

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
Revised Consent Item J.1

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

July 20, 2021

Closed Session - 4:30 PM
Regular Meeting - 6:00 PM

This meeting is held pursuant to the State Emergency Services Act, the Governor's Emergency Declaration, and Governor's Executive Order N-29-20 to allow members of the City Council or staff to participate via teleconference.

As a precautionary measure to help slow the spread of COVID-19, the City Council facilities are temporarily closed to the public. The public is encouraged to view the meeting from home on the City's website at Oxnard.org/city-meetings, Spectrum channel 10, Frontier channel 35, or YouTube at Youtube.com/oxnardnews. Video recordings are typically available online immediately following the meeting. *Please see the link for the Measure M pre-recorded presentation video for each agenda item below.

The public may provide comments to the City Council via email at cityclerk@oxnard.org no later than 3:00 p.m. on the day of the meeting. Please identify the meeting date and agenda item in the Subject line.

A telephone option for public comments is also available at this time. Requests to speak must be submitted no later than 3:00 p.m. on the day of the meeting. Use the form on the city's website to submit your request: Oxnard.org/city-meetings, or call the City Clerk's Office at (805) 385-7803, or email your request to cityclerk@oxnard.org.

*The City has filed pre-election and post-election lawsuits regarding the validity of Measure M. The judge has not yet ruled on the legal sufficiency of Measure M.

A. ROLL CALL, POSTING OF AGENDA

THE FOLLOWING LEGISLATIVE BODIES ARE MEETING: City Council

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

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.

C. CLOSED SESSION (4:30 PM)

1. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION (Government Code Section 54956.9(d)(1))

Name of case: City of Oxnard v. Brownstein, Hyatt, Farber, Schreck, LLP
Los Angeles County Superior Court, Case No. 20STCV19575
Legislative Body: City Council

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: (Presentation / Council Discussion / Public Comment)

2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – (Government Code section 54956.8)

Property: 1800 Solar Drive, Oxnard, CA (APN 213-0-070-055)

Agency Negotiators: Omar Castro, Tim Genske and Brian Hutchenson

Negotiating Parties: City of Oxnard and Mission Produce Inc.

Under Negotiation: Price and terms of payment

Legislative Body: City Council

D. OPENING CEREMONIES (6:00 PM)

Pledge of allegiance to the flag of the United States.

E. 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 requests shall be submitted as set forth on the first page of this agenda. Speakers are limited to three minutes. If the allotted 30 minute time period expires before all speakers have had the opportunity to speak, the remaining speakers will be given an opportunity to speak 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.

F. 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. City Manager Department

SUBJECT: COVID-19 Update from Director of Emergency Services. (10/5/5)

RECOMMENDATION: That the City Council receive and file an update from the Director of Emergency Services on the COVID-19 Local Emergency.

Legislative Body: City Council

Contact: Alexander Nguyen, (805) 385-7430

G. 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.

1. City Manager Department

SUBJECT: Appointment of Members to Serve on the City's Downtown Design Review Committee. (0/5/5)

RECOMMENDATION: That the City Council make the following appointments to the Downtown Design Review Committee: David Ferrin and Tyson Cline. (This is item did not originate in Committee).

Please click the following link to view the required Measure M pre-recorded presentation video: <https://youtu.be/gq1Qn0Drsio>

Legislative Body: City Council

Contact: Shiri Klima, (805) 385-7487

H. 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.

I. 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.

J. INFORMATION/CONSENT AGENDA

1. City Clerk Department

SUBJECT: Approval of Minutes.

RECOMMENDATION: That the City Council approve the minutes of the February 2, 2021; February 4, 2021; February 16, 2021; and February 25, 2021 regular meetings as presented.

Legislative Body: City Council

Contact: Rose Chaparro, (805) 385-7805

2. Community Development Department

SUBJECT: Agreement #9201-21-CD with Rincon Consultants and Agreement #9202-21-CD with CSG Consultants, Inc. for On-Call Planning and Permit Processing Services.

RECOMMENDATION: That the City Council approve Agreement #9201-21-CD with Rincon Consultants (Rincon) in the amount of \$750,000 and Agreement #9202-21-CD with CSG Consultants, Inc. (CSG) in the amount of \$250,000, for on-call Planning and Permit Processing Services for a period of three-years with up to two one-year extensions.

(Community Services, Public Safety, Housing & Development Committee approved 3-0)

Legislative Body: City Council

Contact: Vyto Adomaitis, (805) 385-7882

3. Public Works Department

SUBJECT: Amendments to On-Call Professional Services Agreements.

