

MINUTES OF THE CITY COUNCIL

Thousand Oaks, California

November 1, 2016

1. CALL TO ORDER:

Mayor Joel Price called the meeting to order at 6:03 p.m. in Council Chambers, 2100 Thousand Oaks Boulevard, Thousand Oaks, California.

2. PLEDGE OF ALLEGIANCE: Mayor Price led the pledge of allegiance.

3. ROLL CALL:

Present: Councilmembers Andy Fox, Al Adam, Rob McCoy, Claudia Bill-de la Peña, and Mayor Joel Price.

Also Present: Interim City Manager Andrew P. Powers, Assistant City Attorney Patrick Hehir, City Clerk Cynthia M. Rodriguez, Finance Director/City Treasurer John F. Adams, Interim Community Development Director Mark Towne, Library Director Heather Cousin, Cultural Affairs Director Barry McComb, Public Works Director Jay Spurgin, Police Chief Tim Hagel, Fire Chief Theodore Smith, Deputy City Clerk Laura Maguire, Deputy Community Development Director/Building Official Dave Hueners, Acting Sustainability Division Manager John Brooks, Utilities Superintendent John Minkel, Cable Operations Supervisor Carl Jarecky, Environmental Programs Coordinator Paul Jorgensen, Senior Video Specialist Richard Swinger, and Senior Recording Secretary Janis Daly.

4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM: None.

5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS:

- A. Mayor Price invited Ventura County Regional Energy Alliance representative Heather Allen to describe and present three Beacon Spotlight Awards to the City: the Silver Award for Agency Energy Savings, the Gold Award for reduction in Greenhouse Gas Emissions, and the Platinum Award for Sustainability Best Practices. Mayor Price and Acting Sustainability Manager Brooks accepted on behalf of the City.
- B. Mayor Price introduced Utilities Superintendent Minkel to explain and present the National Association of Clean Water Agencies Gold Peak Performance Award for 2015 to the City.
- C. Mayor Price introduced Joe Galante, Tim Coates, and David Schmidt, representatives from Rolling Thunder, an all-volunteer Veteran Support Organization, to provide details about their organization and dedicate the POW/MIA Chair of Honor being presented to the City as a permanent recognition of the service and sacrifice of veterans.

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6. PUBLIC COMMENTS:

Richard Elsley, Thousand Oaks (submitted document); Timothy Ellis, Thousand Oaks; Hal Wurtzel, Thousand Oaks; Lynn Burdick, Thousand Oaks; Caroline Dunaier, Thousand Oaks; Douglas Shao, Thousand Oaks; Lily Rosenberg, Thousand Oaks; Keith Millhouse, Moorpark; Emily Platt, Thousand Oaks; Morgan Melito, Thousand Oaks; Anne Thille/Jennifer Caldwell, Oxnard; Adam Haverstock, Greater Conejo Valley Chamber of Commerce; Shellee Maine, Thousand Oaks; Amy Yukich, Thousand Oaks; Pedro Castillo, Thousand Oaks; Jaime Albanese, Thousand Oaks; Diana Merville, Thousand Oaks; Kyle Kazmer, Thousand Oaks.

Written Statements: Caroline Adams-Duda, Thousand Oaks; Jean Chipongiam, Thousand Oaks; Susan/Gary Moyer, Thousand Oaks.

13. CITY MANAGER:

- *A. Follow-up items: Interim City Manager Powers explained staff is aware of and has been working with citizens concerning The Gardens at Los Robles Golf Course, adding that Finance Director Adams and Police Chief Hagel will be happy to speak with residents in the lobby (Ellis, Wurtzel, Burdick, Dunaier, Yukich, Castillo, Kazmer); indicated staff will follow up with Food Share representatives to see if City can partner (Thille/Caldwell); and explained with regard to the Waverly area school issue, a decision about relocation of the Continuation High School will be made by the Conejo Valley Unified School Board, and City staff would provide support regarding traffic and public works issues (Maine, Albanese, Merville).

7. CONSENT CALENDAR:

(See Exhibit A for Consent Calendar Listing)

8. PUBLIC HEARINGS:

- A. Hearing, advertised as required by law, opened to consider: Municipal Code Amendment (MCA 2016-70340) to adopt 2016 California State Building Code with Local Amendments introduced by Interim Community Development Director Towne and presented by Deputy Community Development Director/Building Official Hueners.

