

CITY COUNCIL ACTION AGENDA



CITY COUNCIL AGENDA

TUESDAY, JANUARY 23, 2024

CLOSED SESSION – 4:00 P.M.
REGULAR MEETING - 5:00 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 SÁNCHEZ-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=m80e63e3fb3bb2a9c4194be4d21c22fbb>

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: 2555 521 5888

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 by 3:00 p.m. on the meeting date, or by using the public comment form at 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: 4:02 p.m.

ROLL CALL

Present: Councilmembers Duran, McReynolds, Johnson, Halter, Campos, Deputy Mayor Dr. Sánchez-Palacios and Mayor Schroeder

Absent: None

Mayor Schroeder presiding

PUBLIC COMMUNICATIONS: None

CLOSED SESSION: *Teleconference/Video Conference Meeting. The Public may not participate in the Closed Session, other than for Public Comments.*

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Title: City Manager

Authority: Government Code Section 54957

2. CONFERENCE WITH LABOR NEGOTIATORS

City Negotiators: Mayor Joe Schroeder and Deputy Mayor Dr. Jeannette Sánchez-Palacios

Unrepresented Employee: City Manager

Authority: Government Code 54957.6

3. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Name of Case: Wishtoyo Foundation/Ventura Coastkeeper and Heal the Bay Inc. v. City of San Buenaventura

Case No.: CV 10-02072-GHK (PJWx)

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

ADJOURNMENT: 5:04 p.m.

CALL TO ORDER – REGULAR SESSION: 5:06 p.m.

ROLL CALL

Present: Councilmembers Duran, McReynolds, Johnson, Halter, Campos, Deputy Mayor Dr. Sánchez-Palacios and Mayor Schroeder

Absent: None

Mayor Schroeder presiding

PLEDGE OF ALLEGIANCE: Councilmember Johnson

SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

- Small Business Administration Disaster Recovery Loan Presentation
- Food Share Ventura County Can Tree Drive Awards Presentation
- Business of the Month/Green Business Awards
- Recognition of Sarah Udoji, WAV Property Manager
- Recognition of Martin Luther King, Jr. Day

CLOSED SESSION REPORT: City Attorney Andy Heglund reported that there was no reportable action.

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:

Supplemental Packet: Communications posted online.

Public Speakers: Natalie Yanez, William Parker, P. Fields, Spencer Noren, Nervonica

Action: M/S/C (Johnson/Sánchez-Palacios) to approve the consent items, excluding Item 3 and Item 7, in one motion as presented.

Vote: All Ayes

1. **Move all Resolutions and Ordinances presented tonight be deemed read by title only and all further reading be waived**

Action: Approve recommendation.

CONSENT ITEMS (CONTINUED)

2. [Legal Services Agreement Amendment with California Eminent Domain Law Group, APC, Outside Counsel Services Agreement for Analysis of Options to Acquire Streetlights, Including Eminent Domain](#)

Staff: Andy Heglund, City Attorney

RECOMMENDATION

- a. Authorize the City Attorney to execute an amendment to the legal services agreement with the law firm of California Eminent Domain Law Group, APC, increasing the compensation amount by \$70,000 for a total not-to-exceed amount of \$325,000 for analysis of options to acquire streetlights, including eminent domain.
- b. Authorize the Finance Department to transfer money from the General Fund to the Street Lighting District as needed for this contract.

Action: Approve recommendation.

3. [2024 Councilmember Assignments to Various Agencies, Boards, Committees, and Liaison Roles](#)

Staff: Michael MacDonald, City Clerk

RECOMMENDATION

Approve the 2024 assignments and appointments of Councilmembers to various agencies, boards, committees, and liaison roles.

Action: No speakers. M/S/C (Johnson/Campos) to suspend the Council Protocols to allow for the current ARC member terms to be extended to February 29, 2024, and then appoint Deputy Mayor Dr. Sanchez-Palacios, Councilmember Johnson, and Councilmember Halter to the ARC committee beginning March 1, 2024.

Vote: All Ayes

Action: M/S/C (Johnson/Campos) to approve the 2024 committee assignments.

Vote: All Ayes

CONSENT ITEMS (CONTINUED)

4. [Ordinance for Second Reading – An Ordinance amending San Buenaventura Municipal Code Section 16.217.050 to Implement Safety-Related Limitations on the Parking of Oversized Vehicles on City Streets](#)

Staff: Michael MacDonald, City Clerk

RECOMMENDATION

Waive the second reading in full and adopt an Ordinance amending San Buenaventura Municipal Code section 16.217.050 to increase the hours of prohibited parking for Oversized Vehicles to 6:00 am to 6:00 pm seven days per week. Ordinance titled:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING SECTION 16.217.050 OF THE SAN BUENAVENTURA MUNICIPAL CODE TO IMPLEMENT SAFETY- RELATED LIMITATIONS ON THE PARKING OF OVERSIZED VEHICLES ON CITY STREETS”

Action: Approve recommendation. Ordinance 2024-02

5. [Ordinance for Second Reading - An Ordinance Amending Chapter 10.100 of the San Buenaventura Municipal Code Clarifying Definitions of Solicitation and related Topics](#)

