

# THOUSAND OAKS CITY COUNCIL



## Supplemental Information Packet

**Agenda Related Items - Meeting of January 28, 2020  
Supplemental Packet Date: January 28, 2020**

**2:30 p.m.**

### **Supplemental Information:**

Any agenda related public documents received and distributed to a majority of the City Council after the Agenda Packet is printed are 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 inspection in the City Clerk Department, 2100 E. Thousand Oaks Boulevard, during normal business hours (main location pursuant to the Brown Act, G.C. 54957.5(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

### **Americans with Disabilities Act (ADA):**

In compliance with the 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 at (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.

## Dominga Zambrano

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**From:** Nancy P <miss.nancyp@verizon.net>  
**Sent:** Sunday, January 26, 2020 2:30 PM  
**To:** Tim Giles  
**Cc:** sara@ranchopotrero.org; sara@rideon.org; miss.nancyp@verizon.net  
**Subject:** upcoming city council meeting

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Thank you for having the coffee & talk session earlier this month. I hope the city realizes this facility does attract 'Joe Public' on a daily basis. I am there regularly and see and talk to people [including lots of families] who come out to visit the horses. I spoke to a Mom and her 2 little ones the other day who asked when the rental horses would be back. There's a small bus from a senior facility that drives through regularly to admire the horses. Hikers walk through, as well as bicyclists.

The rental horse service was VERY BUSY. There's not any competition close by so they had a captive audience. They had great, gentle horses with good guides. And reviews were excellent. I think once things get settled and a rental operation is in place - it should be very successful.

Our prior leaseholder also rented out the picnic area for birthday parties - that was very popular. And of course - that was another opportunity to rent some horses.

And -- for several years they operated the summer camp [June thru August] - where kids came for a week and were assigned a horse to ride and learned horsemanship skills. I sponsored a 8 year old girl the summer of 2018 and was disappointed not to be able to do it again in 2019.

This is such a nice facility in a beautiful setting and I hope the city will render some support.

Thanks for listening -

Nancy Pavlowich  
& Buddy / corral #83

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 7.I.  
MEETING DATE: 01/28/2020



Community Development Department  
**MEMORANDUM**

2100 Thousand Oaks Boulevard • Thousand Oaks, CA 91362  
Phone 805/449.2500 • Fax 805/449.2575 • www.toaks.org

**TO:** Andrew P. Powers, City Manager

**FROM:** Mark A. Towne, Community Development Department Director

**DATE:** January 28, 2020

**SUBJECT:** **Agenda Item No 9B Residential Capacity Allocation and Initiation of General Plan Amendment and Rancho Conejo Specific Plan Amendment for Project Located Directly East of the Intersection of Rancho Conejo Boulevard and Corporate Center Drive (RCA 2019-70742 / LU 2020-70026 / SPA 2020-70027); Applicant: Shapell Properties, Inc.**

The report Recommendation Option 1 is clarified to include adoption of a resolution as shown below:

**RECOMMENDATION:**

Receive request and provide direction. Options include:

1. Adopt a resolution to Initiate a General Plan Amendment from “Industrial” to “High Density Residential” and a Specific Plan Amendment to change the zoning from “Employment Center” to “Residential Apartments;” allocate 48 dwelling units of citywide Measure E residential capacity to the project located directly east of the intersection of Rancho Conejo Boulevard and Corporate Center Drive, subject to submittal of a formal application within 12 months from the date of unit allocation; and allow concurrent processing of legislative actions and entitlements; or
2. Deny the initiation of the General Plan Amendment, Specific Plan Amendment, and allocation of 48 residential units for the proposed project.

cdd:420-05/Report to City Council/pz (FILE ID: SUP 2019-70742)

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 9.B.  
MEETING DATE: 01/28/2020

**From:** Matthew Gelfand <[admin@caforhomes.org](mailto:admin@caforhomes.org)> on behalf of Matthew Gelfand <[matt@caforhomes.org](mailto:matt@caforhomes.org)>  
**Sent:** Monday, January 27, 2020 9:58:03 PM  
**To:** Al Adam <[AAdam@toaks.org](mailto:AAdam@toaks.org)>; [claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com) <[claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com)>; Rob McCoy <[RMcCoy@toaks.org](mailto:RMcCoy@toaks.org)>; Bob Engler <[BEngler@toaks.org](mailto:BEngler@toaks.org)>; Ed Jones <[EJones@toaks.org](mailto:EJones@toaks.org)>  
**Cc:** Andrew Powers <[APowers@toaks.org](mailto:APowers@toaks.org)>; Mark Towne <[MTowne@toaks.org](mailto:MTowne@toaks.org)>; Tracy Noonan <[TNoonan@toaks.org](mailto:TNoonan@toaks.org)>  
**Subject:** Correspondence from Californians for Homeownership

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To the City Council:

Please see the attached correspondence regarding Agenda Item 9C being considered at your upcoming meeting.

Sincerely,

Matthew Gelfand

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Matthew Gelfand  
Counsel, Californians for Homeownership  
525 S. Virgil Avenue  
Los Angeles, CA 90020  
[matt@caforhomes.org](mailto:matt@caforhomes.org)  
Tel: (213) 739-8206

Californians for Homeownership is a 501(c)(3) non-profit organization that works to address California's housing crisis through impact litigation and other legal tools.

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 9.C.  
MEETING DATE: 01/28/2020



January 27, 2020

**VIA EMAIL**

City Council  
City of Thousand Oaks  
2100 Thousand Oaks Blvd.  
Thousand Oaks, CA 91362  
Email: aadam@toaks.org; claudia4slowgrowth@roadrunner.com; rmccoy@toaks.org;  
bengler@toaks.org; ejones@toaks.org

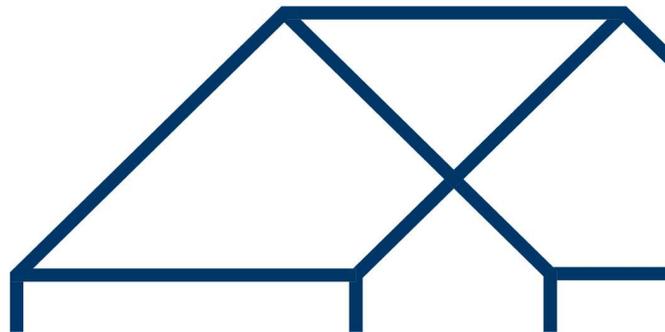
RE: January 28, 2020 City Council Meeting, Agenda Item 9C.

To the City Council:

Californians for Homeownership is a 501(c)(3) non-profit organization devoted to using legal tools to address California's housing crisis. I am writing as part of our work monitoring local compliance with California's laws regarding accessory dwelling units (ADUs).

At your January 28 meeting, you will discuss an urgency ordinance intended to address recent changes to state ADU law. If the City adopts a compliant ADU ordinance, it will be able to maintain certain local controls on ADU development. Unfortunately, we have significant concerns about the urgency ordinance as drafted, including:

- The draft ordinance appears to limit ADUs to residential zones, which is unlawfully narrow. An ADU permitted under Section 65852.2(a) must be allowed in any area "zoned to allow single-family or multifamily dwelling residential use." Gov. Code § 65852.2(a)(1). An ADU permitted under Section 65852.2(e) is allowed in any "residential or mixed-use zone." Gov. Code § 65852.2(e)(1). The ordinance must be updated to allow ADUs on eligible properties in any commercial, mixed-use, or similar zone, if the zone allows residential use.
- Proposed Municipal Code Section 9-4.2521(c) distinguishes between single-family and multi-family zones in determining the number of ADUs that may be constructed. State law instead distinguishes between properties based on the actual improvement present on the property. *See* Gov. Code § 65852.2(e)(1). For example, if a property zoned for single-family use is improved with a legal non-conforming apartment building, the multi-family provisions apply.



