

City Council
REGULAR MEETING
Tuesday, June 5, 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 T. 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

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June 5, 2018

RES. NO. 2018-025
ORD. NO. 1646-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. Trails Education Days Writing Contest Winners
 - B. Pop-Up Arts & Music Festival
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A pages 7 thru 9 for Consent Calendar listing)
8. PUBLIC HEARINGS:
 - A. [Annual Collection of Delinquent Wastewater Service Charges - Property Tax Roll](#)

RESOLUTION PROVIDING FOR COLLECTION OF DELINQUENT WASTEWATER SERVICE CHARGES BY ATTACHMENT TO REAL PROPERTY TAX ROLL RES. NO. 2018-_____

RECOMMENDATION:

1. Adopt resolution approving Annual Collection of Delinquent Wastewater Service Charges by attachment to Real Property Tax Roll (two-thirds vote required)
2. Approve list of property owner names, addresses, parcel numbers, and assessment amounts to be submitted to Ventura County Tax Collector

9. DEPARTMENT REPORTS:

A. [Downtown Core Master Plan](#)

RESOLUTION ENDORSING DOWNTOWN CORE MASTER PLAN
RES. NO. 2018-_____

RECOMMENDATION:

1. Adopt resolution endorsing Downtown Core Master Plan
2. Authorize staff to solicit proposals/qualifications for redesign of Civic Arts Plaza campus and frontage
3. Authorize staff to solicit proposals/qualifications for future phases of downtown streetscape improvements

B. [November 6, 2018 General Municipal Election, Proposed Cannabis Business Tax Ballot Measure, and League of Women Voters City Council Candidate Forum](#)

RESOLUTION CALLING AND GIVING NOTICE OF HOLDING GENERAL MUNICIPAL ELECTION TO BE HELD TUESDAY, NOVEMBER 6, 2018 FOR ELECTION OF THREE COUNCILMEMBERS FOR FOUR-YEAR TERMS AS REQUIRED BY LAWS OF STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES AND FOR SUBMISSION TO VOTERS QUESTION RELATING TO CANNABIS BUSINESS TAX
RES. NO. 2018-_____

RESOLUTION RESCINDING RESOLUTION NO. 98-195 REGARDING CONDUCT OF SPECIAL RUNOFF ELECTION FOR ELECTIVE OFFICES IN EVENT OF TIE VOTE AT ANY MUNICIPAL ELECTION
RES. NO. 2018-_____

RESOLUTION REQUESTING VENTURA COUNTY BOARD OF SUPERVISORS TO CONSOLIDATE GENERAL MUNICIPAL ELECTION TO BE HELD TUESDAY, NOVEMBER 6, 2018 WITH STATEWIDE GUBERNATORIAL GENERAL ELECTION TO BE HELD ON SAME DATE PURSUANT TO CALIFORNIA ELECTIONS CODE § 10403
RES. NO. 2018-_____

9. DEPARTMENT REPORTS: (Continued)

B. November 6, 2018, General Municipal Election (Continued)

RESOLUTION ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATE'S STATEMENTS SUBMITTED TO VOTERS AT ELECTION TO BE HELD TUESDAY, NOVEMBER 6, 2018 RES. NO. 2018-_____

RESOLUTION DIRECTING CITY ATTORNEY TO PREPARE IMPARTIAL ANALYSIS RES. NO. 2018-_____

RESOLUTION SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT AND AUTHORIZING COUNCILMEMBER(S) TO FILE WRITTEN ARGUMENT REGARDING CITY MEASURE FOR NOVEMBER 6, 2018 GENERAL MUNICIPAL ELECTION RES. NO. 2018-_____

RESOLUTION PROVIDING FOR FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURE SUBMITTED FOR NOVEMBER 6, 2018 GENERAL MUNICIPAL ELECTION RES. NO. 2018-_____

RECOMMENDATION:

