

MICHAEL POWERS

County Executive Officer and Clerk of the Board of Supervisors

ROSA GONZALEZ

Chief Deputy Clerk of the Board (805) 654-2251

LEROY SMITH

County Counsel

BOARD OF SUPERVISORS REGULAR MEETING March 19, 2019

OFFICIAL SUMMARY MINUTES March 19, 2019

Board of Supervisors Ventura County

County Government Center
Hall of Administration
Board of Supervisors
Hearing Room
800 S. Victoria Avenue
Ventura. California 93009

Members of the Board

STEVE BENNETT, District 1 CHAIR

San Buenaventura, Montalvo, Saticoy, Ojai Valley, City of Ojai, Upper Ojai Valley, Riverpark, Northwest Oxnard, North Coast and West Lockwood Valley

LINDA PARKS, District 2

Thousand Oaks, Newbury Park, Westlake Village, Oak Park, Bell Canyon, Hidden Valley, Lake Sherwood, Somis, Las Posas Valley, California State University Channels, Portions of the Oxnard Plain, Santa Rosa Valley, Naval Base Ventura County Point Mugu, California Air National Guard, and South Coast

KELLY LONG, District 3 VICE CHAIR

Camarillo, Port Hueneme, Southeast Oxnard, East Oxnard Plain, Santa Paula, Fillmore, Piru, East Lockwood Valley, and Eastern Portion of Naval Base Ventura County Port Hueneme

ROBERT O. HUBER, District 4

Simi Valley, Moorpark, Santa Susana Knolls, Box Canyon, Chatsworth Peak, Home Acres, Sinaloa Lake, and Tierra Rejada Valley

JOHN C. ZARAGOZA, District 5

Oxnard, Oxnard Shores, Mandalay Bay, Silver Strand, Hollywood Beach, Hollywood By the Sea, Channel Islands Harbor, El Rio, Nyeland Acres, Del Norte Area, Oxnard College, Oxnard Plain, Strickland and Portion of Naval Base Ventura County Port Hueneme

OPENING

- 1. Call to Order.
- 2. Roll Call.

Members Present:

Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, and

Steve Bennett.

Staff Present:

Michael Powers, County Executive Officer,

Leroy Smith, County Counsel,

Jeffery S. Burgh, Auditor-Controller,

Lori Gaines, Deputy Clerk of the Board, and Rosa Gonzalez, Chief Deputy Clerk of the Board

OPENING, CONTINUED

- 3. Pledge of Allegiance to the Flag of the United States of America.
- 4. Minutes of the meeting of the County and Special Districts governed by the Board held Tuesday, March 12, 2019.

Motion: Approve

Moved by Linda Parks, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

5. Agenda Review.

Motion: Approve as Modified

Item 4 OPENING - Official Summary Minutes for 3.12.19 have been submitted.

Item 24 – COUNTY COUNSEL – Continued Public Hearing Regarding County-Initiated Proposal to Amend the General Plan and certain of the Non-Coastal Zoning Ordinance to Establish a Habitat Connectivity and Wildlife Corridors Overlay Zone and a Critical Wildlife Passage Areas Overlay Zone – A Board letter and exhibits 1-12 have been submitted.

Item 26 – SUPERVISOR PARKS – Receive and File a report by Westminster Free Clinic – A PowerPoint Presentation has been submitted.

Item 30 – COUNTY EXECUTIVE OFFICE – Presentation on the Ventura Countywide Continuum of Care 2019 – A PowerPoint Presentation has been submitted.

Item 33 – COUNTY EXECUTIVE OFFICE – Mid-Year Budget Report and Approval of Fiscal Year 2018-19 budget Adjustment Recommendations – A Board letter and exhibits 1-3 have been submitted. Item 34 – DEPARTMENT OF AIRPORTS – Approval of the Five-Year Capital Improvement Plan – A PowerPoint Presentation has been submitted.

Item 39 – RESOURCE MANAGEMENT – Receive and File the 2018 Ventura County General Plan Annual Progress Report – A PowerPoint Presentation has been submitted.

