

City Council

REGULAR MEETING

Tuesday, April 23, 2019, 6:00 P.M.

Andrew P. Fox City Council Chambers



Rob McCoy, Mayor

Al Adam, Mayor Pro Tem

Claudia Bill-de la Peña, Councilmember

Bob Engler, Councilmember

Ed Jones, Councilmember

Executive Team

Andrew P. Powers, City Manager

Ingrid Hardy, Assistant City Manager

Mark A. Towne, Community Development Director

Cynthia M. Rodriguez, City Clerk

Barry McComb, Cultural Affairs Director

Jim Friedl, General Manager, CRPD

John Spykerman, Fire Chief

Tracy M. Noonan, City Attorney

Gary Rogers, Deputy City Manager/HR Director

Jaime Boscarino, Finance Dir./City Treasurer

Jay T. Spurgin, Public Works Director

Heather Cousin, Library Director

Tim Hagel, Police 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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April 23, 2019

RES. NO. 2019-009
ORD. NO. 1662-NS

1. CALL TO ORDER: 6:00 p.m.
2. PLEDGE OF ALLEGIANCE:
3. ROLL CALL: Councilmembers Bill-de la Peña, Engler, Jones, Adam, and Mayor McCoy
4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM:
5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS:
 - A. Proclamation – May as Older Americans Month
 - B. Presentation – New West Symphony: Titanic Live
 - C. Commendation – Employee of the Year Mike Newman
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

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

- A. [Proposed 2019 Citywide User Fees, Fines, Penalties, Rates, and Assessments \(User Fees\), and Police Facilities Development Fee](#)

RESOLUTION APPROVING AND ADOPTING 2019 USER FEES, FINES, PENALTIES, RATES, AND ASSESSMENTS, WHICH INCLUDES NON-COMPLIANCE FEES RES. NO. 2019-

RESOLUTION APPROVING AND ADOPTING 2019 POLICE FACILITIES DEVELOPMENT FEE RES. NO. 2019-

RECOMMENDATION:

1. Adopt resolution approving 2019 Citywide Fees, Fines, Penalties, Rates, and Assessments (User Fees) with Non-Compliance Fees
2. Adopt resolution approving Police Facilities Development Fee

8. PUBLIC HEARINGS: (Continued)

B. [Proposed Citywide Traffic Impact Mitigation Fees](#)

RESOLUTION ESTABLISHING A CITYWIDE TRAFFIC IMPACT FEE AND REPEALING RESOLUTION NOS. 77-385, 78-547, 80-402, 2001-082, and 2011-012 RES. NO. 2019-_____

RESOLUTION INCREASING ROAD PAYBACK FEE, BORCHARD ROAD/US 101 FREEWAY OVERCROSSING FEE, MOORPARK ROAD/US 101 INTERCHANGE FEE, LYNN ROAD PAYBACK FEE AND WENDY DRIVE/US 101 INTERCHANGE FEE BY CHANGE IN CONSTRUCTION COSTS INDEX RES. NO. 2019-_____

RECOMMENDATION: Adopt resolutions establishing new Citywide Traffic Impact Mitigation Fee (Fund 544), updating five existing area specific traffic impact fees, and rescinding Resolution Nos. 77-385, 78-547, 80-402, 2001-082 and 2011-012

9. DEPARTMENT REPORTS: None

10. COMMITTEE/COMMISSION/BOARD REPORTS: None

11. CITY COUNCIL AS SUCCESSOR AGENCY TO THOUSAND OAKS REDEVELOPMENT AGENCY REPORTS: None

12. COUNCIL ISSUES/RECOMMENDATIONS:

A. [Ad Hoc City Council Homelessness Committee Update](#)

RECOMMENDATION:

1. Receive and file update from Ad Hoc City Council Homelessness Committee on education, outreach, and 2019 Ventura County Point in Time Homeless Count
2. Approve budget appropriation and expenditure in amount of \$10,000 from A/C 001-0000-311-1000 (General Fund, Fund Balance) to A/C 001-1120-611-5920 (Grants & Donations) to support mission and goals of Harbor House
3. Authorize City Manager to sign and execute agreement between City of Thousand Oaks and Harbor House

B. Follow-up reports on meetings/conferences attended by Councilmembers

CITY OF THOUSAND OAKS CITY COUNCIL AGENDA

Thousand Oaks, California

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April 23, 2019

13. CITY MANAGER:

A. Follow-up items

B. Announcements and upcoming issues

14. CLOSED SESSION: City Council Conference Room 2nd floor - None

15. PUBLIC NOTICES: None

16. ADJOURNMENT:

Adjourn to Regular Meeting May 14, 2019

Agenda Post Date/Time: April 18, 2019, 5:00 p.m.

