

City Council
REGULAR MEETING
Tuesday, November 14, 2017, 6:00 P.M.
Council Chambers



Claudia Bill-de la Peña, Mayor
Andrew P. Fox, Mayor Pro Tem
Joel R. Price, Councilmember
Al Adam, Councilmember
Rob McCoy, Councilmember

Executive Team

Andrew P. Powers, City Manager
Gary Rogers, Acting Asst. City Manager
Mark A. Towne, Community Development Director
Cynthia M. Rodriguez, City Clerk
Barry McComb, Cultural Affairs Director
Jim Friedl, General Manager, CRPD
Theodore E. Smith, Fire Chief

Tracy M. Noonan, City Attorney
John F. Adams, Finance Director/City Treasurer
Jay Spurgin, Public Works Director
Heather Cousin, Library Director
Elizabeth White, Acting Human Resources Director
Tim Hagel, Police Chief

MISSION STATEMENT:
Extraordinary Service to the Citizens We Serve is Our Purpose

Americans with Disabilities Act (ADA): In compliance with ADA, if you need special assistance to participate in this meeting or other services in conjunction with this meeting, please contact the City Clerk Department, (805) 449-2151. Assisted listening devices are available at this meeting. Ask City Clerk staff if you desire to use this device. Upon request, the agenda and documents in this agenda packet can be made available in appropriate alternative formats to persons with a disability. Notification at least 48 hours prior to the meeting or time when services are needed will assist City staff in assuring reasonable arrangements can be made to provide accessibility to the meeting or service.

The following is provided to assist with public participation:

Agenda Availability: The City Council Agenda is posted at the entry to the Civic Arts Plaza/City Hall, 2100 E. Thousand Oaks Boulevard, Thousand Oaks [main posting location pursuant to the Brown Act, G.C. 54954.2(a)]. City Council Agenda Packets are available for review at the City Clerk Department, 2100 E. Thousand Oaks Boulevard, Thousand Oaks. Agenda packet and “Live and Archived” meetings and minutes are available on the City’s website at www.toaks.org. Televised City Council Meetings are re-broadcast Thursday and Sunday (following meeting) at 10:00 a.m. and 6:00 p.m. on TOTV, Channel 10.

Supplemental Information: Any agenda related information received and distributed to the City Council after the Agenda Packet is printed is included in Supplemental Packets. Supplemental Packets are produced as needed, typically a minimum of two—one available on the Thursday preceding the City Council meeting and the second on Tuesday at the meeting. The Thursday Supplemental Packet is available for public review in the City Clerk Department, 2100 E. Thousand Oaks Boulevard, during normal business hours (main posting location pursuant to the Brown Act, G.C. 54957.5(b)(2)). Both the Thursday and Tuesday Supplemental Packets are available for public review at the City Council meeting in the City Council Chambers, 2100 E. Thousand Oaks Boulevard and on the City’s website.

Please be advised that communications directed to the City Council are public records, and are subject to disclosure pursuant to the California Public Records Act and Brown Act unless exempt from disclosure under the applicable law. Communications will NOT be edited for redactions; will be printed/posted as submitted.

Public Input: Any person who wishes to speak regarding an item on the regular agenda or on a subject within the City’s jurisdiction during “Public Comments” is requested to file a “Public Speaker” card with City Clerk staff before that portion of the Agenda is called. Any person who wishes to speak on a specific agenda item is requested to file a “Public Speaker” card before the specific item is called. Any person who wishes to speak on a Public Hearing is requested to file a “Public Speaker” card before the Hearing is called. Persons addressing the City Council are requested to state their name and community of residence for the record. Any supporting materials should be submitted to the City Clerk before addressing the Council. These materials are also considered a public record pursuant to the California Public Records Act and Brown Act unless exempt from disclosure under the applicable law.

Special Meeting Public Input: Only issues listed on a special meeting agenda may be addressed pursuant to the Brown Act/Special Meetings.

Consent Calendar: Matters listed on Consent Calendar that do not require significant reporting and/or discussion for decision or considered to be routine, will be approved by one motion as recommended. There will be no separate discussion unless Councilmember or staff member requests separate discussion prior to approval.

Judicial Review: Any legal action by an applicant seeking to obtain a judicial review of the City Council’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 Section 1094.6. Also refer to TOMC Section 1-4.05.

