MINUTES
OXNARD CITY COUNCIL
Regular Meeting
November 7, 2023

A. ROLL CALL, POSTING OF AGENDA

At 5:31 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. Dee Lai, Assistant City Clerk called the roll and announced the posting of the agenda. Councilmembers Gabriela Basua, Oscar Madrigal; Bert E. Perello, Gabriel (Gabe) Teran, Arthur Valenzuela Zavala, Mayor Pro Tem Bryan A. MacDonald, and Mayor John C. Zaragoza were present.

THE FOLLOWING LEGISLATIVE BODIES ARE MEETING: City Council
CONSIDERATION OF TELECONFERENCE PARTICIPATION PURSUANT TO ASSEMBLY BILL 2449

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

No public comments were received.

C. CLOSED SESSION (5:30 PM)

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – (Government Code section 54956.8)
Property: 633 and 635 Meta Street, Oxnard, CA (APN 201-0-272-220)
Agency Negotiator: Emilio Ramirez
Negotiating Party: Las Vegas Lights Exchange LP
Under Negotiation: Price and terms of payment
Legislative Body: City Council

At 5:32 p.m., the City Council recessed into a closed session. At 6:04 p.m., the City Council reconvened in an open session in the Council Chambers. Stephen Fischer, City Attorney, announced that no reportable actions resulted from the closed session item C.1.

D. OPENING CEREMONIES (6:00 PM)

Mayor Pro Tem MacDonald led the pledge of allegiance followed by a moment of silence.

E. CEREMONIAL ITEMS

1. SUBJECT: Presentation of a Proclamation Designating November 11, 2023 as "Veterans Day."

Mayor Zaragoza read the Proclamation and delivered it to David Singer. David and five other service members joined the Council on the dais to accept the Proclamation, thanked the Council, and spoke briefly.

No public comments were received.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Karla Alejandra, Luciano Morales, Jeremy Goldberg, Alex Anand, Maria Navarro, Lupe Montano, Mechael Wright Hodges, Rev. Greg Runyon, and Lucy Cartagena.

G. REPORT OF CITY MANAGER/EXECUTIVE DIRECTOR/SECRETARY

1. City Manager Department
SUBJECT: Local Government Fun Fact: Comparative Cities Demographics.
RECOMMENDATION: That the Public and City Council receive a City Manager discussion about

Oxnard's statistics as compared with other cities in the region.

Alex Nguyen, City Manager, provided community updates and Oxnard's statistics.

No public comments were received.

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

The members of the Council provided brief announcements regarding their various activities.

No public comments were received.

I. REVIEW OF INFORMATION/CONSENT AGENDA

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

J. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Mark Ross, Isabel Payne, Valeria Resendiz, Bryan Rodriguez, Karla Alejandra, Devina Garcia, Kyremina, Noemi Tungui, Rev. Greg Runyon, Thalia Ramirez, Leo Martinez, Jacob Travers, Leah Pehmohsen, Aime Hanna, Ryan Drury, Taylor Buck, Mike Montoya, Angel Marie, Sara Mshaiel, Jas Roman, Lucy Cartagena, and Chamubo Lopez.

K. INFORMATION/CONSENT AGENDA

1. City Clerk Department
SUBJECT: Approval of Minutes.
RECOMMENDATION: That the City Council approve the minutes of October 3, 2023, regular meetings as presented.

2. Police Department
SUBJECT: Police Department "Military Equipment" Purchase.
RECOMMENDATION: That the City Council approve the Police Department's purchase and use of small Unmanned Aerial Vehicles, and Light Sound Diversionary Devices, which are defined by California Government Code sections 7070(c)(1) and 7070 (c)(12) as "military equipment."

(This item did not originate in Committee).

3. Fire Department
SUBJECT: Paramedic/Emergency Medical Technician (EMT) Student Education Agreement (Field Internship) with Ventura County Community College District.
RECOMMENDATION: That the City Council authorize the City Manager to enter into a Paramedic/ Emergency Medical Technician (EMT) student education agreement (field internship) with the Ventura Community College District for a five-year term at no cost.

(The Community Services, Public Safety, Housing and Economic Development Committee approved 3-0 on September 12, 2023).

