MINUTES
OXNARD CITY COUNCIL
Regular Meeting
June 30, 2020

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 Housing Authority) in the City Hall Council Chambers at 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 E. Perello, Mayor Pro Tem Carmen Ramirez, and Mayor Tim Flynn were present via videoconference. Housing Commissioner Jose Andrade arrived at 5:00 p.m. via videoconference; Commissioner Francisco Vega was absent.

Staff members present were Alexander Nguyen, City Manager; Stephen M. Fischer, City Attorney; Jennie Kelley, Assistant City Attorney; and Michelle Ascencion, City Clerk.

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

C. CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL — EXISTING LITIGATION (Government Code Section 54956.9(d)(1)) (City Council).
   Name of case: Jose Alvarez; et al. v. City of Oxnard.
   United States District Court, Central District, Case No. 2:19-CV-08044-PSG-JC.

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 matter being discussed is Jose Alvarez; et al. v. City of Oxnard."

At 4:35 p.m., the City Council recessed to a closed session. At 5:05 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 Ashley Golden, Assistant City Manager; Mike More, Risk Manager; and Emilio Ramirez, Housing Director.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Proclamation in Celebration of Pride Month.

Mayor Flynn read the proclamation and presented it to Genevieve Flores-Haro of the Diversity Collective of Ventura County, who made some remarks.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Lucy Cartagena (June Pride Month), Diane Delaney (short term rentals), Walter Hagedohm (short term rentals), Robert Murphy (short term rentals), Greg Runyon (maintaining civility and healing racism), Audree Chapman (short term rentals), and Lawrence Stein (parks master plan, GREAT Program water availability).

G. REPORT OF CITY MANAGER

City Manager Department

1. SUBJECT: COVID-19 Update from Director of Emergency Services.
RECOMMENDATION: That the City Council receive and file an update from the Director of Emergency Services on the COVID-19 Local Emergency.

The City Manager gave a report. Discussion ensued among the Council and staff. No formal action was required.

He also announced an upcoming community town hall discussion on racism and police brutality, and an upcoming meeting of the California Coastal Commission which will include an item on Oxnard's short-term rentals ordinance.

H. CITY COUNCIL REPORTS

City Manager Department

1. SUBJECT: Request of Councilmember Lopez and Mayor Pro Tem Ramirez: Consider Adoption of a Resolution Condemning Police Brutality and Declaring Racism a Public Health Crisis.
RECOMMENDATION: That City Council consider the adoption of **Resolution No. 15,354** condemning police brutality and declaring racism a public health crisis.

The City Manager read the resolution. Public comments were received from Barbara Macri-Ortiz, Brendan Hutchinson, Jessica, John Caravello, George Miller, and Larry Barbarine. Written comments were received from Sandra Bates, Charles Boyd, and Khloie Partido. Discussion ensued among the Council and staff, and minor revisions were made to the resolution per Council request.

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

Additional Council reports:

Mayor Pro Tem Ramirez commented on short-term rentals, COVID-19 antibody testing, Pride Month, continuing social distancing and remote City Council meetings.

Councilmember Perello commented on beach closures for the upcoming holiday weekend, a recent new citizens event, continuing social distancing and wearing facemasks.

Councilmember Madrigal commented on wearing facemasks and avoiding group gatherings to slow the spread of COVID-19.

Councilmember Lopez commented on the rising number of COVID-19 positive cases and urged increased testing, and reported on a recent Black Lives Matter Pride Month event.

I. REVIEW OF INFORMATION/CONSENT AGENDA

Items K-2 and K-7 were discussed among the Council and staff. Councilmember Perello announced his recusal on items K-9 and K-10 due to potential real property conflicts of interest. Councilmember Madrigal announced his recusal on item K-2 as he is the outgoing appointee to the ODMD Board. The Risk Manager announced adjustments to the insurance coverage amounts due to marketplace fluctuations.

J. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Lucy Cartagena.

K. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Approval of Minutes.
RECOMMENDATION: That the City Council approve the minutes of the June 16, 2020 regular meeting as presented.

