

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, JUNE 10, 2019**  
**COUNCIL CHAMBERS, 501 POLI STREET, VENTURA**

**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.

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

**2. ROLL CALL**

**3. PLEDGE OF ALLEGIANCE**

**4. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS**

Certificates of Recognition – Ventura High School Music Program Grand Nationals  
and Noah Laber – Outstanding Soloist

Presentation – EMS Week/CPR Saves

**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 – May 6, 2019, May 13, 2019 and May 20, 2019](#)**

Staff: Antoinette M. Mann, City Clerk

**RECOMMENDATION**

Approve the City Council minutes of May 6, 2019, May 13, 2019 and May 20, 2019.

8. **CONSENT ITEMS (continued)**

8C. **[Request for Authorization to Extend Outside Counsel Services – Best Best & Krieger for advice regarding Telecommunication matters including updating or replacing the City’s current Wireless Ordinance, Broadband, and other Telecommunication matters](#)**

Staff: Gregory G. Diaz, City Attorney

**RECOMMENDATION**

- a. Authorize the City Attorney to execute the Third Amendment to Legal Services Agreement No. 100004158 with Best, Best & Krieger on the City’s behalf.
- b. Authorize the Interim Finance and Technology Director to take necessary budgetary actions to carry out this action.

8D. **[Ordinance for Second Reading – Division 24 of the San Buenaventura Municipal Code to Amend “Alcoholic Beverage Establishments Use Permits” \(PROJ-13286\)](#)**

Staff: Antoinette M. Mann, City Clerk

**RECOMMENDATION**

Waive the second reading in full and adopt Ordinance, titled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 24.460, ALCOHOLIC BEVERAGE ESTABLISHMENTS USE PERMITS, AMENDING SECTION 24.505.020 ENTITLED APPLICABILITY WITHIN CHAPTER 24.505 - DIRECTOR'S PERMIT PROCEDURE, AND DELETING SECTION 24.520.095 ENTITLED ADMINISTRATIVE ALCOHOLIC BEVERAGE USE PERMITS WITHIN CHAPTER 24.520 -THE USE PERMIT PROCEDURES (VOTE: 7-YES; 0-N0; 0-ABSENT)  
ORDINANCE NO. 2019-\_\_\_

8E. **[Fourth Amendment – Community Access Partners Agreement](#)**

Staff: Barry Fisher, Interim Assistant City Manager

**RECOMMENDATION**

Authorize the City Manager to execute the fourth amendment to the agreement with Community Access Partners of San Buenaventura extending the term of the agreement six months (July 1, 2019 through December 31, 2019).

**8. CONSENT ITEMS (continued)**

**8F. Negotiated Professional Services Agreement between the City of San Buenaventura (as the City and as the Successor Housing Agency) and the Housing Authority of the City of San Buenaventura for Fiscal Years 2019-2021 Affordable Housing Program Administration**

Staff: Peter Lyons, Interim Community Development Director

**RECOMMENDATION**

- a. Approve and authorize the City Manager/Executive Director to execute a two-year negotiated Professional Services Agreement between the City of San Buenaventura, the City of San Buenaventura as Successor Housing Agency and the Housing Authority of the City of San Buenaventura related to the Affordable Housing Program for the twenty-four month period from July 1, 2019 to June 30, 2021.
- b. Authorize Finance and Technology to assign annual appropriations to the proper funds, projects and accounts for both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 in the amount of \$130,000 per fiscal year, a two-year total of \$260,000.

**8G. Urban Forestry Maintenance and Landscape Contracts**

Staff: Nancy O'Connor, Parks, Recreation and Community Partnerships Director

**RECOMMENDATION**

- a. Authorize the Mayor to execute an annual General Service Agreement with West Coast Arborists for provision of tree trimming and maintenance services for an initial term of July 1, 2019 through June 30, 2021 with the option to extend for up to three one-year terms, not-to-exceed \$1,350,000 for FY 2019-20, (\$6,750,000 cumulative).
- b. Authorize the Mayor to execute annual General Service Agreements with Landscape Development Inc. dba Enhanced Landscape Management, (\$787,488), Sunridge Landscape, Inc. (\$717,720), and Parkwood Landscape Maintenance, Inc. (\$477,192) for an initial term of July 1, 2019 through June 30, 2021 with the option to extend for up to three one-year terms, not-to-exceed \$991,200 for FY 2019-20 (\$4,956,000 cumulative).

