

CITY OF VENTURA
CITY COUNCIL MINUTES

Matt LaVere
Mayor

Lorrie Brown
Councilmember District 6

Jim Friedman
Councilmember District 5

Cheryl Heitmann
Councilmember At-Large

Erik Nasarenko
Councilmember District 4

Sofia Rubalcava, Deputy Mayor
Councilmember District 1

Christy Weir
Councilmember At-Large

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



REGULAR MEETING

JUNE 29, 2020

IN ACCORDANCE WITH THE CALIFORNIA GOVERNOR'S EXECUTIVE STAY AT HOME ORDER AND THE COUNTY OF VENTURA HEALTH OFFICER DECLARED LOCAL HEALTH EMERGENCY AND BE WELL AT HOME ORDER RESULTING FROM THE NOVEL CORONAVIRUS (COVID-19), CITY HALL IS CLOSED TO THE PUBLIC.

City Council conducted this meeting in accordance with California Governor Newsom's Executive Orders N-20-20 and N-35-20 and COVID-19 pandemic protocols.

CS1. CALL TO ORDER – CLOSED SESSION

The San Buenaventura (Ventura) City Council met in Closed Session via teleconference from various Ventura locations at 5:02 p.m.

CS2. ROLL CALL

PRESENT: Councilmembers Friedman, Heitmann, Weir, Deputy Mayor Rubalcava and Mayor LaVere (via teleconference/video conference)

ABSENT: Councilmembers Nasarenko and Brown

Mayor LaVere presided.

CS3. PUBLIC COMMUNICATIONS – None

CS4. CLOSED SESSION – Teleconference/Video Conference Meeting. The Public may not participate in the Closed Session, other than submitting Public Comments on topic.

5:04 p.m. Councilmember Nasarenko present

5:05 p.m. Councilmember Brown present

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Name of Case: Jose Garcia v. City of San Buenaventura

VCSC Case No.: 56-2019-00527318-CU-PO-VTA

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

2. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of Case: *Santa Barbara Channelkeeper v. State Water Resources Control Board and City of San Buenaventura*

Los Angeles Superior Court Case No.: 19STCP01176

(previously San Francisco Superior Court Case No.: CPF-14-513875)

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

CS5. ADJOURNMENT

Adjourn to Regular Meeting at 5:47 p.m. to regular session.

1. CALL TO ORDER – REGULAR MEETING

The San Buenaventura (Ventura) City Council met in Regular Session/Workshop utilizing WebEx Events Meeting software from various Ventura locations at 6:03 p.m.

2. ROLL CALL

PRESENT: Councilmembers Nasarenko, Brown, Friedman, Heitmann, Weir, Deputy Mayor Rubalcava and Mayor LaVere (via teleconference/video conference)

ABSENT: None

Mayor LaVere presided.

3. PLEDGE OF ALLEGIANCE

Mayor LaVere led the pledge of allegiance.

4. ANNOUNCEMENTS/UPDATES

A COVID-19 Update was provided by Deputy City Manager Barry Fisher, Emergency Services Manager Dan Wall, City Manager Alex D. McIntyre, and City Attorney Gregory G. Diaz.

Deputy City Manager Barry Fisher provided an update on repopulating City facilities, Emergency Services Manager Dan Wall provided updated City of Ventura COVID-19 numbers and an update on the Virtual Emergency Operations Center.

Discussion for the County of Ventura being placed on the States watch list for COVID numbers. City Manager Alex D. McIntyre addressed City Council questions related to Beach closures. City Attorney Greg G. Diaz address City Council questions related to enforcement and citations.

A Fourth of July Update was provided by Fire Chief David Endaya, Police Chief Darin Schindler and Parks and Recreation and Community Partnership Director Nancy O'Connor of the closure of beaches and parks. Fire and Police will have extra resources on staff this weekend. Enhanced trash removal services July 1 – July 6.

