

CITY OF VENTURA
CITY COUNCIL AGENDA

Mayor Erik Nasarenko

Neal Andrews, Deputy Mayor
Cheryl Heitmann, Councilmember
Matt LaVere, Councilmember

Jim Monahan, Councilmember
Mike Tracy, Councilmember
Christy Weir, Councilmember

Mark D. Watkins, City Manager
Gregory G. Diaz, City Attorney
Antoinette M. Mann, City Clerk

REGULAR MEETING
MONDAY, JULY 17, 2017, 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 should complete and submit a green "Speaker Form." If a member of the public wishes to comment on an item and does not want to speak before the City Council, the person may complete a pink "Comment Form." Both forms are on a table inside the meeting room. Individuals may not acquire additional time from other speakers during Public Communications but may do so on formal agenda items, per City Council Protocols.

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.

ROLL CALL

PLEDGE OF ALLEGIANCE

SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

California Police Chiefs Association Presentation

2017 State of the Region Report presented by Ventura County Civic Alliance

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.

CITY COUNCIL CONSENT ITEMS

Matters appearing on the Consent Calendar are expected to be non-controversial and will be acted upon by the 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 that the recommendation of the Administration is approved along with the terms and conditions described in the Administrative Report.

1. [Request for Authorization to Extend Outside Counsel Services with the Law Firm of Colantuono, Highsmith & Whatley, PC for the Pending Litigation Matter City of San Buenaventura v. United Water Conservation District \(38\)](#)

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Authorize the City Attorney to enter into an extended legal services agreement with the law firm of Colantuono, Highsmith & Whatley, PC in an amount not to exceed an additional \$45,000 to continue representation of the City in the litigation matter City of San Buenaventura v. United Water Conservation District.

2. [Recent Decisions of the Planning Commission and Design Review Committee \(31\)](#)

Staff: Jeffrey Lambert, Community Development Director

INFORMATION ONLY

Design Review Committee July 5, 2017 Action: Approved

PROJ-10566 – Case No. DRC-12-16-38511 & SV-6-17-40896

Formal Design Review for a proposed new “Campus Corner” Master Sign Program and Sign Variance to increase the maximum allowed sign area for the Campus Corner Shopping Center anchor tenant from 67.5 square feet to 166.12 square feet for two new wall signs and two new corporate logo wall signs, an increase in the allowed front and rear Wall Sign area from 31.5 square feet to 100 square feet for the inline suites, and an increase in height for a building mounted monument sign from six (6) feet to 18 feet for an existing 8,895 square foot building on a combined 2.86-acre project site located at 5101 Telegraph Road; MJL Packer Ventura, LLC, applicant; C-1 zone.

CITY COUNCIL CONSENT ITEMS (Continued)

3. [Acceptance of Fiscal Year 2016 Homeland Security Grant \(31\)](#)

Staff: David Endaya, Fire Chief

RECOMMENDATION

- a. Accept a grant from the Ventura County Sheriff's Office of Emergency Services for Fiscal Year 2016 in the amount of \$95,000 to fund Hazardous Materials related equipment for the City of Ventura.
- b. Authorize the City Manager to conduct all negotiations and execute and submit all documents, including, without limitation, applications, agreements, and billing statements that may be necessary to accept the grant and complete the project.
- c. Authorize Finance and Technology to increase revenue and expenditure appropriations in the General Grant and Categorical Fund, Fire Department budget, within the Program Homeland Security in the amount of \$95,000.

4. [Artists Activating Communities Grant Application Submission and Acceptance \(31\)](#)

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

RECOMMENDATION

- a. Approve the application and accept the grant from the California Arts Council, for the Artists Activating Communities Program, for \$12,000 for the "Bee Cause" artwork/mural to be placed on the Barranca Vista Community Center. The Parks, Recreation and Community Partnerships Department will provide \$12,000 in matching funds to comply with the requirements of the grant.
- b. Authorize the Parks, Recreation and Community Partnerships Director, by title, to act as the agent for the City to conduct all negotiations and execute and submit all documents, including, but not limited to, applications, contracts, amendments, payment requests, and compliance with all applicable current state and federal laws which may be necessary for the completion of the aforementioned.
- c. Authorize the Finance and Technology Department to assign increased appropriations and revenues to the proper projects and accounts for their use as provided in the grant if the grant is awarded.

