

MINUTES
OXNARD CITY COUNCIL
OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY
OXNARD FINANCING AUTHORITY
OXNARD HOUSING AUTHORITY
Regular Meeting
July 2, 2024

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

At 5:01 p.m., Mayor Pro Tem MacDonald called to order the regular meeting of the Oxnard City Council (concurrently with the Parking Authority and the Oxnard Housing Authority), 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, Gabriel (Gabe) Teran, Arthur Valenzuela, and Mayor Pro Tem Bryan A. MacDonald were present. Mayor John C. Zaragoza was absent.

Councilmember Basua joined the meeting at 5:10 p.m.

Housing Authority Commissioners Jose Andrade and Francisco Vega were absent.

THE FOLLOWING LEGISLATIVE BODIES ARE MEETING: City Council, Parking Authority, and Oxnard Housing Authority.

CONSIDERATION OF TELECONFERENCE PARTICIPATION PURSUANT TO ASSEMBLY BILL 2449.

B. **APPOINTMENT ITEMS (5:00 PM)**

1. Update on Bicycle and Pedestrian Improvements.

Morgan Kessler, City Engineer and Police Officer Edgar Fernandez presented and provided updates on the projects being planned for bicycle and pedestrian safety improvements throughout the city. Public comments were received from Bryan Rodriguez.

2. Parks, Recreation and Community Services Commission Annual Report.

Angela Whitecomb, Chair of the Parks, Recreation and Community Services Commission presented and provided highlights on the goals accomplished, and the many activities and events supported in 2024.

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

Mayor Pro Tem MacDonald led the pledge of allegiance.

D. CEREMONIAL ITEMS

1. Presentation of a Proclamation Designating the Month of July 2024 as "Parks and Recreation Month."

Mayor Pro Tem MacDonald read the proclamation and presented it to Pamela Morrison, Cultural & Recreation Services Manager; Olympia Hugo, Recreation & Community Services Supervisor; and other members of their team, accepted the proclamation on behalf of the Cultural & Community Services Department. They followed with a few remarks.

E. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from J. Grant Kennedy (delays in permit processing), Kevin White (requested PD to reverse citation and asked that no citations be issued during holidays), John Barrick, Ventura County Taxpayer Association (street sweepers prevailing wage), Javier Gomes (youth championship soccer team trip fundraiser), Celina Zacarias (youth championship soccer team trip fundraiser), Jess Ramirez (youth championship soccer team trip fundraiser), Juan and Gabriela Renteria (youth championship soccer team trip fundraiser), and Walter Hagedoltan, Oxnard Shores (local coast plan).

F. REPORT OF CITY MANAGER/EXECUTIVE DIRECTOR/SECRETARY

1. Public Works Department

SUBJECT: Continuation of an Emergency Order for Replacement of the City's Data Center Cooling System.

RECOMMENDATION: That the City Council review and approve the continuation of the City Manager's emergency order to dispense with public bidding requirements pursuant to Public Contract Code section 22050 for the replacement of the Data Center Cooling System.

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

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

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

H. REVIEW OF INFORMATION/CONSENT AGENDA

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

I. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from Angela Whitecomb (J.4) and public written comments were received from Michaela Perez (J.6) and Joe Guzman (J.6).

J. INFORMATION/CONSENT AGENDA

1. City Clerk Department

SUBJECT: Approval of Minutes.

RECOMMENDATION: That the City Council approve the minutes of the June 4, 2024 regular meeting as presented.

2. Finance Department

SUBJECT: Second Amendment to Agreement for TG Consulting Services.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Second Amendment to the Agreement with TG Consulting Services to increase the amount by \$146,000 for a new amount not to exceed \$290,937.50, and extending the term one year to June 30, 2025, for services as the Subject-Matter Expert for the full integration of Tyler's EPL Licensing Module and for fully training licensing staff.

3. Public Works Department

SUBJECT: Public Project Agreement 32500032 with Innovative Engineering Systems, Inc., dba Agilitech for Oxnard Water System SCADA Improvement Project (Rebid), Specification No. PW 20-97R.

