



ANNOTATED

**CITY COUNCIL
REGULAR MEETING AGENDA
WEDNESDAY, JULY 6, 2005
7:00 P.M.**

Moorpark Community Center

799 Moorpark Avenue

1. CALL TO ORDER:

7:22 P.M.

2. PLEDGE OF ALLEGIANCE:

STEVEN KUENY, CITY MANAGER, LED THE PLEDGE OF ALLEGIANCE.

3. ROLL CALL:

**PRESENT: COUNCILMEMBERS HARPER, MIKOS, MILLHOUSE, PARVIN,
AND MAYOR HUNTER**

4. PROCLAMATIONS AND COMMENDATIONS:

A. Introduction of New City Employee, Jeri Armstrong-Letus, Recreation Leader II.

**MAYOR HUNTER INTRODUCED NEW CITY EMPLOYEE, JERI
ARMSTRONG-LETUS, RECREATION LEADER II.**

B. Introduction of New City Employee, Atanas Beltchev, Information Systems Technician.

**MAYOR HUNTER INTRODUCED NEW CITY EMPLOYEE, ATANAS
BELTCHEV, INFORMATION SYSTEMS TECHNICIAN.**

C. Proclamation Declaring the Month of July as "Parks and Recreation Month".

MAYOR HUNTER PRESENTED MARY LINDLEY, PARKS/RECREATION AND COMMUNITY SERVICES DIRECTOR WITH A CERTIFICATE PROCLAIMING JULY AS "PARKS AND RECREATION MONTH".

5. PUBLIC COMMENT:

TWO SPEAKERS.

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

COUNCILMEMBER MILLHOUSE REQUESTED ITEM 10.D. BE PULLED FROM THE CONSENT CALENDAR FOR INDIVIDUAL CONSIDERATION.

MAYOR HUNTER REQUESTED ITEM 10.O. BE PULLED FROM THE CONSENT CALENDAR FOR INDIVIDUAL CONSIDERATION.

COUNCILMEMBER MIKOS REQUESTED ITEM 10.L. BE PULLED FROM THE CONSENT CALENDAR FOR INDIVIDUAL CONSIDERATION.

7. ANNOUNCEMENTS AND FUTURE AGENDA ITEMS:

MAYOR HUNTER ANNOUNCED THE MOORPARK BEACH BUS TO ZUMA BEACH WILL RUN EVERY TUESDAY THROUGH AUGUST 30TH. THE COST IS \$1.00 EACH WAY, \$0.50 FOR SENIORS AND DISABLED. CALL 517-6257 FOR MORE INFORMATION.

MAYOR HUNTER ANNOUNCED FOR YOUTH UNDER THE AGE OF TWENTY-ONE, A SUMMER YOUTH PASS FOR TWENTY DOLLARS BUYS UNLIMITED TRAVEL ON MOORPARK CITY TRANSIT AND THE BEACH BUS THROUGH SEPTEMBER 15, 2005. SUMMER YOUTH BUS PASSES MAY BE PURCHASED AT CITY HALL AND AT ARROYO VISTA RECREATION CENTER. CALL 517-6257 FOR MORE INFORMATION.

8. PUBLIC HEARINGS:

- A. Consider Procedures for the Formation, Election, and Operation of a Project Area Committee (PAC) for Proposed Amendment No. 2 to the Redevelopment Plan for the Moorpark Redevelopment Project. Staff Recommendation: 1) Open the public hearing, take public testimony, and continue open public hearing to July 20, 2005. (Staff: Hugh Riley)

CONTINUED OPEN PUBLIC HEARING TO JULY 20, 2005.

9. PRESENTATION/ACTION/DISCUSSION:

- A. Consider Mission Statement, Priorities, Goals and Objectives for Fiscal Year 2005/2006. (continued from May 25, 2005) Staff Recommendation: Approve Mission Statement, Priorities, Goals and Objectives for Fiscal Year 2005/2006. (Staff: Steven Kueny)

APPROVED STAFF RECOMMENDATION WITH CORRECTIONS AND CHANGES AS DIRECTED.

- B. Consider Interim Urgency Ordinance to Establish Temporary Moratorium on the Establishment and Operation of Medical Marijuana Dispensaries. Staff Recommendation: Adopt Interim Ordinance No. 317; and 2) Schedule and notice a public hearing for July 20, 2005, to extend the Interim Ordinance. (ROLL CALL VOTE REQUIRED: 4/5ths affirmative vote) (Staff: Barry Hogan)

APPROVED STAFF RECOMMENDATION, INCLUDING ADOPTION OF INTERIM ORDINANCE NO. 317. (Roll Call Vote: Unanimous)

