

CITY OF VENTURA
CITY COUNCIL AGENDA

Sofia Rubalcava
Mayor

Doug Halter
Councilmember District 2

Jim Friedman
Councilmember District 5

Mike Johnson
Councilmember District 3

Lorrie Brown
Councilmember District 6

Erik Nasarenko
Councilmember District 4

Joe Schroeder, Deputy Mayor
Councilmember District 7

Alex D. McIntyre, City Manager
Gregory G. Diaz, City Attorney
Antoinette M. Mann, City Clerk



REGULAR MEETING

MONDAY, JANUARY 11, 2021

CLOSED SESSION – 5:00 P.M.

REGULAR MEETING – 6:00 P.M.

IN ACCORDANCE WITH THE CALIFORNIA GOVERNOR'S EXECUTIVE STAY AT HOME ORDER AND THE COUNTY OF VENTURA HEALTH OFFICER DECLARED LOCAL HEALTH EMERGENCY AND BE WELL AT HOME ORDER RESULTING FROM THE NOVEL CORONAVIRUS (COVID-19), CITY HALL IS CLOSED TO THE PUBLIC. TO FIND OUT HOW YOU MAY ELECTRONICALLY ATTEND THE CITY COUNCIL MEETING AND PROVIDE PUBLIC COMMENT PLEASE REFER TO PAGE 2 OF THIS AGENDA.

PUBLIC PARTICIPATION OPTIONS to help reduce the spread of COVID-19:

NEW – ZOOM MEETING FOR CITY COUNCIL MEETING

Sign-up if you wish to speak and receive an email with instructions on how to join the meeting.

WATCH THE MEETING:

Watch a **live stream** of the meeting at <https://www.cityofventura.ca.gov/718/Videos>, YouTube at <https://www.YouTube.com/cityofventura/live> or on Cable TV – Channel 15.

SUBMIT PUBLIC COMMENT VIA EMAIL:

Submit your comments via email **by 4:00 p.m. on the City Council meeting date to allow the comments to be read before the Meeting.** Please submit your comment to using this form www.cityofventura.ca.gov/publicinput or send an email to cityclerk@cityofventura.ca.gov (up to 1000 characters) When sending an email, please indicate in the Subject Line, the Agenda item number (i.e. Item No. 8A). Your form/email will be read by City Council and placed into the item’s record at the meeting.

When watching the live stream meeting, you may submit Public Comments via email using the form www.cityofventura.ca.gov/publicinput



PROVIDE PUBLIC COMMENT LIVE AT THE MEETING USING ZOOM:

To speak on an agenda item, complete the online [Speaker Registration Form](#) by **4:00 p.m.* on the City Council Meeting date.** If you wish to speak at the meeting, you will be asked to provide an email address and telephone number to allow the City to email you the Zoom meeting/connection instructions. You can select an audio only connection (telephone call) or connect with audio and video (join the Zoom meeting on your device).

You will receive an email about 1 hour before the meeting with instructions on how to join the meeting.

When connecting to the Zoom meeting to speak, you will be placed in a virtual “waiting area,” with your audio and video disabled, until it is your turn to speak.

*Speaker Forms received after 4 p.m, including during the live meeting, may not allow staff to send Zoom meeting/connection instructions and allow you to join prior to Council voting on an agenda item.

The Regular Meetings of the San Buenaventura (Ventura) City Council also serve as regular meetings of the Successor Agency, Public Facilities Financing Authority and Parking Authority when Successor Agency, Public Facilities Financing Authority and Parking Authority items are listed on the agenda.

The public has the opportunity to address the City Council on any item appearing on the agenda. Persons wishing to address the City Council are limited to three minutes on any agenda item with a cumulative total of five minutes for all agenda items, except if there are one or more Successor Agency, Public Facilities Financing Authority and Parking Authority items on the agenda, members of the public shall have an additional total of three minutes on any agenda item with a cumulative total of five minutes for all agenda items to address all Successor Agency, Public Facilities Financing Authority and Parking Authority matters.

