

City Council
REGULAR MEETING - TELECONFERENCE/VIDEO CONFERENCE
Tuesday, January 26, 2021, 6:00 P.M.
Andrew P. Fox City Council Chambers



Public advisory: The City Council facilities are closed to the public.
You may view the City Council meeting broadcast live on TV
(Frontier Channel 3, Spectrum Channel 10), the City's website
(www.toaks.org/TOTV), and YouTube (CTO Meetings).

Pursuant to the Governor's Executive Order N-29-20, City Councilmembers will be participating via teleconference and/or video conference.

You may participate in the meeting by submitting written comments or requesting to speak no later than 5:00 p.m. the day of the meeting.

If you would like to submit a written comment, please complete the online [Comment Form](#). Please see page two for more information.

If you would like to speak on an agenda item, please complete the online [Speaker Form](#). Please see page two for more information.

Pursuant to the Executive Order, and in compliance with the Americans with Disabilities Act (ADA), if you need special assistance to participate in the City Council meeting, please contact the City Clerk Department (805) 449-2151 within 48 hours of the meeting.

Claudia Bill-de la Peña, Mayor
Bob Engler, Mayor Pro Tem
Al Adam, Councilmember
Ed Jones, Councilmember
Kevin McNamee, Councilmember

Executive Team

Andrew P. Powers, City Manager	Tracy M. Noonan, City Attorney
Ingrid Hardy, Assistant City Manager	Gary Rogers, Deputy City Manager
Kelvin Parker, Community Development Director	Jaime Boscarino, Finance Dir./City Treasurer
Cynthia M. Rodriguez, City Clerk	Clifford G. Finley, Public Works Director
Jonathan Serret, Cultural Affairs Director	Tim Giles, Human Resources Director
Jim Friedl, General Manager, CRPD	Heather Cousin, Library Director
John Spykerman, Fire Chief	Jim Fryhoff, Police Chief

MISSION STATEMENT:
Extraordinary Service to the Citizens We Serve is Our Purpose

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)]. 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 TV (Frontier Channel 3, Spectrum Channel 10).

Public Input: To allow adequate time to provide your comments to the City Councilmembers please submit your comments via the online [Comment Form](#) no later than 5:00 p.m. the day of the meeting. If you would like to speak on an agenda item during the meeting, please complete the online [Speaker Form](#) no later than 5:00 p.m. the day of the meeting. If you would like to speak during the meeting, you will be asked to provide an email address and/or telephone number where you may be reached when the item is being discussed at the City Council meeting. Persons addressing the City Council are requested to state their name and community of residence for the record. If you need further assistance, please email the City Clerk Department at cityclerk@toaks.org or call (805) 449-2151.

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.

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.

Supplemental Information: Any agenda related information received and distributed to the City Council after the Agenda Packet is produced 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. Both the Thursday and Tuesday Supplemental Packets are available for public review on the City’s website.

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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January 26, 2021

RES. NO. 2021-002
ORD. NO. 1683-NS

1. CALL TO ORDER: 6:00 p.m.
2. PLEDGE OF ALLEGIANCE:
3. ROLL CALL: Councilmembers Adam, Jones, McNamee, Engler, and Mayor Bill-de la Peña
4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM:
5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS:
 - A. COVID-19 Update
 - B. Community Commitment Award
6. PUBLIC COMMENTS:
7. CONSENT CALENDAR:

(See Exhibit A pages 6 thru 8 for Consent Calendar listing)
8. PUBLIC HEARING:
 - A. [Microgrid Development at Hill Canyon Treatment Plant](#)

RECOMMENDATION:

1. Award an Energy Services Agreement for design, construction, and operation of a battery energy storage system and microgrid infrastructure at the Hill Canyon Treatment Plant under Government Code section 4217.10 et seq. procurement process to EDF Renewables Distributed Solutions, Inc. (EDF), a Delaware corporation, to be funded through Southern California Edison's Self-Generation Incentive Program
2. Delegate authority to the City Engineer to approve the design, plans, specifications, and working details of the project

9. DEPARTMENT REPORTS:

- A. [Residential Capacity Allocation and Initiation of General Plan Amendment for a Project Located at 500 East Thousand Oaks Boulevard \(RCA 2019-70236/LU 2019-70238\); Applicant: MCRT INVESTMENTS, LLC](#)

RESOLUTION DECLARING INTENTION TO CONSIDER AMENDMENT TO LAND USE ELEMENT OF GENERAL PLAN AND ALLOWING CONCURRENT PROCESSING OF ENTITLEMENT APPLICATIONS FOR LAND LOCATED AT 500 EAST THOUSAND OAKS BOULEVARD (RCA 2019-70236/LU 2019-70238: MCRT INVESTMENTS, LLC)

RES. NO. 2020-_____

RECOMMENDATION:

Receive request and provide direction. Options include:

1. Adopt resolution to initiate a General Plan Amendment to allocate 235 dwelling units from the Thousand Oaks Boulevard Specific Plan (SP-20) and Citywide Measure E capacity, and authorize concurrent processing of legislative actions and project entitlements for a proposed project located at 500 East Thousand Oaks Boulevard;

or

2. Deny the initiation of the General Plan Amendment and allocation of residential units for the proposed project

10. COMMITTEE/COMMISSION/BOARD REPORTS:

- A. [Thousand Oaks Alliance for the Arts Operations and Programming Update](#)

RECOMMENDATION: Receive and file Thousand Oaks Alliance for the Arts operations and programming update for the previous six months ending December 31, 2020

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

12. COUNCIL ISSUES/RECOMMENDATIONS:

A. [Proposed 2021 City Councilmember Committee Assignments](#)

RECOMMENDATION: Approve proposed 2021 City Councilmember Committee Assignments

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

13. CITY MANAGER:

A. Follow-up items

B. Announcements and upcoming issues

14. CLOSED SESSION: Teleconference

A. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation: Alison Piazza, et al. v. Tony Reveles, et al.; Case No. 56-2018-00513538-CU-PA-VTA. Pursuant to Government Code Section 54956.9(a)

15. PUBLIC NOTICES: None

16. ADJOURNMENT:

Adjourn to Regular Meeting February 9, 2021

Agenda Post Date/Time: January 21, 2021, 5:00 p.m.