- Additionally, Proposed Municipal Code Section 9-4.2521(c)(2)(ii) should be adjusted to clarify that at least one conversion is permitted regardless of the unit count of the primary dwelling. *See* Gov. Code § 65852.2(e)(1)(C)(ii).
- The draft ordinance’s definition of a JADU imports the interior access requirement from the prior version of Government Code Section 65852.22. This requirement has been eliminated from state law. *See* AB 68 (Ting) § 2. Under Government Code Section 65852.2(e)(1)(A), a locality must allow the development of a JADU that meets the requirements of Government Code Section 65852.22, not a more restrictive local definition.
- The draft ordinance proposes applying to JADUs the same setbacks and height limits that apply to primary dwelling units. This is unnecessary and potentially confusing. A JADU must be developed anywhere within the walls of a primary dwelling unit, so there is no need to regulate its height or setbacks. And the City may not require correction of a nonconforming primary dwelling as a condition of the creation of a JADU. Gov. Code § 65852.2(e)(2). To avoid confusion, the City should delete the setback and height limits for JADUs from the table in proposed Municipal Code Section 9-4.2521(d)(1).
- The draft ordinance applies the City’s generally applicable setback standards to attached ADUs. This is unlawful. For all ADUs, other than conversions or rebuilds, the maximum side and rear setbacks are four feet. Gov. Code § 65852.2(a)(1)(D)(vii).
- The draft ordinance requires ADUs to follow generally applicable “street side” setback rules. But street side setbacks are side setbacks. Again, for an ADU that is not a conversion or rebuild, the maximum side setbacks are four feet. Gov. Code § 65852.2(a)(1)(D)(vii). This rule applies to all side setbacks, not just those that the City deems appropriate.
- The draft ordinance limits ADU conversions to 50% of the size of the primary dwelling. The 50% limit only applies to attached ADUs, not to conversions. *See* Gov. Code § 65852.2(a)(1)(D)(iv).
- The draft ordinance does not provide the required special treatment for the categories of ADUs listed in Government Code Section 65852.2(e)(1). These ADUs must be ministerially permitted “notwithstanding” the provisions allowing cities to pass local ADU ordinances, meaning that these ADUs must be approved without applying any local development standards, such as front-yard setbacks. According to guidance from the Department of Housing and Community Development regarding the prior version of Section 65852.2(e), these ADUs “do[] not necessitate a zoning clearance and must not be limited to certain zones or areas or subject to height, lot size, lot coverage, unit size, architectural review, landscape or parking requirements,” and the Department has issued non-compliance letters to cities that have improperly applied local development standards to these ADUs. To assist the City in crafting appropriate language, we are providing (below) example language based on ordinances adopted by other cities.

If the City adopts this ordinance as drafted, the City’s ADU regulations will be null and void, in their entirety, and the City will be required to approve ADUs under permissive state law

January 27, 2020  
Page 3

standards only.<sup>1</sup> We urge you to continue this matter to allow City staff the time necessary to develop a compliant urgency ordinance. We would like to be active participants in that process. To that end, we request that you include us on the notice list for all future public meetings regarding the City's ADU policies, and we request that this letter be included in the correspondence file for those meetings.

Sincerely,



Matthew Gelfand

cc: Andrew P. Powers, City Manager (by email to [apowers@toaks.org](mailto:apowers@toaks.org))  
Mark A. Towne, Comm. Dev. Director (by email to [mtowne@toaks.org](mailto:mtowne@toaks.org))  
Tracy Noonan, Esq., City Attorney (by email to [tnoonan@toaks.org](mailto:tnoonan@toaks.org))

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<sup>1</sup> A previous version of AB 68 provided that a conflicting local ordinance would be “null and void to the extent of such conflict.” That provision was struck from the final bill, which provides for complete invalidation.

Example Language For Government Code Section 65852.2(e)(1) ADUs

Units Subject to Limited Standards.

Notwithstanding [the other sections of the local ADU ordinance], accessory dwelling unit and junior accessory dwelling unit permits shall be issued based solely on the standards set forth in this section and all applicable Building Code standards, as follows:

- (a) Internal ADUs. One accessory dwelling unit or junior accessory dwelling unit per lot with a proposed or existing single-family dwelling if all of the following apply:
  - (1) The ADU or JADU unit is within the proposed space of a single-family dwelling or existing space of a single-family dwelling or accessory structure and may include an expansion of not more than 150 square feet beyond the same physical dimensions as the existing accessory structure. An expansion beyond the physical dimensions of the existing accessory structure shall be limited to accommodating ingress and egress.
  - (2) The space has exterior access from the proposed or existing single-family dwelling.
  - (3) The side and rear setbacks are sufficient for fire and safety.
  - (4) The JADU complies with the requirements of Section 65852.22.
- (b) Detached ADUs. One detached, new construction, ADU that does not exceed four-foot side and rear yard setbacks for a lot with a proposed or existing single-family dwelling. The ADU may be combined with a JADU described in subsection (a)(1) of this section. A local agency may impose the following conditions on the accessory dwelling unit:
  - (1) A total floor area limitation of not more than 800 square feet.
  - (2) A height limitation of 16 feet.
- (c) Multifamily Dwelling ADUs
  - (1) Multiple ADUs within the portions of existing multifamily dwelling structures that are not used as livable space, including, but not limited to, storage rooms, boiler rooms, passageways, attics, basements, or garages, if each unit complies with state building standards for dwellings.
  - (2) A local agency shall allow at least one ADU within an existing multifamily dwelling and shall allow up to 25 percent of the existing multifamily dwelling units.
- (d) Not more than two ADUs that are located on a lot that has an existing multifamily dwelling but are detached from that multifamily dwelling and are subject to a height limit of 16 feet and four-foot rear yard and side setbacks.
- (e) Rentals of ADU and JADU permitted pursuant to this section shall be for a term longer than 30 days.
- (f) Installation of fire sprinklers are not required in an ADU or JADU if sprinklers are not required for the primary residence.
- (g) ADUs and JADUs permitted under this section shall not be required to install a new or separate utility connection directly between the ADU and the utility nor shall a related connection fee or capacity be charged unless the ADU or JADU is proposed to be constructed with a new single-family home.

**TO:** Andrew P. Powers, City Manager  
**FROM:** Jay T. Spurgin, Public Works Director  
**DATE:** January 28, 2020  
**SUBJECT: Agenda Item 9D – Exclusive Franchise Solid Waste Agreements**

Attached is an additional letter addressed to the City Council from Waste Management Director of Operations, Michael E. Smith, which includes a Waste Management Analysis of City of Thousand Oaks January 23, 2020 Staff Report, and a copy of a news article from the San Gabriel Valley Tribune.

Also included are letters addressed to the City Council from Gelson's Market and Winters Financial Group of Thousand Oaks in support of Waste Management.

