

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
September 15, 2020

A. ROLL CALL, POSTING OF AGENDA

At 5:37 p.m., Mayor Flynn called to order the regular meeting of the Oxnard City Council 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.

Staff members present were Alexander Nguyen, City Manager; Stephen M. Fischer, City Attorney; Ashley Golden, Assistant City Manager; Shiri Klima, Deputy City Manager; Emilio Ramirez, Housing Director; Kathleen Mallory, Planning and Sustainability Manager; Kenneth Rozell, Chief Assistant City Attorney; and Michelle Ascencion, City Clerk.

B. APPOINTMENT ITEM

Cultural & Community Services Department

1. SUBJECT: Senior Services Commission Annual Report. (15/10/10)
RECOMMENDATION: That City Council receive the Senior Services Commission annual report.

Alice Sweetland and Jeffrey Nevitt of the Senior Services Commission gave a report. Public comments were received from Kay Brainard and Lawrence Barbarine. Discussion ensued among the Council and staff. No formal action was required.

C. OPENING CEREMONIES

The flag salute was followed by a moment of silence.

D. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Proclamation Designating the Week of September 17-23, 2020 as "Constitution Week."

Mayor Flynn read the proclamation and presented it to Ana Maria Lugo, Lead Partnership Specialist for the US Census - Central Coast, who made some remarks.

E. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Pat Brown (census, environment), Douglas Partello (Measure L), Lawrence Stein (public records requests regarding the golf course and Halaco site), Ray Blattel (police overtime), and James Aragon (Measure L, constitution amendments and nullification). Written comments were received from Sanitago Gaxiola (Vagabond Inn homeless shelter conversion).

F. 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 reported on federal farmworker assistance, the importance of participating in this year's census, a logo contest for the upcoming Climate Action Plan, upcoming INCO candidate and ballot measure forums, and a state enacted rent control ballot measure.

G. CITY COUNCIL REPORTS

Mayor Pro Tem Ramirez commented on the eviction moratorium, public comments by telephone, Mexican Independence Day, voting in person and ballot drop off boxes for the upcoming election, soliciting community input for the proposed homeless shelter, and addressing climate change. The City Clerk gave a brief report about participating in the upcoming election.

Councilmember Lopez commented on participation in the upcoming election, thanked Recreation staff for food distribution events, requested a temporary ordinance to cap commissions by third-party delivery services, and acknowledged Mexican Independence Day and Hispanic Heritage Month.

Councilmember Perello thanked Chantel from Human Resources who assisted him during an accident, commented on climate change, and reported on the 9/11 remembrance ceremony.

Councilman MacDonald reported on the 9/11 remembrance ceremony and commented on the "new normal" of remote meetings.

Councilwoman Basua commended the agencies who are involved in the recent and upcoming Ormond Beach cleanup events.

Councilmember Madrigal reported on the 9/11 remembrance ceremony and announced upcoming free COVID-19 testing events from the County of Ventura.

Mayor Flynn commented on development and revitalization proposals for Fisherman's Wharf and South Oxnard.

H. REVIEW OF INFORMATION/CONSENT AGENDA

Items J-2 and J-4 were discussed among the Council and staff.

I. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Pat Brown and James Aragon. Additional discussion ensued. The City Attorney made an announcement that item J-2 had a minor edit to the attachment that doesn't affect the agreement dollar amount.

J. INFORMATION/CONSENT AGENDA**City Clerk Department**

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

City Attorney Department

2. **SUBJECT:** Third Amendment to Agreement for Special Counsel on Water Issues.
RECOMMENDATION: That City Council approve and authorize the Mayor to execute a Third Amendment to the Attorney Services Agreement with Meyers, Nave, Riback, Silver & Wilson ("Meyers Nave") (Agreement No. 8603-19-CA) for services relating to water issues for an increase of \$450,000 for a total contract amount not to exceed \$1,030,000.

Community Development Department

3. **SUBJECT:** Replace and Amend Resolutions, to be consistent with the Department of Housing and Community Development (HCD) Resolution Template, for the SB2 Planning Grant and Local Early Action Planning (LEAP) Grant Program Applications.
RECOMMENDATION: That the City Council:
 1. Repeal Resolution No. 15,273, and adopt **Resolution No. 15,385** amending the authority identified in the resolution to authorize the City Manager, or designee to execute contracts and related documents for the SB2 Planning Program grant; and
 2. Repeal Resolution No. 15,366, and adopt **Resolution No. 15,386** amending the authority identified in the resolution to authorize the City Manager, or designee to execute contracts and related documents for the LEAP Planning Program.

Public Works Department

4. **SUBJECT:** Notice of Completion for OWTP Cogeneration Engine Refurbishment Project PW 19-42.
RECOMMENDATION: That the City Council receive an update following a Notice of Completion for the OWTP Cogeneration Engine Refurbishment Project recorded on March 10, 2020.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilmember Perello, to approve the Information/Consent items as presented (with the stated amendment to item J-2). VOTE: Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 7-0.

K. REPORTS**Community Development Department**

1. **SUBJECT:** Cannabis Equity Program and Cannabis Cultivation.
RECOMMENDATION: That the City Council:
 1. Provide input and comments on the Oxnard Cannabis Equity Program, with

- consideration on how to allocate the 1% local equity donation, including programs and recommended percentages; and
2. Provide input on advancing a cannabis cultivation ordinance.

The City Manager and Planning and Sustainability Manager gave a report. Discussion ensued among the Council and staff. Public comments were received from Pat Brown, Sarah Armstrong, James Aragon, Violeta Aguilar-Wyrick, Devon Wardlow, Jim Gilmer, Kalven Harrison, Lesa Slaughter, and Marisa Lopez. Written comments were received from Sarah Armstrong, Paul Castello, Seana-Marie Sesma, and Juanita Vega. Further discussion ensued. Councilmembers provided their input on the definition of "local resident," the number of retail permits, whether to allow flexibility for the one-time \$250,000 payment, one-time use of funds for a Zocalo PBID and the City's Multi-Service Building, allocation of the 1% annual gross donation, and cultivation. No formal action was required.

(As it was after 10:00 p.m., the City Council voted unanimously for item K-2 to be heard and item K-3 to be postponed to a later meeting.)

City Manager Department

2. SUBJECT: State Water Resources Control Board Approval of the Ormond Beach Generating Station Three-Year Extension, Triggering the Process for the City of Oxnard and GenOn to Establish the \$25M Trust Fund with the Ventura County Community Foundation (VCCF) to Dismantle the Power Plant, and Continue the Effort to Achieve the Ormond Beach Restoration and Access Plan.
RECOMMENDATION: That the City Council receive and file the update on the effort to dismantle the Ormond Beach Power Plant and effort to achieve the Ormond Beach Restoration and Access Plan.

The City Manager gave a report. Public comments were received from Pat Brown and Lawrence Stein. Discussion ensued among the Council and staff. No formal action was required.

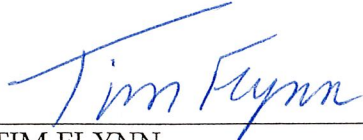
3. SUBJECT: Informational Presentation regarding Measure E: "Funding for Services Like Oxnard 911 Safety, Medical Response, Financial Recovery and Accountability Measure," a local 1.5 cent sales tax to collect funds to be used only for Oxnard.

(This item was postponed due to time. The City Manager announced a special meeting on September 22, 2020 to hear the item.)

L. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Flynn adjourned the meeting at 10:40 p.m.


MICHELLE ASCENCION, CMC
City Clerk

 10/7/20
TIM FLYNN
Mayor