5. CLOSED SESSION REPORT

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

6. CITY COUNCIL COMMUNICATIONS - None

8. CONSENT ITEMS

Deputy Mayor Rubalcava pulled Consent Agenda Item 8C (Consideration of Emergency Ordinance Repealing San Buenaventura Municipal Code Chapter 6.457, "Lodging Establishments – Notice Required and Temporary Limitations on Occupancy of Short-Term Vacation Rentals").

Councilmember Heitmann had comment about Consent Agenda Item 8B (Change of Policy Regarding Face Covering Executive Order).

Councilmember Heitmann's made her comments before City Council voted on Consent calendar, excluding Agenda Item 8C.

City Clerk Antoinette Mann stated that 25 emails for Consent Item 8B; 10 emails for Consent Item 8C and 1 email for 8I were received with electronic communications as of today's 4:00 p.m. Supplemental Packet. All names will be reflected into the record.

Councilmember Friedman 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 Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8B. Change of Policy Regarding Face Covering Executive Order

City Clerk Antoinette Mann stated that 25 emails for Consent Item 8B were received with electronic communications as of today's 4:00 pm Supplemental Packet. All names will be reflected into the record.

8. CONSENT ITEMS (continued)

DOCUMENTS

Comments-via Email	Ashley Coates, Ventura Outdoor Store; Walter Robbins; Michael Tapia; Rachel Conklin, MPH; Alisha Tipton; Paula Poli (2); Ondrea Collins; Mary-Anne Reed; Sherrill Steitz; Nancy Marshall-Hicklin; Patricia I. Wooden; Tanya Sagendorf; Kay Mendel; Eva Eggers-Thompson; Liza Baker; Johnny and Sara Barraza; Regina Barnes; Marjorie Fuchs; Doreen E. McNary; Debby Wooff; Carol Sexton; Harris Jaffy; and Dwayne Nikulla
Supplemental Packet	All Public Communications are listed and posted online

Councilmember Friedman moved to approve the recommendation to:

Determine that, given the change of circumstances, an executive order mandating face covering in certain circumstances is no longer needed.

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8D. Approve Master Services Agreement with Unit4 Business Solutions

Councilmember Friedman moved to approve the recommendation to:

Approve and authorize the Mayor to execute a new Master Services Agreement with Unit4 Business Solutions extending the agreement for one year for the required annual maintenance of the City's Enterprise Resource Planning system.

AGREEMENT NO. 2020-032

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8E. Authorize the Purchase of 55 Mobile Data Computers from CDW Government, LLC

Councilmember Friedman moved to approve the recommendation to:

Approve and authorize the Mayor to approve the purchase of 55 Mobile Data Computers by Getac from CDW Government, LLC, for a not-to-exceed amount of \$386,684.96. AGREEMENT NO. 2020-033

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8F. Receive Fiscal Year 2020-21 Consolidated Annual Maintenance Assessment District Report

Councilmember Friedman moved to approve the recommendation to:

Receive and file the Fiscal Year 2020-21 Consolidated Annual Report for the Maintenance Assessment Districts.

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8. CONSENT ITEMS (continued)**8G. Approve Parks Security Ambassador General Services Agreement**

Councilmember Friedman moved to approve the recommendation to:

Approve and authorize the Mayor to execute a General Services Agreement with Downtown Ventura Partners to provide Parks Security Ambassador Services, term July 1, 2020 – June 30, 2023; for a total amount not-to-exceed \$1,339,557 (\$446,519 yearly), contingent on the City Council's approval of the Fiscal Year 2020-2021 budget and subsequent fiscal year budgets. AGREEMENT NO. 2020-034

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8H. Approve Second Amendment for Contract Park Maintenance at Community Park – Parkwood Landscaping Maintenance Inc.