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8. PUBLIC HEARINGS: (Continued)

ORDINANCE ADDING TO THOUSAND OAKS MUNICIPAL CODE NEW CHAPTERS 1 (BUILDING CODE), 6 (MECHANICAL CODE), 7 (RESIDENTIAL CODE), 8 (PLUMBING CODE), 10 (ELECTRICAL WIRING CODE), 14 (UNIFORM SOLAR ENERGY CODE), 16 (GREEN BUILDING STANDARDS CODE) AND 17 (EXISTING BUILDING CODE) OF TITLE 8 RELATING TO BUILDING DIVISION AND ADOPTING CALIFORNIA BUILDING, RESIDENTIAL, GREEN BUILDING STANDARDS, MECHANICAL, PLUMBING, ELECTRICAL AND EXISTING BUILDING CODES (2016 EDITION) AND UNIFORM SOLAR ENERGY CODE (2015 EDITION) BY REFERENCE AND REPEALING EXISTING CHAPTERS 1, 6, 7, 8, 10, 14 AND 16 OF TITLE 8 OF MUNICIPAL CODE (MCA 2016-70340)
ORD.NO. 1stReading

Speaker/Statement Cards: None.

Mayor Price closed public hearing.

Motion by Councilmember Bill-de la Peña that ordinance be read in title only, further reading be waived, and if no objection introduced, carried 5-0 by the following vote: Ayes – Fox, Adam, McCoy, Bill-de la Peña, and Price; Noes - None.

- B. Hearing, advertised as required by law, opened to consider: 2016 Triennial Water Quality Report introduced by Public Works Director Spurgin and presented by Utilities Superintendent Minkel; Environmental Programs Coordinator Paul Jorgensen available for questions.

Speaker/Statement Cards: None.

Mayor Price closed public hearing.

Motion by Councilmember Adam to receive report; accept public comments, carried 5-0 by the following vote: Ayes – Fox, Adam, McCoy, Bill-de la Peña, and Price; Noes - None.

9. DEPARTMENT REPORTS: None.

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10. COMMITTEE/COMMISSION/BOARD REPORTS:

- A. Traffic and Transportation Advisory Commission Appointment presented by Councilmember Fox.

Motion by Councilmember Fox to appoint Rick Lemmo to fill unscheduled vacancy to serve unexpired term ending December 2018, carried 5-0 by the following vote: Ayes – Fox, Adam, McCoy, Bill-de la Peña, and Price; Noes - 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. None.

13. CITY MANAGER: (Continued)

- A. Follow-up items: Nothing additional.
- B. Announcements and upcoming issues: Interim City Manager Powers reviewed potential topics for the next regularly scheduled City Council Meeting November 15, 2016; announced the State of City Address luncheon Tuesday, December 13, 2016, information regarding event available on the Greater Conejo Valley Chamber of Commerce website, adding that the Annual City Council Reorganization Meeting will be held that evening.

14. CLOSED SESSIONS REQUESTED: City Council Conference Room 2nd floor.

Assistant City Attorney Hehir announced Closed Session held at 7:54 p.m.

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: *JENNIFER MILES v. CITY OF THOUSAND OAKS*; Case No. 56-2015-00474830-CU-PO-VTA; Pursuant to Government Code Section 54956.9(a)
- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: *CONNIE REED v. CITY OF THOUSAND OAKS, et al.*; Case No. 56-2015-00468137-CU-PO-VTA; Pursuant to Government Code Section 54956.9(a)

Assistant City Attorney Hehir indicated no announcement anticipated.

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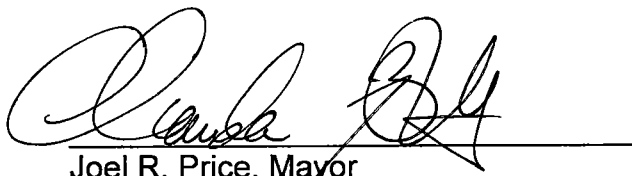
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15. PUBLIC NOTICES: None.

