

**City Council**  
**REGULAR MEETING**  
**Tuesday, September 13, 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**

Andrew P. Powers, Interim City Manager  
Gary Rogers, Deputy City Manager/HR Director  
Mark A. Towne, Interim Community Dev. Director  
Cynthia M. Rodriguez, City Clerk  
Barry McComb, Cultural Affairs Director  
Jim Friedl, General Manager, CRPD

Tracy M. Noonan, City Attorney  
John F. Adams, Finance Director/City Treasurer  
Jay Spurgin, Public Works Director  
Heather Cousin, Library Director  
Tim Hagel, Police Chief  
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.

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. Certificate – Crossing Guard Recognition
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A pages 5 thru 6 for Consent Calendar listing)
8. PUBLIC HEARINGS:
  - A. [Community Development Block Grant Program \(CDBG\) FY 2015-16 Consolidated Annual Performance and Evaluation Report \(CAPER\)](#)

RECOMMENDATION: Approve FY 2015-16 U.S. Department of Housing and Urban Development (HUD) Program Year 2015 CAPER for submittal to HUD
9. DEPARTMENT REPORTS:
  - A. [Thousand Oaks Boulevard Utility Undergrounding Construction Update \(CI 5331\)](#)

RECOMMENDATION:

    1. Receive project status update
    2. Approve budget appropriation and expenditure in amount of \$51,800 A/C 001-0000-311-1000 (General Fund - Fund Balance) to A/C 001-5210-642-6312 (CI 5331 General Liability Premiums) for City furnished Liability Insurance to provide additional liability coverage for City

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 2<sup>nd</sup> floor - None
15. PUBLIC NOTICES: None
16. ADJOURNMENT:

Adjourn to Regular Meeting September 27, 2016

Agenda Post Date/Time: September 8, 2016, 5:00 p.m.

## EXHIBIT A

### 7. CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH D. ARE TO APPROVE  
RECOMMENDATIONS FOR ITEMS E. THROUGH G. ARE TO ADOPT*

- A. General, Utilities, Golf Course, and Theatres Demands – ratify September 7, 2016; approve September 14, 2016; approve September 21, 2016, subject to review and ratification
- B. [Minutes of City Council meeting of August 30, 2016](#)
- C. No Appropriation/Expenditure Required: [Designate Mayor Joel Price Voting Delegate and Legislative Affairs Manager Mina Layba as Alternate Voting Delegate](#) to represent City at 2016 League of California Cities Annual (LCC) Conference Business Meeting October 7, 2016; authorize City Clerk to affirm and sign 2016 Annual Conference Voting Delegate Alternate Form and submit to LCC by September 23, 2016
- D. Additional Appropriation Fully Offset by Grant Revenue: [North Moorpark Road Sidewalk and Bike Lane Improvements Federal Aid No. CML-5392 \(CI 5170\)](#); First Amendment to Agreement with Kimley-Horn and Associates, Inc., (Contract No. 10726-2014) to meet additional federal requirements associated with grant funding; Task Order No. 2 with Kimley-Horn and Associates, Inc., in amount of \$109,980 plus contingency of \$7,000 for design; acceptance of Congestion Mitigation and Air Quality Improvement (CMAQ) Grant in amount of \$670,480 (\$87,480 for engineering and \$583,000 for construction) from Federal Highway Administration (FHWA); budget appropriation and expenditures in amount of \$87,480 A/C 183-0000-438-4200 (CI 5170 FHWA Grant Revenue) to A/C 183-5310-631-8305; expenditures in amount of \$32,500 A/C 001-5310-631-8305 (CI 5170 Capital Improvements Design); (Total \$119,980 as follows: \$109,980 Task Order #2; \$7,000 contingency; \$3,000 City furnished materials and services)
- E. No Appropriation/Expenditure Required: [Establishment of policy for distribution of tickets and passes received by City](#)

RESOLUTION ESTABLISHING POLICY FOR DISTRIBUTION OF  
TICKETS AND PASSES RECEIVED BY CITY PURSUANT TO TITLE 2  
OF CALIFORNIA CODE OF REGULATIONS, SECTION 18944.1

RES. NO. 2016-

7. CONSENT CALENDAR: (Continued)

- F. No Appropriation/Expenditure Required: [2017 City Council Meeting Schedule](#)

RESOLUTION SETTING CITY COUNCIL MEETING SCHEDULE FOR  
CALENDAR YEAR 2017 RES. NO. 2016-\_\_\_\_\_

- G. No Appropriation/Expenditure Required: [Resolution confirming August 30, 2016 City Council action](#)

RESOLUTION DECLARING INTENTION TO CONSIDER AMENDMENT  
TO LAND USE ELEMENT OF THOUSAND OAKS GENERAL PLAN AND  
ALLOW CONCURRENT PROCESSING OF ENTITLEMENT  
APPLICATIONS FOR LAND LOCATED 449 EAST WILBUR ROAD  
(LU 2016-70305: KB HOME CALIFORNIA LLC) RES. NO. 2016-\_\_\_\_\_