1. Adopt resolution calling general municipal election for November 6, 2018 for election of three Councilmembers and Cannabis Business Tax ballot measure (two-thirds vote required)
2. Adopt resolution rescinding Resolution 98-195 providing for conduct of special runoff election for elective offices in event of tie vote at any municipal election
3. Adopt resolution consolidating general municipal election with statewide gubernatorial general election (including contract with Ventura County for Election Services)
4. Adopt resolution adopting candidate statement guidelines and costs
5. Adopt resolution directing City Attorney to prepare impartial analysis of measure
6. If desired, adopt resolution authorizing City Council, or Councilmembers, to file written argument for measure
7. If desired, adopt resolution providing for filing of rebuttal arguments on measure

9. DEPARTMENT REPORTS: (Continued)

B. November 6, 2018, General Municipal Election (Continued)

RECOMMENDATION: (Continued)

8. Authorize expenditure not-to-exceed \$26,000 A/C 001-2110-611-6910 (Election Costs) for contract services with Ventura County Elections Division
9. Authorize expenditure of \$3,000 A/C 001-2110-611-6910 (Election Costs) approve League of Women Voters' request for use of City Council Chambers / TOTV Government Television for televised City Council Candidate Forum on date to be determined
10. Approve budget appropriation not-to-exceed \$12,000 A/C 001-0000-311-1000 (General Fund – Fund Balance) to A/C 001-2110-611-6910 (Election Costs) for additional contract services with Ventura County Elections Division related to proposed ballot measure

C. [City of Thousand Oaks 2018 Legislative Program](#)

RECOMMENDATION: Receive report and approve 2018 Legislative Program

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: None

15. PUBLIC NOTICES: None

16. ADJOURNMENT:

Adjourn to Regular Meeting June 19, 2018

Agenda Post Date/Time: May 31, 2018, 5:00 p.m.

EXHIBIT A

7. CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH N. ARE TO APPROVE
RECOMMENDATIONS FOR ITEMS O. THROUGH P. ARE TO ADOPT*

- A. General, Utilities, Golf Course, and Theatres Demands – ratify May 16, 2018; May 23, 2018 and May 30, 2018; approve June 6, 2018 and June 13, 2018, subject to review and ratification
- B. [Minutes of City Council meeting of May 15, 2018](#)
- C. Approved Expenditure: [2018 Excellence in the Arts Awards](#) as Official City Sponsored Cultural Event; City financial support not to exceed \$5,000; in-kind staff services not to exceed 80 hours FY 2018-19; expenditure not to exceed \$5,000 A/C 001-1240-674-1013 (Employee-Overtime)
- D. No Appropriation/Expenditure Required: [Grand Jury Report Response](#) – Campaign Signs (IRC 2018-70240); authorize written response by Mayor to April 5, 2018, Ventura County Grand Jury report
- E. No Appropriation/Expenditure Required: [Exclusive Solid Waste Franchise Agreements](#) - Extension Date; amendments to Contract Nos. 6769-2004 and 6770-2004 to delay automatic extension date from 6/30/2018 to 6/30/2019; authorize staff to meet with USA Waste of California, Inc. (Waste Management) and Newbury Disposal Company (Harrison Industries) to discuss options, opportunities, and challenges
- F. No Appropriation/Expenditure Required: [Westlake Blvd Sidewalk Project \(CI 5337\) and 2018 Pavement Program \(CI 5256/MI 2541\)](#); [delegate authority for City Engineer](#) to approve design, plans, specifications and working details changes on work directives and change orders
- G. No Appropriation/Expenditure Required: [Lease Agreement with 5-Star Theatricals](#); term: 7/1/2018 – 6/30/2021 with automatic renewals until 6/30/2024 or through Resident Company status, whichever sooner
- H. No Appropriation/Expenditure Required: [Lease Agreement with New West Symphony](#); term: 7/1/2018 – 6/30/2021 with automatic renewals until 6/30/2024 or through Resident Company status period, whichever sooner

7. CONSENT CALENDAR: (Continued)

- I. No Appropriation/Expenditure Required: [Communication Services Rate Agreement for City Facilities with Frontier Communications](#); term:

