MINUTES
OXNARD CITY COUNCIL
Regular Meeting
September 6, 2022

A. ROLL CALL, POSTING OF AGENDA

At 4:31 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 Bert E. Perello, Gabriel (Gabe) Teran, Mayor Pro Tem Bryan A. MacDonald, and Mayor John C. Zaragoza were present.

Housing Authority Commissioner Jose Andrade and Commissioner Francisco Vega were absent.

Councilmember Gabriela Basua arrived at 4:36 p.m. Councilmembers Vianey Lopez and Oscar Madrigal joined the meeting at 4:40 p.m.

Staff members present in person were Alexander Nguyen, City Manager; Ashley Golden, Assistant City Manager; Shiri Klima, Deputy City Manager; Stephen M. Fischer, City Attorney; Kenneth Rozell, Chief Assistant City Attorney; Michelle (Elle) McCarron, Assistant City Attorney; Jason Benites, Police Chief; Delia Campbell, Police Finance Manager; Michael Wolfe, Public Works Director; Steve Howlett, Assistant Public Works Director; Joseph Marcinko, Assistant Public Works Director; Kumar Neppalli, Traffic Operations Engineer; Vyto Adomaitis, Community Development Director; Kathleen Mallory, Planning & Sustainability Manager; Emilio Ramirez, Housing Director; Terrel Harrison, Cultural & Community Services Director and Rose Chaparro, City Clerk.

Staff member Alexander Hamilton, Fire Chief and Brian Yanez, Assistant Public Works Director participated via videoconference.

Consultants with ELS Architecture and Urban Design Clarence D. Mamuyac, Jr., FAIA President/CEO (attended in person) and Dana Vollmer-Grant, AIA, WELL AP, CSM as well as Craig Hill, Managing Principal at NHA Advisors 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 (4:30 PM)

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – (Government Code section 54956.8)
   Property: 300 West Fifth Street (APN 202-0-103-245)
   Agency Negotiator: Emilio Ramirez, Housing Director; Ashley Golden, Assistant City Manager; Alex Nguyen, City Manager;
   Negotiating Party: Guy Hamilton
   Under Negotiation: Price and terms of payment
   Legislative Body: City Council

At 4:35 p.m., the City Council recessed to a closed session. At 5:19 p.m., the City Council reconvened in open session in the Council Chambers. The City Attorney announced that City Council provided direction to the real-estate negotiators.

D. APPOINTMENT ITEMS (5:15 PM)

1. City Manager Department
SUBJECT: Presentation by Ventura County Director of Airports Regarding Oxnard Airport.
RECOMMENDATION: That the City Council receive a verbal report from the Ventura County Director of Airports regarding Oxnard Airport.

Keith Freitas, A.A.E., C.A.E., Director of Airports and Dave Nafie, CM, AICP, Deputy Director, with the Ventura County Department of Airports (Oxnard & Camarillo), presented to Council, provided an overview of the airport operations, and answered questions. Public comments were received from Barbara Macri-Ortiz, Steve Tannehill, Alan Glen, Doug Tauber, Don Singer, Rob Harry, Barb Filking, Jon George, Warren Titremier, Doug Paris, Valerie Paris, Ben Di Benedetto, Rita Wyngarden, Susan Tatum, Joni Conterno, Walter Hagedohm, Nanette Meister, Austin Priester, Doug Partello, Eduardo Huerta, Joe Gosling, Steve Stack and Jennifer Slyhart.

E. OPENING CEREMONIES (6:00 PM)
The flag salute was followed by a moment of silence in memory of Supervisor Carmen Ramirez, Chair of the Ventura County Board of Supervisors and James "Jay" Francis Duncan III, Public Works Administration, 21+ years of public service, who recently passed.

F. CEREMONIAL ITEMS

1. SUBJECT: Update by Oxnard-Ocotlan Sister Cities Committee Visitation.

Principal Officer Debra Cordes, Carol Flores-Beck, and other members of the Oxnard-Ocotlan Sister City Committee gave a presentation to City Council and provided an update regarding the activities being held by the committee, to promote opportunities for the residents of Oxnard to experience and explore other cultures through long-term partnerships, as well as collaborating with other organizations, both in the United States and in other countries, that have similar visions and goals. Councilmembers followed with remarks.