Community Development Department

2. SUBJECT: Oxnard Downtown Management District (ODMD): City Appointee to the ODMD Board, Extension of Agreement Between the City and ODMD, and Resolution Approving Levy and Collection of Assessments for Fiscal Year 2020-21 within the Oxnard Downtown Management District (ODMD).
RECOMMENDATION: That the City Council:
1. Approve the Mayor's appointment of the City Manager or his designee as the City's representative on the Oxnard Downtown Management District (ODMD);
2. Approve a Fourth Amendment of Agreement No. 4192-07-CD with the Oxnard Downtown Management District, Inc. to extend services to December 31, 2020; and
3. Adopt **Resolution No. 15,355** ordering the levy and collection of assessments within the Oxnard Downtown Management District (ODMD) for Fiscal Year ("FY") 2020-21.
(Reviewed by the Housing and Economic Development Committee on June 23, 2020)

3. SUBJECT: Adoption of Ordinance No. 2982 Formation of Community Facilities District No. 8 (Sakioka Farms).
RECOMMENDATION: That the City Council adopts **Ordinance No. 2982** (read by title

only, waiving further reading) approving the formation of Community Facilities District No. 8 (Sakioka Farms).

4. SUBJECT: Adoption of Ordinance No. 2983 (by title only, waiving further reading) approving PZ Permit No. 20-670-01 Development Agreement between the City of Oxnard, Sakioka Farms and AMS Craig, LLC, subject to certain findings.
RECOMMENDATION: That the City Council adopts **Ordinance No. 2983** (read by title only, waiving further reading) approving PZ Permit No. 20-670-01 Development Agreement between the City of Oxnard, Sakioka Farms and AMS Craig, LLC, subject to certain findings.

Human Resources Department

5. SUBJECT: Fourth Amendment to Agreement with York Insurance Services.
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Fourth Amendment to Agreement No. 7494-16-FN with York Insurance Services Group, Inc., to extend the expiration date one year to June 30, 2021, and increase the amount by $195,000, for a total contract value of $975,000 over the five-year term, for liability claims administration and adjustment services.

6. SUBJECT: Property Insurance Purchase Order for Fiscal Year 2020-21.
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute Purchase Order 7697 in the amount of $492,403 with Alliant Insurance Services, Inc. for property insurance coverage during Fiscal Year 2020-21.

7. SUBJECT: Purchase Order for General Liability Insurance for Fiscal Year 2020-21.
RECOMMENDATION: That the City Council approve the expenditure of Fiscal Year 2020-21 funds in the amount of $1,004,801 for general liability insurance to be purchased through the City's broker, Arthur J. Gallagher & Co., and authorize the Mayor to execute Purchase Order No. 7375 in Fiscal Year 2020-21 for the payment thereof.

Public Works Department

8. SUBJECT: Award Agreement A-8219 to Taft Electric Company for Traffic Signal Battery Backup System Replacement Project PW 20-35.
RECOMMENDATION: That the City Council approve and authorize:
1. The Mayor to award and execute Agreement A-8219 with Taft Electric Company for $228,211 for the Traffic Signal Battery Backup System Replacement Project PW 20-35; and
2. Approve a Project contingency amount of $22,821 for the Traffic Signal Battery Backup System Replacement Project.

9. SUBJECT: Approve Fifth Amendment to Agreement 7167-15-CM with Ventura Regional Sanitation District.
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Fifth Amendment to Agreement 7167-15-CM with Ventura Regional Sanitation District (VRSD) in the amount of $97,960 for a total not-to-exceed amount of $618,743.91 and to extend the term from June 30, 2020 to June 30, 2021 for monitoring and reporting of the closed Santa Clara Landfill. (Public Works and Transportation Committee approved 2-0-1)

10. SUBJECT: Second Amendment to Agreement A-7971 with Garcia's Landscape Maintenance Inc. for Landscape Maintenance Services in Various Districts.
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Second Amendment to Agreement A-7971 in the amount of $343,720 for a total not to exceed amount of $1,252,720 for landscape maintenance services in various Districts and to extend the term from June 30, 2020 to December 31, 2020. (Public Works and Transportation Committee approved 2-0-1)

