

MINUTES OF THE CITY COUNCIL

Thousand Oaks, California

November 10, 2015

1. CALL TO ORDER:

Mayor Al Adam called the meeting to order at 6:03 p.m. in Council Chambers, 2100 Thousand Oaks Boulevard, Thousand Oaks, California.

2. PLEDGE OF ALLEGIANCE: Mayor Adam, accompanied by Associate Analyst Francine Sprigel, led the pledge of allegiance.

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, Library Director Heather Cousin, Cultural Affairs Director Barry McComb, Public Works Director Jay Spurgin, Police Chief Tim Hagel, Fire Chief Theodore Smith, Economic Development Manager Haider Alawami, Deputy City Clerk Antoinette Mann, Deputy Finance Director Jaime Boscarino, Deputy Public Works Directors Cliff Finley and John Smallis, Engineering Division Manager Nader Heydari, Senior Planners Stephen Kearns and Jeff Specter, Senior Civil Engineer Jim Mashiko, Cable Operations Supervisor Carl Jarecky, Landscape Supervisor Kevin Wilson, Associate Analysts Jana Covell and Francine Sprigel, Assistant Analysts Chris Ball and Laura Maguire, Senior Stage Technician Jonathan Serret, Senior Video Specialist Richard Swingler, Production Assistant Christian Phelps, 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 Proclamations to Soroptimist International of the Conejo Vice-President Debbie Cutler, designating October 2015 "Breast Cancer Awareness Month" and November 2015 "End Domestic Violence Month."

City Attorney Noonan spoke about her personal battle with breast cancer.

- B. Mayor Adam introduced Thousand Oaks Girls Softball Association 12 and Under Gold 2015 All-Star Team and Team Manager Glenn Trapse to highlight season as 2015 Western District Champions, runner-ups in Southern California State Championship, and American Softball Association 12B National Tournament Champions; and introduce coaches and team members; Mayor Adam presented Commendation.

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5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS: (Continued)

C. Cultural Arts Director McComb highlighted 2015/16 Theatre Season programming.

Cabrillo Music Theatre Artistic Director Lewis Wilkenfeld introduced cast members  
D. to perform a song from its upcoming production "Holiday Family Show for the Troops."

6. PUBLIC COMMENTS:

Public Works Director Jay Spurgin, Thousand Oaks; Billy Martin, Thousand Oaks; Pat Johnson, Westlake Village; Nan Young, Thousand Oaks; Joan Edwards, Westlake Village; Adam Haverstock, Greater Conejo Valley Chamber of Commerce; Nick Quidwaj, Newbury Park; Patrissha Booker, Thousand Oaks.

7. CONSENT CALENDAR:

(See Exhibit A for Consent Calendar Listing)

8. PUBLIC HEARINGS:

A. Hearing, advertised as required by law, previously opened to consider: Ordinance Modifying City's Oak and Landmark Tree Ordinances Municipal Code Amendment MCA 2014-70145 (Continued on Closed Hearing Basis from October 20, 2015) presented by Senior Planner Kearns; Community Development Director Prescott and Landscape Maintenance Supervisor Wilson answered questions. Additional information supplemental packet

ORDINANCE AMENDING THOUSAND OAKS MUNICIPAL CODE TO RE-TITLE CHAPTERS 14 AND 24 OF TITLE 5 AS ARTICLES 42 AND 43, RESPECTIVELY, OF CHAPTER 4 OF TITLE 9 AND TO RE-NUMBER THE RESPECTIVE SECTIONS WITHIN EACH ARTICLE ACCORDINGLY, AND TO AMEND SECTIONS WITHIN SAID ARTICLES, AS RE-TITLED AND RE-NUMBERED, TO MODIFY PROCEDURES FOR CONSIDERING APPLICATIONS TO REMOVE OAK AND OTHER LANDMARK TREES, AND REMOVE THE EXEMPTION STANDARD FOR OWNER-PLANTED OAK TREES (MCA 2014-70145) ORD.NO. 1st Reading

Speakers: Marilyn Carpenter, Thousand Oaks, card not marked; Don Huffman, Westlake Village, pro.

