

**City Council**  
**REGULAR MEETING**  
**Tuesday, April 24, 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  
Mark A. Towne, Community Development Director  
Cynthia M. Rodriguez, City Clerk  
Barry McComb, Cultural Affairs Director  
Jim Friedl, General Manager, CRPD  
John Spykerman, 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](http://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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April 24, 2018

RES. NO. 2018-016  
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. 2-1-1 Ventura County Report Update
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A pages 6 thru 8 for Consent Calendar listing)
8. PUBLIC HEARINGS:
  - A. [Amendments to General Plan Land Use Map and zoning for seven sites \(LU 2017-70594 and Z 2017-70622\)](#)

RESOLUTION APPROVING AMENDMENT TO LAND USE ELEMENT OF THOUSAND OAKS GENERAL PLAN FOR SEVEN SITES (LU 2017-70594: CITY OF THOUSAND OAKS) RES. NO. 2018-\_\_\_\_\_

ORDINANCE AMENDING MUNICIPAL CODE RELATING TO OFFICIAL ZONING MAP AND CHANGING ZONING CLASSIFICATION OF FOUR SITES; (Z 2017-70622; APPLICANT: CITY OF THOUSAND OAKS) ORD.NO. 1<sup>st</sup>Reading

RECOMMENDATION:

1. Adopt resolution amending General Plan Land Use Map to reduce residential densities for seven sites to more closely match existing densities
2. Ordinance approving zone changes to reduce residential densities for four sites to be read in title only, further reading be waived, and if no objection, introduced

9. DEPARTMENT REPORTS:

A. [Cannabis Tax Measure](#)

RECOMMENDATION: Receive report; provide direction to staff

B. [Sustainability Plan for Municipal Operations](#)

RECOMMENDATION: Receive report; approve 2018 Sustainability Plan for Municipal Operations

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 2<sup>nd</sup> floor

A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS — Property: 1205 Lawrence Dr.; APN: 667-008-0105; Thousand Oaks, CA; NEGOTIATING ON BEHALF OF CITY: Helen Cox, Sustainability Division Manager, Jay Spurgin, Director, Public Works for Property owner(s) City of Thousand Oaks; NEGOTIATING ON BEHALF OF BRIGHT CANYON ENERGY: Anthony M. Marasa, Consultant, Bright Canyon Energy, One Arizona Center, 400 East Van Buren Street, Suite 350, Phoenix, AZ 85004; NEGOTIATING ON BEHALF OF ABLE GRID ENERGY SOLUTIONS: Barnaby Olson, Principal, Able Grid Energy Solution, 4228 Teesdale Avenue, Studio City, CA 91604. UNDER NEGOTIATION: Price and Terms; Pursuant to Government Code Section 54956.8

B. CONFERENCE WITH LEGAL COUNSEL – SIGNIFICANT EXPOSURE TO LITIGATION: One (1) case, pursuant to Government Code section 54956.9(d)(2) and 54956.9(e)(1)

CITY OF THOUSAND OAKS CITY COUNCIL AGENDA

Thousand Oaks, California

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April 24, 2018

15. PUBLIC NOTICES: None

16. ADJOURNMENT:

Adjourn to Regular Meeting May 1, 2018

Agenda Post Date/Time: April 19, 2018, 5:00 p.m.

CCD:610-40/h:/common/agenda/ 2018/04-24-2018/04-24-18.docx

## EXHIBIT A

### 7. CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH M. ARE TO APPROVE  
RECOMMENDATION FOR ITEM N. IS TO ADOPT*