2. SUBJECT: Presentation of a Proclamation Designating the Week of September 17 - 23, 2022 as "Constitution Week."

Mayor Zaragoza read the proclamation and presented it to Marc D. Anderson, Member of the Ventura County Bar Association which made some remarks.

G. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA
Public comments were received from Robert O'Riley, Chief of Staff (Supervisor Carmen Ramirez), Angel Garcia (Supervisor Carmen Ramirez), Steven Auclair (Supervisor Carmen Ramirez), Bruce Dandy with the United Water Conservation District (water policy), Lawrence Stein (clean public restrooms at city parks), Doug Partello (homeless encampment, roads and streets need trash pick-up at Victoria Avenue to the Santa Clara River/street sweeper), Kevin White (lot concerns due to annexation of Rio Urbana project), Ariana Rivera (homeless, social services), and Steve Nash (Supervisor Carmen Ramirez).

H. REPORT OF CITY MANAGER/EXECUTIVE DIRECTOR/SECRETARY

City Manager Nguyen provided an update from the Director of Emergency Services on the COVID-19 pandemic and the mobile vaccine clinics available throughout the community. An update on the next round of Oxnard Employee Pipeline training classes available at Oxnard College which start on Monday, September 12, 2022. He also announced the EPA TASC (Technical Assistance Services for Communities (TASC) program meeting to discuss the Halaco Engineering Company Superfund Site in South Oxnard. At this meeting, the Superfund Process and the Site's Remedial Investigation will be discussed.

1. <u>City Manager Department</u>
   <u>SUBJECT</u>: COVID-19 Update from Director of Emergency Services. (5/5/5)
   <u>RECOMMENDATION</u>: That the City Council re-authorize remote teleconference meetings of the legislative bodies of the City of Oxnard in accordance with Assembly Bill 361 based on the following findings: (i) the current COVID-19 situation, particularly with its variants, is causing, and will continue to cause, imminent risks to the health and safety of persons within the City, including City Council members, City staff, appointed officials, and members of the public; (ii) state and local officials continue to impose or recommend measures to promote social distancing; and (iii) the Governor's COVID-19 State of Emergency is still in effect; and (iv) numerous public agencies throughout Ventura County are still operating in accordance with Assembly 361, for the reasons stated herein.

Alexander Nguyen, City Manager and Stephen M. Fischer, City Attorney presented and answered questions. No public comments were received.

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

I. <u>CITY COUNCIL/HOUSING AUTHORITY/SUCCESSOR AGENCY/FINANCING AUTHORITY BUSINESS/COMMITTEE REPORTS</u>

1. <u>City Manager Department</u>
   <u>SUBJECT</u>: Appointment of Members to Serve on the City's Citizen Advisory Groups (CAGs).
   <u>RECOMMENDATION</u>: That the Mayor, with the approval of the City Council, make the following appointments:

   1. To Senior Services Commission: Gloria Chinea (D3); and
   2. To Planning Commission: Anna Marie Zielsdorf (D4).

Mayor Zaragoza and Mayor Pro Tem MacDonald introduced and presented the item. No public comments were received.

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

J. <u>REVIEW OF INFORMATION/CONSENT AGENDA</u>

Items L-1 through L-6 were discussed among the Council and staff. Consent item L.5 was pulled from the agenda.

K. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Lawrence Stein (L.6).

L. INFORMATION/CONSENT AGENDA

1. City Clerk Department

SUBJECT: Approval of Minutes.

RECOMMENDATION:

That the City Council approve the minutes of the June 30, 2022 regular meeting as presented.

2. Public Works Department

SUBJECT: First Amendment to Agreement A-8192 for Custodial Services for the Oxnard Transit Center (OTC).

RECOMMENDATION:

That the City Council approve and authorize the Mayor to execute a First Amendment to Agreement A-8192 with PBC Commercial Cleaning Systems, Inc., to increase the not to exceed from $436,425 to $536,425, and approve the assignment and amend the company name to CCS Los Angeles Janitorial, Inc. (Public Works and Transportation Committee approved 3-0.)

3. Public Works Department

SUBJECT: Amendments to Agreements A-8344 and A-8346 with Garcia's Landscaping Maintenance, Inc. and Agreement A-8345 with Mariposa Landscapes, Inc. for Landscape Maintenance Services within the City's Medians and Parkways.

