

City Council

REGULAR MEETING

**Tuesday, January 9, 2018, 6:00 P.M.
Council Chambers**



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

Executive Team

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

Tracy M. Noonan, City Attorney
John F. Adams, Finance Director/City Treasurer
Jay Spurgin, Public Works Director
Heather Cousin, Library Director
Tim Hagel, Police Chief
Theodore E. Smith, Fire 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.

CITY OF THOUSAND OAKS CITY COUNCIL AGENDA

Thousand Oaks, California

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January 9, 2018

RES. NO. 2018-001
ORD. NO. 1640-NS

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

(See Exhibit A pages 5 thru 6 for Consent Calendar listing)
8. PUBLIC HEARINGS:
 - A. [Reauthorize ordinance re-establishing fee to support Public, Educational, and Government channel capital expenditures](#)

ORDINANCE REAUTHORIZING CITY'S PUBLIC, EDUCATIONAL, AND GOVERNMENTAL ACCESS SUPPORT FEE AND AMENDING SECTION 7.2 OF CHAPTER 7 TO THOUSAND OAKS ORDINANCE NO. 1242-NS AND 1511-NS RESPECTIVELY
ORD.NO.1stReading

RECOMMENDATION:

1. Approve reauthorization and amendment of Ordinance No. 1511-NS
2. Ordinance amending Ordinance No. 1511-NS regarding fee to support Public, Educational and Governmental (PEG) capital expenditures to be read in title only, further reading be waived, and if no objection, introduced

9. DEPARTMENT REPORTS:

- A. [Request to Initiate Amendments to Land Use Element of General Plan \(LU 2017-70594\)](#) and Zone Changes (Z 2017-70622) for certain sites to adjust residential density to match existing density; Applicant: City of Thousand Oaks

RECOMMENDATION: Initiate amendments to Land Use Element of General Plan to adjust land use designations to match existing residential density at seven areas as outlined in staff report, authorize staff to process conforming changes to zoning designations concurrently with General Plan amendment, and return with resolution to ratify City Council's action at next regular meeting

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:

Adjournment in memory of:

- o Mark Tanner, New West Symphony Principal Cellist

Annual adjournment in memory of:

- o Mayor Emeritus Alex Fiore who passed away January 3, 2002

to Regular Meeting January 23, 2018

Agenda Post Date/Time: January 4, 2018, 5:00 p.m.

EXHIBIT A

7. CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH I. ARE TO APPROVE
RECOMMENDATION FOR ITEM J. IS TO ADOPT*

- A. General, Utilities, Golf Course, and Theatres Demands – ratify December 20, 2017, December 27, 2017, and January 3, 2018; approve January 10, 2018; approve January 17, 2018, subject to review and ratification
- B. [Minutes of City Council meeting of December 12, 2017](#)
- C. No Appropriation/Expenditure Required: [Cultural Affairs Commission](#) Appointment (Bill-de la Peña); re-appointment of Christina Duffy and appointment of Dr. Cory Hills to serve three-year terms ending November 2020
- D. No Appropriation/Expenditure Required: [Investment Review Committee](#) Appointment (Bill-de la Peña); reappointments of Mark Kroenke, Richard Law, and John Short III to serve two-year terms ending January 2020
- E. No Appropriation/Expenditure Required: [Election of Thousand Oaks](#) Alliance for the (TOARTS) Arts Board Directors; ratify election of Judith Linton and Leanne Neilson for three-year terms ending December 31, 2020
- F. Approved Expenditure: [Westlake Boulevard Sidewalk Project \(CI 5337\)](#); authorize staff to advertise for construction bids; sixth amendment to Agreement No. 10687-2014 with MNS Engineers for design support services during construction in amount of \$45,349, plus \$4,651 contingency; revised contract total not-to-exceed \$249,874; \$50,000 expenditure A/C 543-5310-631-8300 (CI 5337 Developer Fees expenditures/Westlake Boulevard Sidewalk Project)
- G. Approved Expenditure: [On-Call Painting Contractor Services various City](#) facilities; contracts with Atlas Builders, Inc., Omega Construction Co, Inc., and Skyline Painting, Inc.; each term: 1/9/18 – 1/31/21; each with maximum limit of \$45,000 per task order/work authorization and contract total not-to-exceed amount of \$150,000

7. CONSENT CALENDAR: (Continued)

- H. Additional Appropriation: Civic Arts Plaza Parking Structure Upgrade (CI 5090); award contract not-to-exceed \$363,000, plus \$36,300 contingency to Taft Electric Company for parking structure renovation; \$439,000 expenditure A/C 001-3578-612-8200 (CI 5090, Building Improvements); budget appropriation \$286,000 A/C 001-000-311-1000 (General Fund – Fund Balance) to A/C 001-3578-612-8200 (CI 5090, Building Improvements)
- I. Approved Expenditure: Library Subscription Maintenance and License Agreement with Innovative Interfaces, Inc. in amount not-to-exceed \$237,080; term: 7/1/17 – 6/30/20; authorize staff to waive formal Request for Proposal/Qualifications (RFP/Q) process; Innovative Interfaces, Inc. as sole source vendor pursuant to Thousand Oaks Municipal Code Section 3-10.202(b)(2); expenditure in amounts as follow: FY 2017-18 \$74,000 A/C 110-7330-673-4300 (Computer Software Maintenance) and \$7,219 A/C 110-7330-673-3122 (Computer Software License); FY 2018-19 \$76,590 and FY 2019-20 \$79,271 A/C 110-7330-673-4300 (Computer Software Maintenance)

ORDINANCE FOR SECOND READING:

- J. ORDINANCE APPROVING JOINT POWERS AGREEMENT FOR LOS ANGELES COMMUNITY CHOICE ENERGY AUTHORITY AND AUTHORIZING IMPLEMENTATION OF COMMUNITY CHOICE AGGREGATION PROGRAM (Introduced 12/12/17, 5-0)

ORD.NO. 1640-NS