**8. CONSENT ITEMS (continued)**

- c. Authorize the City Manager or designee to execute amendments to the General Service agreements in an amount not-to-exceed \$310,400 annually (\$1,552,000 cumulative).

**8H. [Ventura Police Department Tow Company Agreement Fiscal Year 2019-2020](#)**

Staff: Ken Corney, Ventura Police Chief

RECOMMENDATION

Approve and authorize the City Manager to execute the Ventura Police Department Tow Company Agreement for Fiscal Year 2019-2020.

**8I. [Pier Corrosion Repairs Professional Services Agreement](#)**

Staff: Phillip L. Nelson, Public Works Director

RECOMMENDATION

Approve and authorize the City Manager to execute a Professional Services Agreement with Noble Consultants, Inc., for engineering design services and engineering support during construction of the first phase of the Pier Corrosion Repairs project for an amount of \$98,537, plus a \$15,000 contingency; total not-to-exceed amount \$113,537.

**8J. [Lease Agreement for Gary and Pamela Roach's Continued Use of City-owned Property Adjoining 1658 Buena Vista Street](#)**

Staff: Phillip L. Nelson, Public Works Director

RECOMMENDATION

Authorize the City Manager to execute a Lease Agreement with Gary and Pamela Roach to lease a small portion of City owned property adjoining their residence for the continued use of a basketball/play area.

**8K. [Street Resurfacing – Telegraph Road, Main Street to Mills Road - Award of Contract](#)**

Staff: Phillip L. Nelson, Public Works Director

**8. CONSENT ITEMS (continued)**

RECOMMENDATION

- a. Approve awarding of contract and authorize the Mayor to execute an agreement with the lowest responsive and responsible bidder, Toro Enterprises, Inc., for the Street Resurfacing – Telegraph Road, Main Street to Mills Road, Specification No. 2018-007, in the amount of \$1,490,249.
- b. Authorize the encumbrance of contingency funds for the project in the amount of \$149,025 for use by the Public Works Director as needed during construction. The total contract amount will not exceed \$1,639,274.
- c. Authorize the transfer from the following enterprise funds and increase appropriations in the Street Resurfacing – Telegraph Road, Main Street to Mills Road Project (69019/91079) for the adjustment of sewer manholes and water valves to grade:
  - i. \$27,000 Wastewater Maintenance Operations (Fund 51)
  - ii. \$32,000 Water Distribution Operations (Fund 52)
- d. Authorize Finance and Technology to transfer appropriated funds to the proper funds, projects and accounts.

**8L. [Hydrogeological Consulting Services – Two-Year Professional Service Agreement with Hopkins Groundwater Consultants](#)**

Staff: Susan Rungren, Ventura Water General Manager

RECOMMENDATION

Approve and authorize the Mayor to sign a Professional Services Agreement, with Hopkins Groundwater Consultants Inc. to provide on-going hydrogeological groundwater services; July 1, 2019 to June 30, 2021; in the amount of \$209,000 and authorize the encumbrance of contingency funds in the amount of \$20,900 for a total not-to-exceed amount of \$229,900.

**8. CONSENT ITEMS (continued)**

**8M. [Third Amendment to Master Computer Software Agreement with Systems & Software, Inc.](#)**

Staff: Susan Rungren, Ventura Water General Manager

RECOMMENDATION

Authorize the Mayor to execute Amendment No. 3 to Agreement No. 2013-029, the Master Computer Software Agreement with Systems & Software, Inc., for additional services in Fiscal Year 2019-20 for software maintenance and support at \$130,130.52 and additional maintenance services to support Advanced Metering Infrastructure Modules which integrate with the City's Utility Billing system, enQuesta in the amount of \$65,415.38, staff training at \$24,765.00 and contingency funding of \$22,031.10 for a total not-to-exceed amount of \$242,342.00.

