MINUTES
OXNARD CITY COUNCIL
Regular Meeting
February 6, 2018

A. ROLL CALL/POSTING OF AGENDA

At 4:39 p.m., Mayor Flynn called to order the regular meeting of the Oxnard City Council 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, Mayor Pro Tem Carmen Ramirez, and Mayor Tim Flynn were present; Councilmember Bert Perello was absent (arrived at 4:49 p.m.).

Staff members present were Scott Whitney, Interim City Manager/Police Chief; Stephen Fischer, City Attorney; Jesús Nava, Assistant City Manager; Ashley Golden, Interim Assistant City Manager; and Michelle Ascencion, City Clerk.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS (None.)

C. CLOSED SESSION

The Mayor read the following closed session statement:

"The City Council will recess to a closed session, pursuant to Government Code section 54956.9(d)(1), to confer with its attorneys on four cases. The titles and case numbers of the litigation being discussed are:

1. Susan Engbrecht; Linda Gray v. City of Oxnard; Ventura County Superior Court, Case No. 56-2017-00496779-CU-WM-VTA;

2. John C. Zaragoza v. City of Oxnard, et al.; Ventura County Superior Court, Case No. 56-2017-00498218-CU-WM-VTA.

3. City of Oxnard, et al. v. Aaron Starr; Ventura County Superior Court, Case No. 56-2016-00479696-CU-MC-VTA.

4. Aaron Starr v. City of Oxnard; Ventura County Superior Court, Case No. 56-2017-00494475-CU-WM-VTA.

The City Council will also recess to a closed session pursuant to Government Code section 54956.9(d)(2), based on existing facts and circumstances, there is significant exposure to litigation against the City in one potential case."

At 4:40 p.m., the City Council recessed to a closed session. (Councilmember Perello arrived during closed session.) At 6:08 p.m. the City Council reconvened in open session in the Council Chambers. The City Attorney announced that there were no reportable actions out of closed session.

D. OPENING CEREMONIES

The flag salute was followed by a moment of silence.

Additional staff members present at this time were Phillip Molina, City Treasurer; Raja Bamrungpong, Information Technology Manager; Sujin Beck, Public Works Project Manager; Jeri Cooper, Special Districts Project Manager; Thien Ng, Assistant Public Works Director; and Renee Rakestraw, Recreation Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Proclamation Designating the Month of February 2018 as "Black History Month."

Mayor Flynn read the proclamation and presented it to former Mayor Pro Tem Dr. Irene Pinkard, Julia Dixon, and Bobbie Richards, who all gave remarks about the Pinkard Youth Institute's work in the community.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The Interim City Manager announced that item M-1 is pulled from the agenda and tentatively rescheduled for February 27, 2018.

Public comments were received from Woodrow Thomas Sr. (issues with his car being towed), Jason Corona (request to reopen claim for property damage), Alice Madrid (homeless seniors), Harold Ceja (upcoming recall election), Lupe Anguiano (Community Choice Energy program, and advertising of city meetings), Micheál O'Leary (upcoming Primary Election, candidate for State Board of Equalization), Gabriel Teran (tobacco control, air quality), Lawrence Stein (GREAT Program debt service), Pat Brown (city council districts, Rice Avenue overpass), Daniel Chavez Jr. (recall election, crosswalks, street paving), Jackie Tedeschi (recent Community Choice Energy program workshop), and Adam Vega (supports Oxnard joining the Los Angeles Community Choice Energy program).

G. REPORT OF CITY MANAGER

The Interim City Manager announced various upcoming meetings and events and provided program updates. He also showed a video tribute to "Jax" the Oxnard Police K-9 that recently passed away.

The City Clerk gave an update on the upcoming May 1, 2018 Special Election.

H. CITY COUNCIL REPORTS

Councilmember Madrigal commented on local high school sports. He reported on attending a recent event featuring U.S. Senate candidate Kevin De Leon and the recent Kamala Neighborhood Council meeting. He announced the upcoming City Council special meeting on council districting, the Rose Park Neighborhood Council meeting, and the La Colonia Neighborhood Council meeting.

Mayor Pro Tem Ramirez commented on the Los Angeles Community Choice Energy program. She expressed condolences to the family of Maria Socorro Velasquez, who recently passed away. She

encouraged people to donate to the Winter Warming Shelter. She reported on attending a recent Girl Scout awards ceremony. She announced that food assistance is available for Thomas Fire victims, and the Performing Arts Center's rental credit program is available for non-profits. She commented on the upcoming recall election.

Councilman MacDonald announced the Latino Peace Officers Association of Ventura County's upcoming scholarship dinner. He also announced an upcoming Gold Coast Transit District meeting, and reported the Regional Defense Partnership's activities.

Councilmember Perello commended the Interim City Manager for his responsiveness. He expressed condolences on K-9 Jax's passing. He reported on the recent Measure O Oversight Board meeting. He commented on the continuing state drought. He reported on the recent Ventura Regional Sanitation District board meeting and its audit presentation.

