

CITY OF VENTURA
CITY COUNCIL MINUTES

Matt LaVere
Mayor

Lorrie Brown
Councilmember District 6

Erik Nasarenko
Councilmember District 4

Jim Friedman
Councilmember District 5

Sofia Rubalcava, Deputy Mayor
Councilmember District 1

Cheryl Heitmann
Councilmember At-Large

Christy Weir
Councilmember At-Large

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

REGULAR MEETING
MARCH 4, 2019

1. CALL TO ORDER – REGULAR SESSION

The San Buenaventura (Ventura) City Council met in Regular Session in the City Hall Council Chambers, 501 Poli Street, Ventura at 6:13 p.m.

2. ROLL CALL

PRESENT: Councilmembers Nasarenko, Brown, Friedman, Weir, Heitmann, Deputy Mayor Rubalcava and Mayor LaVere

ABSENT: None

Mayor LaVere presided.

3. PLEDGE OF ALLEGIANCE

Councilmember Friedman led the pledge of allegiance.

4. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

Mayor LaVere presented a proclamation "March 2019 as American Red Cross Month" to Joe De La Cerda, Executive Director of the Pacific Coast Chapter of the American Red Cross and Jayme Garone, Chair of the Ventura County Chapter of the American Red Cross.

Deputy Mayor Rubalcava, Councilmember Heitmann, Councilmember Weir and Councilmember Brown presented a proclamation in recognition of March 8, 2019 as International Women's Day to Ventura County Women's Political Council, League of Women Voters, Ventura County Women's Forum Collaborative and City of Ventura women employees. Accepting the proclamations were Jannette Sanchez-Palacios, Ventura County Women's Political Council; Betsy Paterson, League of Women Voters; and Kim Stephenson, Ventura County Women's Forum Collaborative. Councilmember Heitmann presented City Clerk Antoinette Mann with the proclamation for the City of Ventura women employees to be displayed at City Hall.

Mayor LaVere presented City of Ventura's Green Business Certifications to two businesses for their exemplary green business practices making Ventura cleaner and greener. Certifications were presented to Michelle Ramirez, Passport Habits and Salena Bracamontes, Salena Bracamontes State Farm Agency.

5. CLOSED SESSION REPORT

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

6. CITY COUNCIL COMMUNICATIONS

Councilmember Heitmann requested tonight's meeting be adjourned in memory of Hilda Sorenson Victor Warren. Announced a Wildland Firefighting Training Open House, March 16, 2019 for 18 to 25-year-olds in Camarillo, hosted by California Conservation Corps and CAL FIRE.

Councilmember Weir requested tonight's meeting be adjourned in memory of Jim Cowan.

7. PUBLIC COMMUNICATIONS

SPEAKERS

Betsy Erickson; Chuck Eskew, The Patrician Mobile Home Park; Kate Mills; John Sanders Jones; Richard Rosin; Burt Handy; Peggy Wiles, Ventura River Water District; Mark Marshall Wofford; Eli Zarate, Central Coast Alliance United for a Sustainable Economy (CAUSE); Lucia Marquez, CAUSE; Hannah Yale; Junemarie Justus, The Acorn Project; Kristin Rupprecht,

7. PUBLIC COMMUNICATIONS (continued)

Ventura Regional Sanitation District; Kim Stephenson, Ventura County Women's Forum Collaborative; Tracy Beard, California Women's Commission; and Judy Hauer

Comment Card Elizabeth Campos

Handouts Betsy Erickson; Peggy Wiles, Ventura River Water District

Mayor LaVere stated that staff will follow-up with speakers related to Mobile Home Parks.

8. CONSENT ITEMS

City Attorney Gregory Diaz stated that the staff's recommendation on Consent Agenda Item 8K (City Fuel Pump Replacement Project Purchase Order Change Order) must be modified to include waiving the Public Works Bidding Process, as stated in Section 1006 of the City Charter, due to the urgent necessity and the high risk of combustion and explosion that threatens the preservation of life, health or property, as outlined in the administrative report.

Councilmember Friedman requested a correction on Consent Agenda Item 8B (February 25, 2019 Minutes) page 18 to reflect Ventura Port District in the minutes and pulled Consent Agenda Item 8C (2019 City Council Protocols Amendments).

