MINUTES
OXNARD CITY COUNCIL
Regular Meeting
October 23, 2018

A. ROLL CALL/POSTING OF AGENDA

At 5:05 p.m., Mayor Flynn called to order the regular meeting of the Oxnard City Council (concurrently with the Oxnard Housing Authority and the Oxnard Financing Authority) in the City Hall Council Chambers, 305 W. Third Street, Oxnard, California. The City Clerk called the roll and announced the posting of the agenda. Councilmembers Bryan A. MacDonald, Oscar Madrigal, Bert Perello, Mayor Pro Tem Carmen Ramirez, Mayor Tim Flynn, and Housing Commissioner Jose Andrade were present. Housing Commissioner Francisco Vega was absent.

Staff members present were Alexander Nguyen, City Manager; Stephen Fischer, City Attorney; Jesús Nava, Assistant City Manager; Ashley Golden, Interim Assistant City Manager; Karen Moore, Assistant City Clerk; and Michelle Ascencion, City Clerk.

B. APPOINTMENT ITEMS

City Manager Department

1. SUBJECT: Sunshine Ordinance.
   RECOMMENDATION: That City Council approve the first reading by title only and waive further reading of an ordinance adding Article IV to Chapter 2 of the City Code to establish local standards to ensure public access to open meetings (a Sunshine Ordinance).

The City Clerk and City Attorney gave a report. Public comments were received from Daniel Chavez Jr., Larry Stein, Alicia Percell, Al Velasquez, George Miller, Aaron Starr, Dan Pinedo, and Manuel Herrera. Discussion ensued among the Council and staff.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Madrigal, to approve the recommended action, with amendments to the ordinance as stated by the City Attorney (amend Sec. 2-224(A)(1)(c) to state "Consideration of appeals, final maps or parcel maps, or other items requiring timely consideration pursuant to statute or ordinance" and amend Sec. 2-228(C) to change "supermajority of the policy body" to "eighty percent of the members present"). VOTE: Flynn, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 5-0.

C. OPENING CEREMONIES

The flag salute was followed by a moment of silence.

Additional staff members present were Melissa Valdez, Community Affairs Manager; Kathleen Mallory, Planning Division Manager; Thien Ng, Assistant Public Works Director; Rosemarie Gaglione, Public Works Director; and Phillip Molina, City Treasurer.

D. CEREMONIAL CALENDAR

1. SUBJECT: Presentation by the Ventura County Civic Alliance and Oxnard Union High School District Regarding the Third Annual Linked Learning Summer at City Hall Program.

Dr. Tom McCoy and Mary Anne Rooney of the Ventura County Civic Alliance made remarks and presented a short recap video of the 2018 Summer at City Hall program.

B. APPOINTMENT ITEMS

City Manager Department

2. SUBJECT: City Council Committee Structure.
RECOMMENDATION: 1. That City Council approve the first reading by title only and waive further reading of an ordinance amending Chapter 2 Article I Section 2-1 and adding Section 2-1.1 to the City Code regarding the regular Council meeting schedule and establishing City Council committees; and
2. That the Housing Authority adopt **Resolution No. 1308** establishing the Housing Authority as a nine member body and repealing Resolution No. 1291.

The City Manager gave a report. Public comments were received from Ray Blattel, Daniel Chavez Jr., Larry Stein, George Miller, Pat Brown, Dan Pinedo, Francine Castanon, Kelly Christiansen, Al Velasquez, Aaron Starr, Alicia Percell, Woodrow Thomas Sr., and Manuel Herrera. Discussion ensued among the Council and staff.

It was moved by Mayor Flynn, seconded by Mayor Pro Tem Ramirez, to approve the recommended action, with an amendment to postpone the Committee appointments until after the new City Council is seated, with the Mayor's appointments subject to the concurrence of the City Council. VOTE: Andrade, Flynn, MacDonald, Madrigal, and Ramirez voted in favor; Perello voted against. The motion carried 4-1 on Recommendation #1 (City Council) and 5-1 (Vega absent) on Recommendation #2 (Housing Authority).