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EXHIBIT A

7. CONSENT CALENDAR:

RECOMMENDATIONS FOR ITEMS A. THROUGH L. ARE TO APPROVE

- A. General, Utilities, Golf Course, and Theatres Demands – ratify March 20, 2019, and March 27, 2019; April 3, 2019, April 10, 2019 and April 17, 2019; approve April 24, 2019; approve May 1, 2019, and May 7, 2019, subject to review and ratification
- B. [Minutes of City Council meeting of April 2, 2019](#)
- C. No Appropriation/Expenditure Required: [Community Funding Review Committee Appointments; appointments of Clyde Doheny, Wendell Farrell, Jennifer Lobenhofer, Terry Miller, and Daniel Short to serve two-year terms ending 12/2020; appointments of Amy Walker-Davis, Anne LaFianza, Kate Marley, and Michael Veltri to serve three-year terms ending 12/2021](#)
- D. Approved Expenditure: [Community Events Endowment Fund \(CEEF\)](#) Grant Reallocation of \$3,825 previously awarded to Westlake High School Instrumental Music Boosters to help underwrite Westlake High School Jazz Festival
- E. Additional Appropriation: [Pop-Up Arts & Music Festival – June 2019;](#) \$70,000 expenditure A/C 001-1240-674-5699 (PAMF19, 2019 Pop-Up Arts & Music Festival - Contracted Services); \$20,000 budget appropriation A/C 001-0000-311-1000 (General Fund – Fund Balance) to A/C 001-1240-674-5699 (PAMF19, 2019 Pop-Up Arts & Music Festival - Contracted Services)
- F. No Appropriation/Expenditure Required: [FY 2019-2020 Top Ten Priorities & Citywide Goals FY 2019-20 & 2020-21 and following reaffirmed Policy Documents: City Mission Statement, Customer Service Philosophy, City Council Norms](#)

7. CONSENT CALENDAR: (Continued)

- G. Additional Appropriation: [Electric Vehicle Charging Station Donation and Deployment; “piggyback” agreement using National Joint Powers Authority](#) (NJPA) contract with award to ChargePoint, Inc., for purchase of 11 electric vehicle (EV) charging stations including maintenance for five-year period in amount of \$36,712.50 plus installation in amount of \$5,090, maintenance for five-year period (no charge year one, \$6,589 annually for years 2-5), and networking (no charge year one, \$5,880 annually for years 2-5); expenditure not to exceed \$40,000 for electrical upgrades to support EV chargers; authorize staff to accept \$30,000 grant from Ventura County Air Pollution Control District (VCAPCD) to offset purchase and installation; \$30,000 budget appropriation A/C 631-5060-437-9900 (#NC0163 - Revenue from County Agency) to: \$15,000 to A/C 001-5060-612-8400, \$7,575 to A/C 611-5060-685-8400, and \$7,425 to A/C 631-5060-685-8400 (Equipment over \$5,000) to account for acceptance of grant; \$51,815 budget appropriation and expenditures as outlined in staff report
- H. Additional Appropriation: [Low Carbon Fuel System \(LCFS\) Credits](#); agreement with 3 Phases Renewables for purchase of City’s 620 metric tons equivalent LCFS credits at \$170 per metric ton, for total revenue of \$105,400; \$105,400 budget appropriation to General Fund Revenues A/C 001-5060-486-5000 (Miscellaneous Revenue, Sale of Carbon Credits)
- I. Additional Appropriation: [Los Feliz Drive Sidewalk – Phase II \(CI 5426\)](#); professional services agreement with MNS Engineers, Inc., in amount of \$335,409 for design, plus \$34,091 for extra services, term ending: 12/31/20; authorize acceptance of \$898,000 Active Transportation Program (ATP) Cycle 4 Grant from California Department of Transportation (Caltrans); \$295,500 budget appropriation A/C 543-0000-311-1000 (Thousand Oaks Road Improvement, Fund Balance) to A/C 543-5310-631-8300 (CI 5426, Los Feliz Sidewalks, Phase II) and \$44,100 A/C 613-0000-341-9900 (Water Capital, Net Position) to A/C 613-5310-631-8300 (CI 5426, Los Feliz Sidewalks, Phase II); \$379,600 expenditures (\$335,500 professional service agreement, \$34,100 extra services, \$10,000 City furnished materials and supplies), \$335,500 A/C 543-5310-631-8300 (CI 5426, Los Feliz Sidewalks - Phase II) and \$44,100 A/C 613-5310-631-8300 (CI 5426, Los Feliz Sidewalks - Phase II)

7. CONSENT CALENDAR: (Continued)

- J. Additional Appropriation: [Emergency Management Performance Grant](#) (EMPG) Application; authorize staff to submit EMPG application for funding up to \$33,000 for updating City's Emergency Operations Plan (EOP), purchasing Emergency Traffic Control Trailer, and to cover emergency management personnel costs; \$66,000 budget appropriation and expenditures, \$33,000 A/C 001-5090-438-3100 (EMPG18, Emergency Management Performance Grant) and \$33,000 A/C 001-0000-311-1000 (General Fund, Fund Balance) to A/C 001-5090-627-3300 (EMPG18, Disaster Preparedness Equipment)
- K. Approved Expenditure: [Increase to Budgetary Authority for Microsoft Licensing; \\$20,000 increase to not-to-exceed amount for Microsoft](#) licensing purchases with SoftwareOne for additional licenses purchased as result of Citywide Microsoft software migration project; \$20,000 expenditure A/C 001-3410-612-3122 (Computer Software Licenses)
- L. Additional Appropriation Fully Offset by Grant Revenue: [California State Library Día de los Niños Día de los Libros Program Grant](#); authorize acceptance of \$1,000 reimbursement grant by Thousand Oaks Library; \$1,000 budget appropriation and expenditure A/C 110-0000-435-9900 (Other Revenue from State, Other Reimbursements) to A/C 110-7010-673-6930 for musical performances, crafts, and associated materials to enhance programming at both Newbury Park and Grant R. Brimhall Libraries