

**FILLMORE CITY COUNCIL  
TUESDAY, NOVEMBER 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 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)**

<b><u>ITEM</u></b>	<b><u>REFERENCE</u></b>
<b>1. CALL TO ORDER &amp; PLEDGE OF ALLEGIANCE</b>	<b>Oral</b>
<b>2. APPROVAL OF AGENDA</b>	<b>Oral</b>
<b>3. ORAL COMMUNICATIONS</b>	<b>Oral</b>
<b>4. CITY COUNCIL CONSENT CALENDAR</b>	<b>(6:40p)</b>
4A. Warrant List for November 10, 2009.	<b>Copy</b>
4B. Trust Warrant List for November 10, 2009.	<b>Copy</b>
4C. Minutes of March 4, 2009 Joint North Fillmore Neighborhood Committee Meeting.	<b>Copy</b>
4D. Minutes of March 4, 2009 Special Meeting.	<b>Copy</b>
4E. Minutes of October 21, 2009 Special Meeting.	<b>Copy</b>
4F. Renewal of Contract with Planning and Entitlement Services for Contract Planner.	<b>Memo</b>
4G. Setting of City Council Meeting Date Schedule for 2010.	<b>Memo</b>

- 4H. Southwest Business Park Public Infrastructure: Termination of DRC, Inc. Engineering Contract and Approval of Lund & Associates Engineering Contract. **Memo**
- 4I. Approval of Amendment #3 to the Countywide Stormwater NPDES Implementation Agreement. **Memo**
- 5. PRESENTATIONS (6:50p)**
  - 5A. Proclamation Honoring North Fillmore Storefront Volunteers **Proc.**
  - 5B. Presentation by Faith Lugo, Community Member, to thank City & Council for support of Relay For Life **Pres.**
- 6. CLOSED SESSION (7:05p)**
  - 6A. Conference with Legal Counsel – Existing Litigation (Subdivision (a) of Section 54956.9). Name of Case: Dylan Snow v. City of Fillmore; Ventura County Superior Court; Case No. 56-2009-00355239-CU-BC-VTA.
- 7. CITY COUNCIL PUBLIC HEARINGS (7:45p)**  
**Community Development Director** **Memo**
  - 7A. Notice of Intention to Lien property located at 344 D Street.
- 8. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY PUBLIC HEARINGS (8:15p)**  
**Community Development Director** **Memo**
  - 8A. Modification #1 to TTR 5591 and DP 05-07, (Cabrillo Economic Development Corp.) proposed revision to condition of Approval S4 to allow collection of in lieu fee for underground utilities.
- 9. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY BUSINESS ITEMS – None.**
- 10. CITY COUNCIL BUSINESS ITEMS (8:45p)**  
**Deputy City Manager** **Memo**
  - 10A. Authorization to issue RFP for Equestrian Center Concession.  
**Public Works Director** **(9:15p) Memo**
  - 10B. Authorization to proceed with Canary Pond construction at the Water Recycling Plant.  
**City Manager** **(9:25p) Memo**
  - 10C. Authorization to issue RFP for City auditing services.
- 11. CITY COUNCIL REPORTS, DISCUSSION AND APPOINTMENTS (9:45p)**
  - 11A. Direction to Staff to Report Back to the Council at a Subsequent Meeting. **Oral**
  - 11B. City Council Member Travel Requests / Travel Reports. **Oral**
  - 11C. Brief Reports from Council and City Staff on Activities. **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. CLOSED SESSION**

**(10:00p)**

12A. Conference with Legal Counsel – Anticipated Litigation; Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: (1 Potential Case).

**13. ADJOURNMENT** – City Council adjourns to a Regular Meeting, set for Tuesday, November 24, 2009 at 6:30 p.m. at Fillmore City Hall, 250 Central Avenue, Fillmore, California.

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.