Sofia Rubalcava  
Mayor  

Doug Halter  
Councilmember District 2  

Jim Friedman  
Councilmember District 5  

Andy Heglund, City Attorney  

Mike Johnson  
Councilmember District 3  

Lorrie Brown  
Councilmember District 6  

Michael B. MacDonald, City Clerk  

Jeannette Sanchez-Palacios  
Councilmember District 4  

Joe Schroeder, Deputy Mayor  
Councilmember District 7  

Alex D. McIntyre, City Manager  

REGULAR MEETING  
MONDAY, JUNE 13, 2022  
CLOSED SESSION – 5:00 P.M.  
REGULAR MEETING – 6:00 P.M.
PUBLIC PARTICIPATION OPTIONS – VIRTUAL AND IN PERSON OPTIONS

1. Join a WebEx meeting LIVE: https://cityofventura.webex.com/cityofventura/j.php?MTID=m1321a28cd8aad74bd7c1250a616391cd

   **NOTE:** WebEx link only works while meeting is LIVE. After meeting has ended, use the Archived Video link to view the meeting. You may join the WebEx Meeting to provide Public Comment - #5 below.

   Join with only an “audio” connection: 2558 116 5942

   **WebEx recommends using Chrome, FireFox or Edge browsers when joining and providing live comment at the meeting.**

   **You are encouraged to download the WebEx App.**

2. 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, live and replayed as listed on CAPS media schedule.

3. 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 the City Clerk 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.

4. When watching the live stream or WebEx meeting, submit a Public Comment using this form www.cityofventura.ca.gov/publicinput. Those emails will be provided to City Council following the meeting.

5. Provide Public Comment Live when attending Virtually: You must attend the WebEx Meeting with audio connected to your computer/device, you will see Chat feature on your screen. You can write, "I would like to speak on Agenda Item #___" in the Chat feature. During the discussion of that item, the Mayor will call for public comment. The City Clerk will announce those requesting to speak, speakers will be promoted to “panelist” allowing you to turn on your camera. When you are finished, your mic will be muted and your camera disabled. For your audio to work, you MUST connect to the meeting with audio connected on your device – audio only connect will not work for this process. NOTE: When on a cell phone, you may need to scroll your screen to see the chat feature.

6. Attend the meeting at City Hall. Please note that the meeting will be a hybrid meeting, with attendees both in-person and virtually.
PUBLIC PARTICIPATION OPTIONS to help reduce the spread of COVID-19:

Instructions for CLOSED SESSION ONLY

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 the City Clerk 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 CLOSED SESSION Agenda item number (i.e. Item No. CS4). Your form/email will be read by City Council and placed into the item’s record at the meeting.

The Public can only attend the Public Comments portion of Closed Session VIRTUALLY. Council Chambers are closed for this meeting. Join the Webex Meeting using the URL on page 2, at 4:45 p.m. to provide live Public Comments at the Closed Session.

Closed Session Meetings are not broadcasted or recorded.
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 (Supplementals) are available on the City’s website – https://www.cityofventura.ca.gov/1236/City-Council-Public-Hearing-NoticesSuppl

Resource Items for the Public:

- City Council Protocols which includes Rules of Decorum for the Public
- City Council Goals 2021-2022
- Budget Principles 2021-2022
- City Charter

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 – may be submitted electronically prior to the closed session starting. Refer to Page 3 of the Agenda on how to submit your Public Comments electronically to the City Clerk for the Closed Session. If you wish to speak at Closed Session, you must join the Webex at 4:45 pm.

CS4. CLOSED SESSION – Teleconference/Video Conference Meeting. The Public may not participate in the Closed Session, other than for Public Comments.

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
   Name of Case: Howard v. City of Ventura, et al
   VCSC Case No.: 56-2021-00561650-CU-PO-VTA
   Authority: Government Code Section 54956.9(d)(1)

2. 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

3. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
   Significant Exposure to Litigation: One Case
   Authority: Government Code Section 54956.9(d)(2)

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
   4A. Student Intern Presentation
   4B. Ventura Climate Coalition
   4C. Pride Month Proclamation

5. CLOSED SESSION REPORT

6. CITY COUNCIL COMMUNICATIONS/REPORTS
   Per Government Code Section 54954.2(a)(2), the Council Communications section of the agenda provides City Council members the opportunity to ask a question for clarification, make a brief announcement, or provide a brief report on his or her activities or the activities of the respective boards, commissions, or committees upon which they serve.

