

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
May 2, 2023

A. ROLL CALL, POSTING OF AGENDA

At 5:01 p.m., Mayor John C. Zaragoza 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, Councilmember Oscar Madrigal; Bert E. Perello, Gabriel (Gabe) Teran, Arthur Valenzuela, Mayor Pro Tem Bryan A. MacDonald, and Mayor John C. Zaragoza were present.

Councilmember Basua arrived at 5:29 p.m. Councilmember Valenzuela arrived at 5:59 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; Denise Morehouse, Assistant Chief of Police; John Colamarino, Assistant Fire Chief; Michael Wolfe, Public Works Director; Brian Yanez, Assistant Public Works Director; Joseph Marcinko, Assistant Public Works Director; Omar Castro, Water Division Manager; Abraham Maldonado, Water Resources Manager; Roberto Serrato, Recycling Manager; Jeff Pengilley, P.E., CDD Assistant Director & Building Official; Joe Pearson II, AICP, Planning and Environmental Services Manager; Emilio Ramirez, Housing Director; Terrel Harrison, Cultural and Community Services Director; Renee Rakestraw, Community Services Manager; Helen Miller, Chief Information Officer; Helen Johnson, IT MGIS Manager; Marisue Eastlake, Senior Services Supervisor; Matthew O'Neill, Recreation Coordinator; George Cruz, Senior Services Coordinator; Phillip Molina, City Treasurer; Dee Lai, Assistant City Clerk and Rose Chaparro, City Clerk.

Steve Howlett, Assistant Public Works Director participated via videoconference.

THE FOLLOWING LEGISLATIVE BODIES ARE MEETING: City Council.

Consideration of Teleconference Participation pursuant to Assembly Bill 2449.

B. APPOINTMENT ITEMS (5:00 PM)

1. Cultural & Community Services Department

SUBJECT: Senior Services Commission Annual Report.

RECOMMENDATION: That City Council receives the Senior Services Commission Annual Report.

Marisue Eastlake, Senior Services Supervisor; Matthew O'Neill, Recreation Coordinator; and George Cruz, Senior Services Coordinator presented the Senior Services Commission annual report. Senior Services Commissioners Gloria Massey Chinae, LaRita Montgomery, Jeffrey Nevitt, Clark Owens,

and Alice Sweetland provided input on the multiple services which are provided to the city's senior community members such as the senior nutrition program meals; the senior services programming which include art classes, la loteria card games, billiards pool table time, and quilting. The senior exercise program includes tai chi outdoor classes, zumba, and ballet folklorico dancing classes. They organize fun events and excursions for the seniors such as the Halloween Trunk or Treat, Christmas Party, End of Summer BBQ event, and the 100th Birthday Celebrations. It was reported that the Colonia Senior Center reopened, the feasibility study on ORCAS was completed, and the ORCAS subcommittee reports to the Commission are ongoing. Councilmembers expressed their gratitude for the services provided by the Senior Services Commissioners and volunteers.

C. OPENING CEREMONIES (6:00 PM)

The flag salute was followed by a moment of silence.

D. CEREMONIAL ITEMS

1. SUBJECT: Presentation of a Proclamation Designating the Month of May 2023 as "Older Americans Month."

Mayor Zaragoza read the proclamation and presented it to Senior Services Commissioners Gloria Massey Chinae, LaRita Montgomery, Jeffrey Nevitt, Clark Owens, and Alice Sweetland; as well as Marisue Eastlake, Senior Services Supervisor, Matthew O'Neill, Recreation Coordinator, and George Cruz, Senior Services Coordinator staff. Councilmembers, Commissioners, and staff followed with a few words.

2. SUBJECT: Presentation of a Proclamation Designating the Month of May 2023 as "Asian American and Pacific Islander Heritage Month."

This item was pulled from the meeting agenda.

3. SUBJECT: Presentation of a Proclamation Designating the Month of May 2023 as "Mental Health Awareness Month."

Mayor Zaragoza read the proclamation and presented it to Mayor Pro Tem Misty Perez for the City of Port Hueneme; Commander Kevin Baysinger; Officer Alfonso Silva; and Maya Zumaya. Ms. Perez followed with a few words.

E. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Douglas Partello (bond debt/loan interest), Andrew H. (homeless population), and Lang Martinez (homeless concerns).

F. REPORT OF CITY MANAGER/EXECUTIVE DIRECTOR/SECRETARY

City Manager Nguyen provided community updates. The Public Works Department will be

celebrating National Public Works Week 2023 by hosting a Public Works Open House on Thursday, May 25, 2023 from 9:00 a.m. to 12:00 p.m. He announced that an investigation is being conducted about the recent officer involved shootings. Police Chief Benites will provide an annual report and an update on police training in July 2023. A breakdown about the state, federal, and property tax distributions was presented.

G. CITY COUNCIL/HOUSING AUTHORITY/SUCCESSOR AGENCY/FINANCING AUTHORITY
BUSINESS/COMMITTEE REPORTS

Councilmember Valenzuela joined the Coastal Keepers at Ormond Beach for their monthly beach cleanup. He joined Councilmember Basua and City Manager Nguyen at the Ormond Beach Town Hall. He was a guest speaker at the CFROG Environmental Voices Academy graduation for Ventura County high school students to support their environmental activist work. He joined Councilmember Basua and City Manager Nguyen at the South Oxnard Town Hall for Districts 5 and 6. He attended the Planned Parenthood California Central Coast Birds and Bees Bash event to support their work on reproductive justice. He met with the Public Works and Cultural Community Services department staff. He joined Councilmember Teran to speak at the Oxnard May Day Rally and March event at the Plaza Park in Downtown Oxnard honoring immigrant workers along with community and labor organizations.

Councilmember Perello spoke about refuse disposal. He has been receiving telephone calls from concerned residents from the Cabrillo Neighborhood about speeding vehicles in the Ritchen Elementary School area. He attended the Channel Islands Neighborhood Council meeting virtually.

Mayor Pro Tem MacDonald is the Ventura County Transportation Commission (VCTC) Board Chair on behalf of the City of Oxnard. He also participates on the Southern California Regional Rail Authority (Metrolink) Board which provides rail transportation services. The Amtrak's Pacific Surfliner is an intercity route that travels between San Diego and San Luis Obispo. He reported that the train tracks in the San Clemente area will remain closed for at least six to eight months due to the landslides.

Councilmember Madrigal attended the Dia de los Niños (Children's Day) event in the Colonia Neighborhood with the Mixteco / Indigena Community Organizing Project. The event was well attended and bicycles were raffled for the children. He announced that he will be speaking to a group of students at Oxnard College, as part of a survey which will be conducted through the UCLA Chicano Studies Research Center (CSRC), in partnership with the City of Oxnard and Oxnard College. He wished his mother a happy birthday.

Councilmember Teran attended the Riverpark Neighborhood Council, Sierra Linda Neighborhood Council, and Wagon Wheel Neighborhood Council meetings. He thanked the chairs and residents for attending the meetings. He also attended the Oxnard May Day Rally and March event at the Plaza Park in Downtown Oxnard honoring immigrant workers along with community and labor organizations. He also participated in a blood donation drive held at the Oxnard Police Department parking lot.

Mayor Zaragoza attended a ceremony for the "Renaming of the U.S. Post Office to John R.

Hatcher.” President Biden signed a bill that will rename the Oxnard post office after the late John R. Hatcher III. He also attended the Dia de los Niños (Children’s Day) event in the Colonia Neighborhood. He also attended a meeting at the Marina West Neighborhood in an effort to reactivate the neighborhood council.

H. REVIEW OF INFORMATION/CONSENT AGENDA

Items J-1 through J.8 were discussed among the Council and staff.

I. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Patricia Brown (J.7).

J. INFORMATION/CONSENT AGENDA

1. City Clerk Department

SUBJECT: Approval of Minutes.

RECOMMENDATION: That the City Council approve the minutes of the March 21, 2023 regular meeting as presented.

2. Police Department

SUBJECT: Resolution Commending Marc Amon for over Twenty-Seven Years of Service to the City of Oxnard.