RECOMMENDATION: That the City Council authorize the Mayor to execute the following Amendments totaling \$1,250,000 for on-call professional service agreements:

1. First Amendment to Agreement 8699-19-PW with Filippin Engineering, Inc. to increase the contract by \$150,000 for a new contract value amount of \$400,000 with a term date of September 3, 2022;
2. First Amendment to Agreement 8795-19-PW with Casamar Group, LLC to increase the contract by \$300,000 for a new contract value amount of \$500,000 with a term date of October 14, 2022;
3. Second Amendment to Agreement 8256-18-PW with Twining, Inc. to increase the contract by \$250,000 for a new contract value amount of \$600,000 with a term date of December 31, 2021;
4. Second Amendment to Agreement A-8079 with Leighton Consulting, Inc. to increase the contract by \$250,000 for a new contract value amount of \$600,000 with a term date of December 31, 2021; and
5. Third Amendment to Agreement A-8177 with Encompass Consultant Group, Inc. to increase the contract by \$300,000 for a new contract value amount of \$800,000 with a term date of October 1, 2022.

(Public Works and Transportation Committee approved 3-0)

Legislative Body: City Council

Contact: Brian Yanez, (805) 200-5412

4. Public Works Department

SUBJECT: Operational Technical Services, LLC, Agreement A-8335 for On-Call Operations Support for Water, Recycled Water and Wastewater.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute Agreement A-8335 with Operational Technical Services, LLC, (OTS) in the amount not to exceed \$400,000 for a three-year term ending July 20, 2024, for on-call operational support services for Water, Recycled Water and Wastewater Divisions.

(Public Works and Transportation Committee approved 3-0)

Legislative Body: City Council

Contact: Brian Yanez, (805) 200-5412

5. Public Works Department

SUBJECT: Agreement A-8330 with Carollo Engineers, Inc. for Studies Related to Food Waste Preprocessing and Implementation of Co-digestion Project PW 21-49.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute Agreement A-8330 with Carollo Engineers, Inc. in the amount not to exceed \$246,744 and a term date of July 19, 2022 for professional services for the OWTP Reliability Improvement Projects. (This item did not originate in Committee as this is a capital improvement project specifically listed in the City's Capital Improvement Program.)

Legislative Body: City Council

Contact: Brian Yanez, (805) 200-5412

6. Public Works Department

SUBJECT: Annual Reports and Resolution on Development Impact Fees (AB1600) for Fiscal Years Ended June 30, 2018, June 30, 2019 and June 30, 2020 and Five-Year Report.

RECOMMENDATION: That the City Council:

1. Receive and file the annual development impact fee reports (AB1600) for the fiscal years ended June 30, 2018, June 30, 2019 and June 30, 2020; and

2. Adopt a Resolution of the City Council making findings and reaffirming the necessity of certain Development Impact Fees.

(This item did not originate in Committee.)

Legislative Body: City Council

Contact: Kevin Riper, (805) 385-7475

7. Human Resources Department

SUBJECT: Termination of City of Oxnard City Corps Social Security Replacement Plan.

RECOMMENDATION: That the City Council adopt a resolution terminating the already-frozen City of Oxnard City Corps Social Security Replacement Plan, authorizing distribution of all refunds and benefits under the Plan following such termination, and delegating authority to take all necessary and appropriate actions to effectuate the Plan's termination.

(The Finance and Governance Committee approved 3-0 on June 22, 2021, to approve the staff recommendation and to forward the item for Council approval.)

Legislative Body: City Council

Contact: Steve Naveau, (805) 385-7947

K. REPORTS

1. Community Development Department

SUBJECT: Avalon Homes Project Affordable Housing In-Lieu Fee Request: Planning and Zoning (PZ) Permit No. 20-600-07 (Pre-Application) located southeast of the corner of South Harbor Boulevard and West Fifth Street and just north of the existing Oxnard Dunes subdivision (APNs: 196-0-010-275, -225, and -235). (0/10/10)

RECOMMENDATION: That the City Council receive a summary report and provide comments on a Pre-Application request by Oxnard Dunes, LLC to pay the City's Affordable Housing In-Lieu Fee estimated at \$2,016,000 instead of constructing six (6) affordable housing units onsite for a proposed residential subdivision project consisting of a maximum of 56 residential dwelling units on 8.75 acres of a 38.33 acre property consistent with Ordinance No. 2980.
(This item did not originate in Committee.)

Please click the following link to view the required Measure M pre-recorded presentation video: <https://youtu.be/2sW2tH-Tkh0>

Legislative Body: City Council

Contact: Vyto Adomaitis, (805) 385-7882

2. Community Development Department

SUBJECT: Master License Agreement For Wireless Installation on Municipal Facilities. (0/10/10)

RECOMMENDATION:

That the City Council Approve a resolution for the MLA, inclusive of the Site Permit Process and Design Standards, for Wireless Installation on Municipal Facilities.

