

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**  
**JUNE 19, 2017**

The San Buenaventura (Ventura) City Council met in regular session in the City Hall Council Chambers, 501 Poli Street, Ventura at 6:04 p.m.

**ROLL CALL**

Present: Councilmembers LaVere, Heitmann, Monahan and Deputy Mayor Andrews

Absent: Councilmembers Weir, Tracy and Mayor Nasarenko

Deputy Mayor Andrews presided.

**PLEDGE OF ALLEGIANCE**

Councilmember Monahan led the pledge of allegiance.

**SPECIAL PRESENTATIONS AND ANNOUNCEMENTS**

None

**CLOSED SESSION REPORT**

None

## CITY COUNCIL COMMUNICATIONS

Councilmember Monahan requested the meeting be adjourned in memory of Bud Hartman.

Councilmember Heitmann reminded residents of the annual 4<sup>th</sup> of July Street Fair held in Downtown Ventura and fireworks at Ventura College hosted by the Rotary Club.

## CITY COUNCIL CONSENT ITEMS

1. **Approving Levy and Collection of Assessments for Fiscal Year 2017-2018 within the Downtown Ventura Property Based Business Improvement District (80)**

Councilmember LaVere moved to approve the recommendation to:

- a. Adopt a resolution ordering the levy and collection of assessments within the Downtown Ventura Property Based Business Improvement District (the "District") for Fiscal Year 2017-2018.
- b. Receive and file the Downtown Ventura Partners Improvement District 2016 Activity Report.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, APPROVING THE LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2017-2018 WITHIN THE DOWNTOWN VENTURA PROPERTY BASED IMPROVEMENT DISTRICT LAW OF 1994, PART 7 OF DIVISION 18 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE  
RESOLUTION NO. 2017-032

Councilmember Monahan seconded. The vote was as follows:

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

Deputy Mayor Andrews declared the motion carried.

2. **Community Access Partners Agreement Amendment (50)**

Councilmember LaVere moved to approve the recommendation to:

**CITY COUNCIL CONSENT ITEMS (Continued)**

Authorize the City Manager to execute Agreement No. 2016-038.1, an amendment to the agreement with Community Access Partners of San Buenaventura, extending the term of the agreement for one year, to be in effect July 1, 2017 through July 30, 2018.

Councilmember Monahan seconded. The vote was as follows:

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

Deputy Mayor Andrews declared the motion carried.

3. **Memorandum of Understanding with Ventura Unified School District, Program Enrichment for After School Kids and After School Education and Safety Program (50)**

Councilmember LaVere moved to approve the recommendation to:

- a. Authorize the City Manager or designee to execute Agreement No. 2017-105, the Memorandum of Understanding between the City and Ventura Unified School District for Program Enrichment for After School Kids and After School Education and Safety programming.
- b. Authorize the City Manager to designate signing authority for future years to Parks, Recreation and Community Partnerships Director absent substantial changes to agreement.
- c. Authorize Finance and Technology to transfer funds to the proper fund, project and accounts in the Fiscal Year 2017-2018 budgets and future budgets as appropriated and approved.

Councilmember Monahan seconded. The vote was as follows:

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

Deputy Mayor Andrews declared the motion carried.

**CITY COUNCIL CONSENT ITEMS (Continued)****4. Fuel Supplier General Services Agreement (50)**

Councilmember LaVere moved to approve the recommendation to:

- a. Authorize the Mayor to execute Agreement No. 2017-106, a General Services Agreement with Merrimac Energy Group of Long Beach, to provide gasoline, diesel fuel, oil and lubricant services; for an initial term of July 1, 2017 through June 30, 2018 with the option to extend for up to four one-year terms, not-to-exceed \$925,000 for Fiscal Year 2017-2018 (\$4,625,000 cumulative).
- b. Authorize the City Manager or designee to execute change orders to the annual appropriations in an amount not-to-exceed \$100,000 for the agreement, pursuant to Section 4.600.200 of the San Buenaventura Municipal Code.

Councilmember Monahan seconded. The vote was as follows:

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

Deputy Mayor Andrews declared the motion carried.

