

**CITY OF FILLMORE
CITY COUNCIL
&
SUCCESSOR AGENCY**

AGENDA



REGULAR MEETING

**TUESDAY, MARCH 10, 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 FILLMORE 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
REGULAR MEETING AGENDA
TUESDAY, March 10, 2015 – 6:30 P.M.
COUNCIL CHAMBERS – CITY HALL**

1. Call to Order

2. Pledge of Allegiance

3. Roll Call: Council/Successor Agency Members Manuel Minjares, Rick Neal, Carrie Broggie, Vice Chair/Mayor Pro Tem Diane McCall and Chair/Mayor Douglas Tucker

4. Approval of Agenda

5. Presentations and Announcements

A. Presentation – City of Fillmore Mobile Application – Mike Pettit, Ventura County IT Service

6. Public Comments

7. Consent Calendar

Recommendation for Item A. through F. 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 MARCH 10, 2015.](#)

C. [Successor Agency Warrant List for MARCH 10, 2015.](#)

D. [City Council and Successor Agency Minutes for JANUARY 13, 2015.](#)

E. [City Council and Successor Agency Minutes for FEBRUARY 24, 2015.](#)

F. [City Council Establish an Active Adult Commission, and Adopt Ordinance Adding Fillmore Municipal Code Chapter 2.34 to Establish an Active Adult Commission.](#)

8. New Business

A. [Adoption of Resolution 15-3456 Approving and Authorizing the Execution of that Certain Deposit and Reimbursement Agreement with Hearthstone Homes, Inc., Appointing Consultants, and Making Certain Findings and Determinations in Connection Therewith.](#)

Recommendation: Adopt Resolution 15-3456.

B. [Approval of contract with Rogers, Anderson, Malody & Scott, LLP, Certified Public Accountants, to provide auditing and financial statement preparation services.](#)

Recommendation: 1) Approve the contract for a two year period and option for an additional two years with Rogers, Anderson, Malody & Scott, LLP, CPA firm for audit and financial statement preparation services; or in the alternative 2) Do not approve contact with Rogers, Anderson, Malody & Scott, LLP; or 3) Provide other direction to staff.

C. [Mid-Year Financial Report for FY 2014-15, Approval of Supplemental Budget Requests, and Review of the Mid-Year Accomplishments.](#)

Recommendation: 1) Approve a modification to the FY 2014-15 General Fund and Sewer Fund budget in the amount of \$469,000. (Attachment B); and 2) Receive and file this report; or in the alternative 3) Approve a modification to the FY 2014-15 Budget for a different amount; or 4) Not approve a modification to the FY 2014-15 Budget; or 5) Provide other direction to staff.

D. [Authorization of Replacement of the Fire Department Rescue Vehicle](#)

Recommendation: It is recommended that the City Council authorize the purchase of a Fire Department replacement rescue vehicle in the amount of \$204,216 effective July 1, 2015 utilizing a combination of Federal Community Development Block Grant Funds and previously appropriated city General Funds; or in the alternative 1) Do not authorize the purchase of a Fire Department replacement rescue vehicle in the amount of \$204,216 effective July 1, 2015 utilizing a combination of Federal Community Development Block Grant Funds and previously appropriated city General Funds; or 2) Provide other direction to staff.

9. **Committee, Commission, and Board Reports**

10. **City Council Reports, Recommendations, and Comments**

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

11. **City Manager**

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

12. **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 Labor Negotiator** – The City Council will conduct a closed session, pursuant to Government Code section 54957.6, with the city manager, the City's negotiator, regarding labor negotiations with an unrepresented employee, the city attorney.

13. **Adjournment:** Mayor adjourns this meeting to the next City Council meeting scheduled for March 24, 2015 at 6:30 p.m. at City Hall, 250 Central Avenue.

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