

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
June 15, 2021

A. ROLL CALL, POSTING OF AGENDA

At 6:00 p.m., Mayor John C. Zaragoza 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. Mayor Pro Tem Bryan A. MacDonald and Councilmembers Gabriela Basua, Vianey Lopez, Oscar Madrigal, Bert E. Perello, Gabriel (Gabe) Teran were present via videoconference. Mayor Zaragoza was present in person.

Housing Authority Commissioner Jose Andrade joined the meeting at 6:00 p.m. via videoconference.

Staff members present in person were Alexander Nguyen, City Manager; Stephen M. Fischer, City Attorney; and Rose Chaparro, City Clerk.

Staff members Ashley Golden, Assistant City Manager; Shiri Klima, Deputy City Manager; Ken Rozell, Chief Assistant City Attorney; Paul Early, Assistant City Attorney; Jason Benites, Police Chief; Denise Shadinger, Assistance Police Chief; Eric Sonstegard, Assistant Chief of Police; Alex Arnett, Police Commander; Alexander Hamilton, Fire Chief; Jaime Villa, EMS Coordinator; Craig Beck, Interim Public Works Director; Brian Yanez, Assistant Public Works Director; Steve Howlett, Assistant Public Works Director; Tatiana Arnaout, Senior Civil Engineer; Todd Vasquez-Housley, Environmental Resources Division Manager; Emilio Ramirez, Housing Director; Vyto Adomaitis, Community Development Director; Scott Kolwitz, Planning & Environmental Services Manager; Roger Brooks, CDD Code Compliance Manager; Steve Naveau, Human Resources Director; Eden Alomeri, Billing & Licensing Director; Amanda Welker, Financial Analyst with NBS Local Government Consultants, participated via videoconference.

THE FOLLOWING LEGISLATIVE BODIES ARE MEETING: City Council and the Housing Authority Board.

B. OPENING CEREMONIES (6:00 PM)

The flag salute was followed by a moment of silence.

C. CEREMONIAL ITEMS

1. SUBJECT: Presentation of a Proclamation Designating the Month of June 2021 as "Alzheimer's and Brain Awareness Month."

Mayor Zaragoza read the proclamation and presented it to Gabriela Rodriguez and Anthony Mireles, who made some remarks.

D. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Douglas D. Partello, Rocco Belmonte, Carl Jones, Westport Dock Association President; Cynthia L. Gonzalez, Felix Bobritsky, Ray Blattel, Aaron Starr, and Manuel Herrera. Written comments were received from Carl E. Jones (Scarlet Belle), Rocco (Rick) Belmonte (Scarlet Belle), Monica West (Scarlet Belle), Ruth Campbell (Scarlet Belle), Ruth Campbell (Scarlet Belle), Michelle Volaski (Scarlet Belle), and Isabel Olachea (City of Oxnard Litter and Neglect).

E. REPORT OF CITY MANAGER

1. City Manager Department

SUBJECT: COVID-19 Update from Director of Emergency Services. (10/5/5)

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 on the City's COVID-19 response. No formal action was required.

2. City Manager Department

SUBJECT: Mandalay Beach Maintenance District (MAD 4). (10/5/5)

RECOMMENDATION: That the City Council receive and file an oral report from the City Manager regarding proposed modifications to the territory included within Mandalay Beach Maintenance District (MAD 4).

The City Manager gave a report. Written comments were received from Loren Fife. No formal action was required.

3. City Manager Department

SUBJECT: Community Facilities District (CFD) No. 5 (RiverPark) (10/5/5)

RECOMMENDATION: That the City Council receive and file an oral report from the City Manager regarding proposed modifications to the total annual levy for CFD No. 5 (RiverPark) for fiscal year 2021/2022.

The City Manager gave a report. Public comments were received from Tai Hartley, Kyle Schlender, and Armando Delgado. No formal action was required.

