

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
SEPTEMBER 14, 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 5:05 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 presiding

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 via email.

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Name of Case: Cody Mann v. City of Ventura

Ventura County Superior Court Case No.: 56-2019-00527232-CU-PO-VTA

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

2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Name of Case: Stowell v. City of San Buenaventura, et al.

Ventura County Superior Court Case No.: 56-2019-00532010-CU-PO-VTA

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

CS5. ADJOURNMENT

Adjourn to Regular Meeting at 5:35 p.m.

1. CALL TO ORDER – REGULAR SESSION

The San Buenaventura (Ventura) City Council met in Regular Session/Workshop utilizing WebEx Events Meeting software from various Ventura locations at 6:04 p.m.

2. ROLL CALL

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

ABSENT: Councilmember Nasarenko

Mayor LaVere presided.

3. PLEDGE OF ALLEGIANCE

Mayor LaVere led the pledge of allegiance.

4. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

COVID-19 Update provided by City Manager Alex D. McIntyre and Deputy City Manager Barry Fisher. City Manager Alex D. McIntyre reported that tomorrow it will be six months since we declared our local emergency.

Special Presentation will be heard following Public Communications as the slides were just received to display at the meeting.

5. CLOSED SESSION REPORT

Assistant City Attorney Andy Heglund stated City Council met in closed session tonight and there is no reportable action.

6. CITY COUNCIL COMMUNICATIONS – None

7. PUBLIC COMMUNICATIONS

City Clerk Antoinette Mann stated that eight emails were received with electronic communications. All names are reflected into the record.

SPEAKER Liz Campos

DOCUMENTS

Comments-via Email Wendy Darling and Stephen Bryne, Abel Flores, John Darling, Gina Cole, and Jonathan James Puu

Supplemental Packet All Public Communications are listed and posted online

***4. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS (continued)**

Slides still not ready; will be heard after Consent Calendar.

8. CONSENT ITEMS

Councilmember Weir pulled Consent Agenda Item 8N (Ordinance for Second Reading – Ordinance of the City Council of the City of San Buenaventura, California, Amending Chapter 24.565 of the San Buenaventura Municipal Code to Eliminate the Call for Review Process) for questions.

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8B. Approval of City Council Minutes – June, July and August 2020

Councilmember Friedman moved to approve the recommendation to:

Approve City Council Minutes for June 1, 2020, June 15, 2020, June 18, 2020, June 29, 2020, July 7, 2020, July 13, 2020, July 15, 2020, July 27, 2020, July 29, 2020 and August 3, 2020.

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8. CONSENT ITEMS (continued)**8C. Consideration of Ordinance Updating the Commissions, Boards, and Committees**

Councilmember Friedman moved to approve the recommendation to:

- a. 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, MAKING AMENDMENTS TO CHAPTER 2.410, “CITY COMMISSIONS, BOARDS, AND COMMITTEES GENERALLY;” CHAPTER 2.415, “PLANNING COMMISSION;” CHAPTER 2.420, “DESIGN REVIEW COMMITTEE;” CHAPTER 2.425, “PARKS AND RECREATION COMMISSION;” CHAPTER 2.425, “PARKS AND RECREATION COMMISSION;” CHAPTER 2.430, “HISTORIC PRESERVATION COMMITTEE;” CHAPTER 2.440, “LIBRARY ADVISORY COMMISSION;” CHAPTER 2.450, “TREE ADVISORY BOARD;” CHAPTER 2.460, “WATER COMMISSION;” AND CHAPTER 2.470, “ARTS AND CULTURE COMMISSION;” OF THE SAN BUENAVENTURA MUNICIPAL CODE”

