

City Council

REGULAR MEETING

Tuesday, September 1, 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

Rob McCoy, Councilmember

Executive Team

Scott Mitnick, City Manager
Andrew Powers, Assistant City Manager
John C. 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
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. 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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September 1, 2015

RES. NO. 2015-052
ORD. NO. 1609-NS

1. CALL TO ORDER: 6:00 p.m.
2. PLEDGE OF ALLEGIANCE: Flag Ceremony by Thousand Oaks Police Department and Ventura County Fire Department Color Guard in recognition of September 11, 2001
3. ROLL CALL: Councilmembers Fox, Bill-de la Peña, McCoy, Price, and Mayor Adam
4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM:
5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS:
 - A. Commendation – Erik Fido, Special Olympics Athlete
 - B. Commendation – Conejo Valley Little League – Big League Division – United States Champions
 - C. Certificates – Lang Ranch Elementary School – Odyssey of the Minds 2015 Competition
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A pages 7 thru 10 for Consent Calendar listing)
8. PUBLIC HEARINGS:
 - A. [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](#)

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-

8. PUBLIC HEARINGS: (Continued)

A. TEFRA Public Hearing for Issuance of Tax-Exempt Multi-family Housing Revenue Bonds (Continued)

RECOMMENDATION:

1. Conduct TEFRA Public Hearing.
2. 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

B. [Lighting Assessment District No. 79-2 Annexation FY 2016-17 \(Tract 5465\)](#)

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-

RECOMMENDATION:

1. Convene public hearing to receive ballot from seven-lot tract developer for Lighting Assessment District annexation
2. Adopt resolution approving annexation of seven lots to City's Lighting Assessment District

9. DEPARTMENT REPORTS:

A. [Thousand Oaks Boulevard Trolley Service](#)

RECOMMENDATION: Receive report on trolley service options on Thousand Oaks Boulevard; provide direction to staff

10. COMMITTEE/COMMISSION/BOARD REPORTS:

A. [Planning Commission Appointment \(McCoy\)](#)

RECOMMENDATION: Approve appointment of Jeff Alexander to fill scheduled vacancy to serve term ending December 2016

B. [Traffic and Transportation Advisory Commission Appointment \(McCoy\)](#)

RECOMMENDATION: Approve appointment of Thomas Gregory II to fill scheduled vacancy to serve term ending December 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

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: *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 OF THOUSAND OAKS CITY COUNCIL AGENDA

Thousand Oaks, California

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September 1, 2015

15. PUBLIC NOTICES: None

16. ADJOURNMENT:

Adjournment in memory of:

- Gerald Wing, retired City employee
- Mel Silberberg, long time City resident and former Council on Aging member

to Regular Meeting September 15, 2015

Agenda Post Date/Time: August 27, 2015, 5:00 p.m.

CCD:610-40/h:/common/agenda/ 2015/09-01-2015/09-01-15.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*

- 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 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 \(SPOK15, Professional & Contractual Services\)](#)
- 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 \(MSFALC - PEG funds\)](#)

7. CONSENT CALENDAR: (Continued)

- F. No Appropriation/Expenditure Required: Ratify actions authorized by City Manager during 2015 City Council summer recess as identified in report
- 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)
- 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

7. CONSENT CALENDAR: (Continued)

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

7. CONSENT CALENDAR: (Continued)

- 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