CS1. CALL TO ORDER – CLOSED SESSION

The San Buenaventura (Ventura) City Council met in Closed Session in the City Hall Council Chambers, 501 Poli Street, Ventura at 5:04 p.m.

CS2. ROLL CALL

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

ABSENT: Councilmember Brown

Mayor LaVere presided.

CS3. PUBLIC COMMUNICATIONS – None
City Council convened in a closed session for the following purpose:

**CS4. CLOSED SESSION** – City Council Conference Room

1. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**
   
   Title: City Manager
   
   Authority: Government Code Section 54957

2. **CONFERENCE WITH LABOR NEGOTIATORS**
   
   City Negotiators: Councilmember Erik Nasarenko and Mayor Matt LaVere
   
   Unrepresented Employee: City Manager
   
   Authority: Government Code Section 54957.6

**CS5. ADJOURNMENT**

Closed session adjourned at 6:05 p.m.

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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 6:14 p.m.

2. **ROLL CALL**

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

   **ABSENT:** Councilmember Brown

   Mayor LaVere presided.

3. **PLEDGE OF ALLEGIANCE**

   Councilmember Heitmann led the pledge of allegiance.

4. **SPECIAL PRESENTATIONS AND ANNOUNCEMENTS**

   6:18 p.m. Councilmember Brown present.

   Mayor LaVere introduced Mayor for a Moment student Lily Sheldon, Pierpont Elementary 5th grader, who read her essay on Punctuality. A Community Access
4. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS (continued)

Partners (CAPS) video about Lily Sheldon, Pierpont Elementary School and Punctuality was shown. Mayor LaVere presented Lily Sheldon with a Key to the City.

Mayor LaVere introduced Mayor for a Moment student Ella Dritz, Mound Elementary 5th grader, who played the ukulele and sang the song she wrote on Self-Control. A Community Access Partners (CAPS) video about Ella Dritz, Mound Elementary School and Self-Control was shown. Mayor LaVere presented Ella Dritz with a Key to the City.

Mayor LaVere presented a Proclamation for National Public Works Week, May 19-25, 2019, to Interim Public Works Director Mary Joyce Ivers, Interim Ventura Water General Manager Susan Rungren and Parks, Recreation and Community Partnerships Director Nancy O’Connor. All Public Works, Ventura Water and Parks, Recreation and Community Partnership staff in attendance stood in recognition of their efforts for Ventura residents.

5. CLOSED SESSION REPORT

City Attorney Gregory G. Diaz stated City Council met in closed session tonight and there is no reportable action.

6. CITY COUNCIL COMMUNICATIONS

Councilmember Weir announced the Amgen Tour of California on Thursday, May 16, 2019, and encouraged residents to come out and cheer on the racers.

Councilmember Heitmann announced the Museum of Ventura County exhibits – “Women Beyond Borders” until June 30, 2019; Rotary Club of Ventura “Perspectives on Peace” exhibit showcasing artwork from Ventura Unified School District students opening on May 18, 2019; and “Music by the Masters: The History of the Ojai and Ventura Music Festivals” opening reception on May 23, 2019.

Councilmember Nasarenko announced that May 15th is the annual National Peace Officers Memorial Day. This year Ventura County Sherriff Sergeant Ron Helus’ name, who was tragically lost at the Borderline incident, along with 157 other police officers will be added to the memorial. Requested a moment of silence in honor of Sergeant Helus and the many police officers who have given their lives in service of others.

Councilmember Brown attended the League of California Cities Legislative Action Day event, Ventura Council of Government meeting, and Ventura Port District Board meeting. Attended a May Day event at Kellogg Park with Deputy Mayor Rubalcava.
8. **CONSENT ITEMS**

Councilmembers Nasarenko and Heitmann had questions on Consent Agenda Item 8D (Development Services Review Contract Award).


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 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.

8B. **Approval of City Council Minutes – April 8, 2019**

Councilmember Nasarenko moved to approve the recommendation to:

Approve the City Council minutes of April 8, 2019.

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.

8D. **Development Services Review Contract Award**

**SPEAKERS**

- **Staff**
- City Manager Alex D. McIntyre and Management Analyst Cary Glen
8. CONSENT ITEMS (continued)

Councilmember Nasarenko moved to approve the recommendation to:

Authorize the Mayor to enter into a Professional Services Agreement with Matrix Consulting Group to conduct Development Services Process Review; in an amount not-to-exceed $68,500.

AGREEMENT NO. 2019-042

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.

8E. City Council Quarterly Travel Report (January – March 2019)

Councilmember Nasarenko moved to approve the recommendation to:

Receive and file the Quarterly Travel Report January through March 2019.

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.

8F. Fifth Amendment to Professional Services Agreement for Integrated Scanning of America, Inc.