- C. Consider Approval of Agreement for Professional Consulting Services with Telecommunications Management Corporation to Review Requests for the Transfer of Cable Television System Franchise Responsibilities to Time Warner and to Conduct Franchise Compliance and Fee Audits and Adopt Resolution Amending the City's Operating Budget for Fiscal Year 2005/06. Staff Recommendation: 1) Approve Agreement for Professional Consulting Services with Telecommunications Management Corporation and authorize the City Manager to sign on behalf of the City, subject to final language approval by the City Manager and City Attorney; and 2) Adopt Resolution No. 2005-2350, amending the FY 2005/06 Operating Budget. ROLL CALL VOTE REQUIRED (Staff: Hugh Riley)

APPROVED STAFF RECOMMENDATION, INCLUDING ADOPTION OF RESOLUTION NO. 2005-2350. (Roll Call Vote: Unanimous)

10. CONSENT CALENDAR:

APPROVED CONSENT CALENDAR WITH THE EXCEPTION OF ITEMS 10.D, 10.L, AND 10.O, WHICH WERE PULLED FOR INDIVIDUAL CONSIDERATION. (Roll Call Vote: Unanimous)

- A. Consider Approval of Minutes of Special Joint City Council/Planning Commission Meeting of April 27, 2005.

Staff Recommendation: Approve the minutes.

APPROVED STAFF RECOMMENDATION.

- B. Consider Approval of Warrant Register for Fiscal Year 2004-2005 - July 6, 2005.

Manual Warrants	119578 - 119584 &	\$ 98,594.77
	119590	\$ 557.75
Voided Warrant	119617 & 119629	\$ (0.00)
Payroll Liability	119585 - 119589 &	\$ 1,710.20
Warrants	119591 - 119595	\$ 1,710.20
Regular Warrants	119596 - 119741	\$ 743,907.19

Staff Recommendation: Approve the warrant register.

APPROVED STAFF RECOMMENDATION.

- C. Consider Resolution Designating Flinn Avenue to be a Through Street in the Vicinity of Minor Street, and Directing the Placement of a Stop Sign at the Minor Street Entrance Thereto. Staff Recommendation: Adopt Resolution No. 2005-2351. (Staff: Brad Miller)

APPROVED STAFF RECOMMENDATION, INCLUDING ADOPTION OF RESOLUTION NO. 2005-2351. (Roll Call Vote: Unanimous)

- D. Consider Resolution Amending the Fiscal Year 2005/06 Budget to Fund the Casey Road Traffic Signal Modification Project (Project 8027). Staff Recommendation: Adopt Resolution No. 2005-2356. ROLL CALL VOTE REQUIRED (Staff: Brad Miller)

APPROVED STAFF RECOMMENDATION, INCLUDING ADOPTION OF RESOLUTION NO. 2005-2356, AND DIRECTED STAFF TO COMPLETE TRAFFIC SIGNAL MODIFICATION, IF POSSIBLE, BEFORE START OF NEW SCHOOL TERM. (Roll Call Vote: Unanimous)

- E. Consider Promotion of Community Services Technician to Administrative Specialist. Staff Recommendation: Upgrade the Community Services Technician to Administrative Specialist effective July 8, 2005. (Staff: Steven Kueny)

APPROVED STAFF RECOMMENDATION.

- F. Consider Caltrans Lease Renewal for College View Park. Staff Recommendation: Authorize the Mayor to sign the Lease Agreement with Caltrans for College View Park subject to final language approval by the City Manager and City Attorney. (Staff: Mary Lindley)

APPROVED STAFF RECOMMENDATION.

- G. Consider Moorpark Boys and Girls Club's Use of City's Allotted Time at Moorpark Country Club Golf Course. Staff Recommendation: Approve the Moorpark Boys and Girls Club's request to use the City's allocated one-day use of the Moorpark Country Golf Course; and use funds provided consistent with the agenda report. (Staff: Mary Lindley)

APPROVED STAFF RECOMMENDATION.

- H. Consider Report of Annual Development Agreement Review, Established in Connection with West Pointe Homes, Located on the West Side of Walnut Canyon Road, Approximately 3,500 Feet North of Casey Road, on the Application of William Lyon Homes, Inc. Staff Recommendation: 1) Accept the Community Development Director's Report and recommendation, and find, on the basis of substantial evidence, that William Lyon Homes, Inc., has complied in good faith with the terms and conditions of the agreement; and 2) Deem the annual review process complete. (Staff: Barry Hogan)

APPROVED STAFF RECOMMENDATION.