4. Fire Department

SUBJECT: Authorize Blanket Purchase Orders for Allstar Fire Equipment Co. and L.N. Curtis & Sons for a Not to Exceed (NTE) Amount of $500,000 and $1,000,000 respectively through June 30, 2024.
RECOMMENDATION: That the City Council authorize the Mayor to execute Blanket Purchase Orders (BPOs) with the following vendors:

1. Allstar Fire Equipment Co. (Allstar) for a total amount NTE $500,000 for the purchase of structural firefighting personal protective equipment (PPE) and tools.
2. L.N. Curtis & Sons (L.N Curtis) for a total amount NTE $1,000,000 for the purchase of firefighting tools and equipment for wildland and tools mounted on response vehicles.

(The Finance & Governance Committee approved 3-0 on September 26, 2023)

5. Community Development Department
SUBJECT: Deferred Development Impact Fee Agreement for Lockwood I and II Senior Apartment Projects.
RECOMMENDATION: That the City Council:

1. Approve and authorize the Mayor to execute an agreement (A-8538) with Vintage at Lockwood, LP, a California limited partnership deferring development impact fees, until the time of final inspection or the date the certificate of occupancy is issued, whichever comes first, in the amount of $3,814,360.30 for the Lockwood I Senior Apartments Project PZ 21-535-05 (Density Bonus) & PZ 21-500-01 (Special Use Permit) located at 2001 Outlet Center Drive; and
2. Approve and authorize the Mayor to execute an agreement (A-8539) with Vintage at Lockwood, LP, a California limited partnership deferring development impact fees, until the time of final inspection or the date the certificate of occupancy is issued, whichever comes first, in the amount of $3,701,298.87 for the Lockwood II Senior Apartments Project PZ 21-535-06 (Density Bonus) & PZ 21-500-10 (Special Use Permit) located at 2152 Lockwood Street.

(This item did not originate in Committee. Both the Lockwood I & Lockwood II Senior Apartment projects were approved by the Planning Commission. Also, pursuant to Government Code Section 66007, the City must allow for the deferral of these impact fees and charges upon request).

6. Police Department
SUBJECT: First Amendment to Agreement with Comsite Pacific, Inc.
RECOMMENDATION: That City Council approve and authorize the Mayor to execute the First Amendment to Agreement (contract number 9642-22-PO) for Comsite Pacific, Inc. dba Pegasus Telecommunications Consulting Group in the amount of $280,000 for a not to exceed contract amount of $445,000 and to extend the term 3 more years until December 31, 2026 for the Oxnard Police Department radio infrastructure consulting.

(This item did not originate in Committee).

7. Police Department
SUBJECT: Resolution Commending Officer David Landsverk for over Twenty-Six Years of

Service to the City of Oxnard.
RECOMMENDATION: That the City Council adopt a **Resolution No. 15,750** commending David Landsverk for over twenty-six years of service to the City of Oxnard Police Department.

(This item did not originate in Committee).

8. Housing Department
SUBJECT: Encampment Resolution Grant.
RECOMMENDATION: That the City Council:

1. Approve and authorize the Mayor to execute an agreement with the County of Ventura for partnership in delivery of encampment response outreach and case management services in an amount not to exceed $1,163,614.34; and
2. Authorize the City Manager, or designee, to negotiate and execute agreements with local hotel operators for the period between November 1, 2023 and August 30, 2024 to offer non-congregate shelter.
3. Authorize the City Manager, or designee, the ability to appropriate the $1,015,638.88 in grant funds and the General Fund allocation of $200,000 for services in partnership with the Ventura County Health Care Agency.

(This item did not originate in Committee.)

Consent Item K.2
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, and Zaragoza voted in favor; the motion passed 6-1. Councilmember Valenzuela Zavala voted no.

Consent Items K.1, K.3, K.4, K.5, K.6, K7, and K.8
It was moved by Councilwoman Basua, seconded by Mayor Pro Tem MacDonald, to approve the recommended action as presented. VOTE: Basua, MacDonald, Madrigal, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 7-0.

At 8:55 p.m. the Council took a short recess. At 9:01 p.m., the City Council reconvened in an open session in the Council Chambers.

L. PUBLIC HEARINGS

1. Community Development Department
SUBJECT: Planning & Zoning Permit No. 23-580-03 (Zoning Text Amendment) Relating to Implementation of the City's Adopted Amended 2021-2029 6th Cycle Housing Element (45min)
RECOMMENDATION: That the City Council:
1. Conduct a public hearing; and
2. Find the Project to be Categorically Exempt from environmental review pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15061(b)(3) (General Rule); and
3. Introduce the following seven ordinances for first reading (by title only) (PZ 23-580-03):

a. An Ordinance of the City Council of the City of Oxnard amending Accessory

Dwelling Unit parking and impact fee requirements in Oxnard City Code (OCC) Section 16-468 & 16-622; and