Written Statements: None.

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8. PUBLIC HEARINGS: (Continued)

Mayor Adam closed public hearing.

Motion by Councilmember Fox to read ordinance in title only, further reading be waived, and, if no objection, introduce ordinance, carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes – None; Absent – None.

Councilmember Fox absent 7:48 p.m.; present 7:50 p.m.

- B. Hearing, advertised as required by law, opened to consider: Pre-zoning Z 2015-70338 and initiation of annexation ANX 2015-70331; Applicant: Dirk and Maryann Gastaldo; Located: southwest corner Elm Road and Combs Road, presented by Senior Planner Specter.

RESOLUTION REQUESTING VENTURA LOCAL AGENCY FORMATION COMMISSION INITIATE PROCEEDINGS FOR REORGANIZATION OF TERRITORY AT SOUTHWEST CORNER OF ELM ROAD AND COMBS ROAD (ANX 2015-70331) (DIRK AND MARYANN GASTALDO) RES. NO. 2015-072

ORDINANCE PRE-ZONING PROPERTY AT SOUTHWEST CORNER OF ELM ROAD AND COMBS ROAD PRIOR TO ANNEXATION; (Z 2015-70338) (APPLICANT: DIRK AND MARYANN GASTALDO) ORD.NO. 1st Reading

Speakers: Dirk Gastaldo, Newbury Park, pro; Shirley Shaw, Ventura County unincorporated area, card not marked.

Written Statements: None.

Mayor Adam closed public hearing.

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), and read in title only, further reading to be waived, and, if no objection, introduce Ordinance to establish R-A (Rural Agriculture) pre-zoning to become effective upon annexation of subject properties, carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes – None; Absent – None.

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9. DEPARTMENT REPORTS:

- A. Traffic Control Measures – Newbury Road, East of Haigh Road Six Month Status Report presented by Senior Civil Engineer Mashiko; Police Chief Hagel and Deputy Public Works Director Finley answered questions. Additional information supplemental packet

Speakers: Rick McHenry, Thousand Oaks; Nick Quidwai, Newbury Park.

Written Statements: Roy Kautz, Newbury Park.

Motion by Councilmember Price to receive status report with installation of traffic control devices or speed humps on Newbury Road not recommended at this time, carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes – None; Absent – None.

10. COMMITTEE/COMMISSION/BOARD REPORTS:

- A. Annual Report – Council on Aging (COA) Report presented by Council on Aging Chair Nick Fotheringham; Library Director Cousin and Associate Analyst Sprigel available for questions.

Motion by Councilmember Price to receive COA Annual Report, Senior Adult Master Plan (SAMP) Implementation Update, and Strategies for FY 2015-16, carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes – None; Absent – None.

- B. FY 2015-16 Sports Facilities Endowment Fund (SFEF) Grants (Community Funding Review Committee) presented by Community Funding Review Committee Chair Margaret Ambrose; Library Director Cousin and Associate Analyst Covell available for questions.

Motion by Councilmember McCoy to award eleven (11) FY 2015-16 Sports Facilities Endowment Fund grants totaling \$93,188 to applicants identified in report (Exhibit B); authorize expenditure in amount of \$93,188 A/C 001-1120-611-5920 (SF2016 City Endowment Grant Account), carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes – None; Absent – None.

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

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12. COUNCIL ISSUES/RECOMMENDATIONS:

A. Follow-up reports on meetings/conferences attended by Councilmembers.

1. National League of Cities (NLC) Congress of Cities Annual Conference November 4 – 7, 2015 presented by Councilmember Price. Additional information supplemental packet.

Report received.

