

**CITY OF FILLMORE  
CITY COUNCIL**

**AGENDA**



**REGULAR MEETING**

**TUESDAY, APRIL 27, 2010  
6:30 P.M.**

FILLMORE CITY HALL  
CENTRAL PARK PLAZA  
250 CENTRAL AVENUE  
FILLMORE, CALIFORNIA 93015-1907  
(805) 524-3701 ♦ [www.fillmoreca.com](http://www.fillmoreca.com)

**WELCOME TO THE CITY OF FILLMORE CITY COUNCIL MEETING!** Your participation at this public meeting is valued and appreciated. Please note the City Council and Redevelopment Agency convene concurrently.

Agenda/Packet: The Agenda/Packet is available for review at Fillmore City Hall and online at [www.fillmoreca.com/cityhall/agendas](http://www.fillmoreca.com/cityhall/agendas) 72 hours before the scheduled meeting (but generally available the Thursday prior to the scheduled Tuesday meeting). Materials related to an item on this agenda submitted to the City Council/RDA after distribution of the agenda packet are available for public inspection in the City Clerk's Office during regular business hours and on the City's website subject to staff's ability to post the documents before the meeting.

Americans with Disabilities Act: In compliance with the ADA, if you need special assistance to participate in this meeting or other services in conjunction with this meeting, please contact the City Clerk's Office at 534-3701. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.102-35.104 ADA Title II)

Audible Devices: Please ensure all audible devices (pagers, telephones, etc.) are off or otherwise not audible when the City Council/RDA is in session. Thank you.

Challenging City Council/Redevelopment Agency Decisions: Any legal action by an applicant seeking to obtain a judicial review of the City Council/Redevelopment Agency's decision on a hearing or issue listed on this Agenda may be subject to the 90-day filing period of, and governed by, Code of Civil Procedure § 1094.6. Additionally, if you challenge the actions of the City Council/RDA in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in the public notice, or in written correspondence delivered to the City Council/RDA at, or prior to, the public hearing pursuant to California Government Code § 65009.

Consent Calendar: Items listed on the Consent Calendar are considered to be routine in nature, not discussed individually, and are normally approved by one motion. If a Councilmember or member of the public wishes to comment on a particular item, that item shall be removed for separate action.

No New Business will be considered by the City Council/RDA **after 11:30 p.m.** unless a majority of the legislative body determines to continue.

Public Input: If you wish to address the Council/Redevelopment Agency regarding an item listed **on this agenda**, please complete and submit an Audience Participation Form to the City Clerk prior to consideration of that agenda item. Public Comments is the time for presentations/comments **not on this agenda** but within the subject-matter jurisdiction of the City Council/Redevelopment Agency. Please complete and submit an Audience Participation Form to the City Clerk prior to the beginning of Public Comments. Pursuant to California Government Code/Brown Act, the City Council/Redevelopment Agency ordinarily cannot take action on any item that is not listed on the agenda. As a result, matters identified during Public Comment will be referred to staff for follow-up or considered on a future agenda. In accordance with Resolution No. 09-3175, speakers are provided five (5) minutes for items listed on the agenda and no more than five (5) minutes to speak during Public Comments. Please stay within the time allotment indicated by the Mayor.

Replay Schedule: City Council/RDA meetings will be re-broadcast on Channel 10 daily at 6:00 p.m.

1. **Call to Order:** 6:30 P.M.
2. **Pledge of Allegiance**
3. **Roll Call:** Councilmembers Brooks, Conaway, Hernandez, Washburn and Mayor Walker
4. **Approval of Agenda**
5. **Presentations and Announcements**
  - A. Nancy Williams, Regional Manager of Public Affairs for Southern California Edison on the State of the Utility In California
  - B. [John Christ, Chief Executive Officer, Ventura County Farm Bureau on the Asian Citrus Psyllid Threat to Agriculture in Ventura County](#)
6. **Public Comments**
7. **Consent Calendar**