DPW:600-30\jul\H:\Council\2020\012820 SW Franchise Agreement Supplemental.docx

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 9.D.  
MEETING DATE: 01/28/2020



G.I. Industries  
195 W. Los Angeles Avenue  
Simi Valley, CA 93065  
(805) 522-9400 / (818) 782-2474  
(805) 581-5407 Fax

January 27, 2020

Honorable Al Adam, Mayor  
Honorable Claudia Bill – de la Peña, Mayor Pro Tem  
Honorable Rob McCoy  
Honorable Bob Engler  
Honorable Ed Jones

Re: Renewal of Solid Waste Franchise

Dear Honorable Mayor Adam and Councilmembers:

As you may know, I will be unable to attend tomorrow's City Council discussion on solid waste services in Thousand Oaks as I recover from an illness. I do expect to be back up and running at full speed in the next few weeks.

I wanted to take a moment to thank the Council and City staff for our long and productive relationship, and your many courtesies. I believe that strong relationship has worked well to promote the best interests of the residents, business and community organizations in the City.

Our team has worked hard to provide the best level of service possible in Thousand Oaks, and to be an asset to the community. That is reflected in very high levels of customer satisfaction, as seen from the City's most recent Community Opinion Survey. 97% of survey respondents were satisfied with their trash and recycling services. And we are proud of the support we have been able to provide to numerous community organizations.

I want to strongly urge you to vote to renew the current franchises and approve the MOU. It would not make sense to put the good things we have at risk, and to create the uncertainty, disruption and higher rates that would likely result from an RFP process or a change in service providers.

I had previously submitted a fact sheet that provided some additional detail showing the benefits to the City from the approval of the MOU. Those are included in your council packet. In addition, based on a review of the staff report, we are pleased to include the attached analysis of the staff report, which highlights important conclusions and provides some additional information for your review.

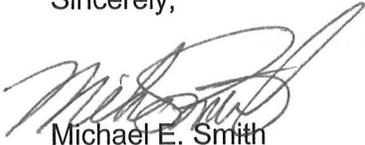
The staff report included a letter from Athens Services indicating an interest in submitting a proposal. That really struck a chord with me, knowing that Athens has had serious issues recently concerning the treatment of its workers. A copy of a news article from the San Gabriel Valley Tribune is attached.

The consistently high levels of service in Thousand Oaks are possible because of the efforts of our experienced and motivated employees who know every nook and cranny of the City, and who are willing to go the extra mile. In my experience, it would be impossible to achieve consistently high levels of service where employees feel underpaid and disrespected.

I was also concerned when I read that Athens Services did not appear to be willing to deliver its waste to the Simi Valley Landfill. That would put at risk the current Facility Fee payments to the City of about \$330,000 per year.

Thank you for your consideration, I look forward to seeing you in the near future.

Sincerely,



Michael E. Smith  
Director of Operations



G.I. Industries  
195 W. Los Angeles Avenue  
Simi Valley, CA 93065  
(805) 522-9400 / (818) 782-2474  
(805) 581-5407 Fax

## WASTE MANAGEMENT ANALYSIS OF CITY OF THOUSAND OAKS JANUARY 23, 2020 STAFF REPORT

Waste Management/GI Industries has reviewed the staff report and appreciates the care and effort that was put forth by City staff. This analysis has been prepared to provide a summary of key findings in the staff report, and to provide additional information that would be of interest to the City Council in making its decision.

### Summary

- The rate adjustments negotiated with City staff are reasonable in light of the loss of recycling markets and the costs of implementing new State organics/food waste mandates.
- An RFP process is unlikely to result in lower rates. Given recent experience, it is far more likely that an RFP process would result in higher rates for residents and businesses.
- Waste Management/GI Industries has a demonstrated history of first-rate service and has assisted the City to meet State diversion mandates.

### THE RATE INCREASES NEGOTIATED ARE REASONABLE IN LIGHT OF THE LOSS OF RECYCLING MARKETS AND THE COSTS OF IMPLEMENTING NEW STATE ORGANICS/FOOD WASTE MANDATES

*From Staff Report: Rates are anticipated to increase over the next few years because of the loss of recycling markets and the costs of implementing new State organics/food waste mandates (SB 1383).*

One result of the negotiations between Staff and the current haulers is that the rate adjustments necessary to address the increased costs that are driven by the additional service requirements of SB 1383 and the near collapse of recycling markets will be applied in limited increments over a period of five years in contrast to the recent "shock to the system" approach that most cities have adopted. This is being done to help customers plan for and more easily absorb the adjustments.

### Residential

Over the first five years of the contract extension, Residential rate adjustments will average a low 2.62% per year. This amount is less than Staff's assumed annual CPI of 3% and is offered despite the fact that the new organics/food waste collection service will add to WM's processing costs.

## Commercial

Over the first five years of the contract extension, Commercial rate adjustments for businesses currently receiving solid waste, recyclables **and organics** collection are expected to average a reasonable 5.28% per year.

As the staff report notes, this is to be expected given the loss of recycling markets. Moreover, implementation of the new bundled commercial service (solid waste, recyclables and organics) will require a large commitment of capital for containers and will result in lower route collection efficiency.

State mandates under SB 1383 require businesses that are not currently receiving **solid waste, recyclable and organics** collection to receive all three services. Consequently, their average annual adjustments over the first five years of the contract extension will be approximately 11% per year. The reason incremental rate adjustments for those businesses that are not already receiving the required bundled services are greater than those for businesses that are currently receiving the required bundled services is that the former must now receive recycling and organics services.

Waste Management stands ready to work with every City business to help minimize the impact of this State mandate by “right sizing” each container type.

GIVEN THE REALITY OF FUTURE COST INCREASES, THE NEGOTIATED RATE INCREASES IN THOUSAND OAKS ARE A VERY GOOD DEAL. A NEGOTIATED RENEWAL PROVIDES RATE CERTAINTY AND AN OPPORTUNITY TO PHASE IN INCREASES.

RECENT RFP'S HAVE NOT RESULTED IN A SIGNIFICANT RATE REDUCTION, BUT INSTEAD HAVE RESULTED IN LARGE RATE INCREASES.

*From Staff Report: A new contract with the current haulers provides rate certainty and the ability to control or phase-in increases. A Requests for Proposals ((RFP) process tests the market to ensure competitive rates. These rates could be higher or could be lower.*

Based on recent Southern California market history, the uncertainty, cost and disruption that is an inevitable part of an RFP process will not result in lower rates. A history of RFP outcomes for cities recently undertaking an RFP process is below. This is instructive, because these RFP processes took place after China's National Sword, SB 1381, SB 1594, etc., and thus are reflective of the environment that would surround an RFP process in 2020. The trend represented by the examples below shows no signs of reversing as cities grapple with the programmatic changes needed to comply with SB 1383.