13. CITY MANAGER:

A. Follow-up items: None.

B. Announcements and upcoming issues: City Manager Mitnick announced City offices closed tomorrow for Veterans Day; many Veterans Day celebrations are planned in the County; Mayor Adam will present State of the City Luncheon at California Lutheran University on December 1, 2015, and next regularly scheduled City Council Reorganization meeting will be on December 1, 2015, at 6 p.m.; reviewed agenda for City Council Reorganization meeting and potential topics for December 15, 2015 meeting.

14. CLOSED SESSIONS REQUESTED: City Council Conference Room 2<sup>nd</sup> floor.

City Attorney Noonan announced Closed Sessions held at 8:42 p.m.

Speakers: Nick Quidwai, Newbury Park.

Additional information supplemental packet regarding Items 14.A. and 14.B.

- A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Title: City Attorney; Pursuant to Government Code Section 54957(b)(1)
- B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Title: City Manager; Pursuant to Government Code Section 54957(b)(1)
- C. CONFERENCE WITH LABOR NEGOTIATORS – City designated representatives: Mayor Al Adam and Human Resources Director Gary Rogers; unrepresented employees: City Manager and City Attorney; Pursuant to Government Code Section 54957.6

City Attorney Noonan indicated no announcement anticipated.

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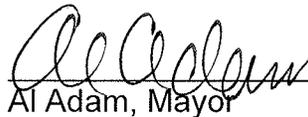
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15. PUBLIC NOTICES: None.

16. ADJOURNMENT:

City Council adjourned at 10:35 p.m. to Reorganization Meeting, 6:00 p.m., December 1, 2015 (November 24, 2015 City Council Meeting canceled).



Al Adam, Mayor

City of Thousand Oaks City Council

Attest:



Linda D. Lawrence, City Clerk

City of Thousand Oaks City Council

AGENDA POSTED: November 5, 2015

MINUTES APPROVED: December 15, 2015

**EXHIBIT A**7. CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH L. ARE TO APPROVE  
RECOMMENDATIONS FOR ITEMS M. THROUGH N. ARE TO ADOPT*

Speaker: Nick Quidwai, Newbury Park.

Additional information supplemental packet regarding Item 7.M.

Motion by Councilmember Fox to approve Consent Calendar with exception of Items 7.B. (Minutes of City Council Regular Meeting of October 20, 2015) and 7.F. [Thousand Oaks Boulevard Streetscape Improvements (CI 5391)], carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes – None; Absent – None. (Items subsequently approved following discussion.)

Motion by Councilmember Price to approve Consent Calendar Item 7.B. with corrections to reflect accurate non-attendance of Councilmember Price for items 9.B. and 10.A., carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes – None; Absent – None.

Motion by Councilmember Bill-de la Peña to approve Consent Calendar Item 7.F. with consideration of Valley Oak Trees as a gateway to Civic Arts Plaza streetscape treatment and clarification of the language that the completed concept design be reviewed by City Council before moving on to next phase, carried 5-0 by the following vote: Ayes – Fox, Bill-de la Peña, McCoy, Price, and Adam; Noes – None; Absent – None.

- A. General, Utilities, Golf Course, and Theatres Demands – ratify October 28, 2015 and November 4, 2015; approve November 11, 2015; approve November 18, 2015, November 25, 2015, December 2, 2015, and December 9, 2015, subject to review and ratification
- B. Minutes of City Council Regular Meeting of October 20, 2015
- C. Additional Appropriation: Purchase two lighting control boards in amount of \$36,008 from Polaris Lighting, Inc.; purchase one 14,000 Lumens/DLP Projector and required lens in amount of \$42,433 from Darvik Productions; budget appropriation in amount of \$78,500; expenditures in amount of \$78,441, as detailed in staff report

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7. CONSENT CALENDAR: (Continued)

