

**MINUTES  
REGULAR MEETING OF THE  
AGOURA HILLS CITY COUNCIL  
Civic Center – Council Chambers  
30001 Ladyface Court, Agoura Hills, CA 91301  
September 27, 2006 at 7:00 p.m.**

The meeting was called to order at 7:07 p.m.

The flag salute was led by Mayor Pro Tem Kuperberg.

Present were: Mayor Denis Weber, Mayor Pro Tem Dan Kuperberg, Councilmember John Edelston, Councilmember William Koehler, and Councilmember Harry Schwarz.

Also Present were: City Manager Greg Ramirez, Assistant to the City Manager Nathan Hamburger, Assistant to the City Manager Louis Celaya, City Attorney Craig Steele, City Engineer Ken Berkman, Assistant Engineer Kelly Fisher, Director of Community Services Amy Brink, Recreation Manager Donna Conlin, Recreation Supervisor Meredith Petit, Community Services Coordinators Nick Newkirk and Xochitl Castillo, and City Clerk Kimberly Rodrigues.

**REPORT OF CLOSED SESSION**

City Attorney Steele reported on the Closed Session, pursuant to Government Code Sections 54956.9(b) and 54957. Direction was given to staff and no reportable action was taken.

**APPROVAL OF AGENDA**

On a motion by Councilmember Schwarz, second by Mayor Pro Tem Kuperberg, the Agenda was approved without objection.

**ORAL COMMUNICATIONS**

There were no speakers.

**PRESENTATIONS**

Mayor Weber presented a Proclamation recognizing Childhood Injury Prevention Week to representative, Parvaneh Lalezari, who thanked the City Council.

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

Assistant Fire Chief Reggie Lee, representing the Los Angeles County Fire Department, provided an update on the following: Fire Station #89; regional resources (fire stations, engine

companies, ladder company, paramedic squads, water tenders, fire patrols, and air/ground support)

and other resources (helicopters, camp facilities, urban search and rescue, hazardous materials task forces, metropolitan incident response vehicle, and mutual/automatic aid agreements); and controlled/prescription burns (elements and purpose).

The Community Services Department provided an update on the Reyes Adobe Days event scheduled for October 13-15, 2006, and introduced 2006 Grand Marshal, Jennilee Harrison.

### **CONSENT CALENDAR**

By consensus of the City Council, Item No. 6 was pulled to receive public comment.

On a motion by Mayor Pro Tem Kuperberg, second by Councilmember Edelston, the Consent Calendar was approved 5-0, with Councilmember Koehler and Councilmember Schwarz abstaining on Item No. 1.

1. Approve Minutes of the Regular City Council Meeting of September 13, 2006

ACTION: Approved 5-0

2. Approve Demand Warrant Register No. 548

ACTION: Approved 5-0

3. Approve Professional Services Agreement with RRM Design Group for Implementation of the Open Space Preservation Action Plan

ACTION: Approved 5-0

4. First Amendment to Agreement with Laidlaw Transit Services, Inc., to Provide Paratransit (Dial-A-Ride) Service

ACTION: Approved 5-0

5. Approve a Joint Agreement with the City of Westlake Village for Future Maintenance of the Beautification Improvements to the Cities' Mutual Boundary on Thousand Oaks Boulevard

ACTION: Approved 5-0

### **CONSENT ITEM PULLED TO RECEIVE PUBLIC COMMENT**

6. Approve Rejection of Claim for Damages – Mohammed Sherif

The following persons spoke in opposition to the item:

Alyse Lazar, Thousand Oaks (representing claimant)  
Mohammed Sherif, Agoura Hills (claimant)

**ACTION:** Following discussion, the motion by Mayor Pro Tem Kuperberg, to reject the claim for damages, was seconded by Councilmember Schwarz and approved 5-0.

### **ORDINANCE/ACTION**

7. Read, by title only, and adopt **Ordinance No. 06-338U**; AN INTERIM URGENCY ZONING ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, PROHIBITING THE ESTABLISHMENT OF MARIJUANA DISPENSARIES IN ANY ZONING DISTRICT WITHIN THE CITY AND ADOPTING FINDINGS OF URGENCY, and Introduce, Read by Title Only, and Waive Further Reading of **Ordinance No. 06-338**; AN INTERIM ZONING ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, PROHIBITING THE ESTABLISHMENT OF MARIJUANA DISPENSARIES IN ANY ZONING DISTRICT WITHIN THE CITY

Upon presentation of the staff report, the Mayor opened the floor for public comment.

The following persons spoke in opposition to the item:

Kevin Hull, Simi Valley, California  
Loring Greene, Glendale, California  
Steve Comstock, Thousand Oaks, California  
Lance LaMacchia, Thousand Oaks, California

**ACTION:** Following a question and answer period, the motion by Councilmember Schwarz to read, by title only, and adopt urgency **Ordinance No. 06-338U**, was seconded by Councilmember Edelston, and approved on a roll call vote of 5-0.

**ACTION:** Following discussion, the motion by Councilmember Schwarz to introduce, read by title only, and waive further reading of **Ordinance No. 06-338** was seconded by Councilmember Edelston, and approved on a roll call vote of 5-0.

City Attorney Steele noted that the action this evening is in effect for 45 days only and, within that 45-day period, the City Council will hold a noticed Public Hearing to take further testimony and have further discussion about the issue.

### **COUNCIL, STAFF COMMENTS**

City Engineer Ken Berkman spoke about the completion and opening of the northbound off-ramp of the U.S. 101/Kanan Road Interchange Project, and reported that the Engineering Department had received a community assistance visit from the Federal Emergency Management Agency (FEMA) and the audit of the City's floodplain ordinances and policies ended in a positive result.

Councilmember Edelston spoke about the Day Fire; reported that the Daniel Freeman Memorial Hospital (Inglewood) closed its emergency room and Martin Luther King Hospital (Los Angeles) did not pass its certification and, although not in our community, these actions would cause compression in the Emergency Medical Service (EMS) system and impact everyone in the area; and, noted that, as a result of claims filed for several events that were canceled due to the fires last year, the Agoura Hills/Calabasas Community Center would be recovering funds from their lost revenues.

Mayor Weber spoke about Reyes Adobe Days and requested the City Council adjourn in memory of Agoura Hills resident Ken Horton, who passed away last week.

### **ADJOURNMENT**

At 8:21 p.m., on a motion by Mayor Pro Tem Kuperberg, second by Councilmember Koehler, the City Council unanimously consented to adjourn the meeting, in memory of Ken Horton, to 7:00 p.m., Wednesday, October 11, 2006, 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, California.

Kimberly M. Rodrigues, CMC  
City Clerk