7. CITY MANAGER COMMUNICATIONS

8. PUBLIC COMMUNICATIONS
   Per the City Council protocols, when Public Communications (for items not on the agenda) is at the beginning of 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. To provide LIVE public comments, you must join the Webex using the URL on page 2 of this agenda.
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. Request for Authorization to Amend Outside Counsel Services Agreement with the Law Firm of Nossaman, LLP

Staff: Andy Heglund, City Attorney

RECOMMENDATION

Authorize the City Attorney to enter into an amended legal services agreement with Nossaman, LLP for legal services regarding compliance with the Consent Decrees and the National Pollutant Discharge Elimination System permit, and obtaining other regulatory permits, in an amount not to exceed an additional $279,000 to continue representation of the City.

9C. Downtown Ventura Property-Based Business Improvement District Annual Assessment Renewal for its 2023 Fiscal Year

Staff: Alex D. McIntyre, City Manager

RECOMMENDATION

Adopt a Resolution approving the Annual Streets & Highway Report readopting the Downtown Ventura Property-Based Improvement District annual assessments, and levying assessments pursuant to the Property and Business Improvement District Law of 1994. Resolution titled:

9. CONSENT ITEMS (CONTINUED)

9D. Fiscal Year 2022 – 2023 Annual Statement of Investment Policy

Staff: Michael Coon, Chief Financial Officer

RECOMMENDATION

Adopt a Resolution acknowledging receipt and filing of the City’s Fiscal Year 2022 – 2023 Statement of Investment Policy, Resolution titled:


9E. First Amendment to Professional Services Agreement with Park Consulting Group for System Enhancements

Staff: Mitchell Cameron, Chief Technology Officer

RECOMMENDATION

Approve and authorize the Mayor to execute the First Amendment to Professional Services Agreement with Park Consulting Group increasing the contract amount for a new total not-to-exceed amount of $359,500 over the term of the existing contract, which expires on 12/31/2024.

9F. Amendment to Parking Space Marking Ordinance

Staff: Darin Schindler, Chief of Police

RECOMMENDATION

a. Introduce and approve the first reading of the ordinance, title as follows:


b. Set the Ordinance for the second reading.
9. CONSENT ITEMS (CONTINUED)

9G. Ordinance for Second Reading - An Ordinance of the City Council of the City of San Buenaventura, California, Adopting a Military Equipment Use Policy

Staff: Alex D. McIntyre, City Manager

RECOMMENDATION

Waive the second reading in full and adopt the Ordinance of the City Council of the City of San Buenaventura, California, adopting a Military Equipment Use Policy.

9H. Lifeguard Services with the California State Department of Parks and Recreation

Staff: Nancy O'Connor, Parks and Recreation Director

RECOMMENDATION

a. Authorize the Mayor to execute a second amendment to the General Services Agreement No. 2020-029 that begins July 1, 2022, and concludes June 30, 2023, with the California State Department of Parks and Recreation for lifeguard services at Ventura Pier Beach and Marina Park Beach for a total amount not to exceed $170,000. The total not to exceed amount over three fiscal years is $470,000.

b. Authorize the Mayor to execute Amendments for General Services Agreement No. 2020-029 with the California State Department of Parks and Recreation not-to-exceed $834,000 during the total duration of the 5-year contract, pursuant to Section 4.600.200 of the Municipal Code.

9I. Consideration of the Second Amendment to Professional Services Agreement 2016-011 with Cannon Corporation for Design Services on Project 97923 – Mound Well No. 2

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

Approve and authorize the Mayor to execute the second amendment to Professional Services Agreement 2016-011 with Cannon Corporation to extend the term of the Agreement to June 30, 2023.
9. CONSENT ITEMS (CONTINUED)

9J. Approval to Apply for Caltrans Active Transportation Grant

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

a. Authorize the City Manager, or designee, to apply for and accept grant funds from the California Department of Transportation for the purpose of the Active Transportation Project.

b. Authorize the City Manager or designee, to act as agent for the City to conduct all negotiations and execute and submit all documents, including, without limitation, applications, agreements, amendments, and billing statements that may be necessary to accept the grant and complete the project.

c. Upon receipt of grant award, authorize the Finance Department to increase General Grant and Categorical Fund appropriations and revenues in the appropriate fiscal year(s), project(s) and account(s) for use as provided in the grants.