RECOMMENDATION: That the City Council adopt **Resolution No. 15,689** commending Marc Amon for over twenty-seven years of service to the City of Oxnard Police Department.

3. Police Department

SUBJECT: Motorola Solutions Handheld Radio Purchase.

RECOMMENDATION: That the City Council approve and authorize the execution of a purchase order with Motorola Solutions in the amount of \$374,941.10 for the purchase of 67 Motorola APX-8000 portable radios.

4. Information Technology Department

SUBJECT: First Amendment to IT Transformation Plan Execution Strategy & Roadmap Agreement #32300240 with Avasant LLC.

RECOMMENDATION: That City Council approve and the Mayor execute a first amendment to Avasant LLC professional services agreement #32300240 for information technology consulting services for an additional \$130,375 resulting in a revised not-to-exceed total cost of \$279,375 for the completion of an IT transformation plan execution strategy and roadmap on or before June 30, 2023.

(As of the date of this City Council agenda being posted, there is not yet an outcome from the April 28, 2022 Finance and Governance Committee.)

5. Community Development Department

SUBJECT: Planning and Zoning Permit No. 21-300-04 (Final Map for 21-300-04) for the 1600 Ives Avenue Subdivision. Filed by Hassan Amirsadeghi, Habitat Properties, 10717 Wilshire Boulevard, Unit 607, Los Angeles, California 90024.

RECOMMENDATION: That the Oxnard City Council:

1. Accept Final Map 21-300-04 for the 1600 Ives Avenue Subdivision;
2. Receive and file a "Notice of Pending Approval" for Parcel Map 21-300-04 by the Interim Community Development Director including signature of "City Council's Certificate" on the title sheet.
3. Authorize the City Clerk to sign the "Abandonment Certificate" for the vacation of certain infrastructure easements.

6. Public Works Department

SUBJECT: Proposed User Fees for Group Picnic Site Reservations within CFD Number 7.

RECOMMENDATION: That the City Council adopt **Resolution No. 15,690** establishing new user fees for two new picnic areas built within the Community Facilities District Number 7, Wagon Wheel.

(Finance and Governance Committee approved 2-0.)

7. Community Development Department

SUBJECT: Project Name: Ventura Road Electronic Billboard Project; Located on an approximately 1,000-square foot undeveloped site located on the north side of the U.S. 101 and immediately west of Ventura Road in the northern portion of the City of Oxnard. APN: N/A and along the Ventura Freeway (Highway 101) in The RiverPark Specific Plan area.

RECOMMENDATION: That the City Council:

1. Adopt **Ordinance No. 3026** approving Planning and Zoning Permit No. 20-630-02 (Specific Plan Amendment No. 8 to the RiverPark Specific Plan) for text amendments to the RiverPark Specific Plan, subject to certain findings; and
2. Adopt **Ordinance No. 3027** approving Planning and Zoning Permit No. 20-670-05 (Development Agreement No. A-8516), subject to certain findings.

8. Community Development Department

SUBJECT: Project Name: RiverPark Boulevard Electronic Billboard Project; Located on an approximately 0.25-acre undeveloped site located between the U.S. 101 and RiverPark Boulevard approximately 850 feet north of Vineyard Avenue in the northern portion of the City of Oxnard (APN: 132-0-311-075) and along the Ventura Freeway (Highway 101) in the RiverPark Specific Plan area.

RECOMMENDATION: That the City Council:

1. Adopt **Ordinance No. 3024** approving Planning and Zoning Permit No. 20-630-02 (Specific Plan Amendment No. 8 to the RiverPark Specific Plan) for text amendments to the RiverPark Specific Plan, subject to certain findings; and

2. Adopt **Ordinance No. 3025** approving Planning and Zoning Permit No. 20-670-06 (Development Agreement No. A-8515), subject to certain findings.

Consent Items 1 - 6

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

Consent Items 7 - 8

It was moved by Councilmember Basua, seconded by Councilmember Perello, to approve the recommended action as presented. VOTE: Basua, MacDonald, Madrigal, Perello, Valenzuela, and Zaragoza voted in favor; Teran voted against; motion passed 6-1.

