

City Council
REGULAR MEETING
Tuesday, April 10, 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	Tracy M. Noonan, City Attorney
Gary Rogers, Acting Asst. City Manager	John F. Adams, Finance Director/City Treasurer
Mark A. Towne, Community Development Director	Jay Spurgin, Public Works Director
Cynthia M. Rodriguez, City Clerk	Heather Cousin, Library Director
Barry McComb, Cultural Affairs Director	Elizabeth White, Acting Human Resources Director
Jim Friedl, General Manager, CRPD	Tim Hagel, Police Chief
John Spykerman, 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

3

April 10, 2018

RES. NO. 2018-014
ORD. NO. 1644-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. Proclamation – April 28, 2018 as Arbor Earth Day and Tree City/Bee City Awards Presentation
 - B. Performance – 5 Star Theatricals – THE HUNCHBACK of NOTRE DAME
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A pages 6 thru 7 for Consent Calendar listing)
8. PUBLIC HEARINGS:
 - A. [Municipal Code Amendment \(MCA 2018-70141\) regarding Separation Standards between Sensitive Uses and Commercial Cannabis Businesses](#)

ORDINANCE AMENDING SECTION 5-29.24 OF MUNICIPAL CODE REGARDING LOCATION OF COMMERCIAL CANNABIS BUSINESSES (MCA 2018-70141) ORD.NO.1stReading

RECOMMENDATION: Ordinance amending separation standards between sensitive uses and commercial cannabis businesses to be read in title only, further reading waived, and if no objection, introduced

9. DEPARTMENT REPORTS:

- A. [Prescreening Process for General Plan Amendments requiring Allocation of Residential Capacity](#)

RESOLUTION ESTABLISHING POLICY FOR PRESCREENING GENERAL PLAN LAND USE MAP AMENDMENTS THAT REQUIRE ALLOCATIONS OF RESIDENTIAL CAPACITY RES. NO. 2018-_____

RECOMMENDATION: Adopt resolution

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

- A. CONFERENCE WITH LEGAL COUNSEL on behalf of City Council – ANTICIPATED LITIGATION: Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9 (1 case)
- B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS– Property #1: 1868 E. Thousand Oaks Boulevard; City Negotiators: Andrew Powers, City Manager, John Adams, Finance Director, Haider Alawami, Economic Development Manager, Larry Kosmont, Kosmont Companies; Negotiating Parties: 1868 TO LLC; Property # 2: 1846 Oakwood Drive (APN: 670-0-181-245); City Negotiators: Andrew Powers, City Manager, John Adams, Finance Director, Haider Alawami, Economic Development Manager, Larry Kosmont, Kosmont Companies; Negotiating Parties: Scott and Danita Leese Trust; Under negotiation: purchase of properties, including price and terms of payment; pursuant to Government Code section 54956.8