Councilmember Friedman moved to approve the recommendation to:

Approve and authorize the Mayor to execute a second amendment to contract no. 2019-062 with Parkwood Landscaping Maintenance Inc., in the amount \$222,147.60 for one year, with an \$11,000 contingency for unscheduled maintenance landscape and field work, for a total not-to-exceed value of \$233,147.60 for Fiscal Year 2020-2021, with the option to extend for up to three one-year terms, not-to-exceed \$1,004,895.30 cumulative. AGREEMENT NO. 2019-062.2

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8. CONSENT ITEMS (continued)**8I. Approve Management Agreement with Kemper Sports Management Inc., for the Operations of San Buenaventura and Olivas Links Golf Course**

City Clerk Antoinette Mann stated that 1 email for 8I was received with electronic communications as of today's 4:00 pm Supplemental Packet. All names will be reflected into the record.

DOCUMENTS

Comments-via Email Craig Kessler, Southern California Golf Association

Supplemental Packet All Public Communications are listed and posted online

Councilmember Friedman moved to approve the recommendation to:

- a. Approve and authorize the Mayor to sign the Management Agreement with Kemper Sports Management, Inc. for maintenance and operations of Buenaventura and Olivas Links golf course with the option of extending with two individual five-year extension options. The total of the five-year contract is estimated at \$2,242,862.00, with the first year at \$436,000.00.

AGREEMENT NO. 2020-035

- b. Exempt Kemper Sports Management, Inc. from the Living Wage Ordinance for a period of five (5) years.

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8. CONSENT ITEMS (continued)**8J. Final Acceptance of Public Improvements – Tract No. 5489 – Solana Heights Development – Developer Lennar**

Councilmember Friedman moved to approve the recommendation to:

- a. Accept the Public Improvements associated with Tract No. 5489.
- b. Release the Developer from the “Agreement to Construct Improvements.”
- c. Authorize the City Clerk to release the Grading Bonds, 90% of the Faithful Performance Bonds, and 100% of the Survey Monuments Bonds.
- d. Authorize the City Clerk to release the Labor and Materials Bonds a minimum of 90 days from the Date of Final Acceptance.
- e. Authorize Finance and Technology staff to reimburse the Developer in the amount of \$89,793 from the Ventura Avenue Sewer Deficiency Fees Account for off-site sewer improvements constructed as part of the project.

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8K. Final Acceptance of Public Improvements – Tract No. 5883-1 – Westview Village – Phase 1 – Developer Housing Authority

Councilmember Friedman moved to approve the recommendation to:

- a. Accept the Public Improvements associated with Tract No. 5883-1.
- b. Release the developer from the “Agreement to Construct Improvements.”
- c. Authorize the City Clerk to release the Grading Bonds, 90% of the Faithful Performance Bonds, and 100% of the Survey Monuments Bonds.

8. CONSENT ITEMS (continued)

- d. Authorize the City Clerk to release the Labor and Materials Bonds a minimum of 90 days from the date of Final Acceptance.
- e. Approve and authorize the City Manager to execute a Public Improvements Maintenance and Access Agreement with the Housing Authority for the Public Improvements associated with Phase 1 of the Westview Village Project.

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8L. Approve License Agreement for the Mar-Y-Cel Project at 24 East Santa Clara Street – Private Use of Public Right-of-Way

Councilmember Friedman moved to approve the recommendation to:

Authorize the City Manager to execute a License Agreement with Greystar LP to use a portion of the public right-of-way on Junipero Street between Thompson Boulevard and Santa Clara Street for construction staging, delivery of materials, and installing a trailer coach to conduct sales and marketing operations. AGREEMENT NO. 2020-036

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8. CONSENT ITEMS (continued)**8M. Approve US Metro Group Incorporated General Services Agreement Amendment**

Councilmember Friedman moved to approve the recommendation to:

Ratify the City Manager's execution of Amendment No. 7 to the Janitorial General Services Agreement No. 2015-033 with US Metro Group, Inc. as an emergency contract approved by the Director of Disaster Services, to extend the existing term by six-months (July 1, 2020 through December 31, 2020) and make various service levels changes due to COVID-19, and increase the contract in the amount of \$631,026 for a total not-to-exceed amount of \$3,405,396. AGREEMENT NO. 2015-033.5

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8N. Mound Well 3, Enclosure and Site Improvements – Award of Contract to Pacific Hydrotech Corp., and Approve Second Amendment to Professional Services Agreement 2016-012.2 with Cannon, Inc.

