

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**

Donald E. Penman, Interim City Manager  
Gregory G. Diaz, City Attorney  
Antoinette M. Mann, City Clerk

**REGULAR MEETING**

**MONDAY, SEPTEMBER 24, 2018**

**COUNCIL CHAMBERS, 501 POLI STREET, VENTURA**

**CLOSED SESSION – 5:00 P.M.**

**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.

**CS1. CALL TO ORDER – CLOSED SESSION – 5:00 p.m.**

**CS2. ROLL CALL**

**CS3. PUBLIC COMMUNICATIONS:** Public comments on Closed Session Items only.

**CS4. CLOSED SESSION – City Manager’s Conference Room**

**1. PUBLIC EMPLOYMENT**

Title: City Manager

Authority: Government Code Section 54957

**2. CONFERENCE WITH LABOR NEGOTIATORS**

City Negotiators:

Donald E. Penman, Interim City Manager

Elizabeth Foushee, 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 Fire Management Association (VFMA)

c. Ventura City Firefighters’ Association (VCFA)

Authority: Government Code Section 54957.6

**3. CONFERENCE WITH LEGAL COUNSEL**

Initiation of Litigation: One (1) Potential Case

Authority: Government Code Section 54956.9(d)(4)

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

**2. ROLL CALL**

**3. PLEDGE OF ALLEGIANCE**

**4. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS**

**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.

A. **Move all resolutions and ordinances presented tonight be deemed read by title only and all further reading be waived.**

B. **[Request to Extend Out-Of-Class Pay](#)**

Staff: Jeffrey Lambert, Community Development Director

### RECOMMENDATION

Approve Community Development Department to extend the current out-of-class pay increase of 5% for Electrical Inspector Vince Tovey for an additional 6-month period, not to exceed 960 hours in FY 2018-2019.

C. **[Sewerline Replacement – Ann Street Area; Award of Construction Contract](#)**

Staff: Mary Joyce Ivers, Interim Public Works Director

### RECOMMENDATION

- a. Approve the award of contract and authorize the Mayor to execute an agreement with the lowest responsive and responsible bidder, Toro Enterprises, Inc., of Oxnard, for the Sewerline Replacement Project – Ann Street Area, Specification No. 2018-011, in the amount of \$1,686,001.
- b. Authorize the encumbrance of contingency funds for the project in the amount of \$168,600 for use by the Public Works Director during construction.

## CONSENT ITEMS (continued)

### D. Citywide Traffic Striping Maintenance – Extension of Contract

Staff: Mary Joyce Ivers, Interim Public Works Director

#### RECOMMENDATION

Authorize the Mayor to execute three additional one-year agreements (or contract) extensions with Super Seal and Stripe for citywide traffic striping maintenance, Bid No. B-13000334 in the amount not-to-exceed \$165,000 annually with a not-to-exceed, \$495,000 total for the three-year extension.

### E. Transportation Grant - Main Street Bridge Replacement

Staff: Mary Joyce Ivers, Interim Public Works Director

#### RECOMMENDATION

- a. Authorize the City Manager, or designee, to apply for and accept up to \$41 million in grant funds from the California Department of Transportation Highway Bridge Program through the Federal Highway Administration for the purpose of replacing the Main Street Bridge.
- 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. Authorize an additional \$13,400 to the existing Professional Services Agreement with WKE, Inc. to assist the City in facilitating the grant application through the HBP process.

### F. US 101 - California Street Off-ramp Relocation to Oak Street – First Amendment to Professional Services Agreement with Galvin Preservation Associates for Completion of Preliminary Design and Environmental Review

Staff: Mary Joyce Ivers, Interim Public Works Director

#### RECOMMENDATION

- a. Approve and authorize the City Manager to execute the First Amendment to the existing Professional Services Agreement with

## CONSENT ITEMS (continued)

Galvin Preservation Associates (Agreement Number 2018-004) for an additional \$42,282 for the Environmental Review Document for the relocation of the California Street Off-ramp for a total contract amount not-to-exceed \$195,343 plus a \$10,000 contingency.

- b. Authorize the Finance and Technology Department to increase the project appropriations by \$42,282 from Gas Tax fund (12) balance, and assign appropriations to the proper projects, funds, and accounts.

### **G. Ventura Water Reclamation Facility Mixed Media Filter Rehabilitation**

Staff: Kevin Brown, Ventura Water General Manager

#### RECOMMENDATION

- a. Make a finding that entering into a contract for Mixed Media Filter Rehabilitation is of urgent necessity for the preservation of life, health or property because of the current condition of Mixed Media Filter No. 3 inability to affectively treat waste water is a threat to public and environmental health.
- b. Approve the award of contract and authorize the Mayor to enter into an Agreement, subject to approval by the City Manager and City Attorney with ERS Industrial Services, Inc. for the rehabilitation of Tertiary Mixed Media Filter at the Ventura Water Reclamation Facility Contract for a total not-to-exceed amount of \$249,416.60 not including contingency.
- c. Authorize the encumbrance of contingency funds in the amount of 20% of the contract not-to-exceed \$49,883 to be used for compensation to the contractor for extra work that may be required but is not specified in the original contract.

