

CITY OF VENTURA
CITY COUNCIL MINUTES

Mayor Erik Nasarenko

Neal Andrews, Deputy Mayor
Cheryl Heitmann, Councilmember
Matt LaVere, Councilmember

Jim Monahan, Councilmember
Mike Tracy, Councilmember
Christy Weir, Councilmember

Mark D. Watkins, City Manager
Gregory G. Diaz, City Attorney
Antoinette M. Mann, City Clerk

REGULAR MEETING
JANUARY 23, 2017

The San Buenaventura (Ventura) City Council met in regular session in the City Hall Council Chambers, 501 Poli Street, Ventura at 6:14 p.m.

ROLL CALL

Present: Councilmembers LaVere, Weir, Tracy, Heitmann, Monahan and Mayor Nasarenko

Absent: Deputy Mayor Andrews

Mayor Nasarenko presided.

PLEDGE OF ALLEGIANCE

Mayor Nasarenko led the Pledge of Allegiance.

Deputy Mayor Andrews arrived at 6:16 p.m.

SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

Mayor Erik Nasarenko introduced Mayor for a Moment student Tessa Shinden, Blanche Reynolds Elementary School fifth grader, who read her essay on Sportsmanship. A Community Access Partners (CAPS) video about Tessa Shinden, Blanche Reynolds Elementary School and sportsmanship was shown. Mayor Nasarenko presented Tessa Shinden with a Key to the City.

Councilmember Tracy introduced a Public Safety Fair video, Chilin' with Ventura Police Department. Jimmy and Tracy Young, owners of McConnell's Fine Ice Creams, were thanked for supporting the event and providing over 500 free ice cream cones.

CLOSED SESSION REPORT

City Attorney Gregory G. Diaz stated there was no reportable action.

CITY COUNCIL COMMUNICATIONS

Councilmember Weir attended the California Beach Sustainability Project workshop.

Councilmember Heitmann attended the Ventura Chamber of Commerce installation of new officers and presented a certificate on behalf of the City to the outgoing chair; attended the Economic Development Collaborative (EDC-VC) annual meeting where she was elected chair; and reminded residents about restaurant week in Ventura.

Councilmember LaVere attended the Justice for All Rally and Chilin' with Ventura Police Department event.

Deputy Mayor Andrews attended the Association of Water Agencies Water Wise breakfast meeting.

Mayor Nasarenko congratulated Ventura on the recognition in the Sunset Magazine as one of the top beach towns.

CITY COUNCIL CONSENT ITEMS

SPEAKERS

Members of the public: Steve Nash spoke on Item Agenda Item No. 4, after Agenda Item No. 8.

Agenda Item No. 2 was taken out of order.

Agenda Item No. 5 was removed from Consent Items and rescheduled for the February 6, 2017 City Council meeting.

1. Recent Decisions of the Planning Commission and Design Review Committee (80)

INFORMATION ONLY

Planning Commission December 14, 2016 Action: Approved

PROJ-10809 – Case No. AUP-8-16-36752

Request for a Use Permit for a Utility or Equipment Substation for a radio station and related equipment in the R-1-7 zone and a Variance to allow an increase in maximum height from 30-feet to 60-feet for a new radio transmission tower on the roof of an existing Community Access Partners of San Buenaventura (CAPS) Media Center building on the Ventura College campus located at 65 Day Road; CAPS, applicant; Single Family (R-1-7) zone.

Design Review Committee December 19, 2016 Actions: Approved

PROJ-10500 – Case No. HPR-4-16-33878

Formal Design Review and Historic Preservation Review for a façade modification consisting of a rear window removal and replacement with a door and the new construction of a deck to a single story, single-family residence with detached garage constructed in 1955 located within the Selwyn Shaw Residential Historic District at 122 Ann Street; Robert and Kelly Wilmer, applicants; zoned T4.1

PROJ-10580 – Case No. DRC-5-16-34450

Formal Design Review for the proposed new construction of a 29 space parking lot and associated landscaping on two parcels with a combined size of 14,425-square feet (0.33 acres) located at 72 West Main Street; Michael Stroh, applicants; zoned T5.1.

PROJ-10656 – Case No. DRC-5-16-34854

Formal Design Review for the demolition of 849 square feet of an existing 7,650 square foot commercial building, façade and site plan modification on a 23,213-square foot (0.53 acres) lot located at 505 North Ventura Avenue; 7 Eleven, applicant; zoned C-2.

City Council received the information.

3. City Council Quarterly Travel Report (40)

Councilmember Monahan moved to approve the recommendation to:

Receive and file the City Council Quarterly Travel Report for October through December 2016.