1. CALL TO ORDER: 6:00 p.m.
2. PLEDGE OF ALLEGIANCE:
3. ROLL CALL: Councilmembers Price, Adam, McCoy, Fox, and Mayor Bill-de la Peña
4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM:
5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS:
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A pages 5 thru 6 for Consent Calendar listing)

8. PUBLIC HEARINGS:
 - A. [Municipal Code Amendment \(MCA 2017-70260\) adding Regulatory Ordinance for Commercial Cannabis and Personal Cannabis](#), and modifying Zoning Ordinance and Social Host Liability Ordinance regarding Cannabis

ORDINANCE ADDING TITLE 5, CHAPTER 29, AMENDING SECTIONS 9-4.202 AND 9-4.2105, REPEALING IN ITS ENTIRETY TITLE 9, CHAPTER 4, ARTICLE 44, AND AMENDING TITLE 5, CHAPTER 26 OF MUNICIPAL CODE REGARDING COMMERCIAL CANNABIS, PERSONAL CANNABIS CULTIVATION, AND SOCIAL HOST LIABILITY (MCA 2017-70260)

ORD.NO. 1stReading

RECOMMENDATION: Ordinance to adopt regulations regarding commercial cannabis activities, personal cultivation of cannabis and Social Host Ordinance be read in title only, further reading be waived, and if no objection introduced

9. DEPARTMENT REPORTS: 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. Follow-up reports on meetings/conferences attended by Councilmembers
13. CITY MANAGER:
 - A. Follow-up items
 - B. Announcements and upcoming issues
14. CLOSED SESSION: City Council Conference Room 2nd floor - None
15. PUBLIC NOTICES: None
16. ADJOURNMENT:

Adjourn to Regular Meeting November 28, 2017

Agenda Post Date/Time: November 9, 2017, 5:00 p.m.

EXHIBIT A

7. CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH I. ARE TO APPROVE
RECOMMENDATION FOR ITEM J. IS THAT ORDINANCE BE READ IT TITLE ONLY,
FURTHER READING BE WAIVED, AND IF NO OBJECTION, INTRODUCED*

- A. General, Utilities, Golf Course, and Theatres Demands – ratify November 1, 2017, and November 8, 2017; approve November 15, 2017; approve November 22, 2017, subject to review and ratification
- B. [Minutes of City Council meeting of October 24, 2017](#)
- C. Additional Appropriation: Off-cycle Community Events Endowment Fund (CEEF) Grant funding request from remaining balance of allowable funding in amount not-to-exceed \$3,000 for Partnership Event with Office of Supervisor Linda Parks: *The Cat that Changed America*; \$3,000 budget appropriation A/C 001-1120-611-5920 (CF2018 Grants & Donations) to A/C 681-7810-681-471-7110 (Performance Rental – Scherr Forum)
- D. Approved Expenditure: Polybutylene Service Replacement (CI 5455); reject all bids received October 11, 2017; authorize staff to re-advertise for construction bids
- E. Approved Expenditure: 2018 Pavement Overlay (CI 5256) and Slurry Program (MI 2541); First Amendment to Professional Services Agreement No. 11580-2017 with Pavement Engineering, Inc., in amount of \$42,875 for pavement evaluation services; revised contract total not-to-exceed \$178,115; \$42,875 expenditure A/C 132-5610-631-8300 (CI 5256 Pavement Overlay Program FY 2017-19)
- F. No Appropriation/Expenditure Required: Receive and file 1994-1 Community Facilities District (Marketplace Public Pedestrian, Traffic Circulation, and Parking Facilities) Annual Report in compliance with Local Agency Special Tax Bond and Accountability Act
- G. Approved Expenditure: Agreement for \$10,000 Annual Contribution to Conejo Senior Volunteer Program (CSVP) between City and Conejo Recreation and Park District (CRPD) CSVP; \$10,000 expenditure A/C 001-0920-677-5920 (Grants & Donations)

7. CONSENT CALENDAR: (Continued)

- H. Approved Expenditure: [Southern California Edison \(SCE\) Access Easement](#); grant of easement agreement; authorize City Engineer to execute all necessary documents for dedication of access easement to Southern California Edison Company over City property (APN 680-0-230-685) located within The Promenade Shopping Center adjacent to 650 S. Westlake Boulevard

- I. Approved Expenditure: [Solid Waste Collecting and Recycling Rate Adjustments effective January 1, 2018](#); adopt resolution

RESOLUTION ESTABLISHING 2018 RESIDENTIAL AND COMMERCIAL
SOLID WASTE AND RECYCLING RATE SCHEDULES

RES. NO. 2017-_____

- J. No Appropriation/Expenditure Required: [Amendment to City Election Campaign Contribution Limit](#) revising limit to \$530 per contribution

ORDINANCE AMENDING SECTIONS OF MUNICIPAL CODE
ADJUSTING CAMPAIGN CONTRIBUTION LIMITS TO REFLECT
CHANGES IN CALIFORNIA CONSUMER PRICE INDEX (CPI)

ORD.NO. 1stReading