- I. Consider Resolution Rescinding Resolutions Nos. 93-976, 98-1485, and 2005-2334 Pertaining to Parking Restriction on Miller Parkway and a Portion of Peach Hill Road and Establishing Revised Parking Restrictions on Said Streets. Staff Recommendation: Adopt Resolution No. 2005-2352. (Staff: Kenneth Gilbert)

APPROVED STAFF RECOMMENDATION, INCLUDING ADOPTION OF RESOLUTION NO. 2005-2352. (Roll Call Vote: Unanimous)

- J. Consider Surety Bond Reductions for Zelman Moorpark Marketplace, LLC (Tract 5321). Staff Recommendation: 1) Authorize the City Clerk to reduce Surety Bonds #103849585 - Erosion Control and #103849586 - Drainage Improvements to 10%; and 2) Authorize the City Clerk to fully exonerate the referenced sureties one year after this approval of the reduction of surety bonds and upon written confirmation from the City Engineer that no warranty work is required. (Staff: Brad Miller)

APPROVED STAFF RECOMMENDATION.

- K. Consider Surety Bond Reductions for USA Properties Fund, Inc. (Vintage Crest Senior Apartments, L.P.). Staff Recommendation: 1) Authorize the City Clerk to reduce Surety Bonds #3SM04976000, #66111212, #3SM04650900, and #66111213 to 10%; and 2) Authorize the City Clerk to fully exonerate the referenced sureties one year after this approval of the reduction of surety bonds and upon written confirmation from the City Engineer that no warranty work is required. (Staff: Brad Miller)

APPROVED STAFF RECOMMENDATION.

- L. Consider Establishment of a Crossing Guard Warrant. Staff Recommendation: Approve and adopt the Crossing Guard Warrant described in the agenda report. (Staff: Brad Miller)

APPROVED STAFF RECOMMENDATION. (Voice Vote: Unanimous)

- M. Consider Request from Roam'n Relics Car Club to Hold Car Show on October 23, 2005, from 8 a.m. to 3 p.m. on

High Street and to Pay Reduced City Fees for the Event. Staff Recommendation: 1) Waive fee for use of Redevelopment Agency property, charge Club the contract billing rate for police services charged by the County of Ventura, and charge Club the direct cost of other staff to plan the event; 2) Require Club to pay an encroachment permit fee (\$100) and a temporary use permit fee (\$300); and 3) Require Club to provide the City and Agency with an indemnification agreement and name the City and Agency as additional insureds in the Club's insurance policy. (Staff: Kim Chudoba)

APPROVED STAFF RECOMMENDATION.

- N. Consider Resolution Amending Personnel Rules and Regulations for the Positions in the Competitive Service and Rescinding Resolution No. 2004-2219. Staff Recommendation: Adopt Resolution No. 2005-2353, subject to final language changes approved by the City Manager and City Attorney. (Staff: Deborah Traffenstedt)

APPROVED STAFF RECOMMENDATION, INCLUDING ADOPTION OF RESOLUTION NO. 2005-2353. (Roll Call Vote: Unanimous)

- O. Consider Revised Special Election Date for the North Park Village and Nature Preserve Project. Staff Recommendation: Concur with revising special election date from January 24 to January 31, 2006, and direct staff to schedule election resolutions for the September 7, 2005, regular meeting agenda. (Staff: Deborah Traffenstedt)

REVISED SPECIAL ELECTION DATE TO FEBRUARY 7, 2006, AND SCHEDULED ELECTION RESOLUTIONS FOR SEPTEMBER 21, 2005. (Voice Vote: 3-2, Councilmembers Millhouse and Parvin dissenting)

- P. Consider Resolution Amending the Salary Plan for Competitive Service, Non-Competitive Service, and Hourly Employees and Rescinding Resolution No. 2005-2327. Staff Recommendation: Adopt Resolution No. 2005-2354. (Staff: Deborah Traffenstedt)

APPROVED STAFF RECOMMENDATION, INCLUDING ADOPTION OF RESOLUTION NO. 2005-2354. (ROLL CALL VOTE: Unanimous)

- Q. Consider One-Year Memorandum of Agreement (MOA) with Service Employees International Union AFL-CIO, CLC Local 998. Staff Recommendation: Authorize approval of a new one-year MOA for the time period from July 1, 2005, through June 30, 2006, and authorize the City Manager to sign the new MOA following final language approval by the City Manager and City Attorney. (Staff: Debbie Traffenstedt)

APPROVED STAFF RECOMMENDATION.

- R. Consider Approval of Resolution Adopting a Revised Benefit Program for Management Employees and Rescinding Resolution No. 2004-2220. Staff Recommendation: Adopt Resolution No. 2005-2355. (Staff: Deborah Traffenstedt)

APPROVED STAFF RECOMMENDATION, INCLUDING ADOPTION OF RESOLUTION NO. 2005-2355. (ROLL CALL VOTE: Unanimous)

11. ORDINANCES:

None.

12. CLOSED SESSION:

THE COUNCIL RECESSED AT 9:00 P.M. FOR CLOSED SESSION DISCUSSION OF ITEM 10.E.

- 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:

9:50 P.M.