

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

AMENDED – 9/7/17

ADDED – Closed Session
ADDED ITEM 7 – Staff

REGULAR MEETING

MONDAY, SEPTEMBER 11, 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

Flag Ceremony by City of Ventura Police Department and City of Ventura Fire Department Honor Guard in recognition of September 11, 2001

SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

Proclamation – National Suicide Prevention Week – September 10-16, 2017

CLOSED SESSION

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.

PUBLIC COMMUNICATIONS

At the first regular meeting of the month, City Council has allocated a total of 30 minutes for members of the public to address the City Council on items of City business other than scheduled agenda items. Each speaker is limited to a cumulative total of five minutes for all presentations during this meeting. Should there be more than six speakers, City Council has discretion to limit the time for each speaker. Persons wishing to address City Council should complete a green "Speaker Form." Individuals may not acquire additional time from other speakers during Public Communications but may do so on formal agenda items, per City Council Protocols.

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. [Minutes](#)

Staff: Antoinette M. Mann, City Clerk

RECOMMENDATION

Approve the minutes of the Special and Regular meetings of August 7, 2017.

2. [Additional Resources for Community Development – Amendments to Professional Service Agreements: First Amendment for Central Coast Access Specialist, LLC; Second Amendment for Orion Structural Group, Inc.; Fifth Amendment for R.W. Toedter, LLC; Sixth Amendment for California Code Check, Inc., and Sixth Amendment for Rincon Consultants Inc. \(50\)](#)

Staff: Jeffrey Lambert, Community Development Director

RECOMMENDATION

- a. Authorize the Mayor to execute the First Amendment to Central Coast Access Specialists, LLC Professional Services Agreement No. P2017-031 dated October 10, 2016, adding \$30,000 for a new not-to-exceed amount of \$70,000.

CONSENT ITEMS (continued)

- b. Authorize the Mayor to execute the Second Amendment to Orion Structural Group, Inc. Professional Services Agreement P2017-032 dated October 10, 2016, adding \$50,000 for a new not-to-exceed amount of \$114,515.
- c. Authorize the Mayor to execute the Fifth Amendment to R.W. Toedter, LLC Professional Services Agreement No. 100004041 dated April 22, 2016, adding \$30,000 for a new not-to-exceed amount of \$119,000.
- d. Authorize the Mayor to execute the Sixth Amendment to California Code Check, Inc. Professional Services Agreement No.100001434 dated April 20, 2011, adding \$30,000 for a new not-to-exceed amount of \$120,000.
- e. Authorize the Mayor to execute the Sixth Amendment to Rincon Consultants, Inc. Professional Services Agreement No.100002835 dated January 31, 2014, extending the end term of the Agreement from December 30, 2017 to February 28, 2018 and adding \$60,000 for a new not-to-exceed amount of \$643,515.

3. [License Agreement for Mission Mural Wall Adjacent to 211 East Main Street - Encroachment into Public Right-of-Way \(50\)](#)

Staff: Tulson Clifford, Public Works Director

RECOMMENDATION

Authorize the City Manager to execute a License Agreement with Downtown Ventura Partners to install and maintain a decorative mural wall, a railing with linear tube light and decorative metal gates and landscaped areas at each end of the wall within the public right-of-way adjacent to 211 East Main Street.

4. [Buenaventura Golf Course Reimbursement and Repairs \(76\)](#)

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

RECOMMENDATION

- a. Authorize the City Manager or designee to spend up to an additional \$545,000 for final repairs to Buenaventura Golf Course.
- b. Authorize an increase in appropriations for \$545,000 for funding the repairs and revenue losses.

CONSENT ITEMS (continued)

- c. Authorize Finance and Technology to adjust the associated budgetary accounts in Parks General Fund to ensure proper accounting for the transfer, contracts and other expenses necessary to complete the repairs.

5. [Ventura Water Hydrogeological Consulting Services - Approval of Second Amendment to Professional Services Agreement, Hopkins Groundwater Consultants, 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 (PSA) with Hopkins Groundwater Consultants, Inc. (Agreement No. 2015-011) to provide ongoing hydrogeological groundwater services, extending the term to June 30, 2019, with no modification to the contract not-to-exceed amount of \$487,300.

6. [Energy Efficiency Rebate Program and Authorization of Agreement for Wastewater Utility Project Rebates \(50\)](#)

Staff: Joe McDermott, Acting Ventura Water General Manager

RECOMMENDATION

Authorize the City Manager to execute an agreement with Southern California Edison Company to participate in a utility project energy efficiency rebate program for Fiscal Year 2017-2018.