9K. Consideration of the First Amendment to Professional Services Agreement 2022-079 with JAMB Services Inc. for Job Order Contract Project Management and Construction Services

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

a. Approve and authorize the Mayor to execute the First amendment to Professional Services Agreement 2022-079 with JAMB Services Inc. in the amount of $20,000 for a new contract total of $80,000 and a contract completion date of June 30, 2023.

b. Authorize the Public Works Director or designee to execute future amendments to subject agreement up to a total maximum contingency of $5,000 for a total not to exceed contract amount of $85,000 and a total time extension of 180 calendar days.
9. CONSENT ITEMS (CONTINUED)

9L. **Public Art Ordinance Extension of Contribution Suspension for Water and Wastewater Capital Projects**

Staff: Gina Dorrington, Ventura Water General Manager

RECOMMENDATION

a. Find that enactment of the Ordinance is exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) of Title 14 of the California Code of Regulations because its enactment implements an administrative process that will not foreseeably result in construction activities or other physical activities, either directly or indirectly.

b. Introduce and waive the first reading of an Ordinance extending the suspension of contribution from the Water and Wastewater Enterprise Funds to the Public Art Fund for a period of not more than four years. Ordinance titled:

   “AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, SUSPENDING CONTRIBUTIONS FROM THE WATER AND WASTEWATER FUNDS TO THE PUBLIC ART FUND FOR AN ADDITIONAL PERIOD OF FOUR YEARS”

c. Set the Ordinance for a second reading and adoption at the June 27, 2022 City Council meeting.

9M. **Resolution to Approve the State Water Project Multi-Year Transfer Agreement with San Gorgonio Pass Water Agency**

Staff: Gina Dorrington, Ventura Water General Manager

RECOMMENDATION

Adopt a Resolution authorizing the multi-year transfer of the City’s State Water Project Allocation to San Gorgonio Pass Water Agency. Resolution titled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, APPROVING THE MULTI-YEAR TRANSFER OF A PORTION OF THE CITY’S STATE WATER PROJECT TABLE A WATER SUPPLY TO SAN GORGONIO PASS WATER AGENCY”
9. **CONSENT ITEMS (CONTINUED)**

9N. **Consideration of an Amendment to Resolution No. 2021-030 Requesting Further Review by State Agencies of the Soils Cleanup and Modernization Project for Southern California Gas Company’s Compressor Site Located at 1555 North Olive Street**

Staff: Andy Heglund, City Attorney

**RECOMMENDATION**

a. Adopt an Amendment to Resolution No. 2021-030, title as follows:

   "AN AMENDMENT TO RESOLUTION NO. 2021-030 OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, URGING THE PUBLIC UTILITIES COMMISSION, THE STATE DEPARTMENT OF TOXIC SUBSTANCES CONTROL, AND OTHER STATE AGENCIES TO MAKE A FULL AND COMPLETE REVIEW OF THE ENVIRONMENTAL, HEALTH, AND SAFETY ISSUES ASSOCIATED WITH THE SOUTHERN CALIFORNIA GAS COMPANY’S COMPRESSOR SITE LOCATED WITHIN THE CITY"

12. **PUBLIC HEARING ITEMS**

12A. **Conduct a Public Hearing and Consider Adoption of a Streamlining Ordinance in the Coastal Zone**

Staff: Peter Gilli, Community Development Director

**RECOMMENDATION**

a. Conduct a Public Hearing.

b. Determine that the condensed streamlining Ordinance is exempt from the California Environmental Quality Act (CEQA) under CEQA Guideline Section 15061(b)(3), because the modification to the development review process could not have a significant effect on the environment.

c. Introduce and approve the first reading of the Ordinance, titled as follows:

   "AN ORDINANCE OF THE CITY COUNCIL OF SAN BUENAVENTURA, CALIFORNIA, ADDING SECTION 24.105.300, "STREAMLINING PROCEDURES," TO IMPLEMENT THE STREAMLINING OF THE DEVELOPMENT PROCESS IN THE COASTAL ZONE"
12. PUBLIC HEARING ITEMS (CONTINUED)

d. Set the second reading and adoption of this Ordinance at the City Council meeting on June 27, 2022.

