

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 25, 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 Labor Negotiators

City Negotiators: Alex D. McIntyre, City Manager and Danielle Keys, Human Resources Director

Employee Organizations:

- a. Service Employees International Union (SEIU) Local 721 CTW,CLC, representing “G” (General), “S” (Supervisory), and “Q” (Professional) Units
- b. Ventura Maintenance Employees Association (VMEA)
- c. Ventura Fire Management Association (VFMA)
- d. Ventura City Firefighters’ Association (VCFA)
- e. Ventura Police Management Association (VPMA)
- f. Ventura Police Officers’ Association (VPOA)
- g. Unrepresented employees

Authority: Government code Section 54957.6

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

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. 2021 Councilmember Assignments

Introduced by Mayor Rubalcava

RECOMMENDATION

Concur with the Mayor and approve Councilmembers assignments/appointments to various agencies, boards, committees, and liaison roles.

9C. Adopt Resolution of Intention to Form the Ventura Tourism Marketing District

Staff: Alex D. McIntyre, City Manager

RECOMMENDATION

Adopt a Resolution expressing the City Council's intention to form the Ventura Tourism Marketing District and levy assessments on lodging businesses in the City and scheduling a Public Meeting on February 22, 2021 and a Public Hearing on March 22, 2021 on the formation, entitled:

“A Resolution of the City Council of the City of San Buenaventura, California Declaring its Intention to form the Ventura Tourism Marketing District and Fixing the Time and Place of a Public Meeting and a Public Hearing Thereon and Giving Notice Thereof.”

9. CONSENT ITEMS (continued):

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA DECLARING ITS INTENTION TO FORM THE VENTURA TOURISM MARKETING DISTRICT AND FIXING THE TIME AND PLACE OF A PUBLIC MEETING AND A PUBLIC HEARING THEREON AND GIVING NOTICE THEREOF

RESOLUTION NO. 2021-_____

9D. Approve Amendment to the Ventura Water Billing System Upgrade Project

Staff: Michael Coon, Finance and Technology Director

RECOMMENDATION

Approve and authorize the Mayor to execute Amendment No. 6 to the Systems & Software, Inc. Hosting Agreement for a revised not-to-exceed amount of \$723,864.

9E. Approval of Memorandum of Understanding Between the City and Ventura Police Management Association; and Adoption of a Revised Salary Resolution for Ventura Police Management Association

Staff: Danielle Keys, Human Resources Director

RECOMMENDATION

- a. Approve and authorize the City Manager to execute on behalf of the City the Memorandum of Understanding between the City and the Ventura Police Management Association.
- b. Adopt a revised resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries for Police Management Unit Employees for the City (Salary Resolution) to reflect salary increases proposed herein for the Ventura Police Management Association. Resolution titled:

“A Resolution of the Council of the City of San Buenaventura Providing for a Systematic Classification of Positions and a Standardization of Salaries of Police Management Unit Employees of the City of San Buenaventura as of January 25, 2021.”

9. CONSENT ITEMS (continued):

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF POLICE MANAGEMENT UNIT EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF JANUARY 25, 2021

RESOLUTION NO. 2021-_____

9F. Amend 2020-2026 Capital Improvement Plan – Add Marina Park Playground Replacement Project

Staff: Nancy O'Connor, Parks & Recreation Director
Phillip Nelson, Public Works Director

RECOMMENDATION

- a. Amend the Fiscal Year 2020-2026 Capital Improvement Plan to add Marina Park Playground Replacement, Project 72902.
- b. Authorize increase appropriations in the amount of \$635,304 for subject project and a budget of \$41,200 in Fiscal Year 2020-2021 to the proper programs and accounts in Fund 18 Parks and Recreation Fund.

9G. Approve Cooperative Agreement with the Ventura Port District

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

Approve and authorize the City Manager to execute the Cooperative Agreement with the Ventura Port District.

9H. Approve Contract Amendment No. 4 to General Services Agreement – Catch Basin Cleaning Services – Ron's Maintenance, Inc.

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

Approve and authorize the Mayor or designee to execute Amendment No. 4 to General Service Agreement No. P2017-053 with Ron's Maintenance Inc. in the amount of \$40,000, for a new total not-to-exceed contract amount of \$530,020 with a new contract completion date of June 30, 2021.