Councilmember Nasarenko moved to approve the recommendation to:

Authorize the City Manager to execute the fifth amendment to Integrated Scanning of America, Professional Services Agreement No. 100003711 dated September 12, 2013, adding $20,000 for a new contract amount of $228,000, and extending the term of the agreement to December 31, 2019.

AGREEMENT NO. 2019-043
8. CONSENT ITEMS (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 Nasarenko moved to approve the recommendation to:

Authorize the Public Works Director to execute a Professional Services Agreement with Michael K. Nunley & Associates, Inc. to provide hydraulic modeling and civil engineering design services for Land Development Projects and will have a not-to-exceed limit of $50,000 per task order. The term of this agreement is from May 13, 2019 to June 30, 2022.

AGREEMENT NO. 2019-044

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.

8H. Design for Traffic Signal System Upgrade (Phase I) – Engineering Services Agreement

SPEAKER

Public George Amandola

Councilmember Nasarenko moved to approve the recommendation to:

Authorize the Mayor to execute a Professional Services Agreement with Kimley-Horn & Associates Inc., to provide consultant services for the final design of the Traffic Signal System Upgrade Project (Project Number 69023) for an amount not to exceed $587,405 and authorize the
8. CONSENT ITEMS (continued)

encumbrance of contingency funds in the amount of $22,595 for a total encumbrance not-to-exceed amount of $610,000.

AGREEMENT NO. 2019-045

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.

8I. Pump Station – Seaward/Poli Upgrade – Authorization to Advertise

Councilmember Nasarenko moved to approve the recommendation to:

Approve the contract plans and specifications for Pump Station–Seaward/Poli Upgrade, Specification No. 2017-018, and authorize the advertisement for bids to be received on June 13, 2019, no later than 2:00 p.m., in the City Clerk's office.

AGREEMENT NO. S2017-018

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.


SPEAKERS

Staff City Clerk Antoinette Mann

Public Stephen Schafer, San Buenaventura Conservancy; Kathy Thomson; Jim White and Laura Kay Dunbar
8. CONSENT ITEMS (continued)

DOCUMENTS

Comment Card  Stephen Schafer, San Buenaventura Conservancy and Diane Underhill

Handout  Stephen Schafer, San Buenaventura Conservancy

Councilmember Weir moved to approve the amended recommendation to:

a. Introduce and approve the first reading of each Ordinance's title as follows:


b. Set all three Ordinances for second reading and adoption at the City Council meeting of June 3, 2019.

c. Apply term limits and no dual memberships to all appointments starting with July 2019.
8. CONSENT ITEMS (continued)

d. City Clerk to schedule one or two joint workshops with Commission, Boards and Committees identified for consolidation or dissolution, with City Council to discuss process before final considerations come back to City Council.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 2.410, "CITY COMMISSIONS, BOARDS, AND COMMITTEES GENERALLY," OF THE SAN BUENAVENTURA MUNICIPAL CODE TO ESTABLISH TERM LIMITS, ANNUAL WORK PLANS AND REPORTS, AND TO REQUIRE CITY COUNCIL APPROVAL FOR NEW PROCESSES OR PROCEDURES DEVELOPED BY CITI BOARDS, COMMISSIONS, AND COMMITTEES

ORDINANCE NO. 2019-___

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 2.455, "DOWNTOWN PARKING ADVISORY COMMITTEE," OF THE SAN BUENAVENTURA MUNICIPAL CODE TO ADJUST COMMITTEE MEMBERSHIP CATEGORY DESIGNATIONS

ORDINANCE NO. 2019-___

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 2.460, "WATER COMMISSION," OF DIVISION 2 OF THE SAN BUENAVENTURA MUNICIPAL CODE TO ELIMINATE COMMISSION ALTERNATES AND STAGGER WATER COMMISSIONER TERMS

ORDINANCE NO. 2019-___

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.

11. PUBLIC HEARING ITEMS

11A. Adoption of Proposed User Fees and Rates for Fiscal Year 2019-2020

The public hearing was opened.

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

Presenters

Interim Finance and Technology Director Mary Eckman and Acting Deputy Finance and Technology Director Greg Morley

Terry Madsen, Principal Consultant ClearSource Financial Consulting

DOCUMENT

PowerPoint

7:27 p.m. Councilmember Friedman and Heitmann absent. 7:28 p.m. Councilmember Heitmann present. 7:29 Councilmember Friedman present.

The public hearing was closed.

Councilmember Nasarenko moved to approve the recommendation to:

a. Conduct a Public Hearing on the proposed user fees and rates.

b. Adopt a resolution adopting a revised schedule of fees, hourly rates and equipment charges for various City services, effective July 15, 2019.