Councilmember Weir pulled Consent Agenda Item 8F (Professional Services Agreement for Economic Base Analysis for the General Plan Update) and Consent Agenda Item 8I (Community Partnerships Granting Program – Awarding of Grants).

Councilmember Brown requested a correction to Consent Agenda Item 8B (February 25, 2019 Minutes) page 18 adding that the Fess Parker project is not moving forward in the minutes.

Councilmember Nasarenko moved to approve the recommendation to:

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

Councilmember Brown seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir, Heitmann, Deputy Mayor Rubalcava and Mayor LaVere

NOES: None

ABSENT: None

8. CONSENT ITEMS (continued)

Mayor LaVere declared the motion carried.

8B. Approval of City Council Minutes – February 4, 2019, February 11, 2019 and February 25, 2019

Councilmember Nasarenko moved to approve the recommendation to:

Approve the Minutes of February 4, 2019, February 11, 2019 and February 25, 2019, noted that February 25, 2019 minutes have updates.

Councilmember Brown seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
NOES: None
ABSENT: None

Mayor LaVere declared the motion carried.

***8D. Designation of Voting Delegate – Southern California Association of Governments 2019 Regional Conference and General Assembly**

Councilmember Nasarenko moved to approve the recommendation to:

Confirm the Mayor's appointment of Councilmember Christy Weir as the City's voting delegate for Southern California Association of Governments 2019 Regional Conference and General Assembly.

Councilmember Brown seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
NOES: None
ABSENT: None

Mayor LaVere declared the motion carried.

8E. Councilmember Assignments – 2019 - Update

Councilmember Nasarenko moved to approve the recommendation to:

Concur with the Mayor and approve the updated Councilmembers assignments/appointments to various agencies, boards, committees, and liaison roles.

8. CONSENT ITEMS (continued)

Councilmember Brown seconded. The vote was as follows:

- AYES: Councilmembers Nasarenko, Brown, Friedman, Weir, Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
- NOES: None
- ABSENT: None

Mayor LaVere declared the motion carried.

***8G. Additional Resources for Community Development – Third Amendment to Professional Services Agreement No. P2017-018 with Joyce Parker Bozylinski**

Councilmember Nasarenko moved to approve the recommendation to:

Authorize the Mayor to execute the Third Amendment to the Joyce Parker Bozylinski Professional Services Agreement No. P2017-018, dated August 16, 2016, adding \$15,000; for a new contract amount not-to-exceed \$59,605, extending the agreement from August 1, 2016 to June 30, 2020, and adjusting the schedule of compensation.

AGREEMENT NO. 2019-0020

Councilmember Brown seconded. The vote was as follows:

- AYES: Councilmembers Nasarenko, Brown, Friedman, Weir, Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
- NOES: None
- ABSENT: None

Mayor LaVere declared the motion carried.

8H. Mobile Home Rent Review Board Annual Report

SPEAKER Chuck Eskew

Handout Chuck Eskew

Councilmember Nasarenko moved to approve the recommendation to:

Receive the Mobile Home Rent Review Board Annual Report.

Councilmember Brown seconded. The vote was as follows:

8. CONSENT ITEMS (continued)

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
NOES: None
ABSENT: None

Mayor LaVere declared the motion carried.

***8J. CAL FIRE Urban and Community Forestry Proposition 68 Parks and Water Bond Fund Grant Program Resolution**

Councilmember Nasarenko moved to approve the recommendation to:

- a. Approve a resolution authorizing the City to submit an application to the California Department of Forestry and Fire Protection (CAL FIRE) for the Urban and Community Forestry Proposition 68 Grant Program requesting \$389,975 for Urban Forest Management and increasing the tree canopy in disadvantaged communities.
- b. Authorize the Parks, Recreation & Community Partnerships Director, by title, to act as the agent for the City to conduct all negotiations and execute and submit all documents, including, but not limited to, applications, contracts, amendments, payment requests, and compliance with all applicable current state and federal laws which may be necessary for the completion of the aforementioned.
- c. Authorize the Finance and Technology Department to assign increased appropriations and revenues to the proper programs and accounts for their use as provided in the grant if the grant is awarded.

