



CITY COUNCIL AGENDA  
**REVISED AGENDA REMOVED PREVIOUS CLOSED SESSION ITEM 1  
ADDED NEW CLOSED SESSION ITEM 2**

MONDAY, OCTOBER 16, 2023  
**REVISED ON OCTOBER 13, 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=m651541c35b5bfb486aa79e8c291a063a>

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: 2558 226 4135

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**

Name of Case: Johnson v. City of San Buenaventura  
Ventura County Superior Court Case no.: 2023CUWM014178  
Authority: Government Code §54956.9(d)(1)

#### **2. CONFERENCE WITH LABOR NEGOTIATORS**

Agency Designated Representatives: Bill Ayub, City Manager, and Danielle Keys, Human Resources Director  
Employee Organization: Ventura City Firefighters' Association (VCFA)  
Authority: Government Code Section 54957.6

**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**

- Breast Cancer Awareness 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**

**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. **[Legal Services Agreement Amendment for Outside Counsel Services with Burke Williams & Sorenson for Human Resources Advice Services](#)**

Staff: Andy Heglund, City Attorney

**RECOMMENDATION**

Authorize the City Attorney to amend the legal services agreement with Burke Williams & Sorenson to increase the compensation by \$60,000 for a new not to exceed amount of \$120,000.

3. **[Legal Services Agreement Amendment for Outside Counsel Services with the Law Firm of Nossaman, LLP](#)**

Staff: Andy Heglund, City Attorney

**RECOMMENDATION**

Authorize the City Attorney to enter into an amended legal services agreement with Nossaman, LLP for legal services regarding compliance with the Consent Decree and the National Pollutant Discharge Elimination System permit, and obtaining other regulatory permits, in an amount not to exceed an additional \$200,000 to continue representation of the City.

4. **[Approval of City Council Minutes – Regular Meetings held on September 11, 2023, and September 25, 2023](#)**

Staff: Michael MacDonald, City Clerk

**RECOMMENDATION**

Approve City Council Minutes for Regular Meetings held on September 11, 2023 and September 25, 2023

## CONSENT ITEMS (CONTINUED)

5. [City Council Quarterly Travel Report](#)

Staff: Bill Ayub, City Manager

RECOMMENDATION

Receive and file the Travel Report for Quarter 1 of Fiscal Year 2023/24.

6. [Downtown Parking Update Extension Request](#)

Staff: Phillip Nelson, Public Works Director

RECOMMENDATION

Approve an extension for the due date of the Downtown Parking Update to November 13, 2023.

**PUBLIC HEARING ITEM:** *Staff shall introduce the public hearing item and present their report to Council. Councilmembers may ask questions of staff if they desire. Any member of the public may speak or present evidence, after submitting a speaker card and being recognized by the Mayor. All rules of decorum apply during Public Hearings. Each member of the Council shall verbally disclose all ex parte communications concerning the subject of the hearing.*

7. [Amend Chapter 24.430 of the Municipal Code Regarding Accessory Dwelling Unit Regulations to Maintain Compliance with State Law](#)

Staff: Neda Zayer, Interim Community Development Director

RECOMMENDATION

- a. Conduct a Public Hearing.
- b. Introduce and approve the first reading of the Ordinance, titled as follows:  
  
“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING, IN PART, DIVISION 24, CHAPTER 24.430 RELATING TO ACCESSORY DWELLING UNITS AND JUNIOR ACCESSORY DWELLING UNITS AND DETERMINING THE ORDINANCE TO BE STATUTORILY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT”
- c. Set the second reading and adoption of this Ordinance at the City Council meeting on November 13, 2023.

## PUBLIC HEARING ITEMS (CONTINUED)

- d. Authorize staff to adjust the Ordinance if required or directed by California Coastal Commission (CCC) staff or the California Department of Housing and Community Development (HCD).

8. [Extension of Thomas Fire terms of Ordinance No. 2018-016 which Amended Certain Provisions Pertaining to Height Determinations and Implementation and Restating the Thomas Fire Rebuild Overlay Zone](#)

Staff: Neda Zayer, Interim Community Development Director

RECOMMENDATION

- a. Conduct a Public Hearing.
- b. Determine the adoption of the Ordinance is exempt from the provisions of the California Environmental Quality Act pursuant to Public Resources Code Section 21080(b)(3) and Section 21080(b)(4), and CEQA Guidelines Section 15269(a).
- c. Introduce and approve the first reading of the Ordinance to extend the Thomas Fire Overlay Zone regulations for an additional six months, titled as follows:  
  
“AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, EXTENDING THE TERM OF ORDINANCE NO. 2018-016 WHICH AMENDED CERTAIN PROVISIONS PERTAINING TO HEIGHT DETERMINATIONS AND IMPLEMENTATION AND RESTATING THE THOMAS FIRE REBUILD OVERLAY ZONE”
- d. Set the second reading and adoption of this Ordinance at the City Council meeting on October 23, 2023.

**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.*

9. [Main Street Moves Update](#)

Staff: Bill Ayub, City Manager

RECOMMENDATION

Provide staff direction for the next steps with Main Street Moves.

## PUBLIC HEARING ITEMS (CONTINUED)

### 10. [Amend the FY24-28 Capital Improvement Program Workplan to Add Project 93710 – Interim Fire Station No. 7](#)

Staff: Phillip Nelson, Public Works Director

#### RECOMMENDATION

- a. Amend the Fiscal Year 2024-2028 Capital Improvement Program Workplan to move Project 93710 – Interim Fire Station No. 7 from an Unplanned Project to the Workplan and add Project 93114 – Fire Station No. 7 Permanent Facility to the FY 2024-2028 CIP Unplanned Project list.
- b. Authorize an increase in budget appropriations for Fiscal Year 2024 in the General Capital Improvement Fund (Fund 04) in the amount of \$4,886,571.
- c. Authorize a transfer to the General Capital Improvement Fund (Fund 04) from the Developer Improvement Fund (Fund 16) (\$1,765,600) and the General Fund (Fund 01) (\$3,120,971).
- d. Authorize an increase in CIP Appropriations in the General Capital Improvement Fund (Fund 04) for Interim Fire Station No. 7 (Project 93710) in the amount of \$4,886,571.

### 11. [Facilities Program Update](#)

Staff: Phillip Nelson, Public Works Director

#### RECOMMENDATION

Receive an update on city-owned Facilities, their current condition, and plans for repairs, maintenance, and rehabilitation efforts to provide healthy and safe facilities for the City of Ventura.

**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.*

## 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.*

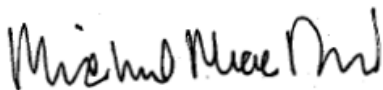
*La traducción al español estará disponible en vivo. No es necesario solicitar la traducción al español anticipadamente.*

*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 9, 2023, at 7:00 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