K. **PUBLIC HEARINGS**

1. **Public Works Department**

SUBJECT: Public Hearing on Proposed Water Rate Increases and Introduction of Ordinance No. 3028 establishing New Water Rates, Fees and Charges.

RECOMMENDATION: That City Council:

1. Hold a public hearing to receive public testimony and consider all protests concerning the adoption of an ordinance establishing water system user rates, fees and charges; and
2. Find that the California Environmental Quality Act (CEQA) does not apply to the ordinance that modifies the City's water rates, according to Public Resource Code sections 21080(b)(8) and 21083 in conjunction with the exemption listed in 14 California Code of Regulations section 15273; and
3. Approve the introduction and first reading by title only and waive any further reading of the ordinance establishing rates, fees and charges for the use of and services relating to the City's water services.

The City Clerk announced the affidavit of publication and stated that written communications were received and provided to Council.

Kenneth Rozell, Chief Assistant City Attorney and Joseph Marcinko, Assistant Public Works Director presented and answered questions.

Mayor Zaragoza opened the public testimony portion of the public hearing. Public comments were received from Douglas Partello, Daniela Aguirre, Efrain Jimenez II, Barbara Macri-Ortiz, Francisco Fernando Gutierrez, Ray Blattel, Rafaela Carrodegua, Ron Vizansky, Patricia Brown, Lorenzo Castillo, Alicia Percell, Aaron Starr, Manuel Herrera, and Lawrence Stein.

Council made a motion to close the public testimony portion of the public hearing:

It was moved by Councilmember Perello, seconded by Councilmember Teran, to close the public hearing. VOTE: Basua, MacDonald, Madrigal, Perello, Teran, Valenzuela, and Zaragoza voted in

favor; motion passed 7-0.

Council made a motion to lay on the table this item until the initial count of written protests is completed:

It was moved by Councilmember Perello, seconded by Councilmember Teran, to lay this item on the table until the initial count of written protests was completed. VOTE: Basua, MacDonald, Madrigal, Perello, Teran, Valenzuela, and Zaragoza voted in favor; motion passed 7-0.

Once the initial count of written protests was completed a motion was made to place the water rates fees item back on the table:

It was moved by Councilmember Teran, seconded by Councilmember Basua, to bring back the water rates fees item back to the table. VOTE: Basua, MacDonald, Madrigal, Perello, Teran, Valenzuela, and Zaragoza voted in favor; motion passed 7-0.

The City Clerk counted the protests received from the City's municipal water users and reported the count. There were 1432 protests received. Based on the number of protests counted, the City Clerk determined that there were not enough written protests received to conduct a validation of the protest. A majority protest was not achieved.

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

At 10:00 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 Mayor Pro Tem MacDonald, seconded by Councilmember Perello, to approve the recommended action as presented. VOTE: Basua, MacDonald, Madrigal, Perello, Teran, Valenzuela, and Zaragoza voted in favor; motion passed 7-0.

2. Community Development Department

SUBJECT: Project Del Sol High School Street Naming; Planning and Zoning (PZ) Permit No. 22-650-01 (Street Name Change); Located near the northeast corner of Rose Avenue and Camino Del Sol.

RECOMMENDATION: That the City Council:

1. Conduct a public hearing; and
2. Find the project Exempt from environmental review pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15061(b)(3); and
3. Adopt **Resolution No. 15,691** approving the request to name the currently unnamed streets Jaguar Way and Jacinto Drive.

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

Joe Pearson II, AICP, Planning and Environmental Services Manager presented and answered questions.

Mayor Zaragoza opened the public testimony portion of the public hearing. Public comments were received from Sabrina Taal.

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

Prior to consideration of this item, Councilmember Teran recused himself and announced his conflict due to consulting work with the Oxnard Union High School District and left the room.

It was moved by Mayor Pro Tem MacDonald, seconded by Councilmember Madrigal, to approve the recommended action as presented. VOTE: Basua, MacDonald, Madrigal, Perello, Valenzuela, and Zaragoza voted in favor; motion passed 6-0-1. Councilmember Teran recused himself due to his professional working relationship with the Oxnard Union High School District.

