

CITY OF FILLMORE
CITY COUNCIL
&
SUCCESSOR AGENCY

JOINT MEETING WITH
CITY OF FILLMORE PLANNING COMMISSION

AGENDA



**TUESDAY, SEPTEMBER 8, 2015
6:30 P.M.**

FILLMORE CITY HALL
CENTRAL PARK PLAZA
250 CENTRAL AVENUE
FILLMORE, CALIFORNIA 93015-1907
(805) 524-3701 ♦ www.fillmoreca.com

WELCOME TO THE CITY OF ILLMORE CITY COUNCIL MEETING! Your participation at this public meeting is valued and appreciated. Please note the City Council and Successor Agency convene concurrently.

Agenda/Packet: The Agenda/Packet is available for review at Fillmore City Hall and online at www.fillmoreca.com/cityhall/agendas 72 hours before the scheduled meeting (but generally available the Thursday prior to the scheduled Tuesday meeting). Materials related to an item on this agenda submitted to the City Council/Successor Agency after distribution of the agenda packet are available for public inspection in the City Clerk's Office during regular business hours and on the City's website subject to staff's ability post the documents before the meeting.

Americans with Disabilities Act: In compliance with the ADA, if you need special assistance to participate in this meeting or other services in conjunction with this meeting, please contact the City Clerk's Office 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)

Audible Devices: Please ensure all audible devices (pagers, telephones, etc.) are off or otherwise not audible when the City Council/SA is in session. Thank you.

Challenging City Council/Successor Agency Decisions: Any legal action by an applicant seeking to obtain a judicial review of the City Council/Successor Agency's decision on a hearing or issue listed on this Agenda may be subject to the 90-day filing period of, and governed by, Code of Civil Procedure § 1094.6. Additionally, if you challenge the actions of the City Council/Successor Agency 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/Successor Agency at, or prior to, the public hearing pursuant to California Government Code § 65009.

Consent Calendar: Items listed on the Consent Calendar are considered to be routine in nature, not discussed individually, and are normally approved by one motion. If a Councilmember or member of the public wishes to comment on a particular item, that item shall be removed for separate action.

No New Business will be considered by the City Council/Successor Agency **after 11:30 p.m.** unless a majority of the legislative body determines to continue.

Public Input: If you wish to address the Council/Successor Agency regarding an item listed **on this agenda**, please complete and submit an Audience Participation Form to the City Clerk prior to consideration of that agenda item. Public Comments is the time for presentations/comments **not on this agenda** but within the subject-matter jurisdiction of the City Council/Successor Agency. Please complete and submit an Audience Participation Form to the City Clerk prior to the beginning of Public Comments. Pursuant to California Government Code/Brown Act, the City Council/Successor Agency ordinarily cannot take action on any item that is not listed on the agenda. As a result, matters identified during Public Comment will be referred to staff for follow-up or considered on a future agenda. In accordance with Resolution No. 09-3175, speakers are provided five (5) minutes for items listed on the agenda and no more than five (5) minutes to speak during Public Comments. Please stay within the time allotment indicated by the Mayor.

Replay Schedule: City Council/SA meetings will be re-broadcast on Channel 10 daily at 6:00 p.m.

**FILLMORE CITY COUNCIL & SUCCESSOR AGENCY
JOINT MEETING WITH CITY OF FILLMORE PLANNING COMMISSION AGENDA
TUESDAY, September 8, 2015 – 6:30 P.M.
COUNCIL CHAMBERS – CITY HALL**

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Roll Call:** Council/Successor Agency Members Rick Neal, Manuel Minjares, Carrie Broggie, Vice Chair/Mayor Pro Tem Diane McCall and Chair/Mayor Douglas Tucker
Planning Commission – Chair Tim Holmgren, Commissioners Jayme Laber, Christopher Hoy, Robert Smith and Albert Mendez.
4. **Approval of Agenda**
5. **Public Comments**
6. **Joint City Council/Planning Commission Business Items**
 - A. Review/Present Accomplishments and Goals
7. **Adjournment** – City of Fillmore Planning Commission adjourns to its next meeting being held September 30, 2015, at 6:30 p.m. in the Council Chambers.
8. **Presentations and Announcements (Fillmore City Council and Successor Agency)**
 - A. [Presentation – Active Adult Center](#)
 - B. Proclamation – International Day of Peace – Fillmore Lions Club
9. **Consent Calendar**

Recommendation for Item A. through C. is to Approve by voice vote.