Councilmember Friedman moved to approve the recommendation to:

- a. Approve the contract and authorize the Mayor to execute an agreement with the lowest responsive and responsible bidder, Pacific Hydrotech Corp for the Mound Well 3, Enclosure and Site Improvements Project, Specification 2017-040, in the amount of \$3,171,306. AGREEMENT NO. S2017-040
- b. Authorize the encumbrance of contingency funds for the project in the amount not-to-exceed \$317,131 subject to approval by the Public Works Director during construction.
- c. Authorize the Mayor to execute the Second Amendment to the Professional Services Agreement with Cannon to provide additional engineering design services and technical support during construction, in the amended amount not-to-exceed \$328,791. AGREEMENT NO. 2016-012.2

8. CONSENT ITEMS (continued)

- d. Authorize an increase to CIP appropriations, project 97951, Well-Mound Well 3 of \$507,892 to be funded from accumulated cash in the Water Capital Fund (72), allowing the Finance and Technology Department to assign increased appropriations and revenues to the proper projects and accounts.

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

80. Street Resurfacing – Walker Street, Dowell Drive to Victoria Avenue - Award of Construction Contract

Councilmember Friedman moved to approve the recommendation to:

- a. Approve the contract and authorize the Mayor to execute an agreement with the responsive and responsible bidder, Toro Enterprises, Inc., for the Street Resurfacing – Walker Street, Dowell Drive to Victoria Avenue, Specificaiton No. 2019-041, in the amount of \$1,137,860.00. AGREEMENT NO. S2019-041
- b. Authorize the transfer from the following enterprise funds and increase appropriations in the Street Resurfacing – Walker Street, Dowell Drive to Victoria Avenue, Project No. 91078, for the adjustment of sewer manholes and water valves to grade:
 - \$26,600 Wastewater Maintenance Operations (Fund 51)
 - \$29,900 Water Distribution Operations (Fund 52)
- c. Authorize the encumbrance of contingency funds for the project in the amount of \$113,786 for use by the Public Works Director as needed during construction.
- d. Authorize Finance and Technology to assign increased appropriations to the proper funds, projects, and accounts.

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8P. Hall Canyon Channel Drainage Improvements - Award of Construction Contract

Councilmember Friedman moved to approve the recommendation to:

- a. Approve the contract and authorize the Mayor to execute an agreement with the lowest responsive and responsible bidder, Toro Enterprises for the Hall Canyon Channel Drainage Improvements, Specification No. 2019-034, in the amount of \$ 456,636.
AGREEMENT NO. S2019-034
- b. Authorize the encumbrance of contingency funds for the project in the amount not-to-exceed \$68,495 subject to approval by the Public Works Director during construction.

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8Q. Approve Third Amendment with Carollo Engineers, Inc. for Outfall Feasibility Study

Councilmember Friedman moved to approve the recommendation to:

Approve and authorize the Mayor to execute the Third Amendment to the Professional Services Agreement with Carollo Engineers, Inc. (Agreement

8. CONSENT ITEMS (continued)

No. 2018-018) for services associated with performing Concentrate Outfall and Desalination Intake Preliminary Feasibility Study for the VenturaWaterPure Advanced Treatment, Reuse and Diversion Infrastructure Project, extending term through June 30, 2021.

AGREEMENT NO. 2018-018.3

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

8R. Approve Golf Course Well No. 5 Emergency Rehabilitation

Councilmember Friedman moved to approve the recommendation to:

Approve the Emergency Purchase Order for General Pump Company, Inc. to perform emergency well rehabilitation and pump installation of Golf Course Well #5 in the amount of \$298,987.00.

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

***8C. Consideration of Emergency Ordinance Repealing San Buenaventura Municipal Code Chapter 6.457, "Lodging Establishments – Notice Required and Temporary Limitations on Occupancy of Short-Term Vacation Rentals"**

4/5 Vote is required for the Emergency Ordinance to Pass

SPEAKER

Presenter

City Attorney Gregory G. Diaz

8. CONSENT ITEMS (continued)

City Attorney Diaz reminded City Council that Councilmembers Weir and Heitmann have a conflict of interest on the Short-Term Vacation Rentals topic and need to be recused from voting.

