



SEVET JOHNSON
County Executive Officer and
Clerk of the Board of Supervisors

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

TIFFANY N. NORTH
County Counsel

BOARD OF SUPERVISORS REGULAR MEETING

OFFICIAL SUMMARY MINUTES October 04, 2022

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

MATT LAVERE, District 1 CHAIR

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

LINDA PARKS, DISTRICT 2
City of Thousand Oaks, Northern and Eastern Portions of the City of Camarillo, Newbury Park, Westlake Village, Oak Park, Hidden Valley, Lake Sherwood, Somis, Las Posas Valley, Camarillo Springs, Camarillo Heights, Casa Conejo, Santa Rosa Valley, and South Coast

**KELLY LONG, District 3
VICE CHAIR**
Central and Southern Portions of the City of Camarillo, Northeast Oxnard, El Rio, Nyeland Acres, City of Santa Paula, City of Fillmore, Piru, and East Lockwood Valley

ROBERT O. HUBER, District 4
City of Simi Valley, City of Moorpark, Box Canyon, Bell Canyon, Chatsworth Peak, Home Acres, Santa Susana Knolls, Sinaloa Lake, Tierra Rejada Valley, The Ronald Reagan Presidential Library, and Moorpark College

VIANEY LOPEZ, District 5
Central and Southern Portions of the City of Oxnard, City of Port Hueneme, Oxnard Plain, Oxnard Shores, Mandalay Bay, Silver Strand, Hollywood Beach, Hollywood By the Sea, Channel Islands Harbor, California State University Channel Islands, Naval Base Ventura County, California Air National Guard, Oxnard Airport, Ormond Beach Wetlands, and Channel Islands National Park

OPENING

1. Call to Order.
2. Roll Call.

Members Present: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez and Matt LaVere.

Staff Present: Sevet Johnson, County Executive Officer, Tiffany N. North, County Counsel, Jeffery S. Burgh, Auditor-Controller, Lori Key, Sr. Deputy Clerk of the Board, Mia Martinez, Assistant Chief Deputy Clerk of the Board

OPENING, CONTINUED

3. Pledge of Allegiance to the Flag of the United States of America.
4. Ceremonial Swearing-In of Supervisor Vianey Lopez by Mark Lunn, County Clerk-Recorder, Registrar of Voters.
5. Minutes of the meeting of the County and Special Districts governed by the Board held Tuesday, September 20, 2022.

Motion: Approve

Moved By: Kelly Long, seconded by Linda Parks

Vote: Motion Passed 4 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Matt LaVere

Abstain: Vianey Lopez

6. Agenda Review.

Motion: Approve as Modified

Item 28 – COUNTY COUNSEL – Approval of an increase to the Maximum Amount of legal representation agreement with Cox, Castle & Nicholson – 17 comment letters have been submitted

Moved By: Kelly Long, seconded by Vianey Lopez

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

7. Moment of Inspiration - OAKtober Celebration.

8. Consent Agenda Items 12 through 20.

Motion: Approve

Moved By: Kelly Long, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

9. Public Comments.

Grahame Watts comments on mental illness being one of the top causes of death in the State of California; comments on every 11 minutes someone takes their own life; comments on the Federal Government updating it's out of date 10 digit lifeline phone number to a 3 digit suicide and crisis lifeline; comments on the response time for this program has gone from 2.5 minutes to 42 seconds; comments on the passing of his sister; comments on asking every person listening to reach out to people in their life that are struggling; and asks the Board to support the National 988 Suicide and Crisis Lifeline.

OPENING, CONTINUED

9. Public Comments, CONTINUED.

Jesus Quintero comments on the unlicensed street vendors; comments on asking for help from the County to get the unlicensed street vendors off the streets; and comments on business being taken away from the licensed vendors.

Sandra Cervantes comments on owning a taco truck in Ventura County; comments on this being the second time before the Board of Supervisors asking for assistance; comments on the unlicensed food truck vendors are from out of town and they don't pay local taxes; comments on Ventura County losing control of the situation of out of town food trucks; comments on sending pictures to Code Compliance, calling the police without any assistance; and comments on asking the Board for help to remove the out of town food truck vendors.

10. CEO Comments.

Dr. Johnson Comments on the City of Camarillo 55th Annual Top Ten Community Awards, October 7th at the Serra Center; comments on congratulating Supervisor Long for being honored with the Public Servant of the Year Award for 2022; comments on the National Association for the Advancement of Colored People (NAACP) Freedom Fund Banquet, October 8; comments on congratulating the Board members and County leadership teams for their support being honored with the 2022 NAACP Community Empowerment Corporate Award; comments on the Ventura County Community Development Corporation 2nd Annual Community Awards, October 6th; comments on the Central Coast Alliance United for a Sustainable Economy (CAUSE) hosting the Annual Raising Justice Fundraiser event on October 6th; comments on congratulating county staff for holding and participating in the Wellness Annual Coed Softball Tournament; comments on attending the Management Council's Ice Cream Social; comments on attending the Ventura County Regional Energy Alliance Electric Vehicle showcase; and comments on attending the Sheriff's Basic Academy Class 2022-1 Graduation.