11. SUBJECT: Second Amendment to Agreement No. A-7985 with Professional Security Consultants.
RECOMMENDATION: That the City Council authorize the Mayor to execute a Second Amendment to Agreement A-7985 with Professional Security Consultants in the amount of $335,000 for a total amount not to exceed $935,000 and to extend the term to June 30, 2021 for security patrol services at the Del Norte Regional Recycling and Transfer Station, the Oxnard Wastewater Treatment Plant, and the Advanced Water Purification Facility. (Public Works and Transportation Committee approved 3-0)

12. SUBJECT: Purchase Order with Famcon Pipe & Supply for Infrastructure Parts and Supplies.
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Purchase Order with Famcon Pipe & Supply, Inc. for infrastructure parts and supplies in the amount of $210,000 for a one-year term with the option of two additional one-year terms, for a total amount not to exceed $630,000. (Public Works and Transportation Committee approved 3-0)

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Lopez, to approve the Information/Consent items as presented, with the stated amendment to item K-7. VOTE: Basua, Flynn, Lopez, MacDonald, and Ramirez voted in favor; Madrigal abstained on item K-2 and Perello abstained on K-9 and K-10. The motion carried 6-0-1 on items K-2, K-9, and K-10, and 7-0 on the remaining items.

Mayor Flynn announced that items L-3 and L-4 would be considered next.

L. REPORTS

Housing Department

3. SUBJECT: Exclusive Negotiating Agreement with Community Development Partners for the Development of a Homeless Solutions Center.
RECOMMENDATION: That the City Council authorize the Mayor to execute an Exclusive Negotiating Agreement by and between Community Development Partners and the City of Oxnard in consideration of developing a Homeless Solutions Center at 241 West Second Street. (Housing and Economic Development Committee approved 3-0)

The City Manager, the Housing Director, Kyle Paine of Community Development Partners, and Larry Haynes of Mercy House gave reports.

Public comments were received from Samuel Gallucci, Sue Brinkmeyer, Melissa Cambell-Langdell, Barbara Macri-Ortiz, Chris Ridge, Jose Negrete, Lucy Cartagena, Lance Ralston, Michael

Collazo, Gabrien Teran, Margaret Cortese, Peggy Rivera, Yukio Okano, Ruby Durias, Ed Schuttle, Mara Klassen, Manley Klassen, Irma Lopez, Kevin Baysinger, Justin Egerer, Kat Selm, Jo Ann Olivares, Christy Madden, David B. Littell, Amanda Nakhla, Robert O'Riley, Pat Brown, Janie H. Lai, John Fowler, Margarita H. de Escontrias, Veronica and Andres Garcia, Susan White Wood, Greg Runyon, Joan Lucas, Tammy Duff, Abel Magana, Kelly Bruno Nelson, Sal Gonzalez, Madga Weydt, Jorge Escalera, Jack Villa, Joyce Chavez, Rick Castaniero, George Miller, and Rene Camper Stewart.

Written comments were received from Brandon Duff, Michael and Ellen Bronkowski, Carole Komreich, Grant and Denise Davis, Timothy and Dollirae Costas Gray, John Lyon, Kristine Duff, Kim Lyon, Kathy Klassen, Barbara Macri-Ortiz, Sylvia Martini, Yvonne Noblitt, Bruce Paller, Linda Poppe, Rebecca Silkey, Mary Soler, Karen Walker, Judy Alexandre, Mark and Teresa Adler, Vai Aina, Barbara Bonbright, Allyson Byron, David and Deborah Cohen, Cathi Comras, Rich and Holly Cornelison, Don Day, Mary Haffner, Jennifer Hawley, Mary Lech, Edmund Leon, Chris Majusiak, Cindy Morales, Jen Oakes, Nicole Pollastrini, P.W. Robinson, Mark Rosenthal, Sadie K., Martin Sampson, Marcia Schmid, Ed Schutte, Joseph Soler, Raini Steffen, Rafael Stoneman, Karen Turek, Alice Wertheim, Mark Tubbs, Tommy Carreras, Judy Day, Tiffany Lopez, Patricia Macias, Jose Negrete, Irene Rauschenberger, Robin, Ellen Thomas, and Rev. Benjamin Thomas, Jr.

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.

