

City Council

REGULAR MEETING
Tuesday, January 27, 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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January 27, 2015

RES. NO. 2015-008
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. Commendation – Assistance League of Conejo Valley
 - B. Recognition – City Clerk Department: Laserfiche Run Smarter Award
 - C. Recognition – Public Works Department: American Public Works Association Re-Accreditation
 - D. Presentation – Erbes Road Improvements Project & 101/23 Construction Updates
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A page 7 for Consent Calendar listing)
8. PUBLIC HEARINGS: None
9. DEPARTMENT REPORTS:
 - A. [Extension of Declaration of Local Emergency – 2014 December Winter Storms](#)

RESOLUTION EXTENDING THE EXISTENCE OF A LOCAL
EMERGENCY RES. NO. 2015-_____

9. DEPARTMENT REPORTS: (Continued)

- A. Extension of Declaration of Local Emergency – 2014 December Winter Storms (Continued):

RECOMMENDATION:

1. Adopt resolution extending existence of local emergency as approved by City Council January 13, 2015 pursuant to Thousand Oaks Municipal Code Section 4-4.05
2. Authorize City Manager, or designee, to execute storm mitigation measures construction agreement with selected contractor to perform mitigation improvements in Dos Vientos community as recommended by Natural Resources Conservation Service (NRCS) and approved by City Council; City Attorney's Office will approve final contract terms before execution of agreement

10. COMMITTEE/COMMISSION/BOARD REPORTS:

- A. [Resident Arts Organizations \(Cultural Affairs Commission\)](#)

RECOMMENDATION:

1. Approve Cabrillo Music Theatre as Resident Arts Organization of Civic Arts Plaza for term running from July 1, 2015 until June 30, 2018, with requirement that current outstanding balance owed to City must be paid in full by no later than June 30, 2018
2. Approve New West Symphony as Resident Arts Organization of Civic Arts Plaza for term running from July 1, 2015 until June 30, 2018
3. Approve Pacific Festival Ballet as Resident Arts Organization of Civic Arts Plaza for term running from July 1, 2015 until June 30, 2018

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. [League of California Cities \(LCC\) Public Safety Policy Committee Meeting, January 15, 2015 \(Price\)](#)

RECOMMENDATION: Receive report

B. [Proposed 2015 City Councilmember Committee Assignments \(including Redevelopment Successor Agency Oversight Board\)](#)

RECOMMENDATION: Approve proposed 2015 City Councilmember Committee Assignments

13. CITY MANAGER:

A. Follow-up items

B. Announcements and upcoming issues

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

A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS - Property: APN: 671-0-360-225, located 590 N. Conejo School Road, Thousand Oaks; CITY NEGOTIATORS: Cliff Finley, Deputy Public Works Director and Felicia Liberman, Assistant City Attorney; NEGOTIATING PARTY: Robert Friedman, Attorney for Sellers; UNDER NEGOTIATION: Price and Terms of Purchase; Pursuant to Government Code Section 54956.8

B. CONFERENCE WITH LABOR NEGOTIATORS – City designated representatives: City Manager Scott Mitnick; Assistant City Manager Drew Powers; City Attorney Tracy Noonan; and Deputy City Manager/Human Resources Director Gary Rogers; Employee Organizations: Thousand Oaks City Employees Association (TOCEA); Senior Management Association (SMA); Thousand Oaks Management Association (TOMA); and Executive Managers (Assistant City Manager, Finance Director, Community Development Director, Public Works Director, City Clerk, Deputy City Manager/Human Resources Director, Cultural Affairs Director, Library Director); Pursuant to Government Code Section 54957.6

CITY OF THOUSAND OAKS CITY COUNCIL AGENDA

Thousand Oaks, California

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January 27, 2015

15. PUBLIC NOTICES: None

16. ADJOURNMENT:

Adjourn to Regular Meeting February 10, 2015

Agenda Post Date/Time: January 22, 2015, 5:00 p.m.

CCD:610-40/h:/common/agenda/2015/01-27-2015/01-27-15.docx

EXHIBIT A

7. CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH E. ARE TO APPROVE
RECOMMENDATIONS FOR ITEM F. IS TO ADOPT*

- A. General, Utilities, Golf Course, and Theatres Demands – ratify January 21, 2015; approve January 28, 2015; approve February 4, 2015, subject to review and ratification
- B. [Minutes of City Council meeting of January 13, 2015](#)
- C. [Approved Expenditure: Out of Agency Water and Wastewater Service Agreement between John T. De Domenico Jr. and City](#) for new single family residence at 541 S. Ventu Park Road in unincorporated Ventu Park area of Thousand Oaks
- D. [No Appropriation/Expenditure Required: Developer Impact Fees](#); annual review of accounts as of June 30, 2014; receive report
- E. [Additional Appropriation Fully Offset by Revenue: 2014-15 Transportation Development Act \(TDA\) Article 3 Funds](#); budget appropriation and expenditure in amount of \$55,000 increasing revenue A/C 136-0000-433-0000 (CI 4564 TDA Article 3 Revenue/Sidewalks Citywide), increasing expenditures A/C 136-5310-631-8300 (CI 4564 TDA Article 3 Expenditures/Sidewalk Construction Citywide); adopt resolution

RESOLUTION AUTHORIZING THE FILING OF CLAIM WITH VENTURA COUNTY TRANSPORTATION COMMISSION FOR ALLOCATION OF TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 FUNDS FOR BICYCLE AND/OR PEDESTRIAN PURPOSES FISCAL YEAR 2014-15

RES. NO. 2015-_____

- F. [RESOLUTION UPDATING CITYWIDE RECORDS MANAGEMENT PROGRAM POLICY AND RECORDS RETENTION SCHEDULE AND RESCINDING RESOLUTION NO. 2013-037](#) RES. NO. 2015-_____