9. CONSENT ITEMS (continued):

9I. Approve Willows Apartments Improvement Agreement (PROJ-6811) / Johnson Drive & North Bank Drive / (APN 132-0-080-055 and 132-0-080-065)

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

- a. Authorize the City Engineer to execute the improvement agreement after receiving the appropriate securities and insurance from the developer.
- b. Direct staff to record the executed agreement with the Ventura County Clerk/Recorder.
- c. Authorize the City Engineer to accept the improvements when completed and release all related securities.

9J. Award the Public Works Contract to Staples Construction for the Emergency Generators Project

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

- a. Waive all minor bid irregularities, approve and authorize the Mayor to sign the Agreement with Staples Construction of Ventura, CA for the Emergency Generators Project in the amount of \$697,094.
- b. Authorize the City Engineer to execute amendments to subject contract up to a total maximum contingency amount of \$69,709, for a total amount not to exceed \$766,803, and a total time extension of 90 calendar days.
- c. Authorize an increase to the budget in the amount of \$131,323 from the Water Capital Fund (72) allowing the Finance and Technology Department to assign increased budget appropriations and revenues to the proper projects and accounts in the Fiscal Year 2021 budget.
- d. Authorize the Public Works Director to make the necessary changes in the Capital Improvement Program to reflect Council approved actions.

9. CONSENT ITEMS (continued):

9K. Approve Public Works Contract with Tomar Construction, Inc. for the Inclusive Playground at Arroyo Verde Park Project

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

- a. Approve relieving United Construction and Landscape, Inc., of their bid in accordance with Public Contract Code Sections 5100-5110.
- b. Waive all Minor Bid Irregularities, Approve and authorize the Mayor to sign the Public Works Contract (Specification No. 2020-032) with Tomar Construction, Inc. in the amount of \$993,806.
- c. Authorize the City Engineer to execute amendments to the subject Public Works Contract up to a total maximum contingency of \$99,380, for an amount not-to-exceed \$1,093,186, and a total time extension of 90 calendar days.
- d. Authorize an increase to Capital Improvement Program Appropriation of \$238,818 and authorize the Finance and Technology Department to increase Fiscal Year 2020-2021 budget appropriations by \$350,160 from available fund balance in Fund 18 Parks and Recreation for project completion.

9L. Approve Noble Consultants Incorporated Professional Services Agreement First Amendment - Ventura Pier Corrosion Repairs

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

- a. Approve and authorize the Mayor to execute the First Amendment to Professional Services Agreement No. 2019-064 with Noble Consultants, Inc., to extend the term of the agreement to December 31, 2021.
- b. Authorize the City Engineer to execute amendments to the subject Professional Services Agreement up to a total maximum contingency of \$15,000 and a total time extension of 365 calendar days.

9. CONSENT ITEMS (continued):

9M. Resident-Initiated Sidewalk Repairs Reimbursement Program Resolution

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

Adopt a Resolution establishing a Resident-initiated Sidewalk Repairs Reimbursement Program, titled: A Resolution of the City Council of the City of San Buenaventura, California, Adopting a Residential Sidewalk Repair Reimbursement Program for the City of San Buenaventura. Resolution titled:

“A Resolution of the City Council of the City of San Buenaventura, California, Adopting A Residential Sidewalk Repair Reimbursement Program for the City of San Buenaventura”

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADOPTING A RESIDENTIAL SIDEWALK REPAIR REIMBURSEMENT PROGRAM FOR THE CITY OF SAN BUENAVENTURA RESOLUTION NO. 2021-_____

9N. Approve Unfreezing Assistant/Associate/Civil Engineer Position

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

Approval to unfreeze, recruitment and funding of the previously approved Assistant/Associate/Civil Engineer position for the Ventura Water/Wastewater section of the Engineering Design and Construction Division in Public Works.

9O. Utilization of the City’s 2021 State Water Project Carryover Water

Staff: Susan Rungren, Ventura Water General Manager

RECOMMENDATION

- a. Authorize sale of 525 acre-feet of the City’s 2021 State Water Project Carryover Water to United Water Conservation District in exchange for \$28,072.

9. CONSENT ITEMS (continued):

- b. Authorize the City Manager to execute the necessary agreements and documentation for the above subject to approval as to form by the City Attorney's Office.

9P. Approve Unfreezing Utilities Services Leadworker Position

Staff: Susan Rungren, Ventura Water General Manager

RECOMMENDATION

Approval to unfreeze and fund the previously approved Utilities Services Leadworker Position.

