MINUTES OF THE CITY COUNCIL

Thousand Oaks, California September 1, 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: Flag Ceremony by Thousand Oaks Police Department and Ventura County Fire Department Color Guard in recognition of September 11, 2001 anniversary. Mayor Adam led the pledge of allegiance followed by a Moment of Silence.

3. ROLL CALL:

Present: Councilmembers Andy Fox, Claudia Bill-de la Peña, Rob McCoy, 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, Library Director Heather Cousin, Public Works Director Jay Spurgin, Police Chief Tim Hagel, Fire Chief Theodore Smith, Deputy City Clerk Antoinette Mann, Deputy Cultural Affairs Director Stacy Park, Senior Civil Engineer Jim Taylor, Associate Analyst Mike Houser, Assistant Analyst Laura Maguire, Cable Operations Supervisor Carl Jarecky, Senior Stage Technician Jonathan Serret, 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 Commendation to Special Olympics World Games Athlete and Thousand Oaks resident Erik Fido, recognizing him as Silver Medal Winner in the Team Bowling category and Bronze Medal Winner in the Men's Bowling Singles division.

B. Mayor Adam introduced Conejo Valley District 13 Big League Team Manager Scott Clark, Coaches John Torosian, Kyle Jones, and League President Lee Mahannah. Manager Clark introduced team members; Mayor Adam presented Commendation acknowledging them as 2015 Big League United States Champions.

5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS: (Continued)

C. Mayor Adam introduced Lang Ranch Elementary School Odyssey of the Minds 2015 Competition coaches Angela Woo and Yun Wu who introduced student members of the "Secret Spies" team; Mayor Adam presented Commendation and Certificates to coaches and team members recognizing their accomplishments in the Regional, State and World Finals competitions.

6. PUBLIC COMMENTS:

City Manager Scott Mitnick, introduced new Library Director Heather Cousin; Beth Willer-Horwitz, Westlake Village; Peter Elliot, Westlake Village; Yvonne Brockwell, Westlake Village; Kathryn Goodspeed, Thousand Oaks; Jim Wolf, Thousand Oaks (submitted document); Valerie Hopkins, Thousand Oaks; Audrey Fayloga, Thousand Oaks; Vic Abrunzo, Thousand Oaks (Public Record Act request related to Ranch Mobilehome Park litigation); Barbara Shamoon, Thousand Oaks; Nick Quidwai, Newbury Park.

Written Statements: Tracy Greenspan, Westlake Village; Cindy Lee, Westlake Village; Lorraine Parriott, Westlake Village.

13. CITY MANAGER:

*A. Follow-up items: City Manager Mitnick indicated Conejo Recreation and Parks Department (CRPD) is responsible for management of Triunfo Canyon Park and concerns and contact information will be passed on to CRPD; explained Ranch Mobile Home Park Lawsuit is a Closed Session Item and City Attorney will provide update to City Council.

7. CONSENT CALENDAR:

(See Exhibit A for Consent Calendar Listing)

8. PUBLIC HEARINGS:

A. Hearing, advertised as required by law, opened to consider: Tax Equity and Fiscal Responsibility Act Public Hearing (TEFRA) for Issuance of Tax-Exempt Multi-family Housing Revenue Bonds by Many Mansions for Schillo Gardens Apartment Project; Located: 2825, 2837, 2849, 2861 Los Robles Road. Report presented by Community Development Director Prescott. Finance Director Adams available for questions.

8. PUBLIC HEARINGS: (Continued)

RESOLUTION APPROVING ISSUANCE OF MULTI-FAMILY HOUSING REVENUE BONDS BY CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR PURPOSE OF FINANCING ACQUISITION AND REHABILITATION OF MULTI-FAMILY RENTAL HOUSING FACILITY KNOWN AS SCHILLO GARDENS APARTMENTS RES. NO. 2015-054

Speaker: Rick Schroeder, Thousand Oaks, pro (questions only).

Written Statements: None.

Mayor Adam closed public hearing.

Motion by Councilmember Fox to adopt resolution approving issuance of bonds by California Municipal Finance Authority (CMFA) not-to-exceed $10,000,000 for benefit of Many Mansions to provide for financing of acquisition and rehabilitation of Schillo Gardens Apartment Project, such adoption solely for purposes of satisfying requirements of TEFRA, which includes compliance with federal- and state-mandated processes, carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes - None.

