

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
June 21, 2022

A. **ROLL CALL, POSTING OF AGENDA**

At 5:00 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. Councilmembers Vianey Lopez, Oscar Madrigal, Bert E. Perello, Gabriel (Gabe) Teran, Mayor Pro Tem Bryan A. MacDonald, and Mayor John C. Zaragoza were present.

Councilmember Basua was absent.

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

Staff members present in person were Alexander Nguyen, City Manager; Ashley Golden, Assistant City Manager; Shiri Klima, Deputy City Manager; Samantha Shapiro, Project Manager; Stephen M. Fischer, City Attorney; Kenneth Rozell, Chief Assistant City Attorney; Jason Benites, Police Chief; Marc Amon, Police Commander; Alexander Hamilton, Fire Chief; Michael Wolfe, Public Works Director; Brian Yanez, Assistant Public Works Director; Steve Howlett, Assistant Public Works Director; Joseph Marcinko, Assistant Public Works Director; Tatiana B. Arnaout, P.E., City Engineer; Eric L. Storrie, Special Districts Manager; Vyto Adomaitis, Community Development Director; Joe Pearson II, AICP, Senior Planner; Steve Naveau, Human Resources Director; Betsy George, Chief Financial Officer; Emilio Ramirez, Housing Director; Albert Ramirez, Assistant Housing Director; Helen Miller, Chief Information Officer; Eden Alomeri, Revenue & Licensing Director & Assistant City Treasurer; Terrel Harrison, Cultural & Community Services Director; and Rose Chaparro, City Clerk.

Staff members Denise Shadinger, Assistant Chief of Police; Brian Yanez, Assistant Public Works Director; Steve Howlett, Assistant Public Works Director; and Tatiana B. Arnaout, P.E., City Engineer; participated via videoconference.

Jackie Rose, Director; Donna Gillesby, Deputy Director; and Phil Rarick, Director of Administrative Services with the Ventura County Animal Services; Andrew Fogg with Cox Castle; and Ann Walsh, Director of Development with Shea Properties; also participated via videoconference.

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

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

C. **CLOSED SESSION (5:00 PM)**

1. **CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION** (Government Code Section 54956.9(d)(1))

Name of case: City of Oxnard v. All Persons Interested in the Matter of the Issuance and Sale of Bonds for the Purpose of Refunding Certain Obligations Owed by the City of Oxnard to the Public Employees' Retirement System Under the Public Employees' Retirement Law, and all Proceedings Leading Thereto, Including the Adoption of Resolution No. 15,543 of the City Council of the City of Oxnard Authorizing the Issuance and Sale of Such Bonds and Authorizing the Execution and Delivery of a Trust Agreement and Related Documents.

Ventura County Superior Court, Case No. 56-2022-00563903-CU-MC-VTA
Legislative Body: City Council

At 5:02 p.m., the City Council recessed to a closed session. At 6:01 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 (6:00 PM)

The flag salute was followed by a moment of silence.

E. CEREMONIAL ITEMS

1. SUBJECT: Presentation of a Commendation to Oxnard High School Boys Varsity Basketball Team.

Mayor Zaragoza read the proclamation and presented it to Coach Mark Cordes and Principal Richard Ramirez. Council congratulated the Oxnard High School Boys Varsity Basketball Team members for their achievements. The students were the winners of the 34th Annual CIF Southern Section @SoCalFord Academic Awards and participated in the 2022 CIF Southern Section Boys' Basketball Championships (California). The team members were presented with certificates.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Larry Stein (water system/potable water), Cyndi Hookstra (signed petition for speeding, parking problems, and safety on Glenwood Drive and general area), Jerald Huffman (Oxnard Shores, submitted building permits, Planning staff non-responsive/rules changing), Luciano Morales (GoGo electric personal transportation), PW Robinson (Ventura County homeless deaths), and Marisa Martinez (behavioral health/mental health crisis).

