

City Council
REGULAR MEETING
Tuesday, May 15, 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 T. 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.

CITY OF THOUSAND OAKS CITY COUNCIL AGENDA

Thousand Oaks, California

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May 15, 2018

RES. NO. 2018-018
ORD. NO. 1645-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. Commendation – Volunteer Fred Nuesca
 - B. Proclamation – Public Works Week May 20 – 26, 2018
 - C. Recognition – Read TO Succeed Award
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A pages 5 thru 7 for Consent Calendar listing)
8. PUBLIC HEARINGS: None
9. DEPARTMENT REPORTS:
 - A. [Status Report on Accessory Dwelling Units \(ADUs\)](#)

RECOMMENDATION: Receive report
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

1. [2018 Southern California Association of Governments \(SCAG\) General Assembly May 3 – 4, 2018 \(Adam\)](#)

RECOMMENDATION: Receive report

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 - EXISTING LITIGATION: DOS VIENTOS COMMUNITY PRESERVATION ASSOCIATION, et al. v. CITY OF THOUSAND OAKS Case No.: 56-2018-00510555-CU-WM-VTA; Pursuant to Government Code Section 54956.9(a).

15. PUBLIC NOTICES: None

16. ADJOURNMENT:

Adjourn to Regular Meeting June 5, 2018

Agenda Post Date/Time: May 10, 2018, 5:00 p.m.

EXHIBIT A

7. CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH K. ARE TO APPROVE
RECOMMENDATION FOR ITEM L. IS TO ADOPT
RECOMMENDATIONS FOR ITEMS M. THROUGH N. ARE THAT ORDINANCES BE
READ IN TITLE ONLY, FURTHER READING WAIVED, AND IF NO OBJECTION,
INTRODUCED
ADDITIONAL RECOMMENDATION FOR ITEM N. IS TO ADOPT RESOLUTION*

- A. General, Utilities, Golf Course, and Theatres Demands – ratify May 2, 2018 and May 9, 2018; approve May 16, 2018 approve May 23, 2018 and May 30, 2018, subject to review and ratification
- B. [Minutes of City Council meetings of April 24, 2018 and May 1, 2018](#)
- C. No Appropriation/Expenditure Required: [Authorize staff to terminate operation of the Metrolink Commuter Shuttle Service effective June 30, 2018](#); notify Southern California Regional Rail Authority (SCRRA) of intent to terminate Agreement TA131-14
- D. Additional Appropriation: [Haigh Road Drainage Channel Improvements \(CI 5367\)](#); project design, plans, specifications, and Addenda No. 1 - 3; award construction contract in amount of \$1,092,550 plus \$109,255 contingency to R-Help Construction Co. Inc.; \$566,311 budget appropriation A/C 532-0000-311-1000 (Developer Fees-Newbury Park) to A/C 532-5310-631-8300 (CI 5367 Haigh Road Drainage Channel Improvements FY 2017-18); \$1,240,915 expenditure (\$1,092,550 for construction, \$109,255 contingency; \$9,000 for Inspection Fees; \$30,110 for Construction Consultant Support) A/C 532-5310-631-8300 (CI 5367, Haigh Road Drainage Channel Improvements); delegate authority to City Engineer to approve changes to design, plans, specifications, and working details of project on work directives and change orders up to project contingency value
- E. Approved Expenditure: [Light Duty Bus Replacement \(CI 5264\)](#); [purchase of one 28-passenger bus from Creative Bus Sales in amount of \\$122,026.13 utilizing California Alliance for Community Transportation \(CalACT\) Cooperative Purchasing Agreement](#)

