



CITY COUNCIL AGENDA

MONDAY, OCTOBER 9, 2023

CLOSED SESSION – 5:00 P.M.  
REGULAR MEETING – 6:00 P.M.

CITY COUNCIL CHAMBERS – CITY HALL – 501 POLI STREET, VENTURA, CA 93001

JOE SCHROEDER, MAYOR

Councilmembers:

DISTRICT 1 – LIZ CAMPOS  
DISTRICT 2 – DOUG HALTER  
DISTRICT 3 – MIKE JOHNSON

DISTRICT 6 – JIM DURAN  
DISTRICT 5 – BILL MCREYNOLDS  
DISTRICT 4 – DR. JEANNETTE SANCHEZ-  
PALACIOS, DEPUTY MAYOR

Bill Ayub  
City Manager

Andrew Heglund  
City Attorney

Michael B. MacDonald  
City Clerk

**PUBLIC ADVISORY: THIS MEETING WILL BE CONDUCTED IN A HYBRID MODEL WITH BOTH IN-PERSON ATTENDANCE AND VIRTUAL PARTICIPATION.**

Live broadcasts of City Council meetings are available on Cable TV (Channel 15) and via internet accessible video stream at <https://www.cityofventura.ca.gov/718/Videos> or on YouTube at <https://www.YouTube.com/cityofventura/live>.

To access the meeting remotely: Join the WebEx meeting live at: <https://cityofventura.webex.com/cityofventura/j.php?MTID=m171aa7de2e2fecf03817ac352375ea79>

To request to speak on an item, use the chat function to notify the City Clerk by including the Item Agenda Number in your comment. The City Clerk will announce public speakers and promote them to a panelist, which will allow the use of camera and microphone. To join with audio only, call (213) 306-3065 and use access code: 2556 734 4370

Please be mindful that the meeting will be recorded, and all rules of procedure and decorum apply for in-person attendees and those participating virtually.

To submit written comments (up to 1,000 characters) for the City Council's consideration and inclusion in the public records, email [cityclerk@cityofventura.ca.gov](mailto:cityclerk@cityofventura.ca.gov) by 4:00 p.m. on the meeting date, or by using the public comment form at [www.cityofventura.ca.gov/publicinput](http://www.cityofventura.ca.gov/publicinput). Please include the Agenda Item Number in the subject

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. Any member of the public may attend this meeting. Questions regarding this matter may be addressed to Michael B. MacDonald, City Clerk, (805) 654-4787. The City Council may take action related to any subject listed on the Agenda. Meetings will adjourn at 11:00 p.m. Any items outstanding at that time will be deferred until the next regularly scheduled meeting.

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

**ROLL CALL**

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

**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**  
City of San Buenaventura v. United Water Conservation District, et al.,  
Santa Barbara County Superior Court Case No. 19CV06168  
Authority: Government Code Section 54956.9(d)(1)
2. **CONFERENCE WITH LEGAL COUNSEL**  
Significant Exposure to Litigation - One Case  
Authority: Government Code Section 54956.9(d)(2)
3. **CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION**  
Name of Case: Irallex Investments, Inc. v. City of San Buenaventura  
VCSC Case No. 2022-00572920-CUMC  
Authority: Government Code Section 54956.9(d)(1)

**ADJOURNMENT:** *Adjourn to Regular Meeting.*

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**CALL TO ORDER – REGULAR SESSION – 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.*

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**SPECIAL PRESENTATIONS AND ANNOUNCEMENTS**

- National Fire Prevention Week
- Ondulando - a Firewise USA Recognized Community
- National Hispanic Heritage Month

**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 their own activities.*

## **CITY MANAGER COMMUNICATIONS**

**PUBLIC COMMUNICATIONS:** *In compliance with Government Code Section 54954.3, Public Communications is that portion of Council meetings set aside for members of the public to address City Council on items of any City business other than scheduled agenda items. Comments are limited to items within the subject matter jurisdiction of the City and are limited to no more than three (3) minutes. Per the City Council Protocols, speakers may not cede their time to another speaker. If there are more than ten (10) Public Communications speakers, each speaker's time shall be reduced from three (3) minutes so that all speakers have an equal time to speak. City Council cannot act on any items not on the agenda.*

**CONSENT ITEMS:** *Matters appearing on the Consent Items are expected to be non-controversial and will be acted upon by City Council at one time without discussion unless a Councilmember, City Staff, or a member of the public requests an opportunity to address an 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 Staff is approved along with the terms and conditions described in the Administrative Report.*