City	Year	First Year Rate Change After RFP Process	Successful Proposer
El Segundo <sup>1</sup>	2019	+68 %	EDCO
Manhattan Beach <sup>2</sup>	2019	+47%	Waste Management
Lawndale <sup>2</sup>	2019	+67%	Republic Services

1 Residential only

2 Combined for residential, commercial and roll-off

To provide further insight, below are the **first year** rate increases submitted by Waste Management and Athens in response to Manhattan Beach’s RFP for each service category:

Proposer	S/F	M/F	Commercial	Roll-off	Blended Total
Waste Management	24%	17%	81%	64%	47%
Athens	88%	80%	157%	72%	114%

STATE MANDATES AND THE LOSS OF RECYCLING MARKETS ARE DRIVING SIGNIFICANT INCREASES IN SOLID WASTE SERVICES, AND THIS IS EXPECTED TO CONTINUE. THE NEGOTIATED RENEWAL OFFERS RATE CERTAINTY AND AN OPPORTUNITY TO PHASE IN INCREASES. THE PROPOSED INCREASES IN THOUSAND OAKS ARE LESS THAN THOSE IN CITIES THAT RECENTLY UNDERTOOK AN RFP PROCESS.

WASTE MANAGEMENT/GI INDUSTRIES HAS A DEMONSTRATED HISTORY OF FIRST-RATE SERVICE AND HAS ASSISTED THE CITY TO MEET STATE DIVERSION MANDATES

*From Staff Report: [t]he City’s exclusive solid waste haulers have served residents and businesses well for many years, assisting the City in achieving waste diversion goals and meeting State mandates.*

We appreciate those comments, which are most clearly reflected in the latest Community Opinion Survey. Your constituents and our customers responded with a 97% customer satisfaction rate with trash and recycling services.

There are three solid waste companies currently operating in Ventura County that could be capable of servicing Thousand Oaks - Waste Management/GI Industries, E.J. Harrison and Athens Disposal.

Information obtained from the CalRecycle website shows reported diversion for 2018 (the latest year available) in nearby Ventura County areas, and the status of compliance with the 50% State diversion mandate:

Thousand Oaks (GI, Harrison)	70%
Simi Valley (GI)	69%
Moorpark (GI)	68%
Ventura – Uninc. (GI, Harrison)	71%
Santa Paula (Athens)	43%

Waste Management's Simi Valley Landfill provides environmentally sound waste disposal to the City for decades to come. It also returns value to Thousand Oaks and the County of Ventura through Host Fee agreements. Its current capacity is 67 years.

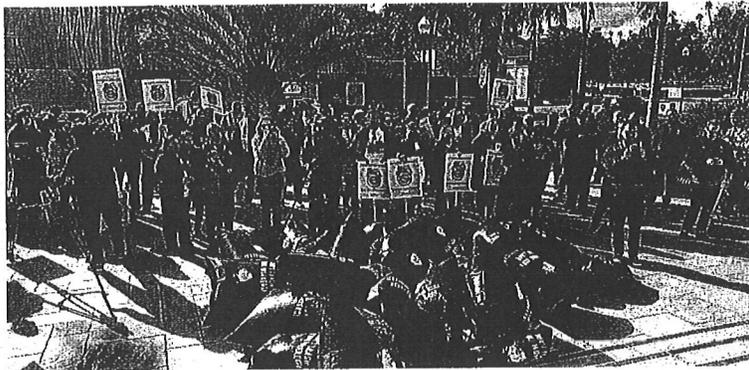
The City's agreement with Waste Management at the Simi Valley Landfill provides rate certainty and payment of a Facility Fee, currently about \$330,000 per year.

**WASTE MANAGEMENT/GI INDUSTRIES HAS THE TRACK RECORD, INFRASTRUCTURE AND RESOURCES TO HELP BUILD A SUSTAINABLE FUTURE FOR THOUSAND OAKS**

**BUSINESS**

## **Sanitation workers march in Beverly Hills, demand fair pay from waste company**

Workers allege Athens Environmental Services underpays them and fear their healthcare benefits are eroding.



Workers, community members and labor leaders marched through Beverly Hills on Friday to lobby for fair treatment of Athens Environmental Services sanitation employees. They are seen here in front of Beverly Hills City Hall. (Photo courtesy of Teamsters Local 396)

By **KEVIN SMITH** | [kvsmith@song.com](mailto:kvsmith@song.com) | San Gabriel Valley Tribune  
PUBLISHED: November 29, 2019 at 4:09 pm | UPDATED: November 29, 2019 at 6:34 pm

More than 100 workers, labor leaders and community supporters marched through Beverly Hills on Friday to lobby for fair treatment of Athens Environmental Services sanitation employees.

The workers, represented by the International Brotherhood of Teamsters Local 396, allege they are underpaid and fear their healthcare benefits are being eroded. They have failed to reach a labor agreement with the company after two years of negotiations and claim Athens — a division of City of Industry-based Athens Services — is “denying its workers dignity, respect and a voice on the job.”

Wielding signs with the message, “Athens Services Union Contract Now!” the group converged in front of Beverly Hills City Hall with a large pile of stuffed trash bags.

“They have gone to the Beverly Hills City Council on multiple occasions to voice their concerns and the company has threatened the workers for speaking out,” union spokesman Adan Alvarez said. “That is not appropriate behavior.”

The Beverly Hills workers, which number about 20, service large apartment complexes, businesses and construction sites throughout the city.

Representatives from Athens could not be reached for comment Friday, despite repeated phone calls and voicemail messages.

Athens Environmental Services has come under scrutiny by the National Labor Relations Board’s Office of the General Counsel, which is investigating the company on charges of unfair labor practices. The charges allege the company has disciplined and fired workers for supporting the union, and that Athens has withdrawn a contract proposal that would have provided workers and their families with full family medical insurance.

Some  
of the



Workers, community members and labor leaders marched through Beverly Hills on Friday in support of fair treatment for Athens Environmental Services employees. (Photo courtesy of Teamsters Local 399)

workers have full coverage for themselves and their families, Alvarez said, but others can't afford to include their families.

"It's really expensive to add family members on," he said. "What we want is for everyone to have affordable family healthcare."

Athens workers are underpaid compared with sanitation workers at other waste-hauling companies, Alvarez said.

Athens "helpers," who ride along with drivers and help by pulling large waste containers out of commercial enclosures, earn around \$13 an hour, he said, while truck drivers average \$16 to \$20 an hour. That falls well short of wage levels at competing waste haulers like Waste Management or Republic Services, which pay helpers around \$18 an hour and drivers up to \$25 an hour, Alvarez said.

"Without a contract, they are the mercy of the company," he said. "They can change benefits at their behest. When they go to cities to get contracts, those contracts will guarantee what workers are paid for a long time."

Athens Services operates several facilities in Southern California, including hauling yards in Pacoima, Torrance, Irwindale and the City of Industry. Founded in 1957, the company serves more than 250,000 customers in more than 50 communities and employs 1,300-plus workers. The company was an early adopter of materials recovery, building one of the first facilities of that kind in the country in the 1990s in the City of Industry.

The company's services include solid waste collection, recycling, organics diversion, street and parking lot sweeping and construction and demolition recovery.

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### **Kevin Smith**

Kevin Smith handles business news and editing for the Southern California News Group, which includes 11 newspapers, websites and social media channels. He covers everything from employment, technology and housing to retail, corporate mergers and



January 24, 2020

The Honorable Mayor Al Adam  
Claudia Bill-de la Pena, Mayor Pro Tem  
Roy McCoy, Councilmember  
Bog Engler, Councilmember  
Ed Jones, Councilmember  
City of Thousand Oaks  
2100 Thousand Oaks Blvd.  
Thousand Oaks, CA 91362

Re: Waste Management – Item 9D Exclusive Franchise Solid Waste Agreement

Dear Mayor and Councilmembers,

My name is Richard Khoury, Director of Facilities Maintenance with Gelson's Super Market for the past 9 years. I have worked with several trash companies in many cities across Southern California over the years and would like to share how grateful we are for the exceptional service Waste Management provides. We have been a customer in Thousand Oaks for over 20 years. Waste Management also services our Westlake and Calabasas stores. At one-point Waste Management served many of our store for over 20 years and our relationship is more than just a customer and service provider; we are collaborative business partners.

