

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

(Items A2, A3, K-4 and K-5 added – 12/11/19)

OXNARD CITY COUNCIL

OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY

OXNARD FINANCING AUTHORITY

OXNARD HOUSING AUTHORITY

Council Chambers, 305 West Third Street

December 17, 2019

~~Closed Session – 5:00 PM~~

Appointment Items - 5:30 PM

Regular Meeting - 6:00 PM

NOTE: The Closed Session item has been removed from the agenda (as of 12/16/19) and the meeting will begin at **5:30 PM**.

A. ROLL CALL, POSTING OF AGENDA

THE FOLLOWING LEGISLATIVE BODIES ARE MEETING: City Council

A2. PUBLIC COMMENTS ON CLOSED SESSION ITEMS (added 12/11/19)

~~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.~~

A3. CLOSED SESSION (5:00 PM) (added 12/11/19)

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(4)) (City Council)

~~Based on existing facts and circumstances, the City Council shall decide whether to initiate litigation in one potential case.~~

B. OPENING CEREMONIES

Pledge of allegiance to the flag of the United States.

C. APPOINTMENT ITEMS (5:30 PM)

1. City Manager Department

SUBJECT: Oxnard Housing Report Update by Central Coast Alliance United for A Sustainable Economy (CAUSE) (10/10/5).

D. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA (6:00 PM)

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

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)

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.

E. 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.

1. Community Development Department

SUBJECT: Downtown Oxnard Revitalization Presentation. (15/10/10)

RECOMMENDATION: That the City Council receive a presentation from Marco LiMandri, President of New City America Inc., describing the success of San Diego's Little Italy Property Based Improvement District (PBID) and the potential for Downtown Oxnard.

Legislative Body: City Council

Contact: Jeffrey Lambert, (805) 385-7882

2. City Manager Department

SUBJECT: List of City Manager Approved Contracts - Informational Only (5/5/5).

RECOMMENDATION: That City Council receive and file the list of City Manager approved contracts for the period January 2019 through November 26, 2019.

Legislative Body: City Council

Contact: Alexander Nguyen, (805) 385-7430

F. 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.

G. 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.

H. 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.

I. INFORMATION/CONSENT AGENDA

1. City Clerk Department

SUBJECT: Approval of Minutes.

RECOMMENDATION: That the City Council approve the minutes of the December 3, 2019 regular meeting as presented.

Legislative Body: City Council

Contact: Michelle Ascencion, (805) 385-7805

2. City Manager Department

SUBJECT: Resolution Revising Appointment to and Meetings of the Measure O Citizen Oversight Committee.

RECOMMENDATION: That the City Council adopt a resolution revising Resolution No. 13,776 regarding the Measure O Citizen Oversight Committee.

Legislative Body: City Council

Contact: Shiri Klima, (805) 385-7487

3. Community Development Department

SUBJECT: Adoption of Ordinance Nos. 2969, 2970, and 2971 for Planning and Zoning Permit No. 19-580-04 - Zoning Text Amendment to Create Regulations for Short Term Rentals.

RECOMMENDATION: That the City Council approve for second reading (by title only and waive further reading) and adoption of Ordinance Nos. 2969, 2970, and 2971 regarding short term rentals.

Legislative Body: City Council

Contact: Jeffrey Lambert, (805) 385-7882

4. Housing Department

SUBJECT: Agreement for Continuation of Homeless Shelter Services at 351 South K Street.

RECOMMENDATION: That the City Council approve agreement with Mercy House (Agreement No. A-8194) for the continued operation and management of the Oxnard Navigation Center at its temporary location at 351 South K Street, Oxnard, in the amount of \$1,177,560 for the remainder of Fiscal Year 2019-20.

Legislative Body: City Council

Contact: Emilio Ramirez, (805) 385-8094

5. Human Resources Department

SUBJECT: Resolution Approving the Benefits for the Classifications Designated as Confidential Non-Management.

RECOMMENDATION: That the City Council approve the Resolution approving benefits for the classifications designated as confidential non-management.