City Clerk Mann moved Councilmembers Weir and Heitmann as "panelist" to "attendees" in the WebEx Meeting.

City Clerk Antoinette Mann stated 10 emails for Consent Item 8C were received with electronic communications as of today's 4:00 pm Supplemental Packet. All names will be reflected into the record.

Public	Suzanne McCombs, David Stewart Jr., David Stewart Sr., Laura Kinney, Michael Kory, Jeffery Jirkovsky, Tim Comstock, Donna Benton, Chris Wagner, and Spencer Noren
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DOCUMENTS

Comments-via Email	Eilen E. Farewell, Jeff and Leslie Marsee (2), Jeff Marsee, Michael Moreau, Richard Dietz, Mike Kory, Gail S. Sevilla (2), Jane M. Spiller, Lisa Fusano, Tim Comstock, Cathy Carlson, and Laurie Ludwig
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Supplemental Packet	All Public Communications are listed and posted online
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Councilmember Nasarenko moved to:

Adopt the Emergency Ordinance, title as follows:

"AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, REPEALING CHAPTER 6.457, "LODGING ESTABLISHMENTS – NOTICE REQUIRED AND TEMPORARY LIMITATIONS ON OCCUPANCY OF SHORT-TERM VACATION RENTALS," OF THE SAN BUENAVENTURA MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF"

AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, REPEALING CHAPTER 6.457, "LODGING ESTABLISHMENTS – NOTICE REQUIRED AND TEMPORARY LIMITATIONS ON OCCUPANCY OF SHORT-TERM VACATION RENTALS," OF THE SAN

8. CONSENT ITEMS (continued)**BUENAVENTURA MUNICIPAL CODE AND DECLARING THE URGENCY
THEREOF ORDINANCE NO. 2020-020**

Councilmember Friedman seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 5-0, with Councilmember Weir and Heitman recused.

Councilmembers Weir and Heitmann rejoined the meeting as "panelist".

11. PUBLIC HEARING ITEMS**11A. Approve Street Lighting District No. 36 - Fiscal Year 2020-21 Annual
Assessment Rate****SPEAKERS**

Presenters Public Works Director Phil Nelson and Principal
Transportation Engineer Jeff Hereford

Speakers Candice Vandenburg, Katherine Peik, Lea
Lopez, Kari Aist, Art Hernandez, Larry Abele,
Nina Danza, Tobias Smith, Joey Juhasz-
Lukomski, Alex P., and George Amandola

DOCUMENT

PowerPoint

Councilmember Weir moved to approve the recommendation to:

- a. Conduct a Public Hearing on the Rate of Fees for Street Lighting District 36.
- b. Adopt a Resolution that continues the assessments at the current rate within Street Lighting District No. 36 for FY 2020-21, pursuant to the Street Lighting Act of 1919.

11. PUBLIC HEARING ITEMS (continued)

- c. Provide input to Staff on the cost savings and revenue enhancement options presented in this report.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, LEVYING ASSESSMENTS WITHIN STREET LIGHTING DISTRICT NO. 36 FOR THE 2020/2021 FISCAL YEAR RESOLUTION NO. 2020-030

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

11B. Final Map Approval for Tract No. 5883-3 – Westview Village Phase 3 – Developer Housing Authority

SPEAKER

Presenter Public Works Director Phil Nelson

DOCUMENT

PowerPoint

Councilmember Friedman moved to approve the recommendation to:

- a. Conduct a Public Hearing.
b. Adopt the Resolution approving the Final Map and Public Improvement Plans for Tract No. 5883-3.
c. Direct that the Final Map be recorded, and that all surety bonds be executed subject to the approval of the City Attorney.
d. Authorize the City Engineer to execute the subdivision improvement agreement.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA APPROVING THE FINAL MAP AND IMPROVEMENT PLANS FOR TRACT MAP CASE NO. S-5883-3 RESOLUTION NO. 2020-031