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN
BUENAVENTURA FOR FUNDING FROM THE URBAN FORESTRY
GRANT PROGRAM ENTITLED AS PROVIDED THROUGH THE
CALIFORNIA PROPOSITION 68 BOND FUND

RESOLUTION NO. 2019-005

Councilmember Brown seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
NOES: None
ABSENT: None

Mayor LaVere declared the motion carried.

8. CONSENT ITEMS (continued)**8K. City Fuel Pump Replacement Project Purchase Order Change Order****SPEAKERS**

Staff	Interim Public Works Director Mary Joyce Ivers
Public	Anneliese Anderle, Citizens for Responsible Oil and Gas and Helen Conly, Citizens for Responsible Oil and Gas

Councilmember Nasarenko moved to approve the recommendation as amended to:

- a. Authorize the Mayor to execute Change Order Number 1 for the City Fuel Pump Replacement project, Purchase Order 100005624 with Puregreen Equipment Services, in the amount of \$116,149.41, increasing the total purchase order from \$132,704.90 to \$248,854.31.
- b. Authorize the City Manager to execute future change orders if needed to Puregreen Equipment Services for this purchase order in an amount not-to-exceed \$100,000 pursuant to Section 4.600.200 of the Municipal Code.
- c. Waive the Public Works Bidding Process, as stated in Section 1006 of the City Charter, due to the urgent necessity and the high risk of combustion and explosion that threatens the preservation of life, health or property.

Councilmember Brown seconded. The vote was as follows:

AYES:	Councilmembers Nasarenko, Brown, Friedman, Weir, Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
NOES:	None
ABSENT:	None

Mayor LaVere declared the motion carried.

8. CONSENT ITEMS (continued)

8L. Wastewater Plant – Headworks Building Demolition Award of Construction Contract

Councilmember Nasarenko moved to approve the recommendation to:

- a. Approve awarding of contract and authorize the Mayor to execute an agreement with the lowest responsive and responsible bidder, Standard Industries, Inc., for the Wastewater Plant – Headworks Building Demolition, Specification No. 2018-001, in the amount of \$194,721.
AGREEMENT NO. S2018-001
- b. Authorize the encumbrance of contingency funds for the project in the amount of \$19,472 for use by the Public Works Director as needed during construction.
- c. Authorize Finance and Technology to transfer and assign decreased appropriations to the proper funds, projects and accounts.

Councilmember Brown seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
 NOES: None
 ABSENT: None

Mayor LaVere declared the motion carried.

8M. Wastewater Plant – Water Efficiency Landscape Improvements Award of Construction Contract

SPEAKER Leslie Purcell

Councilmember Nasarenko moved to approve the recommendation to:

- a. Approve awarding of contract and authorize the Mayor to execute an agreement with the lowest responsive and responsible bidder, Clean Cut Landscape, Inc., for the Wastewater Plant – Water Efficiency Landscape Improvements Project, Specification No. 2017-024, in the amount of \$284,960.94.
AGREEMENT NO. S2017-024
- b. Authorize the encumbrance of contingency funds for the project in the amount of \$28,496 for use by the Public Works Director as needed during construction.

8. CONSENT ITEMS (continued)

- c. Authorize Finance and Technology to transfer and assign increased appropriations to the proper funds, projects and accounts.

Councilmember Brown seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir, Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
 NOES: None
 ABSENT: None

Mayor LaVere declared the motion carried.

8N. Harbor Force Main – Seaward to Figueroa, Approval of Professional Services Agreement

SPEAKERS

Staff Interim Public Works Director Mary Joyce Ivers

Public George Amandola

Councilmember Nasarenko moved to approve the recommendation to:

Approve and authorize the Mayor to execute a Professional Services Agreement with Cannon Corporation for the engineering design services and engineering support during construction of the Harbor Force Main – Seaward to Figueroa, for an amount not-to-exceed \$303,000, plus a \$30,300 contingency; April 1, 2019 to March 31, 2020.

AGREEMENT NO. 2019-021

Councilmember Brown seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir, Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
 NOES: None
 ABSENT: None

Mayor LaVere declared the motion carried.