F. COUNCIL REPORTS

Mayor Pro Tem MacDonald recognized the Latino Peace Officers in Ventura County, for their contributions to the community, which provided scholarships to deserving students.

Councilmember Teran acknowledged the City of Oxnard for raising the Lesbian, Gay, Bisexual, Transgender, and Queer (LGBTQ+) Community Pride Flag at city hall.

Councilmember Perello attended an event for the Latino Peach Officers. He also talked about the sea wall concerns.

Councilmember Lopez thanked Police Chief Benites and his staff for all their efforts and participation in community events. Congratulated all the graduates in the community. She mentioned that she has received noise complaints recently about the Oxnard Airport flights and loud fireworks.

Councilmember Madrigal attended a virtual Juneteenth Ceremony. He also attended a ribbon cutting ceremony at Clinicas del Camino Real on Gonzales Road. Congratulated all the graduates in the community and talked about the importance of education.

Mayor Zaragoza presented a commendation to Dotty Mesa a former teacher at Santa Clara Elementary School and Our Lady of Guadalupe School.

G. REVIEW OF INFORMATION/CONSENT AGENDA

Items I-1 through I-5 was discussed among the Council and staff.

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Ray Blattel (Consent Item L.6).

I. INFORMATION/CONSENT AGENDA

1. Police Department

SUBJECT: California Highway Patrol (CHP) Cannabis Grant.

RECOMMENDATION: That the City Council adopt **Resolution No. 15,456** authorizing:

1. The City Manager to apply for \$91,170.00 in grant funds from the California Highway Patrol (CHP) to be used for the FY 21-22 CHP Cannabis Grant.
2. The City Manager or designee to execute grant agreements and appropriate funds upon confirmation of grant award.
3. The Chief Financial Officer or designee to submit financial reports and grant claims and approve budget appropriations for the use of CHP Cannabis Grant funds.
4. The Chief of Police or designee to submit all program-related progress or status reports. (This item did not originate in Committee.)

2. Police Department

SUBJECT: ABC Grant - Alcohol Policing Partnership Program.

RECOMMENDATION: That the City Council adopt **Resolution No. 15,457** authorizing:

1. The City Manager to apply for \$32,779.00 in grant funds from the Department of Alcoholic Beverage Control to be used for overtime to conduct four (4) Minor Decoy Operations, four (4) Shoulder Tap Operations, and two (2) IMPACT Inspections.
2. The City Manager or designee to execute grant agreements.
3. The Chief Financial Officer or designee to submit financial reports and grant claims and approve budget appropriations for the ABC Grant funds.
4. The Chief of Police or designee to submit all program-related progress or status reports. (This item did not originate in Committee.)

3. Public Works Department

SUBJECT: Agreement A-8332 with Separation Processes, Inc. for Groundwater Desalter Improvement Project PW 21-44.

RECOMMENDATION: That the City Council approve and authorize the Mayor to:

1. Execute Agreement A-8332 with Separation Processes, Inc. in the amount not to exceed \$799,954 for engineering design services for the Groundwater Desalter Improvement Project (216508);
2. Approve \$39,998 for engineering, inspection, survey and project management for the Groundwater Desalter Improvement Project (216508); and
3. Approve a budget appropriation in the amount of \$109,952 from the available fund balance in the Water Operating Fund (601).

(This item did not originate in Committee as this is a capital improvement project specifically listed in the City's Capital Improvement Program.)

4. Public Works Department

SUBJECT: Award Agreement A-8316 to The Groundskeeper, Inc. for Landscape Maintenance Services for Various Locations.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute Trade Services Agreement No. A-8316 with The Groundskeeper, Inc. for a total value of \$550,000 for a three-year term ending June 30, 2024 to provide landscape maintenance services at various locations throughout the City. (Public Works and Transportation Committee approved 3-0.)

