MINUTES
OXNARD CITY COUNCIL
Regular Meeting
January 8, 2019

A. ROLL CALL/POSTING OF AGENDA

At 4:34 p.m., Mayor Flynn called to order the regular meeting of the Oxnard City Council (concurrently with the Oxnard Community Development Successor Agency) 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 Gabriela Basua, Vianey Lopez, Bryan A. MacDonald, Bert Perello, and Mayor Tim Flynn were present; Mayor Pro Tem Carmen Ramirez and Councilmember Oscar Madrigal were absent (arrived at 5:03 p.m. and 5:50 p.m. respectively).

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

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

Public comments were received from Alicia Percell.

C. CLOSED SESSION

Mayor Flynn 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. The titles of the litigation being discussed are:

1. City of Oxnard et al. v. Aaron Starr;
2. Aaron Starr and Nancy Pedersen v. City of Oxnard;
3. Aaron Starr v. City of Oxnard; and
4. Moving Oxnard Forward v. Jim Throop et al."

At 4:39 p.m., the City Council recessed to a closed session. At 6:05 p.m. the City Council reconvened in open session in the Council Chambers. The City Attorney made the following announcement:

"By a vote of 6-0, with Councilmember Madrigal absent, the City Council has given its legal counsel approval to seek appellate review or relief in the action entitled City of Oxnard, et al. v. Aaron Starr, which concerns the validity of a voter initiative reducing wastewater rates."

D. OPENING CEREMONIES

The flag salute was followed by a moment of silence.

Additional staff members present at this time were Kevin Riper, Chief Financial Officer; Todd Vasquez-Housley, Environmental Resources Division Manager; Hoon Han, City Engineer; Rosemarie Gaglione, Public Works Director; Jason Zaragoza, Deputy City Attorney; and Armida Galvan-Monares, Treasury Supervisor.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Commendation to Lutheran Church of Our Redeemer on the Occasion of Their 70th Anniversary on January 12, 2019.

Mayor Flynn read the commendation and presented it to Pastor Nancy Switzler and Arlin Scott, who made some remarks.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Woodrow Thomas Sr. (pest control in public housing), Shirley Godwin (encouraged people to visit Ormond Beach), Larry Stein (staffing in the Finance Department, availability of regular financial reports), George Miller (opt-out option for the Clean Power Alliance energy rate structure), and Pat Brown (mitigated negative declaration for the proposed outdoor vehicle storage lots).

G. REPORT OF CITY MANAGER

The City Manager introduced the new Chief Financial Officer,

H. CITY COUNCIL REPORTS

City Manager Department

1. SUBJECT: City of Oxnard 2019 Federal and State Legislative Program.
   RECOMMENDATION: That the City Council:
   1. Receive and file the report;
   2. Adopt **Resolution No. 15,191** approving the 2019 Legislative Program for the City of Oxnard; and
   3. Take such additional, related action as may be desired.

Legislative Consultant Elisabeth Paniagua of E. P. Consulting Services gave a report and discussion ensued among the Council, staff, and Ms. Paniagua. Federal lobbyists John O'Donnell and Kyriakos Pagonis from MMO Partners, and state lobbyists Kristi Foy and Mike Arnold of Michael J. Arnold & Associates, also made brief remarks. Public comments were received from Woodrow Thomas Sr.

It was moved by Councilman MacDonald, seconded by Mayor Pro Tem Ramirez, to approve the recommended action as presented. VOTE: Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 7-0.

2. SUBJECT: Appointment of Council Committee Membership, Including Committee Chairs.
   RECOMMENDATION: That City Council ratifies the Mayor's appointments of Council Committee Membership, including Committee Chairs.

The City Manager gave a report. Public comments were received from Lucy Cartagena. 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: Basua, Flynn, Lopez, Madrigal, Perello, and Ramirez voted in favor; MacDonald was temporarily absent for the vote. The motion carried 6-0. Further discussion ensued.

3. SUBJECT: Request of Mayor Pro Tem Ramirez: for the City Council to Request the Ventura County Fairgrounds Board of Directors to Cease Contracting for New Gun Shows at the Fairgrounds.
   RECOMMENDATION: That City Council discuss and determine whether an item related to consideration of sending a letter to the Ventura County Fairgrounds Board of Directors to cease contracting for additional gun shows should be placed on a future City Council agenda for Council discussion.

