MINUTES
OXNARD CITY COUNCIL
Regular Meeting
April 2, 2019

A. ROLL CALL/POSTING OF AGENDA

At 5:03 p.m., Mayor Flynn called to order the regular meeting of the Oxnard City Council (concurrently with the Oxnard Housing 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 Gabriela Basua, Vianey Lopez, Bryan A. MacDonald, Oscar Madrigal, Bert Perello, Mayor Pro Tem Carmen Ramirez, Housing Commissioner Jose Andrade, and Mayor Tim Flynn were present. Housing Commissioner Francisco Vega arrived at 6:12 p.m.

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

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

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)(2), based on existing facts and circumstances, there is significant exposure to litigation against the City in one potential case regarding the payment of controlled standby pay under the Fair Labor Standards Act and the IUOE Memorandum of Understanding to employees of the Public Works Department.

"The City Council will also recess to a closed session, pursuant to Government Code section 54957.6, to review the status of labor negotiations and to review its available funds and funding priorities for the purpose of providing instructions to the City's negotiators regarding the organizations specified in Item C.2 of the meeting agenda."

At 5:05 p.m., the City Council recessed to a closed session. At 6:07 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 Trish Honigsberg, Public Works Outreach/Education Specialist; Brenda Lopez, Housing Programs Manager; Rosemarie Gaglione, Public Works Director; Thien Ng, Assistant Public Works Director; and Brian Yanez, Assistant Public Works Director.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Commendation to Pacifica High School students from the Academy of Business and the Health Science Academy who established a Firefighters care package center.

Mayor Flynn, Pacifica High School Principal Ted Lawrence, Health Science Academy Coordinator Chloe Carson, and Academy of Business Director Aaron Ferguson made some remarks and the Council presented certificates to the students.

2. SUBJECT: Presentation of a Proclamation Designating April 13, 2019 as "Earth Day."

Mayor Flynn read the proclamation and presented it to the Public Works Outreach/Education Specialist, who made some remarks.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Gabrielle LeMay (dispute with a contractor performing work on her home); Jaime Moreno (Summer at City Hall program); Ashley Hernandez (Summer at City Hall program); Christine Cananizado (Summer at City Hall program); Bryan Rodriguez (Summer at City Hall program); Pat Brown (truck traffic and used car lots on Oxnard Boulevard); Ann Jourdan (concerns about waterways and seawalls in Mandalay Bay); Pete Plascencia (leaks at La Colonia Boxing Gym); Arnoldo S. Torres (Clinicas del Camino Real's initiative effort to change the County health care system structure); Juvenal Morales (seeking a building permit for his property in the Rose Park neighborhood); Mario Castillo (community workforce agreements); Jonathan Duran (community workforce agreements); Manuel Castro (community workforce agreements); Armando Delgado (community workforce agreements); and Victor E. Gallardo (community workforce agreements).

G. REPORT OF CITY MANAGER

The City Manager made some remarks on the anticipated unmet needs in the upcoming proposed Capital Improvement Plan item, and made a reminder announcement on the upcoming Job Fair.

H. CITY COUNCIL REPORTS

Councilmember Lopez encouraged people to attend the upcoming Job Fair.

Councilmember Perello thanked some city employees who recently gave him special assistance, requested a future agenda item on community workforce agreements, commented on the importance of skilled labor, reported on the recent Rose Park neighborhood council meeting, and commented on trucks on Oxnard Boulevard and the Gold Coast Health Plan initiative.

Mayor Pro Tem Ramirez spoke on the upcoming Earth Day event, a recent Water Education for Latino Leaders event, the Clean Power Alliance, solar energy projects and project labor agreements, and trucks on Oxnard Boulevard.

Councilwoman Basua reported on a recent Pacific Pointe HOA meeting and commented on the epidemic of homelessness throughout the community.

Councilmember Madrigal commented on Autism Awareness month, the Rose Park and Southwinds neighborhood meetings, an art gala at Frank School, Eastside Little League opening day, the "Bracero" opera, Cesar Chavez march, Downtown Management District meeting, and the El Concilio awards ceremony. He announced that he will miss the next Council meeting due to a missions trip.

Mayor Flynn announced that the upcoming Finance & Governance Committee meeting will include a presentation on the city's General Fund projections, and commented on the city's financial standing.

Councilmember Perello commented further on the city's finances and the Eastside Little League opening day.

I. REVIEW OF INFORMATION/CONSENT AGENDA

The Council postponed item K-3.

J. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA (None received)

K. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Approval of Minutes.
RECOMMENDATION: That the City Council approve the minutes of the March 19, 2019 Regular Meeting as presented.