(Public Works and Transportation Committee provided input and recommended Council Consideration of the subject matter with a 3-0 vote).

Please click the following link to view the required Measure M pre-recorded presentation video: <https://youtu.be/WMxKfvKRX8U>

Legislative Body: City Council

Contact: Vyto Adomaitis, (805) 385-7882

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3. Public Works Department

SUBJECT: Introduction of an Ordinance Amending Chapter 19: Public Works, Article I: Sewerage System; Wastewater Disposal of the Oxnard City Code. (0/10/10)

RECOMMENDATION: That the City Council approve the first reading by title only and waive further reading of an ordinance amending Oxnard Code of Ordinances, Chapter 19: Public Works, Article I: Sewerage System; Wastewater Disposal, sections:

- 19-3 Abbreviations;
- 19-4 Definitions;
- 19-25 Prohibited; discharge standards;
- 19-26 Local limits;
- 19-36 Additional pretreatment measures;
- 19-43 Discharges from food establishments, vehicle maintenance facilities, and commercial and industrial laundries; and
- 19-51 Industrial wastewater discharge permit requirements

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

Please click the following link to view the required Measure M pre-recorded presentation video: <https://youtu.be/JpoexeCNk1M>

Legislative Body: City Council

Contact: Brian Yanez, (805) 200-5412

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4. Public Works Department

SUBJECT: Award Agreement A-8354 to Toro Enterprises, Inc., for La Colonia Green Alleys Improvement Project, Specification No. PW 18-63. (0/5/5)

RECOMMENDATION: That the City Council:

1. Approve and authorize the Mayor to execute Agreement A-8354 with Toro Enterprises, Inc. in the amount of \$1,472,882.50 for the La Colonia Green Alleys Improvement Project, Specification No. PW 18-63 (Project No. 183104).
2. Approve \$147,288 for project contingency for the La Colonia Green Alleys Improvement Project (Project No. 183104);
3. Approve \$147,288 for engineering, inspection, survey and project management for the La Colonia Green Alleys Improvement Project (Project No. 183104);
4. Approve a budget appropriation transfer of \$873,216 from the Street Maintenance Operations General Fund (101) budget to the General Fund Capital Outlay Fund (301) budget for these improvement projects.

(This item did not originate in Committee as this is a capital improvement project specifically listed in the City's Capital Improvement Program.)

Please click the following link to view the required Measure M pre-recorded presentation video: <https://youtu.be/-J9V7EF2Rio>

Legislative Body: City Council

Contact: Brian Yanez, (805) 200-5412

5. Public Works Department

SUBJECT: Award Agreements to Granite Construction Company: A-8353 for On-Call Arterial Streets Improvement Project, Specification No. PW 21-88, Agreement A-8352 for On-Call Concrete Improvement Project, Specification No. PW 21-90 and Agreement A-8351 for On-Call Local and Collector Streets Improvement Project, Specification No. PW 21-87. (0/5/5)

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

1. Execute Agreement A-8353 with Granite Construction Company in the not to exceed amount of \$12,000,000 for a one year term ending August 31, 2022, with the option to extend for up to two (2) consecutive periods of one year each, for a total contract not to exceed amount up to \$36,000,000, for On-Call Arterial Streets Improvements, Specification No. PW 21-88 (Project No. 223102);
2. Execute Agreement A-8352 with Granite Construction Company in the not to exceed amount of \$10,000,000 for a one year term ending August 31, 2022, with the option to extend for up to two (2) consecutive periods of one year each, for a total contract not to exceed amount up to \$30,000,000, for On-Call Concrete Improvements, Specification No. PW 21-90 (Project No. 215709);
3. Execute Agreement A-8351 with Granite Construction Company in the not to exceed amount of \$12,000,000 for a one year term ending August 31, 2022, with the option to extend for up to two (2) consecutive periods of one year each, for a total contract not to exceed amount up to \$36,000,000, for On-Call Local and Collector Streets Improvements, Specification No. PW 21-87 (Project Nos. 183106, 203102, 205702, 215707, 215708, 223106); and
4. Approve budget appropriation transfers of \$3,863,784 from the Street Maintenance Operations General Fund (101) budget to the Capital Outlay Fund (301) budget for these improvement projects in FY 2021-22.

(This item did not originate in Committee as this is a capital improvement project specifically listed in the City's Capital Improvement Program.)

Please click the following link to view the required Measure M pre-recorded presentation video: <https://youtu.be/2qlqiBiQzYU>

Legislative Body: City Council

Contact: Brian Yanez, (805) 200-5412

L. ADJOURNMENT