B. Hearing, advertised as required by law, opened to consider: Lighting Assessment District No. 79-2 Annexation FY 2016-17 (Tract 5465) presented by Senior Civil Engineer Taylor; Public Works Director Spurgin available for questions.

RESOLUTION DECLARING PROPERTY OWNER AFFIRMATION OF ANNEXATION OF TERRITORY TO THOUSAND OAKS LANDSCAPE AND LIGHTING DISTRICT NO. 79-2, FISCAL YEAR 2016/2017
RES. NO. 2015-055

Speaker/Statement Cards: None.

Mayor Adam closed public hearing.

City Clerk Lawrence announced tabulation results in favor of assessment and annexation: Yes $97.65; No- $0.

Motion by Councilmember McCoy to receive ballot from seven-lot tract developer for Lighting Assessment District annexation; adopt resolution approving annexation of seven lots to City's Lighting Assessment District, carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes - None.

9. DEPARTMENT REPORTS:

A. Thousand Oaks Boulevard Trolley Service presented by Associate Analyst Houser; City Manager Mitnick and Public Works Director Spurgin responded to questions.

Speaker: Nick Quidwai, Newbury Park.

Motion by Councilmember Bill-de la Peña to receive report on trolley service options on Thousand Oaks Boulevard; direct staff to reserve examination of trolley/shuttle service for 2016 Transit Master Plan; in addition to reviewing existing fixed bus routes to evaluate opportunities for enhancement, include outreach to businesses on Thousand Oaks Boulevard with discussion regarding possible trolley/shuttle services; add question(s) regarding trolley/shuttle service to 2017 Community Attitude Survey; and as part of Thousand Oaks Boulevard Specific Plan development process, explore building in some recovery costs for on-going costs, carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes - None.

10. COMMITTEE/COMMISSION/BOARD REPORTS:

A. Planning Commission Appointment presented by Councilmember McCoy.

Speaker: Nick Quidwai, Newbury Park.

Motion by Councilmember McCoy to approve appointment of Jeff Alexander to fill scheduled vacancy to serve term ending December 2016, carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes - None.

B. Traffic and Transportation Advisory Commission Appointment presented by Councilmember McCoy.

Speaker: Nick Quidwai, Newbury Park.

Motion by Councilmember McCoy to approve appointment of Thomas Gregory II to fill scheduled vacancy to serve term ending December 2016, carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes - 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: (Continued)

A. Follow-up items: Nothing additional.

B. Announcements and upcoming issues: City Manager Mitnick reviewed potential topics for the next regularly scheduled City Council meeting September 15, 2015.

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

City Attorney Noonan announced Closed Session held at 8:00 p.m.

A. CONFERENCE WITH LEGAL COUNSEL - Existing Litigation: *LEO RAMPERSAD (Montana/SAFE) v. CITY OF THOUSAND OAKS*; Case No. 56-2011-00408151; Pursuant to Government Code Section 54956.9(a)

B. CONFERENCE WITH LEGAL COUNSEL - Existing Litigation: *CITY OF THOUSAND OAKS* v. PARKING NETWORK; Case No. 56-2012-00415100; Pursuant to Government Code Section 54956.9(a)

C. CONFERENCE WITH LEGAL COUNSEL - Anticipated Litigation: Claim of ARGO Chemical, Claim No. 1289-2015; Pursuant to Government Code Section 54956.9(b)(3)(C)

D. CONFERENCE WITH LEGAL COUNSEL - Anticipated Litigation: Claim of ARGO Chemical, Claim No. 1290-2015; Pursuant to Government Code Section 54956.9(b)(3)(C)

City Attorney Noonan indicated no announcement anticipated.

15. PUBLIC NOTICES: None.

16. ADJOURNMENT:

City Council adjourned at 8:57 p.m. in memory of Gerald Wing, retired City employee and Mel Silberberg, long-time City resident and former Council on Aging member, to Regular Meeting on Tuesday, September 15, 2015.

