

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

REGULAR MEETING

MONDAY, NOVEMBER 18, 2019

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, Public Facilities Financing Authority and Parking Authority when Successor Agency, Public Facilities Financing Authority and Parking 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, Public Facilities Financing Authority and Parking 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, Public Facilities Financing Authority and Parking 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 Council Conference Room

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Case Name: Ventura Police Officers Association v. City of Ventura

VCSC Case No.: 56-2018-00522259-CU-WM-VTA

Authority: Government Code Section 54956.9(d)(1)

2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Case Name: Mobley v. City of Ventura

VCSC Case No.: 56-2018-00515339-CU-PO-VTA

Authority: Government Code §54956.9(d)(1)

CS5. ADJOURNMENT

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

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE

4. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

A. Mayor for the Moment – Poinsettia Elementary School - Cooperation

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. Request for Authorization to Extend Outside Counsel Services - Benton, Orr, Duval & Buckingham LLP in the Schweissinger Litigation Matter

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Authorize the City Attorney to enter into a First Amendment to Agreement no. P2019-059 with the law firm of Benton, Orr, Duval & Buckingham, LLP, in an amount not to exceed an additional \$250,000 to continue representation of the City in the litigation matter of Schweissinger v City of Ventura, et al.

8C. Fiscal Year 2018-2019 Report on Local Agency Developer Improvement Fees (AB 1600)

Staff: Michael Coon, Finance and Technology Director

RECOMMENDATION

- a. Accept the annual report for fees as required by the California Mitigation Fee Act and the Quimby Act.
- b. Make findings, based upon the attachments to this report, as required by Section 66006 of the California Government Code.
- c. Reauthorize the intended use of retained funds collected for improvements that remain unspent for more than five years.

8. **CONSENT ITEMS (continued)**

8D. [Amendments to Extend Terms for Professional Service Agreements – Carollo Engineers and Environmental Science Associates for Permitting Support Services of the VenturaWaterPure Project](#)

Staff: Susan Rungren, Ventura Water General Manager

RECOMMENDATION

- a. Approve and authorize the Mayor to execute the Second Amendment to the Professional Services Agreement with Carollo Engineers, Inc. (Agreement No. 2018-018) for services associated with performing Concentrate Outfall and Desalination Intake Preliminary Feasibility Study for the VenturaWaterPure Advanced Treatment, Reuse and Diversion Infrastructure Project; extending term through June 30, 2020.
- b. Approve and authorize the Mayor to execute the Second Amendment to the Professional Services Agreement with Carollo Engineers, Inc. (Agreement No. 2017-035) for services associated with Engineers Report and Permitting for VenturaWaterPure Advanced Treatment, Reuse, and Diversion Infrastructure Project and additional support for California Environmental Quality Act /National Environmental Policy Act process; extending term through December 31, 2020.
- c. Approve and authorize the Mayor to execute the Second Amendment to the Professional Services Agreement with Environmental Science Associates (Agreement No. 2017-016) for California Environmental Quality Act / National Environmental Policy Act Environmental Review Services of the VenturaWaterPure Advanced Treatment, Reuse and Diversion Infrastructure Project; extending term through December 31, 2020; increase authorized contingency by \$100,000 for a contract total not-to-exceed \$1,303,813.00.

8. CONSENT ITEMS (continued)

- 8E. [Amendment to Increase Contract Amount and Extend Term for Professional Service Agreement with Larry Walker Associates for National Pollutant Discharge Elimination System Permit Renewal Application for Ventura Water Reclamation Facility](#)**

Staff: Susan Rungren, Ventura Water General Manager

RECOMMENDATION

Approve and authorize the City Manager to execute the Second Amendment to the Professional Services Agreement with Larry Walker Associates (Agreement No. P2018-086) for the National Pollutant Discharge Elimination System Permit Renewal for the Ventura Water Reclamation Facility; increase the contract not-to-exceed amount by \$25,000 for an amended total of \$174,664 and extend the contract term through June 30, 2020.

- 8F. [Amendment to Increase Contract Amount and Extend Term for Professional Service Agreement with Integrated Planning and Management Inc. for Program Management Services for the Ventura Water Supply Projects](#)**

Staff: Susan Rungren, Ventura Water General Manager

RECOMMENDATION

Approve and authorize the Mayor to execute the First Amendment to the Professional Services Agreement with Integrated Planning and Management Inc. (P2018-022) for project management and support for the Ventura Water Supply Projects; increase the contract by \$400,000 for an amended total not-to-exceed of \$724,000 and extend the contract through June 30, 2021.

8. CONSENT ITEMS (continued)

8G. [Authorization to Apply for Proposition 1 - Round 1 Integrated Regional Water Management Implementation Grant Funds for Eastside to Westside Waterline Interconnection Project](#)

Staff: Susan Rungren, Ventura Water General Manager

RECOMMENDATION

- a. Adopt a Resolution authorizing the Ventura Water General Manager, or designee, to apply for, receive, and enter into a cooperative agreement, and administer a grant from Proposition 1 - Round 1 Integrated Regional Water Management Implementation Grant Funds.
- b. Authorize the Ventura Water General Manager to reimburse Calleguas Municipal Water District in an amount not-to-exceed \$12,500 for the preparation of the grant application package on behalf of the selected Ventura County Integrated Regional Water Management Region applicants.

12. FORMAL ITEMS

**ADVANCE
ITEM –
POSTED
11/08/2019**

12A. [Development Review Process – Matrix Consulting Group Final Report](#)

Staff: Akbar Alikhan, Assistant City Manager

RECOMMENDATION

- a. Receive and file the final Development Review Process Report prepared by Matrix Consulting Group.
- b. Direct the City Manager’s Office to coordinate the formation of an implementation team to execute recommendations contained in the Matrix Report.
- c. Direct the City Manager’s Office to provide a progress report on the implementation to City Council for each quarter of 2020, and as needed thereafter.

12. FORMAL ITEMS (continued)

12B. [General Plan Contract Award and Resolution Authorizing Application for and Receipt of Senate Bill 2 Planning Grants Program Funds](#)

Staff: Peter Gilli, Community Development Director

RECOMMENDATION

- a. Approve and authorize the Mayor to execute a Professional Services Agreement with Raimi and Associates for General Plan Update preparation services from November 2019 to November 2023; not-to-exceed \$2,353,080.
- b. Adopt a resolution authorizing the City Manager to prepare and submit the Senate Bill 2 Planning Grant application to California Department of Housing and Community Development, receive any program funds awarded to the City, execute all documents, including any amendments as required for receipt of the Planning Grants Program.
- c. Authorize the Finance and Technology Department to appropriate all funds necessary from the General Plan Update reserve to cover the costs of the contract.

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 Thursday, November 14, 2019, at 5:00 p.m. in the City Clerk's Office, on the City Hall Public Notices Board and on the internet.