

Written materials relating to an item on this agenda that are distributed to the legislative bodies within 72 hours before the item is to be considered at its regularly scheduled meeting will be made available for public inspection at the City Clerk's Office, 300 West Third Street 4th Floor during customary business hours. Agenda reports are also on the City of Oxnard web site at www.oxnard.org.



AMENDED AGENDA
(Closed Session added 5/30/19)

OXNARD CITY COUNCIL
OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY
OXNARD FINANCING AUTHORITY
OXNARD HOUSING AUTHORITY
Council Chambers, 305 West Third Street
June 4, 2019

Closed Session - 4:30 PM
Appointment Items - 5:00 PM
Regular Meeting - 6:00 PM

A. ROLL CALL/POSTING OF AGENDA

THE FOLLOWING LEGISLATIVE BODIES ARE MEETING: City Council and Housing Authority Board.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS:
CLOSED SESSION (4:30 PM) (NEW ITEM)

At this time, a person may address the legislative body only on matters appearing on the closed session agenda. The presiding officer shall limit public comments to three minutes.

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Government Code section 54956.9 (d)(1))
(City Council)
Name of case: Green Energy Holdings, LLC; Auto Fuels, Inc. v. City of Oxnard, et al.
Ventura County Superior Court, Case Nos. 56-2015-00470344-CU-EI-VTA; 56-2018-00512103-CU-MC-VTA

C. APPOINTMENT ITEMS (5:00 PM)

1. Community Development Department

SUBJECT: Recovery of Nuisance Abatement Costs. (5/10/15)

RECOMMENDATION: That the City Council:

- 1) conduct a public hearing to consider objections to the cost report of the property owners whose property is to be assessed for nuisance abatement costs,
- 2) approve the cost report, and
- 3) direct the City Manager or designee to file a certified copy of the cost report with the Ventura County Auditor-Controller.

Legislative Body: City Council

Contact: Jeffrey Lambert, (805) 385-7882

In compliance with the Americans with Disabilities Act, if you require special assistance to participate in a meeting, please contact the City Clerk's Office at 385-7803. Notice at least 72 hours prior to the meeting will enable the City to reasonably arrange for your accessibility to the meeting.

Agenda Item time estimates: (Staff Presentation / Council Discussion / Public Comment)

2. Community Development Department

SUBJECT: Recovery of Civil Citation Fines. (5/10/15)

RECOMMENDATION: That the City Council:

1. Conduct a public hearing to consider objections to the cost report of property owners whose property is to be assessed for civil citation fines;
2. Approve the cost report; and
3. Direct the City Manager or designee to file a certified copy of the cost report with the Ventura County Auditor-Controller.

Legislative Body: City Council

Contact: Jeffrey Lambert, (805) 385-7882

D. OPENING CEREMONIES

Pledge of allegiance to the flag of the United States.

E. CEREMONIAL ITEMS

1. SUBJECT: Presentation of a Proclamation Designating June 2019 as "Pride Month" in the City of Oxnard.
2. SUBJECT: Presentation of a Proclamation Designating June 15, 2019 as the "29th Annual Juneteenth Celebration."
3. SUBJECT: Presentation of a Commendation to Santa Clara High School Boys Basketball Team for Winning the CIF Southern Section Division 5AA and Advancing to the State's Semi-Finals.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

At this time, the legislative body will consider public comments for a maximum of thirty minutes. A person may address the legislative body only on matters not appearing on the agenda and within the subject matter jurisdiction of the legislative body. Speaker cards will not be accepted after the beginning of the general public comment period. Based on the number of speaker cards submitted, the presiding officer may impose time limits per speaker. Typically, speakers are limited to three minutes, but shorter time may be established as deemed necessary. A person not able to address the legislative body at this time because the thirty minutes expires may do so just prior to adjournment of the meeting. The legislative body cannot enter into a detailed discussion or take action on any items presented during public comments at this time. Such items may only be referred to the City Manager/ Executive Director/Secretary for administrative action or scheduled on a subsequent agenda for discussion. Persons wishing to speak on public hearing items should do so at the time of the hearing.