RECOMMENDATION:

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

1. First Amendment to Agreement A-8344 with Garcia's Landscaping Maintenance, Inc. increasing the not to exceed amount from $1,900,000 to $2,415,000 in Region 1;
2. Second Amendment to Agreement A-8345 with Mariposa Landscapes, Inc. increasing the not to exceed amount from $2,125,000 to $2,535,000 in Region 2; and
3. First Amendment to Agreement A-8346 with Garcia's Landscaping Maintenance, Inc. increasing the not to exceed amount from $2,000,0000 to $2,575,000 in Region 3.

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

4. Public Works Department

SUBJECT: Agreement A-8483 with Mariposa Landscapes, Inc. for Basic Landscape Services for Citywide General Fund Parks.

RECOMMENDATION:

That the City Council approve Agreement A-8483 with Mariposa Landscapes, Inc. in the amount not to exceed $758,919 for a 22-month term ending June 30, 2024 for basic landscape services in the General Fund Parks. (The Public Works and Transportation Committee approved 3-0.)

5. Fire Department

SUBJECT: Purchase Order with Stonewell Bodies For Upfitting Eight (8) Command Vehicles in the amount of $869,632.

RECOMMENDATION:

That the City Council:
1. Authorize the Mayor to execute a purchase order in the amount of $869,632 for the upfitting of eight (8) Battalion Chief Command vehicles by Stonewell Bodies; and
2. Adopt a resolution declaring the City's intent to be reimbursed for certain capital expenditures from the proceeds of indebtedness related to the purchase of eight (8) Battalion Chief Command vehicles.
(Finance and Governance Committee approved 3-0.)

This item was pulled from the agenda.

6. City Manager Department
SUBJECT: 2023 Meeting Schedule for Legislative Bodies.
RECOMMENDATION:
That City Council, Community Development Commission Successor Agency, Financing Authority, and Housing Authority:

1. Select the final Committee date in the month of December; and

2. Adopt the proposed meeting dates for the calendar year 2023.

(This item did not originate in Committee.)

Consent Items No. 1-4:
It was moved by Councilmember Perello, seconded by Councilmember Lopez, to approve the Information/Consent items as presented. VOTE: Basua, Lopez, MacDonald, Madrigal, Perello, Teran, and Zaragoza voted in favor; motion passed 7-0.

Consent Item No. 5:
This item was pulled from the agenda.

Consent Item No. 6:
After a brief discussion, Council made a motion to remove the December 21 and December 27 meetings from the 2023 Council and Committees meeting schedule.

It was moved by Councilmember Basua, seconded by Councilmember Madrigal, to approve the Information/Consent item as amended. VOTE: Basua, Lopez, MacDonald, Madrigal, Perello, Teran, and Zaragoza voted in favor; motion passed 7-0. Commissioners Andrade and Vega were absent.

M. PUBLIC HEARINGS

1. Police Department
SUBJECT: Edward Byrne Memorial Justice Assistance Grant Program FY2022 Local JAG. (0/10/10)
RECOMMENDATION: That City Council conduct a public hearing and adopt **Resolution #15,629**:

1. Ratifying the prior execution and submission of an application for U.S. Department of Justice (DOJ) grant funds in the amount of $99,611 from the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2022 Local Solicitation with no matching fund requirement;

2. Authorizing the City Manager to execute a Memorandum of Understanding with the County of Ventura and the City of San Buenaventura designating the City of Oxnard as the lead agency and fiscal agent for the JAG;

3. Authorizing the City Manager or designee to execute grant agreements and appropriate funds upon notification of grant award;

4. Authorizing the Chief Financial Officer or designee to submit financial reports and grant claims and approve administrative budget appropriation for the use of JAG funds upon award; and

5. Authorizing the Chief of Police or designee to submit all program related progress or status reports.
(This item did not originate in Committee.)

The City Clerk stated that no written communications were received. Jason Benites, Police Chief, presented and answered 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 Mayor Pro Tem MacDonald, seconded by Councilmember Perello, to approve the recommended action as presented. VOTE: Basua, Lopez, MacDonald, Madrigal, Perello, Teran, and Zaragoza voted in favor; motion passed 7-0.