- b. Set the second reading and adoption of the Ordinance at the City Council’s meeting of September 28, 2020.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, MAKING AMENDMENTS TO CHAPTER 2.410, “CITY COMMISSIONS, BOARDS, AND COMMITTEES GENERALLY;” CHAPTER 2.415, “PLANNING COMMISSION;” CHAPTER 2.420, “DESIGN REVIEW COMMITTEE;” CHAPTER 2.425, “PARKS AND RECREATION COMMISSION;” CHAPTER 2.425, “PARKS AND RECREATION COMMISSION;” CHAPTER 2.430, “HISTORIC PRESERVATION COMMITTEE;” CHAPTER 2.440, “LIBRARY ADVISORY COMMISSION;” CHAPTER 2.450, “TREE ADVISORY BOARD;” CHAPTER 2.460, “WATER COMMISSION;” AND CHAPTER 2.470, “ARTS AND CULTURE COMMISSION;” OF THE SAN BUENAVENTURA MUNICIPAL CODE

ORDINANCE NO. 2020-_____

8. CONSENT ITEMS (continued)

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8D. Request for Authorization to Amend Outside Counsel Services with the Law Firm of Colantuono, Highsmith & Whatley, PC for the Pending Litigation Matter *City of San Buenaventura V. United Water Conservation District*

Councilmember Friedman moved to approve the recommendation to:

Authorize the City Attorney to enter into an amended legal services agreement with the law firm of Colantuono, Highsmith & Whatley, PC to increase an amount not-to-exceed an additional \$50,000 to continue representation of the City in the litigation matters *City of San Buenaventura v. United Water Conservation District* and related matters.

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8E. Rescission of Declaration of Surplus Property – Site 7

Councilmember Friedman moved to approve the recommendation to:

Adopt a Resolution, thereby Rescind Resolution No. 2020-011 and removing the surplus property designation from two City-owned parcels APN 073-0-041-190 and APN 073-0-041-030. Resolution titled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, RESCINDING RESOLUTION NO. 2020-011, REMOVING THE SURPLUS DESIGNATION FROM

8. CONSENT ITEMS (continued)

TWO REAL PROPERTY PARCELS IDENTIFIED AS APN 073-0-041-190 AND APN 073-0-041-030”

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, RESCINDING RESOLUTION NO. 2020-011, REMOVING THE SURPLUS DESIGNATION FROM TWO REAL PROPERTY PARCELS IDENTIFIED AS APN 073-0-041-190 AND APN 073-0-041-030
RESOLUTION NO. 2020-045

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8F. Community Development Department and Fire Department Contract Amendments

Councilmember Friedman moved to approve the recommendation to:

- a. Authorize the Mayor to execute the Fourth Amendment to Professional Services Agreement number 2017-094, dated July 3, 2018, with Jordan, Gilbert, & Bain, Inc.; extending the term of the Agreement from June 30, 2020 to June 30, 2021.
AGREEMENT NO. 2017-094.4
- b. Authorize the Mayor to execute the Eleventh Amendment to Professional Services Agreement number 100003422 with Stuart Consulting Services, LLC,; extending the term of the agreement from December 31, 2020 to June 30, 2021 and adding \$445,000 for a new not-to-exceed amount of \$1,849,000 to continue with the services.
AGREEMENT NO. 2017-011.11
- c. Authorize the Mayor to execute the Seventh Amendment to Professional Services Agreement number 2017-048 with Collings & Associates, LLC,; extending the term of the agreement from December 31, 2020 to June 30, 2021 and adding \$64,000 for a new not-to-exceed amount of \$516,375 to continue with the services.
AGREEMENT NO. 2017-129.7

8. CONSENT ITEMS (continued)

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8G. Approve Professional Services Agreement with Gartner Inc.

Councilmember Friedman moved to approve the recommendation to:

Approve and authorize the Mayor to execute a Professional Services Agreement with Gartner Inc. for three years with the option to extend the Agreement for two (1) year periods. The total for the five-year period is not-to-exceed the amount of \$221,359.67. AGREEMENT NO. 2020-057

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8H. Approve Acceptance of Two Fiscal Year 2019 Assistance to Firefighters Grants

Councilmember Friedman moved to approve the recommendation to:

- a. Accept a grant from the Department of Homeland Security for the Fiscal Year 2019 Assistance to Firefighters Grant program to fund regional training for ocean rescue in the amount of \$72,000.
- b. Accept a grant from the Department of Homeland Security for the Fiscal Year 2019 Assistance to Firefighters Grant program for the purchase of 12 automatic chest compression devices in the amount of \$240,000.

