

MINUTES OF THE CITY COUNCIL

Thousand Oaks, California

September 24, 2019

1. CALL TO ORDER:

Mayor Rob McCoy called the meeting to order at 6:02 p.m. in Council Chambers, 2100 Thousand Oaks Boulevard, Thousand Oaks, California.

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

3. ROLL CALL:

Present: Councilmembers Bill-de la Peña, Engler, Jones, Adam, and Mayor McCoy.

Also Present: City Manager Andrew P. Powers, City Attorney Tracy Noonan, Assistant City Manager Ingrid Hardy, City Clerk Cynthia M. Rodriguez, Community Development Director Mark Towne, Finance Director/City Treasurer Jaime Boscarino, Interim Human Resources Director Tim Giles, Public Works Director Jay Spurgin, Cultural Affairs Director Barry McComb, Police Chief Tim Hagel, Fire Chief John Spykerman, Assistant City Attorney Patrick Hehir, Assistant City Attorney Felicia Liberman, Deputy City Clerk Laura Maguire, Deputy Public Works Director Cliff Finley, Deputy Community Development Director Michael Forbes, Deputy Finance Director Carrie Matson, Sustainability Division Manager Helen Cox, Engineering Division Manager Nader Heydar, Revenue Operations Supervisor Sheri Johnson, Cable Operations Supervisor Carl Jarecky, Disaster Services Coordinator Grahame Watts, Senior Video Specialist Richard Swingler, Senior IT Technician David Johnson, Assistant Analyst Sandra Delgado and Assistant Analyst Christy Glaubke.

4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM:

5. SPECIAL PRESENTATIONS:

A. Mayor McCoy introduced Tony Briggs, CEO of the Ventura County Chapter of the American Red Cross, and Fire Chief Spykerman; presented a Proclamation in honor of Emergency Preparedness Month.

B. Mayor McCoy introduced David Maron who presented the Ventura County Civic Alliance State of the Region Report.

C. Mayor McCoy introduced Rick Schroeder, President of Many Mansions, and presented a Commendation in honor of Many Mansions' 40<sup>th</sup> Anniversary.

6. PUBLIC COMMENTS:

Shannon, Tarzana; Zubi Olin, United States Census Representative; Teo Freeman, Simi Valley.

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13. CITY MANAGER:

- \*A. Follow-up items: Cannabis deliveries – Hehir (Shannon, Freeman); Census – staff working with representative (Olin).

7. CONSENT CALENDAR:

(See Exhibit A for Consent Calendar Listing)

8. PUBLIC HEARINGS: None.

9. DEPARTMENT REPORTS:

- A. Sustainability Strategic Plan Update presented by Sustainability Division Manager Cox; Community Development Director Towne answered questions. Deputy Public Works Director Finley available for questions.

Speaker/Statement Cards: None

Feedback received regarding plastics and bees.

- B. Consideration of Interim Urgency Ordinance Declaring a Moratorium on Approval or Issuance of Any Permit, License, or Entitlement Relating to Applications for Cultivation, Processing, Drying, Storing, and Manufacturing of Industrial Hemp as well as Non-Incidental Retail Sale of Products Derived from Industrial Hemp presented by Assistant City Attorney Hehir. Community Development Director Towne available for questions. Additional information supplemental packet.

INTERIM URGENCY ORDINANCE DECLARING MORATORIUM ON APPROVAL OR ISSUANCE OF ANY PERMIT, LICENSE, OR ENTITLEMENT RELATING TO APPLICATIONS FOR CULTIVATION, PROCESSING, DRYING, STORING, AND MANUFACTURING OF INDUSTRIAL HEMP AS WELL AS NON-INCIDENTAL RETAIL SALE OF PRODUCTS DERIVED IN ANY PART FROM INDUSTRIAL HEMP SEEDS  
ORD.NO. 1665-NS

Speakers: Paul Castillo, Burbank; Pat Maginnis, Thousand Oaks; Erik Johnson, Newbury Park; Ed Williams, Ventura County Agricultural Commissioner; Joe Kyle, Newbury Park.

Motion by Councilmember Jones to adopt interim urgency ordinance declaring a moratorium on approval or issuance of any permit, license, or entitlement relating to applications for cultivation, processing, drying, storing, and manufacturing of industrial hemp as well as non-incidental retail sale of products derived from industrial hemp, carried 5-0 by the following vote: Ayes - Bill-de la Peña, Engler, Jones, Adam, and McCoy; Noes - None.

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9. DEPARTMENT REPORTS: (Continued)

- C. Elections Update – Campaign Contributions and City Council Vacancies presented by City Clerk Rodriguez; Deputy City Clerk Maguire available for questions. Additional information supplemental packet.

Speaker: Mic Farris, Newbury Park.

Motion by Councilmember Adam to maintain base limit and increase by Consumer Price Index and receive report regarding council vacancies, carried 5-0 by the following vote: Ayes - Bill-de la Peña, Engler, Jones, Adam, and McCoy; Noes - 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. 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: City Manager Powers reviewed potential topics for the next regularly scheduled City Council Meeting October 8, 2019.

