

**MINUTES  
REGULAR MEETING OF THE  
AGOURA HILLS CITY COUNCIL  
Civic Center – Council Chambers  
30001 Ladyface Court, Agoura Hills, CA 91301  
September 28, 2005 at 7:00 p.m.**

The meeting was called to order at 7:05 p.m.

The flag salute was led by Councilmember Edelston.

Present were: Mayor Ed Corridori, Mayor Pro Tem Denis Weber, Councilmember John Edelston, and Councilmember Jeff Reinhardt.

Councilmember Dan Kuperberg was absent.

Also Present were: City Manager Greg Ramirez, Assistant City Manager Jim Thorsen, City Attorney Craig Steele, Assistant to the City Manager Carol Tubelis, Planning and Community Development Director Mike Kamino, Assistant Community Development Director Doug Hooper, City Engineer Ken Berkman, Assistant Engineer Kelly Fisher, Facilities/Operations Supervisor Chris Dodd, Recreation Manager Amy Brink-Jones, Recreation Manager Donna Conlin, Recreation Manager Dale Sumersille, Community Services Coordinator Meredith Petit, Community Services Coordinator Emily Melo, Community Services Coordinator Nick Newkirk, and City Clerk Kimberly Rodrigues.

**REPORT OF CLOSED SESSION**

The Closed Session was canceled due to a lack of business to transact.

**APPROVAL OF AGENDA**

On a motion by Councilmember Edelston, second by Mayor Pro Tem Weber, with Councilmember Kuperberg absent, the Agenda was approved without objection.

**PRESENTATIONS**

Mayor Corridori presented a Good Samaritan Certificate to Logan Schwartz for “doing the right thing” and returning the jewelry he found, which had been stolen in an armed robbery the preceding evening, to the Estate Diamond Exchange.

## **INTERGOVERNMENTAL, SPECIAL PURPOSE COMMITTEE & DEPARTMENTAL REPORTS**

Stuart Selter, member, provided an update on the Independent Community Measure E Oversight Committee.

The Community Services Department provided an update on the Reyes Adobe Days event scheduled for October 14-16, 2005.

Councilmember Reinhardt spoke about the Regional Water Quality Control Board meeting and announced that the continuance of the public hearing was moved to November 3, 2005 in Simi Valley.

## **CONSENT CALENDAR**

Consent Calendar Item No. 8 was pulled for discussion and placed as the last item for consideration on the Agenda.

On a motion by Councilmember Reinhardt, second by Mayor Pro Tem Weber, Items 1-7, 9 and 10 of the Consent Calendar were approved 4-0, with Councilmember Kuperberg absent.

1. Approve Minutes of the Regular City Council Meeting of September 14, 2005

APPROVED: 4-0, Kuperberg absent

2. Approve Demand Register No. 524

APPROVED: 4-0, Kuperberg absent

3. Approve Treasurer's Report for July 2005

APPROVED: 4-0, Kuperberg absent

4. Approve Treasurer's Report for August 2005

APPROVED: 4-0, Kuperberg absent

5. Approve Notice of Completion for the Agoura Road Bike Lane Project-Phase II; NIB 04-04

APPROVED: 4-0, Kuperberg absent

6. Approve Reyes Adobe Historical Site Logo

APPROVED: 4-0, Kuperberg absent

7. Authorize Staff to Seek a \$250,000 Santa Monica Mountains Conservancy Grant

APPROVED: 4-0, Kuperberg absent

9. Authorization to Award Bid in Compliance with Public Contract Code Section 20166 for the Staff Dais Extension Project; NIB 05-03

APPROVED: 4-0, Kuperberg absent

10. Approval of Purchase and Sale Agreement and Joint Escrow Instructions Regarding Property Located at 29403 Agoura Road, APN 2061-004-010, as Part of the Right of Way Acquisition for the Kanan Interchange Project

APPROVED: 4-0, Kuperberg absent

### **DISCUSSION/ACTION**

*The City Council consented to hearing Agenda Item No. 14 prior to Agenda Item Nos. 11-13.*

14. Provide Direction to Staff for the Construction of the Sumac Shade Structure Project; NIB 04-08

Harry Schwarz, 28939 Marlie Street, Agoura Hills, representing Fountainwood Homeowners Association (HOA), spoke about the goals of beautification, safety, and property values and expressed a desire to work with staff in the design of the shade cover.

**ACTION:** Following discussion, the motion by Councilmember Edelston to reject all bids and direct staff to explore alternative shade structures and coordinate with the Fountainwood Homeowners Association to determine preferences and design characteristics, was seconded by Councilmember Reinhardt, and approved 4-0, with Councilmember Kuperberg absent.

11. Conduct a Pre-Screen Review to Consider a Zoning Ordinance Amendment Regarding Self-Storage Facilities – Case Nos. 04-PSR-003 and 05-PSR-003

Carl Hammond, applicant, spoke about the project being a benefit to community.