RECOMMENDATION: That the City Council approve and authorize:

1. A total of \$746,367 in Project funds for the Oxnard Water System SCADA Improvement Project (Rebid), Specification No. PW 20-97R;
2. The Mayor to Execute an Agreement with Innovative Engineering Systems, Inc., dba Agilitech in the amount of \$597,094 with a contingency amount of \$89,564 (15%) for a total not to exceed contract amount of \$686,658 for the Project; and
3. A Project allocation amount of \$59,709 (10%) for engineering, inspection, survey and project management for the Project.

(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.)

4. Housing Department

SUBJECT: Oxnard Downtown Management District Ballot.

RECOMMENDATION: That the City Council and Parking Authority:

Authorize the City Manager, or his designee, to sign, on behalf of the City of Oxnard and Parking Authority, as owners of certain properties located in the Oxnard Downtown Management District ("District"), a ballot in support of the District renewal.

That the Oxnard Housing Authority Board of Commissioners:

Authorize the Executive Director, or his designee, to sign, on behalf of the Housing Authority, as owners of certain properties located in the Oxnard Downtown Management District, a ballot in support of the District renewal.

(This item did not originate in Committee.)

5. Cultural & Community Services Department

SUBJECT: Amendment to Agreement (8503-18-LI) with Baker & Taylor, LLC. for the Purpose of Purchasing Library Materials.

RECOMMENDATION: That the City Council approve and authorize the Mayor to:

1) Approve a Second Amendment to Agreement 8503-18-LI with Baker & Taylor, LLC in the amount of \$190,000 for a total agreement value of \$1,140,000; and

2) Extend the term of the Agreement to June 30, 2025, for the purpose of purchasing library materials, cataloging and processing.

6. City Attorney Department

SUBJECT: Readoption of Resolutions Calling the Election for Four Measures for Community Facilities District No. 5 (RiverPark).

RECOMMENDATION: That the City Council, acting as the legislative body of Community Facilities District No. 5 (RiverPark) of the City of Oxnard:

1. Call the election for a ballot measure titled "City-Sponsored Community Facilities District No. 5 (RiverPark) No Tax Increase, Public Safety, Neighborhood Services Measure" by readopting a **Resolution No. 15,810**, which would order consolidation with the November 5, 2024 statewide election, request the County Clerk to conduct the election, and authorize the Board of Supervisors to canvass the returns; and

2. Call the election for certified initiative measures titled:

a. **Resolution No. 15,811** "Repeal of Community Facilities No. 5 (RiverPark) Special Taxes;"

b. **Resolution No. 15,812** "Reduction of the Maximum Special Taxes That Can Be

Imposed Within Community Facilities District No. 5 (RiverPark);" and
c. **Resolution No. 15,813** "Limitations on Uses of Special Taxes for Community
Facilities District No. 5 (RiverPark)"

by readopting three resolutions which would order consolidation with the November
5, 2024 statewide election, request the County Clerk to conduct the election, and
authorize the Board of Supervisors to canvass the returns.

Legislative Body: City Council, acting as the legislative body of Community Facilities
District No. 5 (RiverPark).

7. Police Department

SUBJECT: Ventura County Animal Services Agreement FY 2024-25.

RECOMMENDATION: That the City Council approve and authorize the Mayor to
sign a Service Level Request in the amount of \$2,647,277 for FY 24-25 for the fifth
year of a five-year agreement (A-8151) with the County of Ventura to provide animal
safety services.

8. Finance Department

SUBJECT: **Resolution No. 15,814** Amending the Citywide Classification and Salary
Resolution.

RECOMMENDATION: That the City Council approve **Resolution No. 15,814**
amending the Citywide Classification and Salary Resolution.
(This item did not originate in Committee.)

Consent Items J.1 – J.3 & J.5 - J.8

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

Consent Item J.4 (Oxnard Housing Authority)

*It was moved by Commissioner Basua, seconded by Commissioner Perello, to approve the
Information/Consent item as presented. VOTE: Basua, MacDonald, Madrigal, Perello, Teran,
and Valenzuela voted in favor; motion passed 6-0. Commissioners Andrade, Vega, and
Zaragoza were absent.*

K. PUBLIC HEARINGS

1. Housing Department

SUBJECT: Public Hearing on the Renewal and Expansion of the Oxnard Downtown
Management District.

RECOMMENDATION: That City Council:

1. Conduct a public hearing concerning the renewal and expansion of the Oxnard Downtown Management District ("District") and tabulate the ballots for and against its renewal.
2. If a weighted majority of the ballots are in support of the renewal of the District, adopt **Resolution No. 15,815** renewing the District and levying assessments in the District for fiscal year 2024-2025 to fiscal year 2028-2029.
(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 was available to answer questions.

