

**FILLMORE CITY COUNCIL
TUESDAY, FEBRUARY 10, 2009**

**REGULAR MEETING
CITY COUNCIL CHAMBERS
6:30 P.M.**

**FILLMORE CITY HALL
CENTRAL PARK PLAZA
250 CENTRAL AVENUE
FILLMORE, CALIFORNIA 93015-1907**

AGENDA

IF YOU WISH TO SPEAK: Oral Communications is the time for citizen presentations or comments on items **not on the agenda**, but within the responsibility of the City Council. Please complete an Audience Participation Form prior to the beginning of oral communications and hand it to the clerk if you wish to speak. Please stay within the time limit indicated by the Mayor. If you wish to speak on an item **on this agenda**, please fill out an Audience Participation Form and hand it to the clerk prior to that item.

AUDIBLE DEVICES: Please ensure all audible devices (pagers, telephones, etc.) are off or otherwise not audible when the Council is in session. Thank you.

AGENDA TIMES: Please note the time listed for each agenda item is the **suggested/estimated time for that item to begin**. Items may be heard earlier or later than the listed time. The estimation includes providing an occasional 10-minute break. No new business will be considered by the City Council **after 11:30 p.m.** unless a majority of the Council determines to continue.

MEMORANDUMS: Memorandums relating to agenda items are on file in the Administrative Assistant's Office. If you have questions regarding the agenda you may call City Hall at (805) 524-3701 or come to City Hall for information. Materials related to an item on this agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the Administrative Assistant's office at City Hall during normal business hours. Such documents are also available on the City of Fillmore's website at www.fillmoreca.com subject to staff's ability to post the documents before the meeting.

City Council and Redevelopment Agency Agendas are posted on the Web at: www.fillmoreca.com/cityhall/agendas

<u>ITEM</u>	<u>REFERENCE**</u>
1. CALL TO ORDER & PLEDGE OF ALLEGIANCE	Oral
2. APPROVAL OF AGENDA	Oral
3. ORAL COMMUNICATIONS	Oral
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4. CITY COUNCIL CONSENT CALENDAR	(6:50p)
4A. Warrant List for February 10, 2009.	Copy
4B. Trust Warrant List for February 10, 2009.	Copy
4C. Minutes of October 17, 2008 Regular City Council Meeting.	Copy
4D. Minutes of January 13, 2009 Regular City Council Meeting.	Copy
4E. Minutes of January 27, 2009 Regular City Council Meeting.	Copy
4F. Acceptance of Improvements for Completed Construction of Route 126 / Central Avenue Traffic Signal & Intersection Improvement Project.	Memo

- 4G. Independent Audit Report on Local Transportation Development Act Funds For Year Ending June 30, 2008. **Memo**
- 4H. Year-to-Date Budget Status Report for Period Ending January 31, 2009. **Copy**
- 4I. Adopt City Council Resolution No. 09-3177: Authorizing the Application and Administration of a \$300,000 Water for America Grant. **Memo/ Reso.**

5. PRESENTATIONS

- 5A. Vision 2020 Presentation. **Pres. (7:00p)**

6. CITY COUNCIL PUBLIC HEARINGS

Administrative Assistant

- 6A. Community Development Block Grant (CDBG) Fund Allocations FY 2009-10; Direct Staff to Prepare Recommendations for the Allocation of Funds to be Considered following a Public Hearing Scheduled for February 24, 2009 City Council Meeting; Adopt City Council Resolution No. 09-3176: Reprogramming Community Development Block Grant Funds to the Veteran’s Memorial District Renovation Project. **Memo/ Reso. (7:15p)**

Finance Director

- 6B. Open Public Hearing on Formation of Community Facilities District No. 8 (Fillmore Business Park); Accept Public and Staff’s comments and Close Public Hearing. **Oral (8:15p)**

7. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY PUBLIC HEARINGS – None.

8. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY BUSINESS ITEMS

City Manager

- 8A. Special Projects Manager, Roy Payne – Letter of Resignation. **Memo (8:20p)**

9. CITY COUNCIL BUSINESS ITEMS

City Manager

- 9A. Request from KDF Communities to Offset Costs Owed by KDF to the City for The Upsizing of the Storm Drain Against Costs Owed by the City to KDF for River Street Improvements. **2/5/09 (8:40p)**

Deputy City Manager/Public Works Director

- 9B. Discussion and Direction for Central Avenue Median Planter Trees and Ground Cover for the Planter North of the Railroad Tracks and South of Main Street. **Memo (9:00p)**

City Attorney

- 9C. Discuss Draft Ordinance Regulating Vendors and Solicitors, and Provide Direction Regarding Same. **Memo (9:10p)**
- 9D. Consideration of City Filing Application to Join the City of Santa Barbara Amicus Brief in City of Irvine v. Southern California Area of Government (SCAG), Regarding Right of Cities to Seek Judicial Review of Regional Housing Needs **Oral (9:25p)**

Assessment (RHNA) Allocations Assigned by a Council of Governments.

Public Works Director

- 9E. Authorize Additional Funds for the Hydraulic Analysis of the Sespe Creek to Expedite the FEMA Flood Insurance Study. **Memo (9:30p)**
- 9F. Award of Design and Construction Administration Contract for B Street Extension From Second and Third Street. **Memo (9:45p)**
- 9G. Middle School Status Update Effluent Disposal Project Update. **Oral (10:00p)**

City Manager

- 9H. City of Fillmore Un-written Policies – Discussion and Direction to City Staff. **Memo (10:15p)**
- 9I. Approval of July – December 2009 City Council Meeting Calendar. **Memo (10:45p)**

10. CITY COUNCIL REPORTS, DISCUSSION AND APPOINTMENTS (11:00p)

- 10A. Appointments to the Planning Commission. **Oral**
- 10B. Selection of Ad Hoc Committee to Discuss the Equestrian Center Lease. **Oral**
- 10C. Information/Direction to Staff on Legislative Matters and Emerging Issues. **Oral**
- 10D. City Council Member Travel / Travel Reports. **Oral**
- 10E. Other Discussion/Information from Mayor, City Council and City Staff. **Oral**
- 10F. Any Council Member may propose items for placement on a future agenda. **Oral**

Members may discuss whether or not an item should be placed on a future agenda and the description of the agenda item. Any direction to the City Manager shall have discretion as to when the item will come back on the Agenda, unless the City Council identifies a specific meeting for the item's return.

11. EXECUTIVE SESSION (11:15p)

- 11A. Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 549569: 1 Potential Case.

12. ADJOURNMENT – City Council adjourns to a Regular Meeting, set for Tuesday, February 24, 2009 at 6:30 p.m. at Fillmore City Hall, 250 Central Avenue, Fillmore, California. (11:30p)

PLEASE NOTE: If you challenge the actions of the City Council 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 at, or prior to, the public hearing. (Calif. Gov't Code §65009).

Any legal action by an applicant seeking to obtain a judicial review of the City Council's decision on a Hearing listed on this Agenda may be subject to the 90-day filing period of, and governed by, Code of Civil Procedure Section 1094.6

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Administrative Assistant at (805) 524-3701. 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)

City Council Replay Schedule: City Council meetings will re-broadcast daily at 6 p.m.