*Recommendations for Items A. through D. is to Approve*

- A. [Warrant List for April 27, 2010](#)
- B. [Minutes of March 9, 2010 City Council Meeting](#)
- C. [Acceptance of Field Inventory of Properties Requiring Weed Abatement and Instruction for Fire Chief to Notify Property Owners, and Adoption of City Council Resolution 10-3230 Setting a Public Hearing for the Abatement of Weeds for May 25, 2010](#)
- D. [City Council approval for Letter of Support - AB 2531 \(Fuentes\) Redevelopment Agency Tools for Job Creation and Business Assistance](#)

*Recommendation for Item E. is to Receive and File Report*

- E. [Receive and File City Audit Report FY 2008-09](#)

8. **Public Hearings – None.**

## 9. Department Reports

### Public Works Department

- A. [Increase Funding By \\$27,000 For The “B” Street Extension 2<sup>nd</sup> To 3<sup>rd</sup> Street Project for Additional Work Required as a Result of Site Conditions](#)

*Recommendation: 1) Allocate an additional \$27,000 from the Proposition 1B monies to the “B” Street Extension, 2<sup>nd</sup> to 3<sup>rd</sup> Street project to address construction issues; and 2) Decrease the Proposition 1B monies allocated to the Flex CAPE Seals by \$27,000. The total planned expenditure of Proposition 1B monies remains unchanged at \$475,600; and 3) Adopt Resolution 10-3231 documenting the changes to Proposition 1B funding.*

- B. [Award Of Contract in the Amount of \\$205,000 to American Asphalt South for Proposition 1B Flex CAPE Seal Project](#)

*Recommendation: 1) Award the contract for the construction of the Proposition 1B Flex Cape Seal Project to American Asphalt South in the amount of \$205,000 and authorize the City Manager change order authority up to \$1,900*

- C. [Award of Contract for drilling Production Well No. 9 and Authorization to Prepare Documents for the Well Permit with the State of California Public Health Drinking Water Division](#)

*Recommendation: 1) Award the Production Well No. 9 Contract to Bakersfield Well & Pump Company in the amount of \$529,981 and authorize the City Manager to approve change orders to a combined maximum of \$75,000, for a total potential construction cost not to exceed \$604,981.00; and 2) Authorize the City Manager to approve a contract amendment with Entrix to prepare the Well Permit documents for the State of California Department of Public Health’s Drinking Water Source Assessment and Protection Program per the attached proposal in the amount not to exceed \$19,650.*

## 10. Committee, Commission, and Board Reports

- A. [Appointment/Reappointment of Resident Commissioner to the Area Housing Authority of the County of Ventura](#)

*Recommendation: Endorse Reappoint of Tom Garcia as the Resident Commissioner per the Area Housing Authority’s letter. (Term Ending May 2012)*

**11. City Council Reports, Recommendations, and Comments**

- A. City Councilmember Travel Requests/Brief Reports
- B. Any Councilmember May Propose Items for Placement on Future Agenda
- C. Council Referrals/Brief Comments

**12. City Manager**

- A. Follow-Up on Requests from the Public/City Council
- B. Announcements and Upcoming Issues

**13. Closed Session**

- A. Public Employee Performance Evaluation pursuant to Section 54957 – Title: City Manager. This evaluation is the City Manager’s six-month evaluation as required by Section 13 of the City Manager Employment Agreement

**14. Adjournment:** City Council adjourns to a Joint Meeting with the Film Commission scheduled for Tuesday, May 11, 2010 at 6:30 p.m. at City Hall, 250 Central Avenue.

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**Upcoming Meetings and Related Agenda Items (Info Only)**

- May 11, 2010 6:30 pm     Joint City Council / Film Commission Meeting
- May 11, 2010 6:30 pm     Public Hearing: Extension of Ordinance Imposing Citywide Moratorium on the Establishment of Medical Marijuana Dispensaries

Agenda Posted: April 22, 2010, 5:00 p.m.

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