11. Board Comments.

Supervisor Parks comments on Oak Park's Fire Safe Council Town Hall meeting on October 6th; Comments on visiting Food Share and the Community Garden; comments on attending Los Angeles County Supervisor Sheila Kuehl's swearing out; comments on congratulating the City of Thousand Oaks for the groundbreaking on 77 permanent supportive homes; and adjournments.

Supervisor Long comments on the Month of October being Breast Cancer Awareness month; comments on attending National Association of Counties (NACo) Corporate Premier Forum in San Diego County; comments on the Mountain View Garden apartments Grand Opening; comments on the Ventura County Sheriff's Office Basic Academy Graduation; comments on welcoming Supervisor Lopez; and adjournments.

Supervisor Huber comments on partnering with the American Red Cross hosting the 9th blood drive; comments on participating in the County Day Street Fair in Moorpark; and adjournments.

OPENING, CONTINUED

11. Board Comments, CONTINUED.

Supervisor Lopez comments on being pleased to join the Board members on the Board; comments on thanking the County family for being so welcoming; and adjournments.

Supervisor LaVere comments on congratulating the employees recognized in the Probation Agency Employee Recognition Awards; comments on congratulating El Concilio for recognizing leaders in the community at their Latino Leadership Awards; comments on the Sheriff's Basic Academy Graduation; comments on District 1 in partnership with the Ventura County Fire Department starting a new series of Community Emergency Response Team (CERT) Classes on October 16th; comments on congratulating a new non-profit in Ventura "Love Ventura"; and adjournments.

CONSENT AGENDA

Consent Agenda items are routine and non-controversial. Items are reviewed and approved together, as recommended and without discussion, unless an item is pulled for separate action by the Board on the Regular Agenda. Consent items are heard at the Board's discretion and may be heard at any time during the meeting.

COUNTY CLERK-RECORDER, REGISTRAR OF VOTERS

12. Approval of, and Authorization for the County Clerk-Recorder, Registrar of Voters to Sign, the Secretary of State's Agreement for Voting System Replacement Grant Funds.

Motion: Approve

Moved By: Kelly Long, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

COUNTY EXECUTIVE OFFICE

13. Adoption of a Resolution to Apply for and Accept the County of Ventura's Allocation of Permanent Local Housing Allocation (PLHA) Funds and Authorize Execution of a PLHA Application, Standard Agreement Amendment and Other Documents.

Motion: Approve

Moved By: Kelly Long, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

CONSENT AGENDA, CONTINUED

DEPARTMENT OF AIRPORTS

14. Approval and Award of a Construction Administration Services Contract to Jviation, a Woolpert Company, for the Taxiway Connectors Pavement Reconstruction Project at Oxnard Airport in the Not-to-Exceed Amount of \$716,589; and Authorization for the Airports Director to Execute the Subject Contract; Supervisorial District No. 5.

Motion: Approve

Moved By: Kelly Long, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

HEALTH CARE AGENCY - Behavioral Health

15. Approval and Ratification of, and Authorization for the Ventura County Behavioral Health (VCBH) Director to Sign, a Sixth Amendment to the Agreement for Assertive Community Treatment (ACT) Services with Telecare Corporation, to Increase the Maximum Agreement Amount from \$799,933 to \$833,245, Effective July 1, 2022 through June 30, 2023; Approval and Ratification of, and Authorization for the VCBH Director to Sign, a Fifth Amendment to the Agreement for ACT Services with Telecare Corporation, to Increase the Maximum Agreement Amount from \$866,088 to \$902,976, Effective July 1, 2022 through June 30, 2023; and Authorization for the VCBH Director to Make Limited Amendments to the Agreements.

Motion: Approve

Moved By: Kelly Long, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

16. Approval of a Memorandum of Understanding (MOU) Template Between Ventura County Behavioral Health (VCBH) and Various Local Education Agencies (LEA) for Educationally Related Social Emotional Services (ERSES); Authorization for the VCBH Director to Sign MOUs for ERSES with Various LEAs; Ratification of VCBH's Provision of ERSES to the LEAs Prior to Execution of MOUs; and Authorization for the VCBH Director to Sign Amendment the MOUs to Make Limited Modifications and Extend the Terms.