Councilmember Friedman seconded. The vote was as follows:

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

NOES: None

ABSENT: None

Mayor LaVer declared the motion carried.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADOPTING A REVISED SCHEDULE OF FEES, HOURLY RATES, AND EQUIPMENT CHARGES FOR VARIOUS CITY SERVICES

RESOLUTION NO. 2019-019
11. PUBLIC HEARING ITEMS (continued)

11B. Street Lighting District No. 36 - Fiscal Year 2019-2020 Annual Assessment Rate

The public hearing was opened.

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

SPEAKERS

Presenters Interim Public Works Director Mary Joyce Ivers and Principal Transportation Manager Jeff Hereford

DOCUMENTS

Comment Card George Amandola

PowerPoint

7:39 p.m. Councilmember Nasarenko absent; 7:52 p.m. present

The public hearing was closed.

Councilmember Friedman moved to approve the recommendation to:

   a. Conduct a public hearing.

   b. Adopt a resolution that continues the assessments at the current rate within Street Lighting District No. 36 for FY 2019-20, pursuant to the Street Lighting Act of 1919.

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.


RESOLUTION NO. 2019-020
11. PUBLIC HEARING ITEMS (continued)

CITY COUNCIL/SUCCESSOR AGENCY PUBLIC HEARING ITEM

11C. Community Redevelopment Public Trust Fund Held Property Near the Southeast Corner of West Main Street and South Garden Street, Ventura, CA ("Site #2") - APN 073-0-021-020 and 073-0-021-030 - Disposition in Accordance with Long-Range Property Management Plan

The public hearing was opened.

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

SPEAKERS

Presenters
Interim Community Development Director Peter Lyons and Management Analyst Dori Buyer

Public
Joshua Addison

DOCUMENT

PowerPoint

The public hearing was closed.

Councilmember Brown moved to approve the recommendation for the:

The Successor Agency to the Redevelopment Agency of the City of San Buenaventura ("Successor Agency") to:

a. Conduct a public hearing.

b. Authorize the Executive Director to execute the Termination of the Reciprocal Easement Agreement between the Successor Agency and Addison Main Street Trust through its Trustee, Joshua D. Addison. AGREEMENT NO. 2019-046

c. Adopt a resolution authorizing the transfer of real property "Site #2" to the City of San Buenaventura pursuant to Health and Safety Code Section 34191.5 for disposition and development in accordance with the Long-Range Property Management Plan, and related actions.
11. PUBLIC HEARING ITEMS (continued)

    and the City Council to:

    a. Conduct a public hearing.

    b. Receive the Summary Report pursuant to California Government
       Code Section 52201 for a Real Estate Purchase and Sale Agreement
       to sell Site #2.

    c. Adopt a resolution accepting the transfer of Site #2 from the
       Successor Agency pursuant to Health and Safety Code Section
       34191.5 and approving and authorizing the City Manager to execute
       the PSA to sell Site #2 to Addison Main Street Trust and related
       actions.

    d. Authorize the Department of Finance & Technology to adjust
       appropriations as necessary to carry out actions associated with the
       sale of "Site #2."

Councilmember Friedman seconded. The vote was as follows:

    AYES:       Councilmembers/Agency Members Nasarenko, Brown,
                Friedman, Weir, Heitmann, Deputy Mayor/Chair Rubalcava
                and Mayor/Chair LaVere

    NOES:       None

    ABSENT:     None

Mayor/Chair LaVere declared the motion carried.

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE DISSOLVED
REDEVELOPMENT AGENCY OF THE CITY OF SAN BUENAVENTURA
AUTHORIZING THE TRANSFER OF REAL PROPERTY TO THE CITY OF
SAN BUENAVENTURA PURSUANT TO HEALTH AND SAFETY CODE
SECTION 34191.5 AND RELATED ACTIONS
SUCCESSOR AGENCY RESOLUTION NO. 2019-021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN
BUENAVENTURA, CALIFORNIA, ACCEPTING THE TRANSFER OF
REAL PROPERTY FROM THE SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY OF THE CITY OF SAN
BUENAVENTURA PURSUANT TO HEALTH AND SAFETY CODE
SECTION 34191.5 AND APPROVING THE SALE OF REAL PROPERTY
TO A PURCHASER FOR DEVELOPMENT PURSUANT TO CALIFORNIA
GOVERNMENT CODE 52201 AND RELATED ACTIONS
RESOLUTION NO. 2019-022
12. **FORMAL ITEMS**

*12B. *Excess Liability and Workers’ Compensation Programs*

**SPEAKERS**

Presenters: Human Resources Director Elizabeth Foushee and Risk Manager Lisa Oland

**DOCUMENT**

PowerPoint

Councilmember Friedman moved to approve the recommendation to:

A. Adopt a resolution establishing membership in the California State Association of Counties Excess Insurance Authority which then:

1. Authorizes the City’s withdrawal from the Big Independent Cities Excess Pool (BICEP) effective June 30, 2019.

2. Authorizes the City to join the California State Association of Counties Excess Insurance Authority for Excess Liability GL-1, Optional Excess Liability and Excess Workers’ Compensation programs.