11. PUBLIC HEARING 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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

11C. Adoption of the 2020-2024 Regional Consolidated Plan, Five-Year Analysis of Impediments to Fair Housing Choice, the 2020-2024 Neighborhood Revitalization Strategy Area Plan, and the 2020-2021 Annual Action and Funding Plan - Community Development Block Grant and HOME Investment Partnerships Programs

SPEAKER

Presenter Community Development Director Peter Gilli

DOCUMENT

PowerPoint

Councilmember Heitmann moved to approve the recommendation to:

- a. Conduct a Public Hearing and receive comments, and approve the following plans for the U.S. Department of Housing and Urban Development submission:
 1. 2020-2024 Regional Consolidated Plan
 2. Five-Year Analysis of Impediments to Fair Housing Choice
 3. 2020-2024 Neighborhood Revitalization Strategy Area Plan
 4. 2020-2021 Annual Action Plan, and
 5. Related Certifications and Federal Forms

- b. Adopt a Resolution authorizing the City Manager to submit the plans to the U.S. Department of Housing and Urban Development:
 1. 2020-2024 Regional Consolidated Plan
 2. Five-Year Analysis of Impediments to Fair Housing Choice
 3. 2020-2024 Neighborhood Revitalization Strategy Area Plan
 4. 2020-2021 Annual Action Plan, and
 5. Related Certifications and Federal Forms

11. PUBLIC HEARING ITEMS (continued)

- c. Approve the Community Development Block Grant and HOME Investment Partnerships funding plans for Fiscal Year 2020-2021 along with the Annual Action Plan that details the goals and uses of funds
- d. Authorize the Finance and Technology Department to make the necessary changes to revenues and expenditures in the 2020-2021 operating budget per the approved Action and Funding Plan.
- e. Authorize the Community Development Director to execute Subrecipient and Loan Agreements, as necessary, for 2020-2021 Community Development Block Grant funding, and to adjust funding of a project, as needed, based on the actual 2020-2021 grant award by U.S. Department of Housing and Urban Development and according to the Citizen Participation Plan, including making adjustments to the allocations and expenditures of prior and current year program income up to ten percent per project. AGREEMENT NO. 2020-037

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA ADOPTING THE 2020-2024 REGIONAL CONSOLIDATED PLAN, THE FIVE-YEAR ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE, THE 2020-2021 ANNUAL ACTION AND FUNDING PLAN, AND THE 2020-2024 NEIGHBORHOOD REVITALIZATION STRATEGY AREA PLAN, AND AUTHORIZING THE CITY MANAGER TO SUBMIT THE PLANS TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT DEPARTMENT FOR APPROVAL RESOLUTION NO. 2020-032

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

11. PUBLIC HEARING ITEMS (continued)**11D. Adopt Fiscal Year 2020-21 Operating and Capital Improvement Budget and Salary Resolutions for 2020-21 and Approve Side Letters of Agreement with Employee Groups**SPEAKERS

Presenters City Manager Alex McIntyre, Finance and Technology Director Michael Coon, Human Resources Director Elizabeth Foushee, City Attorney Gregory G. Diaz, Assistant City Manager Akbar Alikhan, Communications Manager Heather Sumagaysay, and Police Chief Darin Schindler

City Clerk Antoinette Mann stated that 23 emails were received with electronic communications as of today's 4:00 pm Supplemental Packet. All names will be reflected into the record.

