MINUTES
OXNARD CITY COUNCIL
Regular Meeting
December 19, 2023

A. ROLL CALL, POSTING OF AGENDA

At 4:30 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.

Councilwoman Basua arrived at 4:36 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 (4:30 PM)

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Government Code section 54956.9(d)(1))
   Name of case: Donald Miller v. City of Oxnard
   Workers' Compensation Case No. ADJ11415337
   Legislative Body: City Council

2. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION (Government Code Section 54956.9(d)(1))
   Name of case: Robert Roldan v. City of Oxnard
   Workers' Compensation Case Nos. ADJ12676806
   Legislative Body: City Council

3. CONFERENCE WITH LABOR NEGOTIATORS (Government Code section 54957.6)
   Agency designated representatives: Alex Nguyen, City Manager, Jason Benites, Police Chief, and Steve Naveau, Director of Human Resources.
   Employee Organization: Oxnard Peace Officers Association (OPOA)
   Legislative Body: City Council

At 4:32 p.m., the City Council recessed into a closed session. At 5:32 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., C.2. and C.3.

D. APPOINTMENT ITEMS (5:30 PM)

1. Public Works Department
   SUBJECT: Update on Bicycle and Pedestrian Improvements.
   RECOMMENDATION: That the City Council receive a verbal update on bicycle and pedestrian improvements.

Michael Wolfe, Public Works Director, presented an update on bicycle and pedestrian improvements.

Public comment was received from Bryan Rodriguez.

E. OPENING CEREMONIES (6:00 PM)

Mayor Zaragoza led the pledge of allegiance followed by a moment of silence.

F. CEREMONIAL ITEMS

1. SUBJECT: Presentation of a **Resolution No. 15,753** Commending Kathleen Franco for Twenty-Two Years of Exemplary Service as a Crossing Guard for the Oxnard Police Department.

Mayor Zaragoza read the Proclamation and delivered it to Chief Benites and Officer Edgar Fernandez on behalf of Kathleen Franco, who was not in attendance. Chief Benites and Officer Edgard Fernandez joined the Council on the dais to accept the Proclamation and speak briefly.

No public comments were received.

G. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from William Rogers, Karla Alejandra, Daniela Aguirre, Charles McLaughlin, Rafael Ochoa, Steven Gama, and Greg Runyon.

H. REPORT OF CITY MANAGER/EXECUTIVE DIRECTOR/SECRETARY

1. City Manager Department
   SUBJECT: Local Government Fun Fact: From local origin to global impact; a design fun fact.
   RECOMMENDATION: That the public and City Council receive a City Manager discussion on the topic: From local origin to global impact; a design fun fact.

Alex Nguyen, City Manager, provided information on the local origin to global impact of the McDonald's design logo.

No public comments were received.

I. 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.

J. REVIEW OF INFORMATION/CONSENT AGENDA

Items L-1 through L.12 were discussed among the Council and staff.

K. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Ronald Arruejo and Greg Runyon.

L. INFORMATION/CONSENT AGENDA

1. City Clerk Department
   SUBJECT: Approval of Minutes.
   RECOMMENDATION: That the City Council approve the minutes of November 21, 2023, regular meetings as presented.

2. Finance Department
SUBJECT: AB1600 Annual and Five-Year Report for Development Impact and In-Lieu Fees for the fiscal year and five years ending June 30, 2023 (20 minutes).
RECOMMENDATION: That the City Council receive and file the AB1600 annual development impact fee report and the five-year report for the fiscal year ended June 30, 2023.

(As of the posting of this agenda, there was not yet an outcome from the Finance and Governance Committee.)

3. Police Department
SUBJECT: Resolution Commending Nellie Estrada for over Thirty-Six Years of Service to the City of Oxnard.
RECOMMENDATION: That the City Council adopt a **Resolution No. 15,754** commending Nellie Estrada for over thirty-six years of service to the City of Oxnard.

(This item did not originate in Committee.)

4. Police Department
SUBJECT: Federal and State Asset Forfeiture Funds
RECOMMENDATION: That the City Council approve a budget appropriation in the amount of $200,000 for the use of Federal (Fund 191 - $140,000) and State (Fund 192 - $60,000) Asset Forfeiture Funds allocated to the City of Oxnard's Police Department.