8. CONSENT ITEMS (continued)**8O. License Agreement for XUS, LP, Owner of the Property at 204 East Main Street to Encroach into the Adjacent Public Right-of-Way**

Councilmember Nasarenko moved to approve the recommendation to:

Authorize the Mayor to execute a License Agreement for ten years with XUS, LP, owner of the property at 204 East Main Street (Peirano's), to maintain a raised outdoor patio, trellis structure, landscape planters, and Americans with Disabilities Act access ramp that currently encroach into the public right-of-way adjacent to 204 East Main Street.

AGREEMENT NO. 2019-022

Councilmember Brown seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
NOES: None
ABSENT: None

Mayor LaVere declared the motion carried.

8C. 2019 City Council Protocols Amendments*SPEAKERS**

Staff City Attorney Gregory Diaz and City Clerk Antoinette Mann

Public Judee Hauer

DOCUMENT

Supplemental Packet

Discussion was held related to the redlined protocols. Councilmember Friedman requested that VI. Quadi-Judicial Proceedings, Section 3-Alcohol Permit Revocation Proceedings, d – Ex Parte Contacts, be removed from the protocols.

Councilmember Friedman requested that VII. Public Hearings, the time permitted to the applicant or appellatant be reviewed for a future discussion.

Councilmember Brown questioned why regular meetings were removed from the protocols and inquired why the Appointments Recommendation Committee term was removed in the redline.

8. CONSENT ITEMS (continued)

City Attorney Gregory Diaz stated the regular meetings section was removed from the protocols as it was placed in a new resolution, Attachment C, for this Agenda Item. City Clerk Antoinette Mann stated the term was removed from the Appointments Recommendation Committee as earlier in the section on Council Standing Committees, it states the Mayor annually makes appointments to standing committees.

Councilmember Friedman moved to approve the recommendation, as amended, to:

- a. Adopt a Resolution amending the City Council Protocols, with the following modifications:

Exhibit A, 2019 Protocols:

- Page 12 remove Section 3D (Ex-Parte Communications for Alcohol Permit Revocation Proceeding) in its entirety;
- Page 29 add Appointments Recommendation Committee term of 1 year.

Resolution is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING THE CITY COUNCIL PROTOCOLS FOR THE CONDUCT OF MEETINGS, POLICY MAKING, AND RELATED MATTERS TO REFLECT CHANGES DIRECTED AT THE JANUARY 19, 2019, SPECIAL CITY COUNCIL MEETING

- b. Adopt a Resolution to create the Standards of Operation Governing City Council Meetings entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ESTABLISHING STANDARDS OF OPERATIONS GOVERNING CITY COUNCIL MEETINGS

- c. Staff to review the times allocated for Public Hearings for Applicant/Appellant's to determine if more flexibility for large projects can be accommodated and report back to City Council.
- d. Staff to review time allocated for Public Comments on the First meeting of the month, to determine if this should be increased, and report back to City Council.

8. CONSENT ITEMS (continued)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING THE CITY COUNCIL PROTOCOLS FOR THE CONDUCT OF MEETINGS, POLICY MAKING, AND RELATED MATTERS TO REFLECT CHANGES DIRECTED AT THE JANUARY 19, 2019, SPECIAL CITY COUNCIL MEETING

RESOLUTION NO. 2019-003

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ESTABLISHING STANDARDS OF OPERATIONS GOVERNING CITY COUNCIL MEETINGS

RESOLUTION NO. 2019-004

Councilmember Weir seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir, Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
 NOES: None
 ABSENT: None

Mayor LaVere declared the motion carried.

***8F. Professional Services Agreement for Economic Base Analysis for the General Plan Update**

SPEAKERS

Staff Economic Development Manager Estelle Bussa and Interim Community Development Director Dave Ward

DOCUMENT

Correspondence Charles Spraggins

Supplemental Packet

7:41 p.m. Councilmember Nasarenko absent; 7:43 p.m. present.

Councilmember Weir moved to approve the recommendation to:

- a. Authorize the Mayor to enter into Professional Services Agreement with Stanley R. Hoffman Associates to conduct an Economic Base Analysis for the General Plan Update and 2020-2025 Economic Development Strategy; not-to-exceed \$97,780; term March 5, 2019 – March 5, 2020.
 AGREEMENT NO. 2019-019

8. CONSENT ITEMS (continued)

Councilmember Heitmann seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
NOES: None
ABSENT: None

Mayor LaVere declared the motion carried.