Public John Carvello; Richard Neve; Shelli Hirtensteiner; Lucia Marquez, Central Coast Alliance United for a Sustainable Economy; Katherine Peik (Didn't appear when called); Anna Sehati, Burt Handy, Laurie Matson, and Rae Hoyt

DOCUMENTS

Comments-via Email Lisa Perez; Melissa and Fred Velasco; Cassie Jaravata; Ari Rodriguez; Jude Wilson; Amber Rae Bowyer; Lindsey Wurts; Shannon Dybvig; Allen Chinn; Abby Sourwine; Anonymous; Deborah Wilson (2); Elizabeth Siboldi; Penny Conant; Jerry Breiner; Lori Steinhauer; Margaret Schmidt; Ron Gibson; Ken Pergeson; Dan Long, Midtown Ventura Community Council; Sara Dolley; Anonymous; Steve Pinsky; Matt Bourne; Kelsea Delaney; Sean Riddle; Sarah Aspell; Anonymous; Jonathan Tang; Kevin Shin; Alicia Renteria; and Linda Ta-Gaviola

Supplemental Packet All Public Communications are listed and posted online

11. PUBLIC HEARING ITEMS (continued)

City Council discussion/deliberation on the Fiscal Year 2020-21 Budget. Each provided input on the various recommendations, position eliminations for the fiscal year; communications policy; Measure O funding and spending, outside organization funding; Police Department operations and budget.

Councilmember Brown moved to have the Black Lives Matter scheduled at a future agenda. Deputy Mayor Rubalcava seconded. Mayor LaVere asked for clarification if the needed to close the Public Hearing before taking any motions. City Attorney Diaz confirmed that the Public Hearing must be closed before motions. Mayor LaVere asked Councilmember Brown to restate her motion after the Public Hearing is closed.

Mayor LaVere closed the public hearing.

Councilmember Weir moved to approve the recommendation to:

- a. Conduct a Public Hearing on the Fiscal Year 2020-21 Operating and Capital Improvement Budget.
- b. Adopt a Resolution providing for approval of the Operating Budget and Capital Improvement Budget for Fiscal Year 2020-21; and, establishing Appropriation Limits in accordance with Article XIII B of the California Constitution, along with any changes authorized by the City Council after concluding the public hearing on the Fiscal Year 2020-21 Operating Budget.
- c. Adopt Resolutions Providing for a Systematic Classification of Positions and a Standardization of Salaries effective June 29, 2020 for the following and previously approved actions:
 1. Ventura Maintenance Employees Association
 2. Service Employees International Union, Local 721, Supervisory Employees
 3. Service Employees International Union, Local 721, Professional Employees
 4. Service Employees International Union, Local 721, General Employees
 5. Certain Paid Officers and Employees of the City

11. PUBLIC HEARING ITEMS (continued)

- d. Adopt a Resolution providing for a Systematic Classification of Positions and a Standardization of Benefits and Additional Compensation for Unrepresented Employees in Salary Schedules "E", "M", "C" and "D" of the Salary Resolution (Benefits Resolution) effective June 29, 2020.
- e. Approve and authorize the City Manager to execute on behalf of the City contract extensions from July 1, 2020 to December 31, 2020 for the following employee bargaining groups:
 1. Ventura Maintenance Employees Association
 2. Service Employees International Union, Local 721, General, Professional, and Supervisory Employees
 3. Ventura Police Officer Association
 4. Ventura Police Management Association
- f. Approve and authorize the City Manager to execute on behalf of the City Side Letters of Agreement implementing furloughs (or vacation/holiday bank reductions), merit increase suspensions, vacation leave bank and cash out modifications as specifically agreed upon by each bargaining unit as follows:
 1. Service Employees International Union, Local 721, General, Professional, and Supervisory Employees
 2. Ventura Police Officer Association
 3. Ventura Police Management Association
 4. Ventura City Firefighters' Association
 5. Ventura City Management Association
- g. In addition to staff recommendations, add that the following positions will be frozen, not eliminated for this Fiscal Year: Code Enforcement Manager and Deputy City Clerk.
- h. Schedule a future discussion on the Communications Team/Policy; schedule a meeting to be held with City Council and the Downtown Parking Advisory Committee; and schedule a Police Department Workshop.
- h. Lastly, leave two actual budget items, as a separate vote - Police Officer Position to be charged to Measure O and the Museum of Ventura County funding.