5. Public Works Department

SUBJECT: First Amendment to Agreement A-8221 with Big Truck Rental, LLC for Rental of Refuse Collection Trucks for the Environmental Resources Division.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a First Amendment to Rental Agreement A-8221 with Big Truck Rental,

LLC, in the amount of \$621,600 for a new total not to exceed \$1,243,200, and to extend the term to June 30, 2022, for the rental of refuse collection trucks.
(Public Works and Transportation Committee approved 3-0.)

It was moved by Mayor Pro Tem MacDonald, seconded by Councilmember Basua, to approve the Information/Consent items as presented. VOTE: MacDonald, Perello, Basua, Madrigal, Zaragoza, Teran, and Lopez voted in favor; motion passed 7-0.

J. PUBLIC HEARINGS

1. Housing Department

SUBJECT: 2021 Annual Action Plan Community Development Block Grant, HOME Investment Partnerships, and Hearth Emergency Solutions Grant Funding Recommendations. (10/10/10)

RECOMMENDATION: That the City Council:

1. Conduct a public hearing to receive comments regarding the Plan Year 2021 Annual Action Plan draft document with funding recommendations for the second year of the 2020-2024 Ventura County Regional Consolidated Plan;
2. Approve the 2021 Annual Action Plan with final recommended use of funds for selected activities that conform with City of Oxnard consolidated plan goals as defined in the Ventura County Regional Consolidated Plan for the three entitlement grants, Community Development Block Grant, Home Investments Partnership grant and the Emergency Solutions Grant to be submitted to the United States Department of Housing and Urban Development, as prescribed;
3. Authorize the City Manager to incorporate any recommended changes to the Annual Action Plan as directed by the City Council, including amending any budget appropriations approved by the City Council;
4. Authorize the City Manager to execute the required applications, certifications, and other pertinent documents for the submission of the Annual Action Plan to the United States Department of Housing and Urban Development, Office of Community Planning and Development; and
5. Authorize the City Manager to execute HUD agreements and sign all agreements for the implementation of the Annual Action Plan including sub-recipients, interdepartmental, and intradepartmental agreements.

(Community Services, Public Safety, Housing & Development Committee approved 2-0 on May 25, 2021.)

The City Clerk announced the affidavit of publication and stated that written communications were received from Barbara Macri-Ortiz.

Emilio Ramirez, Housing Director, gave a report and answered questions.

Mayor Zaragoza opened the public testimony portion of the public hearing. No public comments were heard.

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 Councilmember Basua, seconded by Councilmember Lopez, to approve the recommended action as presented. VOTE: Zaragoza, MacDonald, Perello, Lopez, Madrigal, Basua and Teran voted in favor, the motion carried 7-0.

2. City Manager Department

SUBJECT: Public Hearing on the Fiscal Year 2021-22 Operating Budget. (0/30/30)

RECOMMENDATION: That the City Council and Housing Authority Board conduct a public hearing on the Fiscal Year (FY) 2021-22 proposed budget for the City of Oxnard and Oxnard Housing Authority and provide staff direction regarding any adjustments to the proposed budget, in preparation for final budget adoption on June 29, 2021. (This item did not originate in Committee.)

The City Clerk announced the affidavit of publication and stated that written communications were received from Alicia Percell.

Kevin Riper, Chief Financial Officer; Ashley Golden, Assistant City Manager; Shiri Klima, Deputy City Manager; and Craig Beck, Interim Public Works Director; answered questions.

Mayor Zaragoza opened the public testimony portion of the public hearing. Public comments were received from Douglas D. Partello, Thomas Cady, Ray Blattel, Angela M. Whitecomb, and Manuel Herrera.

Without objection, the Council approved closing the public testimony portion of the public hearing. Discussion ensued among the Council and staff.

The City Manager recommended to Council one change to the budget, to authorize a transfer of \$7 million dollars from street maintenance funds to pay back the utilities fund.

It was moved by Councilmember Basua, seconded by Councilmember Perello, to approve the recommended action with an amendment to reduce the streets maintenance fund by \$7 million dollars to pay back the utilities fund. VOTE: MacDonald, Perello, Lopez, Zaragoza, Madrigal, Teran, Basua, and Housing Authority Commissioner Andrade voted in favor, the motion carried 8-0.