EXHIBIT A

7. CONSENT CALENDAR:

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

- A. General, Utilities, Golf Course, and Theatres Demands – ratify January 13, 2021 and January 20, 2021; approve January 27, 2021, and approve February 3, 2021, subject to review and ratification
- B. [Minutes of City Council meeting of January 12, 2021](#)
- C. [No Appropriation/Expenditure Required: Community Funding Review Committee \(CFRC\) Appointments \(Engler/Jones\); reappointments of Clyde Doheny, Wendell Farrell, and Jennifer Lobenhofer, and appointments of Brendan Callahan and George Ochs, to serve three-year terms ending December 2023; appointment of Lisa Powell to fill unscheduled vacancy with term ending December 2021](#)
- D. [Approved Expenditure: Second Amendment to Sports Facilities Endowment Fund \(SFEF\) Grant Agreement with Newbury Park High School Baseball Boosters \(Contract No. 12334-2019\) to replace original project and allow previously granted funds to be used for new Field Safety Project](#)
- E. [Additional Appropriation: Conejo School Road/Willow Lane Sidewalk and Bike Lanes Project \(CI 5492\); project design, plans, specifications, and Addenda Nos. 1, 2, and 3 for construction of the Conejo School Road and Willow Lane Sidewalk and Bike Lanes \(CI 5492\) project; award construction contract to Los Angeles Engineering in amount of \\$4,588,622, plus contingency of \\$458,800; Sixth Amendment to Professional Services Agreement \(Contract No. 11658-2017\) with MNS Engineers, Inc. for design support services during construction in amount of \\$94,987, plus \\$9,500 for extra services, for revised not-to-exceed amount of \\$882,814 and extend term to 06/30/2023; Professional Services Agreement with Willdan Engineering for material testing and inspection services during construction in not-to-exceed amount of \\$88,153, with term ending 06/30/2023, plus \\$8,800 for extra services; unappropriate budget in amount of \\$500,000 A/C 132-5310-631-8300 \(CI 5492, Conejo School Rd/Willow Lane Sidewalk\) and return to Fund 132 fund balance; budget appropriation in amount of](#)

7. CONSENT CALENDAR: (Continued)

\$700,000 A/C 613-0000-341-9900 (Water Capital Facility, Net Position) to A/C 613-8030-635-8300 (CI 5492, Conejo School Rd/Willow Lane Sidewalk), \$500,000 A/C 537-0000-311-1000 (Developer Fees Air Quality – Fund Balance) to A/C 537-5310-631-8300 (CI 5492, Conejo School Rd/Willow Lane Sidewalk), and \$180,910 A/C 543-0000-311-1000 (Developer Fees – Fund Balance) to A/C 543-5310-631-8300 (CI 5492, Conejo School Rd/Willow Lane Sidewalk); authorize expenditures in amount of \$5,298,862 (\$4,588,622 construction contract; \$458,800 construction contingency; \$94,987 Sixth Amendment for construction phase support services, \$88,153 Agreement for material testing and inspection; \$18,300 extra services; and \$50,000 City furnished supplies and materials), which includes \$2,484,150 A/C 183-9998-699-9800, \$561,700 A/C 135-0000-311-1000, \$1,095,896 A/C 613-8030-685-8300, \$500,000 A/C 537-5310-631-8300, and \$657,116 A/C 543-5310-631-8300; delegate authority to City Engineer to approve changes to design, plans, specifications, and working details on work directives and change orders up to project contingency

- F. Additional Appropriation: Purchase of Two Electric Buses; “piggyback” purchase agreement with California Association for Coordinated Transportation/Morongo Basin Transit Authority contract and award to Creative Bus Sales, Inc., for purchase of two replacement ADA compliant electric light-duty buses in amount of \$604,174.36; budget appropriation and expenditure in amount of \$604,200 A/C 651-0000-341-9900 (Transportation Fund, Net Position) to A/C 651-5540-685-8400 (Bus/Equipment Over \$5,000)
- G. Approved Expenditure: Interceptor Capital Improvement Program Unit W (CI 5445); Second Amendment to Professional Services Agreement (Contract No. 12186-2019) with AECOM Technical Services, Inc., for Condition Assessment and Preliminary Design Phase Services in amount of \$178,500, for revised not-to-exceed amount of \$253,500, plus \$17,800 extra services, with term ending 12/31/2021; authorize expenditure in amount of \$196,300 (\$178,500 agreement, plus extra services of \$17,800) A/C 624-8250-682-8300 (CI 5445, Wastewater Interceptor Capital Improvement Project Unit W)

7. CONSENT CALENDAR: (Continued)

ORDINANCE FOR SECOND READING:

- H. [ORDINANCE AMENDING SECTION 424 \(OVERSIZED VEHICLES: PARKING PROHIBITED\) OF CHAPTER 3 OF TITLE 4 OF THOUSAND OAKS MUNICIPAL CODE FOR ELIMINATION OF EXCEPTION FOR OVERSIZED VEHICLE DISPLAY PLACARDS \(Introduced 01/12/21, 5-0\)](#)
ORD. NO. 1683-NS