1. **Move all Resolutions and Ordinances presented tonight be deemed read by title only and all further reading be waived**
2. **[Ordinance for Second Reading – An Ordinance of the City Council of the City of San Buenaventura Approving Text Amendments to the Zoning Ordinance of the City Of Ventura Municipal Code to Amend Section 24.238.020, Uses Permitted Harbor Commercial District, to Clarify Public Service Facilities are Generally Permitted to Facilitate the Construction of an Advanced Water Purification Facility, and to Amend the Local Implementation Plan of the Local Coastal Program](#)**

Staff: Michael B. MacDonald, City Clerk

### **RECOMMENDATION**

Waive the second reading in full and adopt the Ordinance of the City Council of the City of San Buenaventura, California, approving text amendments to the Zoning Ordinance to amend Section 24.238.020, Uses Permitted, Harbor Commercial District, to clarify public service facilities are generally permitted to facilitate the construction of an advanced water purification facility, amending the local implementation plan of the Local Coastal Program.

## CONSENT ITEMS (CONTINUED)

3. [Resolution Amending the 2023 City Council Meeting Schedule](#)

Staff: Michael B. MacDonald, City Clerk

RECOMMENDATION

Adopt a Resolution amending the 2023 City Council Meeting schedule to redesignate the October 23, 2023 Workshop meeting to a regularly scheduled City Council meeting.

4. [2023-2024 City Council Goals Progress Update](#)

Staff: Bill Ayub, City Manager

RECOMMENDATION

Receive and file progress updates on the 2023-2024 City Council goals.

5. [Annual Report of the Mobile Home Rent Review Board](#)

Staff: Neda Zayer, Interim Community Development Director

RECOMMENDATION

It is recommended the City Council receive and file the Mobile Home Rent Review Board Annual Report.

6. [Acceptance of the Homeless Housing, Assistance, and Prevention-Round 4 Grant](#)

Staff: Neda Zayer, Interim Community Development Director

RECOMMENDATION

- a. Adopt a Resolution accepting Ventura County Continuance of Care Alliance Homeless Housing, Assistance and Prevention-Round 4 (HHAP-4) grant for \$640,000.
- b. Approve and authorize the City Manager, or designee, to execute a Professional Services Agreement with Mercy House Transitional Living Center, Inc. for a not-to-exceed amount of \$640,000 for the term of November 1, 2023, to October 31, 2025.
- c. Authorize Finance Department to increase FY 2024 appropriations and revenues to the proper programs and accounts in the General and Categorical Grant Program Fund by \$318,000.

## CONSENT ITEMS (CONTINUED)

7. **Professional Services Agreement with Federal Engineering for Project Management Services in Support of the Regional Radio Project**

Staff: Mitchell Cameron, Chief Technology Officer

RECOMMENDATION

- a. Approve and authorize the City Manager, or designee, to execute a Professional Services Agreement with Federal Engineering Inc. in the amount of \$327,534.
- b. Authorize the City Manager, or designee, to execute amendments to the Professional Services Agreement with Federal Engineering Inc. in the amount of \$32,753 for a total not-to-exceed amount of \$360,287.
- c. Authorize the Finance Department to make the necessary budget adjustments for the use of Investment Plan Funding.

8. **Grant Application with the California Public Utilities Commission for the Last Mile Federal Funding Account Grant**

Staff: Mitchell Cameron, Chief Technology Officer

RECOMMENDATION

- a. Authorize the City Manager, or designee, to apply for and execute all documentation and agreements necessary to apply for the Last Mile Federal Funding Account with the California Public Utilities Commission up to \$12,000,000.
- b. Authorize the City Manager, or designee, to administer the grant if awarded and execute any agreements as well as accept funds awarded through the California Public Utilities Commission.
- c. Authorize the Finance Department to increase appropriations in the General Grant and Categorical Fund if funds are awarded.
- d. Authorize the City Manager, or designee, to continue negotiations with Astound Broadband for a public-private partnership agreement concurrent with the grant application.

## CONSENT ITEMS (CONTINUED)

9. [Resolution Approving an Application for Funding and Execution of a Grant from the California Department of Housing and Community Development, and Rescinding Resolution No. 2022-02](#)

Staff: Darin Schindler, Chief of Police

RECOMMENDATION

- a. Adopt Resolution approving grant applications for the State Community Development Block Grant Mitigation Program and authorizing the City Manager, or designee, to execute the grant documents, including the application and potential awards. Resolution titled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, APPROVING AN ALLOCATION OF FUNDING, AN APPLICATION FOR FUNDING, AND THE EXECUTION OF A GRANT AGREEMENT AND ANY AMENDMENTS THERETO FROM THE 2019-2020 FUNDING YEAR OF THE CDBG MITIGATION (CDBG-MIT) RESILIENT PLANNING AND PUBLIC SERVICES PROGRAM AND RESCINDING RESOLUTION NO. 2022-002”

- b. Accept the Community Based Block Grant Mitigation funds in the amount of \$590,295. Distribution of the Community Based Block Grant Mitigation funds as follows: Emergency Evacuation Plan in the amount of \$90,295; and Homeless Services and Support Task Force in the amount of \$500,000.

