

MINUTES OF THE CITY COUNCIL

Thousand Oaks, California

February 8, 2022

1. CALL TO ORDER:

Mayor Bob Engler called the meeting to order at 6:00 p.m. in Council Chambers, 2100 Thousand Oaks Boulevard, Thousand Oaks, California.

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

3. ROLL CALL:

Present: Councilmembers Adam, McNamee, and Jones present via video conference, Mayor Engler present in chambers.

Absent: Councilmember Bill-de la Peña.

Also present in person and via video conference: City Manager Andrew P. Powers, City Attorney Tracy M. Noonan, Assistant City Manager Ingrid Hardy, City Clerk Cynthia M. Rodriguez, Finance Director Jaime Boscarino, Community Development Director Kelvin Parker, Public Works Director Cliff Finley, Cultural Affairs Director Jonathan Serret, Human Resources Director Tim Giles, Interim Library Services Director Melissa Hurtado, Police Chief Jeremy Paris, Fire Chief Jeff Shea, Planning Division Manager Kari Finley, Planning Division Manager Stephen Kearns, Building Services Division Manager Geoff Ware, Community Services Analyst Sarah Mailes, Deputy City Clerk Laura Maguire, Information Technology Supervisor Atanas Beltchev, Cable Operations Supervisor Carl Jarecky, Senior Video Specialist Richard Swingler, Senior Video Specialist Alma Trejo-Rodriguez, and Assistant Analyst Christy Glaubke.

4. REQUESTS FOR CONTINUANCE OF ANY PUBLIC HEARING OR AGENDA ITEM: Mayor Engler announced Item 11.A. – FY 2021-22 Community Environmental Enhancement Grant Recommendations will be moved up to be heard following the Consent Calendar, and Item 15.A. – Existing Litigation: *Suzanne Rosenthal vs. City of Thousand Oaks* was removed from the agenda.

Councilmember Bill-de la Peña present via video conference at 6:01 p.m.

5. SPECIAL PRESENTATIONS:

- A. Mayor Engler introduced Athens Services Vice President of Government Affairs Rondi Guthrie to provide Waste Hauler Transition Update.

6. PUBLIC COMMENTS:

Speakers: Leslie Daland-James, Thousand Oaks; Keith Baldwin, Thousand Oaks; Kinsie Flame, Thousand Oaks; Adam Haverstock, Greater Conejo Valley Chamber of Commerce.

City Manager Powers addressed public comments.

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7. CONSENT CALENDAR:

(See Exhibit A for Consent Calendar Listing)

8. PUBLIC HEARINGS: None.9. STUDY SESSIONS: None.*11. COMMITTEE/COMMISSION/BOARD REPORTS:

- A. FY 2021-22 Community Environmental Enhancement Grant Recommendations presented by Community Funding Review Committee Chair Anne LaFianza. Interim Library Services Director Hurtado and Community Services Analyst Mailes available for questions.

Speakers/Written Statements: None.

Motion by Councilmember Adam to approve Community Environmental Enhancement Grants totaling \$45,000; authorize City Manager or designee to execute Community Environmental Enhancement Grant agreements with grantees; and authorize expenditure in amount of \$45,000 from A/C #632-8420-682-5920 (NC0104, Community Enhancement Fund/Grants) for Community Environmental Enhancement Grants, carried 5-0 by the following vote: Ayes - Bill-de la Peña, Adam, McNamee, Jones, and Engler; Noes – None.

10. DEPARTMENT REPORTS:

- A. Community Development Department Work Program Update presented by Community Development Director Parker. Human Resources Director Giles and City Manager Powers responded to questions. Planning Division Manager Finley, Planning Division Manager Kearns, and Building Services Division Manager Ware available for questions.

Speakers/Written Statements: None.

Motion by Councilmember McNamee to receive and file update regarding major projects, initiatives, and operations of the Community Development Department, carried 5-0 by the following vote: Ayes – Bill-de la Peña, Adam, McNamee, Jones, and Engler; Noes – None.

12. CITY COUNCIL AS SUCCESSOR AGENCY TO THOUSAND OAKS REDEVELOPMENT AGENCY REPORTS: None.13. COUNCIL ISSUES/RECOMMENDATIONS: None

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14. CITY MANAGER:

- A. Announcements and upcoming issues: City Manager Powers provided an update on the February 22, 2022, City Council Meeting.

15. CLOSED SESSIONS REQUESTED:

City Attorney Noonan announced closed session held at 7:20 p.m.

- A. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation: *Suzanne Rosenthal vs. City of Thousand Oaks*; Case No.: 56-2019-00531953-CU-PO-VTA; Pursuant to Government Code Section 54956.9(a).

Item pulled from agenda earlier in meeting.

- B. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation: *Joseph Keays vs. City of Thousand Oaks*; Case No.: 56-2021-00557036-CU-PO-VTA; Pursuant to Government Code Section 54956.9(a).

- C. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation: *Romualdas Jagminas vs. City of Thousand Oaks*; Case No.: 56-2019-00534842-CU-PO-VTA; Pursuant to Government Code Section 54956.9(a).

City Attorney Noonan indicated no announcement anticipated.

16. PUBLIC NOTICES: None.

17. ADJOURNMENT:

City Council adjourned at 7:58 p.m. to Regular Meeting on Tuesday, February 22, 2022.

Bob Engler, Mayor
City of Thousand Oaks City Council

Attest:

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

AGENDA POSTED: February 3, 2022
MINUTES APPROVED: February 22, 2022

*indicates item taken out of order

The presence of electronic signature certifies that the foregoing is a true and correct copy as approved by the City of Thousand Oaks City Council on the date cited above.