### **H. Regional Water Wise Incentive Program**

Staff: Kevin Brown, Ventura Water General Manager

#### RECOMMENDATION

- a. Approve and authorize the Mayor to execute the First Amendment to the Memorandum of Understanding between the City of San Buenaventura, Casitas Municipal Water District, and City of Santa Paula to amend Exhibit 1 – Cost and Grant Reimbursement

## CONSENT ITEMS (continued)

Estimates to include an installment of \$23,000 from Casitas Municipal Water District and extend term to December 31, 2019 (Agreement No. 2017-112).

- b. Approve and authorize the Mayor to execute the Second Amendment to the Professional Services Agreement with WaterWise Consulting, Inc. to increase the contact amount by \$315,250 for an increased amount not-to-exceed \$1,480,824 and extend term to December 31, 2019 (Agreement No. 2016-033).

### 9. APPOINTMENTS TO COUNCIL ADVISORY GROUPS – None

### 10. QUASI-JUDICIAL PROCEEDINGS – None

### 11. PUBLIC HEARING ITEMS – None

### 12. FORMAL ITEMS

- A. [Approval of Memorandum of Understanding Between the City and Service Employees' International Union, Local 721; Adoption of Service Employees' International Union, Local 721 Salary Resolution for 2018-2019 and 2019-2020; Adoption of a Revised Salary Resolution for 2018-2019 and 2019-2020](#)

Staff: Elizabeth Foushee, Human Resources Director

#### RECOMMENDATION

- a. Approve and Authorize the City Manager to execute on behalf of the City Memorandums of Understanding between the City and the Service Employees International Union, Local 721 (General, Professional and Supervisory Units).
- b. Adopt resolutions Providing for a Systematic Classification of Positions and a Standardization of Salaries for General, Professional and Supervisory Employees for the City (Salary Resolution) for 2018-2019 and 2019-2020 to reflect salary increases proposed herein for Service Employees International Union, Local 721.
- c. Adopt a revised 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 Officers' Association,

**FORMAL ITEMS (continued)**

Ventura Police Management Association, and Ventura Maintenance Employees' Association, and Service Employees International Union, Local 721) and rescinding Resolution 2018-055.

- d. Authorize Finance and Technology to adjust appropriations in the appropriate fiscal years affected by the terms of the agreement discussed in the report.

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 GENERAL UNIT EMPLOYEES OF THE CITY OF 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 PROFESSIONAL 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 SUPERVISORY 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 AND RESCINDING RESOLUTION NO. 2018-055 RESOLUTION NO. 2018-\_\_\_



**FORMAL ITEMS (continued)**

**B. [Sewerline Replacement – Seaside Wastewater Force Main Award of Construction Contract](#)**

Staff: Mary Joyce Ivers, Interim Public Works Director

**RECOMMENDATION**

- a. Approve the contract and authorize the Mayor to execute an agreement with the lowest responsible bidder, Toro Enterprises, Inc., Oxnard, for the Sewerline Replacement Seaside Wastewater Force Main Project – Harbor Boulevard, Specification No. 2017-008, in the amount of \$8,538,334.
- b. Authorize the encumbrance of contingency funds for the project in the amount of \$853,800, for use by the Public Works Director during construction.
- c. Authorize the Finance and Technology Department to transfer appropriations to the proper projects and accounts.

**C. [Foul Weather Shelter Memorandum of Understanding; Ventura Countywide Homelessness Memorandum of Understanding; Declaration of a Shelter Crisis; and Year-Round Shelter Status Report;](#)**

Staff: Jeffrey Lambert, Community Development Director

**RECOMMENDATION**

- a. Approve a Memorandum of Understanding, in substantially the form submitted subject to City Manager and City Attorney's approval, with the County of Ventura and the City of Oxnard for the Governance and Oversight of the Foul Weather Shelter System;
- b. Approve a Memorandum of Understanding on "Ventura Countywide Homelessness" with the County of Ventura, the City of Camarillo, the City of Fillmore, the City of Moorpark, the City of Port Hueneme, the City of Santa Paula, the City of Simi Valley, the City of Thousand Oaks, and the City of Oxnard;
- c. Adopt a Declaration of a Shelter Crisis resolution; and
- d. Receive update on the status of the year-round shelter negotiations with the County of Ventura for the Knoll Drive property.

**FORMAL ITEMS (continued)**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, DECLARING A SHELTER CRISIS PURSUANT TO GOVERNMENT CODE § 8698.2  
RESOLUTION NO. 2018-\_\_\_\_

**13. WORKSHOP**

**A. [2021 General Plan Update City Council Civic Engagement Initiation Workshop](#)**

Staff: Jeffrey Lambert, Community Development Director

**RECOMMENDATION**

Receive staff's overview of the initial steps toward the 2021 General Plan Update civic engagement strategy.

**14. PUBLIC NOTICES – None**

**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, September 19, 2018, at 5:30 p.m. in the City Clerk's Office, on the City Hall Public Notices Board and on the internet.