G. REPORT OF CITY MANAGER/EXECUTIVE DIRECTOR/SECRETARY

The City Manager/Executive Director/Secretary shall report on items of interest to the legislative body occurring since the last meeting. The legislative body cannot enter into detailed discussion or take action on any item presented during this report. Such items may only be referred to the City Manager/Executive Director/Secretary for administrative action or scheduled on a subsequent agenda for discussion.

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

At this time, a member of the legislative body may make a brief announcement, or make a brief report on his or her activities. Further, members of the legislative body may request to schedule consideration of whether to place an item on a future agenda. The legislative body cannot enter into detailed discussion or take action on any item presented during this report. The member's report shall not exceed three minutes, unless additional time is granted by the presiding officer.

I. REVIEW OF INFORMATION/CONSENT AGENDA

The members of the legislative body will consider whether to remove Information/Consent Agenda items for discussion later during the meeting.

J. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

At this time, a person may address the legislative body only on matters appearing on the information/consent agenda. The presiding officer shall limit public comments to three minutes.

K. INFORMATION/CONSENT AGENDA

1. City Clerk Department

SUBJECT: Approval of Minutes.

RECOMMENDATION: That the City Council approve the minutes of the May 21, 2019 regular meeting as presented.

Legislative Body: City Council

Contact: Michelle Ascencion, (805) 385-7805

2. City Clerk Department

SUBJECT: Appointment of Citizen Advisory Group ("CAG") Members.

RECOMMENDATION: That the Mayor, with the concurrence of the City Council, appoint Councilmember Madrigal's nominee to the Community Relations Commission, and Mayor Flynn's nominee to the Downtown Design Review Committee.

Legislative Body: City Council

Contact: Michelle Ascencion, (805) 385-7805

3. Community Development Department

SUBJECT: Seventh Amendment for Joranda Marketing Inc. (dba Jan-Pro Cleaning Systems Central Coast) Trade Services Agreement No. A-7846 and Budget Appropriation for Janitorial Services at the Oxnard Transit Center.

RECOMMENDATION: That City Council:

1. Approve and authorize the Mayor to execute the Seventh Amendment to Trade Services Agreement No. A-7846 with Joranda Marketing Inc. dba Jan-Pro Cleaning Systems Central Coast, to increase the amount from \$530,193 not to exceed \$557,390 (an increase of \$27,197) and to extend the expiration date to July 1, 2019, for janitorial services at the Oxnard Transit Center at 201 East Fourth Street; and

2. Approve the appropriation of \$27,197 for an additional two months of janitorial services at the Oxnard Transit Center (Account No. 213-3110-803-8209).

Legislative Body: City Council

Contact: Jeffrey Lambert, (805) 385-7882

4. Finance Department

SUBJECT: Amendment to External Auditor Agreement for Measure O Fund agreed-upon procedures for FY 2017-18 and FY 2018-19.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute the Eighth Amendment to Agreement A-7819 with Eadie + Payne, LLP, to increase the amount by \$22,000, for a total amended not-to-exceed amount over 5 years of \$1,997,910 for FY 2017-18 and FY 2018-19 agreed-upon procedures for Measure O Fund.

Legislative Body: City Council

Contact: Kevin Riper, (805) 385-7475

5. Housing Department

SUBJECT: Housing Authority Investment Policy and Investment Portfolio Guidelines.

RECOMMENDATION: That the Board of Commissioners of the Housing Authority of the City of Oxnard ("Authority") adopt a resolution adopting an investment policy and investment portfolio guidelines for the Housing Authority of the City of Oxnard for FY 2019-2020.

Legislative Body: Housing Authority Board

Contact: Emilio Ramirez, (805) 385-8094

6. Police Department

SUBJECT: Change in Accounting Practices for Phoenix Group Contract.

RECOMMENDATION: That the City Council approve a budget appropriation for the current fiscal year (2018-19) that recognizes:

1. A \$280,066 increase in General Fund revenues (101-2101-556-7402) due to a change in the accounting process of collecting parking citations, civil citations, and animal safety citations; and
2. A \$280,066 increase in General Fund expenditures (101-2101-802-8202 Patrol and 101-2106-802-8202 Animal Safety) due to a change in the accounting process of remitting payments to Phoenix Group (vendor) for its services and the County of Ventura Auditor's Office.