- D. Approved Expenditure: Disposition of City-owned land adjacent to 2629 Whitechapel Place; authorize City Manager, or designee, to execute all documents necessary to transfer portion of APN 571-0-080-175 from City to adjacent property owners (Hugo and Teresa Vargas)
- E. Approved Expenditure: Undergrounding Thousand Oaks Boulevard Overhead Utility Lines (CI 5331); list of pre-qualified contractors to bid project; authorize advertisement for construction bids; Amendment No. 1 to Contract No. 10842-2015 with Stantec Consulting Services, Inc. in amount of \$19,000 plus \$2,500 contingency for preparation of stormwater pollution prevention plans, final bid package, and bid phase engineering support services A/C 521-5210-631-5500 (CI 5331 SA Bond Proceeds/Thousand Oaks Blvd Undergrounding); revised contract total not-to-exceed \$67,000; expenditure in amount not-to-exceed \$12,000 for acquisition of final easements required at 3297 Thousand Oaks Boulevard A/C 521-5210-631-8620 (CI 5331 SA Bond Proceeds/Thousand Oaks Blvd Undergrounding); expenditure in amount not-to-exceed \$25,000 for survey monument identification and preservation to protect all existing street and property line survey monuments A/C 521-5210-631-5500 (CI 5331 SA Bond Proceeds/Thousand Oaks Blvd Undergrounding); expenditure in amount not-to-exceed \$3,000 for acquisition of easement and associated other fees required at Conejo Open Space Conservation Agency Parcel APN 680-0-230-745 A/C 521-5210-631-8620 (CI 5331 SA Bond Proceeds/Thousand Oaks Blvd Undergrounding)
- F. Approved Expenditure: Thousand Oaks Boulevard Streetscape Improvements (CI 5391); Task Order No. 1 to Agreement No. 10730-2014 with MNS Engineers, Inc. in amount not-to-exceed \$117,650 for professional engineering services to prepare Preliminary/Conceptual Design; expenditure in amount of \$124,300 (\$117,650 agreement, plus \$5,650 contingency and \$1,000 for City furnished materials and supplies) A/C 001-5310-682-8300 (CI 5391 Thousand Oaks Blvd. Streetscape Improvements)
- G. Additional Appropriation: Purchase Geographic Information System (GIS) Data; authorize City Manager to sign Letter of Intent with Channel Islands Regional GIS to commit to participate in cooperative purchase of Light Detection and Ranging (LIDAR) GIS elevation and contour data in amount not-to-exceed \$77,000; authorize staff to waive formal Request for Proposal/Qualifications (RFP/Q) process; budget appropriation and expenditure in amount not-to-exceed \$77,000, as detailed in staff report

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7. CONSENT CALENDAR: (Continued)

- H. Approved Expenditure: 1994-1 Community Facilities District (Marketplace Public Pedestrian, Traffic Circulation, and Parking Facilities) Annual Report; receive and file report in compliance with Local Agency Special Tax Bond and Accountability Act
- I. Approved Expenditure: Thousand Oaks Educational Facilities Endowment Fund; Conejo Valley Unified School District capital improvement project list and distribution of \$500,000
- J. Approved Expenditure: Thousand Oaks Plan to Assist School Sites (TOPASS) Annual Project List FY 2014-15 totaling \$2,895,827 submitted by Conejo Valley Unified School District (CVUSD)
- K. Approved Expenditure: Citywide Janitorial Supply Contract; “piggyback” agreement using City of Tucson, AZ janitorial supply contract through National IPA with award to Network Distribution by Design (California provider Waxie Sanitary Supplies) for janitorial supplies and equipment; term: 8/2/15 – 8/1/17 with option to extend additional three years to 8/1/20; expenditure in amount not-to-exceed \$400,000 for duration of contract from various accounts related to Citywide facilities
- L. Approved Expenditure: Route 101/23 Interchange Improvements (CI 5172); Third Amendment (Funding Summary 4) to Cooperative and Reimbursement (AB 3090) Agreement No. 07-4955 with State of California Department of Transportation (Caltrans); authorize City Manager to execute amendment to Cooperative Agreement with Caltrans and Ventura County Transportation Commission; adopt resolution

