

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
May 16, 2017

A. ROLL CALL/POSTING OF AGENDA

At 5:07 p.m., the regular meeting of the Oxnard City Council was called to order by Mayor Pro Tem Ramirez in the Council Chambers. The City Clerk called the roll: Councilmembers Bryan A. MacDonald, Oscar Madrigal, Bert Perello, and Mayor Pro Tem Ramirez were present. Mayor Tim Flynn arrived at 5:09 p.m. The City Clerk stated that the agenda was posted May 11, 2017 at City Hall.

Staff members present were Greg Nyhoff, City Manager; Stephen Fischer, City Attorney; Jesús Nava, Assistant City Manager; Ruth Osuna, Assistant City Manager; Kymberly Horner, Economic Development Director; Phillip Molina, City Treasurer; George Iafrete, Computer Network Engineer III; and Michelle Ascencion, City Clerk.

B. APPOINTMENT ITEMS

1. SUBJECT: Oxnard Convention and Visitors Bureau Annual Update.
RECOMMENDATION: That City Council receive an annual update report dated May 16, 2017 from the Oxnard Convention and Visitors Bureau ("OCVB").

The Economic Development Director introduced Josh Travers, Executive Director of the Oxnard Convention and Visitors Bureau, who gave a presentation and introduced the OCVB Board Members in attendance.

(Mayor Flynn arrived at this time.)

Public comments were received from Abel Magana and Lawrence Stein. Discussion ensued among the Council, staff, and Steve Buenger, Chair of the OCVB Board.

C. OPENING CEREMONIES

The flag salute, led by Anthony Martinez Sr., was followed by a moment of silence.

Additional staff members present at this time were Darwin Base, Fire Chief; Keith Brooks, Information Technology Director; Arturo Casillas, Housing Director; Daniel Rydberg, Public Works Director; James Throop, Chief Financial Officer; Scott Whitney, Police Chief; Raja Bamrungpong, Information Technology Manager; Kyron Johnson, Management Analyst; Shiri Klima, Assistant City Attorney; Karl Lawson, Housing Compliance Services Manager; Licette Maldonado, Utilities Finance Officer; Daniel Nahmias, Firefighter; Thien Ng, Wastewater Division Manager; and Jason Zaragoza, Deputy City Attorney.

D. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Commendation to John Newton and Eduardo Germann for

Their Heroic Lifesaving Efforts; and Proclamation Designating the Week of May 22 - 29, 2017 as "Beach Safety Week."

Mayor Flynn, the Fire Chief, and Firefighter Nahmias presented Mr. Germann and Mr. Newton with tokens of appreciation from the City. The man whose life was saved, Ryan Johnson, was also present and made a few remarks. Mayor Flynn read the proclamation and presented it to the Fire Chief.

2. SUBJECT: Presentation of a Proclamation Designating the Week of May 21 - 27, 2017 as "Public Works Week."

Mayor Flynn read the proclamation and presented it to the Public Works Director, who made some remarks and introduced some of the Public Works staff in attendance.

E. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Anthony Martinez Sr. (Ride of Silence), Dale Dean (American Legion Post 38), Lawrence Stein (budget process), Larry Barbarine (student journalists), Marsha Cordes (Sister City Ocotlan annual visit), Pete Placencia (La Colonia Boxing Gym), Chad Carroll and Tiffany Lopez (Kiwanis "Tower to Tower" Fire Explorers fundraiser), Jack Villa (upcoming Neighborhood Council events), George Miller (sanctuary city issue), and Al Velasquez (sanctuary city issue).

(Mayor Flynn announced that Item L.1 would be heard next.)

L. REPORTS

City Manager Department

1. SUBJECT: 2017 and 2018 City of Oxnard License Agreement (# A-7972) with Blue Star Operations Services, LLC (Dallas Cowboys) for the Use of City Facilities at River Ridge for a Training Camp.
RECOMMENDATION: That City Council approve and authorize the Mayor to execute a two-year agreement with an additional two-year extension option with Blue Star Operations Services, LLC for a professional football training camp to be held at the City's River Ridge Fields.

Assistant City Manager Nava gave a report. Discussion ensued among Council and staff.

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

(Mayor Flynn announced that Item K.1 would be heard next.)

K. PUBLIC HEARINGS

Public Works Department

1. SUBJECT: Public Hearing Regarding and First Reading of Ordinance for Wastewater Rate Increase.

RECOMMENDATION: That City Council:

1. Holds a public hearing to receive public testimony and consider all protests concerning the adoption of an ordinance establishing wastewater user fees and charges;
2. Finds that, according to the CEQA exemption listed in 14 CCR section 15273, CEQA does not apply because this ordinance establishes rates, which the Council finds are for the purposes of: meeting operating expenses, including employee wage rates and fringe benefits; purchasing or leasing supplies, equipment, or materials; meeting financial reserve needs and requirements; and obtaining funds for capital projects, necessary to maintain wastewater service within existing service areas; and
3. Approves the introduction and first reading by title only and waive further reading of an ordinance establishing new wastewater system user fees and charges.