Al Adam, Mayor
City of Thousand Oaks City Council

Attest:

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

AGENDA POSTED: August 27, 2015
MINUTES APPROVED: September 15, 2015

*indicates item taken out of order
CCD:610-60/jld/h:/common/minutes/2015/20150901.docx

EXHIBIT A

7. CONSENT CALENDAR:

RECOMMENDATIONS FOR ITEMS A. THROUGH N. ARE TO APPROVE
RECOMMENDATIONS FOR ITEM O. IS TO ADOPT
RECOMMENDATION FOR ITEM P. IS THAT ORDINANCE BE READ IN TITLE ONLY, FURTHER READING BE WAIVED, AND IF NO OBJECTION, INTRODUCED

Speaker: Nick Quidwai, Newbury Park.

Additional information supplemental packet regarding Item 7.F.

Motion by Councilmember Price to approve Consent Calendar with revised recommendation to Item 7.F. (Ratify actions authorized by City Manager during 2015 City Council summer recess) carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes – None.

A. General, Utilities, Golf Course, and Theatres Demands – ratify July 22, 2015, July 29, 2015, August 5, 2015, August 12, 2015, August 19, 2015, and August 26, 2015; approve September 2, 2015; approve September 9, 2015, subject to review and ratification

B. Minutes of City Council Regular Meeting of July 14, 2015

C. No Appropriation/Expenditure Required: Community Funding Review Committee Appointments (Price/McCoy); appointments of Audrey Brown, Gus Gougas, and Leslie Ziegler and reappointment of Margaret Ambrose to fill four scheduled vacancies to serve two-year terms ending July 2017; appointment of D.J. Greene to fill unscheduled vacancy to serve unexpired term ending July 2016

D. Additional Appropriation: "Spokes in the Oaks" Open Streets Festival October 31, 2015; additional budget appropriation and expenditure in amount not-to-exceed $50,000 A/C 001-1240-484-0000 (SPOK15, General Fund – Special Events) to A/C 001-1240-674-5699 (SPOK15, Professional & Contractual Services)

7. CONSENT CALENDAR: (Continued)

E. Additional Appropriation: Video Streaming of Public Meetings and Technology Enhancements; award contract to Granicus, Inc., in amount not-to-exceed $241,233 for annual software services; term: 9/1/15 – 8/30/20; authorize staff to waive formal Request for Proposal/ Qualifications process for purchase of video streaming hardware, meeting efficiency software, and boards and commission software; approve Granicus, Inc., as sole source vendor pursuant to Thousand Oaks Municipal Code Section 3-10.202(b)(2); budget appropriation in amount of $17,400 A/C 883-0000-241-9900 (MSFALC - Public Educational, Government (PEG) funds); $8,300 to A/C 001-2110-611-6499 (Rental Fees Other) and $9,100 to A/C 001-2110-611-3300 (Equipment less than $5,000); expenditure in amount of $52,465 FY 2015-16 and $34,000 FY 2016-17 A/C 001-2110-611-6499 (Rental Fees Other); expenditure in amount of $9,100 FY 2015-16 A/C 001-2110-611-3300 (Equipment less than $5,000); expenditure in amount of $1,000 FY 2015-16 A/C 001-3410-612-3300 (Equipment less than $5,000); expenditure in amount of $6,000 FY 2015-16 A/C 883-0000-241-9900 (MSFALC - PEG funds)

F. No Appropriation/Expenditure Required: Ratify actions authorized by City Manager during 2015 City Council summer recess as identified in report: 1) Two-Year Extension of Thousand Oaks Civic Arts Plaza Foundation Acting as Concessionaire for Civic Arts Plaza Theatres; 2) Surety Bond Claim in the Amount of $20,545.51 for Lexon Insurance Company against SGM Fitness, Inc., pursuant to TOMC 5-22-03; no action on Crown Castle NG West LLC Leases as outlined in Supplemental Packet

G. No Appropriation/Expenditure Required: Designate Mayor Pro Tempore Joel Price as Voting Delegate and Councilmember Rob McCoy and Legislative Affairs Manager Mina Layba as Alternate Voting Delegates to represent City at 2015 League of California Cities (LCC) Annual Conference Business Meeting scheduled for October 2, 2015

H. Additional Appropriation Fully Offset by Grant Revenue: Purchase and installation of Compressed Natural Gas (CNG) station control system and fuel dispenser in amount of $116,600 from Trillium CNG (CI 5204); authorize staff to waive formal Request for Proposal/Qualifications process and approve Trillium CNG as sole source vendor pursuant to Thousand Oaks Municipal Code Section 3-10.202 (b)(2); carryover of $24,096 Proposition 1B grant funds for CI 5204 Fueling Station Facility Improvements from FY 2014-15 to FY 2015-16; budget appropriation in amount of $92,500 A/C 183-0000-438-4200 (CMAQ Grant Revenue) to A/C 183-5640-631-8400 (CI 5204 CMAQ Grant/Fueling Station); expenditure in amount of $116,600 A/C 183-5640-631-8400 (CI 5204 Fueling Facilities)