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EXHIBIT A

7. CONSENT CALENDAR:

RECOMMENDATIONS FOR ITEMS A. THROUGH G. ARE TO APPROVE

Additional information supplemental packet regarding Item 7.D.

Motion by Councilmember McNamee to approve Consent Calendar with exception of Item 7.C. [Supervisory Control and Data Acquisition System Migration/Upgrade Project (CI 5632)] and Item 7.D. (Meadows Reservoir - Local Emergency Declaration), carried 5-0 by the following vote: Ayes – Bill-de la Peña, Adam, McNamee, Jones, and Engler; Noes – None. (Items subsequently approved following discussion.)

Motion by Councilmember Jones to approve Item 7.C., carried 5-0 by the following vote: Ayes – Bill-de la Peña, Adam, McNamee, Jones, and Engler; Noes – None.

Public Works Director Finley responded to questions regarding Item 7.D.

Motion by Councilmember Jones to approve Item 7.D., carried 5-0 by the following vote: Ayes – Bill-de la Peña, Adam, McNamee, Jones, and Engler; Noes – None.

- A. General, Utilities, Golf Course, and Theatres Demands – ratify January 26, 2022, and February 2, 2022; approve February 9, 2022, and February 16, 2022, subject to review and ratification
- B. Minutes of City Council meeting of January 25, 2022
- C. Approved Expenditure: Supervisory Control and Data Acquisition System Migration/Upgrade Project (CI 5632); project design, specifications, and Addenda Nos. 1 and 2; award construction contract to Technical Systems, Inc., in amount of \$276,800, plus \$27,680 contingency; waive Purchasing procedure requiring prior Authorization to Advertise for Bids for project; budget transfer of \$304,480 A/C #624-8250-682-8300 (CI 5632, Supervisory Control and Data Acquisition System Migration/Upgrade Project) to A/C #624-8250-682-5500 (CI 5632, Supervisory Control and Data Acquisition Migration/Upgrade Project); authorize expenditure in amount of \$304,480 (\$276,800 construction contract, \$27,680 construction contract contingency) A/C #624-8250-682-5500 (CI 5632, Supervisory Control and Data Acquisition System Migration/Upgrade Project); delegate authority to City Engineer to approve changes in design, plans, specifications, and working details of project on work directives and change orders up to project approved contingency amount

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7. CONSENT CALENDAR: (Continued)

- D. Additional Appropriation: Meadows Reservoir - Local Emergency Declaration; determine physical condition of Meadows Reservoir is emergency per TOMC 3-10.308 and California Public Contract Code Section 22050; find above determined emergency will not permit ordinary delay associated with competitive bidding process and is necessary to proceed with repairs as outlined; create new Capital Improvement Project for Meadows Reservoir Emergency Repairs (CI 5663); approve Professional Services Agreement with HDR, Inc., for engineering analysis, design, and support services, in amount not-to-exceed **\$140,000**, plus \$20,000 for extra services, term ending 12/31/2022; award construction contract to Spiess Construction Company, Inc., on Time and Material basis, to perform emergency mitigation work, in amount of \$400,000, plus \$100,000 contingency; budget appropriation in amount of **\$670,000** A/C #613-0000-341-9900 (Water Capital Fund – Net Position) to A/C #613-8030-682-5500 (CI 5663, Meadows Reservoir Emergency Repairs); authorize expense in amount of **\$670,000** (\$400,000 construction contract; \$100,000 construction contingency; **\$140,000** professional services agreement; \$20,000 extra services; and \$10,000 for City furnished supplies and materials) A/C #613-8030-682-5500 (CI 5663, Meadows Reservoir Emergency Repairs); authorize City Manager to execute contracts with HDR, Inc. and Spiess Construction Company, Inc., for up to approved limits; delegate authority to City Engineer to approve project design, plans, specifications, and working details
- E. Approved Expenditure: MaintStar Cloud Migration; award professional services contract to MaintStar, Inc., for cloud migration from City on-premise to MaintStar cloud/hosted, effective 12/01/2021, through 11/30/2026, for total not-to-exceed amount \$350,850 over lifetime of contract; expenditure of \$78,000 to MaintStar, Inc. for FY 2021-22 as follows: \$39,000 A/C #001-5650-631-4300 (General Fund/MSC Computer Software Maintenance), \$19,500 A/C #611-5650-685-4300 (Water Operating/MSC Computer Software Maintenance), and \$19,500 A/C #621-8220-685-4300 (Wastewater Operating/MSC Computer Software Maintenance). Costs include \$55,000 for annual hosting, licensing, and support, \$14,500 for training and configuration of software, and \$8,500 for one-time data conversion
- F. Approved Expenditure: Library Circulating Materials; authorize expenditure in amount not-to-exceed \$600,000 in FY 2021-22 for Library circulating materials (books, databases, periodicals, electronic books, audio books, etc.) A/C #110-7220-673-32-31 (Materials, Circulating Books) for following vendors: Ingram Library Services LLC, Overdrive Inc., Gale Cengage Learning Inc., Baker & Taylor Inc., and CALIFA Group

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7. CONSENT CALENDAR: (Continued)

- G. Approved Expenditure: Reaffirmed Assembly Bill 361 Findings; adopt resolution

RESOLUTION REAFFIRMING FINDINGS IN ACCORDANCE WITH AB 361
AND GOVERNMENT CODE SECTION 54953(e), AUTHORIZING REMOTE
TELECONFERENCE MEETINGS OF THE CITY COUNCIL AND ALL
SUBORDINATE BODIES OF THE CITY OF THOUSAND OAKS
RES. NO. 2022-007