

# AGENDA

## CITY OF THOUSAND OAKS City Council/Redevelopment Agency

**REGULAR MEETING**  
**Tuesday, January 27, 2009, 6:00 P.M.**  
**Council Chambers**



**Thomas P. Glancy, Mayor/Agency Chair**  
**Dennis C. Gillette, Mayor Pro Tem/Agency Vice-Chair**  
**Andrew P. Fox, Councilmember/Agency Director**  
**Claudia Bill-de la Peña, Councilmember/Agency Director**  
**Jacqui V. Irwin, Councilmember/Agency Director**

### Executive Team

Scott Mitnick, City Manager/Agency Exec. Director  
Linda Pappas Díaz, Assistant City Manager  
John Prescott, Comm. Dev. Dir./Dep. Exec. Dir.  
Linda D. Lawrence, City Clerk/Agency Secretary  
Thomas Mitze, Community & Cultural Services  
Director Dennis F. Carpenter, Police Chief

Amy Albano, City/Agency Attorney  
Candis Hong, Assistant City Manager  
John Adams, Interim Finance Director  
Mark Watkins, Public Works Director  
Connie Hickman, Human Resources Director  
Stephen Brogden, Library Director  
Mike LaPlant, Fire Chief

### **MISSION STATEMENT:**

**Extraordinary Service to the Citizens We Serve is Our Purpose and Product**

Americans with Disabilities Act (ADA): In compliance with ADA, if you need special assistance to participate in this meeting or other services in conjunction with this meeting, please contact the City Clerk Department, (805) 449-2151. Assisted listening devices are available at this meeting. Ask City Clerk staff if you desire to use this device. Upon request, the agenda and documents in this agenda packet can be made available in appropriate alternative formats to persons with a disability. Notification at least 48 hours prior to the meeting or time when services are needed will assist City staff in assuring reasonable arrangements can be made to provide accessibility to the meeting or service.

The following is provided to assist with public participation:

**Agenda Availability:** The City Council/Redevelopment Agency Agenda is posted at the entry to the Civic Arts Plaza/City Hall, 2100 E. Thousand Oaks Boulevard, Thousand Oaks [main posting location pursuant to the Brown Act, G.C. 54954.2(a)]. City Council/Redevelopment Agency Agenda Packets are available for review at the City Clerk Department, 2100 E. Thousand Oaks Boulevard, Thousand Oaks. Packets are also available for review at the Grant R. Brimhall/Newbury Branch Libraries, East Valley Sheriff Station, and Chamber of Commerce. Agenda packet and “Live and Archived” meetings and minutes are available on the City’s website at [www.toaks.org](http://www.toaks.org). City Council/Redevelopment Agency Meetings are re-broadcast Thursday and Sunday (following meeting) at 10:00 a.m. and 6:00 p.m. on TOTV, Channel 10.

**Supplemental Information:** Any agenda related information received and distributed to the City Council/Redevelopment Agency after the Agenda Packet is printed is included in Supplemental Packets. Supplemental Packets are produced as needed, typically a minimum of two—one available on the Friday preceding the City Council/Redevelopment Agency meeting and the second on Tuesday at the meeting. The Friday Supplemental Packet is available for public review in the City Clerk Department, 2100 E. Thousand Oaks Boulevard, during normal business hours (main posting location pursuant to the Brown Act, G.C. 54957.5(2)). The Friday Supplemental Packet is also available for public review at the Grant R. Brimhall/Newbury Branch Libraries and East Valley Sheriff Station. Both the Friday and Tuesday Supplemental Packets are available for public review at the City Council/Redevelopment Agency meeting in the City Council Chambers, 2100 E. Thousand Oaks Boulevard.

**Public Input:** Any person who wishes to speak regarding an item on the regular agenda or on a subject within the City/Redevelopment Agency’s jurisdiction during “Public Comments” is requested to file a “Public Speaker” card with City Clerk staff before that portion of the Agenda is called. Any person who wishes to speak on a specific agenda item is requested to file a “Public Speaker” card before the specific item is called. Any person who wishes to speak on a Public Hearing is requested to file a “Public Speaker” card before the Hearing is called. Persons addressing the City Council/Redevelopment Agency are requested to state their name and city of residence for the record. Any supporting materials should be submitted to the City Clerk before addressing the Council.

**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 are considered to be routine and will be approved by one motion as recommended. There will be no separate discussion unless Councilmember/Director or staff member requests separate discussion prior to approval.

**Judicial Review:** Any legal action by an applicant seeking to obtain a judicial review of the City Council/Agency’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.