8I. Community Partnerships Granting Program – Awarding of Grants*SPEAKERS**

Staff Parks, Recreation and Community Partnerships
Director Nancy O'Connor, Parks, Recreation and
Community Partnerships Manager Emily Fox and
Community Partnerships Supervisor Steven De Fratus

Councilmember Weir moved to approve the recommendation to:

- a. Approve the Community Partnerships grants as recommended, with funding as appropriated in the FY 2018-2019 Operating Budget.
- b. Appropriate funding for the second-year cycle as part of the FY 2019-2020 Operating Budget, contingent upon Council approved budget appropriations.
- c. Authorize the City Manager to approve and execute individual contracts with grant recipients.

Councilmember Heitmann seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
NOES: None
ABSENT: None

Mayor LaVere declared the motion carried.

CITY COUNCIL AND SUCCESSOR AGENCY CONSENT ITEM

Mayor/Successor Agency Chair LaVere announced that no additional compensation is being paid to members of the City Council while serving as the Successor Agency.

8P. Downtown Property-Based Business Improvement District Renewal and Petition Signature Request

Councilmember/Agency Member Weir moved to approve the recommendation to:

- a. Receive the attached documents from Downtown Ventura Partners regarding the renewal of the Downtown Property-Based Business Improvement District.
- b. Authorize the City Manager, representing the City of Ventura, to sign the Downtown Property-Based Improvement District Renewal petitions representing City owned properties.
- c. Authorize the Executive Director, representing the Successor Agency to the former Redevelopment Agency of the City of San Buenaventura, to sign the Downtown Property-Based Improvement District Renewal petition representing Successor Agency owned properties.

Councilmember /Agency Member Friedman seconded. The vote was as follows:

- AYES: Councilmembers/Agency Members Nasarenko, Brown, Friedman, Weir, Heitmann, Deputy Mayor/Vice Chair Rubalcava and Mayor/Chair LaVere
- NOES: None
- ABSENT: None

Mayor/Chair LaVere declared the motion carried.

9. APPOINTMENTS TO COUNCIL ADVISORY GROUPS

9A. Appointments Recommendation – Ventura Port District Board

Councilmember Weir moved to approve the recommendation to:

Approve the appointment of Jackie Gardina, Appointment Term of March 4, 2019 – June 30, 2020, to fill the unscheduled vacancy on the Ventura Port District Board.

9. APPOINTMENTS TO COUNCIL ADVISORY GROUPS (continued)

Councilmember Friedman seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
NOES: None
ABSENT: None

Mayor LaVere declared the motion carried.

Councilmember Weir presented Jackie Gardina with a certificate of appointment.

11. PUBLIC HEARING ITEM**11A. Ordinance Amendment – Division 24 of the San Buenaventura Municipal Code to Create New Use Types and Definitions for “Firearm and Ammunitions Sales” and Amending the M-1, M-2 and MPD Zones to Permit Firearm and Ammunition Sales (PROJ-12723)**

The public hearing was opened.

City Clerk Antoinette Mann stated that affidavits of publication and posting are on file in the City Clerk’s Office.

SPEAKERS

Presenters Interim Community Development Director Dave Ward,
City Attorney Gregory G. Diaz and Joyce Parker
Bozylinski, Contract Planner

DOCUMENTS

Comment Card Suz Montgomery and Judith Bosman

Correspondence Lori Steinhauer

PowerPoint

Supplemental Packet

7:51 p.m. Councilmember Friedman absent; 7:53 p.m. present.

The public hearing was closed.