(This item did not originate in the Committee.)

5. Fire Department
SUBJECT: Authorization to submit grant applications to Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant (Matching requirement of up to $193,815.03)
RECOMMENDATION: That the City Council authorizes:

   1. The submission of seven (7) grant applications to the FEMA Assistance to Firefighters Grant (AFG) for $1,948,632, including a 10% local match for the purpose of procuring fifty (50) sets of structural firefighting turnouts, a paramedic squad, paramedic training, EMS training equipment, and USAR, HazMat and Fire Prevention training;
   2. The submission of a Fire Prevention and Safety (FP&S) grant application in an amount not to exceed $350,000, including a 5% match for the installation of 5,000 combination smoke and carbon monoxide detectors.
   3. The City Manager or designee to execute the grant agreements if grant funds are awarded to the City;
   4. The Chief Financial Officer or designee to submit financial reports and grant claims for the use of match and grant funds and perform all other required financial actions; and
   5. The Fire Chief or designee to submit non-financial reports.

(The Finance and Governance Committee approved 3-0 on November 28, 2023)

6. Police Department
SUBJECT: Sintra Group Agreement
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute an Agreement with Sintra Group for a three (3) year term, with a total amount not to exceed $800,000, for Police and Fire Department pre-employment background investigation services.

(This item did not originate in Committee.)

7. City Manager Department
SUBJECT: Updates to Citizen Advisory Group (CAG) Bylaws.
RECOMMENDATION: That the City Council adopt a **Resolution No. 15,755** incorporating modifications to the existing Citizen Advisory Group (CAG) uniform bylaws.

(The Finance and Governance Committee approved 2-0 on November 28, 2023.)

8. City Manager Department
SUBJECT: List of City Manager Approved Contracts - Informational Only.
RECOMMENDATION: That the City Council receive and file the list of City Manager approved contracts for the period July 1, 2023 through November 30, 2023.

(This item did not originate in Committee.)

9. Human Resources Department
SUBJECT: License for NEOGOV Human Resources Management System (HRMS) Software
RECOMMENDATION: That City Council approve and authorize the Mayor to execute Agreement No. 32400308 with Governmentjobs.com, Inc. ("NEOGOV") in the amount of $128,548.44 for Human Resources Management System (HRMS) software.

(This item did not originate in Committee.)

10. Public Works Department
SUBJECT: Agreement 32400196 with South Coast, LLC dba South Coast Emergency Vehicle Service for Maintenance, Inspection and Repair of Pierce Fire Apparatuses for the City's Fire Department.
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute an Agreement with South Coast, LLC dba South Coast Emergency Vehicle Service 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 $900,000 for the maintenance, inspection and repair of the City's Fire Department Pierce fire apparatuses on an on-call/as needed basis.

(Public Works and Transportation Committee approved 3-0 on November 28, 2023)

11. Public Works Department
SUBJECT: Blanket Purchase Order with Flo-Systems Inc. for a Wastewater Effluent Pump and

Right Angle Gear and Future Supplies.
RECOMMENDATION: That the City Council approve and authorize the Purchasing Agent to execute a Blanket Purchase Order with Flo-Systems Inc. in the amount of $400,000 for the purchase of pumps, angle gears and supplies for the Wastewater Division through June 30, 2024.

(Public Works and Transportation Committee approved 3-0 on November 28, 2023)

12. Community Development Department
SUBJECT: Adoption of a resolution Extending the Deadline to Establish an Online Permitting System for Post-Entitlement Phase Permits Under California Government Code Section 65913.3.5.(AB 2234)
RECOMMENDATION: That the City Council:

1. Find the project to be Categorically Exempt from review under the California Environmental Quality Act (CEQA) Guidelines, Section 15060 (c) (2) and Section 15378;
2. Adopt a **Resolution No. 15,756** to extend the Deadline to Establish an Online Permitting System for Post-Entitlement Phase Permits Under California Government Code Section 65913.3.5.(AB 2234)

(This item did not originate in Committee.)

