: Approve the warrant register.

- C. Consider Proposed Legislative Agenda for Ventura County Council of Governments. Staff Recommendation: Approve Legislative Agenda for Ventura County Council of Governments. **(Staff: Hugh Riley)**

10. CONSENT CALENDAR: (continued)

- D. Consider Resolution Authorizing Submittal of a Three Year (2005-2008) Used Oil Recycling Block Grant Application to the California Integrated Waste Management Board. Staff Recommendation: Adopt Resolution No. 2005-____. **(Staff: John Brand)**
- E. Consider 2005 Legislative Program. Staff Recommendation: Adopt 2005 Legislative Program. **(Staff: Kim Chudoba)**
- F. Consider Resolution Amending the Conflict of Interest Code of the City of Moorpark and Rescinding Resolution No. 2004-2247. Staff Recommendation: Adopt Resolution No. 2005-____. **(Staff: Deborah Traffenstedt)**
- G. Consider Resolution Amending the Salary Plan for Competitive Service, Non-Competitive Service, and Hourly Employees and Rescinding Resolution No. 2005-2298. Staff Recommendation: Adopt Resolution No. 2005-____. **(Staff: Deborah Traffenstedt)**

11. ORDINANCES:

- A. Consider Ordinance No. 312, an Ordinance of the City of Moorpark, Approving Zone Change No. 2003-02, for a Change of Zone from Commercial Planned Development (CPD) and Single-Family Residential (R-1) to Residential Planned Development - Twelve Units Per Acre (RPD-12u) and Open Space (OS) on 15.13 Acres, Located at the Terminus of Fremont Street, South of Los Angeles Avenue (Hwy 118) and East of Majestic Court, on the Application of Shea Homes, Inc. Staff Recommendation: Waive full reading and declare Ordinance No. 312 read for the second time and adopted as read.
- B. Consider Ordinance No. 313, an Ordinance of the City of Moorpark, Adopting a Development Agreement Between the City of Moorpark and Shea Homes, Limited Partnership. Staff Recommendation: Waive full reading and declare Ordinance No. 313 read for the second time and adopted as read.

11. ORDINANCES: (continued)

- C. Consider Ordinance No. 314, an Ordinance of the City of Moorpark, Amending Certain Portions of Chapter 17.74 of the Moorpark Municipal Code, Pertaining to Development Standards within the Moorpark Highlands Specific Plan Area - Specific Plan No. 1995-02. Staff Recommendation: Waive full reading and declare Ordinance No. 314 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 LEGAL COUNSEL - EXISTING LITIGATION
(Pursuant to Subdivision (a) of Section 54956.9 of the Government Code)
The Committee to Preserve Historic High Street, an unincorporated association, and Cynthia Hollister vs. City of Moorpark and Moorpark City Council (Case No. SC037584)
- D. 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)

- E. CONFERENCE WITH LABOR NEGOTIATOR
(Pursuant to Section 54957.6 of the Government Code)
Agency Designated Representative: Steven Kueny
Unrepresented employees: Accountant I; Administrative Services Director/City Clerk; Administrative Services Manager; Assistant City Manager; City Engineer; Community Development Director; Finance and 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
- F. 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:

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, Maureen Benson, declare as follows:

That I am the Deputy 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, April 20, 2005, at 7:00 p.m. in the Council Chambers of the Moorpark Community Center, 799 Moorpark Avenue, Moorpark, California, was posted on April 15, 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 April 15, 2005.

Maureen Benson, Deputy City Clerk