Moved by Kelly Long, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

- 6. Moment of Inspiration Patti Birmingham CEO Boys and Girls Club Greater Ventura.
- 7. Consent Agenda Items 11 Through 23.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

OPENING, CONTINUED

8. Public Comments.

Burt Handy comments on the cost of water through the State Water Board; comments on accessing Article 21 water; comments Article 21 water is available to contractors when there is ample water in the system; comments contractors are offered Article 21 water for only transportation costs; comments the water will only be available through Article 21 for a few months; and provides a handout regarding Article 21 water.

9. Board Comments.

Supervisor Zaragoza comments on attending the Ventura County Grand Jury Open House; comments on attending and swearing in of the new Greater Oxnard Organization of Democrats Club Officers; and adjournments.

Supervisor Long comments on attending the Santa Paula Chamber Awards and the State of the City address; comments on attending the Navy League Luncheon Seabee of the Year Award; comments on attending the National Charity League Gala at the Lloyd Butler Ranch; comments on President Trump signing the Saint Francis Dam National Memorial legislation; comments on the Port Hueneme Friends of the Library donation; and adjournments.

Supervisor Huber congratulates the Ventura County Sheriff's Department Captain John Reilly for being promoted to Commander, and Victor Fazio who has been elected as the new Chief of Police for Moorpark; and adjournments.

Supervisor Parks comments on attending a Local Government Commission conference; provides a slide of the Santa Rosa burn area; comments the Treasurer-Tax Collector will be open in the East County from March 27 through April 10, 2019 from 9 a.m. to 4 p.m.; provides an invitation and invites the Board to the Quarterly Dinner event on April 11, 2019; and adjournments.

Supervisor Bennett adjournments; comments on appreciating the National Charity League event fundraiser; and comments on attending a celebration of life for John Broesamle.

10. CEO Comments.

Mike Powers on attending the National Charity League Charity event; comments on Departments working on their Target Budgets for next year; comments on presenting to the Ventura County Medical Association; comments on attending the State of the County with the Ventura County Sheriff; comments on the Mixtexo Indigena Community Organizing Project's Tequio Rising 2019 Scholarship event; comments on the Corporate Games opening day being March 27, 2019 and the opening ceremony will be held Saturday at Kimball Park; and comments the Family Medicine Residency Program at Ventura County Medical Center brought in over 1100 applications from across the nation.

CONSENT AGENDA

COUNTY EXECUTIVE OFFICE

11. Adoption of Retirement Contribution Rates Recommended by the Ventura County Employees' Retirement Board as Set Forth in the Ventura County Employees' Retirement Association Annual Actuarial Valuation and Review for Year Ended June 30, 2018.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

DISTRICT ATTORNEY

12. Approval of, and Authorization for the District Attorney's Office to Accept, a \$10,000 Stipend from Camp HOPE America to Defray the Costs of Camp for 2019 Campers; and Approval of, and Authorization for the District Attorney to Execute, the Camp HOPE America Affiliate Participation Agreement and Readiness Grantee Memorandum of Understanding.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

HARBOR DEPARTMENT

13. Approval of, and Authorization for the Harbor Department Director to Execute, a Second Amendment to License Agreement for Operation of a Farmers' Market at the Channel Islands Harbor with Raw Inspiration, Inc.; and Authorization for the Harbor Department Director to Make Corrections, Clarifications, and Technical Modifications to the Second Amendment.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

HEALTH CARE AGENCY - Behavioral Health

14. Approval of an Amendment to the Bylaws of the Behavioral Health Advisory Board Increasing the Number of Members to a Total of Twenty-Two Members Maximum and Indicating that One Member Shall be Recommended to the Board of Supervisors by the Ventura County Sheriff to Represent Law Enforcement.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