Consent Items L.1 – L.12
It was moved by Councilmember Teran, seconded by Mayor Pro Tem MacDonald, to approve the recommended action as presented with the correction to the November 21, 2023 minutes to indicate that Ronald Arruejo, Planning Commission Chair, was available for questions on agenda item M.2. VOTE: Basua, MacDonald, Madrigal, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 7-0.

At 7:15 p.m., Mayor Pro Tem MacDonald requested that the Council discuss and consider agenda item N.6 before proceeding with the remainder of the items on the agenda. The Council agreed.

M. PUBLIC HEARINGS

1. Housing Department
SUBJECT: 2023-2024 First Annual Action Plan Amendment. (10 minutes)
RECOMMENDATION: That the City Council:

1. Conduct a public hearing regarding the fiscal year 2023-2024 Annual Action Plan Amendment;
2. Approve the fiscal year 2023-2024 Annual Action Plan Amendment recommending a use of Community Development Block Grant funds for acquisition, infrastructure improvements and rehabilitation of real property;
3. Authorize the City Manager, and his designees, to incorporate the amended grant allocations into the 2023-2024 Annual Action Plan and authorize the budget appropriations to fund the administration and projects, including the ability to increase or decrease project funding for the balance of the funds up to $3,035,397.42 to allow for the purchase and improvements of real property;
4. Authorize the City Manager, and his designees, to execute the required documents for the submission of the amended 2023-2024 Annual Action Plan; and

5. Authorize the City Manager, and his designees, to execute all the agreements necessary for the implementation of the Annual Action Plan amendments.

(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.

There were no Ex Parte Communications regarding this item from any of the Councilmembers.

Emilio Ramirez, Housing Director posted a video regarding this item and was available to answer 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 Councilwoman Basua, to approve the recommended action as presented. VOTE: Basua, MacDonald, Madrigal, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; motion passed 7-0.

2. Housing Department
SUBJECT: 2020 Annual Action Plan Sixth Amendment – Emergency Shelter Grant CARES Act. (10 minutes)
RECOMMENDATION: That the City Council:

1. Conduct a public hearing regarding the fiscal year 2020 Annual Action Plan Amendment;
2. Approve the fiscal year 2020-2021 Amended Annual Action Plan;
3. Authorize the City Manager, and his designees, to incorporate the amended grant allocations into the 2020 Annual Action Plan and authorize the budget appropriations to fund the administration and projects;
4. Authorize the City Manager, and his designees, to execute the required documents to submit the 2020-2021 Amended Annual Action Plan to the United States Department of Housing and Urban Development; and
5. Authorize the City Manager, and his designees, to execute all the agreements necessary for the implementation of the Amended Annual Action Plan

(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.

There were no Ex Parte Communications regarding this item from any of the Councilmembers.

Emilio Ramirez, Housing Director posted a video regarding this item and was available to answer questions.

Mayor Zaragoza opened the public testimony portion of the public hearing. Public comment was received from Rosario Anaya, who spoke out of order during agenda item N.3.

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

N. REPORTS

1. City Manager Department
SUBJECT: City Treasurer's annual investment policy for the period ending July 2024. (10 minutes)
RECOMMENDATION: That the City Council adopt a **Resolution No. 15,757** adopting the FY 2023-24 investment policy for the City of Oxnard.

(This item did not originate in Committee.)

Phillip Molina, City Treasurer, 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 Mayor Zaragoza, to approve the recommended action, including the current version of the cited statutes in Appendix 3 of the investment policy. VOTE: Basua, MacDonald, Madrigal, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; motion passed 7-0.

2. Fire Department
SUBJECT: Ratification of authorization for the Fire Department to submit a regional grant application to the Public Works Alliance EMS Corps, in partnership with California's Employment Development Department (EDD) to provide EMT training to young people in Ventura County. (10 minutes)
RECOMMENDATION: That the City Council:

1. Authorizes the Oxnard Fire Department to submit a regional grant application to the Public Works Alliance EMS Corps, in partnership with California's Employment Development Department (EDD) to provide EMT training to young people in Ventura County in the amount of $2,750,000. There are no matching funds required.
2. Authorize the City Manager or designee to execute the grant agreements if grant funds are awarded to the City;
3. Authorize the Chief Financial Officer or designee to submit financial reports and grant claims for the use of match and grant funds and perform all other required financial actions; and
4. Authorize the Fire Chief or designee to submit non-financial reports.