Legislative Body: City Council

Contact: Scott Whitney, (805) 385-7624

7. Police Department

SUBJECT: Amendment to Agreement with Vigilant Solutions LLC.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute the First Amendment to Agreement 7907-17-PO with Vigilant Solutions LLC., to increase the amount by \$275,000 to a total of \$425,000 over five years for the purpose of adding nine additional, three camera Mobile LPR (License Plate Reader) systems. (Public Safety Committee approved 3-0)

Legislative Body: City Council

Contact: Scott Whitney, (805) 385-7624

8. Police Department

SUBJECT: MOUs with School Districts.

RECOMMENDATION: That the City Council approve and authorize the City Manager to execute the Cost Sharing Memorandum of Understanding (MOU) between the City and 1) the Rio School District, 2) Hueneme School District, 3) Oxnard School District and 4) Oxnard Union High School District for the School Resource Officer (SRO) Program. These MOUs set forth guidelines between

the listed school districts and the Oxnard Police Department (OPD) to ensure an understanding of the goals of the SRO program. The various districts reimburse the OPD for a portion of the personnel costs associated with this program. These MOUs establish a 3-year term with each school district where the reimbursement rate will remain the same throughout fiscal years 2019 through 2022. (Public Safety Committee approved 3-0)

Legislative Body: City Council

Contact: Scott Whitney, (805) 385-7624

9. Public Works Department

SUBJECT: Approval of First Amendment to Agreement No. A-8022 with MNS Engineers, Inc.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute the First Amendment to Agreement No. A-8022 with MNS Engineers, Inc., increasing the agreement value from \$250,000 to \$400,000 and amending the language in Section 21 (Hold Harmless, Defense and Indemnity) of the agreement.

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

10. Public Works Department

SUBJECT: Approval of First Amendment to Agreement No. A-8013 with Encompass Consultant Group, Inc.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute the First Amendment to Agreement No. A-8013 with Encompass Consultant Group, Inc., increasing the agreement value from \$250,000 to \$400,000 and amending the language in Section 21 (Hold Harmless, Defense and Indemnity) of the agreement.

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

11. Public Works Department

SUBJECT: Approval of Third Amendment to Agreement No. A-8231 with M6 Consulting for Engineering, Professional, and Technical Services.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Third Amendment to Agreement No. A-8231 with M6 Consulting to:

- (1) Expand the Scope of Services to include engineering and other technical services;
- (2) Extend the agreement term to February 28, 2021; and
- (3) Increase the value of the Agreement from \$200,000 to \$450,000 for ongoing services.

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

12. Public Works Department

SUBJECT: Approval of Third Amendment to Agreement No. A-8102 with Interwest Consulting Group, Inc.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Third Amendment to Agreement No. A-8102 with Interwest Consulting Group, Inc. to:

- (1) Extend the Agreement term to June 30, 2020 and
- (2) Increase the value of the Agreement from \$239,920 to \$419,920 for ongoing services.

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

13. Public Works Department

SUBJECT: Agreement No. 8125 with Pacific Coast Land Design, Inc. for performing community engagement and design work for the La Colonia Green Alleys Project.

RECOMMENDATION: That the City Council award and authorize the Mayor to execute an Agreement (A-8125) with Pacific Coast Land Design, Inc. in the amount of \$244,252.30 to perform community engagement and design work for the La Colonia Green Alleys Project. (Public Works and Transportation Committee approved 3-0.)

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

14. Public Works Department

SUBJECT: Award Agreement No. 8141 for Mandalay Bay Bridge and Edison Canal Bridge Rehabilitation Plans, Specifications & Estimate.

RECOMMENDATION: That the City Council:

1. Award and authorize the Mayor to execute Agreement No. 8141 in the amount of \$201,914 with Dokken Engineering for design of the Mandalay Bay Bridge Rehabilitation Project 133113 and Edison Canal Bridge Rehabilitation Project 133114; and
2. Approve \$10,000 for project contingency for the Mandalay Bay Bridge Rehabilitation and \$10,191 for the Edison Canal Bridge Rehabilitation Project; and
3. Approve an appropriation of \$13,708 from the Street Maintenance Fund (105) for the Mandalay Bay Bridge Rehabilitation (Project 133113).