**5. Ventura Pier On-Call Maintenance and Repair Services General Services Agreement (50)**

Councilmember LaVere moved to approve the recommendation to:

- a. Authorize the Mayor to execute Agreement No. 2017-107, a General Services Agreement with John S. Meek Company, Inc., to perform On-Call Maintenance and Repair Services for the Ventura Pier; for an initial term of July 1, 2017 through June 30, 2018 with the option to extend the agreement for up to four one-year terms, not- to-exceed \$406,950.
- b. Authorize the City Manager or designee to execute modifications to the agreement, with expenditures not to exceed \$50,000, pursuant to Section 4.600.200 of the Municipal Code.

Councilmember Monahan seconded. The vote was as follows:

**CITY COUNCIL CONSENT ITEMS (Continued)**

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

Deputy Mayor Andrews declared the motion carried.

**6. Heating, Ventilation and Air Conditioning Preventative Maintenance and Repair General Services Agreement (50)**

Councilmember LaVere moved to approve the recommendation to:

- a. Authorize the Mayor to execute Agreement No. 2017-108, a General Services Agreement with ACCO Engineered Systems to perform preventive maintenance and repair services to the Heating, Ventilation, and Air Conditioning systems at City facilities; for an initial term of July 1, 2017 through June 30, 2018 with the option to extend for up to four one-year terms, not-to-exceed \$483,405.25.
- b. Authorize the City Manager or designee to execute modifications to the annual appropriations in an amendment not to exceed \$50,000 for the agreement, pursuant to Section 4.600.200 of the Municipal Code.

Councilmember Monahan seconded. The vote was as follows:

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

Deputy Mayor Andrews declared the motion carried.

**7. Household Hazardous Waste Collection Services Contract Extension (50)**

Councilmember LaVere moved to approve the recommendation to:

- a. Approve expenditure of an additional \$700,000 for four one-year extensions of the contract, bringing the total not-to-exceed amount to \$1,250,000.
- b. Ratify the one-year extension of the contract from August 1, 2016 through July 31, 2017.

**CITY COUNCIL CONSENT ITEMS (Continued)**

- c. Authorize the City Manager or designee to modify Agreement No. 2013-026 with Stericycle Environmental Solutions, Inc., and execute Agreement No. 2017-109, the third amendment and one-year extension to the existing contract.

Councilmember Monahan seconded. The vote was as follows:

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

Deputy Mayor Andrews declared the motion carried.

8. **Amendment to Master Computer Software Agreement with Systems and Software, Inc. (50)**

Councilmember LaVere moved to approve the recommendation to:

Authorize the Mayor to execute Agreement No. 2013-029.1, an amendment to Agreement No. 2013-029, Master Computer Software Agreement with Systems and Software, Inc., for additional services for the Meter Data Management software, \$7,760; Fiscal Year 2018 annual software maintenance and support, \$123,020; and contingency funding \$22,240, not-to-exceed \$153,020.

Councilmember Monahan seconded. The vote was as follows:

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

Deputy Mayor Andrews declared the motion carried.

**CITY COUNCIL / SUCCESSOR AGENCY CONSENT ITEMS**

Deputy Mayor/Successor Agency Vice-Chair Andrews announced that no additional compensation is being paid to members of the Council while serving as the Successor Agency.

**CITY COUNCIL / SUCCESSOR AGENCY CONSENT ITEMS (Continued)****9. Negotiated Professional Services Agreement between the City of San Buenaventura (as the City and as the Successor Agency) and the Housing Authority of the City of San Buenaventura for Fiscal Years 2017-2018 and 2018-2019 Affordable Housing Program Administration (50)**

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

- a. Approve and authorize the City Manager/Executive Director to execute Agreement No. 2017-010, a two-year negotiated Professional Services Agreement between the City of San Buenaventura, the City of San Buenaventura as Successor Agency and the Housing Authority of the City of San Buenaventura related to the Affordable Housing Program for the twenty-four month period from July 1, 2017 to June 30, 2019.
- b. Authorize Finance and Technology to assign annual appropriations to the proper funds, projects and accounts for both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 in the amount of \$130,000 per fiscal year.

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

AYES: Council/Agency Members LaVere, Heitmann, Monahan and Deputy Mayor/Vice Chair Andrews  
NOES: None  
ABSENT: Council/Agency Members Weir, Tracy and Mayor/Chair Nasarenko

Deputy Mayor/Vice Chair Andrews declared the motion carried.

