

CITY OF VENTURA
CITY COUNCIL AGENDA

Matt LaVere
Mayor

Lorrie Brown
Councilmember District 6

Jim Friedman
Councilmember District 5

Cheryl Heitmann
Councilmember At-Large

Erik Nasarenko
Councilmember District 4

Sofia Rubalcava, Deputy Mayor
Councilmember District 1

Christy Weir
Councilmember At-Large

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

REGULAR MEETING
MONDAY, MAY 13, 2019
COUNCIL CHAMBERS, 501 POLI STREET, VENTURA

CLOSED SESSION – 5:00 P.M.
REGULAR MEETING – 6:00 P.M.



The regular meetings of the San Buenaventura (Ventura) City Council also serve as regular meetings of the Successor Agency and Public Facilities Financing Authority when Successor Agency and Public Facilities Financing 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 and Public Facilities Financing 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 and Public Facilities Financing 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.

Persons wishing to address City Council should complete and submit a green "Speaker Form." If a member of the public wishes to comment on an item, complete a pink "Comment Form." Both forms are on a table inside the meeting room.

Administrative Reports relating to this agenda are available in the City Clerk's Office, 501 Poli Street, Room 204, Ventura, during normal business hours as well as 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 for public review at the City Clerk's Office as well as on the City's website – <https://www.cityofventura.ca.gov/1236/9455/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.

CS4. CLOSED SESSION – City Council Conference Room

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Title: City Manager

Authority: Government Code Section 54957

2. CONFERENCE WITH LABOR NEGOTIATORS

City Negotiators: Councilmember Erik Nasarenko and Mayor Matt LaVere

Unrepresented Employee: City Manager

Authority: Government Code Section 54957.6

CS5. ADJOURNMENT

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

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE

4. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

- Mayor For a Moment – Pierpont Elementary School – Punctuality
- Mayor For a Moment – Mound Elementary School – Self-Control
- Proclamation – National Public Works Week – May 19-25, 2019

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.

8. 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.

8A. Move all resolutions and ordinances presented tonight be deemed read by title only and all further reading be waived.

8B. Approval of City Council Minutes – April 8, 2019

Staff: Antoinette M. Mann, City Clerk

RECOMMENDATION

Approve the City Council minutes of April 8, 2019.

8C. San Buenaventura Municipal Code-Commissions, Boards and Committees; Amending Chapter 2.410 “City Commissions, Boards and Committees Generally”; Chapter 2.455 “Downtown Parking Advisory Committee”; Chapter 2.460 “Water Commission”– Ordinance Introductions

Staff: Antoinette M. Mann, City Clerk

RECOMMENDATION

- a. Introduce and approve the first reading of each Ordinance’s title as follows:
 1. “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 2.410, “CITY COMMISSIONS, BOARDS, AND COMMITTEES GENERALLY,” OF THE SAN BUENAVENTURA MUNICIPAL CODE TO ESTABLISH TERM LIMITS, ANNUAL WORK PLANS AND REPORTS, AND TO REQUIRE CITY COUNCIL APPROVAL FOR NEW PROCESSES OR PROCEDURES DEVELOPED BY CITY BOARDS, COMMISSIONS, AND COMMITTEES”

8. CONSENT ITEMS (continued)

2. "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 2.455, "DOWNTOWN PARKING ADVISORY COMMITTEE," OF THE SAN BUENAVENTURA MUNICIPAL CODE TO ADJUST COMMITTEE MEMBERSHIP CATEGORY DESIGNATIONS"

3. "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 2.460, "WATER COMMISSION," OF DIVISION 2 OF THE SAN BUENAVENTURA MUNICIPAL CODE TO ELIMINATE COMMISSION ALTERNATES AND STAGGER WATER COMMISSIONER TERMS"

b. Set all three Ordinances for second reading and adoption at the City Council meeting of June 3, 2019.

c. Apply term limits and no dual memberships to all appointments starting with July 2019.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 2.410, "CITY COMMISSIONS, BOARDS, AND COMMITTEES GENERALLY," OF THE SAN BUENAVENTURA MUNICIPAL CODE TO ESTABLISH TERM LIMITS, ANNUAL WORK PLANS AND REPORTS, AND TO REQUIRE CITY COUNCIL APPROVAL FOR NEW PROCESSES OR PROCEDURES DEVELOPED BY CITY BOARDS, COMMISSIONS, AND COMMITTEES
ORDINANCE NO. 2019-____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 2.455, "DOWNTOWN PARKING ADVISORY COMMITTEE," OF THE SAN BUENAVENTURA MUNICIPAL CODE TO ADJUST COMMITTEE MEMBERSHIP CATEGORY DESIGNATIONS
ORDINANCE NO. 2019-____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 2.460, "WATER COMMISSION," OF DIVISION 2 OF THE SAN BUENAVENTURA MUNICIPAL CODE TO ELIMINATE COMMISSION ALTERNATES AND STAGGER WATER COMMISSIONER TERMS
ORDINANCE NO. 2019-____