Mayor Pro Tem MacDonald 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.

The ballot tabulation was conducted by Edward V. Henning, Assessment Engineer.

Within the proposed Oxnard Downtown Management District to be renewed, the assessment ballots received and weighted according to the law is as follows:

Assessment ballots in favor of the assessment are: 87.65%

Assessment ballots opposed to the assessment are: 12.35%

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

L. REPORTS

1. Police Department

SUBJECT: Police Department 2023 Annual Military Equipment Use Report.

RECOMMENDATION: That the City Council:

1. Receive the Police Department's annual report concerning its inventory and use of military equipment, in accordance with Government Code sections 7070-7075.
2. Approve the renewal of City of Oxnard Ordinance 3014, which is codified in Oxnard City Code Section 2-112 as the City's "Military Equipment Policy" as required by Government Code section 7071 (e)(1).
3. Approve the continuing authorization for the funding, acquisition, and use of military equipment by the Oxnard Police Department's military equipment

inventory as required by Government Code section 7071 (e)(2).

4. Approve the acquisition and use of the following military equipment items:
 - a. One (1) Transcend tactical Robotic device
 - b. Nineteen (19) 40mm projectile launchers
 - c. Twenty-two (22) .223 caliber rifles
 - d. Five hundred and sixty (560) 40mm projectile rounds and eight (8) sponge round training kits.

(This item did not originate in Committee.)

Police Chief Jason Benites, Commander Daniel Whitmer, and Assistant Chief Christopher Williams presented and answered questions. Public comments were received from Bryan Rodriguez, Diedre Frank, and Debbie Mitchell.

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

2. City Attorney Department

SUBJECT: Introduction of Ordinance Prohibiting City Subsidy of Services Previously Funded by a Special District Under Specific Circumstances.

RECOMMENDATION: That the City Council introduce and waive further reading of **Ordinance No. 3047** titled:

AN **ORDINANCE NO. 3047** OF THE CITY COUNCIL OF THE CITY OF OXNARD ADDING ARTICLE VIII TO CHAPTER 2 OF THE OXNARD CITY CODE TO PROHIBIT THE CITY FROM SUBSIDIZING SERVICES PREVIOUSLY FUNDED BY A COMMUNITY FACILITIES DISTRICT, LANDSCAPE MAINTENANCE DISTRICT OR WATERWAYS ASSESSMENT DISTRICT IF RESIDENTS OF THOSE SPECIAL DISTRICTS VOTE TO TERMINATE OR REDUCE SUCH FUNDING.

Ken Rozell, Chief Assistant City Attorney was available to answer questions. Public comments were received from Paul Schaland, Manuel Herrera, and Debbie Mitchell. Written public comments were received from Dave Copper, Chair of the Channel Islands Neighborhood Council.

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

3. City Attorney Department

SUBJECT: Introduction of **Ordinance No. 3048** Establishing a Tobacco Retailer Cap.

RECOMMENDATION: That the City Council introduce and waive further reading of an ordinance titled:

AN **ORDINANCE NO. 3048** 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.

Andrew Gonzalez, Deputy City Attorney and Jason Zaragoza, Deputy City Attorney presented and were available to answer questions. Public comments were received from Pat Brown, Meghan Salas, and Diedre Frank. Written public comments were received from Aracely Flores, Yaderi Salazar O., and Cherie Egbert, Chair of the Ventura County Action on Smoking and Health.

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

4. Finance Department

SUBJECT: City of Oxnard Annual Investment Policy for the Fiscal Year 2024-25, and Annual Delegation of Investment Authority.

RECOMMENDATION: That the City Council:

1. Adopt **Resolution No. 15,816** adopting FY 2024-25 investment policy for the City of Oxnard.
2. Adopt **Resolution No. 15,817** delegating investment authority to the City Chief Financial Officer.

(This item did not originate in Committee.)

Javier Chagoyen-Lazaro, Chief Financial Officer was available to answer questions. No public comments were received.

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

M. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Pro Tem MacDonald adjourned the meeting at 9:02 p.m.


ROSE CHAPARRO

City Clerk


BRYAN MACDONALD

Mayor Pro Tem