

MINUTES OF THE CITY COUNCIL

Thousand Oaks, California

October 27, 2020

1. CALL TO ORDER:

Mayor Al Adam 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 Adam led the pledge of allegiance.

3. ROLL CALL:

Present: Councilmembers Engler, Jones, Bill-de la Peña present via video conference, and Mayor Adam present in chambers.

Also Present: City Manager Andrew P. Powers, City Attorney Tracy Noonan, Assistant City Manager Ingrid Hardy, City Clerk Cynthia M. Rodriguez, Finance Director Jaime Boscarino, Community Development Director Mark Towne, Community Development Director Kelvin Parker, Public Works Director Cliff Finley, Police Chief James Fryhoff, Planning Division Manager Stephen Kearns, Revenue Operations Manager Sheri Johnson, Deputy City Clerk Laura Maguire, Assistant to the City Manager Melissa Hurtado, Communications Manager Alexandra South, Senior Transit Analyst Mike Houser, Information Technology Supervisor Atanas Beltchev, Cable Operations Supervisor Carl Jarecky, Senior Video Specialist Richard Swingler, and Assistant Analyst Sandra Delgado.

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

5. SPECIAL PRESENTATIONS:

- A. City Manager Powers provided COVID-19 update, followed by announcement of Kelvin Parker's appointment to Community Development Director position.
- B. Mayor Adam presented Arbor Day Proclamation.
- C. Mayor Adam presented National Arts and Humanities Month Proclamation.

6. PUBLIC COMMENTS:

Karon Wright, Thousand Oaks; Dave Saltmarsh, Thousand Oaks; Gus Gress, Newbury Park.

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7. CONSENT CALENDAR:

(See Exhibit A for Consent Calendar Listing)

8. PUBLIC HEARINGS:

- A. Appeal of a Planning Commission Decision that Approved an Upgrade to an Existing Wireless Communications Facility (DPMN 2020-70184) presented by Community Development Director Parker and Planning Division Manager Kearns. Assistant City Attorney Hehir and Dr. Jonathan Kramer of Telecom Law Firm responded to questions.

RESOLUTION DENYING AN APPEAL OF PLANNING COMMISSION'S DECISION DENYING AN APPEAL TO OVERTURN AN ADMINISTRATIVE DECISION APPROVING A REQUEST TO UPGRADE A WIRELESS COMMUNICATIONS FACILITY WITHIN SAID CITY RES. NO. 2020-044

Speaker: Appellant representative Mark Pollock, Santa Rosa, con; Appellant Mandy Jacob, Thousand Oaks, con; Applicant representative Melissa Keith, Eukon Group, city of residence unknown, pro; Applicant legal representative Andrew Dye, city of residence unknown, pro.

Written Statements: None.

Mayor Adam closed public hearing.

Motion by Councilmember Engler to adopt resolution denying the appeal, thereby upholding a decision of the Planning Commission to approve an upgrade to an existing wireless communications facility on the roof of the Amgen corporate headquarters building located at 1 Amgen Center Drive, carried 4-0 by the following vote: Ayes - Engler, Jones, Bill-de la Peña, and Adam; Noes - None.

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8. PUBLIC HEARINGS: (Continued)

- B. Expansion of the Existing Helipad at Los Robles Regional Medical Center (SUMN 2020-70422) presented by Community Development Director Parker and Planning Division Manager Kearns. Community Development Director Towne and Senior Planner Young available for questions.

RESOLUTION APPROVING SPECIAL USE PERMIT MINOR MODIFICATION (SUMN 2020-70422), LOCATED AT 215 WEST JANSS ROAD (APPLICANT: LOS ROBLES REGIONAL MEDICAL CENTER)  
RES. NO. 2020-045

Speaker: Applicant representative Austin Manning, Thousand Oaks, pro; Applicant representative Christ Kirikian, Meridian Consultants, Westlake Village, pro; Bill Ayub, Ventura County Sheriff, pro; John Spykerman, Ventura County Fire Department, pro; Steve Carroll, Ventura County EMS, pro; Tim Hagel, Thousand Oaks, pro; Karen Martin, Thousand Oaks; con.

Written Statements: None.

Mayor Adam closed public hearing.

Motion by Councilmember Engler to adopt resolution and approve expansion of the existing helipad on top of the parking structure at Los Robles Regional Medical Center, carried 4-0 by the following vote: Ayes - Engler, Jones, Bill-de la Peña, and Adam; Noes - None.

- C. Water and Wastewater Connection Fee Adjustments presented by Revenue Operations Manager Johnson. Public Works Director Finley available for questions.

ORDINANCE ADJUSTING AND SETTING RATES AND FEES OF CITY WATER DIVISION (UNCODIFIED) ORD. NO. 1<sup>st</sup> Reading

ORDINANCE ADJUSTING AND SETTING RATES, FEES AND DISCHARGE LIMITS OF CITY WASTEWATER DIVISION (UNCODIFIED)  
ORD. NO. 1<sup>st</sup> Reading

Speaker/Statement cards: None.

Mayor Adam closed public hearing.

Motion by Councilmember Jones to read in title only, Ordinance adjusting connection fees of the City Water Division, and Ordinance adjusting connection fees of the City Wastewater Division, further reading to be waived, and if no objection, introduced, carried 4-0 by the following vote: Ayes - Engler, Jones, Bill-de la Peña, and Adam; Noes - None.

