

FILLMORE CITY COUNCIL  
TUESDAY, MARCH 23, 2010

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 City Clerk'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 City Clerk'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](http://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](http://www.fillmoreca.com/cityhall/agendas)

PLEASE NOTE THAT THE REDEVELOPMENT AGENCY HAS A SEPARATE AGENDA DOCUMENT; PLEASE REFERENCE THE REDEVELOPMENT AGENCY AGENDA FOR REDEVELOPMENT AGENCY PUBLIC HEARINGS AND BUSINESS ITEMS

<u>ITEM</u>	<u>REFERENCE</u>
1. <b>CALL TO ORDER &amp; PLEDGE OF ALLEGIANCE</b>	Oral
2. <b>APPROVAL OF AGENDA</b>	Oral
3. <b>ORAL COMMUNICATIONS</b>	Oral
4. <b>CITY COUNCIL CONSENT CALENDAR</b>	(6:40p)
4A. Warrant List for March 23, 2010.	Copy
4B. Minutes of February 9, 2010 Regular Meeting.	Copy
4C. Authorization for Use and Fee Waiver for the use of the Multi-Purpose Center for meetings and for use of Shiells Park for the Fillmore/Piru Relay for Life Event beginning Friday, September 17 through Sunday, September 19, 2010.	Memo
4D. Authorization to Advertise for Bids: Proposition 1B CAPE Seal Project.	Memo
4E. Authorization to Advertise for Bids: 2010 Federal Street Overlay Project.	Memo

- 5. **PRESENTATIONS** (6:50p)
  - 5A. Proclamation to Fillmore Boy Scout Troop #406 for Outstanding Service to the Community during the January Storms. **Proc.**
  - 5B. Proclamation to the Boys & Girls Club of Santa Clara Valley acknowledging National Boys and Girls Club Week. **Proc.**
  - 5C. Presentation by David Mullinax, California League of Cities Regional Representative, Channel Counties Division on Keeping Revenues Local. **Pres.**
  - 5D. Presentation to the City Council by Shellie Anderson of Bryce Consulting on the Classification and Compensation Study being conducted for the City of Fillmore. **Pres. (Attached)**
  
- 6. **CITY COUNCIL PUBLIC HEARINGS – None.**
  
- 7. **JOINT CITY COUNCIL/REDEVELOPMENT AGENCY PUBLIC HEARINGS – None.**
  
- 8. **JOINT CITY COUNCIL/REDEVELOPMENT AGENCY BUSINESS ITEMS – None.**
  
- 9. **CITY COUNCIL BUSINESS ITEMS**
  - City Manager**
    - 9A. Consideration and Direction to Staff Regarding the Request by Fillmore Riverview, LLC (KDF Communities), for City Council To Fund The Business Park Infrastructure through California Infrastructure Bank, Redevelopment Agency Budget Allocation, and Development Impact Fee Budget Allocations. **Memo (7:10p)**
  
  - Interim Finance Director**
    - 9B. Adoption of Resolution 10-3228 of the City Council of the City of Fillmore acting as the legislative body for the Community Facilities District #1 ordering judicial foreclosures of delinquent special taxes in accordance with the Mello Roos Act of 1982 and authorizing the City Manager to retain Special Counsel. **Memo & Reso. (7:40p)**
  
  - City Engineer**
    - 9C. Award of Contract for A Street Waterline Replacement to J & H General Engineering, Inc. in the amount of \$144,916 and authorize the City Manager to approve change orders to a combined maximum of \$40,000. **Memo (8:00p)**
  
  - City Attorney**
    - 9D. Request by Hearthstone Multi-Asset Entity C, LP for Assignment of Acquisition Agreement from Griffin Homebuilding Group LLC, to Hearthstone Multi-Asset Entity C, LP regarding the Heritage Valley Parks project and Community Facilities District #5. **Memo (8:20p)**
  
- 10. **CITY COUNCIL REPORTS, DISCUSSION AND APPOINTMENTS** (8:50p)
  - 10A. Appointment: **Memo**
    - Delegate from the City Council to attend the Southern California Association of Governments Regional Conference and General Assembly Meeting on May 5 to May 7, 2010.
  - 10B. Direction to Staff to Report Back to the Council at a Subsequent Meeting. **Oral**
  - 10C. City Council Member Travel Requests / Travel Reports. **Oral**
  - 10D. Brief Reports from Council and City Staff on Activities. **Oral**

10E. 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. CITY COUNCIL – INFORMATION ITEMS / NO ACTION REQUIRED – None.**

**12. CLOSED SESSION**

12A. Conference with Legal Counsel – Anticipated Litigation. Initiation of litigation pursuant to subdivision (c) of Section 54956.9: 2 potential cases.

**13. ADJOURNMENT** – City Council adjourns to a Joint Meeting with the Fillmore Unified School District Board, set for Tuesday, March 30, 2010 at 6:30 p.m. at Fillmore City Hall, 250 Central Avenue, Fillmore, California.

**Upcoming Public Hearings & Meetings (Information Only–No Discussion or Action at this Meeting)**

March 30, 2010 Joint City Council/Fillmore Unified School District Board Meeting

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 City Clerk 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.