

CITY OF VENTURA
CITY COUNCIL AGENDA

Matt LaVere
Mayor

Lorrie Brown
Councilmember District 6

Jim Friedman
Councilmember District 5

Cheryl Heitmann
Councilmember At-Large

Erik Nasarenko
Councilmember District 4

Sofia Rubalcava, Deputy Mayor
Councilmember District 1

Christy Weir
Councilmember At-Large

Alex D. McIntyre, City Manager
Gregory G. Diaz, City Attorney
Antoinette M. Mann, City Clerk

SPECIAL MEETING / TELECONFERENCE

TUESDAY, MARCH 17, 2020

COUNCIL CHAMBERS, 501 POLI STREET, VENTURA

6 TELECONFERENCE LOCATIONS

This meeting is being held in accordance with the State Emergency Services Act, the Governor's Emergency Declaration, and the Governor's Executive Order No. 25-20 issued on March 12, 2020 to allow attendance by members of the City Council by teleconference without full compliance with the Brown Act.

SPECIAL MEETING – 6:00 P.M.



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.

As this is a Special Meeting, Public Communications are limited to agenda items appearing on the Special Meeting Agenda.

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.

PUBLIC PARTICIPATION OPTIONS: To help reduce the spread of COVID-19, we want to remind the public they can email any/all comments related to agenda items or public communication to council@cityofventura.ca.gov by **4:00 p.m. on the meeting date**. Your email will be printed and attached to a comment form, just like you were attending the meeting. Please identify your agenda item in your email Subject Line.

Recorded Meetings: You may also watch the meeting live or replay from the City's website <https://www.cityofventura.ca.gov/718/Videos> by clicking on "videos". Archived meetings can be viewed from the website at any time. Additionally, City Council Meetings are broadcasted on Channel 15 on Cable TV, live.

1. **CALL TO ORDER – SPECIAL SESSION – 6:00 p.m.**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **PUBLIC COMMUNICATIONS:** Public comments on Special Meeting Agenda Items only.
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.

8A. **Move all resolutions and ordinances presented tonight be deemed read by title only and all further reading be waived.**

8B. **[Approval of Minutes – January 13, 2020, February 3, 2020, February 10, 2020 and February 24, 2020](#)**

Staff: Antoinette M. Mann, City Clerk

RECOMMENDATION

Approve City Council Minutes for January 13, 2020, February 3, 2020, February 10, 2020 and February 24, 2020.

8. CONSENT ITEMS (continued)

8C. Request for Authorization to Extend Outside Counsel Services for Representation of the City in the *California Water Impact Network v. City of San Buenaventura* Litigation Matter for Defense of the Environmental Impact Report for the State Water Interconnection Project

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Authorize the City Attorney to execute an amendment to the agreement with the law firm of Best, Best & Krieger, LLP to extend legal services in the *California Water Impact Network v. City of San Buenaventura* litigation matter.

8D. Consideration of Ordinance Prohibiting Release of Balloons

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

- a. Introduce and waive the first reading of the Ordinance, title as follows:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADDING CHAPTER 8.260, “BALLOON RELEASES,” TO THE SAN BUENAVENTURA MUNICIPAL CODE TO PROHIBIT BALLOON RELEASES WITHIN THE CITY”

- b. Set the second reading and adoption at the City Council meeting of March 30, 2020.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADDING CHAPTER 8.260, “BALLOON RELEASES,” TO THE SAN BUENAVENTURA MUNICIPAL CODE TO PROHIBIT BALLOON RELEASES WITHIN THE CITY

ORDINANCE NO. 2020-____

8. CONSENT ITEMS (continued)

8E. [Approval of Fiscal Year 2020-2021 State Road Repair and Accountability Act of 2017 Project List and Appropriate Funding \(State Senate Bill 1\)](#)

Staff: Phillip L. Nelson, Public Works Director

RECOMMENDATION

- a. Approve the Fiscal Year 2020-2021 Road Repair and Accountability Act of 2017 project list.
- b. Adopt a resolution for the Fiscal Year 2020-2021 Project List to add project(s) on the Road Repair and Accountability Act of 2017 project list.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADOPTING THE FISCAL YEAR 2020-2021 LIST OF PROJECTS FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT RESOLUTION NO. 2020-___

8F. [Sewerline Replacement – Seaside Wastewater Force Main – First Amendment to Professional Service Agreement, Agreement No. 2019-030 with Filippin Engineering](#)

Staff: Phillip L. Nelson, Public Works Director

RECOMMENDATION

Approve and authorize the Mayor to sign First Amendment with Filippin Engineering with an increase in the amount of \$11,036 for a new agreement amount of \$159,140. Original agreement in the amount of \$134,640 plus \$13,464 in contingencies for the First Amendment.