3. Community Development Department

SUBJECT: Recovery of Nuisance Abatement Costs.

RECOMMENDATION: That the City Council:

1. Conduct a public hearing to consider objections to the cost report of the property owners whose property is to be assessed for nuisance abatement costs;
2. Approve the cost report; and
3. Direct the City Manager or designee to file a certified copy of the cost report with the Ventura County Auditor-Controller.

This item was pulled from the agenda. No action was taken.

L. REPORTS

1. Information Technology Department

SUBJECT: Purchase of Microsoft products 'piggybacking' off of County of Riverside Microsoft Enterprise Agreement.

RECOMMENDATION: That the City Council:

1. Approve "piggybacking" off of the County of Riverside's Microsoft Enterprise Agreement 8084445 licensed service provider agreement PSA- 0001522; and
2. Authorize the Mayor to execute a purchase order with CDW Government LLC, a "piggyback" service provider and authorized Microsoft reseller, for an amount not-to-exceed \$1,727,616 for the continued use and purchase of Microsoft products for three years beginning May 1, 2023, through April 30, 2026; and
3. Authorize the Mayor to execute a Microsoft Volume Licensing Program Signature

Form.

(Finance and Governance Committee approved 3-0.)

Helen Miller, Chief Information Officer 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 Basua, to approve the recommended action as presented. VOTE: Basua, MacDonald, Madrigal, Perello, Teran, Valenzuela, and Zaragoza voted in favor; motion passed 7-0.

2. City Treasurer

SUBJECT: City Treasurer's Quarterly Investment Report for the Period Ending March 31, 2023.

RECOMMENDATION: That the City Council receive and file the report.

Phillip Molina, City Treasurer was available to answer questions. No public comments were received. The report was received and filed, no formal action was required.

3. Public Works Department

SUBJECT: Professional Services Agreement 32300386 with COAR Design Group for the Fire Stations No. 2, 3 and 4 for Professional Architectural and Engineering Design Services.

RECOMMENDATION: That the City Council approve and authorize:

1. The execution of an Agreement with COAR Design Group, in the amount of \$5,414,207 for professional design services for new Fire Stations No. 2, 3, and 4 (Project Nos. C1702/172201 and C2255/22AR54); and

2. A project budget appropriation transfer in the amount of \$550,000 in the Capital Growth Fees Fund (355) from the Fire Station No. 4 Project (Project No. C1702/172201) to the Fire Stations No. 2, 3, and 5 Project (Project No. C2255/22AR54).

(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.)

Michael Wolfe, Public Works Director and John Colamarino, Assistant Fire Chief presented and answered questions. Public comments were received from Patricia Brown. Discussion ensued among the Council and staff.

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

4. Public Works Department

SUBJECT: Updates to the Five Year Capital Improvement Program for Fiscal Years 2022-2027.

RECOMMENDATION: That the City Council:

1. Approve and adopt updates to the 2022-2027 City of Oxnard Five Year Capital Improvement Program; and
2. Authorize project budget appropriations of \$2,000,000 in Fiscal Year 2022-23 from the Capital Growth Fees Fund for the Fire Station 4 Rebuild Project (C1702/172201).

(Public Works and Transportation Committee approved 2-0.)

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

5. Public Works Department

SUBJECT: State of California's Corrective Action Plan for the City of Oxnard's Solid Waste Operations.

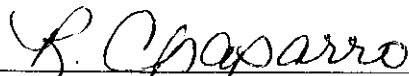
RECOMMENDATION: That the City Council receive and file the State of California Senate Bill 619 Corrective Action Plan (CAP) for the City of Oxnard's Solid Waste Operations.

(Public Works and Transportation Committee approved 2-0.)

Brian Yanez, Assistant Public Works Director and Roberto Serrato, Recycling Manager presented and answered questions. No public comments were received. The report was received and filed, no formal action was required.

M. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Zaragoza adjourned the meeting at 10:32 p.m.



ROSE CHAPARRO

City Clerk


JOHN C. ZARAGOZA
Mayor