

**MINUTES**  
**OXNARD CITY COUNCIL**  
**Regular Meeting**  
**November 21, 2023**

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

At 4:45 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, Bert E. Perello, Gabriel (Gabe) Teran, Arthur Valenzuela Zavala, Mayor Pro Tem Bryan A. MacDonald, and Mayor John C. Zaragoza were present.

Due to a just-cause reason of being positive for COVID, Councilmember Valenzuela Zavala participated virtually at the meeting. He indicated that no one over the age of 18 was present with him during the meeting.

Councilmember Oscar Madrigal was absent. Councilwoman Basua arrived at 5:09 p.m.

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 (4:45 PM)**

1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code section 54956.9(d)(1)).  
Name of case: City of Camden, et al. v. 3M Company United States District Court  
Case No. 2:23-cv-03147-RMG  
Legislative Body: City Council
2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code section 54956.9(d)(1)).  
Name of case: City of Camden, et al. v. E.I. DuPont de Nemours and Company, et al. United States District Court  
Case No. 2:23-cv-03230-RMG  
Legislative Body: City Council

At 4:47 p.m., the City Council recessed into a closed session. At 5:41 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 for items C.1. and C.2.

**D. APPOINTMENT ITEMS (5:30 PM)**

1. City Manager Department  
SUBJECT: Ventura County Civic Alliance State of the Region Report. (30 minutes)  
RECOMMENDATION: That the City Council receive the State of Region Report from the Ventura Civic Alliance.

David Maron, Vice Chair of Ventura County Civic Alliance, presented the State of Region Report and

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answered the City Council's questions.

No public comments were received.

**E. OPENING CEREMONIES (6:00 PM)**

Councilmember Teran led the pledge of allegiance followed by a moment of silence.

## F. CEREMONIAL ITEMS

1. SUBJECT: Presentation of a Proclamation Designating the Month of November, 2023 as "Family Caregivers Month."

Mayor Zaragoza read the Proclamation and delivered it to the caregivers. The caregivers joined the Council on the dais to accept the Proclamation.

Public comments were received from Susie Valencia and Jasmine Duran.

2. SUBJECT: Presentation of a Proclamation Designating December 1, 2023 as "World AIDS Day."

Mayor Zaragoza read the Proclamation and delivered it to Edgar Euan and Christopher Ornelas from Diversity Collective. Edgar and Christopher joined the Council on the dais to accept the Proclamation, thanked the Council, and spoke briefly.

No public comments were received.

3. SUBJECT: Special Guest from the North Pole.

This item was rescheduled for the December 5, 2023 City Council meeting.

## G. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Devina, Anthony Ventura, Alejandro Perez, Lang Martinez, and Bishop Lamont Chiles-Hayes.

#### H. REPORT OF CITY MANAGER/EXECUTIVE DIRECTOR/SECRETARY

1. City Manager Department

**SUBJECT:** Local Government Fun Fact: Homeless Crisis.

**RECOMMENDATION:** That the Public and City Council receive a City Manager discussion: putting the State of California's Homeless Crisis in Perspective.

Alex Nguyen, City Manager, provided information on homeless crisis.

Public comments were received from Manuel Herrera and Barbara Macri-Ortiz.

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

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

Councilwoman Basua requested that staff present to City Council, for consideration as a future agenda item, an

ordinance regarding the regulation of contractors' permit, and compensation of their workers. The City Council supported Councilwoman Basua's request.

No public comments were received.

J. REVIEW OF INFORMATION/CONSENT AGENDA

Items L-1 through L.4 were discussed among the Council and staff

K. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

No public comments were received.

L. INFORMATION/CONSENT AGENDA

1. City Clerk Department  
SUBJECT: Approval of Minutes.  
RECOMMENDATION: That the City Council approve the minutes of October 17, 2023, regular meetings as presented.
2. Public Works Department  
SUBJECT: Purchase Order with Rush Truck Centers for a Vacuum Truck for the Wastewater Division.  
RECOMMENDATION: That the City Council approve and authorize the City Manager to execute a Purchase Order with Rush Truck Centers in the amount of \$471,762.84 for the purchase of a vacuum truck for the Wastewater Division.

