

MINUTES OF THE CITY COUNCIL

Thousand Oaks, California

September 26, 2017

1. CALL TO ORDER:

Mayor Claudia Bill-de la Peña called the meeting to order at 6:04 p.m. in Council Chambers, 2100 Thousand Oaks Boulevard, Thousand Oaks, California.

2. PLEDGE OF ALLEGIANCE: Mayor Bill-de la Peña led the pledge of allegiance.

3. ROLL CALL:

Present: Councilmembers Joel Price, Al Adam, Rob McCoy, Andy Fox, and Mayor Claudia Bill-de la Peña.

Also Present: City Manager Andrew P. Powers, City Attorney Tracy Noonan, Acting Assistant City Manager Gary Rogers, City Clerk Cynthia M. Rodriguez, Community Development Director Mark Towne, Library Director Heather Cousin, Cultural Affairs Director Barry McComb, Public Works Director Jay Spurgin, Police Chief Tim Hagel, Fire Chief Theodore Smith, Deputy City Clerk Laura Maguire, Deputy Finance Director Jaime Boscarino, Legislative Manager Mina Layba, Senior Planner Jeffrey Specter, Associate Analyst Nancy Arrieta, Assistant Analyst Sandra Delgado, Senior Video Specialist Richard Swingler, Production Assistant Jaime Cawelti, and Senior Recording Secretary Janis Daly.

4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM: None.

5. SPECIAL PRESENTATIONS: None.

6. PUBLIC COMMENTS:

Karen Gorback, Thousand Oaks; Nick Quidwai, Newbury Park.

13. CITY MANAGER:

- *A. Follow-up items: City Manager Powers deferred to City Attorney Noonan to address sign regulations; City Attorney Noonan indicated the sign ordinance governing temporary signs, which includes political signs, was revised last year; City staff is still looking at permanent sign regulations (Quidwai).

7. CONSENT CALENDAR:

(See Exhibit A for Consent Calendar Listing)

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8. PUBLIC HEARINGS:

- A. Hearing, advertised as required by law, opened to consider: Wastewater and Water Rates presented by Public Works Director Spurgin; City Attorney Noonan and Raftelis Financial Consultants Senior Consultant Kevin Kostiuik responded to questions; Associate Analyst Arrieta available for questions. Additional information supplemental packet.

ORDINANCE ADJUSTING AND SETTING RATES, FEES AND DISCHARGE LIMITS OF CITY WASTEWATER DIVISION (UNCODIFIED)

ORD.NO. 1stReading

ORDINANCE ADJUSTING AND SETTING RATES AND FEES OF CITY WATER DIVISION (UNCODIFIED)

ORD.NO. 1stReading

RESOLUTION ADOPTING WASTEWATER AND WATER UTILITY RATE ASSISTANCE PROGRAM

RES. NO. 2017-046

Speakers: Colleen Bush, Thousand Oaks, con; Nick Quidwai, Newbury Park, pro; AnnMarie, Thousand Oaks, con; Suzanne Duckett, Thousand Oaks, con.

Written Statements: None.

Mayor Bill-de la Peña closed public hearing.

City Clerk Rodriguez announced results as follows:

Proposed Water Rate Increase

16,500 Notices issued

13 valid protests received prior to meeting

42 protests received during meeting pending verification

55 total protests

Insufficient number to constitute a majority protest (8,251 required)

Proposed Wastewater Rate Increase

38,000 Notices issued

16 valid protests received prior to meeting

42 protests received during meeting pending verification

58 total protests

Insufficient number to constitute a majority protest (19,001 required)

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8. PUBLIC HEARINGS: (Continued)

Motion by Councilmember Fox that ordinances adjusting and setting rates and fees of City Wastewater and Water Divisions be read in title only, further readings be waived, and if no objection, introduced (Proposition 218 protest hearings apply); adopt resolution establishing City wastewater and water Utility Rate Assistance Program, criteria and guidelines; approve budget appropriation as outlined in report carried 4-1 by the following vote: Ayes - Price, Adam, Fox, and Bill-de la Peña; No - McCoy.

9. DEPARTMENT REPORTS:

- A. Westside Properties/California Museum of Art Thousand Oaks (CMATO) Lease Amendment presented by Community Development Director Towne; Senior Planner Specter available for questions.

Motion by Councilmember Fox to receive report; direct staff to give notice to CMATO that Exclusive Negotiation Agreement will expire on October 13, 2017 in accordance with its terms; authorize City Manager to negotiate short-term lease terms to include 90-day notification for termination and execute First Amendment to CMATO Lease (Contract No. 10620-2014), carried 5-0 by the following vote: Ayes - Price, Adam, McCoy, Fox, and Bill-de la Peña; Noes - None.

10. COMMITTEE/COMMISSION/BOARD REPORTS: None.

11. CITY COUNCIL AS SUCCESSOR AGENCY TO THOUSAND OAKS REDEVELOPMENT AGENCY REPORTS: None.

12. COUNCIL ISSUES/RECOMMENDATIONS:

- A. Compensation and First Amendment to Employment Agreement for City Manager presented by Acting Assistant City Manager/Human Resources Director Rogers.

RESOLUTION APPROVING COMPENSATION AND FIRST AMENDMENT
TO EMPLOYMENT AGREEMENT FOR CITY MANAGER

RES. NO. 2017-047

Speakers: Nick Quidwai, Newbury Park; AnnMarie, Thousand Oaks.

Motion by Councilmember Fox to adopt resolution approving compensation and first amendment to employment agreement for City Manager (Contract No. 11382-2017), carried 5-0 by the following vote: Ayes - Price, Adam, McCoy, Fox, and Bill-de la Peña; Noes - None.