**8N. [Asset and Maintenance Management Lucity Amendment](#)**

Staff: Susan Rungren, Ventura Water General Manager

RECOMMENDATION

- a. Approve and authorize the Mayor to execute an Amendment to Agreement No. 2011-048 with Lucity, Inc., in the amount of \$9,650.00 for a total encumbrance not-to-exceed \$280,720.51; for Tune Up Services of Progress – Remote and Tune Up Service – Onsite and Remote will be provided by Vendor for Fiscal Year 2019-2020.
- b. Authorize City Manager or designee to sign for any future amendments up to an amount not to exceed \$15,000.00.

**8O. [Second Amendment to Extend Professional Services Agreement with Environmental Science Associates for Conceptual Design and Technical Report of Treatment Wetlands](#)**

Staff: Susan Rungren, Ventura Water General Manager

RECOMMENDATION

Approve and authorize the Mayor to execute the Second Amendment to the Professional Services Agreement with Environmental Science Associates (Agreement No. 2017-119) for services associated with performing Conceptual Design and Technical Report of Treatment Wetlands; extending term through December 31, 2019.



**8. CONSENT ITEMS (continued)**

**8P. [Fourth Amendment to Professional Services Agreement - ENS Resources, Inc.](#)**

Staff: Susan Rungren, Ventura Water General Manager

**RECOMMENDATION**

- a. Approve and authorize the Mayor to execute the Fourth Amendment to the Professional Services Agreement with ENS Resources, Inc.; term extending January 25, 2016 through October 30, 2019; contract amount of \$376,000 increasing by \$48,000 for a total not-to-exceed amount of \$424,000.
- b. Authorize the Ventura Water General Manager, pursuant to San Buenaventura Municipal Code Section 4.600.200, to execute a future amendment to the contract to extend the term up to June 30, 2020; for an additional contract amount up to \$96,000, for a total not-to-exceed amount up to \$520,000.00.

**9. APPOINTMENTS TO COUNCIL ADVISORY GROUPS**

**9A. [Appointments Recommendation – Ventura Port District Board and Downtown Parking Advisory Committee](#)**

Introduced by: Councilmember Weir

**RECOMMENDATION**

Approve the following appointments recommended by the Appointments Recommendation Committee:

- a. Ventura Port District:
  - Michael Blumenberg, Term: July 1, 2019 – June 30, 2023
- b. Downtown Parking Advisory Committee:
  - Marina Porter (City Resident), Term: July 5, 2019 – June 30, 2023
  - Carl Morehouse (City Resident), Term: July 5, 2019 – June 30, 2023

## 11. PUBLIC HEARING ITEM

### 11A. [Authorize the 2019 HOME Investment Partnerships Act Notice of Funding Availability Funding Plan](#)

Staff: Peter Lyons, Interim Community Development Director

#### RECOMMENDATION

- a. Conduct a Public Hearing and receive public testimony.
- b. Adopt the attached Resolution approving the City's 2019 HOME Investment Partnerships Act Notice of Funding Availability Funding Plan.
- c. Authorize the Community Development Director, including the Interim, to execute Agreements for 2019 HOME Investment Partnerships Act Notice of Funding Availability funding.
- d. Authorize Finance and Technology to make necessary changes to revenues and expenditures in the FY 2019-2020 operating budget to reflect approval of the new allocation and expenditure plans.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AUTHORIZING THE 2019 HOME INVESTMENT PARTNERSHIPS ACT (HOME) PROGRAM NOFA FUNDING PLAN  
RESOLUTION NO. 2019-\_\_\_\_

## 12. FORMAL ITEMS

### 12A. [Final 2019 Comprehensive Water Resources Report](#)

Staff: Susan Rungren, Ventura Water General Manager

#### RECOMMENDATION

- a. Receive the 2019 Comprehensive Water Resources Report.
- b. Confirm that the City should remain in a Stage 3 Water Shortage Event based on current supply projections referenced in the Final 2019 Comprehensive Water Resources Report and triggers as described in the 2015 Water Shortage Event Contingency Plan.

**12. FORMAL ITEMS (continued)**

**12B. [Community Development Project Preliminary Check-In Report and Presentation](#)**

Staff: Peter Lyons, Interim Community Development Director

**RECOMMENDATION**

Receive the Community Development Project Preliminary Check-in Report and Presentation.

**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, June 5, 2019, at 5:30 p.m. in the City Clerk's Office, on the City Hall Public Notices Board and on the internet.