8. **CONSENT ITEMS (continued)**

8D. Development Services Review Contract Award

Staff: Alex D. McIntyre, City Manager

RECOMMENDATION

Authorize the Mayor to enter into a Professional Services Agreement with Matrix Consulting Group to conduct Development Services Process Review; in an amount not-to-exceed \$68,500.

8E. City Council Quarterly Travel Report (January – March 2019)

Staff: Alex D. McIntyre, City Manager

RECOMMENDATION

Receive and file the Quarterly Travel Report January through March 2019.

8F. Fifth Amendment to Professional Services Agreement for Integrated Scanning of America, Inc.

Staff: Peter Lyons, Interim Community Development Director

RECOMMENDATION

Authorize the City Manager to execute the fifth amendment to Integrated Scanning of America, Professional Services Agreement No. 100003711 dated September 12, 2013, adding \$20,000 for a new contract amount of \$228,000, and extending the term of the agreement to December 31, 2019.

8G. On-Call Professional Services Agreement with Michael K. Nunley & Associates, Inc.

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Authorize the Public Works Director to execute a Professional Services Agreement with Michael K. Nunley & Associates, Inc. to provide hydraulic modeling and civil engineering design services for Land Development Projects and will have a not-to-exceed limit of \$50,000 per task order. The term of this agreement is from May 13, 2019 to June 30, 2022.

8. CONSENT ITEMS (continued)

8H. Design for Traffic Signal System Upgrade (Phase I) – Engineering Services Agreement

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Authorize the Mayor to execute a Professional Services Agreement with Kimley-Horn & Associates Inc., to provide consultant services for the final design of the Traffic Signal System Upgrade Project (Project Number 69023) for an amount not to exceed \$587,405 and authorize the encumbrance of contingency funds in the amount of \$22,595 for a total encumbrance not-to-exceed amount of \$610,000.

8I. Pump Station – Seaward/Poli Upgrade – Authorization to Advertise

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Approve the contract plans and specifications for Pump Station–Seaward/Poli Upgrade, Specification No. 2017-018, and authorize the advertisement for bids to be received on June 13, 2019, no later than 2:00 p.m., in the City Clerk’s office.

11. PUBLIC HEARING ITEMS

11A. Adoption of Proposed User Fees and Rates for Fiscal Year 2019-2020

Staff: Mary Eckman, Interim Finance and Technology Director

RECOMMENDATION

It is the recommendation that City Council:

- a. Conduct a Public Hearing on the proposed user fees and rates.
- b. Adopt a resolution adopting a revised schedule of fees, hourly rates and equipment charges for various City services, effective July 15, 2019.

11. PUBLIC HEARING ITEMS (continued)

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADOPTING A REVISED SCHEDULE OF FEES, HOURLY RATES, AND EQUIPMENT CHARGES FOR VARIOUS CITY SERVICES
RESOLUTION NO. 2019-___

11B. Street Lighting District No. 36 - Fiscal Year 2019-2020 Annual Assessment Rate

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

It is recommended that City Council:

- a. Conduct a public hearing.
- b. Adopt a resolution that continues the assessments at the current rate within Street Lighting District No. 36 for FY 2019-20, pursuant to the Street Lighting Act of 1919.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, LEVYING ASSESSMENTS WITHIN STREET LIGHTING DISTRICT NO. 36 FOR THE 2019/2020 FISCAL YEAR
RESOLUTION NO. 2019-___

CITY COUNCIL/SUCCESSOR AGENCY PUBLIC HEARING ITEM

11C. Community Redevelopment Public Trust Fund Held Property Near the Southeast Corner of West Main Street and South Garden Street, Ventura, CA ("Site #2") - APN 073-0-021-020 and 073-0-021-030 - Disposition in Accordance with Long-Range Property Management Plan

Staff: Peter Lyons, Interim Community Development Director

RECOMMENDATION

It is recommended that the Successor Agency to the Redevelopment Agency of the City of San Buenaventura ("Successor Agency"):

- a. Conduct a public hearing.