2. Housing Department
SUBJECT: Family Self-Sufficiency Action Plan. (0/5/5)
RECOMMENDATION: That the Board of Commissioners:

1. Hold a public hearing to receive comments concerning the Oxnard Housing Authority Family Self-Sufficiency Action Plan; and

2. Adopt **Resolution # H.A. 1334** approving the Oxnard Housing Authority Family Self-Sufficiency Action Plan and authorizing the Housing Director to execute and submit all reports and documents required to comply with federal policies and procedures regarding the Family Self-Sufficiency Action Plan.

(This item did not originate in Committee.)

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

Emilio Ramirez, Housing Director, presented and answered 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 Lopez, seconded by Councilmember Teran, to approve the recommended action as presented. VOTE: Basua, Lopez, MacDonald, Madrigal, Perello, Teran, and Zaragoza voted in favor; motion passed 7-0. Commissioners Andrade and Vega were absent.

At 9:58 p.m., City Council voted to continue the meeting past 10:00 p.m., and take action on the remainder of the items on the agenda.

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

N. REPORTS

1. Finance Department

SUBJECT: Authorize Execution and Delivery of Schedule of Property to the Banc of America Master Equipment Lease/Purchase Agreement A-7667 for the Financing, and Leasing of Certain Equipment. (10/5/5)

RECOMMENDATION: That the City Council:

1. Adopt a resolution approving and authorizing the execution of Equipment Schedule No. 26 to Agreement A-7667 Master Equipment Lease/Purchase Agreement with Banc of America Public Capital Corp. in an amount not to exceed $1.4 million to reimburse the City for the purchase of eight Fire Battalion Chief vehicle chassis and provide financing for the upfitting cost of the eight chassis, authorizing the execution and delivery of other documents required in connection therewith, and authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by the resolution; and

2. Approve the additional proceeds of $366,000 to 8 Command Vehicles Project 222202, for the total costs of $1,326,000 of acquisition and upfitting costs of the eight chassis.
(Finance and Governance Committee approved 3-0.)
Presentation will be live upon Consultant's request.

This item was pulled from the meeting agenda. Public comments were received from Lawrence Stein.

2. Public Works Department

SUBJECT: Grant **Resolution #15,630** for Caltrans Highway Safety Improvement Program, U.S. Department of Transportation Reconnecting Communities Planning Grant Projects, and Ventura County Transportation Commission Call for Projects. (0/5/5)

RECOMMENDATION: That the City Council adopt **Resolution #15,630** authorizing the City Manager to submit grant applications and execute grant agreements, if awarded, for the Highway Safety Improvement Program for an amount not to exceed $20,000,000 for two grants, Reconnecting Communities Pilot Program for an amount not to exceed $2,000,000, and Ventura County Transportation Commission Call for Projects for an amount not to exceed $5,000,000, and authorizing the Finance Director to submit financial reports and claims for the use of the

grant funds, and authorizing the Public Works Director or designee to submit non-financial reports.
(This item did not originate in Committee.)

Michael Wolfe, Public Works Director, presented and 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: Basua, Lopez, MacDonald, Madrigal, Perello, Teran, and Zaragoza voted in favor; motion passed 7-0.

3. Cultural & Community Services Department
SUBJECT: Approve the Conceptual Design for South Oxnard□Aquatics Center. (15/10/10)
RECOMMENDATION: That the City Council approve the conceptual design, Recommended Option, for the South Oxnard Aquatics Center Improvement Project (Project No. 225502). The Aquatics Center will be located within College Park.

(This item did not originate in Committee as this is a capital improvement project specifically listed in the Capital Improvement Program budget, which was previously approved by the City Council.)

Presentation will be live upon consultant's request.

Ashley Golden, Assistant City Manager provided Council an update regarding the increased costs for this project and introduced Clarence D. Mamuyac, Jr., FAIA President/CEO and Dana Vollmer-Grant, AIA, WELL AP, CSM at ELS Architecture and Urban Design which presented and answered questions. Public comments were received from Molly McCarthy, David M. Vanderberg, Cori Raffaelli, Mike Giles, Doug Partello, Angela Whitecomb, Lawrence Stein, and Miguel Fernandez. 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, Lopez, MacDonald, Madrigal, Teran, and Zaragoza voted in favor; Perello voted against; motion passed 6-1.

O. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Zaragoza adjourned the meeting at 11:42 p.m.

R. Chaparro
ROSE CHAPARRO
City Clerk

John C. Zaragoza
JOHN C. ZARAGOZA
Mayor