2. SUBJECT: Conflict of Interest Code Amendment.
RECOMMENDATION: That the City Council **Resolution No. 15,211** repealing Resolution No. 15,111 and adopting an amended Conflict of Interest Code pursuant to the Political Reform Act to update the list of designated positions filing Statements of Economic Interests.

City Manager Department

3. SUBJECT: Citizen Advisory Group Ordinance Adoption.

(This item was postponed.)

Community Development Department

4. SUBJECT: Adoption of Ordinance No. 2958, Pertaining to Planning and Zoning (PZ) Permit No. 17-580-01 (Zone Text Amendment) – Amendments to the Industrial Portion of the Zoning Ordinance, Chapter 16, Divisions 11-15 of the Oxnard City Code- Business and Research Park, Limited Manufacturing, Light Manufacturing, Commercial Manufacturing, and Heavy Manufacturing.

RECOMMENDATION: That the City Council adopt **Ordinance No. 2958** (by title only, further reading waived), amending Chapter 16, Divisions 11 – 15 of the Oxnard City Code pertaining to regulations governing land uses and development regulations for uses within the Business and Research Park, Limited Manufacturing, Light Manufacturing, Commercial Manufacturing, and Heavy Manufacturing zoning districts, and implement the Planning Commission's recommendations.

5. SUBJECT: Trade Services Agreement with Professional Security Consultants (PSC) at Oxnard Transit Center.
RECOMMENDATION: That the City Council:
1. Approve and authorize the Mayor to execute a trade services agreement with Professional Security Consultants (PSC), the low bidder for security services at the Oxnard Transit Center at 201 East Fourth Street, not to exceed $691,502 for three years (Agreement No. 8527-19-DS) as recommended by the Public Works and Transportation Committee; and
2. Approve a budget appropriation of $57,626 to fund the trade services agreement for the balance of the fiscal year 2018-2019 as recommended by the Public Works and Transportation Committee. (Public Works and Transportation Committee approved 3-0)

Public Works Department

6. SUBJECT: On-Call Backflow Assemblies Testing, Maintenance, Repair and Replacement Services Contract (Rebid) PW 19-35R.
RECOMMENDATION: That the City Council approves and authorizes the Mayor to execute Agreement A-8127 in the amount of $350,000 for the On-Call Backflow Assemblies Testing, Maintenance, Repair and Replacement Services for a term of two years with Aquatech Services, Inc. (Public Works and Transportation Committee approved 3-0)

7. SUBJECT: Approve a Budget Appropriation for Hueneme Recycled Water Pipeline, Phase II.
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute an appropriation in the amount of $465,000 from the Water Resource Development Fee Fund 603 to the Hueneme Recycled Water Pipeline, Phase II (Project No. 106002), to fund work, easement procurement and permit fees through completion of the bidding process. (Public Works and Transportation Committee approved 3-0)

8. SUBJECT: Approve the Third Amendment to Agreement A-7927 (JCI Jones Chemicals, Inc.) to increase contract value.
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute the Third Amendment with JCI Jones Chemicals, Inc. to increase the contract value from $1,124,547 to $1,482,547 for chemicals used by the Public Works Water and Wastewater Divisions.

9. SUBJECT: Approve Second Amendment to Interwest Consulting Group, Inc.
RECOMMENDATION: That the City Council:
1. Approve and authorize the Mayor to execute the Second Amendment to Agreement A-8102 (Agreement) with Interwest Consulting Group, Inc. (Interwest) for engineering and

support services to the Transportation Division to extend the Agreement to June 30, 2019 and change the contract value from $160,000 to $239,920; and
2. Approve a Budget Adjustment of $58,925 from General Fund (101) salary savings.

10. SUBJECT: Award Agreement A-8130 for Custodial Services with Kelly Cleaning & Supplies, Inc.
RECOMMENDATION: That the City Council award and authorize the Mayor to:
1. Execute Agreement A-8130 with Kelly Cleaning & Supplies, Inc. (Kelly), for a term of three (3) years, for a total contract value of $432,692, to provide custodial services for the Water Campus, Blending Stations 3, 4 and 5, Wastewater Treatment Plant, Advanced Water Purification Facility (AWPF) and Del Norte Regional Recycling and Transfer Station (Del Norte); and
2. Authorize the Purchasing Agent to execute an amendment to Agreement A-8130, if needed, for no more than $43,269, or ten-percent (10%), of the agreement, to account for potential unforeseen emergency cleaning.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Lopez, to approve the Information/Consent items as presented (with the removal of item K-3). VOTE: Basua, Flynn, Lopez, Madrigal, Perello, and Ramirez voted in favor; the motion carried 6-0 (MacDonald absent).