8. CONSENT ITEMS (continued)

- c. Authorize the City Manager to conduct all negotiations and execute and submit all documents, including, without limitation, applications, agreements, and billing statements that may be necessary to accept the grant and complete the project.
- d. Authorize Finance and Technology to assign the increased appropriations and revenues to the General Grant and Categorical Fund, Fire Department budget, as necessary.

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8i. Authorization to Award Construction Contract: Street Resurfacing and Roadway Re-Purposing – Telephone Road, Victoria to Kimball

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, C.A. Rasmussen, Inc., for the Street Resurfacing and Roadway Re-Purposing – Telephone Road, Victoria to Kimball, Specification No. 2019-075, in the amount of \$2,505,162.

AGREEMENT NO. S2019-075

- b. Authorize the encumbrance of contingency funds for the project in the amount of \$250,516 for use by the Public Works Director as needed during construction.

- c. Authorize the transfer from the following enterprise funds and increase appropriations in the Street Resurfacing and Roadway Re-

Purposing – Telephone Road, Victoria to Kimball, Projects No. 91075 and No. 91069, for the adjustment of sewer manholes and water valves to grade:

- \$32,000 Wastewater Maintenance Operations (Fund 51)
- \$42,000 Water Distribution Operations (Fund 52)

8. CONSENT ITEMS (continued)

- d. Authorize the expenditure of ancillary costs required to complete the project \$400,826 to include in-house design, construction management and inspection, and administrative costs.

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8J. Approval to Apply for Caltrans Active Transportation Grant**DOCUMENT**

Supplemental Packet Update to staff report and attachment

Councilmember Friedman moved to approve the recommendation to:

- a. Authorize the City Manager, or designee, to apply for and accept up to \$1,500,000 in grant funds from the California Department of Transportation for the purpose of the Active Transportation Project.
- b. Authorize the City Manager or designee, to act as agent for the City to conduct all negotiations and execute and submit all documents, including, without limitation, applications, agreements, amendments, and billing statements that may be necessary to accept the grant and complete the project.
- c. Authorize Finance and Technology staff to assign increased appropriations and revenues to the proper project(s) and account(s) for their use as provided in the grants if the grants are awarded.

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8. CONSENT ITEMS (continued)**8K. Approve First Amendment Memorandum of Agreement for Ventura River Algae Total Maximum Daily Load**

Councilmember Friedman moved to approve the recommendation to:

Approve and authorize the Mayor to execute Amendment No. 1 to the Ventura River Algae Total Maximum Daily Load Memorandum of Agreement to commit to cost sharing to fund water quality monitoring as required by the Ventura River Algae Total Maximum Daily Load; terms of agreement January 19, 2020 to January 19, 2025; not-to-exceed \$117,076.
AGREEMENT NO. 2014-066.1

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8L. Montalvo Little League and Boys and Girls Club of Ventura Lease Agreement

Councilmember Friedman moved to approve the recommendation to:

Approve and Authorize the Mayor to execute a Lease Agreement with the Montalvo Little League and Boys and Girls Club of Ventura, providing continued use on City owned property (PM ID: 100146); term of the lease agreement: August 1, 2020 through July 31, 2030.
AGREEMENT NO. 2020-058

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8. CONSENT ITEMS (continued)**8M. Approve Purchase - Emergency Generators – Various Sites (Program Nos. 97968 and 97969)**

Councilmember Friedman moved to approve the recommendation to:

- a. Approve and authorize the Mayor to execute a Purchase Order not-to-exceed \$710,000, to Quinn Power Systems, for the purchase of seven stationary stand-by emergency diesel powered backup generator sets, including six automatic transfer switches for Ventura Water.
- b. Approve and authorize the Mayor to execute a Change Order to the Rental Agreement with United Rentals (Purchase Order No. 1000057 49) to extend the term of rental agreement through July 31, 2021 and increase authorized funds by \$255,000, for an amended contract total not-to-exceed \$1,000,000.