3. Public Works Department

SUBJECT: Adoption of **Resolution No. 15,458** Approving Engineer's Report and Ordering the Levy and Collection of Assessments for Fiscal Year 2021-22 within the City's Landscape Maintenance Districts. (0/5/5)

RECOMMENDATION: That the City Council, acting as the legislative body for the City of Oxnard's (City) Landscape Maintenance Districts (LMDs), approve and authorize:

1. Holding of a public hearing to receive public testimony regarding the proposed Fiscal Year 2021-22 assessments in the City's LMDs; and
2. Adopting **Resolution No. 15,458** approving the Fiscal Year 2021-22 Consolidated Engineer's Report and ordering the levy and collection of assessments for Fiscal Year 2021-22 within the City's LMDs pursuant to the Landscaping and Lighting Act of 1972. (Finance and Governance Committee approved 3-0.)

The City Clerk announced the affidavit of publication and stated that written communications were received from Alicia Percell.

Steve Howlett, Assistant Public Works Director; Craig Beck, Interim Public Works Director; Paul Early, Assistant City Attorney; and Amanda Welker, Analyst at NBS Local Government Consultants gave a report and answered questions.

Mayor Zaragoza opened the public testimony portion of the public hearing. Public comments were received from Douglas D. Partello, Ray Blattel, Aaron Starr, and Alicia Percell.

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 MacDonald, seconded by Councilmember Perello, to approve the recommended action as presented. VOTE: Basua, Madrigal, MacDonald, Lopez, Perello, and Zaragoza voted in favor, Teran voted against; the motion carried 6-1. Mayor Zaragoza abstained from discussion and vote as it relates to LMD #3, due to property ownership conflict. Councilmember Perello abstained from discussion and vote as it relates to LMD #13, due to property ownership conflict.

4. Public Works Department

SUBJECT: Fiscal Year 2021-22 **Resolution No. 15,459** to Levy Assessments in Mandalay Beach Maintenance District (MAD 4). (0/5/5)

RECOMMENDATION: That the City Council, acting as the legislative body for the Mandalay Beach Maintenance District (MAD 4):

1. Hold a public hearing to receive public testimony regarding the proposed Fiscal Year 2021-22 assessments for the Mandalay Beach Maintenance District; and
2. Adopt **Resolution No. 15,459** fixing the special assessments in the Mandalay

Beach Maintenance District for Fiscal Year 2021-22.
(This item did not originate in Committee).

The City Clerk announced the affidavit of publication and stated that written comments were received from Loren Fife.

Steve Howlett, Assistant Public Works Director, gave a report and answered questions. Mayor Zaragoza opened the public testimony portion of the public hearing. Public comments were received from Douglas D. Partello and Lorin Fife.

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 Councilmember Lopez, seconded by Councilmember Teran, to approve the recommended action as presented. VOTE: Lopez, Basua, Teran, Zaragoza, MacDonald, Perello, and Madrigal voted in favor, the motion carried 7-0.

5. Public Works Department

SUBJECT: Fiscal Year 2021-22 **Resolution No. 15,460** to Levy Assessments in Waterways Maintenance District. (0/5/5)

RECOMMENDATION: That the City Council, acting as the legislative body for the Waterways Maintenance Assessment District:

1. Hold a public hearing regarding proposed assessments for the Waterways Maintenance District for Fiscal Year 2021-22, and
2. Adopt **Resolution No. 15, 460** fixing the special assessments in the Waterways Maintenance District for Fiscal Year 2021-22. (This item did not originate in Committee).

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

Steve Howlett, Assistant Public Works Director and Craig Beck, Interim Public Works Director, were available to answer questions.

Mayor Zaragoza 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 Councilmember Perello, seconded by Councilmember Madrigal, to approve

the recommended action as presented. VOTE: Perello, MacDonald, Madrigal, Basua, Zaragoza, Lopez, and Teran voted in favor, the motion carried 7-0.