**10. New Request for Proposals for Successor Agency Site No. 2 Near Southeast Corner of West Main Street and South Garden Street of the Approved Long Range Property Management Plan for Real Property Assets of the Former Redevelopment Agency of the City of San Buenaventura (80)**

Councilmember Heitmann moved to approve the recommendation:

That the City Council adopt a resolution approving a new Request for Proposals for Successor Agency Site No. 2 as part of the implementation of the approved Long Range Property Management Plan for Real Property Assets of the former Redevelopment Agency of the City of San Buenaventura; issuing June 30, 2017, responses due by July 31, 2017.

**CITY COUNCIL / SUCCESSOR AGENCY CONSENT ITEMS (Continued)**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, APPROVING AND AUTHORIZING THE ISSUANCE OF A REQUEST FOR PROPOSALS REGARDING REAL PROPERTY IDENTIFIED IN THE LONG RANGE PROPERTY MANAGEMENT PLAN PURSUANT TO HEALTH AND SAFETY CODE SECTION 34191.5  
RESOLUTION NO. 2017-033

Councilmember Monahan seconded. The vote was as follows:

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

Deputy Mayor Andrews declared the motion carried.

**APPOINTMENTS TO CITY COUNCIL ADVISORY GROUPS**

11. **Appointment Recommendations – Ventura Port District Board, Cultural Affairs Commission, Library Advisory Commission and Parks and Recreation Commission (30)**

Councilmember LaVere, Appointments Recommendation Committee Vice-Chair, introduced the item.

Councilmember Monahan moved to approve the recommendation to:

Approve the following appointments recommended by the Appointments Recommendation Committee:

- a. Ventura Port District Board: Jim Friedman (Reappointment), July 1, 2017 to June 30, 2021 and Chris Stephens, July 1, 2017 to June 30, 2021.
- b. Cultural Affairs Commission: Banks Staples Pecht (Reappointment), July 1, 2017 to June 30, 2021 and Brian McDonald, July 1, 2017 to June 30, 2021.
- c. Library Advisory Commission: Louis Vigorita, July 1, 2017 to June 30, 2021.
- d. Parks and Recreation Commission: Jim White (Reappointment), July 1, 2017 to June 30, 2018 and Mike Marostica, Jr., July 1, 2017 to June 30, 2021



**APPOINTMENTS TO CITY COUNCIL ADVISORY GROUPS (Continued)**

Councilmember Heitmann seconded. The vote was as follows:

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

Deputy Mayor Andrews declared the motion carried.

Councilmember LaVere and Deputy Mayor Andrews presented Certificates of Appointment to newly appointed Commissioners in attendance.

**CITY COUNCIL FORMAL ITEMS****12. Public Works Capital Improvement Plan Quarterly Update (31)****SPEAKERS**

Presenters: Public Works Director Tulson Clifford, Engineering Services Manager Brad Starr and Fleet and Facilities Manager Mary Joyce Ivers.

**DOCUMENTS**

PowerPoint

City Council received an oral report on the progress of projects in the Capital Improvement Plan.

**13. Smith v. Swanson Settlement Agreement; 198 North Ann Street, Ventura (80)****SPEAKERS**

Presenters: Community Development Director Jeffrey Lambert, Planning Manager Dave Ward and Assistant City Attorney Andy Viets.

Public: James Smith; Richard Francis, Law Office of Richard L. Francis and Associates; and Doug Halter.

**DOCUMENTS**

PowerPoint

**CITY COUNCIL FORMAL ITEMS (Continued)**

Handout: James Smith

City Council received a report on the matters referenced in the Smith v. Swanson Settlement Agreement, listened to the presentation by James Smith and his attorney Richard Francis, Law Office of Richard L. Francis and Associates and took no further action.

**PUBLIC COMMUNICATIONS**

Speakers: Veronica James, Indivisible Ventura

Comment Card: Adriene Coulter, Indivisible Ventura

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

None

**CITY MANAGER COMMUNICATIONS**

City Manager Mark D. Watkins announced that Mary Joyce Ivers was named the 2017 Public Sector Fleet Manager of the Year by Government Fleet on June 13, 2017; stated that Lucy Jones, Center for Science and Society, launched an initiative to assist local cities from disruption due to a major earthquake; Ventura hosted a seminar sponsored by Southern California Association of Governments on Community Resiliency and looks forward to a future presentation to City Council; lastly, stated he will be out of town next week with Assistant City Manager Dan Paranick as Acting City Manager.

**ADJOURNMENT**

Meeting adjourned at 7:29 p.m. in memory of Bud Hartman.

Antoinette M. Mann, MMC, CRM  
City Clerk