**MINUTES**

OXNARD CITY COUNCIL
OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY
OXNARD FINANCING AUTHORITY
OXNARD HOUSING AUTHORITY
Regular Meeting
July 30, 2024

A. ROLL CALL, POSTING OF AGENDA

At 4:34 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, Oscar Madrigal, Bert E. Perello, Arthur Valenzuela, Mayor Pro Tem Bryan A. MacDonald, and Mayor John C. Zaragoza were present. Councilmember Gabriel (Gabe) Teran was absent.

Councilmember Basua joined the meeting at 4:48 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 (None received.)

C. CLOSED SESSION (4:30 PM)

1. CONFERENCE WITH LABOR NEGOTIATORS (Government Code section 54957.6)
Agency designated representative: Bryan MacDonald, Mayor Pro Tem.
Unrepresented employee: City Attorney
Legislative Body: City Council

2. CONFERENCE WITH LABOR NEGOTIATORS (Government Code section 54957.6)
Agency designated representative: Bryan MacDonald, Mayor Pro Tem.
Unrepresented employee: City Manager
Legislative Body: City Council

3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Government Code section 54956.9(d)(2))
Based on existing facts and circumstances, there is significant exposure to litigation against the City in one potential case.
Legislative Body: City Council

4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Government Code section 54956.9(d)(4))
Based on existing facts and circumstances, the City Council shall decide whether to initiate

litigation in one potential case.
Legislative Body: City Council

5. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – (Government Code section 54956.8)
Property: 161 Hueneme Road, Oxnard, CA (APN 222-0-011-305)
Agency Negotiator: Emilio Ramirez, Housing Director
Negotiating Party: Eddie Antoian
Under Negotiation: Price and terms of payment
Legislative Body: City Council

6. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – (Government Code section 54956.8)
Property: 258 West Pleasant Valley Road, Oxnard, CA (APN 222-0-101-070)
Agency Negotiator: Emilio Ramirez, Housing Director
Negotiating Party: Sarah Ortiz
Under Negotiation: Price and terms of payment
Legislative Body: City Council

At 4:37 p.m., the City Council recessed into a closed session. At 5:14 p.m., the City Council reconvened in an open session in the Council Chambers. Stephen Fischer, City Attorney reported that regarding Closed Session Item C.4, the City Council by a vote of 5 to 0 with Councilmember Teran absent and Councilwoman Basua not participating, directed the City Attorney to take the necessary steps for the City of Oxnard to "opt in" and participate in the proposed nationwide settlement agreement to resolve legal claims against Kroger Company related to alleged misconduct related to opioids. Detailed information about the proposed settlement can be found at the website for the settlement: nationalopioidsettlement.com.

Mayor Zaragoza and City Attorney Fischer noted that the Council would reconvene the closed session after the open session business was completed.

At 7:48 p.m., the City Council recessed into a second closed session. At 8:10 p.m., the City Council reconvened in an open session in the Council Chambers. City Attorney Fischer announced that no reportable actions resulted from the second closed session for items C.1, C.2, C.5 and C.6. No public comments were received.

## D. APPOINTMENT ITEMS (5:00 PM)

1. Presentation by the Youth Coalition of Oxnard on Cannabis Dispensary & Smoke Shop Advertisement Targeting Oxnard Youth.

The Youth Coalition of Oxnard presented their project to Council regarding the cannabis dispensaries and smoke shops advertisements targeting Oxnard Youth. Members of the coalition present were Miguel Salcido, Catia Tran, Ashley Pineda, David Zavala, Giselle Juarez, Crystal Aguilera, Michael Segawa, and Robert Gomez. Sharai Silva was also acknowledged for her contribution to the project but was not present.

2. Presentation by California State University Channel Islands President Yao on the State of the University.

Richard Yao, Ph.D., President of the California State University Channel Islands (CSUCI) provided Council presented to Council and provided an update on the university's achievements and activities.

E. OPENING CEREMONIES (6:00 PM)
Mayor Zaragoza led the pledge of allegiance.

F. CEREMONIAL ITEMS

1. Presentation of **Resolution No. 15,822** Commending Barbara Wulf for over Twenty-Seven Years of Outstanding Service to the City of Oxnard.

Mayor Zaragoza read **Resolution No. 15,822** and presented it to Barbara Wulf, who followed with a few words. Omar Castro, Water Division Manager congratulated Ms. Wulf and thanked her for the years of dedicated service to the City of Oxnard.

*It was moved by Mayor Zaragoza, seconded by Councilmember Basua,* to approve the recommended action. VOTE: Basua, MacDonald, Madrigal, Valenzuela, and Zaragoza voted in favor; motion passed 5-0. Councilmember Perello was absent during this vote. Councilmember Teran was absent at this meeting.

G. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Maria Navarro, Pat Brown (New businesses and affordable housing), Gary Blum, Oxnard Downtown Association (Successful Salsa Festival Grant Program), Arline Carter (homeless concerns), Greg Runyon (Thank you Mayor Zaragoza), Brenda Holmes (Voting Rights), Brian Krinsley (Voting Rights), Kathy Morgan (Voting Rights), Albert Diaz, and Pamela Hellenbrand (Zoning).

