

**FILLMORE CITY COUNCIL
TUESDAY, FEBRUARY 26, 2008**

**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.

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	(6:40p)
4A. Warrant List for February 26, 2008.	Copy
4B. Trust Warrant List for February 26, 2008.	Copy
4C. Year-To-Date Budget Status Report Towne Theatre for Period Ending October 31, 2007 through December 31, 2007.	Copy
4D. Minutes of December 4, 2007 Special City Council Meeting.	Copy
4E. Authorization to Apply for FY 08/09 Transportation Development Act (TDA) Article 3 Bicycle/Pedestrian Project Grant Funds.	Copy
5. PRESENTATIONS	

- 5A. Presentation: County Library System by Ms. Jackie Griffin. **Pres
(6:50p)**
- 5B. Presentation: Introduction of the new Police Captain. **Pres
(7:00p)**
- 5C. Proclamation: 2007 Employee of the Year. **Proc
(7:05p)**

6. CITY COUNCIL PUBLIC HEARINGS

Administrative Assistant

- 6A. Adopt City Council Resolution No. 08-3094: Allocating the City’s Community Development Block Grant (CDBG) Funds for FY 2008/09. **Memo/
Reso
(7:10p)**

Special Projects Manager

- 6B. Adopt City Council Resolution No. 08-3095: Certifying the Environmental Impact Report (EIR) – Program EIR for the Fillmore Business Park Master Plan and Project EIR for Five Development Projects Planned for the Business Park. **Memo/
Reso
(7:15p)**
- 6C. Adopt City Council Resolution No. 08-3096: Adopting the Fillmore Business Park Master Plan. **Memo/
Reso
(8:00p)**
- 6D. Adopt City Council Resolution No. 08-3097: Adopting Amendments to the Land Use Element of the City’s General Plan – General Plan Amendment 08-01 – Increasing the Permitted Development Intensity of the Fillmore Business Park Master Plan Area. **Memo/
Reso
(8:30p)**
- 6E. Adopt City Council Ordinance No. 08-805: Amending Section 6.04.12 (Permitted, Development Permitted and Conditionally Permitted Uses), Section 6.04.3435.4.A (Driveways) and Section 6.04.3895 (Sign Program) of the Fillmore Zoning Ordinance (Fillmore Business Park Master Plan). **Memo/
Ord
(8:45p)**
- 6F. Adopt City Council Resolution No. 08-3098: Pre-Zoning to Business Park 1 Approximately 27.39 Acres of Property Located South of Highway 126, East of E Street, West of C Street and North of River Street (Assessor Parcels 052-0-160-080; 052-0-160-040; 052-0-160-050; 046-0-060-010; and 046-0-060-020) and Pre-Zone to Business Park 2 Approximately 10.52 Acres of Property Located South of River Street, East of E Street, West of D Street and North of the Santa Clara River (Assessor Parcel 046-0-060-110). **Memo/
Reso
(8:55p)**
- 6G. Adopt City Council Resolution No. 08-3099: Approving Annexation 08-01 for Approximately 38.91 Acres of Property Located South of Highway 126, East Of E Street, West of C Street and North of the Santa Clara River (Assessor Parcels 052-0-160-080; 052-0-160-040; 052-0-160-050; 046-0-060-010; 046-0-060-020; and 046-0-060-110). **Memo/
Reso
(9:05p)**
- 6H. Adopt City Council Ordinance No. 08-806: Zone Change from Agriculture **Memo/**

Exclusive (AE-40) to Business Park 2, Parcels 1, 2 and 3 of Parcel Map 05-03 Located on the Southwest Corner of "E" Street and SR 126 in the City of Fillmore. **Ord (9:15p)**

6I. Adopt City Council Ordinance No. 08-807: Zone Change from Commercial (CH) To Business Park 1 on Parcels 1 and 2 of Parcel Map 05-05 and APN 052-0-160-070 all Located on the Southwest Corner of "C" Street and SR 126 In the City of Fillmore. **Memo/Ord (9:25p)**

6J. Perry Ranch Project – Development Permit 07-01 and Tentative Tract Map 5785 (west of E Street and south of SR 126) Fillmore Riverview LLC, applicant. **Memo (9:35p)**

6K. The Stop Project – Development Permit 07-03, Zone Change 07-03 and Lot Line Adjustment 08-02 (south side of SR 126 and west of C Street), William Burnett and Ken Karasiuk, applicants. **Memo (10:05p)**

6L. The Maxwell Project – Tentative Tract Map 5803 (bound between E and D Street and bound between SR 126 and River Street), Sespe Creek Properties, LLC, Applicant; (Hearing to be continued to March 11, 2008). **Memo (10:40p)**

6M. The Coe Project – Development Permit 07-02 and Tentative Tract Map 5784, (Southwest corner of D and River Street), KDF Communities, LLC, applicant; (Hearing to be continued to March 11, 2008). **Memo (10:42p)**

6N. The Epic Group Project – Development Permit 07-11, Conditional Use Permit 07-03 and Tentative Parcel Map 07-08 (west of C Street, south along SR 126), William Kendall, applicant; (Hearing to be continued to March 11, 2008). **Memo (10:44p)**

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

Finance Director

7A. Adopt City Council Resolution No. 08-3090 and Agency Resolution No. 08-236: FY 2007-08 Mid-Year Municipal and Agency Budget. **Memo/Reso (10:45p)**

8. CITY COUNCIL BUSINESS ITEMS

City Attorney

8A. Discussion of Draft Mobile Home Rent Stabilization Ordinance / Council Direction On Straw Vote. **2/22/08 (10:55p)**

Public Works Director

8B. Budget Revisions to the Public Works Yard / Fire Station Public Improvements. **Memo (11:30p)**

9. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY BUSINESS ITEMS – None.

10. CITY COUNCIL REPORTS, DISCUSSION AND APPOINTMENTS

- 10A. Information/Direction to Staff on Legislative Matters and Emerging Issues. **Oral**
- 10B. Request(s) for Approval of City Council Member Travel / Travel Reports. **Oral**
- 10C. Other Discussion/Information from Mayor, City Council and City Staff. **Oral**

- 10D. 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 Manger 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. CITY COUNCIL EXECUTIVE SESSION

- 11A. Personnel: Public Employee Performance Evaluation, Title: City Manager [Government Code §54957].
- 11B. Conference with Legal Counsel – Anticipated Litigation: Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: One potential case.

- 12. **ADJOURNMENT** – City Council adjourns to a Regular Meeting, set for Tuesday, March 11, 2008 at 6:30 p.m. at Fillmore City Hall, 250 Central Avenue, Fillmore, California.

(12:00p)

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)