b. An Ordinance of the City Council of the City of Oxnard amending the City's Density Bonus Ordinance in OCC Section 16-410; and
c. An Ordinance of the City Council of the City of Oxnard amending the Emergency Shelter Standards in OCC Section 16-504 and 16-622; and
d. An Ordinance of the City Council of the City of Oxnard streamlining ordinance provisions, clarifying permitting requirements, simplifying code requirements, and amending requirements on Farmworker Housing, Supportive Housing, Low-Barrier Navigation Center, Single Room Occupancy and Residential Care facilities in OCC Section 16-10, 16-20 to 16-144, 16-148, 16-300, 16-303, 16-333, 16-441 & 16-622; and
e. An Ordinance of the City Council of the City of Oxnard amending Reasonable Accommodation requirements in OCC Section 16-501.5; and
f. An Ordinance of the City Council of the City of Oxnard streamlining, clarifying, and simplifying permit procedures for Development Design Review, Special Use Permit Expiration and Major and Minor Modification to Special Use Permit in OCC Sections 16-525, 16-553 and 16-560; and
g. An Ordinance of the City Council of the City of Oxnard amending the Attached Dwelling Unit standards in OCC Section 16-360.

(This item did not originate in Committee).

Dee Lai, Assistant City Clerk, announced the affidavit of publication and stated that no written communications were received on this item.

Councilmember Teran, and Councilmember Valenzuela Zavala, stated that they had Ex Parte communications with Barbara Macri-Ortiz and Maria Navarro. Mayor Pro Tem MacDonald stated that he had Ex Parte communication with Barbara Macri-Ortiz.

Heather Davis, Contract Planner, Joe Pearson, Planning Manager, and Jeff Pengilley, Community Development Director, were available to answer questions.

Mayor Zaragoza opened the public testimony portion of the public hearing. Public comment was received from Barbara Macri-Ortiz.

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

M. <u>REPORTS</u>

1. <u>City Treasurer</u>
<u>SUBJECT</u>: City Treasurer's Quarterly Investment Report for the Period Ending September 30, 2023. (10 minutes)

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

(This item did not originate in Committee.)

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

2. City Attorney Department

SUBJECT: Ordinance of the City Council Prohibiting Single-Use Plastic Foodware (15 minutes)

RECOMMENDATION: That the City Council approve the introduction and first reading by title only and waive any further reading of the ordinance entitled: "Ordinance of the City Council of the City of Oxnard, California Amending Article XXIV of Chapter 7 of the Oxnard City Code Prohibiting the Use and Distribution of Single-Use Plastic Foodware."

(This item is exempt from CEQA pursuant to Title 14 of the California Rules of Regulation section 15061(b)(3))

(Public Works and Transportation Committee approved 3-0)

Michelle McCarron, Assistant City Attorney, Chelsey Ballot, Deputy City Attorney, Eric Zetz, Environmental Services Manager, and Jeff Pengilley, Community Development Director, were available to answer questions. Public comment was received from Andrew Gallagher. Discussion ensued among the council and staff.

It was moved by Councilmember Teran, seconded by Councilmember Valenzuela Zavala, to approve the recommended action as presented. VOTE: Basua, Madrigal, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 6-1. Mayor Pro Tem MacDonald voted no.

At 9:56 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 Perello, seconded by Councilmember Teran, to approve the recommended action as presented. VOTE: Basua, MacDonald, Madrigal, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 7-0.

3. Police Department

SUBJECT: Fifth Amendment to Agreement A-7858 with Axon Enterprises, Inc. for Body Worn Camera and Other Services Utilized by the Police Department (10 minutes).

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Fifth Amendment to contract A-7858 with Axon International, Inc., increasing the contract's total agreement amount to $4,102,311.26.

(This item did not originate in Committee.)

Rocky Marquez, Police Commander, was available to answer questions. No public comments were received. Discussion ensued among the council and staff.

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

4. Public Works Department

SUBJECT: Agreement 32400108 with Los Angeles Truck Centers, LLC dba Velocity Truck

Centers for Repair and Maintenance of Autocar Refuse Trucks, Allison Transmissions, Freightliner Trucks and Detroit and Cummins Engines (10 minutes).
RECOMMENDATION: That the City Council approve and authorize an Agreement with Los Angeles Truck Centers, LLC dba Velocity Truck Centers for a one-year term with the option to extend for four consecutive one-year periods for a maximum contract term of five years, and a total contract not-to-exceed amount over the entire possible contract term of $1,250,000 for the repair and maintenance of Autocar refuse trucks, Allison transmissions, Freightliner trucks and Detroit and Cummins engines as part of the City's equipment fleet on an on-call/as needed basis.