The City Clerk announced the affidavit of publication.

The City Manager, Assistant City Manager Osuna, and Alex Bugbee of Carollo Engineers gave a report.

Mayor Flynn opened the public testimony portion of the public hearing. Public comments were received from Nancy Pedersen, Charles Hamm, Aaron Starr, Alicia Percell, Lawrence Stein, Pat Brown, Vincent Ines, Al Velasquez, David Paulsen, Elva Lindsey, Brett Munoz, Steve Nash, Kimberly Villanueva, Juan Macias, Barbara Zahn, Gabriel Teran, and Edward Castillo.

Mayor Pro Tem Ramirez, seconded by Councilmember Perello, moved to close the public testimony portion of the public hearing; the Council approved unanimously.

Discussion ensued among the Council and staff. The City Clerk declared that, pursuant to Resolution No. 14,877, the number of written protests received was manifestly less than half of the parcels served by the City. Further discussion ensued.

It was moved by Councilmember Perello, seconded by Mayor Pro Tem Ramirez, to approve staff's recommendation as presented, with the inclusion of Council policy direction to the City Manager and Public Works Director that \$500,000 per year in projected additional wastewater rate revenue be earmarked and placed into a "lock-box" available only for unanticipated, unbudgeted and unscheduled emergency wastewater repairs each year over the next five year period. VOTE: Flynn, Madrigal, Perello, and Ramirez voted in favor; MacDonald voted against. The motion carried 4-1.

(Mayor Flynn announced that the Information/Consent agenda would be heard next.)

H. REVIEW OF INFORMATION/CONSENT AGENDA

Items J.1, J.3(C), and J.3(E) were pulled for discussion.

Regarding J.1: The Council and staff discussed clarification of the penalty fee, its equitable

application to all customers, and substituting the word "delinquent."

Regarding J.3(C): The Information Technology Director gave a brief report on the features of OpenGov.

Regarding J.3(E): The Police Chief gave a brief report on the purchase and disposal of firearms.

I. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Lawrence Stein, Al Velasquez, Aaron Starr, Steve Nash, and Dan Pinedo.

J. INFORMATION/CONSENT AGENDA

City Attorney Department

1. SUBJECT: Adoption of Delinquent Utility Bill Payment Ordinance.
RECOMMENDATION: That City Council waive the second reading and **adopt Ordinance No. 2918** amending Chapters 19 and 22 of the Oxnard City Code to establish penalties to be assessed on delinquent utility service bill payments.

City Clerk Department

2. SUBJECT: Minutes of the May 9, 2017 Regular Meeting.
RECOMMENDATION: That the City Council approve the Minutes as presented.

City Manager Department

3. SUBJECT: Agreements for City Council Review.
RECOMMENDATION: That City Council, pursuant to Ordinance No. 2835, and Resolution No. 13,932, approve and authorize the City Manager to execute the agreements/contracts and change orders/amendments in amounts more than \$25,000 but no more than \$250,000:
 - A. SoftwareOne, Inc. for licensing and software maintenance (\$92,867).
 - B. TriTech Software for crime analysis and mapping software (\$43,642).
 - C. OpenGov application for publishing financial and operational data (\$32,775).
 - D. Selectron, Inc. for interactive voice response software used to schedule permit inspections and to pay utility bills by phone (\$27,375).
 - E. Adamson Police Products for purchase of 250 Sig Sauer P320 firearms (\$36,563).
 - F. CopQuest for the purchase of 250 Sig Sauer P320 holsters (\$28,055).

Public Works Department

4. SUBJECT: Solicit Bids for On-Call Street Maintenance and Repair Services.
RECOMMENDATION: That City Council authorizes staff to solicit bids for On-Call Street Maintenance and Repair Contract PW17-21.

It was moved by Councilman MacDonald, seconded by Councilmember Perello, to approve the

Information/Consent Agenda as presented. VOTE: Flynn, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 5-0.

L. REPORTS

Public Works Department

2. SUBJECT: Purchase of 15 Compressed Natural Gas Trucks.

(This item was postponed due to time.)

M. PUBLIC COMMENTS ON REPORTS (None)

N. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Flynn adjourned the meeting at 10:41 p.m.



MICHELLE ASCENCION, CMC
City Clerk



TIM FLYNN
Mayor