

**FILLMORE CITY COUNCIL  
TUESDAY, NOVEMBER 25, 2008**

**REGULAR MEETING  
CITY COUNCIL CHAMBERS  
6:30 P.M.**

**FILLMORE CITY HALL  
CENTRAL PARK PLAZA  
250 CENTRAL AVENUE  
FILLMORE, CALIFORNIA 93015-1907**

**AGENDA**

**IF YOU WISH TO SPEAK:** Oral Communications is the time for citizen presentations or comments on items **not on the agenda**, but within the responsibility of the City Council. Please complete an Audience Participation Form prior to the beginning of oral communications and hand it to the clerk if you wish to speak. Please stay within the time limit indicated by the Mayor. If you wish to speak on an item **on this agenda**, please fill out an Audience Participation Form and hand it to the clerk prior to that item.

**AUDIBLE DEVICES:** Please ensure all audible devices (pagers, telephones, etc.) are off or otherwise not audible when the Council is in session. Thank you.

**AGENDA TIMES:** Please note the time listed for each agenda item is the **suggested/estimated time for that item to begin**. Items may be heard earlier or later than the listed time. The estimation includes providing an occasional 10-minute break. No new business will be considered by the City Council **after 11:30 p.m.** unless a majority of the Council determines to continue.

**MEMORANDUMS:** Memorandums relating to agenda items are on file in the Administrative Assistant's Office. If you have questions regarding the agenda you may call City Hall at (805) 524-3701 or come to City Hall for information. Materials related to an item on this agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the Administrative Assistant's office at City Hall during normal business hours. Such documents are also available on the City of Fillmore's website at [www.fillmoreca.com](http://www.fillmoreca.com) subject to staff's ability to post the documents before the meeting.

**City Council and Redevelopment Agency Agendas are posted on the Web at: [www.fillmoreca.com/cityhall/agendas](http://www.fillmoreca.com/cityhall/agendas)**

<b><u>ITEM</u></b>	<b><u>REFERENCE**</u></b>
<b>1. CALL TO ORDER &amp; PLEDGE OF ALLEGIANCE</b>	<b>Oral</b>
<b>2. APPROVAL OF AGENDA</b>	<b>Oral</b>
<b>3. ORAL COMMUNICATIONS</b> Oral Communications is the time for citizen presentations or comments on items <b>not on the agenda</b> , but within the responsibility of the City Council. Please complete an Audience Participation Form prior to the beginning of oral communications and hand it to the clerk if you wish to speak. Please stay within the time limit indicated by the Mayor. If you wish to speak on an item <b>on this agenda</b> , please fill out an Audience Participation Form and hand it to the clerk prior to that item.	<b>Oral</b>
<b>4. CITY COUNCIL CONSENT CALENDAR</b>	<b>(7:00p)</b>
4A. Warrant List for November 25, 2008.	<b>Copy</b>
4B. Trust Warrant List for November 25, 2008.	<b>Copy</b>
4C. Minutes of October 14, 2008 Regular City Council Meeting.	<b>Copy</b>
4D. City of Fillmore State Controllers Annual City Report for Fiscal Year 2007-08.	<b>Memo</b>
4E. Adopt <u>City Council Resolution No. 08-3165</u> : Amending the Conflict of Interest Code.	<b>Memo</b>

**5. PRESENTATIONS – None.**

**6. CITY COUNCIL PUBLIC HEARINGS**

**Finance Director**

6A. Open/Continue Public Hearing on Formation of Community Facilities District #8 (Fillmore Business Park). To be continued to February 10, 2009. **Oral (7:10p)**

**Community Development Director**

6B. Public Hearing: Appeal of Planning Commission Decision to Deny Modification of Development Permit 07-08 and Conditional Use Permit 07-10, 1515 Ventura Street./City Council Resolutions Nos. 08-3170, 08-3171. **Memo/ (7:15p)**

**7. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY PUBLIC HEARINGS – None.**

**8. JOINT CITY COUNCIL/REDEVELOPMENT AGENCY BUSINESS ITEMS – None.**

**9. CITY COUNCIL BUSINESS ITEMS**

**Community Development Director**

9A. Second Reading and Adoption of Ordinance No. 08-812: Amending Sections 6.04.12, 6.04.1203, 6.04.1206 and 6.04.1218 of the City of Fillmore Zoning Ordinance. (“Business Park District”). **Memo (7:45p)**

9B. Request to Begin a Comprehensive Update to the 1994 Zoning Ordinance. **Memo (8:00p)**

**Public Works Director**

9C. Replacement of Water Main in Central Avenue: Sespe Avenue to First Street. **Memo (8:10p)**

9D. Update on Water Recycling Program. **Oral (8:30p)**

9E. Settlement Offer Re: Regional Water Quality Control Board Mandatory Penalties on Wastewater Treatment Plant/Authorize Response Letter. **Memo (8:40p)**

9F. 2008 Potable Water Demand Study. **Memo (9:00p)**

**10. CITY COUNCIL REPORTS, DISCUSSION AND APPOINTMENTS**

10A. Information/Direction to Staff on Legislative Matters and Emerging Issues. **Oral**

10B. City Council Member Travel / Travel Reports. **Oral**

10C. Other Discussion/Information from Mayor, City Council and City Staff. **Oral**

10D. Any Council Member may propose items for placement on a future agenda. **Oral**  
 Members may discuss whether or not an item should be placed on a future agenda and the description of the agenda item. Any direction to the City Manager shall have discretion as to when the item will come back on the Agenda, unless the City Council identifies a specific meeting for the item’s return.

**11. EXECUTIVE SESSION**

- 11A. Conference with Legal Counsel – Existing Litigation [Government Code Section 54956.9] Concerning Finalization of Settlement Agreement, Case No. CIV245419 City of Fillmore vs. Becerra, Et.Al.

**12. ADJOURNMENT** – City Council adjourns to a Regular Meeting, set for Tuesday, December 9, 2008 at 6:30 p.m. at Fillmore City Hall, 250 Central Avenue, Fillmore, California. **(9:30p)**

PLEASE NOTE: If you challenge the actions of the City Council 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 at, or prior to, the public hearing. (Calif. Gov't Code §65009).

Any legal action by an applicant seeking to obtain a judicial review of the City Council's decision on a Hearing listed on this Agenda may be subject to the 90-day filing period of, and governed by, Code of Civil Procedure Section 1094.6

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Administrative Assistant 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)

**City Council Replay Schedule:** City Council meetings will re-broadcast daily at 6 p.m.