(The Community Services, Public Safety, Housing & Development Committee approved 3-0 on

November 28, 2023 to approve the staff recommendation and to forward the item for Council approval.)

Alex Hamilton, Fire Chief, was available virtually to answer questions. No public comments were received. Discussion ensued among the council and staff.

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. Housing Department
SUBJECT: Authorize the Housing Director to Execute a Subordination Agreement with Peoples' Self Help Housing and the California Department of Housing and Community Development for Cypress Place at Garden City Phase I. (10 minutes)
RECOMMENDATION: That the City Council authorize the Housing Director to execute a Subordination Agreement, and any and all related documents thereto, with Peoples' Self Help Housing and the California Department of Housing and Community Development for Cypress Place at Garden City.

(This item did not originate in Committee.)

Emilio Ramirez, Housing Director, was 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 Madrigal, to approve the recommended action as presented. VOTE: Basua, Madrigal, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 6-0. Mayor Pro Tem MacDonald was absent.

4. Public Works Department
SUBJECT: The Selection of Option 2 for the Mandated California Air Resources Board Advanced Clean Fleets Regulations. (10 minutes)
RECOMMENDATION: That the Public Works and Transportation Committee recommend that the City Council approve "Option 2" as allowed under the Advanced Clean Fleets (ACF) Regulation which mandates local governments to undertake certain actions to implement Zero Emission Vehicles (ZEV) for their fleets beginning on January 1, 2024.

(As of the date of this City Council agenda being posted, there is not yet an outcome from the December 12, 2023 Public Works and Transportation Committee. Staff is available to answer any questions.)

Michael Wolfe, Public Works Director, was 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, MacDonald, Madrigal, Perello, Teran, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 7-0.

5. Public Works Department

SUBJECT: Agreement 32400250 with NBS Government Finance Group for Special District Administrative, Professional, and Technical Services. (10 minutes)
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute the Agreement with NBS Government Finance Group for ongoing administrative, professional, and technical services for the Special Districts Division in the amount not to exceed $1,028,484 for the maximum five year term of the Agreement, with the initial agreement term of three years, ending December 31, 2027, after which the Agreement may be extended for two additional one-year terms with a fully extended final term ending on December 31, 2029.

(Public Works and Transportation Committee approved 3-0 on November 28, 2023)

Michael Wolfe, Public Works Director, 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, Valenzuela Zavala, and Zaragoza voted in favor; the motion passed 6-1. Councilmember Teran voted no.

6. Public Works Department
SUBJECT: Agreement 32400277 with Aquatic Bioassay and Consulting Laboratories, Inc. for Channel Islands Harbor Water Quality Monitoring and Consulting Services. (10 minutes)
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute Agreement 32400277 with Aquatic Bioassay and Consulting Laboratories, Inc. for Channel Islands Harbor Water Quality Monitoring and Consulting Services in the amount not to exceed $99,441 for a seven-month term, ending June 30, 2024.

(This item did not originate in Committee because it is a continuation of existing services already included in the FY 2023-24 City Council-approved Special Districts budget)

Eric Storrie, Special Districts Manager, and Michael Wolfe, Public Works Director, were available to answer questions. Public comments were received from Tom Mcinally, Dave Copper, Robert Chatenever, Chuck Carter, and Doug Partello. Discussion ensued among the council and staff.

It was moved by Councilwoman Basua, seconded by Mayor Pro Tem MacDonald, to approve the recommended action using the American Rescue Plan Act (ARPA) as the funding source for the contract and requested that staff come back and present to the Council about the funding for a future contract on testing . VOTE: Basua, MacDonald, Madrigal, Perello, Teran, and Valenzuela Zavala voted in favor; the motion passed 6-0. Mayor Zaragoza abstained.

O. ADJOURNMENT
There being no further business on the agenda, and without objection, Mayor Zaragoza adjourned the meeting at 9:10 p.m.

DEE LAI
Assistant City Clerk

JOHN C. ZARAGOZA
Mayor