HEALTH CARE AGENCY - Health Care Plan

15. Approval of, and Authorization for the Health Care Agency (HCA) Director to Sign, on Behalf of the Ventura County Health Care Plan (VCHCP), Amendment Three to the Health Services Agreement Adding a New Fee Schedule with Children's Hospital Los Angeles, Effective April 1, 2019; Approval of, and Authorization for the HCA Director to Sign, on Behalf of VCHCP, the Second Amendment to the Hospital Services Agreement Adding New Schedule of Reimbursement and Locations Exhibits with Simi Valley Hospital & Health Care Services, Extending the Agreement, Effective April 1, 2019 through December 31, 2019; Ratification of Continued Performance Under the Agreement with Simi Valley from January 1, 2019 through March 19, 2019; Approval of, and Authorization for the HCA Director to Sign, on Behalf of VCHCP, the Ancillary Care Services Agreement with Aspen Surgery Venture LLC Doing Business As Aspen Surgery Center, Effective April 1, 2019; Ratification of the HCA Director's Execution, on Behalf of VCHCP, of Amendment Number Seven to the Pharmacy Benefit Management Agreement for the Provision of Certain Prescription Drug Benefit Management Services, Adding the Advanced Opioid Management Program, with Express Scripts, Inc., Effective April 30, 2019.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

16. Approval of the Reappointment of Katherine Tiscareno to the Ventura County Health Care Plan Standing Committee for a Term Ending March 31, 2022.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

HEALTH CARE AGENCY - Ventura County Medical Center

17. Approval of, and Authorization for the Health Care Agency (HCA) Director to Sign, 13th Amendment to the Provider Agreement to Add Primary Care Physicians with Valley Care Physicians IPA Medical Associates, Inc. Doing Business as Valley Care IPA, Effective June 1, 2019; and Authorization for the HCA Director to Make Changes to the List of Primary Care Physicians.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

PUBLIC WORKS AGENCY - County of Ventura

18. Approval of a Consulting Services Contract for the Bridge Road Bridge Rehabilitation Project, County Bridge No. 422, with Michael Baker International, Inc., in a Total Amount Not to Exceed \$133,034; and Authorization for Public Works Agency Director to Execute the Contract; Contract No. AE19-029, Project No. 50562, Supervisorial District No. 3.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

19. Authorization for the Public Works Agency Transportation Department Director to Accept Federal Highway Safety Improvement Program Cycle 9 Funds for Three Projects for Fiscal Year 2018-19 in the Amount of \$1,323,000; All Supervisorial Districts.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

PUBLIC WORKS AGENCY - Watershed Protection District

20. Approval of the Acceptance of \$1,577,451 in Flood Emergency Response Projects Statewide Grant Round 3 Funding from the California Department of Water Resources on Behalf of Seven Agencies in Southern California, for Phase 3 of the ALERT2 Capacity Upgrade Project; Waiver of Policy Prohibiting the Inclusion of Attorney's Fees Provisions in Contracts; and Approval of, and Authorization for the Ventura County Watershed Protection District Director to Execute the Grant Agreement; All Watershed Protection District Zones; All Supervisorial Districts.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

RESOURCE MANAGEMENT AGENCY - Environmental Health

21. Receive and File the Hazardous Materials Discharge Report for March 2, 2019 through March 8, 2019 - Proposition 65.

Motion: Receive and File

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

UNSCHEDULED VACANCY NOTICE

22. Receive and File the Unscheduled Vacancy Notice for Robert Bianchi of the Waterworks District No. 38 Citizens' Advisory Committee.

Motion: Receive and File

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

VENTURA COUNTY LIBRARY

23. Ratification of Acceptance of a Donation from the Port Hueneme Friends of the Library of \$11,000; and Authorization for the Auditor-Controller to Process the Necessary Budgetary Transactions.

Motion: Approve

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

TIME CERTAIN ITEMS, PRESENTATIONS AND HEARINGS

9:30 A.M.

24. Continued Public Hearing Regarding County-Initiated Proposal to Amend the General Plan and Articles 2, 3, 4, 5, 9 and 18 of the Non-Coastal Zoning Ordinance (PL16-0127) to Establish a Habitat Connectivity and Wildlife Corridors Overlay Zone and a Critical Wildlife Passage Areas Overlay Zone, and to Adopt Regulations for these Areas; and Find that the Proposed Amendments are Exempt from Environmental Review Under the California Environmental Quality Act; All Supervisorial Districts.