Councilmember Weir seconded. The vote was as follows:

AYES: Councilmembers LaVere, Weir, Tracy, Heitmann, Monahan, Deputy Mayor Andrews and Mayor Nasarenko
NOES: None
ABSENT: None

Mayor Nasarenko declared the motion carried.

4. Measure O Citizens Oversight Committee Formation (70)

Councilmember Monahan moved to approve the recommendation to:

- a. Introduce and waive the first reading of an ordinance amending Section 2.410.120 to the San Buenaventura Municipal Code pertaining to the establishment of a Citizens Oversight Committee.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING SECTION 2.410.120, "COMMISSIONS, BOARDS, AND COMMITTEES ESTABLISHED," OF THE SAN BUENAVENTURA MUNICIPAL CODE RECOGNIZING THE ESTABLISHMENT OF A CITIZENS OVERSIGHT COMMITTEE PURSUANT TO MEASURE O, "THE SAN BUENAVENTURA CITY CLEAN WATER / BEACHES / STREET REPAIRS / SAFETY MEASURE" ORDINANCE NO. 2017-__

- b. Authorize City Clerk to open the committee recruitment for 30 days and for the Appointments Recommendation Committee to conduct interviews and recommend initial appointments with terms following San Buenaventura Municipal Code Sec. 2.410.220.

Councilmember Weir seconded. The vote was as follows:

AYES: Councilmembers LaVere, Weir, Tracy, Heitmann, Monahan, Deputy Mayor Andrews and Mayor Nasarenko
NOES: None

Mayor Nasarenko declared the motion carried.

5. Fiscal Year 2016 Report on Local Agency Developer Improvement Fees (AB 1600) (31)

- a. Accept the annual report for fees as required by Government Code Sections 66000, 66001, 66006, and 66477.
- b. Make findings, based upon the attachments to this report, as follows:
 - (1) Identify the purpose to which the fee is to be used;
 - (2) Demonstrate a reasonable relationship between the fee and the purpose for which it is charged;
 - (3) Identify all sources and amounts of funding anticipated to complete financing in incomplete improvements identified; and

- (4) Designate the approximate dates, which the funding for incomplete improvements is expected to be deposited into the appropriate account or fund.
- c. Reauthorize the intended use of retained funds collected for improvements that remain unspent for more than five years.

DOCUMENTS

Supplemental Information Packet.

Agenda Item No. 5 was removed from the Consent Agenda and rescheduled for the February 6, 2017 City Council meeting.

6. Agreement with Managed Health Network to Provide Employee Assistance Program Services (50)

Councilmember Monahan moved to approve the recommendation to:

Authorize the City Manager to enter into Agreement No. 2017-004 with Managed Health Network (MHN) to provide the City's Employee Assistance Program commencing January 01, 2017 and continuing through December 31, 2020 in an amount not to exceed \$55,000.

Councilmember Weir seconded. The vote was as follows

AYES: Councilmembers LaVere, Weir, Tracy, Heitmann, Monahan, Deputy Mayor Andrews and Mayor Nasarenko
NOES: None
ABSENT: None

Mayor Nasarenko declared the motion carried.

7. Golf Maintenance Equipment Lease and Resolution (50)

Councilmember Monahan moved to approve the recommendation to:

- a. Authorize the City Manager, or designee, to execute Lease Agreement No. 2017-005 (a) and (b) with TCF Equipment Finance not to exceed \$80,325 over four years, to finance maintenance equipment for the City's two golf courses.
- b. Adopt resolutions authorizing the execution of the lease of golf course equipment with TCF Equipment Finance (Lease No. 008-0185281-104 and Lease No. 008-0185281-105 Dated July 20, 2016).

- c. Authorize Finance and Technology to transfer funds from Golf Capital reserve account and assign appropriations to the proper funds, projects and accounts for this purpose.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA AUTHORIZING THE NEGOTIATION, EXECUTION, AND DELIVERY OF LEASE NO. 008-0185281-104 DATED JULY 20, 2016 (THE "LEASE") BETWEEN THE CITY OF SAN BUENAVENTURA, CALIFORNIA, 501 POLI STREET, VENTURA, CA 93001 AND TCF EQUIPMENT FINANCE, A DIVISION OF TCF NATIONAL BANK, 1111 WEST SAN MARNAN DRIVE, SUITE A2 WEST, WATERLOO, IA 50701-8926, AND PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH RESOLUTION NO. 2017-002

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA AUTHORIZING THE NEGOTIATION, EXECUTION, AND DELIVERY OF LEASE NO. 008-0185281-105 DATED JULY 20, 2016 (THE "LEASE") BETWEEN THE CITY OF SAN BUENAVENTURA, CALIFORNIA, 501 POLI STREET, VENTURA, CA 93001 AND TCF EQUIPMENT FINANCE, A DIVISION OF TCF NATIONAL BANK, 1111 WEST SAN MARNAN DRIVE, SUITE A2 WEST, WATERLOO, IA 50701-8926, AND PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH RESOLUTION NO. 2017-003

Councilmember Weir seconded. The vote was as follows:

AYES: Councilmembers LaVere, Weir, Tracy, Heitmann, Monahan, Deputy Mayor Andrews and Mayor Nasarenko
NOES: None
ABSENT: None

Mayor Nasarenko declared the motion carried.

