

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
MONDAY, APRIL 24, 2017, 6:00 P.M.

The San Buenaventura (Ventura) City Council met in regular session in the City Hall Council Chambers, 501 Poli Street, Ventura at 6:06 p.m.

ROLL CALL

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

Absent: None

Mayor Nasarenko presided.

PLEDGE OF ALLEGIANCE

Assistant City Manager Dan Paranick led the pledge of allegiance.

SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

Mayor Nasarenko introduced Mayor for a Moment student Ruby Strunk, Pierpont Elementary School fifth grader, who read her essay on Cooperation. A Community Access Partners (CAPS) video about Ruby Strunk, Pierpont Elementary School and Cooperation was shown. Mayor Nasarenko presented Ruby Strunk with a Key to the City.

Mayor Nasarenko introduced a new video series called Spotlight on Local Business developed by City of Ventura's Economic Develop Department and Ventura Chamber of Commerce, produced by CAPS. The local business FileYourTaxes.com was recognized. Timur Taluy thanked the Mayor for the recognition.

CLOSED SESSION REPORT

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

CITY COUNCIL COMMUNICATIONS

Councilmember Weir congratulated the Atmore Family for planting a new eucalyptus tree, allowing two trees on the hill to continue; Arbor Day tree planting on April 26, 2017, 2:30 p.m. at Westpark Community Center.

Councilmember Heitmann provided details on World Trade Week, e-Commerce and Trade event on May 17, 2017 from 11 a.m. – 2 p.m. at the Port of Hueneme.

Deputy Mayor Andrews announced the National Alliance on Mental Illness (NAMI) walk will be held on May 6, 2017, on the Ventura Promenade.

Councilmember Tracy requested the meeting be adjourned in memory of Donna Miller.

CITY COUNCIL CONSENT ITEMS

Agenda Item No. 7 was pulled from the Consent Agenda for a presentation and separate motion.

1. City Council Quarterly Travel Report (40)

Councilmember Tracy moved to approve the recommendation to:

Receive and file the January through March 2017 Quarterly travel report.

Councilmember LaVere 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 ITEMS (Continued)**2. Office Space Lease Renewals Between the City of San Buenaventura and Existing Incubator Occupants (50)**

Councilmember Tracy moved to approve the recommendation to:

- a. Authorize the City Manager to execute Lease Agreement Nos. 2017-022a-g with seven existing incubator tenants for the continued use of office space in the Ventura Ventures Technology Center located on the third floor of 505 Poli Street.
- b. Authorize the City Manager to execute Lease Agreements with future incubator tenants provided that the terms of the Lease Agreements are consistent with the Standard Terms for Office Space Lease approved by City Council.

Councilmember LaVere 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.

3. 2017 Homeland Security Grant (31)

Councilmember Tracy moved to approve the recommendation to:

- a. Accept a grant from the Office of Homeland Security in the amount of \$21,060 for the Police Department to purchase personal body armor for Officers.
- b. Authorize the City Manager or designee as agent for the City to conduct all negotiations and execute all documents, including without limitation applications, agreements, and billing statements that may be necessary to complete the project.
- c. Authorize the Finance and Technology Department to assign increased appropriations and revenues to the General Grant and Categorical Fund, Police Department budget, in the amount of \$21,060.

CITY COUNCIL CONSENT ITEMS (Continued)

Councilmember LaVere 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. Hall Canyon Tanks Replacement Project Increase in Appropriations (123)

Councilmember Tracy moved to approve the recommendation to:

- a. Authorize the increase in appropriations of \$75,000 to the Tank Replacement – Hall Canyon Tanks Project (97931) in the Water Capital Fund (72) to account for a necessary appropriation budget adjustment.
- b. Authorize the decrease in appropriations of \$75,000 from the Golf Course Well project (97924) in the Water Capital Fund (72) (2012 Water Bonds).
- c. Authorize Finance and Technology staff to assign appropriations and revenues to the proper projects and accounts for their use as provided in the fiscal impact.

Councilmember LaVere 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.

5. Olivas Park Drive Levee Project – Amendment to Professional Services Agreement (50)**DOCUMENTS:**

Comment Forms: Valentina Pfeifer and Peyton Reynolds, iMatter.