(County Counsel)

Motion: Reconsider Recommended Action No. 5

Moved by Steve Bennett, seconded by John C. Zaragoza

Vote: Motion carried 4 - 1

Yes: Linda Parks, Robert O. Huber, John C. Zaragoza, Steve Bennett

No: Kelly Long

Motion: Approve

Moved by Linda Parks, seconded by Steve Bennett

Vote: Motion carried 3 - 2

Yes: Linda Parks, John C. Zaragoza, Steve Bennett

No: Kelly Long, Robert O. Huber

TIME CERTAIN ITEMS, PRESENTATIONS AND HEARINGS, CONTINUED

10:00 A.M.

25. Presentation of a Resolution Honoring Monique Garcia for Receiving this Year's Recognition as Woman of the Year 2019.

(Supervisor Zaragoza)

Made Presentation

26. Receive and File a Report by Westminster Free Clinic and Presentation of Certificates to the Clinic's Student Volunteers.

(Supervisor Parks)

Without motion the Board receives and files the Presentation

10:30 A.M.

27. Presentation of a Resolution Proclaiming the Week of March 25 - 30, 2019 as Ventura County Agriculture Week in Ventura County.

(Supervisor Long)

Made Presentation

28. Adoption of a Resolution to Establish One Full Time Equivalent Classification and Salary Range of Fleet Operations Manager and to Delete Two Classifications and Assigned Salary Ranges of Manager – Transportation/Heavy Equipment and Manager – Fleet Services, Effective March 24, 2019; Adopt the Amended Exhibit 1 of the Ventura County Management, Confidential Clerical, and Other Unrepresented Employees Resolution to Add the One New Classification and Delete the Two Classifications, Effective March 24, 2019; and Public Hearing Regarding Adoption of an Ordinance to Place the Classification of Managing Attorney in the Unclassified Service. (County Executive Office)

Motion: Approve

Moved by Kelly Long, seconded by John C. Zaragoza

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

29. Receive and File a Report on the Status of the Museum of Ventura County. (County Executive Office)

Motion: Receive and File

Moved by Kelly Long, seconded by John C. Zaragoza

Vote: Motion carried 5 - 0

TIME CERTAIN ITEMS, PRESENTATIONS AND HEARINGS, CONTINUED

11:00 A.M.

30. Presentation on the Ventura Countywide Continuum of Care 2019 State of Homelessness Including the 2019 Homeless Point-in-Time Count.

(County Executive Office)

Motion: Receive and File

Moved by Robert O. Huber, seconded by Steve Bennett

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

11:30 A.M.

31. Second Public Hearing Regarding Adoption of an Ordinance Repealing and Reenacting Division 12 of the Ventura County Ordinance Code Governing Encroachments Within the County Road Rights-of-Way; All Supervisorial Districts.

(Public Works Agency)

Motion: Approve

Moved by Linda Parks, seconded by John C. Zaragoza

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

32. Receive and File the Behavioral Health Advisory Board's Fiscal Year 2017-18 Annual Report. (Health Care Agency)

Motion: Receive and File

Moved by John C. Zaragoza, seconded by Kelly Long

Vote: Motion carried 5 - 0

TIME CERTAIN ITEMS, PRESENTATIONS AND HEARINGS, CONTINUED

1:00 P.M.

33. Mid-Year Budget Report and Approval of Fiscal Year 2018-19 Budget Adjustment Recommendations; Adoption of a Resolution Adding and Deleting Positions; Approval of Position and Unit Transfers; Receive and File the Summary of Charge Description Master Changes Made by the County Executive Officer and Health Care Agency (HCA) Director and Provide Direction, as Necessary; and Receive and File Grants Report.