Mayor Pro Tem Ramirez gave a report. Public comments were received from Edy Santangelo, Steve Nash, Barbara Thorpe Cartee, Troy Corley, George Miller, Julie Diaz Martinez, Janet Eckhouse, Pat Brown, Woodrow Thomas Sr., and Andy Pletcher. Discussion ensued among the Council.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Lopez, to move the item forward for approval on a future agenda. VOTE: Basua, Flynn, Lopez, Madrigal, Perello, and Ramirez voted in favor; MacDonald voted against. The motion carried 6-1.

4. SUBJECT: Request of Mayor Pro Tem Ramirez for the City Council to Consider a Resolution Opposing Offshore Oil Drilling.
   RECOMMENDATION: That City Council discuss and determine whether an item to consider adopting a resolution declaring the Council's opposition to offshore oil drilling should be placed on a future City Council agenda for Council discussion.

Mayor Pro Tem Ramirez gave a report. Public comments were received from Troy Corley, Pat Brown, Steve Nash, and Woodrow Thomas Sr. Discussion ensued among the Council.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Lopez, to move the item forward for approval on a future agenda. VOTE: Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 7-0.

Councilmember Madrigal encouraged people to show compassion in the new year, commended the Channel Islands High School and Hueneme High School soccer teams, recognized city workers for dealing with street flooding during the recent heavy rains, and acknowledged Oxnard natives Anderson Paak and Cola Boyy who will be performing at this year's upcoming Coachella Music Festival.

Councilwoman Basua reported on visiting the foul weather homeless shelter over the weekend and commended Housing Department staff, and thanked the Police Department for recent patrols in South Oxnard to deal with vagrancy complaints.

Mayor Pro Tem Ramirez welcomed the new Chief Financial Officer and Assistant Chief Financial Officer, announced the upcoming public input meetings on the Parks Master Plan, reported on visiting the foul weather homeless shelter and acknowledged the staff and volunteers, announced the upcoming INCO meeting on the new Clean Power Alliance energy rates, and commented on gun violence.

Councilman MacDonald reminded people to drive carefully in the rain.

Councilmember Perello requested that a discussion on project labor agreements be placed on a future Council agenda, requested that the Police Department look into noisy modified cars driving through South Oxnard, requested that the city provide more education on the new Clean Power Alliance energy rate structure, and asked people to drive carefully in the rain.

Councilmember Lopez thanked staff for addressing her concerns on behalf of residents regarding homelessness and noise issues, and encouraged people to attend the Parks Master Plan workshops.

Mayor Flynn expressed optimism that the council and management will make great accomplishments in the new year, and commented on the need to revisit the Council's strategic priorities to assist with priority-based budgeting and the city's legislative agenda.

I. REVIEW OF INFORMATION/CONSENT AGENDA

Items K-4 was discussed among the Council and staff.

J. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Larry Stein.

K. INFORMATION/CONSENT AGENDA

City Attorney Department

1. SUBJECT: Adoption of Security Alarm and Fire Alarm Ordinance.
RECOMMENDATION: That City Council adopt **Ordinance No. 2951** amending Chapter 11 Article II of the Oxnard City Code concerning the regulation of security alarm systems and fire alarm systems.

2. SUBJECT: Vending Ordinance Adoption.
RECOMMENDATION: That City Council adopt **Ordinance No. 2952** amending Chapter 8, Article IV, Division 1, Sec. 8-47 of the Oxnard City Code regarding operating regulations for vending on public property.

City Clerk Department

3. SUBJECT: Approval of Minutes.
RECOMMENDATION: That the City Council approve the minutes of the December 11, 2018 and December 18, 2018 Regular Meetings as presented.

Economic Development Department

4. SUBJECT: Recognized Obligation Payment Schedule 2019-2020.
RECOMMENDATION: That the Community Development Commission Successor Agency adopt **Resolution No. 34** approving the Annual Recognized Obligation Payment Schedule 19-20 covering the period of July 1, 2019 - June 30, 2020.