CITY COUNCIL CONSENT ITEMS (Continued)

Councilmember Tracy moved to approve the recommendation to:

Approve and authorize the City Manager or designee to execute Agreement No. 2015-006.1, the first amendment to the Professional Services Agreement with Michael Baker International for additional work required on the Olivas Park Drive Levee Project in the amount of \$43,000. This results in a total contract amount not to exceed \$711,490, plus \$50,000 in contingency funds.

Councilmember LaVere 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.

6. Ventura Water Reclamation Facility (VWRF) Aeration Blower Project – Amendment to Professional Services Agreement (50)

Councilmember Tracy moved to approve the recommendation to:

Approve and authorize the City Manager or designee to execute Agreement No. 2016-051.1, the First Amendment to the Professional Services Agreement with HDR Engineering, Inc., for additional work required on the VWRF Aeration Blower Project in an amount of \$51,769. This results in a total contract amount not to exceed \$412,908, plus \$36,000 in remaining contingency funds.

Councilmember LaVere 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 ITEMS (Continued)**8. Appointment of a Representative and Alternate to the Santa Paula Basin Technical Advisory Committee (123)**

Councilmember Tracy moved to approve the recommendation to:

Approve the appointment of the Ventura Water General Manager as the City's representative and the Ventura Water Resource Planning Manager as the City's alternate representative to the Santa Paula Basin Technical Advisory Committee.

Councilmember LaVere 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.

9. Approval of Agreement for Resolution of Disputes with HV Avocado LLC and HV Family Avocado LLC (50)

Councilmember Tracy moved to approve the recommendation to:

Approve and authorize execution by the City Manager of Agreement No. 2017-023 for Resolution of Disputes with HV Avocado LLC and HV Family Avocado LLC regarding appropriate customer water rate classification and City business license requirements.

Councilmember LaVere 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 ITEMS (Continued)

***7. Final 2017 Comprehensive Water Resources Report (123)**

SPEAKERS

Presenters: Acting Ventura Water General Manager Joe McDermott, Assistant City Attorney Miles Hogan and Principal Engineer Susan Rungren.

Public: Daniel Cormode and Kioren Moss.

DOCUMENTS

PowerPoint

Comment Forms: Joseph Richardson and Pat Pillow, EVCC.

Correspondence: Daniel Cormode (2) and Joseph Richardson (2).

Supplemental Information provided on agenda item.

Councilmember Tracy moved to approve the recommendation for:

City Council to receive the 2017 Comprehensive Water Resources Report and for staff to respond to Mr. Kioren Moss' comments from the April 24, 2017 meeting and provide to Council.

Councilmember LaVere 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.

PUBLIC HEARING**10. Grading Ordinance Amending Chapters 12.210, 12.215 and 12.220 of Division 12, Part 2 of the San Buenaventura Municipal Code (70)**

The public hearing was opened.

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

Presenters: Public Works Director Tulson Clifford and Associate Planner Margaret Ide.

DOCUMENTS

PowerPoint

7:21 p.m. Deputy Mayor Andrews absent; 7:24 p.m. present. 7:24 p.m. Councilmember Monahan absent; 7:29 p.m. present. 7:31 p.m. Councilmember Monahan absent; 7:33 p.m. present. 7:34 p.m. Councilmember Tracy absent; 7:37 p.m. present.

The public hearing was closed.

Councilmember Weir moved to approve the recommendation to:

- a. Recommend Approval of the exemption under Section 15308 of the California Environmental Quality Act (CEQA) Guidelines.
- b. Waive the first reading in full and introduce an Ordinance amending Division 12, Part 2 of the San Buenaventura Municipal Code ("Grading Regulations"), Chapters 12.210 entitled "General Provisions," 12.215 entitled "Grading Permits," 12.220 entitled "Grading Regulations."
- c. Set the proposed ordinance for a second reading and adoption at the City Council meeting on May 22, 2017.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA AMENDING DIVISION 12, PART 2 OF THE SAN BUENAVENTURA MUNICIPAL CODE ("GRADING REGULATIONS"), CHAPTERS 12.210 ENTITLED "GENERAL PROVISIONS," 12.215 ENTITLED "GRADING PERMITS," AND 12.220 ENTITLED "GRADING REGULATIONS"

ORDINANCE 2017-____

PUBLIC HEARING (Continued)

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**11. 2005 General Plan Implementation Annual Growth Report (62)****SPEAKERS**

Presenters: Community Development Director Jeffrey Lambert, Planning Manager Dave Ward and Associate Planner Margaret Ide.