1. CALL TO ORDER: 6:00 p.m.
2. FLAG PRESENTATION BY BOY SCOUT TROOP 763/TIGER DEN FROM PACK 3763 HONOR GUARD/PLEDGE OF ALLEGIANCE:
3. ROLL CALL: Councilmembers/Directors Fox, Bill-de la Peña, Irwin, Gillette, and Mayor/Chair Glancy
4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM:
5. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS:
  - A. Presentation to City – League of American Bicyclists “Bike Friendly Community” Bronze Level Award
  - B. Commendation - Janet Levett on Retirement as President/Chief Executive Officer Thousand Oaks/Westlake Village Regional Chamber of Commerce
6. PUBLIC COMMENTS:
7. CITY AND REDEVELOPMENT AGENCY CONSENT CALENDAR:  
(See Exhibit A Page 4 thru 6 Consent Calendar Listing)
8. PUBLIC HEARING: None
9. DEPARTMENT REPORTS:
  - A. [2009 Ten-Year Financial Strategic Plan Update](#)

RECOMMENDATION:

1. Receive Staff Report of 2009 Ten-Year Financial Strategic Plan (FSP) for City of Thousand Oaks
2. Direct City Council Finance/Audit Committee to Prioritize Gap Closing Strategies and Review Proposed FY 2009-10 and FY 2010-2011 Operating Budget
3. Direct City Council Capital Facilities Committee Review and Prioritize Citywide Capital Improvement Projects Included in Proposed FY 2009-10 and FY 2010-11 Capital Improvement Program (CIP) Budget
4. Schedule February 24, 2009 City Council Meeting to Set Priorities and City Council Goals and Review and Prioritize Gap Closing Strategies

9. DEPARTMENT REPORTS: (Continued)

- B. Review of Triunfo Sanitation District (TSD) Sewer Service Delivery Options and Rates and Reclaimed Water Opportunities

[Part 1](#) [Part 2](#)

RECOMMENDATION: Accept Report; Direct Staff Pursue Additional Reclaimed Water Opportunities Within City through Triunfo Sanitation District

10. REDEVELOPMENT AGENCY REPORTS: None

11. COMMITTEE/COMMISSION/BOARD REPORTS: None

12. COUNCIL ISSUES/RECOMMENDATIONS:

- A. Follow-up Reports on Meetings/Conferences Attended by Councilmembers

1. League of California Cities (LCC) Community Services Policy Committee Meeting Update, January 21, 2009 (Glancy) – Report to be Provided

RECOMMENDATION: Receive Report

2. League of California Cities (LCC) Transportation, Communications and Public Works Policy Committee Meeting Update, January 22, 2009 (Glancy) – Report to be Provided

RECOMMENDATION: Receive Report

3. League of California Cities (LCC) Public Safety Policy Committee Meeting Update, January 21, 2009 (Gillette) – Report to be Provided

RECOMMENDATION: Receive Report

4. League of California Cities (LCC) Employee Relations Policy Committee Meeting Update, January 21, 2009 (Fox) – Report to be Provided

RECOMMENDATION: Receive Report

5. League of California Cities (LCC) Housing, Community and Economic Development Policy Committee Meeting Update, January 21, 2009 (Irwin) – Report to be Provided

RECOMMENDATION: Receive Report

13. CITY MANAGER:

- A. Follow-up on Requests from Public
- B. State Budget Cuts and Potential Impacts on City of Thousand Oaks
- C. Announcements and Upcoming Issues

14. CLOSED SESSION: City Council Conference Room 2<sup>nd</sup> Floor – None

15. ADJOURNMENT:

Adjourn to Regular Meeting February 10, 2009.

Post Date/Time: January 23, 2009, 8:00 a.m.

## EXHIBIT A

### 7. CITY AND REDEVELOPMENT AGENCY CONSENT CALENDAR:

*RECOMMENDATIONS FOR ITEMS A. THROUGH J. ARE TO APPROVE  
RECOMMENDATIONS FOR ITEMS K. THROUGH P. ARE TO ADOPT*

- A. Minutes of City Council/Redevelopment Agency Meeting of January 13, 2009
- B. General, Utilities, Golf Course, Theatres, and Redevelopment Agency Demands – Ratify January 21, 2009; Approve January 28, 2009; Approve February 4, 2009 Subject to Review and Ratification
- C. No Appropriation/Expenditure Required: [Request for Letter of Public Convenience & Necessity Case Number LPCN 2008-70683](#) for Beer/Wine Sales for Off-Site Consumption; Retail Sale of Liquor; Authorize Community Development Director Send to Department of Alcoholic Beverage Control; Applicant: Eat-O Enterprises, Inc. (DBA Simply Gluten Free); Located: 1321 Thousand Oaks Boulevard, Suite A108
- D. Approved Expenditure: [Landscape and Lighting Assessment District 79-2 Professional Services Agreement](#) with Willdan Financial Services in Amount Not-to-Exceed \$121,500 for Three-Years (\$40,500 Annually); Term: 1/27/09 – 12/31/11 with Option to Extend for Two Separate One Year Periods; \$40,500 FY 2009-10 as Follows: \$25,000 A/C 142-5630-632-5640 Zone AD (Landscape District); \$15,500 A/C 141-5630-626-5640 (Lighting District)
- E. Approved Expenditure: [CI 1236; Erbes Road Improvements – Easement Acquisition](#); Professional Services Agreement with Hamner-Jewell & Associates to Process Right of Way Acquisitions; Term: 1/27/09 – 12/31/09; Amount Not-to-Exceed \$207,500 A/C 135-5310-631-8300 (CI 1236 Erbes Road Improvements)
- F. Additional Appropriation: [MI 2031; Norwegian Grade Rehabilitation](#); Professional Services Agreement for Engineering Services with Penfield and Smith in Amount Not-to-Exceed \$234,689; Term: 1/27/09 – 1/27/10; Appropriate \$229,700 A/C 132-0000-311-1000 (Gas Tax Fund Balance) to A/C 132-5310-631-5500 MI 2031 (Norwegian Grade Rehabilitation); \$259,689 (\$234,689 Contract Amount plus \$25,000 for Geotechnical Services, Traffic Control, Surveying, and Associated Expenses if Necessary) A/C 132-5310-631-5500 (Norwegian Grade Rehabilitation)