RESOLUTION APPROVING THIRD AMENDMENT (FUNDING SUMMARY 4) TO COOPERATIVE AND REIMBURSEMENT AGREEMENT NO. 07-4955 WITH STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION AND VENTURA COUNTY TRANSPORTATION COMMISSION TO ADVANCE ROUTE 101/23 INTERCHANGE IMPROVEMENTS PROJECT (CI 5172) INCLUDED IN STATE TRANSPORTATION IMPROVEMENT PROGRAM (STIP) TO EARLIER FISCAL YEAR THROUGH USE OF ITS OWN FUNDS

RES. NO. 2015-068

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7. CONSENT CALENDAR: (Continued)

- M. Approved Expenditure: 2016 Solid Waste Rate Adjustments and Non-Exclusive Waste Franchise Agreements; adopt resolution approving rate adjustments for solid waste collection services effective 1/1/16; adopt resolution approving Non-Exclusive Franchise Agreements with Anderson Rubbish Disposal; Grounds Maintenance Services; Harrison Industries/Newbury Disposal Company; Haul4Me.com; J&L Hauling and Disposal, Inc.; Ware Disposal, Inc.; Waste Management and Zacarro Rolloff; terms 1/1/16 – 12/31/18 with automatic two additional years commencing 1/1/19 – 12/31/20

RESOLUTION ESTABLISHING 2016 RESIDENTIAL AND COMMERCIAL  
SOLID WASTE RATE SCHEDULES RES. NO. 2015-069

RESOLUTION APPROVING NON-EXCLUSIVE SOLID WASTE FRANCHISE AGREEMENTS WITH HARRISON INDUSTRIES/ NEWBURY DISPOSAL COMPANY; J&L HAULING AND DISPOSAL, INC.; JTZ, INC., DBA ZACARRO ROLLOFF; KEVIN PERSONS, INC., DBA GROUNDS MAINTENANCE SERVICES; SEA/SUE, INC., DBA ANDERSON RUBBISH DISPOSAL; UNITED PROPERTY SERVICES, INC., DBA HAUL4ME.COM; USA WASTE OF CALIFORNIA, INC., A DELAWARE CORPORATION, A WASTE MANAGEMENT COMPANY; AND WARE DISPOSAL, INC.

RES. NO. 2015-070

- N. Approved Expenditure: Internal Equity Adjustments to Four (4) Thousand Oaks City Employees Association (TOCEA) Classifications

RESOLUTION ESTABLISHING NEW SALARY SCHEDULE FOR THOUSAND OAKS CITY EMPLOYEE ASSOCIATION (TOCEA), AND RESCINDING RESOLUTION NO. 2015-032 RES. NO. 2015-071

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**EXHIBIT B**

Item 10.B. FY 2015-16 Sports Facilities Endowment Fund (CEEF)  
Grants - Requests and Recommendations

<b>#</b>	<b>Organization</b>	<b>Grant Request</b>	<b>Recommended Award</b>
1	Southeast County YMCA	\$25,000.00	\$25,000.00
2	WHS Baseball Boosters	\$20,000.00	\$20,000.00
3	WHS Football Boosters	\$15,000.00	\$15,000.00
4	TOHS Boys Water Polo Boosters	\$7,000.00	\$7,000.00
5	TOHS Football Boosters	\$5,011.00	\$5,011.00
6	Newbury Park High School	\$5,000.00	\$5,000.00
7	NPHS Baseball Boosters	\$5,000.00	\$5,000.00
8	Conejo Valley Little League	\$3,177.00	\$3,177.00
9	Equestrian Trails, Corral #37	\$3,000.00	\$3,000.00
10	TOHS Softball Boosters	\$3,000.00	\$3,000.00
11	NPHS Cross Country Boosters	\$2,000.00	\$2,000.00
	<b>TOTAL:</b>	<b>\$93,188.00</b>	<b>\$93,188.00</b>