Waste Management addresses any concerns we have immediately, and they are always easily accessible with providing solutions to our trash and recycling needs. Steve Lee is our main point of contact and can't say enough about the level of customer service he gives to us. I wish all my stores were in your service area.

It is very important for me to communicate with you Mayor, City Councilmembers, and City Staff of how grateful we are for Waste Management being our trash and recycling service provider here in Thousand Oaks. The Gelson's team have experienced services with other haulers in different cities and know the difference between a business partner and a company that just hauls our trash.

We support Waste Management and ask that you please consider the above information and make the right choice instead of taking the risk of losing something great that isn't broken.

Please continue to conduct business with our local Waste Management service provider.

Thank you for your time and consideration,

Richard Khoury  
Director of Facilities Maintenance

P.O. Box 1802 Encino, CA 91426-1802  
16400 Ventura Blvd., Suite 240, Encino, CA 91436  
p (818) 906-5700 f (818) 906-7877  
[www.gelsons.com](http://www.gelsons.com)

## Gallagher, Marilyn

---

**From:** Rick Winters <rick@wfginc.com>  
**Sent:** Friday, January 24, 2020 12:59 PM  
**To:** Gallagher, Marilyn  
**Subject:** [EXTERNAL] Follow Up

I have hosted the Coats for Casa Pacifica event for ten years. We bring 30 tons of snow into Three Springs Park for sledding and play and provide complimentary coffee and smoothies. All we ask is the community brings gently used winter clothes that is donated to Casa Pacifica in Camarillo. Over ten years, we have collected nearly 20,000 articles of clothing providing warmth and comfort for some of the more vulnerable children in our neighborhoods. We couldn't host the event without the permission of the City of Westlake Village and we couldn't get their approval without a specific plan for the event trash. Without any hesitation, Waste Management has consistently provided for our trash needs for this event contributing to its ongoing success, ultimately benefiting the children at Casa Pacifica. We are truly thankful for their ongoing assistance.

Rick Winters  
Winters Financial Group  
100 E. Thousand Oaks Blvd. #150  
Thousand Oaks, CA 91360  
Phone 805 497 1717  
Fax 805 497 7016  
[Rick@wfginc.com](mailto:Rick@wfginc.com)

Investment advisory services offered through Professional Planning dba Winters Financial Group, an SEC Registered Investment Adviser.

Securities offered through Mutual Securities, Inc., Member FINRA/SIPC. Supervisory office located at 807-A Camarillo Springs Road, Camarillo, CA 93012. Professional Planning dba Winters Financial Group is not affiliated with Mutual Securities, Inc.

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Custody services and other brokerage services provided to clients of Professional Planning dba Winters Financial Group are offered by Fidelity Brokerage Services LLC, Member NYSE/SIPC.

**From:** Diana Malmquist <[dimalmquist@gmail.com](mailto:dimalmquist@gmail.com)>  
**Date:** January 25, 2020 at 9:39:03 AM PST  
**To:** Cyndi Rodriguez <[CRodriguez@toaks.org](mailto:CRodriguez@toaks.org)>  
**Subject:** Waste Management

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Mayor Al Adam  
Mayor Pro Tem Claudia Bill-de la Pena  
Councilman Rob McCoy  
Councilman Bob Engler  
Councilman Ed Jones

Re: Waste Management

As a 55 year resident of the Conejo Valley I have seen Waste Management give it's customers quality and dependable service over the years. I have used them for personal use and have always been given very satisfactory and dependable service. Their ongoing generosity also to the very many non-profits in our community deserves mention. I sincerely believe we are very fortunate to have them.

I hope the City of Thousand Oaks will keep their services.

Diana Malmquist

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 9.D.  
MEETING DATE: 01/28/2020

**From:** Diane Hunn <[nonahunn@gmail.com](mailto:nonahunn@gmail.com)>

**Subject:** Waste Haulers Thousand Oaks

**Date:** January 24, 2020 at 3:54:50 PM PST

**To:** "[aadam@toaks.org](mailto:aadam@toaks.org)" <[aadam@toaks.org](mailto:aadam@toaks.org)>, "[claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com)" <[claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com)>, "[rmccoy@toaks.org](mailto:rmccoy@toaks.org)" <[rmccoy@toaks.org](mailto:rmccoy@toaks.org)>, "[bengler@toaks.org](mailto:bengler@toaks.org)" <[bengler@toaks.org](mailto:bengler@toaks.org)>, "[ejones@toaks.org](mailto:ejones@toaks.org)" <[ejones@toaks.org](mailto:ejones@toaks.org)>

Dear Mayor, Mayor Pro Tem and Councilmembers:

Normally I would attend the Tuesday meeting as this is an issue I feel very strongly about. I have been ill for 3 weeks and don't think I will be able to attend. Why attempt to "fix" something that does not appear to be broken to me. I have lived in Thousand Oaks for approximately 47 years. I honestly cannot remember who my provider was in my first house, but I have lived in my current house for over 40 years and thus have had Waste Management during this time. I cannot say enough good things about their service. Recently some of my neighbors were surprised by a much earlier pick up due to another truck breaking down. But we all know they do tell you to have it at curb by a certain time. Even though it was not the fault of WM they did another pick up. I would call this excellent customer service. Middle of last year I put my house on the market trying simply due to yard too large for me. (Sadly it didn't sell as prospective buyers felt the noise from Lynn Road was too much. Imagine my dismay not being able to see my house. I am not happy about this but that is for another time). In trying to "get my house staged" I found myself with a lot of trash and recycle. I called to get a bin. Much to my surprise the customer service person asked questions and came up with a way that cost me considerably less. Yes less. Good customer service saved me money. And then there are the drivers themselves. When I am outside they wave to me, say hello. So nice to be acknowledged.

Thank you for reading this.

Sincerely,

Diane M. Hunn  
2527 Ciro Circle  
Thousand Oaks, CA 91360  
805) 492-1588 home  
805) 551-6631 cell

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 9.D.  
MEETING DATE: 01/28/2020

**From:** Adam Haverstock <[ahaverstock@conejochamber.org](mailto:ahaverstock@conejochamber.org)>

**Subject: Waste Management and Newbury Disposal Franchise Solid Waste Agreements (Item 9D) - Support**

**Date:** January 27, 2020 at 3:49:29 PM PST

**To:** "[albertcadam@gmail.com](mailto:albertcadam@gmail.com)" <[albertcadam@gmail.com](mailto:albertcadam@gmail.com)>, "[claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com)" <[claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com)>, "[ejassoc@verizon.net](mailto:ejassoc@verizon.net)" <[ejassoc@verizon.net](mailto:ejassoc@verizon.net)>, "[rob@gccto.com](mailto:rob@gccto.com)" <[rob@gccto.com](mailto:rob@gccto.com)>, "[robert.j.engler@gmail.com](mailto:robert.j.engler@gmail.com)" <[robert.j.engler@gmail.com](mailto:robert.j.engler@gmail.com)>

**Cc:** "[apowers@toaks.org](mailto:apowers@toaks.org)" <[apowers@toaks.org](mailto:apowers@toaks.org)>, "[halawami@toaks.org](mailto:halawami@toaks.org)" <[halawami@toaks.org](mailto:halawami@toaks.org)>, Danielle Borja <[dborja@conejochamber.org](mailto:dborja@conejochamber.org)>

Dear Mayor Adam and Thousand Oaks City Councilmembers,

Please see the attached letter from our President/CEO Danielle Borja. On behalf of our Board of Directors and 900+ members, we would like to encourage you to continue the franchise solid waste agreements with Waste Management and Newbury Disposal. These items are under consideration on your agenda Tuesday night – Item 9D.

