

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

AGENDA



REGULAR MEETING

**TUESDAY, AUGUST 25, 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, August 25, 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
4. **Approval of Agenda**
5. **Presentations and Announcements**
 - A. Presentation – Crime Report
6. **Public Comments**
7. **Consent Calendar**

Recommendation for Item A. through I. 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 25, 2015.](#)
 - C. [Successor Agency Warrant List for AUGUST 25, 2015.](#)
 - D. [Monthly Investment Report for JULY 2015.](#)
 - E. [City Council and Successor Agency Minutes for AUGUST 5, 2015.](#)
 - F. [A Report to the City Council regarding the emergency repairs for Well #5 and a request that the city council determine that the emergency has concluded consistent with California Public Contract Code Sections 22050.](#)
 - G. [Approve Second Reading of the Ordinance Enacting Expediting Permitting Procedures for Small Residential Rooftop Solar Energy Systems and FMC Chapter 5.45.](#)
 - H. [Adopt Senior Planner Job Description](#)
 - I. [Adoption of Resolution 15-3492 Amending Resolution No. 15-3479 Fixing the Compensation, Benefits, and other Terms and Conditions of Employment of Non-Represented Management/Mid-Management and Part Time Employees of the City of Fillmore to Update Salary Schedule T](#)
8. **Successor Agency**
 - A. [Recognized Obligation Payment Schedule \(ROPS\) 15-16B for the Period January 1, 2016 through June 30, 2016](#)

Recommendation: 1) Approve submission of the Recognized Obligation Payment Schedule (ROPS) 15-16b for the period January 1, 2016 through June 30, 2016, to the Fillmore Oversight Board for Approval in advance of submission to the State Department of Finance, and authorize the Agency Executive Director or his designee to take all necessary actions with respect thereto on behalf of the Successor Agency; or in the

alternative 2) Approve submission of the Recognized Obligation Payment Schedule (ROPS) 15-16b to the Fillmore Oversight Board with changes; or 3) Provide other direction to staff.

9. New Business

A. [Five-Year Capital Improvement Program – Fiscal Years 2015-16 to 2019-20](#)

Recommendation: 1) Adopt Resolution No. 15-3490 approving the Five-Year Capital Improvement Program; or in the alternative 2) Adopt Resolution No. 15-3490 approving the Five-Year Capital Improvement Program with changes; 3) Do not adopt Resolution No. 15-3490 approving the Five-Year Capital Improvement Program; or 4) Provide other direction to staff.

B. [Provide Direction and Receive Report on the Establishment of a Residential Property Pre-Sale Inspection Program](#)

Recommendation:

1. *That the City Council provide staff input on the proposed process and direct staff to move forward with the establishment of pre-sale inspection program and by preparing an ordinance to add this program to the FMC and to prepare a resolution establishing a fee for the program. Input is requested on the following items:*
 - A. *How long should an inspection report be valid?*
 - B. *Should violation of this section be an infraction, misdemeanor or a wobbler (a misdemeanor that can be reduced to an infraction)?*
2. *Discuss and provide direction on whether the program should include an inspection of rental properties every other year.*
3. *Do not move forward with a pre-sale inspection program.*
4. *Direct staff to meet with local real estate brokers to obtain feedback and present those findings to City Council.*

C. [Adoption of Resolution 15-3488 Approving the issuance of 2015 Special Tax Revenue Bonds for City of Fillmore Community Facilities District No. 5 \(Heritage Valley Parks\) Improvement Area A, and Approving the Related Bond Purchase and Fiscal Agent Agreements](#)

Recommendation: 1) Adopt Resolution 15-3488 to authorize the issuance of Special Tax Revenue Bonds for the City of Fillmore Community Facilities District No. 5 Improvement Area A, and approve the associated Bond Purchase and Fiscal Agent agreements in a form approved by bond counsel; or in the alternative; 2) Not approve Resolution 15-3488 to issue Special Tax Revenue Bonds for the City of Fillmore Community Facilities District No. 5 Improvement Area A, and not approve the associated Bond Purchase and Fiscal Agent agreements; and/or 3) Provide other direction to staff.

10. Committee, Commission, and Board Reports

11. City Council Reports, Recommendations, and Comments

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

12. City Manager

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

13. Adjournment: Mayor adjourns this meeting to the next City Council and Joint Planning Commission meeting scheduled for September 8, 2015 at 6:30 p.m. at City Hall, 250 Central Avenue.

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Agenda Posted: August 20, 2015, 5:00 p.m.