DOCUMENTS

PowerPoint

7:39 p.m. Councilmember Tracy and Councilmember LaVere absent; 7:40 p.m. Councilmember Tracy present; 7:42 p.m. Councilmember LaVere present. 7:51 p.m. Mayor Nasarenko absent; 7:57 p.m. present.

Councilmember Tracy moved to approve the recommendation for City Council to receive:

- a. The 2017 General Plan Implementation Annual Growth Report.
- b. The Annual Housing Element Implementation Report.

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.

12. Request for Policy Consideration – Community Climate Action Plan (40)**SPEAKERS**

Presenters: Mayor Nasarenko, Community Development Director Jeffrey Lambert, Public Works Director Tulson Clifford and Environmental Services Manager Joe Yahner.

8:21 p.m. Councilmember Monahan absent; 8:23 p.m. present. 8:30 p.m. Councilmember Heitmann absent; 8:33 p.m. present.

Public: Michele Newell, Aera Energy-Western States Petroleum Association; Peyton Reynolds, iMatter; Alec Loorz, iMatter; Phoenix Star Neman, iMatter; Sierra Manske, iMatter; Vineta Sondors, iMatter; Isabella Bobrow, iMatter; Victoria Loorz, iMatter; Kristopher Young, Citizens for Peaceful Resolutions; Michael Sullivan, People of Planet Earth; William White, iMatter; Anthony Krzywicki, Ventura County Green Party; and Brian Brennan, BEACON.

DOCUMENTS

Comment Forms: Jovan V. Garcia, iMatter (2); Emma Skemsvold, iMatter; Tasha Stuart-Shuman, iMatter; Devin Varela, iMatter; Shelby Moran, iMatter; Maria Froelich; Brett Levin, Ventura Climate Hub; Amanda Malohe, iMatter; Todd M. Shuman; Camilla; Valentina Pfeifer, iMatter; Glenn Govera, iMatter; Allen Chinn, iMatter; Douglas Johannes; Mary M. Olson, Citizens for Peaceful Resolutions; Sicilia Smith, iMatter; Willow Buck, iMatter; Stella Nicodemus, iMatter; Tessa Gallagher, iMatter; Jude Neman, iMatter; and anonymous.

Correspondence: David Grau, Mark Mendelsohn and Jenny.

Councilmember Weir moved to approve the recommendation to:

Direct staff to determine the funding, staff resources and time required to draft a Climate Action Plan for the City of Ventura and report back to the Council; and for the plan to address tree health, rainwater collection and shoreline erosion.

Councilmember LaVere 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.

9:17 p.m. Councilmember Tracy absent.

PUBLIC COMMUNICATIONS

Speakers: Suz Montgomery, Westside Action Council; John Hankins, Westside Action Council; Chad Caldwell and George Amandola.

DOCUMENTS

Handout: Suz Montgomery

CITY COUNCIL COMMUNICATIONS/ REPORTS – REGIONAL BOARDS/COMMISSIONS/COMMITTEES

Councilmember Monahan reported his absence from the May 8, 2017 Council meeting due to a family funeral.

CITY MANAGER COMMUNICATIONS

Assistant City Manager Dan Paranick stated the next City Council meeting is May 8, 2017; highlighted future City Council agenda topics. Announced upcoming meetings: Short Term Vacation Rentals Working Group meeting April 25, 2017; Water Commission meeting April 25, 2017; Special Events Working Group meeting on May 15 and May 22, 2017; and Measure O Citizens Oversight Board meeting May 1, 2017.

ADJOURNMENT

Meeting adjourned at 9:32 p.m. in memory of Donna Miller.

Antoinette M. Mann, MMC, CRM
City Clerk

*Item heard out of order