2. Council Assignments – 2017 (40)

Councilmember Monahan moved to approve the recommendation to:

Concur with the Mayor and approve Councilmembers assignments/appointments to various agencies, boards, committees, task forces, and liaison roles, changing the name of the American Flag Liaison assignment to American Flag Display Authority.

Councilmember Tracy seconded. The vote was as follows:

AYES: Councilmembers LaVere, Weir, Tracy, Heitmann, Monahan, Deputy Mayor Andrews and Mayor Nasarenko
NOES: None
ABSENT: None

Mayor Nasarenko declared the motion carried.

CITY COUNCIL FORMAL ITEMS

8. Harbor Missionary Church Property Disposition (APN: 075-0-262-215) Options for Action (86)

SPEAKERS

Staff/Presenters: Principal Civil Engineer Brad Starr, Public Works Director Tulson Clifford, City Manager Watkins and City Attorney Gregory G. Diaz.

Members of the public: Carolyn Brodersen, Karen Kinrose, Carolyn Berg, Jeff Berg, Eric Morrissette, Julie Salomonson, Suzannah Underwood, Hans Hormann, Robert Alfino and Daniel Cormode.

DOCUMENTS

PowerPoint

PowerPoint: Karen Kinrose

At 7:04 p.m. Councilmember Tracy absent; 7:06 p.m. present.

Comment Forms: Phyllis Dilley, John Sanders Jones, Lisa Bean and Denise Sindelar.

Correspondence: Carolyn Briggs, Karen Savitt, Carol Lindberg, Frank Cermak, Ellen Gilmore, John Gahan, Charles Felts, Linda Simson, Carolyn Blount-Brodersen, Jodeen Frank, Jim Calhoun, Ruth Schwartz, Nan Waltman, Claudia Amann, Antal Szijj, Erin Fraser, Carolyn Briggs, Sherrie Vaught, Lesa Alva, Loree Pryce, Donna Morrow, Kim Eastman, Melissa Ruiz, Amanda Leone, Karen Kinrose and Jill Hamilton.

Councilmember Weir moved to approve the recommendation to:

Look at potential ideas that include single family homes, consider part of the park if necessary. Consider adaptive reuse of the existing building and looking at the impacts on the neighborhood if not residential. Talk with the Ventura Unified School District about purchasing/options for the property.

Councilmember Heitmann seconded. The vote was as follows:

AYES: Councilmembers Weir and Heitmann
NOES: Councilmembers LaVere, Tracy, Monahan, Deputy Mayor Andrews
and Mayor Nasarenko
ABSENT: None

Mayor Nasarenko declared the motion failed.

Councilmember Tracy moved to approve the recommendation to:

Prepare property for residential infill, using staff recommendations 4 (RDP-6), 5 (single family residential units) and 6 (discuss with school district options of the land). Staff to consider the park property for access to make the lots more usable (i.e. driveways).

Councilmember Monahan seconded. The vote was as follows:

AYES: Councilmembers LaVere, Weir, Tracy, Heitmann, Monahan, Deputy
Mayor Andrews and Mayor Nasarenko
NOES: None
ABSENT: None

Mayor Nasarenko declared the motion carried.

CITY COUNCIL CONSENT ITEM NO. 4

SPEAKERS

Member of the public: Steve Nash

9. Westside Parks-Kellogg Park (76)

At 8:00 p.m., Councilmembers LaVere, Heitmann and Deputy Mayor Andrews were absent; 8:02 p.m. Councilmember LaVere present; 8:03 p.m. Councilmember Heitmann present; 8:04 p.m. Deputy Mayor Andrews present.

SPEAKERS

Staff/Presenters: Parks, Recreation and Community Partners Director Nancy O'Connor and The Trust for Public Land Project Manager Diane Silva.

DOCUMENTS

PowerPoint

Councilmember Monahan declared a conflict of interest, after consulting with the City Attorney; abstained from Agenda Item No. 9 and left the Council Dais at 8:06 p.m.