14. CLOSED SESSIONS REQUESTED: City Council Conference Room 2<sup>nd</sup> floor. None.

15. PUBLIC NOTICES:

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

- A. Notice of Pending Final Map – Approval of Final Map LD 15-70579; 10 Ac Sub-Division into 4 Residential Lots of Record; Location: Adjacent to Northeast Corner of Lynn Road & West Kelly Road; Developer: Jack Schakett

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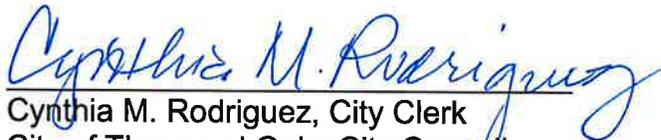
16. ADJOURNMENT:

City Council adjourned at 8:26 p.m. to Regular Meeting on Tuesday, October 8, 2019.



Robert McCoy, Mayor  
City of Thousand Oaks City Council

Attest:



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

AGENDA POSTED: September 19, 2019

MINUTES APPROVED: October 8, 2019

\*indicates item taken out of order

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**EXHIBIT A**

7. **CONSENT CALENDAR:**

*RECOMMENDATIONS FOR ITEMS A. THROUGH G. ARE TO APPROVE  
RECOMMENDATIONS FOR ITEM H. IS TO ADOPT*

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

- A. General, Utilities, Golf Course, and Theatres Demands – ratify September 11, 2019 and September 18, 2019; approve September 25, 2019; approve October 2, 2019, subject to review and ratification
- B. Minutes of City Council meeting of September 10, 2019
- C. Approved Expenditure: Thousand Oaks Transportation Center Bus Parking and Pedestrian Improvements Project (CI 5269); project design, plans, specifications, and Addendum No. 1 for construction; award construction contract to C.A. Rasmussen, Inc. in amount of \$1,574,855, plus \$157,490 contingency; \$1,748,250 expenditure (\$1,574,855 construction contract, \$157,490 construction contingency, \$5,000 City furnished supplies and services, \$10,905 construction inspection/testing services) A/C 651-5310-682-8300 (CI 5269, Transportation Center Bus Parking and Pedestrian Improvements Project); First Amendment to Contract No. 11833-2018 with Kimley-Horn and Associates, Inc. for construction support services, not-to-exceed \$11,000 for updated contract not-to-exceed amount of \$202,909; delegate authority to City Engineer to approve changes to design, plans, specifications, and working details of project on work directives and change orders up to project approved contingency amount
- D. Approved Expenditure: Dos Vientos Grading and Drainage Improvements – Lot 618 (MI 2571); project design, specifications, and Addendum No. 1; waive minor inconsequential bid deviation per Public Contract Code 5103, award construction contract to MD Construction Co., Inc. in amount of \$298,000, plus \$29,800 contingency; \$375,000 budget appropriation transfer for FY 2019-20 and \$25,000 for FY 2020-21 A/C 001-5210-642-8310 (MI2571, Improvements Other than Buildings) to A/C 001-5210-642-5500 (MI2571, Construction); \$330,800 expenditure (\$298,000 construction contract, \$29,800 contingency, \$3,000 for City furnished materials and supplies) A/C 001-5210-642-5500 (General Fund); delegate authority to City Engineer to approve changes to design, plans, specifications, and working details of project on work directives and change orders up to project approved contingency amount

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7. CONSENT CALENDAR: (Continued)

- E. Additional Appropriation: Conejo School Road Undergrounding Reimbursement Agreement (CI 5411) with Jemstreet Conejo School Road, LLC for undergrounding of overhead power, cable, telephone utility lines along Conejo School Road north of Thousand Oaks Boulevard in amount of \$901,219; \$580,100 budget appropriation A/C 541-0000-311-1000 (Developer Fee, Fund Balance) to A/C 541-5310-631-5500 (CI 5411, Citywide Undergrounding); \$660,091 expenditure A/C 541-5310-631-5500 (CI 5411, Citywide Undergrounding)
- F. No Appropriation/Expenditure Required: American National Red Cross Revocable License Agreement between City and American National Red Cross of Ventura County for storage space and emergency supplies trailer at 403 West Hillcrest Drive, effective 9/24/2019, with automatic annual renewals; authorize City Manager or designee to execute future amendments
- G. Additional Appropriation: Theatres Fund Reimbursement for Benefit and Community Events; \$142,800 budget appropriation and expenditure A/C 001-0000-311-1000 (General Fund – Fund Balance) to A/C 681-0000-484-0000 (Theatres Fund – Special Events Reimbursements)

ORDINANCE FOR SECOND READING:

- H. ORDINANCE AMENDING THOUSAND OAKS MUNICIPAL CODE TO ADD OR MODIFY SECTIONS 9-4.202, 9-4.1601, 9-4.2105, AND 9-4.2402 TO DEFINE BIOTECHNOLOGY AND SIMILAR USES AS “TECHNOLOGY AND LIFE SCIENCES,” ADD TECHNOLOGY AND LIFE SCIENCES TO LIST OF USES ALLOWED IN INDUSTRIAL PARK (M-1) ZONE, AND ESTABLISH PARKING STANDARDS FOR TECHNOLOGY AND LIFE SCIENCE USES (MCA 2019-70572) (Introduced 9/10/19, 5-0)                      ORD.NO. 1664-NS