

CITY OF VENTURA
CITY COUNCIL AGENDA

Mayor Neal Andrews

Cheryl Heitmann, Councilmember
Matt LaVere, Deputy Mayor
Jim Monahan, Councilmember

Erik Nasarenko, Councilmember
Mike Tracy, Councilmember
Christy Weir, Councilmember

Dan Paranick, Interim City Manager
Gregory G. Diaz, City Attorney
Antoinette M. Mann, City Clerk

REGULAR MEETING
MONDAY, JUNE 18, 2018, 6:00 P.M.
COUNCIL CHAMBERS, 501 POLI STREET, VENTURA

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.

ROLL CALL

PLEDGE OF ALLEGIANCE

SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

CLOSED SESSION REPORT

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.

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.

1. [Consideration of Resolution Re-Confirming the Existence of a Local Emergency and a Local Public Health Emergency](#)

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Adopt a Resolution re-confirming the Existence of a Local Emergency and a Local Public Health Emergency, title as follows:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, RE-CONFIRMING THE CONTINUING EXISTENCE OF A LOCAL EMERGENCY AND A LOCAL PUBLIC HEALTH EMERGENCY”

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA RE-CONFIRMING THE CONTINUING EXISTENCE OF A LOCAL EMERGENCY AND A LOCAL PUBLIC HEALTH EMERGENCY
RESOLUTION NO. 2018-____

CONSENT ITEMS (continued)

2. [Request for Authorization for Outside Counsel Services for Potential Litigation](#)

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Authorize the City Attorney to enter into an extended legal services agreement with Nossaman, LLP, in an amount no-to-exceed \$200,000 for representation of the City in potential litigation by California River Watch.

3. [Community Access Partners Agreement Amendment](#)

Staff: Dan Paranick, Interim City Manager

RECOMMENDATION

Authorize the City Manager to execute an amendment to the agreement with Community Access Partners of San Buenaventura extending the term of the agreement for one year; July 1, 2018 through June 30, 2019.

4. [First Amendment to Professional Services Agreement between the City of San Buenaventura and Athens Administrators for Workers' Compensation Subrogation Services](#)

Staff: Elizabeth Foushee, Human Resources Director

RECOMMENDATION

Authorize the Mayor to execute the first amendment to the Professional Services Agreement with Athens Administrators to include third-party workers' compensation subrogation services through June 30, 2020.

5. [Sewerline Replacement Project – Ann Street Area Authorization to Advertise](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Approve the contract plans and specifications for the Sewerline Replacement Project – Ann Street Area, Specification No. 2018-011, and authorize the advertisement for bids to be received on July 19, 2018, at 2:00 p.m. in the City Clerk's office.

CONSENT ITEMS (continued)

6. [Office Space Lease Renewal - City of San Buenaventura and Aspire-3 Entrepreneur Education, LLC for Existing Incubator Tenant at 505 Poli Street](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Authorize the Public Works Director to enter into an Office Space Lease Renewal Agreement between Aspire-3 Entrepreneur Education, LLC (“Aspire-3”) and the City of San Buenaventura for a month-to-month tenancy, retroactive to May 1, 2018, for the continued use of office space in the Ventura Ventures Business Center located on the third floor of 505 Poli Street.

7. [Pierpont Nuisance Sand Removal Project – Contract Amendment](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Authorize the encumbrance of an additional \$90,000 to Engineering Contract No. C18-2969 for Shaw Contracting, Inc. for a total not-to-exceed amount of \$142,911.

8. [Administrative Streamlining for Capital Improvement Plan Projects](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Authorize the Public Works Director, or designee, to advertise utility infrastructure Capital Projects to specifically include projects for waterline replacements, sewerline replacements, and storm drain replacements, without the need for prior City Council authorization to advertise.

9. [Conceptual Site Plan for Surfers Point Managed Retreat, Phase 2 – Authorization to Execute Professional Services Agreement](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Authorize the City Manager to execute a Professional Services Agreement with RRM Design Group to provide a conceptual site plan for Surfers Point Managed Retreat, Phase 2, in the amount not-to-exceed \$61,640, and authorize the encumbrance of contingency funds in the amount of \$6,100 for a total encumbrance of \$67,740; term of agreement: June 4, 2018 – June 4, 2019.

CONSENT ITEMS (continued)

10. [Office Space Lease Renewal - City of San Buenaventura and MW Multimedia Design for Existing Incubator Tenant at 505 Poli Street](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Authorize the Public Works Director to enter into an Office Space Lease Renewal Agreement between MW Multimedia Design and the City of San Buenaventura for a month-to-month tenancy retroactive to May 1, 2018 for the continued use of office space in the Ventura Ventures Business Center located on the third floor of 505 Poli Street.

11. [Parks Security Ambassador Services General Services Agreement](#)

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

RECOMMENDATION

- a. Authorize the Mayor to enter into a General Services Agreement with Downtown Ventura Partners to provide Parks Security Ambassador services, term July 1, 2018 – June 30, 2019, in the amount of \$208,514, contingent on the City Council's approval of the Fiscal Year 2018-2019 General Fund budget.
- b. Waive the formal bid requirement for nonprofessional services exceeding \$250,000 found in Administrative Policies & Procedure Manual No. 18.1 ("Purchasing Policies and Procedures for Goods and Nonprofessional Services").
- c. Authorize the City Manager to execute amendments to the Scope of Work for expanded services up to an additional \$225,000, contingent on the City Council's approval of the Fiscal Year 2018-19 Measure O budget.