 - A. Move that all ordinances presented tonight be read by title only and that all further reading be waived.
 - B. [City Warrant List for SEPTEMBER 8, 2015.](#)
 - C. [Successor Agency Warrant List for SEPTEMBER 8, 2015.](#)
10. **Successor Agency**
 - A. [Adoption of Resolution 15-3489 Approving the Refunding of the Former Redevelopment Agency's 2005 Tax Allocation Loan and 2006 Tax Allocation Bonds and Authorizing the Execution and Delivery of Legal Documents in Connection with the Refunding](#)

Adoption of Resolution 15-3495 Approving the Escrow Agreement In Connection with the Fillmore Public Financing Authority's 2005 Revenue Bonds

Recommendation:

It is recommended that the City Council/Successor Agency:

- 1) *Adopt Resolution 15-3489 approving the refunding of the former redevelopment Agency's 2005 tax allocation Loan and 2006 Tax Allocation Bonds and authorizing the execution and delivery of various legal documents (i.e., the Indenture, Escrow Agreements, Bond Purchase Agreement, and Continuing Disclosure Agreement/Certificate) in connection with the refunding in a form approved by bond counsel.*

The following alternatives are available to the city Council/Successor Agency/Fillmore Public Financing Authority:

- 2) *Do not approve Resolution 15-3489.*
- 3) *Provide other direction to staff.*

It is recommended that the Fillmore Public Financing Authority:

- 4) *Adopt Resolution 15-3495 approving the escrow agreement in connection with the refunding of the 2005 Bonds.*

The following alternatives are available to the Fillmore Public Financing Authority:

- 5) *Do not approve Resolution 15-3495.*
- 6) *Provide other direction to staff.*

11. New Business

A. [Request for Adoption of Specification No. 2015-01 For Well No. 9 Production Testing](#)

Recommendation: 1) Adopt Specification No. 2015-01 for the Well No. 9 Production Testing and authorize staff to initiate a formal public bid process for the work contained within the specification document.

B. [Approval of Contract #1100 with Willdan Financial Services to Conduct a Proposition 218 Process for Identified Landscape and Lighting and Storm Drain Districts Operating in a Deficit](#)

Recommendation: 1) Approve the (A) contract with Willdan Financial Services and (B) the requested budget adjustment; or in the alternative 2) Not approve the contract with Willdan Financial Services and budget adjustment; or 3) Provide other direction to staff.

12. Committee, Commission, and Board Reports

13. City Council Reports, Recommendations, and Comments

- A. City council member Brief Reports
- B. Any Councilmember May Propose Items for Placement on Future Agenda

14. **City Manager**

- A. [City Manager's Report](#)

15. **Closed Session**

- A. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** - The City Council will conduct a closed session, pursuant to Government Code section 54956.9(d)(1), to confer with legal counsel regarding litigation to which the City is a party. The title of such litigation is as follows: City of Fillmore vs. Ramon M. Becerra and Trinidad C. Becerra et al; Case Number CIV245419; County of Ventura – Oxnard Division Superior Court.

- B. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** – The City Council will conduct a closed session, pursuant to Government Code section 54956.9(d)(1), to confer with legal counsel regarding litigation to which the City is a party. The title of such litigation is as follows: Fillmore Senior Center, Inc. vs. City of Fillmore, et al.; Case Number 56-2015-00466382-CU-BC-VTA; Superior Court of California County of Ventura.

- C. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.**
The City Council will conduct a closed session, pursuant to Government Code sections 54956.9(d)(2) and (d)(3), because there is significant exposure to litigation in one case.

16. **Adjournment:** Mayor adjourns this meeting to the next City Council and Joint Planning Commission meeting scheduled for September 22, 2015 at 6:30 p.m. at City Hall, 250 Central Avenue.

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