(Public Works and Transportation Committee approved 3-0.)

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

15. Public Works Department

SUBJECT: Fiscal Year 2019-2020 Landscape Maintenance Districts - Initiation of Proceedings, Declaration of Intention to Levy and Collect Assessments, and Scheduling of Public Hearing.

RECOMMENDATION: That the City Council:

1. Adopt a resolution initiating proceedings for the annual levy and collection of assessments for Fiscal Year 2019-2020 within the City's Landscape Maintenance Districts; and
2. Adopt a resolution declaring intention to levy and collect assessments for Fiscal Year 2019-2020 within the City's Landscape Maintenance Districts pursuant to the Landscaping and Lighting Act of 1972.

(The Public Works and Transportation Committee approved 3-0.)

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

16. Public Works Department

SUBJECT: Special Tax Levy for Community Facility Districts No. 1 and No. 2 (Westport at Mandalay Bay).

RECOMMENDATION: That the City Council, acting as legislative body for Community Facilities Districts (CFD) No. 1 and 2:

1. Adopt a resolution (Attachment 1) setting a special tax rate within CFD No. 1 (Westport at

Mandalay Bay) for FY 2019-2020; and

2. Adopt a resolution (Attachment 2) setting a special tax rate within CFD No. 2 (Westport at Mandalay Bay) for FY 2019-2020.

(Public Works and Transportation Committee approved 3-0.)

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

17. Public Works Department

SUBJECT: Special Tax Levy for Community Facility Districts No. 3 and No. 4 (Seabridge at Mandalay Bay).

RECOMMENDATION: That the City Council, acting as the legislative body of Community Facilities District (CFD) No. 3 and Community Facilities District (CFD) No. 4:

1. Adopt a resolution (Attachment 1) setting a special tax rate within CFD No. 3 (Seabridge at Mandalay Bay) for FY 2018-19; and

2. Adopt a resolution (Attachment 2) setting a special tax rate within CFD No. 4 (Seabridge at Mandalay Bay) for FY 2018-19.

(Public Works and Transportation Committee approved 3-0.)

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

18. Public Works Department

SUBJECT: Adopt a Resolution Authorizing the Special Tax Levy for Community Facilities District No. 5 (Riverpark).

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

1. Adopt a resolution setting a special tax rate within CFD No. 5 (Riverpark) for FY 2019-2020 (Attachment A); and

2. Authorize the Special Districts Manager to execute an agreement for Billing of Direct Assessments (Attachment B) with the Ventura County Auditor-Controller to provide the service of placement of direct assessments on the Ventura County Secured Tax Roll.

(Public Works and Transportation Committee approved 3-0.)

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

19. Public Works Department

SUBJECT: Special Tax Levy for Community Facilities District No. 2000-3 (Oxnard Blvd./Highway 101 Interchange).

RECOMMENDATION: That the City Council, acting as the legislative body of Community Facilities District No. 2000-3 (CFD No. 2000-3), adopt a resolution (Attachment A) setting a special tax rate within CFD No. 2000-3 (Oxnard Boulevard/Highway 101 Interchange) for Fiscal Year 2019-2020. (The Public Works and Transportation Committee approved 3-0.)

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

20. Public Works Department

SUBJECT: Statewide Park Development and Community Revitalization Program Grant Application.

RECOMMENDATION: That City Council adopt resolutions authorizing the City Manager to submit an application for \$8,500,000 in Statewide Park Development and Community Revitalization Program grant funds for the Campus Park Activation Project.

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

21. Public Works Department

SUBJECT: Approve Grant Fund Transfer, Allocations, and Contract Amendments to Rice Avenue at Fifth Street Grade Separation Project.