K. REPORTS

1. Public Works Department

SUBJECT: Grant Application for FEMA's Hazard Mitigation Grant Program. (0/5/5)

RECOMMENDATION: That the City Council adopt resolutions:

1. Authorizing the City Manager to submit an application for \$3,750,000 in grant funds to the California Governor's Office of Emergency Services (Cal OES) to be used for the Mandalay Bay Seawalls Structural Retrofit Project (the grant will pay for \$3,750,000, or 75% of the total project cost, and has a match requirement of \$1,250,000 or 25%, of the total project cost);
2. Authorizing the City Manager or the Public Works Director to execute grant agreements and provide the assurances and agreements required by Cal OES pertaining to open and future disaster assistance grants for a period of three (3) years; authorizing the Finance Director or designee to submit financial reports and grant claims and approve special budget appropriations for the use of grant funds; and authorizing the Director of Public Works or designee to submit non-financial reports. (This item did not originate in Committee. The grant timeline did not allow enough time to go to both Committee and Council.)

Craig Beck, Interim Public Works Director, answered questions. No public comments were received. Discussion ensued among the Council and staff.

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

2. Housing Department

SUBJECT: Housing Authority: Low Rent Public Housing and Housing Choice Voucher Program Budgets for Fiscal Year 21-22 (0/10/10)

RECOMMENDATION: That the Board of Commissioners of the Housing Authority of the City of Oxnard ("Authority")

1. Adopt **Resolution No. 15,462** approving the recommended \$7,175,311 operating budget for the Low Rent Public Housing Program for Fiscal Year 21-22, as presented for each project area, and approve and authorize the use of \$703,336 of unrestricted cash to fund the projected deficit; and
2. Adopt **Resolution No. 15,463** approving the recommended \$25,128,842 operating budget for the Housing Choice Voucher Program for Fiscal Year 21-22 and approve and authorize the use of \$551,267 of unrestricted cash to fund the projected deficit. (The Community Services, Public Safety, Housing & Development Committee approved 2-0.)

Emilio Ramirez, Housing Director, gave a report and answered questions. No public comments were received. Discussion ensued among the Council and staff.

It was moved by Commissioner Perello, seconded by Commissioner Andrade, to approve the recommended action as presented. VOTE: Teran, Basua, Zaragoza, Lopez, MacDonald, Madrigal, Perello, and Housing Authority Commissioner Andrade voted in favor; the motion carried 8-0.

3. Public Works Department

SUBJECT: Grant Application for the Ocean Protection Council Proposition 1 Grant Program. (0/5/5)

RECOMMENDATION: That the City Council adopt Resolution No. 15,462 and Resolution No. 15,463:

1. **Resolution No. 15,462:** Authorizing the City Manager to submit an application for \$1,074,100 in grant funds to the Ocean Protection Council Proposition 1 Grant Program to be used for the Channel Islands Harbor Water Quality Remediation Study (the grant will cover \$1,074,100, or 82%, of the total project cost and the City will match \$230,000, or 18%, of the total project cost); and

2. **Resolution No. 15,463:** Authorizing the City Manager or the Public Works Director to execute grant agreements; authorizing the Finance Director or designee to submit financial reports and grant claims and approve special budget appropriations for the use of grant funds; and authorizing the Director of Public Works or designee to submit non-financial reports.

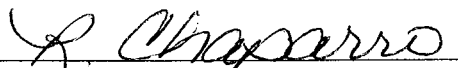
(This item did not originate in Committee. The grant timeline did not allow enough time to go to both Committee and Council.)

Craig Beck, Interim Public Works Director, answered questions. Public comments were received from Audrey Keller. Discussion ensued among the Council and staff.

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

L. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Zaragoza adjourned the meeting at 9:52 p.m.


ROSE CHAPARRO
City Clerk


JOHN C. ZARAGOZA
Mayor