G. REPORT OF CITY MANAGER

1. City Manager Department

SUBJECT: Ratification of Director Orders regarding the water shortage emergency and mandatory water conservation measures.

RECOMMENDATION: That the City Council adopt a resolution ratifying orders issued by the Director in response to the previously proclaimed water shortage emergency and mandatory water conservation measures.

Alexander Nguyen, City Manager provided a Covid-19 pandemic vaccine update. The City will be ending the two-year late fee suspension. A reminder that all fireworks are illegal. Mr. Nguyen also announced the upcoming South Oxnard Aquatics Center Community Meetings scheduled for Wednesday, June 29 and Monday, August 1, 2022, both meetings start at 6:00 p.m., to receive public input. Michael Wolfe, Public Works Director provided an update on the California drought conditions and the new regulations. The winners of the Student Art Contest Winners.

Public comments were received from Lawrence Stein (water shortage crisis).

H. CITY COUNCIL REPORTS**1. City Manager Department**

SUBJECT: Appointment of Member to Serve on the City's Measure O Citizen Oversight Committee. (0/5/5)

RECOMMENDATION: That the Mayor, with the approval of the City Council, make the following appointment to the Measure O Citizen Oversight Committee: Noemi Valdes.

(This item did not originate in Committee.)

It was moved by Councilmember Perello, seconded by Mayor Pro Tem MacDonald, to approve the recommended action as presented. VOTE: Lopez, MacDonald, Madrigal, Perello, Teran, and Zaragoza voted in favor; motion passed 6-0. Councilmember Basua was absent.

I. REVIEW OF INFORMATION/CONSENT AGENDA

Items K-1 through K-13 were discussed among the Council and staff.

J. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Lawrence Stein (K-10).

K. INFORMATION/CONSENT AGENDA**1. City Clerk Department**

SUBJECT: Approval of Minutes.

RECOMMENDATION: That the City Council approve the minutes of the May 3, 2022 regular meeting and the April 13, 2022 and April 27, 2022 special meetings as presented.

2. Fire Department

SUBJECT: Purchase Order with Motorola for \$777,385.26 for 73 Radios.

RECOMMENDATION: That the City Council authorize the Mayor to sign a Purchase Order with Motorola Solutions in the amount of \$777,385.26 for the purchase of thirty-three (33) APX 8500 all-band mobile radios and forty (40) APX 8000 all-band portable radios with spare batteries and remote speaker microphones.

(Community Services, Public Safety, Housing & Development Committee approved 3-0.)

3. City Manager Department

SUBJECT: Updates to Citizen Advisory Group (CAG) Bylaws and Efforts to Develop Effective and Efficient Processes for CAGs.

RECOMMENDATION: That the City Council adopt **Resolution #15,589:**

1. Establishing uniform CAG bylaws; and

2. Repealing previous CAG bylaws.

(The Finance and Governance Committee approved 2-0.)

4. Police Department

SUBJECT: Ventura County Animal Services Agreement.

RECOMMENDATION: That the City Council approve a budget appropriation with a total cost projection in the amount of \$2,156,159 and authorize the City Manager to sign a Service Level Request for FY 22-23 for the third year of a five-year agreement (A-8151) with the County of Ventura to provide animal safety services.

(The Community Services, Public Safety, and Economic Development Committee approved 3-0.)

5. Police Department

SUBJECT: CHP Cannabis Grant.

RECOMMENDATION: That the City Council adopt **Resolution #15,590** authorizing:

1. The City Manager to apply for \$394,147.00 in grant funds from the California Highway Patrol (CHP) to be used for the FY 22-23 CHP Cannabis Grant.
2. The City Manager or designee to execute grant agreements and appropriate funds upon confirmation of the 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.)

6. Public Works Department

SUBJECT: Second Amendment to Lease Agreement A-6480 with Union Pacific Railroad Company.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Second Amendment to Lease Agreement A-6480 for five (5) years from the effective date of this Second Amendment with Union Pacific Railroad Company (Union Pacific) for the lease of City property at 255 and 273 East Fifth Street.

