

**FILLMORE CITY COUNCIL
TUESDAY, JUNE 10, 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. CITY COUNCIL EXECUTIVE SESSION	
3A. Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9: One (1) Potential Case.	
3B. Conference with Real Property Negotiations Section 54956.8; Property: Riviera Park Estates, River St. and Highway 23; Agency Negotiator: City Manager and Heather Johnson; Negotiating Parties: Riviera Park Estate Homeowners Association; Under Negotiation: Price and Terms of Payment for Utility Easement.	
4. ORAL COMMUNICATIONS	Oral
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5. CITY COUNCIL CONSENT CALENDAR

- 5A. Warrant List for June 10, 2008. **(6:40p)**
- 5B. Trust Warrant List for June 10, 2008. **Copy**
- 5C. Adopt City Council Resolution No. 08-3128: Fiscal Year 2008-09 Appropriation Limit. **Copy**
- 5D. Adopt City Council Resolution No. 08-3141: Appointing Tomas Garcia as Tenant Commissioner to the Ventura County Area Housing Authority Board. **Memo/ Reso.**
- 5E. Minutes of April 15, 2008 City Council Meeting. **Reso.**
- 5F. Agreement with Fillmore Gazette for Publishing of Legal Notices from July 1, 2008 Through June 30, 2009. **Memo**

6. PRESENTATIONS

- 6A. Proclamation: Recognizing June 9 through June 15, 2008 as United States Army Week in the City of Fillmore. **Proc.**
- 6B. Proclamation: Employee of the Quarter for January through March 2008. **Proc.**

7. CITY COUNCIL PUBLIC HEARINGS

Deputy City Manager

- 7A. Fee Adjustment Rate Increase for Santa Clara Disposal Services. **Memo (7:30p)**

City Engineer

- 7B. Adopt City Council Resolution No. 08-3135: Annual Engineer’s Report and of Assessments for Storm Drain Maintenance Assessment Districts No. 1, 1-A, 3, 4, 5, 6 & 7. **Memo/ Reso. (7:45p)**
- 7C. Adopt City Council Resolution No. 08-3131: Approve Engineer’s Annual Levy Report for Fillmore Lighting and Landscape Maintenance District No. 2 for Fiscal Year 2008-2009; Adopt City Council Resolution No. 08-3132: Ordering The Collection of Assessments within the City of Fillmore Landscape and Lighting Maintenance District No. 2 for Fiscal Year 2008-2009; Adopt City Council Resolution No. 08-3133: Approve Engineer’s Annual Levy Report for Fillmore Heritage Valley Lighting and Landscape District 2007-1 for Fiscal Year 2008-2009; Adopt City Council Resolution No. 08-3134: Ordering the Collection of Assessments within the City of Fillmore Heritage Valley Landscape and Lighting District 2007-1 for Fiscal Year 2008-09. **Memo/ Resos. (8:00p)**

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

9. CITY COUNCIL BUSINESS ITEMS

City Attorney

- 9A. Consideration of Options with Respect to Referendum Filed Against City Council Resolutions Nos. 08-3111 and 08-3112 “Reconsider Resolution 08-3111: Approving TTR 5679, Subject to Conditions of Approval and Mitigation Monitoring and Reporting Program” and Resolution No. 08-3112: “Approving DP 06-03, Subject to Conditions of Approval and Mitigation Monitoring And Reporting Program” (Property Located at the Corner of “A” Street and Goodenough Road, Reider Project). **Oral (8:15p)**

Finance Director

- 9B. Adopt City Council Resolution No. 08-3136: Declaring Intention to Establish a Community Facilities District and to Authorize the Levy of Special Taxes Therein-Fillmore Business Park (CFD #8); Adopt City Council Resolution No. 08-3140: Declaring Intention to Incur Bonded Indebtedness of the Proposed City of Fillmore Community Facilities District No. 8 (Fillmore Business Park). **Memo/ Resos. (8:45p)**
- 9C. Adopt City Council Ordinance No. 08-809: Sewer Rate Increases Effective July 11, 2008 and July 1, 2009. **Memo/ Ord. (9:15p)**

Deputy City Manager

- 9D. Overview and Direction on Equestrian Center Lease. **Memo/ (9:25p)**

Assistant City Planner

- 9E. Agreement between the City of Fillmore and Fillmore Irrigation Co. to Relocate Irrigation Water Pipeline and Easement, Property Located at 575 First Street. **Memo (10:00p)**

Public Works Director

- 9F. Authorization to Advertise for Bids for Fillmore Middle School Subsurface Drip Irrigation & Landscaping Project. **Memo (10:15p)**
- 9G. Schedule Storm Water NPDES Permit and Chloride Control Workshop. **Memo (10:20p)**

City Attorney

- 9H. Discussion and Direction on the Draft Right-to-Farm Ordinance. **Memo (10:35p)**

City Manager

- 9I. Review and Comment on the City Travel Policy. **Memo (10:45p)**
- 9J. Request to Defer Development Impact Fees Until Certificate of Occupancy, (The Groves) 970 Ventura St., Gerry Caruthers, Applicant. **Memo (11:00p)**

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

11. CITY COUNCIL REPORTS, DISCUSSION AND APPOINTMENTS

- 11A. Information/Direction to Staff on Legislative Matters and Emerging Issues. **Oral**
- 11B. Request(s) for Approval of City Council Member Travel / Travel Reports. **Oral**
- 11C. Other Discussion/Information from Mayor, City Council and City Staff. **Oral**
- 11D. 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.

12. **ADJOURNMENT** – City Council adjourns to a regular meeting, set for Tuesday, June 24, 2008 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 on Wednesdays at 10 a.m., Saturdays at 10 a.m., and Sundays at 6 p.m.