CITY OF THOUSAND OAKS CITY COUNCIL AGENDA

Thousand Oaks, California

5

April 10, 2018

15. PUBLIC NOTICES: None

16. ADJOURNMENT:

Adjourn to Regular Meeting April 24, 2018

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

CCD:610-40/h:/common/agenda/ 2018/04-10-2018/04-10-18.docx

EXHIBIT A

7. CONSENT CALENDAR:

RECOMMENDATIONS FOR ITEMS A. THROUGH L. ARE TO APPROVE

- A. General, Utilities, Golf Course, and Theatres Demands – ratify March 28, 2018 and April 4, 2018; approve April 11, 2018; approve April 18, 2018, subject to review and ratification
- B. [Minutes of City Council meeting of March 20, 2018](#)
- C. Approved Expenditure: County of Ventura Dial-A-Ride (DAR) Services; waiver of excess ride fees not-to-exceed \$2,500 FY 2017-18; Second Amendment to Contract No. 10509-2014 with County of Ventura for County DAR and Americans with Disabilities Act (ADA) Services modifying Schedule of Fees to raise excess ride fee from base of 300 to 420 rides per month
- D. Additional Appropriation: Supervisory Control and Data Acquisition Master Plan and Programmable Logic Controllers (CI 5284); Professional Services Agreement with AECOM in amount not-to-exceed \$152,000 for preparation of update of 2004 Supervisory Control and Data Acquisition Master Plan (SCADA), plus contingency of \$16,000; term ending June 30, 2019; expenditure of \$173,000 (\$152,000 agreement plus \$16,000 contingency and \$5,000 for City furnished materials and supplies) A/C 612-5310-682-5699 (CI 5284 SCADA Master Plan and Programmable Logic Controllers); \$17,300 budget appropriation A/C 624-0000-341-9900 (Wastewater Capital – Net Position) to A/C 624-5310-682-5699 (CI 5284 SCADA Master Plan and Programmable Logic Controllers)
- E. Approved Expenditure: Participation in Memorandum of Understanding (MOU) between Southern California Association of Governments (SCAG), Ventura County Transportation Commission (VCTC), and Ventura County Transit Operators for planning and coordination activities as required as condition of receiving Federal 5307 Formula Funding for transit services
- F. Additional Appropriation: Polybutylene Service Replacement (CI 5455); Change Order No. 1 to Contract No. 11692-2018 with J. Vega Engineering, Inc., in amount of \$60,420 plus additional contingency of \$9,000; budget appropriation and expenditure of \$69,420 (\$60,420 Change Order No. 1 and \$9,000 contingency) A/C 613-0000-341-9900 (Water Capital Fund - Net Position) to A/C 613-8030-685-8300 (CI 5455 Polybutylene Service Replacement); revised contract total not-to-exceed \$299,270; revised contingency total not to-exceed \$44,500

7. CONSENT CALENDAR: (Continued)

- G. Approved Expenditure: [Hill Canyon Wastewater Treatment Plant \(HCTP\) Landscape Services Agreement; First Amendment to Contract No. 10888-2015](#) with Mycol, Inc., dba Quality Landscape Care in amount of \$34,000 to extend agreement two years; term: 7/1/18 – 6/30/20; revised total not-to-exceed \$80,140; expenditure of \$34,000 A/C 621-8250-682-5610 (Wastewater Fund - Landscape)
- H. Approved Expenditure: [Hill Canyon Wastewater Treatment Plant \(HCTP\) Biosolids Hauling and Recycling Program; Second Amendment to Contract No. 10910-2015](#) with Holloway Environmental Solutions, LLC., in amount of \$1,570,000 to extend agreement two years; term: 7/1/18 – 6/30/20; revised total not-to-exceed \$3,925,000; expenditure of \$1,570,000 A/C 621-8250-682-5698 (Biosolids)
- I. Approved Expenditure: [North Moorpark Road Sidewalk and Bike Lane Improvements \(CI 5170\)](#); authorize staff to advertise for construction bids
- J. Approved Expenditure: [Building Mechanical and Energy Management Services; Fifth Amendment to Contract No. 10281-2013](#) with Mesa Energy Systems, Inc. dba EMCOR Services in amount of \$50,000 for extra services to include additional repairs to aging equipment at various City facilities; revised not-to-exceed amount for extra services \$500,000; revised total contract not-to-exceed \$1,413,861; expenditure of \$50,000 various General Fund (001) accounts (Improvements/Other than Buildings)
- K. Approved Expenditure: [On-Call General Building Contractor Services](#) various City facilities; award contracts to Ardan Construction Co., Inc.; Bodagger Enterprises, Inc.; Bird Pacific, Inc.; JEC, Inc. (DBA J. Evans Construction); Master Craftsmen Construction, Inc.; Omega Construction Co., Inc.; and South City Construction, Inc.; each with limit of \$45,000 per task order/work authorization; each total contract not-to-exceed \$300,000; each term: 4/10/18 – 4/30/21
- L. Approved Expenditure: [2018 Pavement Overlay and Resurfacing Program \(CI 5256\)](#); adopt resolution

RESOLUTION ADOPTING LIST OF STREETS RECEIVING OVERLAY AND RESURFACING DURING FISCAL YEAR 2018-19 FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017

RES. NO. 2018-_____