

**CITY OF FILLMORE
CITY COUNCIL**

AGENDA



REGULAR MEETING

**TUESDAY, MAY 25, 2010
6:30 P.M.**

FILLMORE CITY HALL
CENTRAL PARK PLAZA
250 CENTRAL AVENUE
FILLMORE, CALIFORNIA 93015-1907
(805) 524-3701 ♦ 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 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.

Fillmore City Council Meeting Agenda – May 25, 2010

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**
6. **Public Comments**
7. **Consent Calendar**

Recommendation for Items A. through H. is to Approve.

- A. [Warrant List for May 25, 2010.](#)
- B. [Minutes of March 23, 2010 Regular City Council Meeting.](#)
- C. [Minutes of March 30, 2010 Joint City Council / School District Board Meeting.](#)
- D. [Adopt City Council Resolutions 10-3241, 10-3242 and 10-3243 in Preparation for the November 2, 2010 General Municipal Election: Calling and Giving Notice of a General Municipal Election; Request for Consolidation with the County of Ventura; and Regulations Pertaining to Candidate Statements.](#)
- E. [Request by the Ventura County Regional Energy Alliance for Adoption of City Council Resolution 10-3244 to Participate in 2010–2012 Local Government Utility Partnership Program with Southern California Edison, Southern California Gas Company and Ventura County Regional Energy Alliance.](#)
- F. [Adopt City Council Resolution 10-3245: Resolution Renewing the Franchise Agreement _____ to Pacific Pipeline System Pursuant to Fillmore City Council Ordinance 91-669A.](#)
- G. [Adopt City Council Resolution 10-3246: Approving Assignment of the Franchise Agreement Granted by Fillmore City Council Ordinance #01-752 from ConocoPhillips Company to Crimson California Pipeline, LP., and to Extend the Term.](#)
- H. [Review and Approval of the Contract in the Amount of \\$12,000 for the 2010 Fourth of July Community Fireworks Show to be Provided by Pyro Spectaculars, Inc.](#)

8. Public Hearings

Fire Department

- A. [Public Hearing for Abatement of Weeds, Rubbish and Refuse to Adoption of City Council Resolution 10-3232 for Abatement of Weeds, Rubbish and Refuse Overruling Objections and Abatement Order.](#)

Recommendation: 1) Open the Public Hearing and receive public testimony and comments, and find that weeds, rubbish and/or refuse still remain in properties as shown on Exhibit A; and 2) Adopt City Council Resolution 10-3232: Abatement of Weeds, Rubbish and Refuse Overruling Objections and Abatement Order.

9. Department Reports

City Manager

- A. [Request To Form an Ad-Hoc Committee Consisting of People Using the High School Track to Run, Two Council Members, Two School Board Members and Staff.](#)

Recommendation: 1) Accept the Parks Commission recommendation to form an Ad Hoc Committee, consisting of two Council Members, two School Board Members, people who use the track, and District and City staff; 2) Appoint two City Council Members to serve on the Ad Hoc Committee as requested; and, 3) Ask Council Ad Hoc Committee members to report back to the Council.

City Attorney

- B. [Introduction and First Reading of an Unnumbered Ordinance Amending the City of Fillmore Municipal Code Title 7, Chapter 7.04, Sections 7.04.050 and 7.04.080 Regarding the Payment, Due Date and Enforcement of Business License Fees.](#)

Recommendation: 1) Introduce and First Reading of an Unnumbered Ordinance Amending the City of Fillmore Municipal Code Title 7, Chapter 7.04, Sections 7.04.050 and 7.04.080 Regarding the Payment, Due Date and Enforcement of Business License Fees.

Public Works Department

- C. [Santa Clara River Permeable Weirs Project: Addition Of 1 Acre of Restoration Area in WWTP Site.](#)

Recommendation: 1) Authorize the City Manager to approve Change Order #6 to the Permeable Weirs Project in the amount of \$50,000; 2) Authorize the reduction of the 10% retention to 2% retention on the original contract; and 3) Renew the City Manager's change order authority to \$5,000 after Change Order #6 is approved.

10. Committee, Commission, and Board Reports

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 Fillmore Piru Veterans Memorial District scheduled for Tuesday, June 1, 2010 at 6:30 p.m. at the Veterans Memorial Building, 511 Second Street.

Fillmore City Council Meeting Agenda – May 25, 2010

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Upcoming Meetings and Related Agenda Items (Info Only)

June 22, 2010 6:30 pm Public Hearing: Landscape and Lighting Districts, Levy of Annual Assessments

June 22, 2010 6:30 pm Public Hearing: Storm Drain Districts, Levy of Annual Assessments

Agenda Posted: May 20, 2010, 6:30 p.m.

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