11. PUBLIC HEARING ITEMS (continued)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADOPTING THE OPERATING BUDGET AND CAPITAL IMPROVEMENT BUDGET FOR FISCAL YEAR 2020-21 AND ESTABLISHING ANNUAL APPROPRIATION LIMITS REQUIRE
RESOLUTION NO. 2020-033

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF MAINTENANCE UNIT EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF JUNE 29, 2020
RESOLUTION NO. 2020-034

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF SUPERVISORY UNIT EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF JUNE 29, 2020
RESOLUTION NO. 2020-035

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF PROFESSIONAL UNIT EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF JUNE 29, 2020
RESOLUTION NO. 2020-036

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF GENERAL UNIT EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF JUNE 29, 2020
RESOLUTION NO. 2020-037

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF CERTAIN PAID OFFICERS AND EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF JUNE 29, 2020
RESOLUTION NO. 2020-038

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR BENEFITS AND ADDITIONAL COMPENSATION FOR UNREPRESENTED EMPLOYEES IN SALARY SCHEDULES "E", "M", "C" AND "D" EFFECTIVE JUNE 29, 2020
RESOLUTION NO. 2020-039

11. PUBLIC HEARING ITEMS (continued)

Mayor LaVere requested clarification from City Attorney Diaz if a motion to continue past 11 p.m. should be taken before voting on the Budget. City Attorney Diaz suggested that would be the correct action.

Mayor LaVere moved to continue the meeting past 11 p.m. with asking by raising of hands if this was approved. No objections: motion carried.

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

Mayor LaVere declared the motion carried, 7-0.

Councilmember Friedman seconded. Prior to voting, clarification was again provided on the motion from Councilmember Weir. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

Councilmember Nasarenko moved to fund a Sex Crimes Detective position from Measure O.

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

Councilmember Friedman moved to fund the Museum of Ventura County in the amount of \$100,000 from the General Fund.

Motion withdrawn after discussion.

11. PUBLIC HEARING ITEMS (continued)

Councilmember Weir fund the Museum of Ventura County in the amount of \$100,000.

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 5-2 (Councilmembers Brown and Friedman)

Councilmember Brown moved to schedule the Black Lives Mater racial injustice resolution and against the death of George Floyd, modeled after the Santa Barbara resolution, on a future agenda.

Deputy Mayor Rubalcava seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 7-0.

14. PUBLIC NOTICES

Items listed under Public Notices are a matter of public record only. These items do not require City Council action.

14A. Recent Decision of the Planning Commission**Planning Commission June 10, 2020 Action: APPROVED**

PROJ-11006 – DRC-10-17-42613; V-5-20-55238; UP-10-17-42614; EIR-1-20-54120

Starbucks Coffee Shop Design Review, Use Permit, and Variance located at 3550 East Main Street. Request for Formal Design Review, Use Permit, and Variance to demolish an existing 2,125 square foot restaurant and construct a new 1,670 square foot restaurant with a drive-thru and 1,357 square foot patio on a 1.0-acre site in the General Commercial (C-2) zone.

7. PUBLIC COMMUNICATIONS

City Clerk Antoinette Mann stated that 38 emails were received with electronic communications as of today's 4:00 pm Supplemental Packet. All names will be reflected into the record,

SPEAKER Burt Handy

DOCUMENTS

Comments-via Email See Exhibit A for Names of individuals that submitted Comments-via Email

Supplemental Packet All Public Communications are listed and posted online

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

Mayor Matt LaVere announced to the public that City Council will be holding a Special City Council Meeting on Tuesday, July 7th at 6 p.m. to discuss the Father Serra Statue. There will also be a Historic Preservation Committee meeting on Wednesday, July 1 at 6 p.m. The public is encourage to submit their input for both of these meetings at www.cityofventura.ca.gov/publicinput and please select "Father Serra Statue" as the topic when completing the form. The public is also encouraged to attend and participate in those meetings.

Our next regular scheduled City Council Meeting is Monday, July 13 at 6 p.m.

Lastly, City Council and everyone on staff would like to wish everyone and your families a safe 4th of July.

Meeting adjourned at 11:21 p.m.



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

*Item heard out of order