11. PUBLIC HEARING ITEM (continued)

Councilmember Heitmann moved to approve the recommendation to:

- a. Adopt the Negative Declaration Case No. OA-7-18-46110.
- b. Introduce and approve the first reading of the Ordinance, title as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING DIVISION 24 OF THE SAN BUENAVENTURA MUNICIPAL CODE TO CREATE NEW USE TYPES AND DEFINITIONS FOR "FIREARM AND AMMUNITION SALES" AND TO AMEND THE M-1, M-2, AND MPD ZONES TO PERMIT FIREARM AND AMMUNITION SALES

- c. Set the second reading of the Ordinance at the next regular City Council meeting of March 18, 2019.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING DIVISION 24 OF THE SAN BUENAVENTURA MUNICIPAL CODE TO CREATE NEW USE TYPES AND DEFINITIONS FOR "FIREARM AND AMMUNITION SALES" AND TO AMEND THE M-1, M-2, AND MPD ZONES TO PERMIT FIREARM AND AMMUNITION SALES
ORDINANCE NO. _____

Councilmember Nasarenko seconded. The vote was as follows:

- AYES: Councilmembers Nasarenko, Brown, Friedman, Weir, Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
- NOES: None
- ABSENT: None

Mayor LaVere declared the motion carried.

12. FORMAL ITEMS

12A. Council Chambers Technology Upgrade

SPEAKERS

Presenters Interim Finance and Technology Director Mary Eckman, City Clerk Antoinette Mann and City Manager Alex D. McIntyre

12. FORMAL ITEMS (continued)DOCUMENT

PowerPoint

Councilmember Friedman moved to approve the recommendation to:

- a. Authorize the Mayor to execute a Professional Services Agreement with Western Audio Visual to upgrade the City Council Chamber Audio-Visual system in an amount not-to-exceed \$294,864.70; for a term: March 4, 2019 to March 4, 2020.

AGREEMENT NO. 2019-023

- b. Authorize the Finance and Technology Department to appropriate Public Education Government Access (PEG) funds in the amount \$294,865 for the Audio-Visual equipment/system in the Council Chambers.

Councilmember Nasarenko seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
NOES: None
ABSENT: None

Mayor LaVere declared the motion carried.

12B. Purchase of Two Fire EnginesSPEAKERS

Presenter Interim Public Works Director Mary Joyce Ivers, Fire Chief David Endaya and Acting Fleet and Facilities Manager Barbara McCormick

DOCUMENT

PowerPoint

8:47 p.m. Councilmember Heitmann absent; 8:51 p.m. present.

12. FORMAL ITEMS (continued)

Councilmember Friedman moved to approve the recommendation to:

- a. Authorize the Mayor to execute a purchase order not to exceed \$1,494,714, which includes a discount of \$10,000, to South Coast Fire Equipment, Inc. (South Coast) for the purchase of two 2019 Pierce Fire Engines to replace a 1998 and a 2000 Fire Engine including applicable taxes and a Performance Bond.
- b. Authorize the City Manager to execute an amendment or change order to South Coast Fire Equipment, Inc. for this purchase order in a contingency amount not to exceed \$100,000 pursuant to Section 4.600.200 of the Municipal Code.
- c. Authorize \$140,000 to purchase Fire Suppression Tools and Equipment to outfit the two fire engines.
- d. Increase appropriations by \$429,715 from the Fire Apparatus Replacement Fund Balance and authorize the Finance and Technology Department to increase appropriations and revenues to the proper fund, project and accounts for the purchase of the two fire engines.

Councilmember Brown seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
 NOES: None
 ABSENT: None

Mayor LaVere declared the motion carried.

12C. Policy Direction for Revised Cannabis Ordinance in the City of Ventura and Development of Implementing Regulations

SPEAKERS

Presenters City Attorney Gregory G. Diaz, City Manager Alex D. McIntyre, Police Chief Ken Corney, Interim Community Development Director Dave Ward and Interim Finance and Technology Director Mary Eckman

Public Joe Kyle; Jeff Kroll, Shangri-La Care Cooperative; Allison Schmidt, Sespe Creek Collective; Jeff Millott, Ojai Greens Cannabis Dispensary & Delivery; Monica Gray; and Jackie Cornejo, UFCW Local 770

12. FORMAL ITEMS (continued)DOCUMENTS

Comment Card	Suz Montgomery
Correspondence	Lori Steinhauer, Janis Hendricks, Julie D. Newell and Monica Gray
Handouts	Jeff Kroll, Shangri-La Care Cooperative and Allison Schmidt, Sespe Creek Collective
PowerPoints	Staff and Monica Gray
Supplemental Packet	

8:57 p.m. Councilmember Weir absent; 9:02 p.m. present. 9:03 p.m. Mayor LaVere absent; 9:04 p.m. present. 9:41 p.m. Councilmember Brown absent; 9:55 p.m. present. 9:44 p.m. Councilmember Friedman absent; 9:45 p.m. present.