The meeting took a brief recess from 7:45 to 7:49 p.m. Upon resuming, the Community Affairs Manager and public speakers Abel Magana, Lucy Cartagena, and Manuel Herrera made an announcement about the upcoming Halloween "Spook-tacular" event.

K. REPORTS

Development Services Department

3. SUBJECT: Selection of Default Tier Option for Clean Power Alliance (CPA).
RECOMMENDATION: Staff recommends that City Council approve the selection of 50% renewable energy tier as the default product for Clean Power Alliance customers within the City of Oxnard.

The Planning Division Manager gave a report. Public comments were received from Sage Rainbow, Lupe Anguiano, Kitty Merrill, Steve Nash, James Reach, Kap Young, Jan Dietrick, Elisabeth Lamar, Todd Shuman, Christopher Tull, Carin Wofford, David Gilbertson, Al Velasquez, Kristofer

Young, and Michelle Ellison. Written comments were submitted by Jim Hines, Irene Rauschenberger, and Kap and Deborah Young.

Discussion ensued among the Council, staff, and Jennifer Ward of Clean Power Alliance.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Madrigal, to approve the recommended action, with an amendment to set the default rate at 100%. VOTE: Flynn, MacDonald, Madrigal, and Ramirez voted in favor; Perello voted against. The motion carried 4-1.

E. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Paul Whaley (police harassment), Woodrow Thomas Sr. (status of his claim against the city), Al Velasquez (upcoming election), Kelly Christiansen (upcoming meeting regarding odors in South Oxnard/Port Hueneme), Adam Vega (toxic chemicals for plant/pest management), Anthony Luna (100% default renewable energy rate), Alicia Percell (lawsuits and legal violations), and Aaron Starr (candidate for mayor).

F. REPORT OF CITY MANAGER

The Assistant Public Works Director announced an upcoming meeting regarding odors in South Oxnard/Port Hueneme.

G. CITY COUNCIL REPORTS

City Manager Department

1. SUBJECT: Adoption of a Resolution Supporting the "Hope for the Coast" Initiative.
   RECOMMENDATION: That the City Council adopt **Resolution No. 15,175** in support of the "Hope for the Coast" initiative that promotes the advancement of the City of Oxnard's coastal ecosystem.

Alyssa Mann of The Nature Conservancy gave a report. Public comments were received from Pat Brown. Discussion ensued among the Council and staff.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Madrigal, to approve the recommended action as presented. VOTE: Flynn, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 5-0.

Councilmember Madrigal commented on the recent passing of Jose Moreno, the recent free clinic at Guadalupe church, the recent Carnegie and Rose Park Neighborhood meetings, the Eastwood Park fall ball program, upcoming Habitat for Humanity and "Cafecito with a Cop" events, and the upcoming election.

Mayor Pro Tem Ramirez commented on the recent passing of former Councilmember Bedford Pinkard, the passing of the Assistant City Manager's father, and acknowledged the Assistant City Clerk for her new position at the Ventura Police Department.

Mayor Flynn congratulated the Assistant City Clerk on her new position, and commented on the recent passing of former Councilmember Bedford Pinkard and the Assistant City Manager's father.

Councilmember Perello commented on the passing of the Assistant City Manager's father and former Councilmember Bedford Pinkard, the recent free clinic at Guadalupe church, recent Channel Islands Harbor Task Force meeting, and the upcoming election.

H. REVIEW OF INFORMATION/CONSENT AGENDA

Item J-4 was discussed among the Council and staff.

I. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA (None)

J. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Approval of Minutes.
RECOMMENDATION: That the City Council approve the minutes of the October 16, 2018 Special Meeting and Regular Meeting as presented.

Cultural and Community Services Department

2. SUBJECT: Acceptance of Senior Nutrition Grant Funds from the Ventura County Area Agency on Aging (VCAAA).
RECOMMENDATION: That the City Council:
1. Authorize the City Manager or designee to execute the amended Ventura County Area Agency on Aging Grant Contract No. A-8086 for the Provision of Services (Senior Nutrition Program & "Senior Nutrition Program Grant Agreement") and any other document or instrument necessary to carry out the purposes of Senior Nutrition grant; the Chief Financial Officer or designee to submit financial reports and grant claims for the use of Senior Nutrition grant funds; and
2. Approve a budget appropriation to recognize the increase or amended Senior Nutrition grant award in the amount of $33,925 for the FY 2018-2019 Senior Nutrition Program.