Legislative Body: City Council

Contact: Steve Naveau, (805) 385-7947

6. Public Works Department

SUBJECT: Award Agreement A-8150 with MNS Engineers, Inc. for Construction Inspection Services for the OWTP Emergency Repairs Project.

RECOMMENDATION: That City Council approve and authorize the Mayor to execute Agreement A-8150 in the amount of \$248,944 with MNS Engineers, Inc., for Construction Inspection Services for the Oxnard Wastewater Treatment Plant (OWTP) Emergency Repairs Project PW 18-04 (196602). (Public Works and Transportation Committee approved 3-0)

Legislative Body: City Council

Contact: Rosemarie Gaglione, (805) 385-8055

7. Police Department

SUBJECT: Adoption of Ordinance No. 2973 Banning the Sale of Flavored Tobacco Products.

RECOMMENDATION: That the City Council adopt Ordinance No. 2973 amending Article XIV of Chapter 11 of the Oxnard City Code related to Tobacco Retailer Permits and the sale of flavored tobacco products.

Legislative Body: City Council

Contact: Scott Whitney, (805) 385-7624

8. Community Development Department

SUBJECT: Adoption of Ordinance No. 2972 Planning and Zoning Permit No. 19-580-05 (Zoning Text Amendment) – Amendment to the Oxnard City Code to Create Regulations for Cannabis Retail Dispensaries.

RECOMMENDATION: That the City Council adopts Ordinance No. 2972 (read by title only, waiving further reading) approving Planning and Zoning Permit No. 19-580-05 (Zoning Text Amendment) – Amendment to the Oxnard City Code to Create Regulations for Cannabis Retail Dispensaries.

Legislative Body: City Council

Contact: Jeffrey Lambert, (805) 385-7882

J. PUBLIC HEARINGS1. Community Development Department

SUBJECT: Appeal of the Planning Commission's Decision to Uphold Approval of Planning and Zoning Permit No. 17-500-19 (Special Use Permit) for a new Clinicas Medical Office Building at 2001 Statham Boulevard, Subject to Certain Findings and Conditions. (10/10/10)

RECOMMENDATION: That the City Council, upon conclusion of the public hearing, adopt a resolution denying the appeal and upholding a revised version of the Planning Commission's approval of Planning and Zoning Permit No. 17-500-19 (Special Use Permit) authorizing the construction of a smaller 34,074 square-foot medical office building on a 2.76-acre parcel located at 2001 Statham Boulevard (APN: 220-0-010-325). The project requires:

- 1) a reduction in the number of on-site parking spaces justified by a parking study,
- 2) a reduction in the number of loading and unloading parking spaces, and
- 3) an increase in the maximum allowable building height subject to certain findings and conditions.

Legislative Body: City Council

Contact: Jeffrey Lambert, (805) 385-7882

K. REPORTS

1. Human Resources Department

SUBJECT: Resolutions Approving Successor Memoranda of Understanding with Service Employees International Union and International Union of Operating Engineers. (10/5/5)

RECOMMENDATION: That the City Council approve the attached resolutions approving successor Memoranda of Understanding with Service Employees International Union and International Union of Operating Engineers.

Legislative Body: City Council

Contact: Steve Naveau, (805) 385-7947

2. City Manager Department

SUBJECT: Internal Auditor's 2018-19 Annual Work Plan, Contract Amendment and Resolution.
(10/5/10)

RECOMMENDATION: That the City Council:

1. Ratify the Internal Auditor Annual Work Plan Proposal for 2018-19;
2. Approve and authorize the Mayor to execute a First Amendment to Agreement No. A-7986 with Price Paige and Company to amend required protocols; and
3. Adopt a resolution delegating to the Finance and Governance Committee and its Chair (and in limited circumstances, the City Manager or City Attorney) oversight and coordination of Internal Auditor services, and amending the Whistleblower Hotline Policy.