3. Authorizes the Mayor to execute the related Joint Powers Agreements and Memorandums of Coverage for the EIA Excess Liability GL-1, Optional Excess Liability and Excess Workers’ Compensation programs.

   AGREEMENT NO. 2019-047

4. Designates the City Manager or the Human Resources Director to act in all matters relating to the member and the Joint Powers Authority.

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.
12. FORMAL ITEMS (continued)

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ESTABLISHING MEMBERSHIP IN THE CALIFORNIA STATE ASSOCIATION OF COUNTIES EXCESS INSURANCE AUTHORITY RESOLUTION NO. 2019-023

12A. Transmittal of Fiscal Year 2019-2020 Proposed Operating and Capital Improvement Budget

SPEAKERS

Presenters
City Manager Alex D. McIntyre, Interim Finance and Technology Director Mary Eckman, Assistant City Manager Barry Fisher, City Attorney Gregory G. Diaz, Human Resources Director Elizabeth Foushee, Senior Financial Analyst Pam Townsend, Interim Public Works Director Mary Joyce Ivers, Interim Community Development Director Peter Lyons, Parks Recreation and Community Partnerships Director Nancy O'Connor, Chief of Police Ken Corney, Assistant Chief of Police Darrin Schindler and Fire Chief David Endaya

8:11 p.m. Mayor LaVerde absent; 8:13 p.m. present. 8:11 p.m.
Councilmember Heitmann absent; 8:13 p.m. present. 8:12 p.m.
Councilmember Brown absent; 8:13 p.m. present. 8:57 p.m.
Councilmember Friedman absent; 8:58 p.m. present. 9:06 p.m.
Councilmember Brown absent; 9:12 p.m. present. 10:00 p.m.
Councilmember Nasarenko absent; 10:04 p.m. present. 10:21 p.m.
Councilmember Heitmann absent; 10:23 p.m. present. 10:37 p.m.
Councilmember Friedman absent; 10:39 p.m. present.

Public

Mary Olson

DOCUMENT

PowerPoint

Transmittal of Fiscal Year 2019-2020 Proposed Operating and Capital Improvement Budget Item was continued to May 20, 2019 Workshop. Not all Departmental presentations were received by City Council.

Councilmember Friedman moved following City Council protocols to hear new Agenda Items past 10 p.m. and to hear Agenda Item 12C Ventura Water Reclamation Facility - Digester Improvement Project - Award of Construction Contract this evening.
12. FORMAL 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.

10:43 p.m. Councilmember Nasarenko absent.

12C. Ventura Water Reclamation Facility – Digester Improvement Project - Award of Construction Contract

SPEAKERS

Presenter Interim Public Works Director Mary Joyce Ivers and Wastewater Utility Manager Gina Dorrington

DOCUMENT

PowerPoint

Councilmember Heitmann moved to approve the recommendation to:

a. Approve the award of contract and authorize the Mayor to execute an agreement with the lowest responsive and responsible bidder, Cushman Contracting Corporation for the Ventura Water Reclamation Facility – Digester Improvement Project, Specification 2016-047, in the amount of $6,999,640.
AGREEMENT NO. Spec 2016-047

b. Authorize the encumbrance of contingency funds for the project in the amount not- to-exceed $1,050,000 subject to approval by the Public Works Director during construction.

c. Approve and authorize the Mayor to execute a Professional Services Agreement with Flowers and Associates, Inc. to provide construction management services, in the amount not-to-exceed $587,300, and authorize contingency funds in the amount of $60,000 for a total encumbrance of $647,300.
AGREEMENT NO. 2019-048

d. Authorize Finance and Technology to increase and transfer appropriations to the proper funds, projects, and accounts.
12. FORMAL ITEMS (continued)

Councilmember Friedman seconded. The vote was as follows:

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

Mayor LaVere declared the motion carried.

7. PUBLIC COMMUNICATIONS - None

15. CITY COUNCIL COMMUNICATIONS/REPORTS – REGIONAL BOARDS/COMMISSIONS/COMMITTEES - None

Councilmember Friedman attended the Ventura County Animal Control Services Meeting. County of Ventura is evaluating replacing the existing Animal Shelter/Facility.

Councilmember Heitmann attended the Ventura County Transportation Commission Meeting.

16. CITY MANAGER COMMUNICATIONS - None

17. ADJOURNMENT

Meeting adjourned at 10:48 p.m.

for Antoinette M. Mann, MPPA, MMC, CRM
City Clerk

*Items heard out of order