Councilmember Heitmann moved to approve the recommendation to:

- a. Authorize the Finance and Technology Department to transfer grant funding to Trust for Public Land (TPL) as needed for construction of Kellogg Park.
- b. Approve the delay of Parks, Recreation & Community Partnerships payback of \$442,000 to the Greystone Lennar Mobility Study trust account, until FY 18-19 and 19-20 (two paybacks of \$221,000 per year-to be paid by park tax or service fees).
- c. Amend the CIP 2016-2020 Capital Improvement Project Plan to update the Kellogg Park project with final design and build and associated funding (92912).
- d. Authorize the Finance and Technology Department to assign increased appropriations to the proper funds, accounts, and projects to complete the transactions.

Deputy Mayor Andrews seconded. The vote was as follows:

AYES: Councilmembers LaVere, Weir, Tracy, Heitmann, Deputy Mayor Andrews and Mayor Nasarenko
NOES: None
RECUSED AND ABSTAINED: Councilmember Monahan
ABSENT: None

Mayor Nasarenko declared the motion carried.

10. State Water Project Interconnection Alignment Study Approval of Professional Services Agreement (50)

At 8:09 p.m. Councilmember Weir absent; 8:12 p.m. present.
At 8:10 p.m. Councilmember Monahan present.

SPEAKERS

Staff/Presenters: Principal Civil Engineer Brad Starr, Ventura Water General Manager Shana Epstein and Public Works Director Tulson Clifford.

At 8:26 p.m. Councilmember Tracy absent; 8:28 p.m. present. At 8:30 p.m. Councilmember Tracy absent; 8:32 present.

Members of the public: Daniel Cormode, Duana Georgeson, William Weirick and Kathy Bremer.

DOCUMENTS

PowerPoint

Correspondence: Carol Lindberg

Councilmember LaVere moved to approve the recommendation to:

- a. Approve and authorize the City Manager, or designee, to execute Professional Services Agreement No. 2017-006 with Kennedy/Jenks Consultants to prepare an alignment study and the corresponding environmental documents for the State Water Project Interconnection Project, for an amount not to exceed \$592,976, plus a \$60,000 contingency.
- b. Modify the 2016-2022 Capital Improvement Project Plan to revise the Project Description of Project Number 97949 from "Ventura/Oxnard Emergency Water Intertie" to "State Water Project Interconnection".

Deputy Mayor Andrews seconded. The vote was as follows:

AYES: Councilmembers LaVere, Weir, Tracy, Heitmann, Monahan, Deputy Mayor Andrews and Mayor Nasarenko
NOES: None
ABSENT: None

Mayor Nasarenko declared the motion carried.

Mayor Nasarenko left the Council Dais at 8:47 p.m.; Deputy Mayor Andrews presiding.

11. Transmittal of the Proposed 2016-2022 Capital Improvement Plan (31)**SPEAKERS**

Staff/Presenters: Public Works Director Tulson Clifford

Councilmember Tracy moved to approve the recommendation to:

- a. Receive the Proposed Capital Improvement Plan (CIP) for 2016-2022 (2nd Year)
- b. Add the following projects to the Proposed Capital Improvement Plan (CIP) for 2016-2022:
 - 74081 Wastewater Plant Security Fence
 - 74082 Wastewater Seaside Transfer Station Improvements
 - 73090 Circulation Improvements – Hall Canyon Reservoir

Councilmember LaVere seconded. The vote was as follows:

AYES: Councilmembers LaVere, Weir, Tracy, Heitmann, Monahan and
Deputy Mayor Andrews
NOES: None
ABSENT: Mayor Nasarenko

Deputy Mayor Andrews declared the motion carried.

PUBLIC COMMUNICATIONS**SPEAKERS**

Member of the public: Lisa Bean

CITY COUNCIL COMMUNICATIONS

None

REPORTS – REGIONAL BOARDS/COMMISSIONS/COMMITTEES

Councilmember Weir attended the quarterly Beach Erosion Authority of Clean Oceans and Nourishment (BEACON) meeting.

Councilmember LaVere attended the League of California Cities for New Mayors and Councilmembers Academy; along with City Manager Mark D. Watkins met with Senator Hannah-Beth Jackson, Assemblywoman Jacqui Irwin and Assemblywoman Monique Limon to discuss water, transportation, infrastructure and homelessness issues.

Deputy Mayor Andrews attended the League of California Cities Revenue and Taxation Policy committee meeting.

CITY MANAGER COMMUNICATIONS

City Manager Mark D. Watkins thanked Public Works, Parks Department and Public Safety crews that worked during the weekend storms; Public Meeting on Short Term Vacation Rentals on January 31; and highlighted upcoming City Council meeting agenda items.

ADJOURNMENT

The meeting was adjourned at 9:07 p.m.

Antoinette M. Mann, MMC, CRM
City Clerk