H. REPORT OF CITY MANAGER/EXECUTIVE DIRECTOR/SECRETARY

1. Public Works Department
SUBJECT: Ratify the Declaration of Terminating the Emergency Order and Ratify Agreement 32500074 with LDP Associates, Inc. for Replacement of the City's Data Center Cooling System. (10 minutes)
RECOMMENDATION: That the City Council:

1. Ratify the City Manager's declaration of the termination of the emergency order to dispense with public bidding requirements pursuant to Public Contract Code section

22050 for the replacement of the Data Center Cooling System;
2. Ratify an Agreement with LDP Associates, Inc. in the amount of $274,239 with a Project contingency amount of $27,424 (10%) with LDP Associates, Inc. for a total not to exceed value of $301,663; and
3. Approve a Project allocation amount of $13,712 (5%) for engineering and project management for the Project.

(This item did not originate in Committee because it is a continuation of an item previously approved by the City Council on June 4, 2024.)

Michael Wolfe, Public Works Director was available to answer questions. No public comments were received.

*It was moved by Councilmember Madrigal, seconded by Mayor Pro Tem MacDonald,* to approve the recommended action. VOTE: Basua, MacDonald, Madrigal, Valenzuela, and Zaragoza voted in favor; motion passed 5-0. Councilmember Perello was absent during this vote and Councilmember Teran was absent at this meeting.

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

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

J. REVIEW OF INFORMATION/CONSENT AGENDA

Items L-1 through L-9 were reviewed and discussed among the Council and staff.

K. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public written comments were received from Lawrence Stein (L.4) and Brian Krinsley (L.6).

L. INFORMATION/CONSENT AGENDA

1. Finance Department
SUBJECT: Monthly Report and Accounting of All Receipts, Disbursements and Fund Balances for the Month of May 2024.
RECOMMENDATION: Staff recommends that the City Council receive and file this report and accounting of all receipts, disbursements and fund balances for the month of May 2024.

(This item did not originate in Committee.)

2. Police Department

SUBJECT: First Amendment to Agreement 32400297 with Petroleum Telcom, Inc.
RECOMMENDATION: That the City Council approve and authorize the execution of the First Amendment to the Trade Services Agreement #32400297 with Petroleum Telcom, Inc. dba Telcom, Inc. for mobile radio installation services, increasing the amount not to exceed from $900,000 to $1,150,000.

(This item did not originate in Committee.)

3. Public Works Department
SUBJECT: Agreement 32500028 with Carollo Engineering, Inc. for On-Call Consulting Services for Water and Recycled Water Treatment Process Support.
RECOMMENDATION: That the City Council authorize the Mayor to execute an Agreement with Carollo Engineering, Inc. for a total amount not to exceed $200,000 for an initial one-year term from July 31, 2024, to July 30, 2025, with the option to extend for two (2) consecutive one (1) year period extensions, that shall not exceed a total of three (3) years for a final term ending July 30, 2027, for On-Call Consulting Services for Water and Recycled Water Treatment Process Support.

(Public Works and Transportation Committee approved 3-0 on July 9, 2024.)

4. Public Works Department
SUBJECT: Second Amendment to Agreement 9648-22-CM with Pacific Coast Elevator Corporation, dba Amtech Elevator Services, for Elevator Inspections, Maintenance, and Repairs.
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Second Amendment to the Agreement with Pacific Coast Elevator Corporation, dba Amtech Elevator Services, to increase the current not to exceed amount from $200,000 to $500,000 and extend the term to August 31, 2025, for elevator inspections, maintenance, and repairs.

(Public Works and Transportation Committee approved 3-0 on July 9, 2024.)

5. Public Works Department
SUBJECT: Public Project Agreement 32500024 with Oilfield Electric Company for On-Call Electrical Maintenance and Minor Repair Services, Specification No. PW 24-100.
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute an Agreement with Oilfield Electric Company for a total amount not to exceed $1,860,000 for a three (3) year term for On-Call Electrical Maintenance and Minor Repair Services, Specification No. PW 24-100.

(Public Works and Transportation Committee approved 3-0 on July 9, 2024.)

6. Community Development Department
SUBJECT: Response to Grand Jury Report on the City of Oxnard Permitting Process,

"Building Better Together."
RECOMMENDATION: That the City Council authorize the Mayor to respond, on behalf of the City Council, to the Grand Jury's "Building Better Together" report dated June 5, 2024.

(This item did not originate in Committee.)

7. City Attorney Department
SUBJECT: Adoption **Ordinance No. 3048** - Establishing a Tobacco Retailer Cap.
RECOMMENDATION: That the City Council adopt **Ordinance No. 3048** titled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OXNARD AMENDING SECTION 11-377 OF THE OXNARD CITY CODE BY ESTABLISHING A CAP ON THE NUMBER OF TOBACCO RETAILER PERMITS THAT MAY BE ISSUED BY THE CITY WITH CERTAIN EXCEPTIONS.