12B. Conduct a Public Hearing and Consider Adoption of a Resolution Concurring in the Transfer of a Portion of the County’s Property Tax Revenues to the City for the Areas in which the Former Montalvo Community Services District Provided Services

Staff: Michael Coon, Chief Financial Officer

RECOMMENDATION

a. Conduct a public hearing and adopt a Resolution concurring in the transfer of a portion of the County’s property tax revenues to the City for the Tax Rate Areas in which the former Montalvo Community Services District provided services effective for Fiscal Year 2022 – 2023:

   “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, CONCRING IN THE TRANSFER OF A PORTION OF THE COUNTY’S PROPERTY TAX REVENUES TO THE CITY OF SAN BUENAVENTURA”

b. Accept a payment in the amount of $343,406 from Ventura County, which equals the amount of property tax revenue transferred in Fiscal Year 2021 – 2022 to the County of Ventura as a result of the dissolution of the Montalvo Community Services District.

12C. Conduct a Public Hearing and Consider a Resolution for Fiscal Year 2022 – 2023 Operating and Capital Improvement Budget and Salary Resolutions for Fiscal Year 2022 – 2023

Staff: Michael Coon, Chief Financial Officer

RECOMMENDATION


b. Adopt a Resolution providing for approval of the Operating Budget and Capital Improvement Budget for Fiscal Year 2022 – 2023; and, establishing Appropriations Limits in accordance with Article XIII B of the California Constitution, along with any changes authorized by the City Council after concluding the public hearing on the Fiscal Year 2022 – 2023 Operating and Capital Improvement Budget. Resolution titled:
12. PUBLIC HEARING ITEMS (CONTINUED)


c. Approve the FY 2022 – 2023 Financial Policies

d. Adopt a Resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries for General Employees of the City of San Buenaventura (Salary Resolution) as of June 25, 2022 and previously approved actions for Service Employees International Union, Local 721. Resolution titled:


e. Adopt a Resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries for Professional Employees for the City (Salary Resolution) as of June 25, 2022 and previously approved actions for Service Employees International Union, Local 721. Resolution titled:


f. Adopt a Resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries for Supervisory Employees of the City of San Buenaventura (Salary Resolution) as of June 25, 2022 and previously approved actions for Service Employees International Union, Local 721. Resolution titled:

12. PUBLIC HEARING ITEMS (CONTINUED)

g. Adopt a Resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries of Certain Paid Officers and Employees of the City of San Buenaventura as of June 25, 2022 and previously approved actions. Resolution titled:


12D. Approval of the Street Lighting District No. 36 - Fiscal Year 2022 – 2023 Annual Assessment Rate

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

a. Conduct a Public Hearing on the rate of fees for Street Lighting District 36.

b. Adopt a Resolution that continues the assessments at the current rate within Street Lighting District No. 36 for Fiscal Year 2022-2023, pursuant to the Street Lighting Act of 1919. Resolution titled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, LEVYING ASSESSMENTS WITHIN STREET LIGHTING DISTRICT NO. 36 FOR THE 2022/2023 FISCAL YEAR”

13. FORMAL ITEMS

13A. Consideration of Resolutions Calling the November 8, 2022 General Municipal Election for four Councilmembers

Staff: Michael B. MacDonald, City Clerk

RECOMMENDATION

a. Adopt a Resolution calling for the holding of a General Municipal Election on Tuesday, November 8, 2022, for the Election of Certain Officers, four City Councilmembers (Districts 1, 4, 5, and 6), as required by the provisions of the Charter and Municipal Code.
13. FORMAL ITEMS (CONTINUED)

b. Adopt a Resolution requesting the Board of Supervisors of the County of Ventura to Consolidate a General Municipal Election to be held on Tuesday, November 8, 2022 with the Statewide General Election to be held on that date pursuant to Elections Code Sections 10403, 10403.5 and 10418.

c. Adopt a Resolution adopting regulations for candidates pertaining to Candidate Statements submitted to the voters on November 8, 2022.

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.

17. ADJOURNMENT

This agenda was posted on Wednesday, June 8, 2022, at 5:00 p.m. on the City website, in the Public Meetings/Agenda Center: https://www.cityofventura.ca.gov/AgendaCenter and on the Public Notice Board at City Hall.