10. APPOINTMENTS TO COUNCIL ADVISORY GROUPS

10A. Appointment of Planning Commissioners

Staff: Antoinette M. Mann, City Clerk

Introduced by: Councilmember Halter
Councilmember Johnson
Deputy Mayor Schroeder

RECOMMENDATION

Approve Planning Commissioner appointments for Councilmembers Halter, Johnson and Deputy Mayor Schroeder:

Appointed by	Appointee	Term of Office
Councilmember Halter	David Comden	January 25, 2021– December 2024
Councilmember Johnson	Jeanette Sanchez-Palacios	January 25, 2021– December 2024
Deputy Mayor Schroeder	Scott McCarty	January 25, 2021– December 2024

12. PUBLIC HEARING

12A. Extension of the Interim Urgency Ordinance for Accessory Dwelling Units

Staff: Peter Gilli, Community Development Director

4/5 MAJORITY VOTE REQUIRED FOR APPROVAL/ADOPTION

RECOMMENDATION

- a. Hold a public hearing.
- b. Determine that the proposed extension of the interim urgency ordinance for accessory dwelling units is exempt under CEQA pursuant to Public Resources Code Section 21080.17 and California Code of Regulations Section 15282(h) since the ordinance implements the provisions of Government Code Section 65852.2.
- c. Adopt an urgency ordinance, extending the interim urgency ordinance for accessory dwelling units to January 26, 2022 with a 4/5 vote. Ordinance titled:

“An Ordinance of the City Council of the City of San Buenaventura, California, Extending for an Additional One Year Interim urgency Ordinance No. 2020-003 Prohibiting New Accessory Dwelling Units Except those that Satisfy Specified Standards”

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, EXTENDING FOR AN ADDITIONAL ONE YEAR INTERIM URGENCY ORDINANCE NO. 2020-003 PROHIBITING NEW ACCESSORY DWELLING UNITS EXCEPT THOSE THAT SATISFY SPECIFIED STANDARDS ORDINANCE NO. 2021-__

12B. 2020-2021 HOME Investment Partnerships Program Funding for the Ventura Veterans Home Development

Staff: Peter Gilli, Community Development Director

RECOMMENDATION

- a. Conduct a Public Hearing.
- b. Adopt a Resolution to approve the allocation of up to \$660,000 in HOME funding for the following project; provided, however, that the

12. PUBLIC HEARING (continued)

Community Development Director may allow adjustments in funding the project, up to a ten percent increase, should additional funds be available and necessary to complete the project:

1. An award of up to \$645,000 for the construction of a 122-unit apartment community located at 10900 Telephone Road, exclusively for veterans; and,
 2. Up to \$15,000 to the Community Development Department for project-related costs, such as agreement preparation.
- c. Amend the 2020-2021 Annual Action Plan to add the Ventura Veterans Home project as a funded project.
 - d. Authorize the Community Development Director, or his designee, to execute loan agreements with the HOME applicant.
 - e. Authorize Finance and Technology to make the necessary changes to revenues and expenditures in Fund 32 to reflect the approved allocation and expenditure plan.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA AUTHORIZING THE HOME INVESTMENT PARTNERSHIPS ACT (HOME) PROGRAM 2020-2021 AWARD FOR THE VENTURA VETERANS HOME DEVELOPMENT
RESOLUTION NO. 2021-_____

13. FORMAL ITEMS

13A. Formation of the General Plan Advisory Committee and Bylaws

Staff: Peter Gilli, Community Development Director

RECOMMENDATION

- a. Approve the nineteen-member General Plan Advisory Committee roster with Councilmember Brown as Chair and Councilmember Halter as Vice-Chair.
- b. Approve the General Plan Advisory Committee bylaws.

13. FORMAL ITEMS (continued)

13B. Appointment of Ventura Water Pure Ad Hoc Committee Members

Staff: Akbar Alikhan, Assistant City Manager

RECOMMENDATION

Appoint two City Councilmembers to the Ventura Water Pure Ad Hoc Committee.

13C. Transmittal of the Proposed 2020-2026 Capital Improvement Plan (2nd Year)

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

Receive the Proposed Capital Improvement Plan for 2020-2026 (2nd year) in accordance with the City Charter.

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 Thursday, January 21, 2021 at 4:00 p.m. on the City website, in the Public Meetings/Agenda Center: <https://www.cityofventura.ca.gov/AgendaCenter>