

MINUTES
CITY OF CAMARILLO CITY COUNCIL
SPECIAL MEETING
TUESDAY, OCTOBER 20, 2015

CALL TO ORDER/ROLL CALL

Mayor Little called the meeting to order at 6:00 p.m.

Councilmembers Present: Bill Little, Mayor
Mike Morgan, Vice Mayor
Charlotte Craven, Councilmember
Kevin Kildee, Councilmember
Jeanette McDonald, Councilmember

Staff Present: Bruce Feng, City Manager
Ronnie Campbell, Finance Director
Tom Fox, Public Works Director
Dave Klotzle, Public Works Director
Jeffrie Madland, City Clerk
Monica McGrath, Police Department Commander
Dave Norman, Assistant City Manager
Richard Petropulos, Administrative Services Director
Brian Pierik, City Attorney

FLAG SALUTE

Councilmember McDonald led the Pledge of Allegiance to the Flag.

I. AMENDMENTS TO THE AGENDA

Moved Item III A forward.

III. CLOSED SESSION

The City Council recessed to Closed Session at 6:03 p.m. on the following item:

A. Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) Number of Cases: One.

RECESS/RECONVENE/CALL TO ORDER/ROLL CALL

The Mayor reconvened the special meeting of the City Council at 6:44 p.m. with no reportable action from the Closed Session.

II. DEPARTMENTAL

A. Camarillo Springs

City Attorney Pierik provided an update. He stated the parties have been unable to reach a mutually acceptable agreement. The Council previously appropriated \$1.7 million for a project. The plans for the Camarillo Springs Project are complete. The City is processing the plans for the Kane GeoTech (Debris Barrier) Project and they will be complete within the next few days. A Notice Inviting Bids for the Debris Barrier Project was published and bids are due on November 2.

Jim Lingl, on behalf of the Camarillo Springs Common Area Association, thanked the Council for all their efforts to assist the community.

The Council discussed the status of the plans and the estimates for the projects.

City Attorney Pierik stated the City does not own any facilities in Camarillo Springs or the hillside. There are questions that arise as to whether any of these projects would qualify as a Public Works project. Public Contract Code Sections 22035 and 22050 allows for work to proceed on an emergency basis if the governing body determines there is a need for immediate action to address an emergency. There are findings in the agenda report regarding the upcoming El Niño rain conditions and findings in the report from GeoDynamics to support the work on an emergency basis.

Mayor Little suggested moving both projects forward on parallel paths while staff continues to negotiate an agreement with the parties. The City can proceed with whichever path reaches the starting line first.

Councilmember Craven moved, seconded by Vice Mayor Morgan, to authorize staff to continue with the Notice Inviting Bids for the Debris Barrier Project designed by Kane Geotechnical on an emergency basis pursuant to Public Contract Code Sections 22035 and 22050 based upon the following findings:

- A. The emergency is due to the El Niño rain conditions predicted for the upcoming months and the risks described in reports received by the City regarding Camarillo Springs including the report from GeoDynamics to the City dated April 14, 2015, attached to the agenda report of April 22, 2015.
- B. The emergency will not permit a delay resulting from competitive bidding and the requirements that would otherwise apply to a public works project under the Public Contract Code and the action is necessary to respond to the emergency.

City Manager Feng confirmed the notice inviting bids would address all areas of concern on the hillside designated as B1 through O.

Motion carried 5-0.

Councilmember Kildee moved, seconded by Councilmember Craven, to authorize staff to purchase materials for the Debris Barrier Project in an amount not-to-exceed \$400,000.

Motion carried 5-0.

Vice Mayor Morgan moved, seconded by Councilmember McDonald, to authorize staff to issue a Notice Inviting Bids for Camarillo Springs Project on an emergency basis pursuant to Public Contract Code Sections 22035 and 22050 based upon the findings described in the first motion.

City Manager Feng confirmed the notice inviting bids would address all areas of concern on the hillside designated as B1 through O.

Motion carried 5-0.

Councilmember Craven moved, seconded by Councilmember Kildee, to authorize staff to continue to negotiate a project Agreement with the Camarillo Springs

Common Area Association and the property owners above Camarillo Springs.

Motion carried 5-0.

Vice Mayor Morgan moved, seconded by Councilmember McDonald, to authorize the City Engineer to approve and sign the plans for the Debris Barrier Project.

Motion carried 5-0.

Councilmember Kildee moved, seconded by Vice Mayor Morgan, to authorize the City Engineer to approve and sign the plans for the Camarillo Springs Project.

Motion carried 5-0.

Public Works Director Fox reviewed the bid schedule for both projects and noted a special meeting will likely need to be scheduled for the week of November 9 to take further action on this item.

B. Proposed Desalter Plant Project

City Attorney Pierik recommended authorizing two Requests for Proposal for (1) lease of the plant and (2) a facilitator to assist with the management of the project.

Public Works Director Fox explained the City would own the facility but through a lease arrangement it would partner with someone to manage the operations of the plant for the City. City Manager Feng indicated the Groundwater Management Agency wants to know the City is ready to proceed including project management.

Councilmember Kildee moved, seconded by Vice Mayor Morgan, to authorize staff to issue two Requests for Proposal for a proposed desalter plant project for: (1) a lease of the desalter plant and (2) a facilitator to assist in the management of the project.

Motion carried 5-0.

III. CLOSED SESSION (Continued)

The City Council recessed to Closed Session at 7:30 p.m. on the following items:

A. Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) Number of Cases: One.

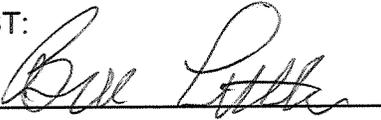
B. Public Employee Performance Evaluations

1. Authority - Government Code Section 54957
2. Titles - City Manager and City Attorney

IV. ADJOURN

The meeting adjourned at 10:00 p.m. with no reportable action from the Closed Session.

ATTEST:



Mayor



City Clerk