

**FILLMORE CITY COUNCIL
TUESDAY, MAY 13, 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. 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	(6:40p)
4A. Warrant List for May 13, 2008.	Copy
4B. Trust Warrant List for May 13, 2008.	Copy
4C. Minutes of January 16, 2008 Joint City Council / Planning Commission Meeting.	Copy
4D. Minutes of March 25, 2008 Regular City Council Meeting.	Copy
4E. Minutes of April 8, 2008 Regular City Council Meeting.	Copy
4F. Minutes of April 22, 2008 Regular City Council Meeting.	Copy
4G. Minutes of April 29, 2008 Joint City Council / Fillmore Unified School District Meeting.	Copy
4H. City of Fillmore FY 2006-07 Independent Audit Report.	Memo

- 4I. Authorization to Advertise for Bids for the Effluent Disposal and Reuse Pipeline Project. **Memo**
- 4J. Fee Adjustment Rate Increase for Santa Clara Disposal Services. **Memo**
- 4K. Adopt City Council Resolution No. 08-3125: Destruction of Obsolete Records. **Memo/Reso.**
- 4L. Approval of Fireworks Show Budget. **Memo**

5. PRESENTATIONS

- 5A. Proclamation: Veterans of Foreign War – Buddy Poppy Day. **Proc.**
- 5B. Proclamation: Employee of the Quarter for January through March 2008. **Proc.**

6. CITY COUNCIL PUBLIC HEARINGS

Fire Chief

- 6A. Adopt City Council Resolution No. 08-3115: Abatement of Weeds, Rubbish and Refuse Overruling Objections and Abatement Order. **Memo/Reso. (7:10p)**

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

8. CITY COUNCIL BUSINESS ITEMS

City Attorney

- 8A. Discussion on Draft Right-to-Farm Ordinance. **Memo (7:20p)**

Assistant Planner

- 8B. Award of Contract for the Construction of the Fillmore Aquatics and Tennis Facility. **Memo (7:40p)**

Finance Director

- 8C. Selection of Factors for Calculation of FY 2008-09 Appropriation Limit. **Memo (8:00p)**

City Engineer

- 8D. Adopt City Council Resolution No. 08-3119: Initiate Proceedings for the Annual Levy of Assessments for Fillmore Lighting and Landscape District No. 2 for Fiscal Year 2008/2009; Adopt City Council Resolution No. 08-3120: Preliminarily Approve the Engineer’s Annual Levy Report for Fillmore Lighting and Landscape District No. 2 for Fiscal Year 2008/2009; Adopt City Council Resolution No. 08-3121: Declare the Intention to Levy and Collect Annual Assessments for the Fillmore Lighting and Landscape District No. 2 for Fiscal Year 2008/2009; Adopt City Council Resolution No. 08-3122: Initiate Proceedings for the Annual Levy of Assessments for Fillmore Lighting and Landscape District No. 2007-1 for Fiscal Year 2008/2009; Adopt City Council Resolution No. 08-3123: Preliminarily Approve The Engineer’s Annual Levy Report for Fillmore Lighting and Landscape District No. 2007-1 for Fiscal Year 2008/2009; Adopt City Council Resolution No. 08-3124: Declare the Intention to Levy and Collect Annual Assessments for the Fillmore Lighting and Landscape District No. 2007-1 for Fiscal Year 2008/2009. **Memo/Resos. (8:15p)**

- 8E. Adopt City Council Resolution No. 08-3126: Declaring Intent to Levy Assessments **Memo/**

for Storm Drain Maintenance Assessment Districts No. 1 and 1-A, 3, 4, 5, 6 & 7. **Reso. (8:40p)**

Public Works Director

8F. Prospects for an El Dorado Traffic Signal on Highway 126. **Memo (9:10p)**

8G. Approval of Design-Build-Operate Contract Amendment #1 for Early Start of Maintenance of the Waste Water Treatment Plant. **Memo (9:20p)**

8H. Approval of Request Change of Supplemental Environmental Project from Central Avenue Wetlands to Demonstration Bio Retention and Trash Inceptors. **Memo (9:45p)**

8I. Approval of Work Order to Exponent to Process LOMR to FEMA for Sespe Levee At the Water Recycling Plant. **Memo (9:55p)**

8J. Water Recycling & Capital Improvement Program Update Approval of Addendum #35 Program Management for 2008/09. **Memo (10:05p)**

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 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 EXECUTIVE SESSION

11A. Executive Session: Conference with Real Property Negotiators (City Manager) [Government Code Section 54956.8]; Property Address: 860 Third Street, Fillmore; Agency Negotiator: City Manager Tom Ristau; Negotiating Parties: Herb Haase; Under Negotiation: Price and Terms of Payment.

12. ADJOURNMENT – City Council adjourns to its next regular meeting, set for Tuesday, May 27, 2008 at 6:30 p.m. at Fillmore City Hall, 250 Central Avenue, Fillmore, California. **(9:45p)**

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)