Staff: Michael MacDonald, City Clerk

RECOMMENDATION

Waive the second reading in full and adopt the Ordinance amending Chapter 10.100 of the San Buenaventura Municipal Code (“SBMC”), “Solicitation,” to expand and clarify the City’s restrictions on solicitation and aggressive solicitation, particularly in high- risk areas such as center medians, and roadway shoulders. Ordinance titled:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 10.100 OF THE SAN BUENAVENTURA MUNICIPAL CODE TO CLARIFY DEFINITIONS OF SOLICITATION AND RELATED TOPICS AND IMPLEMENT REASONABLE TIME, PLACE, AND MANNER RESTRICTIONS ON SOLICITATION BEHAVIOR”

Action: Approve recommendation. Ordinance 2024-01

CONSENT ITEMS (CONTINUED)

6. [Revised Salary Resolution for Unrepresented Employees](#)

Staff: Danielle Keys, Human Resources Director

RECOMMENDATION

Adopt a revised Resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries of Certain Paid Officers and Employees of the City (Salary Resolution) as of January 20, 2024. Resolution titled:

“A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES FOR CERTAIN PAID OFFICERS AND EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF JANUARY 20, 2024”

Action: Approve recommendation. Resolution 2024-02

7. [Professional Services Agreement PW24-1130 with Dixon Resources Unlimited for Expansion of Paid Parking Downtown](#)

Staff: Peter Sheydayi, Acting Public Works Director

RECOMMENDATION

- a. Approve and authorize the City Manager, or Designee, to execute a Professional Services Agreement with Dixon Resources Unlimited for the expansion of paid parking downtown in the amount of \$161,005 with a contract completion date of January 31, 2025.
- b. Authorize the City Manager, or Designee, to execute future amendments to subject agreement up to a total maximum contingency of \$8,050 for a total not-to-exceed agreement amount of \$169,055 and a total time extension of 180 calendar days.
- c. Authorize an increase to the Fiscal Year 2023-2024 budget in the amount of \$169,055 from Fund 30 and authorize the Finance Department to assign increased budget appropriation and revenues to the proper project(s) and account(s).

Supplemental Packet: Communications posted online.

CONSENT ITEMS (CONTINUED)

Public Speakers: Sara Ostrander, Clyde Mears, Jonathan Puu, Martha Cantos, Matt Bello, Saria Kraft, Bob Guthrie, Alex Mangone, Sky Sunner, Glenn Overley, Donna Pu'u, Christy Weir, Natalie Bruton, Mark Sirota, Jacob Ruby, P. Fields, Karba, Kate McDuffee, Nervonica, Dave Armstrong, Rynn Schumacher, Spencer Noren, Maria Davalos, Sean Tully, Heather, Carol Spector, Matt Leonard

Action: M/S/C (Schroeder/Sánchez-Palacios) to set the speakers time at 2 minutes.

Vote: Ayes: Duran, Halter, Deputy Mayor Dr. Sánchez-Palacios, Mayor Schroeder; Noes: Johnson, Campos, McReynolds; Abstain: None; Absent: None

Action: M/S/C (Johnson/Campos) to not approve the staff recommendation.

Vote: All Ayes

8. [Professional Services Agreement Number PW23-1069 Second Amendment with Noble Consultants, Inc. for Design Services on Promenade Pathway Repair and Improvements, Project No. 90100](#)

Staff: Peter Sheydayi, Acting Public Works Director

RECOMMENDATION

Approve and authorize the City Manager, or Designee, to execute the Second Amendment of Professional Service Agreement PW23-1069 with Noble Consultants, Inc. for a new contract completion date of January 31, 2025.

Action: Approve recommendation. Agreement No. PW23-1069.

Council Recess 8:57 p.m. – 9:25 p.m.

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. [VenturaWaterPure and Wastewater Capital Improvement Plan Membrane Bioreactor/Ultraviolet Light Project Update](#) (Continued from December 18, 2023)

Staff: Gina Dorrington, Ventura Water General Manager

RECOMMENDATION

Receive and file report providing an update on the VenturaWaterPure Program and the Membrane Bioreactor/Ultraviolet Light Project.

Supplemental Packet: Communication posted online.

Speakers: Robert Eranio, Jonathan Puu, Karba, Scott McCarty, Burt Handy, Susan Rungren, Bob Alviani, Patty Overley

Action: M/S/C (Sánchez-Palacios/Schroeder) to continue the meeting beyond 11 p.m. per the City Council Protocols.

Vote: Ayes: Duran, McReynolds, Halter, Campos, Deputy Mayor Dr. Sánchez-Palacios, Mayor Schroeder; Noes: Johnson, Campos; Abstain: None; Absent: None

Action: Presentation made, and discussion held.

10. [Transmittal of the Proposed Fiscal Year 2025–2029 Capital Improvement Program](#)

Staff: Peter Sheydayi, Acting Public Works Director

RECOMMENDATION

Receive and file the Proposed Capital Improvement Program for Fiscal Years 2025–2029.

Action: The item was continued.

PUBLIC COMMUNICATIONS:

Public Speakers: Nervonica, Jonathan Pua, John S., Glenn Overley

ADJOURNMENT

Meeting adjourned at 11:46 p.m. to Closed Session.

I hereby certify that this is a true and correct record of the City Council meeting held on January 23, 2024.

Michael B. MacDonald, CMC
City Clerk

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