(County Executive Office)

Motion: Approve

Moved by Steve Bennett, seconded by John C. Zaragoza

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

REGULAR AGENDA

DEPARTMENT OF AIRPORTS

Approval of the Five-Year Capital Improvement Plan (CIP) for Camarillo Airport and Oxnard Airport; and Authorization for the Department of Airports Director to Apply for Grants to Fund Projects Scheduled for Federal Fiscal Years 2019 and 2020 Outlined in the CIP Upon Notification from the Federal Aviation Administration and the California Department of Transportation Aeronautics Program That Funds Are Available; Supervisorial District Nos. 3 and 5.

Motion: Approve

Moved by John C. Zaragoza, seconded by Kelly Long

Vote: Motion carried 5 - 0

REGULAR AGENDA, CONTINUED

HEALTH CARE AGENCY - Public Health

35. Authorization for the Public Health Director to Accept Additional Funding for the HIV/AIDS Care Program and Minority AIDS Initiative from California Department of Public Health in the Amount of \$562,353, Effective April 1, 2019 through March 31, 2020; Authorization for the Auditor-Controller to Process the Necessary Budgetary Transactions; and Adoption of a Resolution Establishing Two Full-Time Equivalent Fixed-Term Positions of Community Health Worker for the HIV/AIDS Care Program and Minority AIDS Initiative, Effective April 1, 2019 and Expiring March 31, 2020.

Motion: Approve

Moved by Kelly Long, seconded by John C. Zaragoza

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

BOARD OF SUPERVISORS

36. Recommendation of Supervisor Bennett to Direct the Planning Division to Revise the Non-Coastal Zoning Ordinance to Enable Bee Keeping in Residential Zones.

Motion: Approve

Moved by Steve Bennett, seconded by Robert O. Huber

Vote: Motion carried 4 - 0

Yes: Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

Abstain: Linda Parks

37. Recommendation of Supervisor Long to Appoint Kathryn Ann Wren to the Bardsdale Cemetery District for a Term Ending January 4, 2021.

Motion: Approve

Moved by Kelly Long, seconded by John C. Zaragoza

Vote: Motion carried 5 - 0

TIME CERTAIN ITEMS. PRESENTATIONS AND HEARINGS, CONTINUED

BOARD OF SUPERVISORS, CONTINUED

38. Recommendation of Supervisor Huber to Reappoint Patty Waters to the Agricultural Policy Advisory Committee for a Term Ending March 31, 2023.

Motion: Approve

Moved by Robert O. Huber, seconded by Kelly Long

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

RESOURCE MANAGEMENT AGENCY - Planning

39. Receive and File the 2018 Ventura County General Plan Annual Progress Report.

Motion: Receive and File

Moved by Kelly Long, seconded by Robert O. Huber

Vote: Motion carried 5 - 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, John C. Zaragoza, Steve Bennett

CLOSED SESSION AGENDA

Closed Session - It is the intention of the Ventura County Board of Supervisors, Ventura
County Fire Protection District Board, the In-Home Supportive Services (IHSS) Public
Authority Board, and Ventura County Watershed Protection District Board to meet in Closed
Session to consider the following items:

BEFORE THE VENTURA COUNTY BOARD OF SUPERVISORS:

40. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Gov. Code, § 54956.9)

PURSUANT TO GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (d), PARAGRAPH (1): NAME OF CASE: Michael Costa, et al. v. County of Ventura, et al.; United States District Court Case No. CV 14-06955 R (Ex)

No Action Taken

41. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Gov. Code, § 54956.9)

INITIATION OF LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (d) OF SECTION 54956.9: Number of cases: One

No Action Taken

CLOSING

At 2:41 pm the Board hereby adjourns in memory of Orvelle Lee Horn, Judy Simon, Frank Farley, William M. Delaney, Jr., Kathatine Lynn Kelley, Iris Penner, Deanna Lyne Roth, Frank J. Grajeda, Jr., Eugenio Gene Baca, Anita Jordan Tate, Myrna Honey Winer, Estelle Lee, James Owen, Martin Knight, John Swope, Carol Reniger, Maximiliano Escamilla, III, Benjamin M. Flores and Aurora C. Garcia.

LORI GAINES

Deputy Clerk of the Board

STEVE BENNETT

Chair, Board of Supervisors

County of Ventura