At the first regular meeting of the month, City Council has allocated a total of 30 minutes for members of the public to address City Council on items of City business other than scheduled agenda items near the beginning of the agenda and will continue speakers beyond the 30 minutes until the end of the agenda under the heading of "Public Communications". Individuals may not acquire additional time from other speakers during Public Communications but may do so on formal agenda items per City Council Protocols. City Council cannot take action on any items not on the agenda. These items may be referred to staff or scheduled on a future agenda. **Refer to box above on how to submit comments, including public comments, to City Council. You may also scan the QR Code to access the form to submit public comments or comments related to a specific agenda item via email before the meeting or during the meeting.**

Administrative Reports relating to this agenda are available on the City's website – <https://www.cityofventura.ca.gov/AgendaCenter>.

Public Hearing Notices and any materials related to an agenda item submitted to the City Council after distribution of the agenda packet are available on the City's website – <https://www.cityofventura.ca.gov/1236/City-Council-Public-Hearing-NoticesSuppl>.

In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the City Clerk's Office at (805) 658-4787 or the California Relay Service at (866) 735-2929. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

CS1. CALL TO ORDER – CLOSED SESSION – 5:00 p.m.

CS2. ROLL CALL

CS3. PUBLIC COMMUNICATIONS: Public comments on Closed Session Items only – must be submitted electronically prior to the closed session starting. **Refer to Page 2 of the Agenda on how to submit your Public Comments electronically to the City Clerk.**

CS4. CLOSED SESSION – Teleconference/Video Conference Meeting. The Public may not participate in the Closed Session, other than submitting Public Comments on topic via email.

1. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
Name of Case: Melissa Thomas v. City of San Buenaventura
Workers' Compensation Appeals Board Numbers: ADJ9939234,
ADJ9939233
Authority: Government Code Section 54956.9 (d) (1)

CS5. ADJOURNMENT

Adjourn to Regular Meeting

1. CALL TO ORDER – REGULAR SESSION – 6:00 p.m.

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE

4. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

5. CLOSED SESSION REPORT

6. CITY COUNCIL COMMUNICATIONS

Per Government Code Section 54954.2(a)(2), the Council Communications section of the agenda provides City Council the opportunity to ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities.

7. CITY MANAGER COMMUNICATIONS

8. PUBLIC COMMUNICATIONS

Per the City Council protocols, when Public Communications (for items not on the agenda) is at beginning of the meeting time is limited to 30 minutes and will continue speakers beyond the 30 minutes until the end of the agenda under the heading of “Public Communications”.

Refer to Page 2 of the Agenda on how to submit your Public Comments electronically to the City Clerk or scan this QR Code to access the form.



9. CONSENT ITEMS

Matters appearing on the Consent Calendar are expected to be non-controversial and will be acted upon by City Council at one time without discussion unless a Councilmember, the Administration, or a member of the public requests an opportunity to address any given item. Items removed from the Consent Calendar will be discussed at the beginning of the Formal Items. Approval by the City Council of Consent Items means the recommendation of the Administration is approved along with the terms and conditions described in the Administrative Report.

9A. **Move all resolutions and ordinances presented tonight be deemed read by title only and all further reading be waived.**

9B. **[Consideration of A Resolution of the City Council of the City of San Buenaventura, California, Reconfirming the Existence of a Local Emergency and Extending it Until March 12, 2021](#)**

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Adopt the Resolution, title as follows:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, RECONFIRMING THE EXISTENCE OF A LOCAL EMERGENCY AND EXTENDING IT UNTIL MARCH 12, 2021”

9. CONSENT ITEMS (continued)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, RECONFIRMING THE EXISTENCE OF A LOCAL EMERGENCY AND EXTENDING IT UNTIL MARCH 12, 2021
RESOLUTION NO. 2021-_____

9C. [Request for Authorization to Increase the Not-to-Exceed Amount for Outside Counsel Services for Liebert Cassidy Whitmore for Employee Negotiations](#)

Staff: Danielle Keys, Human Resources Director

RECOMMENDATION

Authorize the City Attorney to enter into a First Amendment with the law firm of Liebert Cassidy Whitmore, in an amount not to exceed an additional \$50,000 to continue representation of the City in labor negotiations and related matters.

9D. [Approve Third Amendment for Contract Park Maintenance Adding Landscaping Services for the Farm Maintenance Assessment District 26–Parkwood Landscape Maintenance, Inc.](#)

Staff: Nancy O'Connor, Parks and Recreation Director

RECOMMENDATION

Approve and authorize the Mayor to execute a Third Amendment to Contract No. 2019-062 with Parkwood Landscape Maintenance, Inc. for \$32,964 for one year, for a total not-to-exceed value of \$754,960.98 for Fiscal Year 2020-2021, with the option to extend for up to three one-year terms, not-to-exceed \$2,270,078.89 cumulative.