Councilmember Heitmann seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 6-Yes; 0-No and 1-Absent (Councilmember Nasarenko)

8N. Ordinance for Second Reading – Ordinance of the City Council of the City of San Buenaventura, California, Amending Chapter 24.565 of the San Buenaventura Municipal Code to Eliminate the Call for Review Process

Councilmember Friedman moved the recommendation to:

Waive the second reading in full and adopt the Ordinance of the Council of the City of San Buenaventura, California, amending Chapter 24.565 of the San Buenaventura Municipal Code to Eliminate the Call for Review Process.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 24.565, "APPEAL PROCEDURE," OF THE SAN BUENAVENTURA MUNICIPAL CODE TO ELIMINATE THE CALL FOR REVIEW PROCESS ORDINANCE NO. 2020-____

8. CONSENT ITEMS (continued)

Councilmember Brown seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion failed, 3-Yes; 3-No (Councilmember Weir, Heitmann and Deputy Mayor Rubalcava) and 1-Absent (Councilmember Nasarenko).

Mayor LaVere inquired with Assistant City Attorney Heglund on the process when a Councilmember is absent on how to bring the motion back for consideration. Assistant City Attorney stated that since the motion failed this evening, we can see if we can bring the ordinance back for a second reading at a subsequent meeting.

***4. SPECIAL PRESENTATIONS AND ANNOUNCEMENTS (continued)**

COVID-19 Update provided by Deputy City Manager Barry Fisher. Discussion on the metrics for the new California Color Coding Guidelines. Ventura County is currently in the Purple Tier; information provided on the new color coding and metrics with allowing Counties to move between the tiers.

The City continues to move forward with online services and technology to continue to serve our residents. Parking meters will be reactivated on October 1 in the Downtown areas at 50 cents/hour.

6:19 p.m. Councilmember Nasarenko present

Discussion on when City Hall will be reopened; parking in Downtown and the meters for pickup areas and handicapped parking; the Players Club reopening; and outreach for turning on the parking meter. Public Works Director Phil Nelson addressed the parking spaces questions. Mayor LaVere requested an update to City Council on September 28 before turning on the parking meters.

Councilmember Nasarenko requested if Agenda Item 8N (Ordinance for Second Reading – Ordinance of the City Council of the City of San Buenaventura, California, Amending Chapter 24.565 of the San Buenaventura Municipal Code to Eliminate the Call for Review Process) can be considered for a revote; the prior vote resulted in a 3-3 vote.

Mayor LaVere inquired with Assistant City Attorney Andy Heglund if this is possible.

***8. CONSENT ITEMS (continued)**

Assistant City Attorney Andy Heglund replied that City Council protocols allow for an absent Councilmember to make a motion or request that a second vote be conducted in the presence of the full council.

Councilmember Nasarenko requested a revote for Agenda Item 8N.

***8N Ordinance for Second Reading – Ordinance of the City Council of the City of San Buenaventura, California, Amending Chapter 24.565 of the San Buenaventura Municipal Code to Eliminate the Call for Review Process**

Councilmember Nasarenko moved the recommendation to:

Waive the second reading in full and adopt the Ordinance of the Council of the City of San Buenaventura, California, amending Chapter 24.565 of the San Buenaventura Municipal Code to Eliminate the Call for Review Process.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING CHAPTER 24.565, "APPEAL PROCEDURE," OF THE SAN BUENAVENTURA MUNICIPAL CODE TO ELIMINATE THE CALL FOR REVIEW PROCESS ORDINANCE NO. 2020-022

Councilmember Friedman seconded. The vote was as follows:

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

City Clerk Antoinette M. Mann declared the motion carried, 4-Yes; 3-No (Councilmember Weir, Heitmann and Deputy Mayor Rubalcava).