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

1. Transfer of \$12,406,000 Senate Bill 1 (SB1) Trade Corridor Enhancement Program (TCEP) grant funds from Fund 181 (State Gas Tax) to Fund 189 (TCEP);
2. A first amendment to Caltrans Cooperative Work Agreement No. 07-5065 upon receipt, identifying \$1,400,000 of SB1 TCEP grant for right-of-way (ROW) engineering;
3. A first amendment to WKE, Inc. Agreement A-8094, adding \$490,075 and adding subconsultant, Group Delta, Padre & Associates;
4. Authorize future changes to sub-consultants by the Public Works Director; and
5. Unappropriate \$23,000 from Fund 275 (Federal Railroad Administration Railroad Safe Transportation of Energy Products) transportation grant.
(Public Works and Transportation Committee approved 3-0.)

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

L. PUBLIC HEARINGS

1. Housing Department

SUBJECT: Fiscal Year 2019-20 Community Development Block Grant, HOME Investment Partnerships, and Hearth Emergency Solutions Grant Annual Action Plan Funding Recommendations. (15/20/25)

RECOMMENDATION: That the City Council:

1. Conduct a public hearing to receive and consider public comments regarding the Plan Year 2019 Annual Action Plan funding recommendations of the seventh and final year of the 2013-2019 Consolidated Plan;
2. Approve the 2019 Annual Action Plan with final recommended use of funds for the three entitlement grants, Community Development Block Grant, HOME Investment Partnerships grant and the Hearth Emergency Solutions Grant;
3. Authorize the City Manager to make any changes to the Annual Action Plan as directed by the City Council, including amending any budget appropriations approved by the City Council and requiring amendment to reflect the additional federal funding received;
4. Authorize the City Manager to execute the required applications, certifications, and other pertinent documents for the submission of the Annual Action Plan to the U.S. Department of Housing and Urban Development;
5. Authorize the City Manager to execute agreements and sign all agreements for the implementation of the Annual Action Plan including subrecipients, interdepartmental, and intradepartmental agreements; and
6. Authorize the City Manager to execute, from time to time, subsequent Annual Action Plan

administrative adjustments as authorized by the Citizen Participation Plan.

Legislative Body: City Council

Contact: Emilio Ramirez, (805) 385-8094

2. Community Development Department

SUBJECT: Planning & Zoning Permit No. 19-580-03 (Zoning Text Amendment - ZTA) – Amendments to Chapters 11 and 16, of the Oxnard City Code (OCC) Pertaining to Manufacturing, Testing, and Distribution of Cannabis. (20/15/10)

RECOMMENDATION: That the City Council:

1. Following the public hearing, approve the first reading by title only and waiving further reading an Ordinance of the City Council of the City of Oxnard adding Article XVI to Chapter 11 and amending Chapter 16 of the Oxnard City Code to permit cannabis manufacturing, testing, and distribution.
2. Adopt a resolution approving the live scan procedure to adopt an Originating Agency Identification (ORI) number to permit the City to obtain both state and federal (FBI) criminal histories for the regulation of cannabis applicants.

Legislative Body: City Council

Contact: Jeffrey Lambert, (805) 385-7882

M. REPORTS

1. Housing Department

SUBJECT: Low Rent Public Housing Budget for Fiscal Year 2020. (5/5/5)

RECOMMENDATION: That the Board of Commissioners of the Housing Authority of the City of Oxnard:

1. Adopt a resolution approving and adopting the recommended \$7,242,417 operating budget for the Low Rent Public Housing program (“LRPH”) for fiscal year 2020, as presented for each project area; and
2. Approve and authorize the use of \$539,323 of unrestricted cash and investments to fund the projected deficit.

Legislative Body: Housing Authority Board

Contact: Emilio Ramirez, (805) 385-8094

2. Housing Department

SUBJECT: Section 8 Housing Choice Voucher Program Budget for Fiscal Year 2020. (5/5/5)

RECOMMENDATION: That the Board of Commissioners of the Housing Authority of the City of Oxnard:

1. Adopt a resolution approving and adopting the recommended \$21,760,439 operating budget for the Section 8 Housing Choice Voucher Program (“Section 8”) for fiscal year 2020; and
2. Approve and authorize the use of \$234,189 of unrestricted cash/investments to fund the projected deficit.

Legislative Body: Housing Authority Board

Contact: Emilio Ramirez, (805) 385-8094

N. ADJOURNMENT