(This item did not originate in Committee.)

7. Housing Department

SUBJECT: Authorize the Assessment and Collection of Fees within the Oxnard Downtown Management District for Fiscal Year 2022-23.

RECOMMENDATION: That the City Council adopt **Resolution #15,591** authorizing the assessment and collection of fees within the Oxnard Downtown Management District (the "District") for Fiscal Year (FY) 2022-23.

(This item did not originate in Committee.)

8. Housing Department

SUBJECT: Housing Authority Low Rent Public Housing and Housing Choice Voucher Program

Budgets for Fiscal Year 2022-23.

RECOMMENDATION: That the Board of Commissioners of the Housing Authority of the City of Oxnard:

1. Adopt **Housing Authority Resolution # HA 1330** approving the recommended \$6,872,555 operating budget for the Low Rent Public Housing Program for Fiscal Year 22-23, as presented for each project area, and approve and authorize the use of \$575,652 of unrestricted cash to fund the projected deficit; and
2. Adopt **Housing Authority Resolution # HA 1331** approving the recommended \$25,112,313 operating budget for the Housing Choice Voucher Program for Fiscal Year 22-23 and approve and authorize the use of \$285,349 of unrestricted cash to fund the projected deficit.

(The Finance and Governance Committee approved 2-0.)

9. **Housing Department**

SUBJECT: Housing Authority Investment Policy.

RECOMMENDATION: That the Board of Commissioners of the Housing Authority of the City of Oxnard adopt **Housing Authority Resolution # HA 1332** adopting an investment policy for the Housing Authority of the City of Oxnard for FY 2022-2023.

(The Finance and Governance Committee approved 2-0.)

10. **Public Works Department**

SUBJECT: First Amendment to Agreement A-8126 for Delivery of Bulk Fuel (Unleaded Gasoline, Clear Diesel and Red Dye Diesel) to City Facilities.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a first amendment to Agreement A-8126 with Conico Toro, Inc., to increase the not to exceed amount from \$1,420,200 to \$3,120,200 and extend the term two additional years from June 30, 2022 to June 30, 2024, and incorporate the Water Campus, Blending Stations 3, 4 and 5, and Advanced Water Purification Facility (AWPF) location sites.

(Public Works and Transportation Committee approved 3-0.)

11. **Public Works Department**

SUBJECT: Third Amendment to Agreement A-8221 with Big Truck Rental, LLC for Short Term Rental of Compressed Natural Gas (CNG) Residential Refuse Collection Vehicles for the Environmental Resources Division.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Third Amendment to Rental Agreement No. A-8221 with Big Truck Rental, LLC to increase the not to exceed amount from \$1,707,200 to \$3,168,800 and extend the term from June 30, 2022 to June 30, 2023 for the short term rental of 15 compressed natural gas (CNG) residential and commercial refuse collection vehicles.

(Public Works and Transportation Committee approved 3-0.)

12. **Billing and Licensing Department**

SUBJECT: Agreement No. A-8467 with Infosend, Inc. for Utility Bill and Business Tax Form Printing, Inserting and Mailing Services.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a three-year agreement with Infosend, Inc. for utility bills and business tax form printing, inserting and mailing services in an amount not to exceed \$996,534 to commence on July 1, 2022, through June 30, 2025.

(Finance and Governance Committee approved 2-0.)

13. Information Technology Department

SUBJECT: Second Amendment to Superior LLC, a CentralSquare Company, Software License Agreement A-8011 for Information Technology Software and Services.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a second amendment to software license agreement A-8011 with Superior LLC, a CentralSquare Company, in the amount of \$340,627 for a new not-to-exceed agreement amount of \$1,458,505 for additional information technology software and services.

(Finance and Governance Committee approved 3-0.)

