

MINUTES OF THE CITY COUNCIL

Thousand Oaks, California

February 10, 2015

1. CALL TO ORDER:

Mayor Al Adam called the meeting to order at 6:00 p.m. in Council Chambers, 2100 Thousand Oaks Boulevard, Thousand Oaks, California.

2. PLEDGE OF ALLEGIANCE: Mayor Adam, assisted by Thousand Oaks Titans Pacific Youth Football League Pee Wee team members and Walnut Elementary School students, led the pledge of allegiance.

3. ROLL CALL:

Present: Councilmembers Andy Fox, Claudia Bill-de la Peña, Joel Price, and Mayor Al Adam.

Also Present: City Manager Scott Mitnick, City Attorney Tracy Noonan, Deputy City Manager/Human Resources Director Gary Rogers, City Clerk Linda Lawrence, Finance Director/City Treasurer John F. Adams, Community Development Director John Prescott, Interim Library Director Nancy Schram, Cultural Affairs Director Barry McComb, Public Works Director Jay Spurgin, Fire Chief Theodore Smith, Deputy City Attorneys Patrick Hehir and David Womack, Thousand Oaks Police Department (TOPD) Senior Deputy Edward Beauvais, TOPD Sergeant Brian Slominski, Assistant to City Manager Rachel Wagner, Deputy Community Development Director Mark Towne, Deputy City Clerk Antoinette Mann, Assistant Analyst Laura Maguire, Cable Operations Supervisor Carl Jarecky, Senior Video Specialist Richard Swingler, Production Assistant Andrea Baltazar, and Senior Recording Secretary Janis Daly.

4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM:
None.

5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS:

A. Mayor Adam presented Proclamation to Unified Association of Conejo Valley Teachers representative Colleen Briner-Schmidt, accompanied by Walnut Elementary students and teacher Mrs. Alderson, declaring March 2, 2015 "Read Across America Day" in recognition of Dr. Seuss' 111th Birthday.

B. Mayor Adam introduced Thousand Oaks Titans Pacific Youth Football League Pee Wee Super Bowl XXII Champions' Coach Lance Martin; Coach Martin introduced team members; Mayor Adam presented Commendation recognizing the team's achievements.

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6. PUBLIC COMMENTS:

Richard Elsley, Thousand Oaks (submitted document); Debbie Gregory, Thousand Oaks; Adam Haverstock, Greater Conejo Valley Chamber of Commerce; Nick Quidwaj, Newbury Park; John Fonti, Thousand Oaks; Suzanne Duckett, Thousand Oaks.

7. CONSENT CALENDAR:

(See Exhibit A for Consent Calendar Listing)

8. PUBLIC HEARINGS: None.

9. DEPARTMENT REPORTS:

- A. "Thousand Oaks Visioning 2064" Final Report presented by Assistant to City Manager Wagner. City Manager Mitnick and Deputy Community Development Director Towne responded to questions.

Councilmember Bill-de la Peña submitted document for record by Visioning 2064 participant with feedback for consideration regarding final report and also requested senior services/issues be incorporated more clearly in guiding principles.

Speakers: Nick Fotheringham, Thousand Oaks; Nancy Healy, Thousand Oaks; Steven Forman, Thousand Oaks.

Motion by Councilmember Fox to adopt report and incorporate speaker comments (i.e. document refinements [MindMixer comments and graphs], references to seniors, safe housing for all residents, open space considerations) and environmental initiatives including SOAR and Parks Initiative, carried 4-0 by the following vote: Ayes – Fox, Bill-de la Peña, Price, and Adam; Noes - None.

- B. Request to allow concurrent processing of entitlement applications with Zone Change Application Z 2014-70551 for approximately 4.87 acres of land; Located: 400 East Rolling Oaks Drive; Applicants: Oakmont Senior Living and Child Development, Inc. Report presented by Community Development Director Prescott.

Speakers: Bill Mabry, Santa Rosa.

Motion by Councilmember Price to grant request to allow entitlement applications (Special Use Permit, Parcel Map Waiver and Oak Tree Permit) for proposed 79-unit assisted living facility to be processed concurrently with pending zone change application (Z 2014-70551) seeking to rezone 4.87 acres from R-E-1Ac. to P-L located on southeast corner of Rolling Oaks Drive and Los Padres Drive, carried 4-0 by the following vote: Ayes – Fox, Bill-de la Peña, Price, and Adam; Noes - None.