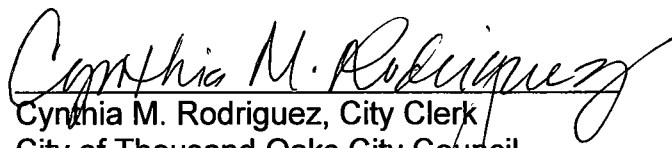
16. ADJOURNMENT:

City Council adjourned at 8:13 p.m. to Regular Meeting on Tuesday, November 15, 2016.



Joel R. Price, Mayor
City of Thousand Oaks City Council

Attest:



Cynthia M. Rodriguez, City Clerk
City of Thousand Oaks City Council

AGENDA POSTED: October 27, 2016

MINUTES APPROVED: November 15, 2016

*indicates item taken out of order

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EXHIBIT A

7. CONSENT CALENDAR:

RECOMMENDATIONS FOR ITEMS A. THROUGH H. ARE TO APPROVE

Speaker: David Filippis, city of residence unknown (questions only Item 7.D.)

Motion by Councilmember Adam to approve Consent Calendar, carried 5-0 by the following vote: Ayes – Fox, Adam, McCoy, Bill-de la Peña, and Price; Noes - None.

- A. General, Utilities, Golf Course, and Theatres Demands – ratify October 19, 2016 and October 26, 2016; approve November 2, 2016; approve November 9, 2016 subject to review and ratification
- B. Minutes of City Council meeting of October 11, 2016
- C. Approved Expenditure: Municipal Service Center (MSC) Bus Parking Canopy Design Services and Construction Phase Support (CI 5265); Task Order No. 1 to Contract No. 10722-2014 with Huitt-Zollars, Inc., in amount of \$80,560, plus \$12,000 contingency; \$750,000 carry-over from Transportation Fund FY 2015-16 to FY 2016-17; \$95,560 expenditure (\$80,560 for Task Order No. 1, \$12,000 contingency, plus \$3,000 for City-furnished materials and services) FY 2016-17 A/C 651-5540-685-8305 (CI 5265 Transportation Capital Improvement Design)
- D. Additional Appropriation Increasing Revenue: Agreement with Southern California Conference of Seventh-Day Adventists (SDA) for construction of utility undergrounding along Academy Drive and Grande Vista Drive; budget appropriation increasing revenue in amount of \$670,000 to A/C 001-0000-484-9900 (CI 5185 Reimbursements) from SDA in lieu of relocation of existing Southern California Edison (SCE) overhead transmission systems and increasing expenditures in amount of \$291,000 to A/C 001-5210-642-8310 (CI 5185 Undergrounding Utilities) to cover increase in project estimate
- E. Additional Appropriation: Write-off outstanding balances in Theatres; past due theatre rental fees in amount of \$43,310.75 A/C 681-7710-686-7400 (Bad Debt Expense); budget appropriation and operating transfer in amount not-to-exceed \$43,400 General Fund A/C 001-9720-677-9168 (Operating Transfers Out) to Theatres Fund A/C 681-0000-561-0100 (Operating Transfers In)

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7. CONSENT CALENDAR: (Continued)

F. Financial Impact to be Determined: Thousand Oaks Library Food for Fines Program; implementation of annual Food for Fines Program at Grant R. Brimhall and Newbury Park Libraries beginning Saturday after Thanksgiving through following Friday; authorize Library to waive fines consistent with Food for Fines program criteria; donation of all food items collected to Manna Food Bank

G. No Appropriation/Expenditure Required: Adopt resolution; provide copy to "No on 57" campaign consultant

RESOLUTION OPPOSING PROPOSITION 57, "THE PUBLIC SAFETY AND
REHABILITATION ACT OF 2016" RES. NO. 2016-064

H. No Appropriation/Expenditure Required: Adopt resolution; direct staff to file copy of Ventura County Fire Protection District (VCFD) findings with copy of Ordinance 30, Chapter 9 with California Department of Housing and Community Development and California Building Standards Commission

RESOLUTION RATIFYING VENTURA COUNTY FIRE PROTECTION
DISTRICT ORDINANCE NO. 30, CHAPTER 9 PERTAINING TO BUILDING
STANDARDS FOR APPLICATION WITHIN JURISDICTIONAL
BOUNDARIES OF CITY RES. NO. 2016-065