

City Council

REGULAR MEETING
Tuesday, February 10, 2015, 6:00 P.M.
Council Chambers



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

Executive Team

Scott Mitnick, City Manager
Andrew Powers, Assistant City Manager
John Prescott, Comm. Dev. Director
Linda D. Lawrence, 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
Nancy Schram, Interim 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. 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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February 10, 2015

RES. NO. 2015-011
ORD. NO. 1604-NS

1. CALL TO ORDER: 6:00 p.m.
2. PLEDGE OF ALLEGIANCE:
3. ROLL CALL: Councilmembers Fox, Bill-de la Peña, Price, and Mayor Adam
4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM:
5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS:
 - A. Proclamation – Read Across America Day March 2, 2015
 - B. Commendation – Thousand Oaks Titans Pacific Youth Football League Pee Wee Super Bowl Champions
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A page 6 for Consent Calendar listing)
8. PUBLIC HEARINGS: None.
9. DEPARTMENT REPORTS:
 - A. [“Thousand Oaks Visioning 2064” Final Report](#)

RECOMMENDATION: Receive report
 - 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.

RECOMMENDATION: 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

9. DEPARTMENT REPORTS: (Continued)

C. [Thousand Oaks Auto Mall Public Infrastructure Improvements Project \(CI 5118\)](#)

RECOMMENDATION:

1. 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)
2. 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

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

13. CITY MANAGER:

- A. Follow-up items
- B. Announcements and upcoming issues

14. CLOSED SESSION: City Council Conference Room 2nd floor

- 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 OF THOUSAND OAKS CITY COUNCIL AGENDA

Thousand Oaks, California

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February 10, 2015

15. PUBLIC NOTICES: None

16. ADJOURNMENT:

Adjourn to Regular Meeting February 24, 2015

Agenda Post Date/Time: February 5, 2015, 5:00 p.m.

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EXHIBIT A

7. CONSENT CALENDAR:

RECOMMENDATIONS FOR ITEMS A. THROUGH F. ARE TO APPROVE

- 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