

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

AGENDA



**TUESDAY, OCTOBER 13, 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 & FILLMORE
PUBLIC FINANCING AUTHORITY
TUESDAY, OCTOBER 13, 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. Presentations and Announcements

- A. Presentation – The Retail Coach Update – Aaron Farmer

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 OCTOBER 13, 2015.](#)

C. [Successor Agency Warrant List for OCTOBER 13, 2015.](#)

D. [City Council, Successor Agency and Joint Planning Commission Minutes for SEPTEMBER 8, 2015.](#)

E. [City Council, Successor Agency and Fillmore Public Financing Authority Minutes for SEPTEMBER 22, 2015.](#)

F. [Terminating Agreement for Bond Counsel Services between the City of Fillmore and Quint & Thimmig LLP.](#)

G. [Discussion and Adoption of Proposed 2016 City Council Meeting Schedule.](#)

H. [City of Fillmore v. Ramon M. Becerra and Trinidad C. Becerra, et al. Ventura County Superior Court Case No. CIV 245419](#)

8. New Business

- A. [Approval of Contract with Willdan Financial Services to Conduct a Proposition 218 Process for the Water and Sewer Utility Rates](#)

Recommendation: 1) Approve the contract with Willdan Financial Services and 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.

- B. [Active Adult Center – Health Fair / Other Programs Update](#)

Recommendation: 1) Receive and File Report.

C. [Receive Report and Provide Direction Regarding Preparations for El Nino and Disaster Coordinator Position](#)

Recommendation: 1) Receive and file report and provide direction on Disaster Coordinator position and any direction necessary for further preparedness for El Nino.

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: CalFuel, BOE Case No. 486732, Southwest Jet Fuel BOE Case No. 486732 v. City of Fillmore, Los Angeles County 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.

13. **Adjournment:** Mayor adjourns this meeting to the next City Council meeting scheduled for October 27, 2015 at 6:30 p.m. at City Hall, 250 Central Avenue.

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