6/15/2018 – 6/14/2021

- J. Approved Expenditure: [Work Program Groups - Developmentally Disabled Adults](#); service agreement with PathPoint; term: 6/5/2018 – 6/30/2021 with two one-year extension options; approximate cost \$35,000 per year subject to authorized annual increases; total not-to-exceed \$225,000 over lifetime of agreement; waive Request for Proposal (RFP) process; expenditure approximately \$35,000 per year A/C 001-3570-612-56-20 (Contracted Services – Janitorial)
- K. No Appropriation/Expenditure Required: [Annual School Crossing Guard Program Review](#); effective 2018-19 school year discontinue crossing guard service at Borchard Road/Michael Drive, adjacent to EARTH'S Magnet Elementary School/Sequoia Middle School, and Gainsborough Road/Windsor Drive, adjacent to Glenwood Elementary School, due to pedestrian and/or vehicle volumes not meeting City standards; add crossing guard service at Cascade Avenue/Panamint Court, adjacent to Westlake Hills Elementary School, due to pedestrian and vehicle volumes meeting City standards
- L. Approved Expenditure: [FY 2017-18 Expenditure Plan of grant funds pursuant to Supplemental Law Enforcement Services Fund \(SLESF\)](#) guidelines to allow City to continue to benefit under SLESF partially offsetting contract costs of following positions: two Directed Enforcement Team (formerly Bike Patrol) deputies (contract costs: \$457,040) A/C 001-6650-621-5730 (Contracted Services – Law Enforcement); one misdemeanor detective (contract costs: \$253,488) A/C 001-6640-621-5730 (Contracted Services – Law Enforcement)
- M. Approved Expenditure: [Landscape and Lighting Assessment District \(LLAD\) No. 79-2 FY 2018-19 Assessments](#); adopt resolutions; set public hearing for June 19, 2018; agreement with Ventura County Auditor-Controller

RESOLUTION INITIATING PROCEEDINGS FOR ANNUAL LEVY OF ASSESSMENTS FOR LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT NO. 79-2 (FY 2018-19) RES. NO. 2018-

RESOLUTION DECLARING INTENTION TO LEVY ANNUAL ASSESSMENTS FOR LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT NO. 79-2 (FY 2018-19) RES. NO. 2018-

7. CONSENT CALENDAR: (Continued)

M. Landscape and Lighting Assessment District (LLAD) No. 79-2 (Continued)

RESOLUTION CONFIRMING PRELIMINARY ENGINEER'S REPORT FOR ANNUAL LEVY OF ASSESSMENTS FOR LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT NO. 79-2 (FY 2018-19)

RES. NO. 2018-_____

N. Approved Expenditure: [FY 2018-19 Thousand Oaks Boulevard Property Business Improvement District \(BID\) Annual Levy](#); adopt resolutions; \$17,432 expenditure FY 2018-19 A/C 001-3010-612-7200 (MCPBID General Fund Management and Support/Taxes)

RESOLUTION APPROVING THOUSAND OAKS BOULEVARD PROPERTY BUSINESS IMPROVEMENT DISTRICT OWNERS' ASSOCIATION ANNUAL 2017 ACTIVITIES AND 2018 PLANNING REPORT AND 2018/2019 MANAGEMENT DISTRICT PLAN

RES. NO. 2018-_____

RESOLUTION ORDERING LEVY AND COLLECTION OF ASSESSMENTS FOR THOUSAND OAKS BOULEVARD PROPERTY BUSINESS IMPROVEMENT DISTRICT, FISCAL YEAR 2018-19

RES. NO. 2018-_____

ORDINANCES FOR SECOND READING:

O. [ORDINANCE AMENDING TITLE 10, CHAPTER 2, ARTICLE 701 \(a\) OF MUNICIPAL CODE, CITY WATER DIVISION](#) (Introduced 5/15/18, 5-0)

ORD. NO. 1646-NS

P. [ORDINANCE AMENDING ARTICLE 10, CHAPTER 3, TITLE 9 OF MUNICIPAL CODE RELATIVE TO STANDARD SPECIFICATIONS FOR ROAD CONSTRUCTION IMPROVEMENTS](#) (Introduced 5/15/18, 5-0)

ORD. NO. 1647-NS