9. APPOINTMENTS TO COUNCIL ADVISORY GROUPS**9A. Appointments Recommendation – Water Commission, Parks and Recreation Commission, Mobile Home Rent Review Board, Measure O Citizens Oversight Committee, Local Construction Appeals Board, Arts and Cultural Commission and Design Review Committee**

9. APPOINTMENTS TO COUNCIL ADVISORY GROUPS (continued)

Council Nasarenko moved the recommendation to:

Approve the following appointments and reappointments:

Committee, Board of Commission	Appointee Name	Appointment		Term of Office
		New	Reappoint	
Water Commission - Professional Category	Susan Mulligan		√	July 1, 2020 – June 30, 2022
	Nova Clite		√	July 1, 2020 – June 30, 2022
Water Commission – Non-Professional Category	William “Jim” Ackerman	√		September 14, 2020 – June 30, 2024
Parks and Recreation Commission	Bill McReynolds		√	July 1, 2020 – June 30, 2024
	Derek Turner	√		September 14, 2020 – June 30, 2024
Mobile Home Rent Review Board	Gary Jacobs		√	July 1, 2020 – June 30, 2024
	Rob Corley	√		September 14, 2020 – June 30, 2024
Measure O Citizens Oversight Committee	Leah Tubb	√		September 14, 2020 – July 31, 2024
	Marco Cuevas	√		September 14, 2020 – July 31, 2024
	Barbara Mather	√		September 14, 2020 – July 31, 2024
Local Construction Appeals Board	Twila Schuster	√		September 14, 2020 – June 30, 2024
Arts and Cultural Commission*	Ines Monguio	√		September 14, 2020 – June 30, 2022
	Travis Mantych	√		September 14, 2020 – June 30, 2023
	Teri Willison	√		September 14, 2020 – June 30, 2023
	Carolyn Mullin	√		September 14, 2020 – June 30, 2023
Design Review Committee	Al Antelman		√	July 1, 2020 – June 30, 2024
	William Growdon	√		September 14, 2020 – June 30, 2024
	Anthony “Tony” Tomasello	√		September 14, 2020 – June 30, 2024

9. APPOINTMENTS TO COUNCIL ADVISORY GROUPS (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.

11. PUBLIC HEARING ITEMS**11A. PROJ 12960 – Cairns Zone Change – 5450 Foothill Road Zone Change from Single Family Residential – 1 acre (R-1-1AC) to Residential Planned Development – 4 units/acre (RPD-4)**

The public hearing was opened.

City Clerk Antoinette M. Mann stated the affidavits of publication, the Public Hearing notice, and the mailing list are on file in the City Clerk's office.

SPEAKERS

Presenters	Community Development Director Peter Gilli, Senior Planner Maruja Clensay, Ventura Water General Manager Susan Rungren, and Ventura Fire Battalion Chief Doug Miser
Applicant	Nancy and Chris Cairns – Homeowner Kevin Waldron and Susanne Cooper – Jensen Design and Survey, Inc.
Public	Thurop Van Orman, Sherri Van Orman, Gina Cole, Laura Dunbar, Jennifer McBain, Craig Borrell, and Chandra Beaton

DOCUMENTS

City Clerk Antoinette Mann stated that all comments received through electronic communications have been posted online in the Supplemental Packets. All names will be reflected into the record.

11. PUBLIC HEARING ITEMS (continued)

Comments-via Email Mike and Pat McBain, Chandra Beaton, Gina and Sean Cole, Jennifer McBain, Craig Borrell, Sherri Van Orman, Thurop Van Orman, and Anonymous

PowerPoint

Supplemental Packet All Public Communications are listed and posted online

Public Hearing was closed.

Councilmember Nasarenko moved the recommendation to:

- a. Conduct a Public Hearing and receive public testimony.
- b. Adopt a Resolution to Approve a Mitigated Negative Declaration (MND) and Mitigation Monitoring Program for the project Case No. EIR-10-18-47475. Resolution titled:

“A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA APPROVING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PROGRAM FOR THE CAIRNS SUBDIVISION PROJECT. PROJECT – 12960 / CASE NO. EIR-10-18-47475”

- c. Introduce an Ordinance approving the Zone Change from Single Family Residential – 1-acre (R-1-1AC) to Residential Planned Development – 4 units/acre (RPD-4) Case No. Z-10-18-47476. Ordinance titled:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA APPROVING A ZONE CHANGE FOR PROPERTY LOCATED AT 5450 FOOTHILL ROAD PROJECT – 12960 CASE NO. Z-10-18-37475”