Daniel Garcia, the Manager of Government Affairs & Tourism for our Chamber will be present at Tuesday's meeting to reiterate our position.

Please let me know if you have any questions.

Thank you!

Adam

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 9.D.  
MEETING DATE: 01/28/2020

January 27, 2020

Mayor Al Adam  
City of Thousand Oaks  
2100 Thousand Oaks Blvd  
Thousand Oaks, CA 91362

**Re: Franchise Solid Waste Agreements – Support**

Dear Mayor Adam and members of the Thousand Oaks City Council,

On behalf of the over 900 members of the Greater Conejo Valley Chamber of Commerce I am writing you today to express our support for the extension of the franchise solid waste agreements that the city has in place with Waste Management and Newbury Disposal. Both Waste Management and Newbury Disposal have proven themselves to be excellent City partners and also outstanding community partners.

The Greater Conejo Valley Chamber of Commerce is the official Chamber of Commerce for the cities of Thousand Oaks, Westlake Village and Agoura Hills. Our membership includes both small businesses in the community and also major employers like Amgen, Los Robles Health System and SAGE Publishing.

With regard to the requirements of our solid waste handlers, it is clear from the city's staff reports for this item under consideration that both Waste Management and Newbury Disposal have met and in many cases exceeded the requirements placed upon them. They have risen to the challenges posed by new legislation that has made their job more difficult to manage.

In addition to meeting and exceeding the specific requirements of their agreements, these Chamber member businesses are also important community partners. They support countless local nonprofit organizations that serve the community-at-large and are involved with area schools promoting recycling and environmental education. Their employees are also part of the fabric of our business community and are committed to serving the businesses and resident of Thousand Oaks.

I urge you to move forward with an extension of their franchise solid waste agreements. If you have any questions please contact me at 805-370-0035.

Sincerely,



Danielle Borja, MBA  
President/CEO  
Greater Conejo Valley Chamber of Commerce

**From:** Gary Clifford <[GClifford@athensservices.com](mailto:GClifford@athensservices.com)>  
**Subject:** City Council Meeting 1-28-2020  
**Date:** January 27, 2020 at 4:10:35 PM PST  
**To:** "[claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com)" <[claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com)>

Mayor Pro-Tem Bill-de la Peña, (Claudia)

On January 2, 2020 I sent you a letter introducing Athens Services to you as our company name came up during your city council waste hauling RFP deliberation. We are the largest privately owned hauler in the Southern California Region. I just wanted to take another moment and introduce myself to you. I read your staff report and city council agenda and I certainly hope you consider option one, and exercise your RFP option. I noted a few things in the advantage and disadvantage section that I want to bring to your attention. As a former Mayor and city councilmember for ten years myself, I have not experienced service disruption, or decreased community involvement at all, in fact quite the opposite. As an Industry Executive we have successfully transitioned many large communities, including the City of Los Angeles. In addition, Any cost to the city for going out to RFP (est \$200,000.00 in your staff report) in usually recouped by the winning bidder. In this particular case an RFP will give you the latest and greatest version of technology and service; and one of your current haulers could end up the lowest responsible bid.

In any event if you would like me to be available during your meeting tomorrow just let me know. You may also contact me via email or cell phone. If not, I wish you good fortune in making your decision tomorrow. For the record, I have over 20 years of experience as a city employee and city executive, including Police Officer, Public Information Officer, Investigator, and City Council.

Respectfully Submitted,  
Gary

**Gary Clifford | Executive Vice President**

Athens Services Salt Lake Office | 15045 Salt Lake Ave | City of Industry, CA 91746  
Office (626) 934-4619 | Cell (626) 705-6919  
Email [GClifford@athensservices.com](mailto:GClifford@athensservices.com)

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 9.D.  
MEETING DATE: 01/28/2020

**From:** Gary Clifford <[GClifford@athensservices.com](mailto:GClifford@athensservices.com)>  
**Date:** January 27, 2020 at 4:13:51 PM PST  
**To:** Bob Engler <[bengler@toaks.org](mailto:bengler@toaks.org)>  
**Subject:** City Council Meeting 1-28-2020

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Councilmember Engler (Bob),

On January 2, 2020 I sent you a letter introducing Athens Services to you as our company name came up during your city council waste hauling RFP deliberation. We are the largest privately owned hauler in the Southern California Region. I just wanted to take another moment and introduce myself to you. I read your staff report and city council agenda and I certainly hope you consider option one, and exercise your RFP option. I noted a few things in the advantage and disadvantage section that I want to bring to your attention. As a former Mayor and city councilmember for ten years myself, I have not experienced service disruption, or decreased community involvement at all, in fact quite the opposite. As an Industry Executive we have successfully transitioned many large communities, including the City of Los Angeles. In addition, Any cost to the city for going out to RFP (est \$200,000.00 in your staff report) in usually recouped by the winning bidder. In this particular case an RFP will give you the latest and greatest version of technology and service; and one of your current haulers could end up the lowest responsible bid.

In any event if you would like me to be available during your meeting tomorrow just let me know. You may also contact me via email or cell phone. If not, I wish you good fortune in making your decision tomorrow. For the record, I have over 20 years of experience as a city employee and city executive, including Police Officer, Public Information Officer, Investigator, and City Council.

Respectfully Submitted,  
Gary

**Gary Clifford | Executive Vice President**

Athens Services Salt Lake Office | 15045 Salt Lake Ave | City of Industry, CA 91746  
Office (626) 934-4619 | Cell (626) 705-6919  
Email [GClifford@athensservices.com](mailto:GClifford@athensservices.com)

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 9.D.  
MEETING DATE: 01/28/2020

January 27, 2020

The Honorable Mayor Al Adam and  
Members of the City Council  
City of Thousand Oaks  
2100 Thousand Oaks Blvd.  
Thousand Oaks, CA 91362

Re: Waste Management – Item 9D Exclusive Franchise Solid Waste Agreement

Dear Mayor and Councilmembers,

I am writing to express my support for Waste Management GI Industries (WM) to approve the Memorandum of Understanding (MOU) to continue to maintain the franchise agreement with the City of Thousand Oaks.

I am a Westlake Village resident in Ventura County and was formerly a WM employee for 13 years as an Environmental Engineer and know first hand the level of service WM provides to the residents and business community of Ventura County. WM has an excellent track record and has served the disposal and recycling needs of businesses and residents in Ventura County for more than 40 years.