8. CONSENT ITEMS (continued)

8G. [Authorization to Advertise Downtown and Wellness Districts Sidewalk Improvement Project – Phase II](#)

Staff: Phillip L. Nelson, Public Works Director

RECOMMENDATION

- a. Approve contract plans and specifications for the Specification No. 2019-105.
- b. Authorize the advertisement for bids to be received in the City Clerk's Office at a date and time set by the Public Works Director.

8H. [Authorization to Advertise Eastside Sidewalk Improvement Project](#)

Staff: Phillip L. Nelson, Public Works Director

RECOMMENDATION

- a. Approve contract plans and specifications for the Eastside Sidewalk Improvement Project, Specification No. 2019-097.
- c. Authorize the advertisement for bids to be received in the City Clerk's Office at a date and time set by the Public Works Director.

8I. [First Amendment to the Professional Services Agreement with WaterWise Consulting, Inc. for the Instant Hot Water Recirculating Systems Program](#)

Staff: Susan Rungren, Ventura Water General Manager

RECOMMENDATION

Approve and authorize the Mayor to execute the First Amendment to the Professional Services Agreement with WaterWise Consulting, Inc. adding \$95,000 for a not-to-exceed contract total of \$221,000.

8. CONSENT ITEMS (continued)

8J. California State Pet Assistance and Support Program Co-Applicant

Staff: Alex D. McIntyre, City Manager

RECOMMENDATION

- a. Adopt a resolution designating the City of Ventura as a Co-Applicant, in conjunction with Mercy House Living Centers, on the California State Pet Assistance and Support Program grant application and certifying that any grant funds received will be used for eligible activities.
- b. Authorize the City Manager to execute all documents related to the grant application including, but not limited to, applications, contracts, and forms.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AUTHORIZING THE FILING OF A GRANT APPLICATION UNDER THE PETS ASSISTANCE AND SUPPORT PROGRAM AND AGREEING TO COMPLY WITH PROGRAM REQUIREMENTS
RESOLUTION 2020-_____

8K. State Office of Emergency Services – Public Safety Power Shutoff Grant

Staff: Alex D. McIntyre, City Manager

RECOMMENDATION

- a. Ratify the City Manager's acceptance of the grant award and accept the receipt of grant funds in the amount of \$300,000 from the Governor's Office of Emergency Services.
- b. Authorize the City Manager, or designee, to act as agent for the City to conduct all negotiations, execute and submit all documents, including, without limitation, applications agreements, amendments, and billing statements that may be necessary to accept these grants and complete the project under the grant.
- c. Authorize Finance and Technology to increase appropriations to Fund 10315.

12. FORMAL ITEM

12A. Consideration of Resolution Proclaiming the Existence of a Local Emergency and Ratifying the Director of Disaster Services/City Manager's Declaration of a Local Emergency

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Adopt a resolution titled as follows:

“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, CONFIRMING THE DIRECTOR OF DISASTER SERVICES / CITY MANAGER’S PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY”

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, CONFIRMING THE DIRECTOR OF DISASTER SERVICES / CITY MANAGER’S PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY RESOLUTION 2020-_____

14. PUBLIC NOTICES

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

Recent Decisions of the Planning Commission

Planning Commission February 26, 2020 Actions: Approved PROJ-13364 – V-3-19-49598

Morris Residence Variance located at 1877 Hillcrest Drive.

Request for a Height Variance to exceed the maximum height allowed by 17 feet for a final height of 23 feet to a single-family residence on a 0.41 acre site in the R-1-7 Zone with a land use designation of Neighborhood Low.

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 Tuesday, March 17, 2020, at 6:00 p.m. in the City Clerk's Office, on the City Hall Public Notices Board and on the internet.

PUBLIC PARTICIPATION OPTIONS: To help reduce the spread of COVID-19, we want to remind the public they can email any/all comments related to agenda items or public communication to council@cityofventura.ca.gov by **4:00 p.m. on the meeting date**. Your email will be printed and attached to a comment form, just like you were attending the meeting. Please identify your agenda item in your email Subject Line.

Recorded Meetings: You may also watch the meeting live or replay from the City's website <https://www.cityofventura.ca.gov/718/Videos> by clicking on "videos". Archived meetings can be viewed from the website at any time. Additionally, City Council Meeting are broadcasted on Channel 15 on Cable TV, live.