

City Council
REGULAR MEETING
Tuesday, April 25, 2017, 6:00 P.M.
Council Chambers



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

Executive Team

Andrew P. Powers, City Manager
Gary Rogers, Deputy City Manager/HR Director
Mark A. Towne, Community Development 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. 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 Price, Adam, McCoy, Fox, and Mayor Bill-de la Peña
4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM:
5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS:
 - A. Announcement – Conejo Valley Days, May 11 – 14, 2017
 - B. Green Business Certification Program
 - C. Proclamation – Public Works Week May 21 – 27, 2017
 - D. Proclamation – May as Mental Health Month
 - E. Commendation – Cole Frederickson, Finalist – Food Network Kids Baking Championship
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A pages 6 thru 7 for Consent Calendar listing)
8. PUBLIC HEARINGS:

- A. Proposed 2017 Citywide User Fees, Fines, Penalties, Rates, and Assessments (User Fees), Traffic Development Impact Fees, and Police Facilities Development Fee

RESOLUTION APPROVING AND ADOPTING 2017 USER FEES, FINES, PENALTIES, RATES, AND ASSESSMENTS, WHICH INCLUDES NON-COMPLIANCE FEES
RES. NO. 2017-

RESOLUTION MAINTAINING TRAFFIC DEVELOPMENT IMPACT FEES AT EXISTING RATES
RES. NO. 2017-

8. PUBLIC HEARINGS: (Continued)

- A. Proposed 2017 Citywide User Fees, Fines, Penalties, Rates, and Assessments (User Fees), Traffic Development Impact Fees, and Police Facilities Development Fee (Continued)

RESOLUTION APPROVING AND ADOPTING 2017 POLICE FACILITIES
DEVELOPMENT FEE RES. NO. 2017-_____

RECOMMENDATION: Adopt resolutions

9. DEPARTMENT REPORTS:

- A. California American Water Company Proposed Rate Increase – Legal Services

RECOMMENDATION: Authorize additional budget in amount of \$60,000 for legal services with Downey Brand LLP pertaining to California American Water Rate Case A1607002 (Contract No. 11360-2017); approve appropriation and expenditure in amount of \$60,000 A/C 001-0000-311-1000 (General Fund, Fund Balance) to A/C 001-5010-631-5199 (Legal Services)

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: Before the Public Utilities Commission of the State of California: *Application of California-American Water Company (U210W) for Authorization to Increase its Revenues for Water Service by \$34,559,200 or 16.29% in the year 2018, by \$8,478,500 or 3.43% in the year 2019, and by \$7,742,600 or 3.03% in the year 2020*; Application No. 16-07-002; City of Thousand Oaks, Party of Interest; Pursuant to Government Code Section 54956.9(a)
- B. CONFERENCE WITH LABOR NEGOTIATORS – City designated representatives: City Manager Andrew 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 (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

15. PUBLIC NOTICES:

Items listed under Public Notices are a matter of public record only. These items do not require City Council action.

- A. Public Notice – Approval of Final Tract Map 5458; Location: 950 Warwick Avenue; Developer: Pan-Am Builders; Description of Subdivision: 1-Lot Condominium Subdivision, 24 Condominium Units

16. ADJOURNMENT:

Adjournment in memory of:

- o Community Leader Lon Morton

to Regular Meeting May 9, 2017

Agenda Post Date/Time: April 20, 2017, 5:00 p.m.

EXHIBIT A

7. CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH F. ARE TO APPROVE
RECOMMENDATIONS FOR ITEMS G. THROUGH J. ARE TO ADOPT*

- A. General, Utilities, Golf Course, and Theatres Demands – ratify April 19, 2017; approve April 26, 2017; approve May 3, 2017, May 10, 2017, May 17, 2017, and May 24, 2017 subject to review and ratification
- B. Minutes of City Council meeting of April 11, 2017
- C. Approved Expenditure: Wastewater Pipe and Maintenance Hole Lining (CI 5221); Storm Drain Corrugated Metal Pipe Lining (CI 5316); authorize staff to advertise for construction bids
- D. Approved Expenditure: Out of Agency Service Agreement between Richard Cotroneo and City for water and wastewater services for new single family residence on Topa View Trail in unincorporated Ventu Park area of Thousand Oaks; APN 673-0-150-050, 750 & 760
- E. Approved Expenditure: Renewal of annual Microsoft licensing maintenance agreement with SoftwareOne in amount of \$286,000 with not-to-exceed amount of \$350,000 for term of agreement; term: 6/1/17 – 5/31/20; “piggy-back” onto County of Riverside’s agreement #PUARC-1518; purchase additional licensing in amount of \$61,181 to accommodate current Citywide Microsoft software migration project; expenditure not-to-exceed \$61,181 A/C 001-3410-612-3122 (Computer Software Licenses)
- F. Approved Expenditure: Security Guard and Patrol Services Various City Facilities; First Amendment to Contract No. 10659-2014 with Cornwall Security Services in amount of \$185,000 for additional Theatre and Cameron Center security services; term: through 11/30/17 with two one-year options to extend; revised contract total not-to-exceed \$632,049; \$30,667 expenditure as follows: \$29,067 A/C 681-7710-682-5660 (Theatres Contracted Security); \$1,600 A/C 001-3572-677-5660 (Cameron Center Contracted Security)
- G. Approved Expenditure: Renewal of Conejo Valley Tourism Improvement District

RESOLUTION GRANTING CONSENT TO CITY OF AGOURA HILLS TO
RENEW CONEJO VALLEY TOURISM IMPROVEMENT DISTRICT
(CVTID) RES. NO. 2017-_____

7. CONSENT CALENDAR: (Continued)

- H. No Appropriation/Expenditure Required: [Southern California Association of Governments \(SCAG\) Sustainability Planning Grant Award](#)

RESOLUTION SUPPORTING PREPARATION OF CITY ACTIVE
TRANSPORTATION PLAN RES. NO. 2017-

- I. No Appropriation/Expenditure Required: [Resolution confirming City Council's decision denying proposed allocation of 35 additional residential capacity units for mixed-use project \(3/28/17, 4-0, McCoy absent\)](#)

RESOLUTION TO DENY TENTATIVE ALLOCATION OF 35 ADDITIONAL
RESIDENTIAL UNITS FOR MIXED-USE PROJECT AT 1850 EAST
THOUSAND OAKS BOULEVARD (RCA 2016-70503; APPLICANT: 226
MONTGOMERY, LLC) RES. NO. 2017-

ORDINANCE FOR SECOND READING:

- J. ORDINANCE AMENDING MUNICIPAL CODE TITLE 7, CHAPTER 2;
ARTICLE 9 CONCERNING LANDSCAPING IN PUBLIC RIGHTS-OF-WAY
(MCA 2016-70410) (APPLICANT: CITY OF THOUSAND OAKS)
(Introduced 4/11/17, 5-0) ORD.NO. 1630-NS