WM is a tremendous community partner and supports many non-profit organizations and local events, such as; Oak Heart Country Music Festival, American Cancer Society Relay for Life, Rotary Club of Thousand Oaks and many others. In fact, WM donated event boxes for La Reina High School's Norte Dame Fun Run.

Please consider approving the MOU so WM can continue to provide sustainable and quality disposal and recycling service to our community for many years to come.

Thank you in advance,



Jim Riley  
Westlake Village resident

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 9.D.  
MEETING DATE: 01/28/2020

From: **Becky Heywood** <[BHeywood@athensservices.com](mailto:BHeywood@athensservices.com)>

Date: Tue, Jan 28, 2020 at 09:08

Subject: Athens Services News

To: [aadam@toaks.org](mailto:aadam@toaks.org) <[aadam@toaks.org](mailto:aadam@toaks.org)>, [claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com) <[claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com)>, [rmccoy@toaks.org](mailto:rmccoy@toaks.org) <[rmccoy@toaks.org](mailto:rmccoy@toaks.org)>, [bengler@toaks.org](mailto:bengler@toaks.org) <[bengler@toaks.org](mailto:bengler@toaks.org)>, [ejones@toaks.org](mailto:ejones@toaks.org) <[ejones@toaks.org](mailto:ejones@toaks.org)>, Ed Jones ([ejassoc@verizon.net](mailto:ejassoc@verizon.net)) <[ejassoc@verizon.net](mailto:ejassoc@verizon.net)>, [apowers@toaks.org](mailto:apowers@toaks.org) <[apowers@toaks.org](mailto:apowers@toaks.org)>

Per Gary Clifford of Athens Services, please review latest updates and articles on Athens Services.

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 9.D.  
MEETING DATE: 01/28/2020



## Adopting New Technology to Meet Organic Waste Diversion Goals

***As cities and businesses work to meet California's 75% recycling goal by 2025, Athens Services is meeting the challenge head-on for their customers with innovative technology.***

Currently, most organic and food waste ends up in landfills. Not only is that a waste of resources, but as those materials degrade over time, they produce large amounts of methane gas.

According to CalRecycle, an estimated six million tons of food waste alone ends up in landfills annually in California, which is about 18% of all landfill waste.

The State of California has set targets to reduce organic waste disposal 50 percent by 2020 and 75 percent by 2025, and to reduce greenhouse gas (GHG) emissions 40 percent by 2030. Communities across California are working hard to find ways to meet these goals.

"These higher diversion goals mean attacking more contaminated waste streams, most of which goes to landfills," said Riel Johnson, Director of Resource Recovery for Athens Services. "Of the organic matter we receive, 20-30% may be 'clean'; we need to tackle the rest to achieve these new, higher diversion goals."

Athens leads the region in diverting waste from landfills with the most technologically advanced materials recovery facility (MRF) in Southern California.

Now, Athens is pioneering innovative technology that, combined with existing processes, will result in higher diversion rates.

Athens has purchased a machine called an Organic Screw Press (OSP), built in collaboration with a manufacturer of industrial compactors and shredders.

"We're excited about the potential of this technology to help fill the gap between waste, recycling, and 'clean' organics," Johnson says.

### The OSP Process

Here's how it works: Organic waste brought into Athens' City of Industry MRF is loaded into the organic processing system. Equipped with a cantilevered auger, or drill, the OSP pushes the waste against a hydraulically activated door to squeeze the liquid from the material and into a collection tank.

The nutrient-rich liquid is then loaded onto a tanker truck and shipped to a treatment facility, where it can be digested for energy production, or composted to return nutrients to California farm fields.

Los Angeles County officials have conducted several tests and have approved the extracted organic material for such processing. The remaining dry material is sorted for beneficial reuse or transfer to landfill.

The machine processes about 40 tons per hour and recovers 20-40 percent of the material; previously, 100 percent of this material was shipped to local landfills.

Over



***Athens Services has collaborated with Komar Industries to produce an Organic Screw Press (OSP). The machine combines a compression auger with a dewatering unit to separate nutrient-rich organics from municipal waste streams. The OSP processes about 40 tons of waste per hour. Of that, the machine is able to recover up to 40 percent for beneficial reuse.***

### **The Technology and the Team**

Komar Industries of Ohio, a manufacturer of heavy industrial compactors and shredders, developed the unit for Athens.

The OSP combines a Komar compression auger with a specialized dewatering unit, which was developed to process deicing fluids used on airport runways.

“We’ve seen this trend developing worldwide,” said Mark Koenig, President of Komar.

“The volume of wet waste has been growing, with higher contamination, but there was no technology to handle it; it was simply too dirty and too wet.”

“Previous efforts to deal with this mixed organic and waste stream have been attempted, but the pretreatment and prescreening it required made the process prohibitively expensive,” Koenig added.

“We looked at how to attack it cost-effectively, and we’ve achieved that.”

---

**“Others are talking about the future. Athens is preparing for it.”**

***Doug Vanderlinden, Komar Industries***

---

“We are expecting increased contamination and are building equipment to handle it,” said Komar Director of Municipal Projects Doug Vanderlinden.

“Athens understands that this waste stream is growing,”

Athens has the exclusive rights to the OSP and its proprietary technology in the Los Angeles area, and plans to add a second system at another Los Angeles facility.

“Others are talking about the future,” Vanderlinden said. “Athens is preparing for it.”

*Athens Services is L.A. County's largest privately owned waste and recycling company. Family- owned and- operated, since 1957, Athens proudly serves more than 30 municipalities.*

**From:** Cristian Herrera <[CHerrera@athensservices.com](mailto:CHerrera@athensservices.com)>

**Subject:** Athens HEART Marketing Pilot

**Date:** January 28, 2020 at 11:42:47 AM PST

**To:** "[claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com)" <[claudia4slowgrowth@roadrunner.com](mailto:claudia4slowgrowth@roadrunner.com)>, "[aadam@toaks.org](mailto:aadam@toaks.org)" <[aadam@toaks.org](mailto:aadam@toaks.org)>, "[rmccoy@toaks.org](mailto:rmccoy@toaks.org)" <[rmccoy@toaks.org](mailto:rmccoy@toaks.org)>, "[bengler@toaks.org](mailto:bengler@toaks.org)" <[bengler@toaks.org](mailto:bengler@toaks.org)>, "[ejones@toaks.org](mailto:ejones@toaks.org)" <[ejones@toaks.org](mailto:ejones@toaks.org)>

**Cc:** Gary Clifford <[GClifford@athensservices.com](mailto:GClifford@athensservices.com)>

Good Morning,

Athens Services is launching an exciting marketing campaign to get businesses engaged in reducing waste, increasing recycling, and promoting a healthier environment for communities. HEART is Healthy Environments through Athens Recycling Training. For more information, please check out this quick video <https://youtu.be/3X1vBIZMXBI>

Mr. Gary Clifford thought it would be a great idea to get your opinion on the campaign and potentially discuss a marketing pilot.