11. PUBLIC HEARING ITEMS (continued)

- b. Authorize the Executive Director to execute the Termination of the Reciprocal Easement Agreement between the Successor Agency and Addison Main Street Trust through its Trustee, Joshua D. Addison.
- c. Adopt a resolution authorizing the transfer of real property "Site #2" to the City of San Buenaventura pursuant to Health and Safety Code Section 34191.5 for disposition and development in accordance with the Long-Range Property Management Plan, and related actions.

It is recommended that the City Council:

- a. Conduct a public hearing.
- b. Receive the Summary Report pursuant to California Government Code Section 52201 for a Real Estate Purchase and Sale Agreement to sell Site #2.
- c. Adopt a resolution accepting the transfer of Site #2 from the Successor Agency pursuant to Health and Safety Code Section 34191.5 and approving and authorizing the City Manager to execute the PSA to sell Site #2 to Addison Main Street Trust and related actions.
- d. Authorize the Department of Finance & Technology to adjust appropriations as necessary to carry out actions associated with the sale of "Site #2."

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE DISSOLVED REDEVELOPMENT AGENCY OF THE CITY OF SAN BUENAVENTURA AUTHORIZING THE TRANSFER OF REAL PROPERTY TO THE CITY OF SAN BUENAVENTURA PURSUANT TO HEALTH AND SAFETY CODE SECTION 34191.5 AND RELATED ACTIONS
SUCCESSOR AGENCY RESOLUTION NO. 2019-___

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ACCEPTING THE TRANSFER OF REAL PROPERTY FROM THE SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF SAN BUENAVENTURA PURSUANT TO HEALTH AND SAFETY CODE SECTION 34191.5 AND APPROVING THE SALE OF REAL PROPERTY TO A PURCHASER FOR DEVELOPMENT PURSUANT TO CALIFORNIA GOVERNMENT CODE 52201 AND RELATED ACTIONS
RESOLUTION NO. 2019-___

12. FORMAL ITEMS

12A. Transmittal of Fiscal Year 2019-2020 Proposed Operating and Capital Improvement Budget

Staff: Mary Eckman, Interim Finance and Technology Director

RECOMMENDATION

It is recommended that City Council:

- a. Receive the proposed Fiscal Year 2019-2020 Operating and Capital Improvement Budget, and
- b. Review and provide input to the Proposed Measure O Fund Balancing recommendation.

12B. Excess Liability and Workers' Compensation Programs

Staff: Elizabeth Foushee, Human Resources Director

RECOMMENDATION

It is recommended that City Council:

- A. Adopt a resolution establishing membership in the California State Association of Counties Excess Insurance Authority which then:
 1. Authorizes the City's withdrawal from the Big Independent Cities Excess Pool (BICEP) effective June 30, 2019.
 2. Authorizes the City to join the CSAC Excess Insurance Authority for Excess Liability GL-1, Optional Excess Liability and Excess Workers' Compensation programs.
 3. Authorizes the Mayor to execute the related Joint Powers Agreements and Memorandums of Coverage for the EIA Excess Liability GL-1, Optional Excess Liability and Excess Workers' Compensation programs.
 4. Designates the City Manager or the Human Resources Director to act in all matters relating to the member and the Joint Powers Authority.

12. FORMAL ITEMS (continued)

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA ESTABLISHING MEMBERSHIP IN THE CALIFORNIA STATE ASSOCIATION OF COUNTIES EXCESS INSURANCE AUTHORITY RESOLUTION NO. 2019-____

12C. Ventura Water Reclamation Facility – Digester Improvement Project - Award of Construction Contract

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

It is recommended that City Council:

- a. Approve the award of contract and authorize the Mayor to execute an agreement with the lowest responsive and responsible bidder, Cushman Contracting Corporation for the Ventura Water Reclamation Facility – Digester Improvement Project, Specification 2016-047, in the amount of \$6,999,640.
- b. Authorize the encumbrance of contingency funds for the project in the amount not- to-exceed \$1,050,000 subject to approval by the Public Works Director during construction.
- c. Approve and authorize the Mayor to execute a Professional Services Agreement with Flowers and Associates, Inc. to provide construction management services, in the amount not-to-exceed \$587,300, and authorize contingency funds in the amount of \$60,000 for a total encumbrance of \$647,300.
- d. Authorize Finance and Technology to increase and transfer appropriations to the proper funds, projects, and accounts.

7. PUBLIC COMMUNICATIONS

15. 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.

16. CITY MANAGER COMMUNICATIONS

17. ADJOURNMENT

This agenda was posted on Wednesday, May 8, 2019, at 5:30 p.m. in the City Clerk's Office, on the City Hall Public Notices Board and on the internet.