

**CITY OF FILLMORE
CITY COUNCIL, SUCCESSOR AGENCY
&
FILLMORE PUBLIC FINANCING AUTHORITY**

AGENDA



**TUESDAY, SEPTEMBER 22, 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 & FILLMORE
PUBLIC FINANCING AUTHORITY
TUESDAY, SEPTEMBER 22, 2015 – 6:30 P.M.
COUNCIL CHAMBERS – CITY HALL**

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Roll Call:** Council/Successor Agency/Fillmore Public Financing Authority Members Rick Neal, Manuel Minjares, Carrie Broggie, Vice Chair/Mayor Pro Tem Diane McCall and Chair/Mayor Douglas Tucker
4. **Approval of Agenda**
5. **Public Comments**
6. **Consent Calendar**

Recommendation for Item A. through G. 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 22, 2015.](#)
 - C. Successor Agency Warrant List for SEPTEMBER 22, 2015.
 - D. [Monthly Investment Report for AUGUST 2015.](#)
 - E. [City Council and Successor Agency Minutes for AUGUST 11, 2015.](#)
 - F. [City Council and Successor Agency Minutes for AUGUST 25, 2015.](#)
 - G. [Fillmore Public Financing Authority Item – Adoption of Resolution 15-3495 Approving the Escrow Agreement in Connection with the Refinancing of the Fillmore Public Financing Authority’s 2005 Revenue Bonds](#)
7. **Old Business**
 - A. [Receive Report and Provide Direction on the Proposed Establishment of a Residential Property Pre-Sale/Humane Living Standards Inspection Program](#)

Recommendation:

It is recommended that the City Council:

- 1) *Direct staff to prepare an ordinance to adopt the Pre-Sale/Humane Living Standards Inspection program and create an amnesty program to waive permit fees during the first year of the program. Staff recommends starting the program January 1, 2016. All home sellers would need to complete a property survey which will be made available on the city website. If the seller responds yes to any questions the City will do an inspection and waive the permit fees. After one year city staff will provide a report to the City Council on the number of permits issued due to the program; or 2) City Council provide staff input on*

the proposed process and direct staff, if desired, to move forward with the establishment of a pre-sale/humane living standards inspection program requiring a building records search. This would include the preparation of an ordinance to add this program to the Fillmore Municipal Code and the preparation of 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)?

C- Should the inspection program included only violations for garage conversions and illegal room additions and subdivisions?

D- Should there be penalties to the program?

E- Should the inspection program be called – Humane Living Standards Inspection?

3) Discuss and provide direction on whether the program should include an inspection of rental properties. Staff does not recommend this option;

Alternatives:

4) Do not move forward with a pre-sale inspection program; or 5) Direct staff to meet with local real estate brokers to obtain feedback and present those findings to Council.

8. New Business

- A. [Consider authorizing the Mayor to Execute a New Franchise Agreement for Solid Waste Handling Services between City of Fillmore and Santa Clara Valley Disposal.](#)

Recommendation: 1) Authorize Mayor to execute a new franchise agreement for solid waste handling service with Santa Clara Valley Disposal, in a form approved by the City Attorney; or 2) Do not authorize Mayor to execute a new franchise agreement for solid waste handling services with Santa Clara Valley Disposal; or 3) Provide additional direction to staff.

- B. [Approve the Execution of a Contract with Granicus, Inc. to Perform Live Video Streaming and Agenda Management Services for the City.](#)

Recommendation: 1) Authorize the Mayor to execute a contract with Granicus Inc., in a form approved by the City Attorney, to perform live video streaming and agenda management services for a period not to exceed three years; or 2) Do not approve the Contract with Granicus, Inc.; or 3) Provide other direction to staff.

- C. [Provide Direction and Receive Report on the Establishment of an Amphitheater.](#)

Recommendation: 1) City Council provide staff input on the proposed site and design of an amphitheater; A) Where should the amphitheater be located; B) Should staff compile various designs for City Council to review and provide direction; or 2) Do not move forward with an amphitheater; or 3) Direct staff to meet with local cities to discuss their amphitheater usage and design.

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.

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

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