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12. COUNCIL ISSUES/RECOMMENDATIONS: (Continued)

- B. Compensation and Fourth Amendment to Employment Agreement for City Attorney presented by Acting Assistant City Manager/Human Resources Director Rogers.

RESOLUTION APPROVING COMPENSATION AND FOURTH
AMENDMENT TO EMPLOYMENT AGREEMENT FOR CITY ATTORNEY
RES. NO. 2017-048

Motion by Councilmember Fox to adopt resolution approving compensation and fourth amendment to employment agreement for City Attorney (Contract No. 9799-2012), carried 5-0 by the following vote: Ayes - Price, Adam, McCoy, Fox, and Bill-de la Peña; Noes - None.

- C. Nature Neighbors Public Service Announcement Project presented by Legislative Affairs Manager Layba.

Motion by Councilmember Price to approve production of Nature Neighbors Public Service Announcement Series and airing of series on TOTV, City website, and City social media sites, carried 5-0 by the following vote: Ayes - Price, Adam, McCoy, Fox, and Bill-de la Peña; Noes - None.

- D. Follow-up reports on meetings/conferences attended by Councilmembers.

1. Update on National League of Cities (NLC) Public Safety Crime Prevention Steering Committee (PSCPSC) Meeting, September 6 - 8, 2017 presented by Councilmember Price.

Report received.

2. Update on League of California Cities (LCC) Annual Conference, September 13-15, 2017 presented by Councilmember Price.

Report received.

13. CITY MANAGER: (Continued)

- A. Follow-up items: None.

- B. Announcements and upcoming issues: City Manager Powers reviewed potential topics for the next regularly scheduled City Council meeting October 10, 2017.

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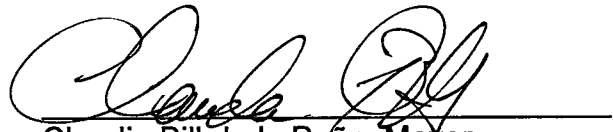
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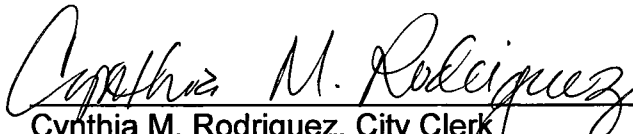
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14. CLOSED SESSIONS REQUESTED: City Council Conference Room 2nd floor. None.
15. PUBLIC NOTICES: None.
16. ADJOURNMENT:

City Council adjourned at 7:52 p.m. to Regular Meeting on Tuesday, October 10, 2017.


Claudia Bill-de la Peña, Mayor
City of Thousand Oaks City Council

Attest:


Cynthia M. Rodriguez, City Clerk
City of Thousand Oaks City Council

AGENDA POSTED: September 21, 2017
MINUTES APPROVED: October 10, 2017

*indicates item taken out of order

EXHIBIT A

7. **CONSENT CALENDAR:**

*RECOMMENDATIONS FOR ITEMS A. THROUGH E. ARE TO APPROVE
RECOMMENDATION FOR ITEM F. IS TO ADOPT*

Motion by Councilmember Price to approve Consent Calendar, carried 5-0 by the following vote: Ayes - Price, Adam, McCoy, Fox, and Bill-de la Peña; Noes - None.

- A. General, Utilities, Golf Course, and Theatres Demands – ratify September 20, 2017; approve September 27, 2017; approve October 4, 2017, subject to review and ratification
- B. Minutes of City Council meeting of September 12, 2017
- C. Additional Appropriation: Intersection Improvements at Avenida De Los Arboles and Big Sky Drive (CI 5525); design, project plans, specifications, and Addendum No. 1; award construction contract in amount of \$113,412 plus contingency of \$17,000 to Granite Construction; budget appropriation of \$135,000 A/C 543-0000-311-1000 (Developer Fees – Thousand Oaks Road Fund Balance) to A/C 543-5310-631-8300 (CI 5525, Intersection Median Improvements at Avenida De Los Arboles and Big Sky Drive); expenditure of \$133,412 (\$113,412 contract plus \$17,000 contingency; and \$3,000 for City furnished material and supplies) A/C 543-5310-631-8300 (CI 5525 Intersection Median Improvements at Avenida De Los Arboles and Big Sky Drive)
- D. Approved Expenditure: Rancho Road Sidewalk and Bike Lanes (CI 5308); First Amendment to Professional Services Agreement No. 11302-2016 with Kimley-Horn Associates, Inc., in amount of \$65,835; term extended to 12/31/18; revised contract total not-to-exceed \$235,283; expenditures as follow: \$58,283 A/C 183-5310-631-8300 (CI 5308 Grant Fund/Rancho Rd Sidewalk); \$7,552 A/C 543-5310-631-8300 (CI 5308 Thousand Oaks Road Improvement Developer Impact Fees/ Rancho Rd Sidewalk)
- E. Additional Appropriation: Los Robles Golf Course Equipment Budget Request; budget appropriation and expenditure of \$200,000 A/C 671-3560-685-8900 (Retired Equipment Reserves) to A/C 671-3560-685-8400 (Capital Equipment)

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7. CONSENT CALENDAR: (Continued)

ORDINANCE FOR SECOND READING:

- F. ORDINANCE ADDING SECTION 8-1.26 TO MUNICIPAL CODE,
REGARDING ELECTRIC VEHICLE CHARGING STATIONS (MCA 2017-
70306 (Introduced 9/12/17, 5-0) ORD.NO.1632-NS)