12. [Museum of Ventura County - Funding and Services Agreement](#)

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

RECOMMENDATION

Approve and authorize the Mayor to execute a Funding and Services Agreement, including milestones, with the Museum of Ventura County for a term of five years, July 1, 2018 through June 30, 2023, contingent on the City Council's approval of the Fiscal Year 2018-19 budget.

CONSENT ITEMS (continued)

13. [Consideration of an Emergency Ordinance Repealing the Ban on the Use of Leaf Blowers](#)

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Introduce and adopt by four-fifths vote an Emergency Ordinance, effective immediately, title as follows:

“AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, REPEALING ORDINANCE NO. 2017-020 WHICH PROHIBITED THE USE OF LEAF BLOWERS IN THE CITY”

“AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, REPEALING ORDINANCE NO. 2017-020 WHICH PROHIBITED THE USE OF LEAF BLOWERS IN THE CITY”

ORDINANCE NO. 2018-___

14. [Ordinance for Second Reading – Public Art Ordinance Extension of Contribution Suspension for Water and Wastewater Capital Projects](#)

Staff: Antoinette M. Mann, City Clerk

RECOMMENDATION

Waive the second reading in full and adopt an Ordinance of the Council of the City of San Buenaventura, California, extending the suspension of contributions from the Water and Wastewater Enterprise Funds to the Public Art Fund until the loan from the Public Art Fund to the Working Artists Ventura project is repaid and the existing funds in the Public Art Water and Wastewater Funds have been expended or for a period of not more than four years.

AN ORDINANCE OF THE CITY 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 (Introduced 6/04/18; Vote: 7-Yes; 0-No)

ORDINANCE NO. 2018-___

PUBLIC HEARING ITEMS

15. [Public Hearing and Adoption of User Fees and Rates for Fiscal Year 2018-2019](#)

Staff: Mary Eckman, Interim Finance and Technology Director

RECOMMENDATION

- 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 August 17, 2018.

A RESOLUTION OF THE CITY 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. 2018-___

16. [Fiscal Year 2018-2019 Resolution Adopting the Operating and Capital Improvement Budgets](#)

Staff: Mary Eckman, Interim Finance and Technology Director

RECOMMENDATION

- a. Conduct a public hearing on the FY 2018-19 Operating and Capital Improvement Budget.
- b. Adopt a Resolution, along with any changes authorized by the City Council after concluding the public hearing on the 2018-19 Operating Budget, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADOPTING THE OPERATING BUDGET AND CAPITAL IMPROVEMENT BUDGET FOR FISCAL YEAR 2018-2019 AND ESTABLISHING ANNUAL APPROPRIATION LIMITS REQUIRED BY ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION

- c. Authorize the Finance & Technology Department to adjust the budget appropriations for expenses and revenues for FY 2017-18.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA CALIFORNIA, ADOPTING THE OPERATING BUDGET AND CAPITAL IMPROVEMENT BUDGET FOR FISCAL YEAR 2018-19 AND ESTABLISHING ANNUAL APPROPRIATION LIMITS REQUIRED BY ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION
RESOLUTION NO. 2018-___

FORMAL ITEMS

17. Consideration of Emergency Fireworks Social Host Ordinance – Adoption and a First Reading of Non-Emergency Fireworks Social Host Ordinance

Staff: Ken Corney, Police Chief

RECOMMENDATION

- a. Introduce and adopt by four-fifth vote an Emergency Ordinance, effective immediately, title as follows:

“AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, PERTAINING TO FIREWORKS”

- b. Introduce and approve the first reading of an Ordinance, title as follows:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, PERTAINING TO FIREWORKS”

- c. Set the Ordinance for second reading and adoption at the City Council’s meeting of July 16, 2018.

AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA CALIFORNIA, PERTAINING TO FIREWORKS
ORDINANCE NO. 2018-____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA CALIFORNIA, PERTAINING TO FIREWORKS
ORDINANCE NO. 2018-____

18. Adoption of Salary and Benefits Resolutions for FY 2018-2019

Staff: Elizabeth Foushee, Human Resources Director

RECOMMENDATION

- a. Approve an 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 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.

FORMAL ITEMS (continued)

- c. Adopt a Resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries of Certain Paid Officers and Employees of the City for the 2018-2019 and 2019-2020 Fiscal Years (Salary Resolution) and previously approved actions (all employee groups except Ventura Police Officer's Association and Ventura Police Management Association).
- d. Adopt a Resolution Providing for Benefits and Additional Compensation for Unrepresented Employees in Salary Schedules "E", "M", "C", and "D" of the Salary Resolution (Benefits Resolution).
- e. Authorize Finance and Technology to adjust appropriations in the appropriate fiscal years to account for their use as described herein.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA CALIFORNIA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF POLICE MANAGEMENT UNIT EMPLOYEES OF THE CITY FOR THE 2018-2019 AND 2019-2020 FISCAL YEARS RESOLUTION NO. 2018-___

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA CALIFORNIA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF CERTAIN PAID OFFICERS AND EMPLOYEES OF THE CITY FOR THE 2018-2019 AND 2019-2020 FISCAL YEARS RESOLUTION NO. 2018-___

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA CALIFORNIA PROVIDING FOR BENEFITS AND ADDITIONAL COMPENSATION FOR UNREPRESENTED EMPLOYEES IN SALARY SCHEDULES "E", "M", "C", AND "D" FOR THE 2018-2019 AND 2019-2020 FISCAL YEARS RESOLUTION NO. 2018-___

PUBLIC NOTICES

NONE

PUBLIC COMMUNICATIONS

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.

CITY MANAGER COMMUNICATIONS

ADJOURNMENT

This agenda was posted on Wednesday, June 13, 2018, at 5:30 p.m. in the City Clerk's Office, on the City Hall Public Notices Board and on the internet.