MINUTES OF THE CITY COUNCIL

Thousand Oaks, California February 24, 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, accompanied by member of First Volunteers in Policing Class Betty Horner, 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, Assistant City Manager Andrew Powers, City Clerk Linda Lawrence, Finance Director/City Treasurer John F. Adams, Community Development Director John Prescott, Human Resources Director Gary Rogers, Interim Library Director Nancy Schram, Cultural Affairs Director Barry McComb, Public Works Director Jay Spurgin, Police Chief Tim Hagel, Fire Chief Theodore Smith, Deputy City Clerk Antoinette Mann, Budget Officer Brent Sakaida, Senior Planner Jeffrey Specter, Revenue Operations Manager Melissa Hurtado, Cable Operations Supervisor Carl Jarecky, Landscape Maintenance Supervisor Kevin Wilson, Assistant Analyst Laura Maguire, 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:

5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS:

A. Mayor Adam presented Commendation and Brass Leaf Award recognizing U.S. Figure Skating 2015 Juvenile Pairs Gold Medalists Paul Yeung (Westlake High School student and son of Library Division Manager Samantha Yeung) and skating partner Altice Sollazo. Mayor Adam also presented Paul Yeung with a Brass Leaf Award honoring his 2014 First Place finish in Boys Juvenile Division.

*C. Mayor Adam introduced Police Chief Hagel who expressed his appreciation for Volunteers in Policing (VIP's) and detailed some of the services they provide; Mayor Adam presented Commendation to VIP representative Betty Horner, recognizing VIP's service to the community and their 20th Anniversary.

B. Mayor Adam presented Proclamation to California Board of Equalization Representative Alfred Konuma acknowledging the Volunteer Income Tax Assistance Program Resource Fair at Oxnard College, March 14, 2015.

6. PUBLIC COMMENTS:

Marie Lakin, city of residence unknown; Kevin Wilson, city of residence unknown; Karen Gorback, Thousand Oaks (submitted document); Jordane Schooley, Thousand Oaks; Robert Hodson, Thousand Oaks.

7. CONSENT CALENDAR:

(See Exhibit A for Consent Calendar Listing)

8. PUBLIC HEARINGS:

A. Initiation of Annexation Proceedings and Pre-zoning of Kelley Estates area; Zone Changes Z 2009-70039 and Z 2013-70275; Annexations ANX 2013-70084, ANX 2009-70044 and ANX 159; Located: along Whitegate Road, La Cam Road, and south side Alice Ann Road; Applicants: Ramin N. Khodadadi, Michael Wiggins and Shlomo Bar-Zion. Report presented by Senior Planner Specter; Community Development Director Prescott available for questions.

RESOLUTION OF APPLICATION REQUESTING VENTURA LOCAL AGENCY FORMATION COMMISSION TO INITIATE PROCEEDINGS FOR REORGANIZATION OF TERRITORY IN KELLEY ESTATES AREA (ANX 2013-70084, ANX 2009-70044 AND ANX 159) (WIGGINS, KHODADADI AND BAR ZION) RES. NO. 2015-012

ORDINANCE APPROVING PRE-ZONING FOR CERTAIN PROPERTY IN KELLEY ESTATES AREA PRIOR TO ANNEXATION; (Z 2013-70275 AND Z 2009-70039) (APPLICANTS: RAMIN KHODADADI AND MICHAEL WIGGINS) ORD.NO.1st Reading

Speaker: Sohrab Moshiri, city of residence unknown, pro.

Written Statements: None.

Mayor Adam closed public hearing.

8. PUBLIC HEARINGS: (Continued)

Motion by Councilmember Price to adopt Resolution of Application to annex subject property to City and detach from Ventura County Resource Conservation District, Ventura County Service Area No. 32 and Gold Coast Transit District; authorize Community Development Director to file necessary application with Ventura Local Agency Formation Commission (LAFCo); read in title only, further reading be waived, and if no objection introduce ordinance to establish pre-zoning to become effective upon annexation of subject properties consisting of R-E-1AC (Rural Exclusive - 1 Acre Minimum Lot Size), R-E-2AC (Rural Exclusive - 2 Acre Minimum Lot Size) and RPD-0.12U-SFD (Residential Planned Development - 0.12 Dwellings Per Net Acre - Single Family Detached), carried 4-0 by the following vote: Ayes - Fox, Bill-de la Peña, Price, and Adam; Noes - None.