9E. [Approve Extended Learning/After School Grant Program and Services Agreement with Ventura Unified School District for After School Education and Safety Program](#)

Staff: Nancy O'Connor, Parks and Recreation Director

RECOMMENDATION

Authorize the Mayor or designee to execute the Extended Learning/After-School Grant Program and Services Agreement between the City and Ventura Unified School District for After School Education and Safety programming from July 1, 2020 to June 30, 2021.

9. CONSENT ITEMS (continued)

9F. [Approve and Award the Professional Services Agreement with Nelson\Nygaard Consulting Associates for Consultant Services – Development of the City of Ventura’s Active Transportation Plan](#)

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

- a. Approve and authorize the Mayor to sign the Professional Services Agreement number A20-00582 with Nelson\Nygaard Consulting Associates for transportation consulting services on Project 62270 – City Wide Active Transportation Plan in the amount of \$694,164 with a contract completion date of December 31, 2022.
- b. Authorize the City Engineer to execute amendments to the subject Professional Services Agreement up to a total maximum contingency of \$55,575 and a total time extension of 365 calendar days.

9G. [Authorize Paid Parking at the Surfers Point Parking Lot](#)

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

Authorize the City to charge a parking fee of \$1.00 per hour at the City parking facility at Surfers Point.

9H. [Approve the Eastside to Westside Waterline Interconnection Project Final Initial Study/Mitigated Negative Declaration and Fourth Amendment to Professional Services Agreement for Environmental Review by Kennedy/Jenks Consultants](#)

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

- a. Adopt a Resolution approving the Final Initial Study/Mitigated Negative Declaration and a Mitigation, Monitoring, and Reporting Program for the proposed Eastside to Westside Waterline Interconnection Project. Resolution titled:

9. CONSENT ITEMS (continued)

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, APPROVING A MITIGATED NEGATIVE DECLARATION AND A MITIGATION, MONITORING, AND REPORTING PROGRAM FOR THE EASTSIDE TO WESTSIDE WATERLINE INTERCONNECTION PROJECT”

- b. Approve and authorize the Mayor to execute the Fourth Amendment to the Professional Services Agreement with Kennedy/Jenks Consultants; term extending December 31, 2020 through March 31, 2021; with no funding increases.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, APPROVING A MITIGATED NEGATIVE DECLARATION AND A MITIGATION, MONITORING, AND REPORTING PROGRAM FOR THE EASTSIDE TO WESTSIDE WATERLINE INTERCONNECTION PROJECT RESOLUTION NO. 2021-_____

9I. [Ordinance for Second Reading – Ordinance of the City Council of the City of San Buenaventura, California, Amending Division 12, Part 4, of the San Buenaventura Municipal Code Entitled “Floodplain Regulations”](#)

Staff: Antoinette M. Mann, City Clerk

RECOMMENDATION

Waive the second reading in full and adopt the Ordinance of the Council of the City of San Buenaventura, California, Amending Division 12, Part 4, of the San Buenaventura Municipal Code Entitled “Floodplain Regulations”.

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING DIVISION 12, PART 4, OF THE SAN BUENAVENTURA MUNICIPAL CODE, ENTITLED “FLOODPLAIN REGULATIONS” ORDINANCE NO. 2021-_____

9. CONSENT ITEMS (continued)

- 9J. [Ordinance for Second Reading – Ordinance of the City Council of the City of San Buenaventura, California, Adding Section 4.600.115, “Job Order Contracts,” to the San Buenaventura Municipal Code and Amending Section 4.600.140, “Contracting Authority – City Council” and Section 4.600.200, “Authority to Modify Contracts Awarded by the Council” of the San Buenaventura Municipal Code](#)**

Staff: Antoinette M. Mann, City Clerk

RECOMMENDATION

Waive the second reading in full and adopt the Ordinance of the Council of the City of San Buenaventura, California, Adding Section 4.600.115, “Job Order Contracts,” to the San Buenaventura Municipal Code and Amending Section 4.600.140, “Contracting Authority – City Council” and Section 4.600.200, “Authority to Modify Contracts Awarded by the Council” of the San Buenaventura Municipal Code.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADDING SECTION 4.600.115, “JOB ORDER CONTRACTS,” TO THE SAN BUENAVENTURA MUNICIPAL CODE AND AMENDING SECTION 4.600.140, “CONTRACTING AUTHORITY – CITY COUNCIL,” AND SECTION 4.600.200, “AUTHORITY TO MODIFY CONTRACTS AWARDED BY THE COUNCIL,” OF THE SAN BUENAVENTURA MUNICIPAL CODE ORDINANCE NO. 2021-_____