7. [Waterline Replacement Project – Ondulando Area Phase 4 – Authorization to Award](#)

Staff: Tulson Clifford, Public Works Director

RECOMMENDATION

- a. Approve awarding of contract and authorize the Mayor to execute an agreement with the lowest responsive and responsible bidder, Granite Construction, Inc., for the Waterline Replacement Ondulando Area – Phase 4, Specification No. 2016-037, in the amount of \$1,986,816.
- b. Authorize the encumbrance of contingency funds for the project in the amount of \$199,000 for use by the Public Works Director during construction.

APPOINTMENTS TO CITY COUNCIL ADVISORY GROUPS

8. [Appointment Recommendations – Tree Advisory Committee \(30\)](#)

[Supplemental Packet](#)

Introduced by: Councilmember Weir

RECOMMENDATION

Approve the following appointments recommended by the Appointments Recommendation Committee for the Tree Advisory Committee:

Bob White and James Forsythe, September 11, 2017 – January 4, 2021

PUBLIC HEARING

9. [Introduce an Ordinance Adopting Chapter 12.146, an Amendment to Part 1 of Division 12 of the San Buenaventura Municipal Code, to Comply with State Law Expediting Permitting Procedures for Residential Electric Vehicle Charging Stations \(70\)](#)

Staff: Jeffrey Lambert, Community Development Director

RECOMMENDATION

Continue this item to the regularly scheduled meeting on September 18, 2017.

FORMAL ITEM

10. [Drinking Ordinance - Amendment \(70\)](#)

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

a. 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, AMENDING SECTION 10.010.010, ‘DRINKING IN PUBLIC,’ OF THE SAN BUENAVENTURA MUNICIPAL CODE RELATING TO DRUNKENNESS”

b. Set the ordinance for second reading and adoption at the September 25, 2017 City Council meeting.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING SECTION 10.010.010, ‘DRINKING

PUBLIC NOTICES

Items listed under Public Notices are a matter of public record only. These items do not require City Council action.

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

Staff: Jeffrey Lambert, Community Development Director

INFORMATION ONLY

Planning Commission August 9, 2017 Actions: Approved

PROJ-11369 – Case No. UP-2-17-39303

Alcohol Use Permit allowing a Type 21 license (Off-sale General) that would allow the sale of beer and wine for a new Grocery Outlet Inc. Market. The operation and alcohol sales hours would be from 7:00 AM to 10:00 PM daily. The customer service area for alcohol sales would consist of alcohol displays (two cold storage coolers and two gondolas with beer and wine) and would be approximately 983 square feet within an existing 21,491-square feet, one-story building (site of a former Ralph's Grocery store) with allocated 86 parking spaces at located 9372 Telephone Road; Grocery Outlet, Inc., Katy Schardt, applicant; Intermediate Commercial (C-1A) zone.

Planning Commission August 9, 2017 Actions: Approved

PROJ-10900 – Case No. CDP-9-16-37256 & V-9-16-37255

Coastal Development Permit to allow construction of a 1,346 square foot second story, with a half-story above, addition to an existing single-family residence and Variance to 1) continue the front yard setback at 6'-1" (20 feet required), and northern side yard setback at 4'-4" (5 feet required), to 2) encroach into the setback 21 feet (30 feet required), and to 3) exceed the height limit by one foot and one inch at 31'-1" (30 foot maximum). The addition also includes a 216 square-foot extension to the existing second story deck, a 188 square-foot deck at the half story, and a 75 square-foot atrium installed at the ground level. The existing residence consists of a 1,017 square-foot single-family residence, with a 250 square-foot second story deck, and a 360 square-foot attached garage, on a triangular 0.070 acre property located at 2050 Ayala Street; Katherine Malzacher-Maxwell & Woodward Maxwell, applicants; Two-Family Beach (R-2-B) Zone.

Design Review Committee August 16, 2017 Action: Approved

PROJ-11399 – Case No. DRC-3-17-39460

Formal Design Review for a façade modification consisting of new paint colors to an existing 7,338 square foot, single story, commercial building on an approximately

27,452 square foot lot located at 3059 East Main Street; American Tire Depot, applicant; T4.5 zone.

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, September 6, 2017 at 5:00 p.m. ; Amended Agenda posted on Thursday, September 7, 2017 at 2:30 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, September 7, 2017, at 12:00 p.m. will enable the City to make reasonable arrangements for accessibility to this meeting.