9. STUDY SESSION:

A. Draft 2015 Citywide User Fees, Fines, Penalties, Rates, and Assessments (User Fees) and Development Impact Fees presented by Finance Director Adams; Community Development Director Prescott responded to questions; Budget Officer Sakaida available for questions. Additional information supplemental packet.

Motion by Councilmember Bill-de la Peña to receive information on User Fees and Development Impact Fees; schedule Public Hearing for April 28, 2015 with final decisions on User Fees adjustments to be made that evening, carried 4-0 by the following vote: Ayes - Fox, Bill-de la Peña, Price, and Adam; Noes - None.

10. DEPARTMENT REPORTS:

A. Parking Citation Software and Handheld Devices presented by Revenue Operations Manager Hurtado; Police Chief Hagel responded to questions.

Motion by Councilmember Price to approve agreement with Complus Data Innovations, Inc., to provide parking citation software and handheld devices for three year period, February 24, 2015 to February 24, 2018, with automatic annual renewals available with same terms and conditions, carried 4-0 by the following vote: Ayes - Fox, Bill-de la Peña, Price, and Adam; Noes - None.

11. COMMITTEE/COMMISSION/BOARD REPORTS:

*C. Planning Commissioner Appointment presented by Councilmember Price.

Motion by Councilmember Price to reappoint Peter Turpel for term ending December 2018, carried 4-0 by the following vote: Ayes - Fox, Bill-de la Peña, Price, and Adam; Noes - None.

*B. Planning Commissioner Appointment presented by Councilmember Bill-de la Peña.

Motion by Councilmember Bill-de la Peña to reappoint David Newman for term ending December 2018, carried 4-0 by the following vote: Ayes - Fox, Bill-de la Peña, Price, and Adam; Noes - None.

*A. Planning Commissioner Appointment presented by Councilmember Fox.

Motion by Councilmember Fox to reappoint Daryl Reynolds for term ending December 2018, carried 4-0 by the following vote: Ayes - Fox, Bill-de la Peña, Price, and Adam; Noes - None.

12. CITY COUNCIL AS SUCCESSOR AGENCY TO THOUSAND OAKS REDEVELOPMENT AGENCY REPORTS: None.

13. COUNCIL ISSUES/RECOMMENDATIONS:

A. Follow-up reports on meetings/conferences attended by Councilmembers. None.

14. CITY MANAGER:

A. Follow-up items: None.

B. Announcements and upcoming issues: City Manager Mitnick announced New West Symphony Concert Saturday, February 28, 2015, featuring local pianist Sean Chen and reviewed potential topics for the next regularly scheduled City Council meeting March 3, 2015.

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

City Attorney Noonan announced Closed Session held at 7:28 p.m.

A. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation: KAREN MONTANA, et al. v CITY OF THOUSAND OAKS; Case No. 56-2011-00408151-CU-WM-SIM; Pursuant to Government Code Section 54956.9(a)

B. CONFERENCE WITH LEGAL COUNSEL – Potential Litigation; Pursuant to Government Code Section 54956.9(d)(2), (e)(2): On December 11-12, 2014, severe rain storms in the Dos Vientos area of the City produced debris and mud flows from open space areas burned by the May 2013 Springs Fire. This debris and mud flow damaged homes, HOA property, and City property. Although the debris and mud flow damage was caused by a natural event, it is the opinion of the City Attorney that one or more homeowners whose homes were damaged may file lawsuits against the City, and therefore, a closed session is being held to review legal issues involving this matter.

City Attorney Noonan indicated no announcement anticipated.