4. SUBJECT: Second Amendment to Agreement A-8194 with Mercy House for the Provision of Shelter and Navigation Center Operations.
   RECOMMENDATION: That the City Council:
   1. Approve the Second Amendment to Agreement A-8194 with Mercy House for the provision of shelter and navigation center operations in Fiscal Year 2020-2021, in the amount not-to-exceed $1,944,209 (inclusive of the COVID-19 Contingency Costs) bringing the total cost for the Amended Agreement to a not-to-exceed amount of $3,367,476 (inclusive of $936,727 for COVID-19 Cost);
   2. Direct staff to return to Council to recognize the appropriation of $241,916 of Coronavirus Aid, Relief and Economic Security Act (CARES) funds; and
   3. Direct staff to return to Council upon receipt by the city of Permanent Local Housing Allocation (PLHA) funds for acceptance and appropriation of $744,209 of said funding for the purpose of covering the cost of shelter operations.
   (Housing and Economic Development Committee approved 3-0)

The Housing Director gave a report. Public comments were received from Lucy Cartagena, Gabriel Teran, Stacy Miller, Melvin Swan, Veronica Munoz, and Guadalupe Murillo. Discussion ensued among the Council and staff.

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

(As it was after 10:00 p.m., the City Council voted unanimously for the remaining agenda items to be heard.)

City Manager Department

1. SUBJECT: Adoption of Fiscal Year 2020-21 Operating and Capital Improvement Budget.
   RECOMMENDATION: That the City Council:
   1. Adopt the following resolutions:
   a. **Resolution No. 15,356:** A Resolution of the City Council of the City of Oxnard Approving the City Operating and Capital Improvement Budget for the Fiscal Year 2020-21;
   b. **Resolution No. 15,357:** A Resolution of the City Council of the City of Oxnard Authorizing Full-Time Equivalent Positions in the City Service Effective July 1, 2020 in accordance with the Operating Budget for the Fiscal Year 2020-21;
   c. **Resolution No. 15,358:** A Resolution of the City Council of the City of Oxnard Authorizing Classification and Salary Schedules and Approving the attached Classification and Salary Schedule;
   d. **Resolution No. 15,359:** A Resolution of the City Council of the City of Oxnard Establishing Financial Management Policies;
   e. **Resolution No. 15,360:** A Resolution of the City Council of the City of Oxnard Establishing an Appropriation Limit for the Fiscal Year 2020-21; and
   2. That the Housing Board of Commissioners adopt **Resolution No. 1318** Approving the Housing Authority's Operating Budget for the Fiscal Year 2020-2021.

The City Manager gave a report. Public comments were received from Douglas Partello, Mariela Nevarez, Karina Aragon, and Lawrence Stein. Written comments were received from Leslie and Jay Braun, Lawrence Stein, Nidia Bello Onofre, Mariela Nevarez, Jessika Viveros, and Jessica Lindley. Discussion ensued among the Council and staff.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Perello, to approve the recommended actions as presented. VOTE: Andrade, Basua, Flynn, Lopez, Madrigal, Perello, and Ramirez voted in favor; MacDonald voted against. The motion carried 6-1 on Recommendation #1 (City Council) and 7-1 on Recommendation #2 (Housing Authority).

Housing Department

2. SUBJECT: Housing Authority: Low Rent Public Housing and Housing Choice Voucher Program Budgets for Fiscal Year 20-21.
   RECOMMENDATION: That the Board of Commissioners of the Oxnard Housing Authority:
   1. Adopt **Resolution No. 1319** approving the recommended $6,823,749 operating budget for the Low Rent Public Housing Program for Fiscal Year 20-21, as presented for each project area, and approve and authorize the use of $526,821 of unrestricted cash to fund the projected deficit; and
   2. Adopt **Resolution No. 1320** approving the recommended $23,755,403 operating budget for the Housing Choice Voucher Program for Fiscal Year 20-21 and approve and authorize the use of $377,126 of unrestricted cash to fund the projected deficit.

The Housing Director gave a report. Public comments were received from George Miller. Discussion ensued among the Council and staff.

It was moved by Councilmember Lopez, seconded by Commissioner Andrade, to approve the recommended actions as presented. VOTE: Andrade, Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 8-0.

M. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Flynn adjourned the meeting at 11:31 p.m.

Michelle Ascencion
MICHELLE ASCENCION, CMC
City Clerk

Tim Flynn 7/21/20
TIM FLYNN
Mayor