

MINUTES
REGULAR MEETING OF THE
AGOURA HILLS CITY COUNCIL
Civic Center – Council Chambers
30001 Ladyface Court, Agoura Hills, California 91301
January 27, 2010 at 7:00 p.m.

The meeting was called to order at 7:08 p.m. by Mayor Koehler.

The flag salute was led by Councilmember Weber.

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

Councilmember Dan Kuperberg was absent.

Also Present were: City Manager Greg Ramirez, City Attorney Craig Steele, Assistant City Manager Nathan Hamburger, Assistant to the City Manager Louis Celaya, Director of Finance Christy Pinuelas, Director of Planning and Community Development Mike Kamino, Assistant Director of Planning and Community Development Doug Hooper, Lt. Steve Smith of the Lost Hills Sheriff's Station, City Engineer Ramiro Adeva, Building Official Amir Hamidzadeh, Director of Community Services Amy Brink, and City Clerk Kimberly Rodrigues.

REPORT OF CLOSED SESSION

City Attorney Steele reported on the City Council Closed Session item pursuant to Government Code Section 54956.9 (a). Direction was given to staff and no reportable action was taken.

APPROVAL OF AGENDA

Mayor Koehler requested Item No. 9 be continued for two months.

ACTION: The motion by Mayor Koehler, to continue the open Public Hearing to March 24, 2010, was seconded by Councilmember Weber, and approved 4-0, with Councilmember Kuperberg absent.

ACTION: On a motion by Councilmember Weber, second by Councilmember Edelston, the Agenda was approved without objection, with Councilmember Kuperberg absent.

PUBLIC COMMENTS

There were no public comments.

PRESENTATIONS

Mayor Koehler presented a Proclamation to American Heart Association representatives, Aanchal and Kanchan Chugh proclaiming February 5, 2010, as National Wear Red Day. Miss Chugh thanked the City Council and encouraged everyone to wear red in support of the prevention of heart disease in women.

INTERGOVERNMENTAL, SPECIAL PURPOSE COMMITTEE, & DEPARTMENTAL REPORTS

Councilmember Weber spoke about attending the last Technical Advisory Committee (TAC) meeting and announced the City of Agoura Hills had received the first installment of Measure R sales tax money for use in improving transportation systems in Agoura Hills. Measure R is expected to generate approximately \$40 billion over the next 30 years and the City of Agoura Hills is expected to receive an estimated \$12.7 million for various transportation improvements. Councilmember Edelston displayed the ceremonial check from the Metropolitan Transportation Authority in the amount of \$55,422.16.

CONSENT CALENDAR

Councilmember Edelston requested Item No. 4 be pulled for discussion.

There were no public speakers.

On a motion by Councilmember Edelston, second by Mayor Pro Tem Schwarz, Consent Calendar Items 1, 2, 3, 5, 6, 7, and 8 were unanimously approved 4-0, with Councilmember Kuperberg absent.

1. Approve Minutes of the Regular City Council Meeting of January 13, 2010

ACTION: Approved 4-0, Kuperberg absent

2. Approve Demand Warrant Register No. 620

ACTION: Approved 4-0, Kuperberg absent

3. Approve Treasurer's Investment Report for December 2009

ACTION: Approved 4-0, Kuperberg absent

4. **This item was pulled and deferred to the end of the Consent Calendar for discussion**

5. Approve Request for Proposals (RFP) for Auditors

ACTION: Approved 4-0, Kuperberg absent

6. Adopt **Resolution No. 10-1571**; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, ESTABLISHING A 457 GOVERNMENTAL DEFERRED COMPENSATION PLAN AND TRUST NO. 306650 (PTS PLAN), FOR PART-TIME, TEMPORARY, AND SEASONAL EMPLOYEES

ACTION: Approved 4-0, Kuperberg absent

7. Adopt **Resolution No. 10-1572**; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, IN SUPPORT OF THE LOCAL TAXPAYER, PUBLIC SAFETY, AND TRANSPORTATION PROTECTION ACT OF 2010

ACTION: Approved 4-0, Kuperberg absent

8. Adopt **Ordinance No. 10-372**; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, AMENDING SECTION 6502 OF CHAPTER 5 OF ARTICLE VI OF THE AGOURA HILLS MUNICIPAL CODE, RELATING TO TRANSIENT OCCUPANCY TAX

ACTION: Approved 4-0, Kuperberg absent

CONSENT CALENDAR ITEM PULLED FOR DISCUSSION

4. Approve Professional Services Agreement with Quantum Ozone, Inc., for Ozone Treatment Services

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

Councilmember Kuperberg arrived at 7:22 p.m.

There were no public speakers.

ACTION: Following discussion, the motion by Mayor Pro Tem Schwarz, to approve the agreement with Quantum Ozone, Inc., was seconded by Councilmember Weber, and unanimously approved 5-0.

CONTINUED PUBLIC HEARING/ORDINANCE

9. Conduct a Continued Open Public Hearing, Introduce, Read by Title Only, and Waive Further Reading of **Ordinance No. 10-373**; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, AMENDING SECTIONS 9312.2.S.19c, 9312.3, AND 9654.6, AND ADDING SECTION 9396.4, OF THE AGOURA HILLS MUNICIPAL CODE TO ALLOW SELF-STORAGE USE IN THE BP-M-FC ZONE, NORTH OF THE 101 FREEWAY (CASE NO. 09-ZOA-005)

ACTION: Under the Approval of the Agenda, the motion by Mayor Koehler, to continue the open Public Hearing to March 24, 2010, was seconded by Councilmember Weber, and approved 4-0, with Councilmember Kuperberg absent.

DISCUSSION/ACTION

10. Prescreen Review for Tobacco Shop

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

The following person(s) spoke in opposition:

Lorraine Crawford, Agoura Hills
Gregg Strumwasser, Agoura Hills
Lynn Rosenblum, Agoura Hills
Jo Ann Mondrus, Agoura Hills

ACTION: Following discussion and a question and answer period, the City Council unanimously consented to use a targeted approach towards the tobacco shop issue and to refer the matter to the Planning Commission.

CITY COUNCIL, STAFF COMMENTS

Mayor Pro Tem Schwarz spoke about the One City, One Book Agoura Hills Reads Program and announced this year's selection would be *Fahrenheit 451*, by Ray Bradbury.

ADJOURNMENT

At 9:04 p.m., on a motion by Councilmember Kuperberg, second by Mayor Koehler, the City Council unanimously consented to adjourn the meeting to 7:00 p.m., Wednesday, February 10, 2010, 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, MMC
City Clerk