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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. Compensation and Seventh Amendment to Employment Agreement for City Attorney presented by Human Resources Director Giles.

RESOLUTION APPROVING COMPENSATION AND SEVENTH AMENDMENT TO EMPLOYMENT AGREEMENT FOR CITY ATTORNEY  
RES. NO. 2020-046

Speaker/Statement cards: None.

Motion by Councilmember Bill-de la Peña to adopt resolution approving compensation and seventh amendment to employment agreement for City Attorney (Contract No. 9799-2012), carried 4-0 by the following vote: Ayes - Engler, Jones, Bill-de la Peña, and Adam; Noes - None.

- B. Compensation and Fourth Amendment to Employment Agreement for City Manager presented by Human Resources Director Giles.

RESOLUTION APPROVING COMPENSATION AND FOURTH AMENDMENT TO EMPLOYMENT AGREEMENT FOR CITY MANAGER  
RES. NO. 2020-047

Speaker/Statement cards: None.

Motion by Councilmember Bill-de la Peña to adopt resolution approving compensation and fourth amendment to employment agreement for City Manager (Contract No. 11382-2017), carried 4-0 by the following vote: Ayes - Engler, Jones, Bill-de la Peña, and Adam; Noes - None.

13. CITY MANAGER:

- A. Follow-up items: Nothing additional.

- B. Announcements and upcoming issues: City Manager Powers provided an update on the November 10, 2020, City Council Meeting.

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14. CLOSED SESSIONS REQUESTED: Teleconference.

City Attorney Noonan announced Closed Session held at 8:46 p.m.

- A. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation: *Thomas Graybill, et al. vs. City of Thousand Oaks*, Case No. 56-2019-00529208-CU-PO-VTA; Pursuant to Government Code Section 54956.9(a).

City Attorney Noonan indicated no announcement anticipated.

15. PUBLIC NOTICES: None.

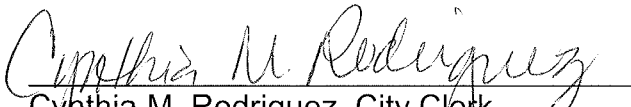
16. ADJOURNMENT:

City Council adjourned in memory of Victims of Borderline Shooting, at 9:09 p.m. to Regular Meeting on Tuesday, November 10, 2020.



Al Adam, Mayor  
City of Thousand Oaks City Council

Attest:



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

AGENDA POSTED: October 22, 2020  
MINUTES APPROVED: November 10, 2020

**EXHIBIT A**

7. CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH E. ARE TO APPROVE  
RECOMMENDATION FOR ITEM F. IS TO ADOPT*

Motion by Councilmember Engler to approve Consent Calendar, carried 4-0 by the following vote: Ayes - Engler, Jones, Bill-de la Peña, and Adam; Noes - None.

A. General, Utilities, Golf Course, and Theatres Demands – ratify September 23, 2020, and September 30, 2020, and October 7, 2020, October 14, 2020, and October 21, 2020; approve October 28, 2020, and November 4, 2020, subject to review and ratification

B. Minutes of City Council meeting of October 13, 2020

C. Approved Expenditure: Thousand Oaks Boulevard Curbs and Pedestrian Crossings (CI 5398); Professional Services Agreement with Kimley-Horn and Associates, Inc. (KHA), in amount not-to-exceed \$97,726, plus \$10,000 extra services, for professional engineering services and design, term ending 06/30/2022; authorize acceptance of Highway Safety Improvement Project (HSIP) Cycle 9 grant [HSIPL-5392(059)] in amount of \$504,540; authorize expenditures in amount of \$112,726 (\$97,726 agreement, \$10,000 extra services, \$5,000 City-furnished materials and supplies); \$87,954 A/C 183-5310-631-8300 (CI 5398, TOB Curbs and Pedestrian Crossings) and \$24,772 A/C 543-5310-631-8300 (CI 5398, TOB Curbs and Pedestrian Crossings)

D. Approved Expenditure: Stop Sign Installation at Three Intersections (MI 2033); adopt resolution

RESOLUTION ESTABLISHING STOP SIGNS AT INTERSECTIONS OF DONNICK AVENUE AT NOWAK AVENUE, GREENRIDGE STREET AT VERDE VISTA DRIVE, AND GREENMEADOW AVENUE AT MOORPARK ROAD  
RES. NO. 2020-042

E. Approved Expenditure: Public Transportation Agency Safety Plan; adopt resolution

RESOLUTION APPROVING AND CERTIFYING THE 2020 CITY OF THOUSAND OAKS TRANSIT PUBLIC TRANSPORTATION AGENCY SAFETY PLAN  
RES. NO. 2020-043

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7. CONSENT CALENDAR: (Continued)

ORDINANCE FOR SECOND READING:

- F. ORDINANCE AMENDING TITLE 6 AND ADDING CHAPTER 6 TO THOUSAND OAKS MUNICIPAL CODE PROHIBITING USE, DISTRIBUTION, AND SALE OF DESIGNATED POLYSTYRENE PRODUCTS, AND LIMITING DISTRIBUTION OF PLASTIC UTENSILS AND BEVERAGE STRAWS  
ORD. NO. 1680-NS