Public Works Department

3. SUBJECT: Approve Additional Contingency for Elevator Renovation Project.
RECOMMENDATION: That City Council approve a $25,000 increase in the contingency originally authorized for Elevator Renovation Project MO1001 at 305 W. Third Street.

4. SUBJECT: Second Amendment to Agreement for Removal of Household Hazardous Waste.
RECOMMENDATION: That City Council approve and authorize the Mayor to execute a Second Amendment to Agreement No. A-7988 with Safety-Kleen Systems, Inc. to add $30,000 for a total agreement value of $230,000 and to extend the agreement term from November 7, 2018, to December 31, 2018.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilman MacDonald, to approve the Information/Consent items as presented. VOTE: Flynn, MacDonald, Madrigal, Perello, and Ramirez voted in favor, the motion carried 5-0.

K. REPORTS

City Manager Department

The following items were considered concurrently:

1. SUBJECT: Water Revenue Refunding Bonds Series 2018 (Refunding of 2006 Bonds).
RECOMMENDATION: 1. That the City Council approve **Resolution No. 15,176**: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD AUTHORIZING THE ISSUANCE AND SALE OF WATER REVENUE REFUNDING BONDS, SERIES 2018 TO REFINANCE OUTSTANDING BONDS, AUTHORIZING EXECUTION OF INDENTURE OF TRUST, AND AUTHORIZING EXECUTION OF AND APPROVING RELATED AGREEMENTS AND OFFICIAL ACTIONS; and

2. That the City of Oxnard Financing Authority approve **Resolution No. 51**: RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF OXNARD FINANCING AUTHORITY, AUTHORIZING PROCEEDINGS AND AGREEMENTS RELATING TO THE REFINANCING OF CITY WATER SYSTEM IMPROVEMENTS AND AUTHORIZING OFFICIAL ACTIONS.

2. SUBJECT: Wastewater Revenue Refunding Bonds, Series 2018 (Refunding of Variable Rate 2004B and 2006 Bonds).
RECOMMENDATION: 1. That the City Council approve **Resolution No. 15,177**: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD AUTHORIZING THE ISSUANCE AND SALE OF WASTEWATER REVENUE REFUNDING BONDS, SERIES 2018 TO REFINANCE OUTSTANDING BONDS, AUTHORIZING EXECUTION OF INDENTURE OF TRUST, AND AUTHORIZING EXECUTION OF AND APPROVING RELATED AGREEMENTS AND OFFICIAL ACTIONS; and

2. That the City of Oxnard Financing Authority approve **Resolution No. 52**: RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF OXNARD FINANCING AUTHORITY, AUTHORIZING PROCEEDINGS AND AGREEMENTS RELATING TO THE REFINANCING OF CITY WASTEWATER SYSTEM IMPROVEMENTS AND AUTHORIZING OFFICIAL ACTIONS.

The Assistant City Manager and Craig Hill of NHA Advisors gave a report. Public comments were received from Phil Molina and Al Velasquez. Discussion ensued among the Council and staff.

It was moved by Councilman MacDonald, seconded by Mayor Pro Tem Ramirez, to approve the recommended action as presented. VOTE: Flynn, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 5-0.

City Treasurer Department

4. SUBJECT: Investment Report for the First Quarter FY 18-19.
RECOMMENDATION: That City Council review, accept and file the Investment Report for the First Quarter FY 18-19.

The City Treasurer gave a report. No public comments were received. Discussion ensued among the Council and Treasurer.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Madrigal, to accept the report as presented. VOTE: Flynn, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 5-0.

L. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Flynn adjourned the meeting at 10:38 p.m.

Michelle Ascencion

MICHELLE ASCENCION, CMC
City Clerk

Tim Flynn 11/15/18

TIM FLYNN
Mayor