Mayor Flynn announced an upcoming meeting of the Channel Islands Harbor Task Force. He also reported on a recent Council Policies and Procedures Committee meeting.

I. REVIEW OF INFORMATION/CONSENT AGENDA

Items K-1(A) and K-4 were discussed among the Council and staff.

J. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Michael Gleason, Lawrence Stein, and Jackie Tedeschi.

K. INFORMATION/CONSENT AGENDA

City Manager Department

1. 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 following agreements/contracts and change orders/amendments in amounts more than $25,000 but no more than $250,000:
A. Selectron Technologies (8138-17-IT) for renewal of City's Interactive Voice Response software support and maintenance ($173,340).
B. Compuwave (Purchase Order No. 6668) for purchase of computers, network hardware and software ($225,000).
C. L.N. Curtis (Purchase Order No. 6673) for purchase of personal protective gear, self-contained breathing apparatus and fire suppression supplies and equipment ($175,000).

Development Services Department

2. SUBJECT: Adoption of **Ordinance No. 2933.**
RECOMMENDATION: That the City Council adopts Ordinance No. 2933 (read by title only, waiving further reading) approving an amendment to exhibit 5, land use areas, of the Rose-Santa Clara Corridor Specific Plan to change the planning area designation from Commercial/Manufacturing (Planning area 4) to retail commercial (Planning area 3).

3. SUBJECT: Notice of Pending Approval – Parcel Map No. 16-300-02.
RECOMMENDATION: Receive and file only.

Finance Department

4. SUBJECT: Approval of a Budget Appropriation to Transfer Landscape Maintenance District Surplus Fund Balances.
RECOMMENDATION: That City Council approve a budget appropriation in the amount of $1,137,781.32 to transfer surplus fund balances from the eighteen (18) dissolved Landscape Maintenance Districts per Streets and Highways Code section 22610.

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

L. REPORTS

Cultural and Community Services Department

1. SUBJECT: Senior Services Commission Annual Report.
RECOMMENDATION: That City Council receives the Senior Services Commission annual report.

Senior Services Commission Chair Alice Sweetland gave a report and introduced Senior Services Commissioners Clark Owen and Alice Madrid, who were also in attendance. Discussion ensued among the Council, staff, and commissioners. No action was taken.

M. PUBLIC HEARINGS

Development Services Department

1. SUBJECT: Introduce for First Reading an Ordinance Authorizing the Implementation of a Community Choice Aggregation Program with the Los Angeles Community Choice Energy Joint Powers Authority and Approving the Related Joint Powers Agreement.

(This item was continued to February 27, 2018.)

N. REPORTS

City Treasurer Department

1. SUBJECT: Investment Policy and Annual Delegation of Investment Authority.
RECOMMENDATION: That City Council adopt a resolution:
    1. Adopting the 2018 Investment Policy for the City of Oxnard.
    2. Delegating investment authority to the City Treasurer

The City Treasurer gave a report. Discussion ensued among the Council and staff. The Council requested the item be continued to a future meeting to gather additional information before taking action. No action was taken.

Finance Department

2. SUBJECT: Award Contract for Fencing in Various Landscape Maintenance Districts.
RECOMMENDATION: That City Council:
1. Award and authorize the Mayor to execute Agreement A-8040 with Fenceworks, Inc. (Attachment A) in the amount of $535,140.75 for the Assessment District Fencing Project SD 18-23; and
2. Approve a budget appropriation in the amount of $20,000 (Attachment B) for the current Fiscal Year 2017-18 from fund balance of LMD 46 Daily Ranch to cover a portion of the project costs for the District.

The Special Districts Project Manager gave a report. Discussion ensued among the Council and staff. Public comments were received from Michael Gleason, Lawrence Stein, and Jackie Tedeschi.

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

Public Works Department

3. SUBJECT: Award Contract for Wastewater Treatment Plant Cogeneration Engine Refurbishment Project PW 18-03.
RECOMMENDATION: That City Council:
1. Award and authorize the Mayor to execute Agreement A-8043 in the amount of $637,394 for the Oxnard Wastewater Treatment Plant Cogeneration Engine Refurbishment Project PW 18-03 with GI Endurant, LLC dba GI Energy; and
2. Approve and authorize the City Manager to amend the agreement in an amount not to exceed $80,000 for one or more of the possible additive items described in this report; and
3. Approve $54,202 for Project contingency for the Oxnard Wastewater Treatment Plant Cogeneration Engine Refurbishment Project;
4. Approve $108,404 for consultant and staff engineering, inspection, survey and Project management for the Oxnard Wastewater Treatment Plant Cogeneration Engine Refurbishment Project; and
5. Approve an appropriation of $484,000 for the Oxnard Wastewater Treatment Plant Cogeneration Engine Refurbishment Project No. 186610.

The Assistant Public Works Director introduced the new Public Works Project Manager, who gave a report. Discussion ensued among the Council and staff.

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

O. ADJOURNMENT

There being no further business, and without objection, Mayor Flynn adjourned the meeting at 9:08 p.m.

MICHELLE ASCENCION, CMC
City Clerk

TIM FLYNN
Mayor