

## City Council

**REGULAR MEETING**  
**Tuesday, January 26, 2016, 6:00 P.M.**  
**Council Chambers**



**Joel R. Price, Mayor**  
**Claudia Bill-de la Peña, Mayor Pro Tem**  
**Andrew P. Fox, Councilmember**  
**Al Adam, Councilmember**  
**Rob McCoy, Councilmember**

### Executive Team

Scott Mitnick, City Manager  
Andrew Powers, Assistant City Manager  
John C. Prescott, Comm. Dev. Director  
Antoinette M. Mann, Interim City Clerk  
Barry McComb, Cultural Affairs Director  
Tim Hagel, Police Chief  
Jim Friedl, General Manager, CRPD

Tracy M. Noonan, City Attorney  
John F. Adams, Finance Director/City Treasurer  
Jay Spurgin, Public Works Director  
Gary Rogers, Human Resources Director  
Heather Cousin, Library Director  
Theodore E. Smith, 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](http://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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January 26, 2016

RES. NO. 2016-003  
ORD. NO. 1612-NS

1. CALL TO ORDER: 6:00 p.m.
2. PLEDGE OF ALLEGIANCE:
3. ROLL CALL: Councilmembers Fox, Adam, McCoy, Bill-de la Peña, and Mayor Price
4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM:
5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS:
  - A. Recognition – California Lutheran University (CLU) Women’s Regals Volleyball Team
  - B. Performance – Cabrillo Music Theatre “Forum”
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A pages 5 thru 6 for Consent Calendar listing)
8. PUBLIC HEARINGS: None
9. DEPARTMENT REPORTS:
  - A. [Conejo Valley Groundwater Study Update \(MI 2104\)](#)

RECOMMENDATION: Receive presentation and provide input/comments
  - B. [Fiscal Sustainability Study](#)

RECOMMENDATION:

    1. Receive and file report.
    2. Provide direction to develop a process to establish recommendations/options necessary to ensure long-term fiscal sustainability of the City.
10. COMMITTEE/COMMISSION/BOARD REPORTS: None

CITY OF THOUSAND OAKS CITY COUNCIL AGENDA

Thousand Oaks, California

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January 26, 2016

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

1. [U.S. Conference of Mayors January 19 – 22, 2016 \(Price\) – Report to be provided](#)

RECOMMENDATION: Receive report

2. [New Mayors and Council Members Academy January 20 – 22, 2016 \(McCoy\) – Report to be provided](#)

RECOMMENDATION: Receive report

13. CITY MANAGER:

A. Follow-up items

B. Announcements and upcoming issues

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

A. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation: *CASTRO, et al. v CITY OF THOUSAND OAKS*; Second Appellate District Case No. B258649; VCSC Case No. 56-2013-00432039-CU-PA-VTA; Pursuant to Government Code Section 54956.9(a)

B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: *Leo Rampersad (Montana/SAFE) v. City of Thousand Oaks*; Case No. 56-2011-00408151-CU-WM-SIM; Pursuant to Government Code Section 54956.9(a)

15. PUBLIC NOTICES:

Items listed under Public Notices are a matter of public record only. These items do not require City Council action.

A. [Approval of Final Map Tract 5931; Condominium Residential One Lot Subdivision; Location: Jensen and Clay Courts; Developer: Ventures Homebuilding, LLC](#)

16. ADJOURNMENT:

Adjourn to Regular Meeting February 9, 2016

Agenda Post Date/Time: January 21, 2016, 5:00 p.m.

CCD:610-40/h:/common/agenda/ 2016/01-26-2016/01-26-16.docx

## EXHIBIT A

### 7. CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH K. ARE TO APPROVE  
RECOMMENDATION FOR ITEM L. IS TO ADOPT*

