

CITY OF FILLMORE
CITY COUNCIL
&
SUCCESSOR AGENCY

AGENDA



REGULAR MEETING

**TUESDAY, AUGUST 12, 2014
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 to 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 534-3701. 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, AUGUST 12, 2014 - 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, Diane McCall, Steven Conaway, Vice Chair/Mayor Pro Tem Douglas Tucker and Chair/Mayor Manuel Minjares

4. **Approval of Agenda**

5. **Presentations and Announcements**

A. Spears Manufacturing Company – Proclamation

6. **Public Comments**

7. **Consent Calendar**

Recommendation for Item A. through H. 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 AUGUST 12, 2014.](#)
- C. [Successor Agency Warrant List for AUGUST 12, 2014.](#)
- D. [Monthly Investment Report for MAY 2014.](#)
- E. [Monthly Investment Report for JUNE 2014.](#)
- F. [City Council and Successor Agency Minutes for JULY 8, 2014.](#)
- G. [Special City Council and Successor Agency Minutes for JULY 10, 2014.](#)
- H. [Notice of Completion for AC Overlay Project – PW 14-01.](#)

8. **New Business**

- A. [City Council Consider Reducing Vehicle/Trailer Storage Fee at the Fillmore Equestrian Center.](#)

Recommendation: 1) Establish a \$30 monthly trailer fee effective September 1, 2014; 2) Any trailer stored at the FEC must be registered and belong to the Boarder; 3) Waive back fees due to lack of communication to Boarders and confusion to pay vehicle fees as they were not historically charged; Alternatives: 1) Establish a different trailer fee; 2) Do not reduce the trailer fee; 3) Direct staff to conduct additional research.

- B. [Adoption of Resolution 14-3440 Authorizing the Filing of a Claim for Transportation Development Act \(TDA\) Funds for FY 2014-15 and Approval of Budget Modification.](#)

Recommendation: 1) Adopt the attached Resolution No. 14-3440 authorizing the City Manager to file a claim with the Ventura County Transportation Commission for allocation of Transportation Development Act Funds for Fiscal Year 2014-15; and 2) Approve the attached Budget Adjustment to recognize the actual TDA funding for the FY 2014-15 budget; or the following alternatives are available to the City Council: 3) Do not adopt Resolution 14-3440; 4) Do not approve the attached Budget Adjustment to recognize the additional TDA funding; 5) Provide other direction to staff.

C. [Consideration to Authorization Partial Payment for Payment Request No. 2 to Hearthstone Multi-Asset Entity C, L.P. Relating to Expenditures for Community Facilities District \(CFD\) No. 5.](#)

Recommendation: 1) Authorize the payment of Payment Request No. 2 from Hearthstone Multi-Asset Entity C, L.P. in the amount of \$300,000; 2) Approve the attached Budget Adjustment to reflect the requested payment in the FY 2014-15 Budget; or the following alternatives are available to the City Council: 3) Do not approve the payment request and corresponding budget adjustment; 4) Provide other direction to staff.

D. [Adopt Regulations Approved by the State Water Resources Control Board](#)

Recommendation: Staff recommends city council limit the outdoor irrigation of ornamental landscapes or turf with potable water provided from the City's water system be limited to no more than two (2) days per week throughout the duration of the Drought State of Emergency; or Provide staff with further direction.

E. [Request to enter into a contract with Willdan & Associates for Mountain View St. and Hwy 126 traffic signal design, construction management and permits.](#)

Recommendation: Direct the City Manager to enter into a contract with Willdan per the attached proposal not to exceed \$100,730.00.

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

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

A. City Councilmember Travel Requests/Brief Reports

B. Any Councilmember May Propose Items for Placement on Future Agenda

11. **City Manager**

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

12. **Closed Sessions**

A. CONFERENCE WITH LABOR NEGOTIATOR – The City Council will conduct a closed session, pursuant to Government Code Section 54957.6, with the City Attorney and Mayor, the City's negotiators, regarding labor negotiations with an unrepresented employee, the City Manager.

B. 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.

C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.
The City Council will conduct a closed session, pursuant to Government Code sections 54956.9(d)(4), because the City is considering whether to initiate litigation in thirty-five (35) cases.

13. **Adjournment:** Mayor adjourns this meeting to the next City Council meeting scheduled for August 26, 2014 at 6:30 p.m. at City Hall, 250 Central Avenue.

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Agenda Posted: August 8, 2014, 6:00 p.m.