(Community Services, Public Safety, Housing & Development Committee approved 3-0 on May 19, 2024.)

8. City Attorney Department
SUBJECT: Adoption of an Omnibus City Code Update - **Ordinance No. 3049.**
RECOMMENDATION: That the City Council adopt **Ordinance No. 3049** titled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OXNARD AMENDING VARIOUS SECTIONS OF THE OXNARD CITY CODE TO REGULATE ELECTION SIGNS, MODIFY SUBDIVISION MAP ACT SIGNATURE REQUIREMENTS, AMEND SHORT TERM RENTAL NOTICE REQUIREMENTS, AND STRENGTHEN RENT STABILIZATION AND JUST CAUSE EVICTION REGULATIONS.

(This item did not originate in Committee.)

9. Finance Department
SUBJECT: City's Quarterly Investment Report for the period ending June 30, 2024.
RECOMMENDATION: That the City Council receive and file the City's quarterly investment report.

(This item did not originate in Committee.)

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

M. PUBLIC HEARINGS

1. Housing Department
SUBJECT: Amendment to City's Five-Year (2019–2023) Permanent Local Housing Allocation Plan.
RECOMMENDATION: That the City Council:

   1. Conduct a public hearing to receive comments relating to a proposed amendment to the City of Oxnard Five-Year Permanent Local Housing Allocation Plan; and
   2. Adopt amended **Resolution No. 15,823** amending the City of Oxnard Five-Year Permanent Local Housing Allocation 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 and Michael Wolfe, Public Works Director answered questions. Housing Director Ramirez asked Council to amend the recommended action, as follows:

That the City Council approve amending the PLHA plan which reflects the language of the presented staff report allocating funds away from a development use and toward the operation of the Homeless Navigation Center on K Street and the buildout of the new Navigation Center on B Street.

**Resolution No. 15,823** was amended and reviewed by City Attorney Fischer to implement the changes approved by Council.

Mayor Zaragoza opened the public testimony portion of the public hearing. Public comments were received from Lawrence Stein.

Without objection, the Council approved closing the public testimony portion of the public hearing.

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

N. REPORTS

1. Public Works Department
SUBJECT: Construction Contract Increase for Pleasant Valley Restroom Project.
RECOMMENDATION: That the City Council approve and authorize an additional

project contingency in the amount of $2,911.56 to Agreement A-8485 with NoHo Constructors for a new not-to-exceed contract value of $242,161.56.

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

Morgan Kessler, City Engineer was available to answer questions. No public comments were received.

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

2. Public Works Department
SUBJECT: Sewer Main Transfer of Ownership Agreement A-8560.
RECOMMENDATION: That the City Council authorize the City Manager to execute an Agreement and any associated documents transferring the ownership of the out-of-service Sewer Main from the City of Oxnard to the City of Port Hueneme.

(Public Works and Transportation Committee approved 3-0 on July 9, 2024.)

Timothy Beaman, Assistant Public Works Director was available to answer questions. Public comments were received from Lawrence Stein.

*It was moved by Mayor Pro Tem MacDonald, seconded by Councilmember Madrigal,* to approve the recommended action. VOTE: MacDonald, Madrigal, Perello, Valenzuela, and Zaragoza voted in favor; motion passed 5-0-1. Councilmember Basua recused due to her employment with the City of Port Hueneme. Councilmember Teran was absent.

3. Public Works Department
SUBJECT: Agreement 32500043 with Carollo Engineering, Inc. for Engineering Services for Aquifer Storage and Recovery Pilot Well PW 24-107.
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute an Agreement with Carollo Engineering, Inc. for a total amount not to exceed $859,069.50 from August 1, 2024 to January 31, 2026 for Engineering Services for Aquifer Storage and Recovery Pilot Well.

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

Michael Wolfe, Public Works Director was available to answer questions. Public comments were received from Lawrence Stein. Written comments were received.

*It was moved by Councilmember Perello, seconded by Councilmember Madrigal*, to approve the recommended action. VOTE: Basua, Madrigal, Perello, Valenzuela, and Zaragoza voted in favor; motion passed 5-0-1. Mayor Pro Tem MacDonald recused due to owning property in the project area. Councilmember Teran was absent.

4. Information Technology Department
SUBJECT: Second Amendment to Agreement 32400125 with Hireclout for IT Consulting and Recruiting Services.
RECOMMENDATION: That City Council approve and authorize the Mayor to execute a Second Amendment to Professional Services Agreement 32400125 with Hireclout, Inc. to increase the value of the agreement from $850,000 to $1,500,000 through June 30, 2025, for information technology consulting and recruitment services.

(Finance & Governance Committee approved 3-0 on July 9, 2024.)

Robert Ruben, Chief Information Officer was available to answer questions. Public comments were received from Lawrence Stein. Written comments were received.

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

O. ADJOURNMENT
There being no further business on the agenda, and without objection, Mayor Zaragoza adjourned the meeting at 8:10 p.m.

R. Chaparro
ROSE CHAPARRO
City Clerk

John C. Zaragoza
JOHN C. ZARAGOZA
Mayor