Consent Items No. 1 – 7 and 10 - 13:

It was moved by Mayor Pro Tem MacDonald, seconded by Councilmember Teran, to approve the recommended action as presented. VOTE: Lopez, MacDonald, Madrigal, Perello, Teran, and Zaragoza voted in favor; motion passed 6-0. Councilmember Basua was absent.

Housing Authority Consent Items No. 8 - 9:

It was moved by Commissioner Andrade, seconded by Councilmember Lopez, to approve the recommended action as presented. VOTE: Lopez, MacDonald, Madrigal, Perello, Teran, Zaragoza and Housing Authority Commissioner Andrade voted in favor; motion passed 7-0. Commissioner Vega and Councilmember Basua were absent.

L. REPORTS

1. Finance Department

SUBJECT: Adoption of Fiscal Year 2022-23 Operating and Capital Improvement Budget. (0/20/20)

RECOMMENDATION: 1. That the City Council adopt the following resolutions:

a. **Resolution #15,592** of the City Council of the City of Oxnard Approving the City Operating and Capital Improvement Budget for Fiscal Year 2022-23;

b. **Resolution #15,593** of the City Council of the City of Oxnard Authorizing Full-Time Equivalent Positions in the City Service Effective July 1, 2022, in accordance with the Operating Budget for the Fiscal Year 2022-23;

c. **Resolution #15,594** of the City Council of the City of Oxnard Authorizing Classification and Salary Schedules and Approving the Attached Classification and Salary Schedule;

d. **Resolution #15,595** of the City Council of the City of Oxnard Establishing Financial Management Policies;

e. **Resolution #15,596** of the City Council of the City of Oxnard Establishing an Appropriation Limit for the Fiscal Year 2022-23;

f. **Resolution #15,597** of the City Council of the City of Oxnard adopting a Master Fee Schedule; and

2. That the Housing Board of Commissioners adopt **Housing Authority Resolution # HA 1333** Approving the Housing Authority's Operating Budget for the Fiscal Year 2022-23.

(Finance and Governance Committee approved 3-0.)

Public comments were received from Lawrence Stein.

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

2. Community Development Department

SUBJECT: Agreements A-8481 and A-8482 / Fore - Caltrans Relinquishment Agreement and Maintenance Agreement and Notice of Intent to Vacate Easement. (0/10/10)

RECOMMENDATION: That the City Council:

1. Adopt **Resolution #15,598** authorizing the City Manager or designee to negotiate and execute a State Highway Relinquishment Agreement (Agreement Number A-8482) by and between the State of California, acting through its Department of Transportation, and the City of Oxnard; and
2. Authorize the City Manager or designee to negotiate and execute a Maintenance Agreement For Access Road (Agreement Number A-8481) by and between City of Oxnard, Oxnard Coastal Investments, LLC., and Ventura Land Development Company, LLC.; and
3. Adopt **Resolution #15,599** declaring its intention to vacate its right, title, and interest in a thirty-eight (38) foot wide utility easement, totaling approximately 33,409 square feet, along the frontage of the two parcels located at 2700 and 2750 North Ventura Road and direct the City Clerk to schedule a public hearing in accordance with the vacation procedures contained in California Streets and Highway Code Section 8300 et seq to be held on Tuesday, July 26, 2022 at 6:00 p.m. at the City Council Chambers; and
4. Find the projects exempt from environmental review pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15061(b)(3).

(This item did not originate in Committee.)

Joe Pearson II, AICP, Senior Planner, presented and answered questions. No public comments were received. 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: Lopez, MacDonald, Madrigal, Perello, Teran, and Zaragoza voted in favor; motion passed 6-0. Councilmember Basua was absent.

M. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Zaragoza adjourned the meeting at 7:58 p.m.

June 21, 2022

OXNARD CITY COUNCIL

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R. Chaparro
ROSE CHAPARRO

City Clerk

John C. Zaragoza
JOHN C. ZARAGOZA
Mayor