(Public Works and Transportation Committee approved 3-0 on October 10, 2023)
Jose Arreola, Fleet Services Manager, and Michael Wolfe, Public Works Director, were available to answer questions. No public comments were received. Discussion ensued among the council and staff.

It was moved by Councilwoman Basua, seconded by Councilmember Perello, to approve the recommended action as presented. VOTE: Basua, Madrigal, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 6-0-1. Mayor Pro Tem MacDonald was absent.

5. Public Works Department
SUBJECT: Agreement 32400232 with Garcia's Landscaping Maintenance Inc. for Landscape Maintenance Services for the Riverpark Ballfields within Community Facilities District No. 5. (15 minutes)
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute an Agreement with Garcia's Landscaping Maintenance, Inc. for landscape maintenance services for the Riverpark Ballfields within Community Facilities District No. 5 in the amount not to exceed $1,725,000, for the entire five-year and two months term of the Agreement ending December 31, 2028.

(Public Works and Transportation Committee approved 3-0)
Eric Storrie, Special Districts Manager, Anthony Miller, Project Manager, and Michael Wolfe, Public Works Director, were available to answer questions. No public comments were received. Discussion ensued among the council and staff.

It was moved by Councilmember Teran, seconded by Councilmember Perello, to approve the recommended action as presented. VOTE: Basua, Madrigal, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 6-0-1. Mayor Pro Tem MacDonald was absent.

6. Public Works Department
SUBJECT: Agreement 32400239 with SGD Enterprises dba Four Seasons Landscaping for Landscape Maintenance Services within Community Facilities District No. 5. (15 minutes)
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute the Agreement with SGD Enterprises dba Four Seasons Landscaping for landscape maintenance services within Community Facilities District No. 5 in the amount not to exceed $6,545,000.00 for the maximum five year and two month term of the Agreement, with the initial agreement term of fourteen months, ending December 31, 2024, after which the Agreement may be extended for four additional one-year terms with a fully extended final term ending on December 31, 2028.

(Public Works and Transportation Committee approved 3-0)
Anthony Miller, Project Manager, and Michael Wolfe, Public Works Director, were available to answer questions. No public comments were received. Discussion ensued among the council and staff.

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 Zavala, and Zaragoza voted in favor; the motion passed 7-0.

7. Public Works Department
   SUBJECT: Agreement 32400240 with Mariposa Landscapes, Inc. for Landscape Maintenance Services for 37 Landscape Maintenance Districts and 1 Maintenance Assessment District within the City of Oxnard. (15 minutes)
   RECOMMENDATION: That the City Council approve and authorize the Mayor to execute the Agreement for up to five years with Mariposa Landscapes Inc for landscape maintenance services within the City's 37 Landscape Maintenance Districts and 1 Maintenance Assessment District in the amount not to exceed $9,000,000 that includes all possible extensions for the maximum 5 year term ending December 31, 2028.

   (Public Works and Transportation Committee approved 3-0)

Anthony Miller, Project Manager, and Michael Wolfe, Public Works Director, were available to answer questions. No public comments were received. Discussion ensued among the council and staff.

It was moved by Mayor Pro Tem MacDonald, seconded by Councilmember Valenzuela Zavala, to approve the recommended action as presented. VOTE: Basua, MacDonald, Madrigal, Perello, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 6-1. Councilmember Teran voted no.

8. Public Works Department
   SUBJECT: Agreement 32400238 with Mariposa Landscapes Inc. for Landscape Maintenance Services within Community Facilities District No. 2. (15 minutes)
   RECOMMENDATION: That the City Council approve and authorize the Mayor to execute an Agreement with Mariposa Landscapes Inc. for landscape maintenance services within Community Facilities District No. 2 in the amount not to exceed $1,564,500.00 for the maximum five-year term of the Agreement, with an initial term of twelve months, ending December 31, 2024, after which the Agreement may be extended for four additional one-year terms with a fully extended final term ending on December 31, 2028.

   (Public Works and Transportation Committee approved 3-0)

Anthony Miller, Project Manager, and Michael Wolfe, Public Works Director, were available to answer 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: Basua, MacDonald, Madrigal, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 7-0.

N. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Zaragoza adjourned the meeting at 10:30 p.m.

DEE LAI	JOHN C. ZARAGOZA
Assistant City Clerk	Mayor