Motion: Approve

Moved By: Kelly Long, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

CONSENT AGENDA, CONTINUED

HEALTH CARE AGENCY - Behavioral Health, CONTINUED

17. Adoption of a Resolution Required by the California Department of Housing and Community Development Approving the Discretionary No Place Like Home Non-Competitive Award to Community Development Partners for the Casa Aliento Affordable Housing Project, in the Amount of \$1,600,109.

Motion: Approve

Moved By: Kelly Long, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

PUBLIC WORKS AGENCY - County of Ventura

18. Approval to Relieve the County Executive Officer and the Public Works Agency Director of the Duty to Provide for the Sale of Bidding Documents to Prospective Bidders on Construction Contracts; All Supervisorial Districts.

Motion: Approve

Moved By: Kelly Long, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

RESOURCE MANAGEMENT AGENCY - Environmental Health

19. Receive and File the Hazardous Materials Discharge Reports from September 10, 2022 through September 23, 2022 – Proposition 65.

Motion: Receive and File

Moved By: Kelly Long, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

CONSENT AGENDA, CONTINUED

UNSCHEDULED VACANCY NOTICE

20. Receive and File Unscheduled Vacancy Notices for Florencia Ramirez and Salvador Preciado, Jr. of the Ventura County Climate Emergency Council, and Brian Rafelson of the Treasury Oversight Committee, Ventura County.

Motion: Receive and File

Moved By: Kelly Long, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

REGULAR AGENDA

Regular Agenda items are heard at the Board's discretion and may be heard at any time during the meeting.

BOARD OF SUPERVISORS

21. Recommendation of Supervisor Parks to Reappoint Carol Thomas to the Behavioral Health Advisory Board (BHAB) for a Term Ending September 16, 2025.

Motion: Approve

Moved By Linda Parks, seconded by Matt LaVere

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

22. Recommendation of Supervisor Parks to Reappoint District 3 Supervisor Long as the County's Representative and District 1 Supervisor LaVere as the Alternate to the Board of Directors of the California State Association of Counties (CSAC) for a One-Year Term Effective November 5, 2022 through November 5, 2023.

Motion: Approve

Moved By Linda Parks, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

REGULAR AGENDA, CONTINUED

COUNTY EXECUTIVE OFFICE

23. Authorize the Release of a Request for Proposals for Consultant Services for an Analysis of Homelessness in Ventura County in the Estimated Not-to-Exceed Amount of \$100,000 for the County's Share, Invite Cities to Participate, and Encourage Cooperation in Gathering Data for a Robust Analysis.

Motion: Approve, with a revised Board letter
Moved By Robert Huber, seconded by Vianey Lopez

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

TIME CERTAIN ITEMS, PRESENTATIONS AND HEARINGS

Time Certain Items, Presentations, and Hearings are heard as close to the listed time as possible, but no sooner than the listed time.

10:00 A.M.

24. Presentation of a Resolution Proclaiming the Month of October 2022 as National Code Compliance Month in Ventura County.
(Supervisor LaVere)

Made Presentation.

10:30 A.M.

25. Receive and File Report of Investments, Including Market Values for Investments for the Month Ending July 31, 2022; and Summary of Fiscal Year 2022.
(Treasurer-Tax Collector)

Motion: Receive and File, with a revised Board letter
Moved By Kelly Long, seconded by Matt LaVere

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

TIME CERTAIN ITEMS, PRESENTATIONS AND HEARINGS, CONTINUED

11:00 A.M.

26. Public Hearing Regarding Issuance of Tax-Exempt Bonds by the California Municipal Finance Authority (CMFA) for the Benefit of Rancho Sierra I LP, a California Limited Partnership, to Finance or Refinance the Acquisition, Construction, Improvement and Equipping of a Multifamily Rental Housing Project Located at 1732 S. Lewis Road in Unincorporated Ventura County in an Aggregate Principal Not-to-Exceed Amount of \$25,000,000; and Adoption of a Resolution Approving Same; Supervisorial District No. 5.

(County Executive Office)

Motion: Approve

Moved By Linda Parks, seconded by Robert Huber

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

27. Public Hearing Regarding Issuance of Tax-Exempt Bonds by the California Municipal Finance Authority (CMFA) for the Benefit of AMCAL Somis Ranch Phase 2 Fund, LP, a California Limited Partnership, to Finance or Refinance the Acquisition, Construction, Improvement and Equipping of a Multifamily Rental Housing Project Located at 2787 Somis Road, Somis, California in an Aggregate Principal Amount not to Exceed \$53,000,000; and Adoption of a Resolution Approving Same; Supervisorial District No. 2.

(County Executive Office)

Motion: Approve

Moved By Linda Parks, seconded by Kelly Long

Vote: Motion Passed 5 – 0

Yes: Linda Parks, Kelly Long, Robert O. Huber, Vianey Lopez, Matt LaVere

TIME CERTAIN ITEMS, PRESENTATIONS AND HEARINGS, CONTINUED

11:30 A.M.