L. PUBLIC HEARINGS

Community Development Department

1. SUBJECT: Zone Text Amendment to Oxnard City Code Chapter 16 Article II and Article V, Division 13 Related to Accessory Dwelling Units: Continuation of Public Hearing.
RECOMMENDATION: That the City Council continue the noticed public hearing to the April 16, 2019 City Council regular meeting.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Perello, to approve continuing the public hearing to April 16, 2019. VOTE: Basua, Flynn, Lopez, Madrigal, Perello, and Ramirez voted in favor; the motion carried 6-0 (MacDonald absent).

Housing Department

2. SUBJECT: Five-Year & Annual Agency Plan and Capital Fund Program (CFP) 5-Year Action Plan for Low Rent Public Housing.
RECOMMENDATION: That the Board of Commissioners of the Housing Authority of the City of Oxnard (OHA):
1. Hold a public hearing to receive comments concerning the fifth year of the Five-Year Agency Plan, the 2019 CFP Budget, and the CFP 5-Year Action Plan; and
2. Adopt **Resolution No. 1309**:
a. Approving the Five-Year and Annual Agency Plan for the Housing Authority;
b. Authorizing and directing the Chairman to execute the Department of Housing and Urban Development (HUD) Public Housing Agency Certification Compliance Form certifying the Housing Authority's compliance with HUD's policies and procedures;
c. Authorizing the Housing Director to execute and submit all reports, documents and all other certifications required to comply with HUD's policies and procedures regarding the Five-Year Agency Plan;

d. Approving the 2019 CFP Budget and CFP 5-Year Action Plan; and
e. Authorizing the Housing Director to accept and expend the funds as indicated in the revised 2019 CFP Budget and CFP 5-Year Action Plan.

The City Clerk announced the affidavit of publication and stated that no written communications had been received. The Housing Programs Manager gave a report.

Mayor Flynn opened the public testimony portion of the public hearing. No public comments were received. Without objection, the Council approved closing the public testimony portion of the public hearing. Discussion ensued among the Council and staff.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Lopez, to approve the recommended action as presented. VOTE: Andrade, Basua, Flynn, Lopez, Madrigal, Perello, Ramirez, and Vega voted in favor; the motion carried 8-0 (MacDonald absent).

M. REPORTS

Public Works Department

1. SUBJECT: Five Year Capital Improvement Program and Use of Bond Proceeds.
RECOMMENDATION: That the City Council:
1. Select which projects to fund from the Draft 2019-2024 City of Oxnard Five Year Capital Improvement Program ("CIP");
2. Adopt the 2019-2024 City of Oxnard Five Year Capital Improvement Program; and
3. Approve the proposed list of non-CIP redevelopment bond proceeds projects and appropriate funding to these projects.

The City Manager and Councilmember Perello made some remarks and the Deputy City Manager gave a report. Public comments were received from Ray Blattel, Ann Jourdan, Debbie Mitchell, Patricia Younis, Carol Taylor, Judy Havas, Tom Shideler, Alison Gabel, and Bill Clark. Discussion ensued among the Council and staff.

It was moved by Councilmember Madrigal, seconded by Councilwoman Basua, to approve the FY 2019-20 list of General Fund or Measure O projects as follows: Carnegie Art Museum Wheelchair Lift; Fire Station Alerting System Replacement; Roof Replacements for Colonia Park Basketball Gym and Youth Center, Fire Station 5, Fire Station 6, PACC Ventura/Oxnard Rental, Sturgis Annex, and Wilson Senior Center Complex; and Storm Water Catch Basins Full Capture Devices. VOTE: Basua, Flynn, Lopez, Madrigal, Perello, and Ramirez voted in favor; the motion carried 6-0 (MacDonald absent).

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Lopez, to approve the staff proposed list of projects for use of bond proceeds within the CIP as presented, removing the Council Chambers Remodel project; and approve the staff proposed list of non-CIP projects for use of bond proceeds, as presented. VOTE: Basua, Flynn, Lopez, Madrigal, Perello, and Ramirez voted in favor; the motion carried 6-0 (MacDonald absent).

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Madrigal, to adopt the CIP in its entirety. VOTE: Basua, Flynn, Lopez, Madrigal, Perello, and Ramirez voted in favor; the motion carried 6-0 (MacDonald absent).

N. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Flynn adjourned the meeting at 10:32 p.m.

MICHELLE ASCENCION, CMC
City Clerk

TIM FLYNN
Mayor