7. CONSENT CALENDAR: (Continued)

I. Approved Expenditure: Supply and delivery of three chemicals to Hill Canyon Wastewater Treatment Plant (HCTP); service agreements with California Water Technologies in amount not-to-exceed $300,000 for Ferric Chloride, JCI Jones Chemicals, Inc., in amount not-to-exceed $380,000 for Sodium Bisulfite, and Olin Chlor Alkali Products in amount not-to-exceed $410,000 for Sodium Hypochlorite; each term: 9/1/15 – 9/22/17; expenditures in amount of $545,000 FY 2015-16 and $545,000 FY 2016-17 A/C 621-8250-685-3242 (HCTP/Wastewater Chemical Supplies)

J. Approved Expenditure: Route 101/23 Interchange Improvements (CI 5172); expenditure in amount of $90,773.87 A/C 135-5310-631-8300 (CI 5172 TDA/CI5172 101/23 Interchange Capital Improvement) for additional Verizon relocation costs

K. Additional Appropriation: Los Feliz Drive Sidewalk Project, Phase II (CI 5241); project plans, specifications, and Addenda No. 1; award construction contract in amount of $881,466 plus contingency of $154,034 to C S Legacy Construction, Inc.; budget appropriation in amount of $66,700 A/C 135-0000-311-1000 (TDA Article 8A Fund Balance) to A/C 135-5310-631-8300 (CI 5241 TDA Article 8A/Los Feliz Conejo School Road Project); expenditure in amount of $1,075,500 ($881,466 construction contract plus $154,034 construction contingency, plus $35,000 for Control/Quality Assurance Inspection and Testing, plus $5,000 for City furnished materials and supplies) as follows: $299,900 A/C136-5310-631-8300 (CI 5241, TDA Article 3/Los Feliz Conejo School Road Project); $181,000 A/C 183-5310-631-8300 (CI 5241, Grant Funds/Los Feliz Conejo School Road Project); $527,900 from A/C 543-5310-631-8300 (CI 5241 Thousand Oaks Road Improvement Developer Fees/Los Feliz Conejo School Road Project); and $66,700 A/C 135-5310-631-8300 (CI 5241 TDA Article 8A/Los Feliz Conejo School Road Project)

L. Approved Expenditure: First Amendment to Contract #10245-2013 with Benefit Funding Services Group in amount not-to-exceed $21,600 per year for professional consultant services in conjunction with City's deferred compensation plan; term: 10/1/15 – 9/30/17; revised total contract not-to-exceed $91,200; expenditure in amount not-to-exceed $21,600 per year A/C 001-3010-612-5640 (Management Fees)

7. CONSENT CALENDAR: (Continued)

M. Additional Appropriation Fully Offset by Grant Revenue: Acceptance of County of Ventura's Homeland Security grant in amount of $10,000 for Thousand Oaks Police Department's Disaster Assistance Response Team (DART); additional budget appropriation in amount of $5,000 and expenditure of $10,000 A/C 001-6740-438-9900 (OES008 Grant Revenue) to A/C 001-6740-627-3300 (DART Equipment less than $5,000)

N. Approved Expenditure: Verizon/Frontier Cable Franchise Control Transfer; adopt resolution

RESOLUTION CONSENTING TO TRANSFER OF CONTROL OF FRANCHISEE FROM VERIZON CALIFORNIA INC. TO FRONTIER COMMUNICATIONS CORPORATION RES. NO. 2015-052

O. RESOLUTION SETTING CITY COUNCIL MEETING SCHEDULE FOR CALENDAR YEAR 2016 RES. NO. 2015-053

P. No Appropriation/Expenditure Required: Ordinance amending City's Election campaign contribution limit to $510.00 per contributor

ORDINANCE AMENDING SECTIONS OF MUNICIPAL CODE ADJUSTING CAMPAIGN CONTRIBUTION LIMITS TO REFLECT CHANGES IN CALIFORNIA CONSUMER PRICE INDEX (CPI) ORD.NO.1st Reading