

CITY OF FILLMORE  
CITY COUNCIL  
&  
SUCCESSOR AGENCY

**AGENDA**



**REGULAR MEETING**

**TUESDAY, DECEMBER 9, 2014  
6:30 P.M.**

FILLMORE CITY HALL  
CENTRAL PARK PLAZA  
250 CENTRAL AVENUE  
FILLMORE, CALIFORNIA 93015-1907  
(805) 524-3701 ♦ [www.fillmoreca.com](http://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](http://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, December 9, 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. Presentation – Southern California Edison Grant to Fillmore Firefighter Foundation
- B. Presentation – Chief Dave Wareham Update on Downtown Parking

**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 DECEMBER 9, 2014.](#)
- C. [Successor Agency Warrant List for DECEMBER 9, 2014.](#)
- D. [Monthly Investment Report for OCTOBER 2014.](#)
- E. [City Council and Successor Agency Minutes for NOVEMBER 18, 2014.](#)
- F. [Adoption of City Council Resolution No. 14-3447, Reciting the Fact of the General and Special Municipal Election held in Said City on November 4, 2014, Declaring the Result Thereof and Such Other Matters as are Provided by Law.](#)

**8. New Business**

- A. Oath of Office and Presentation of Certificates of Election  
*The City Clerk will administer the oath of office to Councilmember-elect Diane McCall and Councilmember-elect Carrie Broggie. New Council will then be seated.*

**A brief recess will be called for a reception in the lobby.**

- B. [Discussion and Adoption of Proposed 2015 City Council Meeting Schedule.](#)

*Recommendation: Adopt the proposed 2015 City Council Meeting Schedule or provide additional direction to staff.*

C. [Information Technology Equipment Replacement and System Upgrade Presentation](#)

*Recommendation: 1) Staff recommends that the City Council/Successor Agency Board receive and file presentation and provide comments to staff.*

D. [Fillmore Senior Center Inc. Request to have Bingo and other Fees](#) Waived

*Recommendation: For the reasons listed in the fiscal impact section of this report staff recommends city council not to waive the fees for the above or future uses. The fees to collected total \$2,350; or in the alternative 1) Waive all of the fees for the FSCI outlined above \$2,350, 2) Waive the per day fees (\$700) outlined above and not waive the BINGO fees (\$675) from July 1 – December 5, 2014; 3) Waive the BINGO fees (\$675) and not the per day fees (\$700) from July 1 and December 5, 2014, or 4) Waive all the fees for the FSCI between July 1 and December 5, 2014 and not waive fees from December 6, 2014 – June 20, 2015.*

E. [Continued Public Hearing: Conditional Use Permit 14-05; Beer and Wine, Public Convenience and Necessity](#)

*Recommendation: Adopt City Council Resolution 14-3445 approving Conditional Use Permit 14-05 permitting off sale of beer and wine to building A3, Dollar General, subject to Conditions of Approval.*

F. [Approval of Remedial Grading Agreement for Suncal Tract-5422](#)

*Recommendation: The City Engineer recommends that the City Council authorize the Mayor to sign the attached Remedial Grading Agreement after the City Attorney has signed the Agreement and the City's Risk Manager has reviewed and approved the bonds and insurance documents; or in the alternative Do nothing and risk the developer walking away from the project due to inordinate time delays associated with sequential permitting of the tract.*

G. [Request the city enter into a contract with Rosenow Spevacek Group, Inc, not to exceed \\$32,820 to prepare an amendment to the business Park Master Plan Appendix B.](#)

*Recommendation: Direct the City Manager to enter into a contract with Rosenow Spevack Group, Inc., per the attached proposal not to exceed \$32,820, in a form approved by the City Attorney's office.*

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 – No Items**

13. **Adjournment:** Mayor adjourns this meeting to the Special City Council meeting scheduled for December 16, 2014 at 6:30 p.m. at City Hall, 250 Central Avenue.

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Agenda Posted: December 4, 2014, 5:00 p.m.