7. CONSENT CALENDAR: (Continued)

- F. Approved Expenditure: [Aerial Lift Vehicle Purchase in amount of \\$153,766.65](#) from Altec Industries, Inc.; \$153,800 expenditure A/C 001-5630-632-8900 (Fixed Asset Replacement) to A/C 001-5630-632-8400 (Street Trees Landscaping/Equipment Over \$5,000)
- G. Approved Expenditure: [Conejo Creek North Park Steel Waterline Rehabilitation Project \(CI 5519\)](#); authorize staff to advertise for construction bids
- H. Approved Expenditure: [Hill Canyon Wastewater Treatment Plant \(HCTP\) Digester Rehabilitation Design \(MI 2533\)](#); professional services agreement with HDR Engineering, Inc., in amount not-to-exceed \$161,800 plus \$25,000 contingency for performing condition assessment and preparation of construction contract documents for rehabilitation of Digester No. 3; term: 5/15/18 – 6/30/19; \$192,000 expenditure (\$161,800 agreement, \$25,000 contingency, and \$5,200 for City-furnished materials and supplies) A/C 624-8250-682-5500 (MI 2533 HCTP Digester Rehabilitation)
- I. 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](#)
- J. No Appropriation/Expenditure Required: [FY 2017-18 Transportation Development Act \(TDA\) Article 4 Funds Claim; adopt resolution authorizing staff to file claim with Ventura County Transportation Commission \(VCTC\) for allocation of \\$4,435,771](#)

RESOLUTION AUTHORIZING CLAIM FOR ALLOCATION OF FY 2017-18 FUNDS FROM VENTURA COUNTY LOCAL TRANSPORTATION FUNDS AS OUTLINED IN 1971 TRANSPORTATION DEVELOPMENT ACT

RES. NO. 2018-_____

7. CONSENT CALENDAR: (Continued)

- K. No Appropriation/Expenditure Required: 2018 League of California Cities (LCC) Statewide Ballot Measures; adopt resolutions; support advocacy efforts for passage/defeat

RESOLUTION IN SUPPORT OF CALIFORNIA DROUGHT, WATER, PARKS, CLIMATE, COASTAL PROTECTION, AND OUTDOOR ACCESS FOR ALL ACT OF 2018 RES. NO. 2018-

RESOLUTION IN SUPPORT OF PROPOSITION 69 RES. NO. 2018-

RESOLUTION IN SUPPORT OF PROPOSITION 72 – RAINWATER CAPTURE SYSTEMS EXLUDED FROM PROPERTY TAX RES. NO. 2018-

RESOLUTION IN SUPPORT OF VETERANS AND AFFORDABLE HOUSING BOND ACT 2018 RES. NO. 2018-

RESOLUTION OPPOSING TAX FAIRNESS, TRANSPARENCY & ACCOUNTABILITY ACT OF 2018 RES. NO. 2018-

ORDINANCE FOR SECOND READING:

- L. ORDINANCE AMENDING MUNICIPAL CODE RELATING TO OFFICIAL ZONING MAP AND CHANGING ZONING CLASSIFICATION OF four sites; (Z 2017-70622; APPLICANT: CITY OF THOUSAND OAKS) (Introduced 4/24/18, 4-1, Bill-de la Peña dissenting) ORD. NO. 1645-NS

- M. No Appropriation/Expenditure Required: Municipal Code Amendment; Water Plant Investment Fee transfers between parcels

ORDINANCE AMENDING TITLE 10, CHAPTER 2, ARTICLE 701 (a) OF MUNICIPAL CODE, CITY WATER DIVISION ORD.NO.1stReading

- N. Approved Expenditure: 2018 Road Design Standards and Land Development Specifications; adopt resolution

ORDINANCE AMENDING ARTICLE 10, CHAPTER 3, TITLE 9 OF MUNICIPAL CODE RELATIVE TO STANDARD SPECIFICATIONS FOR ROAD CONSTRUCTION IMPROVEMENTS ORD.NO.1stReading

RESOLUTION ADOPTING 2018 CITY ROAD DESIGN AND CONSTRUCTION STANDARDS AND STANDARD LAND DEVELOPMENT SPECIFICATIONS AND RESCINDING RESOLUTION NO. 2003-059 RES. NO. 2018-