7. CITY AND REDEVELOPMENT AGENCY CONSENT CALENDAR: (Continued)

- G. No Appropriation/Expenditure Required: [Receive and File Financial Reports for Fiscal Year 2007-08](#); Appropriations Limit Worksheet; Auditor's Management Letters to City Council (Redevelopment Agency and City); City of Thousand Oaks Comprehensive Annual Financial Report (CAFR); Redevelopment Agency Component Unit Annual Financial Report (CUFR); State Controller's Annual Report of Financial Transactions of Community Redevelopment Agencies; Annual Conejo Open Space Conservation Agency (COSCA) Audit; Audit of Preschool Child Development Program; Federal Single Audit Report; Auditor's Audit Committee Letter
- H. No Appropriation/Expenditure Required: [Receive and File Report on Development Impact Fees](#); Annual Review of Accounts June 30, 2008
- I. Additional Appropriation: [State Mandated Payment: Educational Revenue Augmentation Fund \(ERAF\)](#); Amount Not-to-Exceed \$1,258,700 as Follows: \$1,095,000 A/C 320-0000-312-5000 (Fund Balance) to A/C 320-4620-612-5760 (OP 0320 – Thousand Oaks Boulevard Redevelopment Project); \$163,700 A/C 350-0000-312-5000 (Fund Balance) to A/C 350-4650-612-5760 (OP 0350 – Newbury Road Redevelopment Project)
- J. Approved Expenditure: [Professional Services Contract Renewal With Benesyst, Inc. for Cafeteria and Section 125 Employment Benefits Plan Administrator](#); Term: 01/01/09 – 12/31/09 with Two One-Year Options to Renew; FY 2008-09 Amount Not-to-Exceed \$65,000 A/C 001-0510-612-5699 (Contracted Services); \$65,000 Will be Budgeted in General Fund in Future Year's Budget Process for Duration of Contract
- K. [RESOLUTION UPDATING DESIGNATED EMPLOYEES, OFFICERS AND DISCLOSURE CATEGORY LIST FOR FAIR POLITICAL PRACTICES ACT REQUIREMENTS \(CONFLICT OF INTEREST\)](#) AND RESCINDING RESOLUTION NO. 2008-005 RES. NO. 2009-\_\_\_\_\_
- L. [RESOLUTION APPROVING PARCEL MAP FOR LD 716](#); Kevin Hayavi et al, Nicole Properties; 1769 Los Feliz Drive/96 Erbes Road RES. NO. 2009-\_\_\_\_\_
- M. [RESOLUTION DECLARING OAK TERRACE PLAZA \(1610 E. THOUSAND OAKS BOULEVARD; PROPERTY MANAGER: RDD HOLDINGS, LLC\) TO BE SUBJECT TO PROVISIONS OF VEHICLE CODE OF STATE OF CALIFORNIA AND PROVISIONS OF MUNICIPAL CODE ORDINANCE NO. 1029-NS](#) TO INCLUDE ALL PEDESTRIAN AREAS, RAMPS, AND PARKING FACILITIES RES. NO. 2009-\_\_\_\_\_

7. CITY AND REDEVELOPMENT AGENCY CONSENT CALENDAR: (Continued)

- N. [RESOLUTION ACCEPTING CI 1162 SPECIFICATION NO. 2007/2008-28, RESIDENTIAL WATER SERVICE POLYBUTYLENE REPLACEMENT PROJECT](#); Timothy J. Ferrie, Inc.; Total \$236,445.29  
RES. NO. 2009-\_\_\_\_\_
  
- O. [RESOLUTION APPROVING PARCEL MAP FOR LD 07-70480](#); Lavery Court, LLC; 2635 Lavery Court  
RES. NO. 2009-\_\_\_\_\_
  
- P. [RESOLUTION ACCEPTING CI 4311 SPECIFICATION NO. 2005/2006-34 RESERVOIRS SEISMIC VALVE IMPROVEMENTS](#); Spiess Construction Company, Inc.; Total \$367,455  
RES. NO. 2009-\_\_\_\_\_