Thank you,  
Cristian

**Cristian Herrera | Director of Marketing & Communications**

Athens Services Salt Lake Office | 15045 Salt Lake Ave | City of Industry, CA 91746

Office 626-594-4443 | Cell 626-991-8047

Email [CHerrera@athensservices.com](mailto:CHerrera@athensservices.com)

TO COUNCIL: 01/28/2020  
AGENDA ITEM NO.: 9.D.  
MEETING DATE: 01/28/2020

**TO:** City Council  
**FROM:** Bob Engler, Councilmember  
**DATE:** January 28, 2020  
**SUBJECT: Update on League of California Cities Transportation, Communications, and Public Works Policy Committee (TCPW) Meeting - January 23, 2020**

**RECOMMENDATION:**

Receive report.

**FINANCIAL IMPACT:**

Direct and indirect costs, which are included in Adopted FY 20-21 General Fund Budget.

**BACKGROUND:**

The League of California Cities (LCC) is an association of California city officials who work together to enhance their knowledge and skills, exchange information, and combine resources so that they may influence policy decisions that affect cities.

Founded in 1898 on the principles of local control and interagency cooperation, the LCC has grown from a handful of public officials to include the voluntary membership of 478 California cities. The LCC and its member cities are working hard to strengthen the effectiveness of their advocacy efforts. The LCC's mission statement reflects this commitment to, "restore and protect local control for cities through education and advocacy to enhance the quality of life for all Californians."

**DISCUSSION/ANALYSIS:**

The LCC coordinates Policy Committees on a variety of topics including Public Safety, Community Services, Environmental Quality and Revenue and Taxation. Every year, LCC accepts nominations for Councilmembers to participate in these committees. Councilmember Bob Engler was appointed to serve on the Transportation, Communications, and Public Works Policy Committee as the Channel Counties Division representative for the 2020 term.

**TO COUNCIL: 01/28/2020**  
**AGENDA ITEM NO.: 12.A.1**  
**MEETING DATE: 01/28/2020**

LCC hosts quarterly policy committee meetings and rotates meeting locations from Northern and Southern California venues. The recent Transportation, Communications, and Public Works Policy Committee held its quarterly meeting on Thursday, January 23, 2020 at the Hyatt Regency in Sacramento. The Policy Committee met as follows:

### **A. Committee Orientation**

League staff provided an overview of committee process, Parliamentary Procedure and Roberts Rules. More information is available on: [www.cacities.org/polcomm](http://www.cacities.org/polcomm)

### **B. Overview of LCC Strategic Goals for 2020**

1. Improve the supply and affordability of housing;
2. Advocate for increased funding and resources to prevent homelessness and assist individuals experiencing homelessness;
3. Address cities' fiscal sustainability to deliver essential services and meet pension obligations;
4. Strengthen community and disaster preparedness, public safety, and resiliency;
5. Address public safety concerns of California cities.

### **C. Adoption of Committee Work Program for 2020**

1. **Improve the supply and affordability of housing.** Provide cities with financial tools to increase construction of housing, particularly for vulnerable populations, reform state regulatory barriers, and ensure cities retain flexibility based on the size, geography, demographics, impact mitigation and land use needs of each community.
2. **Advocate for increased funding and resources to prevent homelessness and assist individuals experiencing homelessness.** Secure additional resources and flexibility to provide navigation assistance, emergency shelters and permanent supportive housing. Strengthen partnerships with stakeholders to ensure mental health, substance abuse treatment, and wraparound services are available for adults and youth at risk of, or already experiencing, homelessness in our communities.

3. **Address cities' fiscal sustainability to deliver essential services and meet pension obligations.** Raise awareness among stakeholders about the fiscal challenges' cities face. Work collaboratively to secure new revenue tools and flexible prudent policies to ensure cities are able to provide essential services to their residents while maintaining their ability to meet pension obligations.
4. **Strengthen community and disaster preparedness, public safety, and resiliency.** Improve community resiliency to disasters and environmental threats. Strengthen infrastructure stability and control, through expanding partnerships, including state and federal agencies, and securing additional resources and support for climate change adaptation, planning, preparedness, response, recovery, and sustainability in our cities.
5. **Address public safety concerns of California cities.**
  - Reform recently enacted criminal justice laws, enacted by both statute and initiative, that have eroded public safety protections of California residents through the passage of the Police Chief/Grocer - sponsored criminal justice reform measure eligible for the November 2020 state ballot, or by equivalent reforms achieved through legislative action.
  - Protect public safety by reducing access to firearms by the mentally ill.
  - Support additional tools and resources to address critical community challenges such as homelessness, mental health, domestic violence, drug rehabilitation, human trafficking and workforce development for ex-offender re-entry.

#### **D. California Transportation Infrastructure**

California State Transportation Agency Undersecretary Elissa Konove discussed new priorities for the department:

- Mobility for older adults
- Reducing long commutes
- Reducing greenhouse gas emissions
- Addressing bicyclist and pedestrian fatalities

#### **E. Rule 20 Amendment**

The California Public Utilities Commission's Rule 20 program lays out the guidelines and procedures for converting overhead electric and telecommunication facilities to underground electric facilities. City of Rancho Palos Verdes is seeking

for the League Board of Directors to create a formal policy to support expanding Rule 20 to include wildfire mitigation as an eligible project to receive the California Public Utilities Commission's Rule 20 funds. This item was informational.

#### **F. FCC Small Cell Order Update**

Speaker Tripp May, from Telecom Law Firm, informed the committee that lawsuit is before 9<sup>th</sup> Circuit. According to the Telecomm Law Firm, there is a good chance of success.

#### **G. State Legislation Discussions**

The legislature began the second year of their biennial session on January 6, 2020. Two-year bills must move out of their house of origin by January 31, 2020. The legislature has until February 21, 2020 to introduce new bills for consideration. Bills of interest to the committee will be presented at the next policy committee meeting in April.

##### **Review of Bills Signed into Law and Effective January 1, 2020:**

- **SB 400: Reduction of greenhouse gasses emissions: mobility options:** Existing law defines specified terms, including "mobility option", which means a voucher for public transit or car sharing for purposes of the program. This bill would additionally provide that "mobility option" to also include bike sharing and electric bicycles.
- **AB 833: Parking Penalties:** This measure clarifies that late fees and/or penalty assessments associated with parking violations are not to be calculated into the \$300 programmatic cap for a local entity's payment installment plan.
- **AB 1699: Telecommunications: Mobile Internet Service Providers: First Response Agencies: Emergencies:** This measure prohibits telecommunications providers from throttling internet traffic for first responder agencies during an emergency.
- **AB 1266: Traffic Control Devices: Bicycles:** This measure requires Caltrans to develop standards for lane striping, pavement markings, and signage that would allow bicyclists to proceed straight through a dedicated right or left-hand turn lane.

**Two Year Bills:**

- **AB 1286: Shared mobility devices: agreements:** Would require a shared mobility service provider, as defined, to enter into an agreement with, or obtain a permit from, the city or county with jurisdiction over the area of use. The bill would require that the provider maintain a specified amount of commercial general liability insurance and would prohibit the provider from including specified provisions in a user agreement before distributing a shared mobility device within that jurisdiction.

**H. Next Meeting: Thursday April 2, 2020 at the Sheraton Park Hotel in Anaheim.**

**COUNCIL GOAL COMPLIANCE:**

Meets City Council Goal A:

- A. Provide municipal government leadership which is open and responsive to residents, and is characterized by ethical behavior, stability, confidence in the future, and cooperative interaction among civic leaders, residents, business representatives, and City staff, while recognizing and respecting legitimate differences of opinion on critical issues facing the City.

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