- A. General, Utilities, Golf Course, and Theatres Demands – ratify January 20, 2016; approve January 27, 2016; approve February 3, 2016, subject to review and ratification
- B. [Minutes of City Council meeting of January 12, 2016](#)
- C. [No Additional Funding Required: Southern California Gas Company easement exchange; authorize City Engineer to process and sign all necessary documents to accept vacation of existing easement and dedication of new permanent gas line and valve easements within City property \(APN 520-0-180-155 and 175\) at Hill Canyon Road in addition to temporary construction easement for an amount equal to \\$5,000; budget appropriation in amount of \\$5,000 A/C 624-0000-486-0000 \(Wastewater Capital/ Miscellaneous Revenue\)](#)
- D. [Additional Appropriation Fully Offset by Grant and TDA Funds: Purchase Transit Support Vehicle \(CI 5408\); one 2016 Ford Focus electric vehicle from Fritts Ford in amount of \\$28,881.50; budget appropriation in amount of \\$28,900 \(\\$22,740 Proposition 1B grant, plus accumulated interest, and \\$6,160 in TDA Article 4\); expenditure in amount of \\$28,881.50 as detailed in staff report](#)
- E. [Approved Expenditure: Arc Flash Improvements \(CI 5270\); award agreement to Northern Digital, Inc., in amount of \\$77,350; term: 1/26/16 – 12/31/16; expenditure in amount of \\$68,755.55 A/C 613-5310-685-8300 \(CI 5270 Arc Flash Water Capital Fund\); budget transfer and expenditure in amount of \\$8,594.45 A/C 624-8250-682-5500 \(MI 2055 HCTP Unscheduled Repairs/Wastewater Capital Fund\) to A/C 624-5310-682-8300 \(CI 5270 Arc Flash/Wastewater Capital Fund\)](#)
- F. [Approved Expenditure: First Amendment to Software License and Maintenance Agreement No. 10892-2015 with Trapeze Software Group, Inc., in amount of \\$5,119. \(\\$4,095 CMAQ Grant plus \\$1,024 TDA Article 4\) A/C 651-5550-682-5699 \(Transportation Fund/DAR/ADA Contracted Services\); revised contract total \\$55,109](#)

7. CONSENT CALENDAR: (Continued)

- G. [No Appropriation/Expenditure Required: Financial Reports Fiscal Year ended June 30, 2015 \(FY 2014-15\); receive and file reports](#)
- H. [Additional Appropriation: Goebel Community Adult Center air conditioning equipment replacement; budget appropriation and expenditure in amount of \\$85,000 as follows: \\$15,000 A/C 001-0000-311-1000 \(General Fund - Fund Balance\) to A/C 001-3574-677-8200 \(CI 5407 Building Improvements\); \\$70,000 A/C 001-3574-677-8400 \(Equipment over \\$5,000\)](#)
- I. [Approved Expenditure: Thousand Oaks Plan to Assist School Sites \(TOPASS\) Annual Project List for FY 2015-16 totaling \\$5,003,031 submitted by Conejo Valley Unified School District \(CVUSD\)](#)
- J. [Approved Expenditure: Purchase Four Police Motorcycles; acceptance of bid and award for purchase of four BMW motorcycles in amount of \\$110,645 from BMW of Ventura County; expenditure in amount of \\$110,645 A/C 001-6610-621-8400 \(General Fund, Police Equipment over \\$5,000\), fully offset by A/C 001-6610-621-8900 \(General Fund, Police Fixed Asset Replacement\)](#)
- K. [No Appropriation/Expenditure Required: Environmentally Preferable Purchasing \(EPP\) Policy incorporating environmental considerations into City procurement purchases; adopt resolutions](#)

RESOLUTION AUTHORIZING SUBMITTAL OF APPLICATIONS FOR ALL CALRECYCLE GRANTS FOR WHICH CITY IS ELIGIBLE

RES. NO. 2016-\_\_\_\_\_

RESOLUTION AUTHORIZING SUBMITTAL OF APPLICATION FOR PAYMENT PROGRAMS AND RELATED AUTHORIZATIONS

RES. NO. 2016-\_\_\_\_\_

ORDINANCE FOR SECOND READING:

- L. [ORDINANCE AMENDING SECTION 9-4.202, AND ADDING ARTICLE 42 OF TITLE 9, CHAPTER 4 OF MUNICIPAL CODE TO ADD SPECIFIC DEFINITIONS AND REGULATIONS CONCERNING CULTIVATION, TRANSPORTATION, DELIVERY, AND DISPENSING OF MEDICAL MARIJUANA WITHIN CITY OF THOUSAND OAKS \(MCA 2015-70582\) \(Introduced 1/12/16, 5-0\) ORD.NO.1612-NS](#)