16. PUBLIC NOTICES: None.

17. ADJOURNMENT:

City Council adjourned at 8:21 p.m. to Regular Meeting on Tuesday, March 3, 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 19, 2015
MINUTES APPROVED: March 24, 2015

*indicates item taken out of order
CCD:610-60/jld/h:/common/minutes/2015/20150224.docx

EXHIBIT A

7. CONSENT CALENDAR:

RECOMMENDATIONS FOR ITEMS A. THROUGH L. ARE TO APPROVE
RECOMMENDATIONS FOR ITEM M. IS TO ADOPT

Speakers: Erin Bell, Newbury Park; Michael Petrick, Thousand Oaks; Keith Wintermute, Newbury Park.

Additional information supplemental packet regarding Items 7.K. and 7.L.

Motion by Councilmember Price to approve Consent Calendar with exception of Item 7 L. (Lease Agreements between City and Westside Properties), carried 4-0 by the following vote: Ayes - Fox, Bill-de la Peña, Price, and Adam; Noes – None. (Item subsequently approved following discussion.)

Motion by Councilmember Adam to approve Item 7.L. with revised recommendation for 1 year terms and 90-day notification of termination provision, 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 18, 2015; approve February 25, 2015

B. Minutes of City Council meeting of February 10, 2015

C. No Appropriation/Expenditure Required: Cultural Affairs Commission Appointment (Adam, Bill-de la Peña); appointment of R. Scott Horn to fill unscheduled vacancy to serve remainder of term ending in November 2016

D. No Appropriation/Expenditure Required: Ventura County Air Pollution Control District (APCD) Advisory Committee Appointment (Price, Bill-de la Peña); appointment of Iftekhar Ali for four-year term ending January 2019

E. No Appropriation/Expenditure Required: Disabled Access Appeals and Advisory Board (DAAAB) Appointments; reappointments of Danielle Anderson and Sylvia Sullivan to fill two scheduled vacancies (Disabled-Movement Impaired) for two-year terms ending February 2017

F. Approved Expenditure: 2014 Pavement Resurfacing Program (MI 2007); Change Order No. 4 to Contract No. 10557-2014 with All American Asphalt in the amount of $468,611 for addition of several streets to resurfacing contract; Amendment No. 1 to Professional Services Contract No. 10526-2014 with BTC Labs – Vertical Five in amount of $106,539 for materials testing and quality control services; expenditure in amount of $77,004 A/C 137-5310-631-5500 (MI 2007 Gas Tax Street Resurfacing Project)

7. CONSENT CALENDAR: (Continued)

G. Approved Expenditure: Tara Reservoir Improvements Project (CI 5290); authorize advertisement for construction bids

H. Approved Expenditure: Conejo Creek North Park Main Water Line Repair; agreement with Jetoc Construction Company, Inc., for work completed to repair main line at Conejo Creek North Park in amount not-to-exceed $53,838.82; expenditure in amount of $53,838.82 A/C 611-8030-682-5699 (Water Fund/Contracted Services)

I. Additional Appropriation: Lighting and Landscape Assessment District 79-2; First Amendment to Professional Services Contract No. 10260-2013 with Harris & Associates in amount not-to-exceed $22,500 to review and update citywide Lighting Assessment District's data; revised contract total not-to-exceed $92,500; budget appropriation and expenditure in amount of $22,500 A/C 141-0000-311-1000 (Lighting District/Fund Balance) to A/C 141-5630-626-5640 (Lighting Fund/Management Fees)

J. Approved Expenditure: Agoura Hills Dial-A-Ride (DAR) Request for Proposals (RFP); direct staff to submit proposal

K. Approved Expenditure: Temporary License Agreement Between City and CBC Federal Credit Union; term 1/1/15 – 12/31/15 with automatic annual renewals subject to City Attorney approval as to form; authorize City Manager to execute Agreement

L. No Appropriation/Expenditure Required: Lease Agreements between City and Westside Properties; lease agreements with Above All Glass, Inc., Enhanced Landscape Management, Inc., and NATJAX, LLC (Smog Check) referred to collectively as "Westside Properties;" each term: 1/1/15 – 12/31/15 with automatic annual renewals as outlined in agreements; term ·and 90-day termination notification as revised in supplemental packet

M. RESOLUTION PROCLAIMING TERMINATION OF LOCAL EMERGENCY (December 2014 Winter Storms) RES. NO. 2015-011