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9. DEPARTMENT REPORTS: (Continued)

- C. Thousand Oaks Auto Mall Public Infrastructure Improvements Project (CI 5118) presented by Public Works Director Spurgin and Finance Director Adams; City Attorney Noonan responded to questions; Community Development Director Prescott available for questions. Additional information supplemental packet including ex parte communication from Mayor Adam.

Speakers: Chaise Rasheed, Thousand Oaks; Patrissha Booker, Thousand Oaks; Jill Lederer, Moorpark; Norman Hoffman, Calabasas; Debbie Gregory, Thousand Oaks; John Dokken, Thousand Oaks; Alan Hopkins, failed to appear; Susan Murata, Simi Valley; John Anderson, city of residence unknown; Gary Raymond, Thousand Oaks; Nick Quidwai, Newbury Park; Robert Hodson, Thousand Oaks; Rick Lemmo, Thousand Oaks; Chris Shaver, Thousand Oaks; Christine Patton, Camarillo; Suzanne Duckett, Thousand Oaks; Carolyn Guillot, Thousand Oaks; Victoria Rusnak, Pasadena; Vadim Manzhos, Newbury Park; John Fonti, Thousand Oaks; Scott Stanley, Newbury Park.

Written Statements: Exhibit B.

Motion by Councilmember Fox to authorize staff to solicit construction bids for Thousand Oaks Auto Mall Public Improvements Project CI 5118 (additional public parking spaces, landscaping, traffic calming features, and related public infrastructure improvements); approve, in concept, public-private funding partnership whereby total project costs are evenly shared between City and Thousand Oaks Auto Mall dealerships; actual General Fund budget appropriation for City share and structure of Auto Mall dealerships funding will be requested after construction bids are received, carried 3-0 by the following vote: Ayes – Fox, Price, and Adam; Noes – None; Abstaining - Bill-de la Peña.

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. None.

13. CITY MANAGER:

- A. Follow-up items: None.

- B. Announcements and upcoming issues: City Manager Mitnick reviewed potential topics for the next regularly scheduled City Council meeting February 24, 2015.

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14. CLOSED SESSIONS REQUESTED: City Council Conference Room 2nd floor.

City Attorney Noonan announced Closed Session held at 9:30 p.m.

- A. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation: CITY OF THOUSAND OAKS PETITION BEFORE CALIFORNIA STATE WATER RESOURCES CONTROL BOARD; Pursuant to Government Code Section 54956.9(a)
- B. PUBLIC EMPLOYEE CLAIM - Workers' Compensation, Claimant Patrick Boxley, Pursuant to Government Code Section 54956.95(a)
- C. PUBLIC EMPLOYEE CLAIM - Workers' Compensation, Claimant Ryan Deboni, Pursuant to Government Code Section 54956.95(a)

City Attorney Noonan indicated no announcement anticipated.

15. PUBLIC NOTICES: None.

16. ADJOURNMENT:

City Council adjourned in memory of City employee Kathy Edwards at 10:00 p.m. to Regular Meeting on Tuesday, February 24, 2015.



Al Adam, Mayor
City of Thousand Oaks City Council

Attest:



Linda D. Lawrence, City Clerk
City of Thousand Oaks City Council

AGENDA POSTED: February 5, 2015
MINUTES APPROVED: February 24, 2015

EXHIBIT A

7. **CONSENT CALENDAR:**

RECOMMENDATIONS FOR ITEMS A. THROUGH G. ARE TO APPROVE

Speakers: Nick Quidwai, Newbury Park.

Motion by Councilmember Price to approve Consent Calendar, carried 4-0 by the following vote: Ayes – Fox, Bill-de la Peña, Price, and Adam; Noes - None.