(Public Works and Transportation Committee approved 3-0 on October 24, 2023)

3. Fire Department  
SUBJECT: Authorize reappropriation of budgeted Measure O Funds in the amount of \$102,000 to fund the replacement of a breathing air compressor at Fire Station One  
RECOMMENDATION: That the City Council approve reappropriating a portion of funds (\$102,000) budgeted for grant matches in Fiscal Year 2023-24 Measure O Fund (Fund 104) and the corresponding Capital Outlay Fund (301) to instead, utilize those funds to replace a 20-year-old breathing air compressor used in refilling firefighter self-contained breathing apparatuses (SCBA).

(This item did not originate in Committee.)

4. City Attorney Department  
SUBJECT: Ordinance of the City Council Prohibiting Single-Use Plastic Foodware  
RECOMMENDATION: That the City Council adopt the **Ordinance No. 3033** 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)

**Consent Item L.1, L.2, and L.3**

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

**Consent Item L.4**

*It was moved by Councilwoman Basua, seconded by Mayor Zaragoza, to approve the recommended action as presented. VOTE: Basua, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 5-1. Mayor Pro Tem MacDonald voted no. Councilmember Madrigal was absent.*

**M. REPORTS**

**1. Community Development Department**

**SUBJECT:** Commercial Cannabis Financial Auditing Services Agreement with Avenu Insights & Analytics, LLC (10 minutes).

**RECOMMENDATION:** That the City Council approve and authorize the Mayor to execute a 3-year agreement (with an option for two 1-year extensions) (Agreement No. 3240018) with Avenu Insights & Analytics, LLC. ("Avenu"), in an amount not to exceed \$570,000 for commercial cannabis financial auditing services.

(The Finance and Governance Committee approved 2-0 (Council member Basua absent) on October 24, 2023 to approve the staff recommendation and to forward the item for Council approval.)

Mat Simpkins, Management Analyst, Kathleen Mallory, Planning and Sustainability Manager, Jeff Pengilley, Community Development Director, and Christopher Wills, Senior Audit Manager, were available to answer questions. No public comments were received. Discussion ensued among the council and staff.

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

**2. Community Development Department**

**SUBJECT:** Revision to the Planning Commission Rules and Procedures (Bylaws) (20 minutes)

**RECOMMENDATION:** That the City Council approve a **Resolution No. 15,751** adopting proposed revisions to the Planning Commission Rules and Procedures (Bylaws) with staff's recommended changes.

(The Finance & Governance Committee approved 2-0 (Council Member Basua absent) on October 24, 2023 to approve the staff recommendation and to forward the item for Council approval.)

Joe Pearson II, AICP, Planning and Environmental Services Manager, Jeff Pengilley, Community Development Director, and Ronald Arruejo, Planning Commission Chair 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*

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action with the amendment of Rule 7.B.1 to read as follows:

1. The Commission encourages the public to prepare and send written communications that may assist the Commission in its deliberations on an item. The correspondent is requested to provide fifteen copies, no larger than page size 11x17 of all written material for members, the recording secretary, staff, file, and the public with the below specifications:
  - a. Font Size: Minimum 12-point font.
  - b. Spacing: Single
  - c. Page Limitation (double-sided equivalent):
    - i. 3 days prior to meeting by 5:00 P.M.: 5 pages maximum, including exhibits
    - ii. Between 3 days prior to meeting at 5:00 P.M. to the meeting: 1 page maximum, including exhibits

VOTE: Basua, MacDonald, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 6-0. Councilmember Madrigal was absent.

N. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Zaragoza adjourned the meeting at 8:29 p.m.



DEE LAI

Assistant City Clerk



JOHN C. ZARAGOZA  
Mayor