Fire Department

5. SUBJECT: Funding of Equipment and Supplies from CUPA Capital Equipment Fund.
RECOMMENDATION: That City Council approve the use of $5,634 in previously appropriated unspent capital within the CUPA Capital Equipment Fund 373 for the replacement of personal protective equipment and resupply of chemical reagents.

Public Works Department

6. SUBJECT: Approval of a Budget Appropriation for Northshore CFD to Establish a Budget in FY 2018-19.
RECOMMENDATION: That City Council approve a budget appropriation in the amount of $30,000 from the surplus fund balance of the Northshore CFD #6 (Fund 176) to establish a budget for expected expenditures in Fiscal Year 2019.

It was moved by Councilman MacDonald, seconded by Councilmember Perello, to approve the Information/Consent items as presented. VOTE: Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor, the motion carried 7-0.

L. PUBLIC HEARINGS

City Attorney Department

1. SUBJECT: Extension of Ordinance No. 2950 (Moratorium on the Establishment of New Retail Uses Selling Firearms and Ammunition).
RECOMMENDATION: That City Council conduct a public hearing and adopt **Ordinance No. 2953** to extend the moratorium on the establishment of new retail uses selling firearms and ammunition to allow the City to study this land use and make recommendations to the Planning Commission and City Council for a period of eight (8) months from the date Ordinance No. 2950 would otherwise expire.

The City Clerk announced the affidavit of publication and stated that no written communications had been received.

The City Attorney gave a report. Discussion ensued among the Council and staff.

Mayor Flynn opened the public testimony portion of the public hearing. Public comments were received from Troy Corley.

Without objection, the Council approved closing the public testimony portion of the public hearing.

It was moved by Councilman MacDonald, seconded by Councilmember Perello, to approve the recommended action as presented. VOTE: Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor, the motion carried 7-0.

M. REPORTS

Public Works Department

1. SUBJECT: Funding for Purchase of 15 Collection Vehicles.

RECOMMENDATION: That City Council:
1. Ratify an appropriation in the amount of $4,847,373 to fund the purchase of fifteen Environmental Resources collection vehicles;
2. Ratify revised Purchase Order No. 6304 to Velocity Truck Center Ventura County in the additional amount of $45,175.12 for additional safety equipment for 12 collection vehicles; and
3. Approve an additional appropriation in the amount of $45,176 to fund the purchase of the additional safety equipment.

The Environmental Resources Division Manager gave a report. No public comments were received. Discussion ensued among the Council and staff.

It was moved by Councilmember Perello, seconded by Mayor Pro Tem Ramirez, to approve the recommended action as presented. VOTE: Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor, the motion carried 7-0.

2. SUBJECT: Award Contract A-8109 to Granite Construction for Channel Islands Boulevard Street Resurfacing Project.
RECOMMENDATION: That City Council:
1. Award and authorize the Mayor to execute Agreement A-8109 in the amount of $2,995,295 for the Channel Islands Boulevard Street Resurfacing Project Specification No. PW 17-20 with Granite Construction Company;
2. Approve $299,529 for Project contingency for the Channel Islands Boulevard Street Resurfacing Project;
3. Approve $299,529 for technical engineering support, inspection, survey and project management (City staff) for the Channel Islands Boulevard Street Resurfacing Project; and
4. Approve an appropriation of $3,105,953 from the Street Maintenance Fund and $38,400 from the Water Operating Fund for the Channel Islands Boulevard Street Resurfacing Project No. 183111.

The City Engineer gave a report. Public comments were received from Woodrow Thomas Sr. and later, Pat Younis and Pat Brown. Discussion ensued among the Council and staff.

It was moved by Councilman MacDonald, seconded by Councilmember Perello, to approve the recommended action as presented. VOTE: Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor, the motion carried 7-0.

City Attorney Department

3. SUBJECT: Taxi Cab Ordinance.
RECOMMENDATION: That City Council approve the first reading by title only and waive further reading of an ordinance amending Article XI to Chapter 11 of the City Code establishing taxicab licensing and operating regulations.

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

It was moved by Mayor Pro Tem Ramirez, seconded by Councilwoman Basua, to approve the recommended action as presented. VOTE: Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor, the motion carried 7-0.

N. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Flynn adjourned the meeting at 9:13 p.m.

MICHELLE ASCENCION, CMC
City Clerk

TIM FLYNN
Mayor