- A. General, Utilities, Golf Course, and Theatres Demands – ratify February 4, 2015; approve February 11, 2015; approve February 18, 2015, subject to review and ratification
- B. Minutes of City Council meeting of January 27, 2015
- C. Approved Expenditure: Extension of Shared Revenue deal terms with Thousand Oaks Civic Arts Plaza (TOCAP) Foundation from September 1, 2015 through June 30, 2017
- D. Approved Expenditure: Hill Canyon Treatment Plant (HCTP) Dewatering Improvements (CI 5188); plans, specifications and Addenda Numbers 1 – 4; award construction contract in amount of \$1,690,200 plus contingency of \$253,530 to Cushman Contracting Corporation; Second Amendment to Contract No. 10264-2013 with AECOM Technical Services, Inc., in amount of \$336,598, plus contingency of \$33,660 for engineering support services; revised total contract not-to-exceed \$831,175; expenditure in amount of \$2,315,988 (\$1,690,200 construction contract plus \$253,530 contingency plus \$336,598 professional services agreement plus \$33,660 contingency plus \$2,000 for City furnished materials and supplies) A/C 624-5310-682-8300 (CI 5188 Wastewater Capital/ HCTP Plant Dewatering Improvements)
- E. Approved Expenditure: Direct Access Electricity Generation Purchase; Service Agreement with 3 Phases Renewables to provide electricity for 16 of City's largest electrical accounts under California's Direct Access Program; term: 2/16/15 – 2/15/18 with automatic renewal on month-to-month basis; expenditure of approximately \$780,000 FY 2014-15; authorize City Manager to execute contract based on City Council approved pricing authority
- F. Approved Expenditure: Financial reports fiscal year ended June 30, 2014 (FY 2013-14); receive and file

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EXHIBIT B

Item 9.C.

**Thousand Oaks Auto Mall Public Infrastructure Improvements Project (CI 5118)
Written Statements**

James Alden, Thousand Oaks
Joann Andrews, Thousand Oaks
Bryant Bardales, Granada Hills
Jacqueline Bishop, Thousand Oaks
Janice Blakiston, Thousand Oaks
Doug Blanton, Thousand Oaks
Chad Bordes, West Hills
Karen Branham, Simi Valley
Richard Burke, Westlake Village
Martin Cafarelli, Ventura
Robert Charnock, Thousand Oaks
Viken Chelebian, Oxnard
Ken Christ, Moorpark
Douglas Colliau, Westlake Village
Kevin Coogan, city of residence unknown
Raoul Damante, Thousand Oaks
Jennifer DeHart, Thousand Oaks
Angela DeLaRosa, Ventura
Holli Gailen, Oak Park
Jeffrey Edelman, Canoga Park
Monica Elliott, Agoura Hills
Zamarialai Farhad, Granada Hills
Brenda Flores, city of residence unknown
Nicole Flores, city of residence unknown
Jessica Garcia, Oxnard
Priscilla Garcia, Panorama City
Robert Geary, Thousand Oaks
Keith Goldberg, Simi Valley
Maryjane Handley, Camarillo
Richard Hus, Thousand Oaks
Jeff Janson, Camarillo
Kam Javid, Westlake Village
Caryl Jensen, city of residence unknown
Julie Kobayashi, Newbury Park
Ryan Lehmann, Thousand Oaks
Bill McClendon, city of residence unknown

Rebecca McGuire, Moorpark
Carter McLain, Canoga Park
Natalie Martinez, city of res.unknown
David Melton, Thousand Oaks
Daniel Mix, city of residence unknown
Debbie Moran, Thousand Oaks
Megan Myers, Moorpark
Mark Nicasastro, Thousand Oaks
Renee Norris, city of residence unknown
David Petty, Granada Hills
Julie Pound, Newbury Park
Benjamin Prachyl, Newbury Park
Shaun Rogge, Moorpark
Daniyel Rosa, Simi Valley
Houshmand Roshangah, Woodland Hills
Andrew Ross, Thousand Oaks
Shallyn Ross, Thousand Oaks
Andrew/Kelly Shaver, Westlake Village
Carolyn Shaver, Westlake Village
Ken Shaw, city of residence unknown
Ray Shideler, city of residence unknown
Sally Smeed, city of residence unknown
Juan Soriano, Newbury Park
Carlos Sosa, Simi Valley
Ron Stransky, Thousand Oaks
Jose Tejada, Camarillo
Lawrence Tewner, Agoura Hills
Jason Thomas, Oak Park
Steven Torrez, Thousand Oaks
Colleen Tsutsui, Westlake Village
Paul Turner, Thousand Oaks
Leonardo Villavicencio, Thousand Oaks
Alan Vollbrecht, Moorpark
John Watkins, Oak Park
Jim Webb, city of residence unknown