12. PUBLIC HEARING

- 12A. [Appeal of the Planning Commission’s Planned Development Permit, Design Review and Mitigated Negative Declaration approval for the VA Clinic project \(PROJ-14017\) / Case No. APL-12-20-58015](#)**

Staff: Peter Gilli, Community Development Director

RECOMMENDATION

- a. Determine the Mitigated Negative Declaration adequately addresses the project’s environmental impacts and adopt a resolution upholding the Planning Commission decision on the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, titled:

“A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA DENYING AN APPEAL AND

12. PUBLIC HEARING (continued)

APPROVING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE VA CLINIC PROJECT. PROJ-14017 / CASE NOS. APL-12-20-58015; EIR-11-19-53022”

- b. Adopt a resolution upholding the Planning Commission decision on the Planned Development Permit and Design Review, titled:

“A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA DENYING AN APPEAL AND APPROVING A PLANNED DEVELOPMENT PERMIT AND DESIGN REVIEW FOR THE VA CLINIC PROJECT. PROJ-14017 / CASE NOS. APL-12-20-58015; PD-11-19-53017; DRC-11-19-53021”

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA DENYING AN APPEAL AND APPROVING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE VA CLINIC PROJECT. PROJ-14017 / CASE NOS. APL-12-20-58015; EIR-11-19-53022
RESOLUTION NO. 2021-_____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA DENYING AN APPEAL AND APPROVING A PLANNED DEVELOPMENT PERMIT AND DESIGN REVIEW FOR THE VA CLINIC PROJECT. PROJ-14017 / CASE NOS. APL-12-20-58015; PD-11-19-53017; DRC-11-19-53021
RESOLUTION NO. 2021-_____

13. FORMAL ITEMS

13A. [Fiscal Year 2019 – 2020 Comprehensive Annual Financial Report](#)

Staff: Michael Coon, Finance and Technology Director

RECOMMENDATION

Receive the Comprehensive Annual Financial Report with the Independent Auditor’s Report for the City of San Buenaventura for fiscal year ended June 30, 2020.

13. FORMAL ITEMS (continued)

13B. [Receive Update on Matrix Report Implementation](#)

Staff: Akbar Alikhan, Assistant City Manager

RECOMMENDATION

Receive an update on Matrix Report implementation and provide any feedback to staff.

13C. [Emergency Streamlining Ordinance Status Report](#)

Staff: Peter Gilli, Community Development Director

RECOMMENDATION

Receive and file this report, provide feedback on the scope of the permanent streamlining ordinance, and direct staff to return with an extension to the emergency streamlining ordinance.

13D. [Fiscal Year 2021 – 2022 Budget Workshop #1](#)

Staff: Michael Coon, Finance and Technology Director

RECOMMENDATION

- a. Receive the Mid-Year Financial Update of the four primary funds.
- b. Receive the General Fund 5-Year Forecast.
- c. Authorize the Finance & Technology Department to increase the General Fund expenditure and revenue budgets for Fiscal Year 2020 – 2021 by \$719,331 to account for the reinstatement of merit and step increases.

8. PUBLIC COMMUNICATIONS

Refer to Page 2 of the Agenda on how to submit your Public Comments electronically to the City Clerk or scan this QR Code to access the form.



16. CITY COUNCIL COMMUNICATIONS/REPORTS – REGIONAL BOARDS/COMMISSIONS/COMMITTEES

Per Governmental Code Section 54954.2(a)(2), the Council Communications section of the agenda provides City Council the opportunity to ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities. Councilmembers serving on regional boards, commissions, or committees to present a verbal report to the full City Council on the activities of the respective boards, commission, or committees upon which they serve.

17. ADJOURNMENT

This agenda was posted on Wednesday, January 6, 2021 at 9:15 p.m. on the City website, in the Public Meetings/Agenda Center: <https://www.cityofventura.ca.gov/AgendaCenter>