10. [Amend the Capital Improvement Program Workplan to Add Project 97998 – Nye 7 & 8 Conveyance Pipeline Reroute and approve Professional Services Agreement PW24-1123 with Flowers & Associates, Inc. for Design Services](#)

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

- a. Amend the Fiscal Year 2024-2028 Capital Improvement Program Workplan to add Project 97998 - Nye 7 & 8 Conveyance Pipe Reroute.
- b. Approve and authorize the City Manager, or designee, to execute subject Professional Services Agreement with Flowers & Associates, Inc. in the amount of \$230,990 with a contract completion date of May 31, 2024.

## CONSENT ITEMS (CONTINUED)

- c. Authorize the City Manager, or designee, to execute future amendments to subject Agreement up to a total maximum contingency of \$22,800 for a total not-to-exceed Agreement amount of \$253,790.

11. [Professional Services Agreement with Vorissis Engineering, Inc. for Permit Application Consulting for National Pollutant Discharge Elimination System Permit Renewal Application for Ventura Water](#)

Staff: Gina Dorrington, Ventura Water General Manager

### RECOMMENDATION

- a. Approve and authorize the City Manager, or designee, to execute the Professional Service Agreement with Vorissis Engineering, Inc.; term October 23, 2023 to June 30, 2025 with not-to-exceed total of \$123,840 pursuant to Section 4.600.140 of the Municipal Code.
- b. Authorize the City Manager, or designee, to execute amendments for Professional Service Agreement with Vorissis Engineering, Inc. in a total contract amount not-to-exceed \$303,840 and an agreement term of up to five years, pursuant to Section 4.600.200 of the Municipal Code.

**FORMAL ITEMS:** *The public may comment on each item listed on the agenda for Formal Items as the item is taken up. Formal Items may be reordered at the discretion of the Chair. The public may speak up to three (3) minutes on each agenda item.*

12. [General Plan Update Draft Land Use Designations and Preferred Land Use Map](#) *(Continued from September 25, 2023)*

Staff: Neda Zayer, Interim Community Development Director

### RECOMMENDATION

Endorse the draft Land Use Designations and Preferred Land Use Map for the General Plan Update.

## FORMAL ITEMS (CONTINUED)

13. [POLICY CONSIDERATION – Remove Exemption Allowing Temporary Political Signs in the Public Right of Way](#) (Continued from September 11, 2023)

Introduced by: Mike Johnson, Councilmember, District 3  
Dr. Jeannette Sanchez-Palacios, Deputy Mayor, District 4

### RECOMMENDATION

Direct staff to return with an amendment to City Ordinances, with findings to support, ending the special exemption temporary political signs currently receive in our sign Ordinance allowing them to be placed in the public right-of-way.

14. [POLICY CONSIDERATION - Closed Session Minutes](#) (Continued from September 11, 2023)

Introduced by: Liz Campos, Councilmember, District 1

### RECOMMENDATION

Request that the City Clerk's Office sit in on Closed Session to take minutes and control other important aspects generally handled by the Clerk's Office.

15. [Spanish Language Interpretation and Translation for City Council Meetings](#)

Staff: Michael B. MacDonald, City Clerk

### RECOMMENDATION

- a. Continue offering Spanish Interpretation services at City Council meetings on a by-request basis only, with a minimum of 72 hours advance notice.
- b. Continue to translate all City Council meeting agendas into Spanish.

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## ADJOURNMENT

*Communications to the City Council are public record and will become part of the City's electronic records, which are accessible through the City's website. Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to the City Council, will become part of the public record. If you do not want your e-mail address or any other contact information to be made public, you may deliver communications via U.S. Postal Service to the City Clerk's Office at 501 Poli Street, Room 204, Ventura, CA 93001. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk Department for further information.*

*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.*

*Live Spanish interpretation will be available. No advanced request for interpretation services required.*

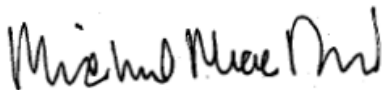
*La traducción al español estará disponible en vivo. No es necesario solicitar la traducción al español anticipadamente.*

*Administrative Reports relating to this agenda are available on the City's website – <https://www.cityofventura.ca.gov/AgendaCenter>.*

Resource Items for the Public:

- [City Council Protocols](#) which includes Rules of Decorum for the Public
- [City Council Goals](#)
- [Budget Principles](#)
- [City Charter](#)

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This agenda was posted on Monday, October 2, 2023, at 5:00 p.m. in the City Clerk's Office, on the City Hall Public Notices Board and on the internet.



Michael B. MacDonald, CMC  
City Clerk