28. Approval of an Increase in the Maximum Amount of the Legal Representation Agreement with Cox, Castle & Nicholson LLP from \$2,058,000 to \$2,800,000 to Continue Defending Lawsuits Challenging 2040 General Plan and Asserting Constitutional Takings Claims.

(County Counsel)

Motion: Deny staff recommended actions

Moved By Kelly Long, seconded by Robert Huber

Vote: Motion Failed 2 – 3

Yes: Kelly Long, Robert O. Huber

No: Linda Parks, Vianey Lopez, Matt LaVere

Motion: Approve staff recommended actions

Moved By Vianey Lopez, seconded by Linda Parks

Vote: Motion Passed 3 – 2

Yes: Linda Parks, Vianey Lopez, Matt LaVere

No: Kelly Long, Robert O. Huber

CLOSED SESSION AGENDA

Discussions of Closed Session Agenda items are closed to the public. The Chair will announce when the Board is going into closed session. Closed session items may be heard at any time during the meeting.

BEFORE THE VENTURA COUNTY BOARD OF SUPERVISORS:

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

EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (d) OF SECTION 54956.9: NAME OF CASE: Ventura County Coalition of Labor, Agriculture, and Business v. County of Ventura; Ventura County Superior Court Case No. 56-2020-00546174-CU-WM-VTA

No reportable action taken

CLOSED SESSION AGENDA, CONTINUED

BEFORE THE VENTURA COUNTY BOARD OF SUPERVISORS, CONTINUED:

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

EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (d) OF SECTION 54956.9: NAME OF CASE: Aera Energy LLC v. County of Ventura, et al.; Ventura County Superior Court Case No. 56-2020-00546180-CU-WM-VTA

No reportable action taken

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

EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (d) OF SECTION 54956.9: NAME OF CASE: California Works Labor-Management Cooperation Trust v. County of Ventura; Ventura County Superior Court Case No. 56-2020-000546187-CU-TT-VTA

No reportable action taken

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

EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (d) OF SECTION 54956.9: NAME OF CASE: California Resources Corporation v. County of Ventura, et al.; Ventura County Superior Court Case No. 56-2020-00546189-CU-WM-VTA

No reportable action taken

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

EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (d) OF SECTION 54956.9: NAME OF CASE: Western States Petroleum Association v. County of Ventura; Ventura County Superior Court Case No. 56-2020- 00546193-CU-WM-VTA

No reportable action taken

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

EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (d) OF SECTION 54956.9: NAME OF CASE: Lloyd Properties v. County of Ventura, et al.; Ventura County Superior Court Case No. 56-2020-00546196-CU-WM-VTA

No reportable action taken

CLOSED SESSION AGENDA, CONTINUED

BEFORE THE VENTURA COUNTY BOARD OF SUPERVISORS, CONTINUED:

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

EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (d) OF SECTION 54956.9: NAME OF CASE: Carbon California Company, LLC, v. County of Ventura; Ventura County Superior Court Case No. 56-2020-00546198- CU-WM-VTA

No reportable action taken

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

EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (d) OF SECTION 54956.9: NAME OF CASE: National Association of Royalty Owners-California, et al. v. County of Ventura; Ventura County Superior Court Case No. 56-2021-00550558-CU-WM-VTA

No reportable action taken

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

EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (d) OF SECTION 54956.9: NAME OF CASE: Estate of Scott Hultman v. County of Ventura, et al.; United States District Court, Central District, Case No. 2:21-cv-06280-DSF-RAOx

No reportable action taken

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

EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (d) OF SECTION 54956.9: NAME OF CASE: David Neuman v. County of Ventura, et al.; Ventura County Superior Court Case No. 56-2022-00566400-CU-MM-VTA

No reportable action taken

CLOSING

At 2:41 p.m. the Board hereby adjourns in memory of Milton Munoz, Lupe Guzman, Betty Lou Pfeiler, Charles J. Chapman, Alan R. James, John Olin Marshall, Dolores Marion Rau, Janice Vasquez, Esperanza Guerrero, Gisela Helena Pfitzner-Juengerman, JoAnn M. Herrick, Dan Patterson, Patricia Jane Tucker, Ruben Rey Villa, Lorraine Mae Olsson, Adeline Wanda Kent, Robert Keith Humphreys, Steve Bradley, Catherine Louise Hazeltine, Benjamin Castillo, Jr., Edward Duarte Laranjo, Carol Jeanine Meyer, Bruce Rogers, Luis Ramirez, III, James Frances Duncan III, Manuel Efren Gorre.



Lori Key
Senior Deputy Clerk of the Board

Matt LaVere
Chair, Board of Supervisors
County of Ventura