**ACTION:** Mayor Pro Tem Weber moved to approve the staff recommendation as follows:

1. That self-storage facilities be limited to properties located in the CRS Zone, on Dorothy Drive, east of Lewis Road and not adjacent to the freeway.
2. That self-storage facilities be subject to development, design, and performance standards. These could include provisions such as

maximum percentage of site devoted to outdoor storage, screening and landscape requirements, amount of lot coverage, types of items that may be stored, etc.

3. That self-storage facilities be subject to approval of a Conditional Use Permit. Additional development and operational features can be included in the Conditional Use Permit to further address neighborhood compatibility.
4. That existing self-storage facilities be allowed to redevelop the property with building upgrades and retail components, subject to required amendments and development standards to the zoning ordinance and the Agoura Village Specific Plan.

The motion failed for lack of a second.

**ACTION:** Upon further discussion, the City Council unanimously consented, with Councilmember Kuperberg absent, to direct staff to forward the item to the Economic Development Committee for further review.

12. Conduct a Pre-Screen Review and Provide Direction to Staff Regarding Amending the Temporary Use Permit Provisions of the Zoning Ordinance – Case No. 04-PSR-006

There were no speakers.

**ACTION:** Following the presentation and discussion, the City Council, with Councilmember Kuperberg absent, provided direction to staff to proceed with amending the Temporary Use Permit Provisions of the Zoning Ordinance.

**The City Council recessed at 9:02 p.m. and reconvened at 9:17 p.m.**

Mayor Pro Tem Weber left the meeting at 9:24 p.m.

Mayor Corridori reported that the Topanga Fire was approaching the Pony Club at the end of Chesebro and Mayor Pro Tem Weber had left the meeting to evacuate his horse.

### **EMERGENCY ITEM ADDED TO AGENDA**

**ACTION:** The motion by Councilmember Edelston, second by Councilmember Reinhardt, to add an emergency item to the Agenda was approved 4-0, with Councilmember Kuperberg absent.

12A. Issue an Order to Direct Staff to Open the Emergency Operations Center

**ACTION:** At 9:28 p.m., the motion by Councilmember Reinhardt, second by Councilmember Edelston, to issue an order to direct staff to open the Emergency Operations Center, was approved 4-0, with Councilmember Kuperberg absent.

City Attorney Steele noted that the City Manager has the authority to issue a state of emergency and if an emergency is declared, a resolution ratifying the proclamation of emergency would be brought forward to Council for approval.

13. Approval of City-Wide Beautification Projects for FY 2005-06

**ACTION:** Following the presentation and discussion, Councilmember Reinhardt moved to approve the City-wide beautification list, direct staff to implement the various projects, and invite Archstone to be a part of the process, seconded by Councilmember Edelston and approved 3-0, with Councilmember Kuperberg and Mayor Pro Tem Weber absent.

**CITY COUNCIL CONSENT CALENDAR ITEM PULLED FOR DISCUSSION**

8. Adopt Resolution No. 05-1389; **CONDITIONALLY AUTHORIZING (1) A TRANSFER OF CONTROL OF THE CABLE TELEVISION FRANCHISE FROM ADELPHIA COMMUNICATIONS CORPORATION TO COMCAST CABLE HOLDINGS, LLC; (2) AN ASSIGNMENT OF THE CABLE TELEVISION FRANCHISE BY COMCAST CABLE HOLDINGS, LLC, TO CAC EXCHANGE I, LLC; AND (3) A TRANSFER OF CONTROL OF CAC EXCHANGE I, LLC FROM COMCAST CORPORATION TO TIME WARNER CABLE, INC.**

**ACTION:** Following the presentation and discussion, Councilmember Edelston moved to adopt Resolution No. 05-1389, seconded by Councilmember Reinhardt and approved 3-0, with Councilmember Kuperberg and Mayor Pro Tem Weber absent.

**COUNCIL, STAFF COMMENTS**

City Manager Ramirez announced that the regular meeting of October 12, 2005 had been canceled in honor of Yom Kippur and invited the public to attend the Lost Hills Sheriff's Station Open House from 10:00 a.m. to 4:00 p.m. on October 22, 2005.

**ADJOURNMENT**

At 9:55 p.m., on a motion by Councilmember Edelston, second by Councilmember Reinhardt, with Councilmember Kuperberg and Mayor Pro Tem Weber absent, the City Council unanimously consented to adjourn the meeting to 7:00 p.m., Wednesday, October 26, 2005 for a regular meeting of the City Council in the Council Chambers of the Civic Center with a Closed Session at 6:00 p.m. The Civic Center is located at 30001 Ladyface Court, Agoura Hills.

Kimberly M. Rodrigues, CMC  
City Clerk