Legislative Body: City Council

Contact: Shiri Klima, (805) 385-7487

3. City Manager Department

SUBJECT: Sale of City of Oxnard Rule 20A Credits. (5/10/5)

RECOMMENDATION: That the City Council approve the following resolution: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD APPROVING THE MEMORANDUM OF UNDERSTANDING FOR THE TRANSFER OF SOUTHERN CALIFORNIA EDISON RULE 20A CREDITS TO THE CITY OF LAGUNA BEACH IN EXCHANGE FOR GENERAL FUND DOLLARS AND AUTHORIZING THE CITY MANAGER TO TAKE ALL NECESSARY AND APPROPRIATE ACTIONS TO CARRY OUT THE PURPOSE AND INTENT OF THIS RESOLUTION; with the proceeds from the sale of the Rule 20A credits to be applied to the General Fund reserve.

Legislative Body: City Council

Contact: Alexander Nguyen, (805) 385-7430

4. City Clerk Department (added 12/11/19)

SUBJECT: Certificates of Sufficiency of Signatures for Four Initiative Petitions. (5/5/5)

RECOMMENDATION: That the City Council receive and file the certificates of sufficiency for the following four initiatives:

1. "New Requirements Regarding the Way in Which City Council Meetings, Council Committees

and Other City Legislative Bodies Are Run”

2. “Early Termination of Measure O Sales Tax If Specific Pavement Standards for City Streets and Alleys Are Not Met; Extension of Measure O Sales Tax For Additional Five Year Periods If Specific Pavement Standards Are Met”

3. “Expedited Processing of Certain City-Issued Development Permits If Projects Meet Specific Requirements and Project Applications Are Filed By Specified Professionals Who Have Received Required Training Pursuant to the New Program; Program Includes Audits of Approved Permits and Appeals of Certain Denied Permits and Adverse Certification Actions of the Specified Professionals to Newly Created Appeals Board and to the City Council” and

4. “Expansion of Duties of Elected City Treasurer By Appointing the City Treasurer as Director of Finance and Giving the City Treasurer Additional Duties Pursuant to that New Role: Authority Over City’s Finance Department; Selection and Oversight of Internal Auditor; Establishment, Preparation and Submittal of Monthly Financial Reports; Establishment, Preparation and Submittal of Monthly Performance Measurements for City Departments; and Preparation and Submittal of Annual City Budget.”

Legislative Body: City Council

Contact: Michelle Ascencion, (805) 385-7805

5. City Attorney Department (added 12/11/19)

SUBJECT: Consideration of Action on Certified Initiative Measures Titled:

1. “New Requirements Regarding the Way in Which City Council Meetings, Council Committees and Other City Legislative Bodies Are Run;”

2. “Early Termination of Measure O Sales Tax If Specific Pavement Standards for City Streets and Alleys Are Not Met; Extension of Measure O Sales Tax For Additional Five Year Periods If Specific Pavement Standards Are Met;”

3. “Expedited Processing of Certain City-Issued Development Permits If Projects Meet Specific Requirements and Project Applications Are Filed By Specified Professionals Who Have Received Required Training Pursuant to the New Program; Program Includes Audits of Approved Permits and Appeals of Certain Denied Permits and Adverse Certification Actions of the Specified Professionals to Newly Created Appeals Board and to the City Council;” and

4. “Expansion of Duties of Elected City Treasurer By Appointing the City Treasurer as Director of Finance and Giving the City Treasurer Additional Duties Pursuant to that New Role: Authority Over City’s Finance Department; Selection and Oversight of Internal Auditor; Establishment, Preparation and Submittal of Monthly Financial Reports; Establishment, Preparation and Submittal of Monthly Performance Measurements for City Departments; and Preparation and Submittal of Annual City Budget.” (5/10/15)

RECOMMENDATION: That the City Council:

1. For each initiative certified to date as sufficient by the City Clerk, either: a) adopt the ordinance, b) call an election, or c) order a report pursuant to Elections Code Section 9212; and

2. If calling the election, adopt resolution(s) ordering consolidation with the November 3, 2020 statewide election and requesting the County Clerk to conduct the election and authorizing the Board of Supervisors to canvass the returns.

Legislative Body: City Council

Contact: Stephen M. Fischer, (805) 385-7430

L. ADJOURNMENT