Councilmember Nasarenko moved to approve the recommendation to:

Revise the City's cannabis delivery ordinance based upon the recent adoption of new State rules and include/address the following:

- Require a City Business License of the retail delivery service;
- Require retail delivery business and its delivery employees and vehicles to comply with the Bureau of Cannabis Control regulations;
- Limit delivery to residential addresses only;
- During school hours, restrict delivery to residential addresses located beyond 1000 feet of schools (K-12);
- Require "dash cams" in delivery vehicles;
- Regulate if other cannabis-related products can also be delivered;
- Regulate deliveries of live plants/seeds;
- Require delivery service to include city approved public education materials (i.e., negative health impacts to youth and DUI prevention).

Councilmember Friedman seconded.

Councilmember Brown amended the motion to include a future presentation on commercial cannabis options in the City.

Discussion held on the amended motion. Councilmember Friedman asked for clarification on the amendment to ensure it would include both his and Mayor LaVere's comments about a sales tax and possible ballot measure.

12. FORMAL ITEMS (continued)

Maker of the motion, Councilmember Nasarenko agreed to the amendment as follows:

- a. Revise the City's cannabis delivery ordinance based upon the recent adoption of new State rules and include/address the following:
 - Require a City Business License of the retail delivery service;
 - Require retail delivery business and its delivery employees and vehicles to comply with the Bureau of Cannabis Control regulations;
 - Limit delivery to residential addresses only;
 - During school hours, restrict delivery to residential addresses located beyond 1,000 feet of schools (K-12);
 - Require "dash cams" in delivery vehicles;
 - Regulate if other cannabis-related products can also be delivered;
 - Regulate deliveries of live plants/seeds;
 - Require delivery service to include city approved public education materials (i.e., negative health impacts to youth and DUI prevention).
- b. Staff to include in the Fiscal Year 2019-2020 budget funding for a consultant that will assist with a report for City Council, to be presented at a future date, all options for commercial cannabis activities in the City, including lessons learned/issues, sales tax element, and a possible measure on the 2020 ballot.

Councilmember Friedman seconded. The vote was as follows:

AYES: Councilmembers Nasarenko, Brown, Friedman, Weir,
Heitmann, Deputy Mayor Rubalcava and Mayor LaVere
NOES: None
ABSENT: None

Mayor LaVere declared the motion carried.

7. PUBLIC COMMUNICATIONS

SPEAKER

Ron DiSanto

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 Design Review Committee**Design Review Committee February 20, 2019 Action: Approved
PROJ-4428 – Case No. DRC-2-19-48946 & SV-6-18-45652**

Formal Design Review of a Sign Variance to increase the maximum allowed sign area for a single tenant from 100 square feet to 794.88 square feet to install 3 – business identification signs, each sign is 159.96 square feet and 3 – decorative accessory signs, each 105 square feet placed on the north, south, and west building elevations of an existing 38,000 square foot commercial building located on a 1.33 acre parcel within the approximately 60 acre Pacific View Mall property at 3350 Telegraph Road; Megahertz Electric Signs and Lighting, applicant; Intermediate Commercial (C-1A) Zone.

SPEAKERS

Councilmember Heitmann, Councilmember Weir, Councilmember Brown, City Attorney Gregory G. Diaz and Interim Community Development Director Dave Ward

10:21 p.m. Councilmember Nasarenko absent; 10:23 p.m. present

**15. CITY COUNCIL COMMUNICATIONS/REPORTS – REGIONAL
BOARDS/COMMISSIONS/COMMITTEES - None****16. CITY MANAGER COMMUNICATIONS - None****17. ADJOURNMENT**

Meeting adjourned at 10:30 p.m. in memory of Hilda Sorenson Victor Warren and Jim Cowan.



Antoinette M. Mann, MMC, CRM
City Clerk

*Items heard out of order