- d. Set the ordinance for a second reading and adoption at the City Council meeting of September 28, 2020.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA APPROVING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PROGRAM FOR THE CAIRNS SUBDIVISION PROJECT. PROJECT – 12960 / CASE NO. EIR-10-18-47475 RESOLUTION NO. 2020-046

11. PUBLIC HEARING ITEMS (continued)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA APPROVING A ZONE CHANGE FOR PROPERTY LOCATED AT 5450 FOOTHILL ROAD; PROJECT – 12960/CASE NO. Z-10-18-3747
ORDINANCE NO. 2020-____

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

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

11B. Appeal of the Design Review Committee’s design review approval for Black Bear Diner (PROJ-14113)

The public hearing was opened.

City Clerk Antoinette M. Mann stated the affidavits of publication, the Public Hearing notice, and the mailing list are on file in the City Clerk’s office.

SPEAKERS

- Presenters Community Development Director Peter Gilli and Associate Planner Tim Rosenberg
- Applicant Kurt Jorgensen, Nichols, Melburg & Rossetto Architects + Engineers
- Public Cherie Egbert, Burt Handy and Marilyn

DOCUMENTS

City Clerk Antoinette Mann stated that all comments received through electronic communications have been posted online in the Supplemental Packets. All names will be reflected into the record.

- Comments-via Email Terrence Foley, Kathy Bremer, and Cherie Egbert (2)
- PowerPoint

11. PUBLIC HEARING ITEMS (continued)

Supplemental Packet All Public Communications are listed and posted online

Public Hearing was closed.

Councilmember Weir moved the recommendation to:

1. Adopt a Resolution upholding the Design Review Committee decision, entitled:

“A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA DENYING AN APPEAL AND APPROVING A FORMAL DESIGN REVIEW FOR BLACK BEAR DINER. PROJ-14113 / CASE NO. APL-7-20-55754, DRC-1-20-53838”

2. Determine that the existing facilities exemption from the California Environmental Quality Act (CEQA) found in Section 15031 (14 CCR section 15301, Class 1, Existing Facilities) applies as it consists of minor alterations/exterior modifications to an existing structure that involves negligible or no expansion of an existing use and adopt the exemption.
3. Applicant to work with the staff on the type of stone and to make additional Ventura/beach features on the outside of the building.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA DENYING AN APPEAL AND APPROVING A FORMAL DESIGN REVIEW FOR BLACK BEAR DINER. PROJ-14113 / CASE NO. APL-7-20-55754, DRC-1-20-53838
RESOLUTION NO. 2020-047

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

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

RECESS

9:46 p.m. City Council went into Recess

9:58 p.m. City Council Reconvened with all City Council present

12. FORMAL ITEM**12A. Approve Second Extension - Redflex Traffic Systems Agreement****SPEAKERS**

Presenters Chief of Police Darin Schindler, Commander Rick Murray, City Clerk Antoinette Mann, and City Manager Alex D. McIntyre

DOCUMENTS

City Clerk Antoinette Mann stated that all comments received through electronic communications have been posted online in the Supplemental Packets. All names will be reflected into the record.

Comments-via Email Marilyn Kellar (3)

PowerPoint

Supplemental Packet All Public Communications are listed and posted online

Due to technology issues not all attendees in the WebEx could hear the video, staff tried to play the video multiple ways for all attendees to hear the video and it appeared to be unsuccessful to the WebEx attendees. Note that video could be seen and was captured in the video feed.

Agenda Item 12A was continued to September 28, 2020; no City Council action taken.

14. PUBLIC NOTICES – None**7. PUBLIC COMMUNICATIONS – None**

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

Councilmember Brown reported that Ventura Council on Government (VCOG) is offering assistance to the Cities related to the Housing Element update required by the State. Will share details with staff.

16. CITY MANAGER COMMUNICATIONS

City Manager Alex D. McIntyre stated the next meeting, September 21, will be a Workshop on the Police Department, including their budget, policies and procedures and programs as requested by City Council during the budget adoption.

17. ADJOURNMENT

Mayor LaVere announced the next Regular Meeting will be on September 28, 2020. Meeting adjourned at 10:10 p.m.



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

*Items heard out of order