- A. General, Utilities, Golf Course, and Theatres Demands – ratify April 18, 2018; approve April 25, 2018; approve May 2, 2018 and May 9, 2018, subject to review and ratification
- B. [Minutes of City Council meeting of April 10, 2018](#)
- C. Additional Appropriation: Pop-Up Arts & Music Festival – June 2018; expenditure of \$75,000 A/C 001-1240-674-5699 (General Fund – Special Events); budget appropriation not-to-exceed \$10,000 A/C 001-0000-311-1000 (General Fund – Fund Balance) to A/C 001-1240-674-5699 (General Fund – Special Events)
- D. Approved Expenditure: 2018 Southern California Association of Governments General Assembly; designate Councilmember Albert C. Adam as Delegate Representative of City at Southern California Association of Governments (SCAG) General Assembly May 3 - 4, 2018; staff to send copy of staff report reflecting delegation of Councilmember Adam to SCAG
- E. Approved Expenditure: Spalding Street Storm Drain and Channel Repair (MI 2547); Change Order No. 1 to Contract No. 11634-2017 with Granite Construction Co. in amount of \$47,614.29 for extra work; revised contract total \$237,429.29; quitclaim to Ventura County Watershed Protection District for 60-foot by 50-foot section of Lang Creek Storm Drain Channel at east end of Spalding Drive Tract 1406-1; authorize City Engineer to execute all necessary documents; expenditure of \$47,615 A/C 001-5310-631-5500 (MI 2547 Spalding Street Storm Drain and Channel Repair)
- F. Approved Expenditure: Ventura County Probation Agency Work Release Program; agreement with Ventura County Probation Agency (VCPA) for Work Release labor in amount not-to-exceed \$65,000 per year; term: 4/24/18 – 6/30/21; expenditure of \$65,000 as follows: \$41,600 A/C 001-5630-632-5731 (General Fund Work Release Program); \$23,400 A/C 142-5630-632-5731 (Lighting and Landscape District Work Release Program)

## 7. CONSENT CALENDAR: (Continued)

- G. Approved Expenditure: [Supply and delivery of Polymer Products to Hill Canyon Wastewater Treatment Plant \(HCTP\)](#); award service agreement to Solenis LLC in amount not-to-exceed \$728,500; term ending 6/30/19 with option to extend two one-year terms; expenditures of \$100,000 FY 2017-18 and \$628,500 FY 2018-19 A/C 621-8250-685-3242 (HCTP/Wastewater Chemical Supplies)
- H. Approved Expenditure: [Reimbursement Agreement between City and Academy Road, LLC](#) for construction of 66 kV undergrounding within lots 6 and 20 of Tract 4927-2 located northeast corner Academy Drive and Grande Vista Drive
- I. Approved Expenditure: [Hill Canyon Wastewater Treatment Plant Digester Cleaning Project \(MI 2533\)](#); authorize staff to advertise for construction bids
- J. Approved Expenditure: [City External Financial Auditors; award professional services agreement](#) in amount not-to-exceed \$562,790 to Rogers, Anderson, Malody & Scott; term: 4/24/18 – 4/30/24; expenditure of \$79,980 FY 2017-18 as follows: \$60,480 A/C 001-3110-612-5210 (General Fund – Accounting Financial Audits), \$5,000 A/C 001-4410-641-5210 (General Fund – COSCA Financial Audits), \$1,430 A/C 165-4630-644-5210 (Housing Successor – Financial Audits), \$9,070 A/C 681-7790-681-5210 (Theatres TOARTS – Financial Audits), \$2,000 A/C 651-5540-682-5210 (Transportation Fund – Financial Audits), and \$2,000 A/C 651-5550-682-5210 (Transportation Fund – Financial Audit)
- K. Approved Expenditure: [Window and Solar Cleaning Services Agreement; Fifth Amendment to Contract No. 10329-2014](#) with Ellis Enterprises in amount of \$15,000 for scheduled window cleaning and extra services as needed at various Citywide locations; expenditure of \$15,000; revised total not-to-exceed \$129,000 FY 2018-19 from various General Fund, Water Fund and Wastewater Fund accounts
- L. Approved Expenditure: [On-Call Electrical Contractor Services at various City facilities](#); contracts with Caltec Electric, Inc., Coleman-Pacific, Inc., Econolite Systems, Inc., GA Technical Services, Inc., Oilfield Electric Company (DBA Oilfield Electric & Motor), Taft Electric Company, and Waisman Construction, Inc.; each term: 4/24/18 – 4/30/21; each with maximum limit of \$45,000 per task order/work authorization and contract total not-to-exceed \$150,000

7. CONSENT CALENDAR: (Continued)

- M. No Appropriation/Expenditure Required: [Adopt resolution modifying language relating to criminal history access for cannabis businesses](#)

RESOLUTION AUTHORIZING ACCESS TO STATE AND FEDERAL CRIMINAL HISTORY INFORMATION FOR EMPLOYMENT, VOLUNTEERS, AND CONTRACTORS, LICENSING OR CERTIFICATION PURPOSES AND RESCINDING RESOLUTION NO. 2017-056  
RES. NO. 2018-

ORDINANCE FOR SECOND READING:

- N. [ORDINANCE AMENDING SECTION 5-29.24 OF MUNICIPAL CODE REGARDING LOCATION OF COMMERCIAL CANNABIS BUSINESSES](#)  
(MCA 2018-70141) (Introduced 4/10/18, 5-0) ORD.NO.1644-NS