CITY COUNCIL CONSENT ITEMS (Continued)

5. Street Resurfacing 2017 Slurry/Cape Seal, Increase of Contract and Appropriation of Funds (98)

Staff: Tulson Clifford, Public Works Director

RECOMMENDATION

- a. Authorize a Purchase Order not to exceed \$920,000 to Roy Allen Slurry Seal, Inc. (Roy Allen), to complete the 2017 Annual Slurry Seal Project for FY 2017-18. Roy Allen is a previously approved bidder to execute the 4th year of the additional four (4) one year periods based on the Option to Extend for Good Performance per Invitation to Bid No. B-130000188 issued July 2, 2013.
- b. Authorize \$1,662,824.43 in additional funds spent with Roy Allen for years 2 and 3 of the Option to Extend for Good Performance per Invitation to Bid No. B-130000188 issued July 2, 2013 for the 2015 and 2016 Annual Slurry Seal projects.
- c. Authorize the Finance and Technology Department to increase budget appropriations of \$172,000 from the Gas Tax Fund (12) to the proper project and accounts.

6. Water Utility Operation Assistance, Approval of Second Amendment to Professional Services Agreement, KOW and Associates, Inc. (50)

Staff: Joe McDermott, Acting Ventura Water General Manager

RECOMMENDATION

Approve and authorize the City Manager to execute a Second Amendment to the Professional Services Agreement with KOW and Associates, Inc. (Agreement No. 2016-040) to provide water utility related services, extending the term to June 30, 2018, with no modification to the contract; not-to-exceed amount of \$136,800.

CITY COUNCIL CONSENT ITEMS (Continued)

7. [Agreements for Regional Waterwise 2.0 Incentive Program and FreeSprinklerNozzles.com Program \(50\)](#)

Staff: Joe McDermott, Acting Ventura Water General Manager

RECOMMENDATION

- a. Approve and authorize execution of the First Amendment to Professional Services Agreement with WaterWise Consulting, Inc., for a new total amount not to exceed \$1,165,574.
- b. Approve the Memorandum of Understanding with Casitas Municipal Water District and the City of Santa Paula in order to fully implement the Proposition 84 Integrated Regional Water Management Grant requirements for the Water Wise 2.0 Incentive Program.
- c. Approve and authorize execution of the First Amendment to the Memorandum of Understanding with Western Municipal Water District extending the term in order to utilize the FreeSprinklerNozzles.com Program.

CITY COUNCIL PUBLIC HEARING

8. [Proposed Citywide Zoning Ordinance Amendment to Chapter 24.492 Adult-Oriented Business Regulations that Continues the Locational Requirement of the M-1 and M-2 Zones for Adult Businesses and Continues the 500-Foot Buffer from Designated Sensitive Uses Along with a 200-Foot Buffer between Any Legal Adult Businesses and an Amendment to Chapter 6.900 Adult Business Licenses and Operating Regulations; Project No. 11483 OA-4-17-39851, EIR-4-17-39852 \(70\)](#)

Staff: Jeffrey Lambert, Community Development Director

RECOMMENDATION

- a. Conduct the required public hearing.
- b. Adopt the Negative Declaration pursuant to the California Environmental Quality Act Section 15074, Case No. EIR-4-17-39852.
- c. Introduce and waive the first reading of the proposed Zoning Ordinance regulating adult businesses and amending Chapter 24.492, which regulates the locational criteria for adult businesses and amending Chapter 6.900 which regulates the application for adult business regulatory license.
- d. Set the proposed Ordinance for a second reading and adoption at the City Council meeting of August 7, 2017.

CITY COUNCIL PUBLIC HEARING (continued)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA AMENDING CHAPTER 24.492 REGULATING THE LOCATIONAL CRITERIA AND ZONING FOR ADULT BUSINESSES AND AMENDING CHAPTER 6.900 PROVIDING LICENSING AND DEVELOPMENT STANDARDS FOR ADULT BUSINESSES

ORDINANCE NO. 2017-___

CITY COUNCIL FORMAL ITEMS

9. [Public Works Fleet and Facilities Business Plan Update \(88\)](#)

Staff: Tulson Clifford, Public Works Director

RECOMMENDATION

Receive an oral report on the Fleet and Facilities Business Plan.

10. [Policy Consideration – Resolution Declaring City of San Buenaventura to be a Bicycle Friendly City \(40\)](#)

Introduced by: Mayor Nasarenko

RECOMMENDATION

Adopt resolution to declare that the City of Ventura is a Bicycle Friendly City.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, DECLARING THE CITY OF SAN BUENAVENTURA TO BE A BICYCLE FRIENDLY CITY

RESOLUTION NO. 2017-___

PUBLIC COMMUNICATIONS

CITY COUNCIL COMMUNICATIONS/ REPORTS – REGIONAL BOARDS/COMMISSIONS/COMMITTEES

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. 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, commissions, or committees upon which they serve.

CITY MANAGER COMMUNICATIONS

ADJOURNMENT

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 Web Site – www.cityofventura.ca.gov. 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.

This agenda was posted on Wednesday, July 12, 2017, at 5:00 p.m. in the City Clerk's Office, on the City Hall Public Notices Board, and on the Internet.

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 by Thursday, July 13, 2017, at 12:00 p.m. will enable the City to make reasonable arrangements for accessibility to this meeting.