

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

L.1 Consent 9/21 Minutes Revised (N.1) & 10/5 Minutes Revised (J.3 Public Hearing)
D.1 Appointment Item - Presentation Link Added & N.2 Reports – Presentation Link Added

AGENDA

OXNARD CITY COUNCIL

OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY

OXNARD FINANCING AUTHORITY

OXNARD HOUSING AUTHORITY

Council Chambers, 305 West Third Street

November 16, 2021

Closed Session - 4:30 PM

Closed Session Only - Public Comments Dial: 805-276-4238

Appointment Items - 5:30 PM & Regular Meeting - 6:00 PM

Zoom details to call-in for Public Comment

1. Dial Phone Number: (888) 475-4499

2. Enter Meeting ID: 889 9291 9547

3. Passcode: 123695

While in the Zoom waiting room, once the Mayor calls for public speakers for the agenda item on which you wish to speak, press *9 to raise your hand to inform the clerk you would like to speak during that agenda item. Once called on, press *6 to unmute your phone. Speakers shall have up to three minutes to speak per agenda item.

This meeting is being held in accordance with Assembly Bill 361, allowing members of the City Council, members of the public and staff to participate via teleconference.

Consistent with City policies imposed to promote social distancing, the facility where the City Council regularly meets is temporarily closed to the public. The public is encouraged to view the meeting from home on Spectrum channel 10, Frontier channel 35, or YouTube at [Youtube.com/oxnardnews](https://www.youtube.com/oxnardnews). Video recordings of the meeting are typically available online following the meeting at the City's website at www.oxnard.org/city-meetings.

*Please see the link for the Measure M pre-recorded presentation video for each item listed on this agenda.

YOU MAY PARTICIPATE IN THE MEETING IN THE FOLLOWING WAYS:

1. EMAILING COMMENTS OR REQUESTING TO SIGN UP TO SPEAK BEFORE THE MEETING

- a. Submit an email to cityclerk@oxnard.org no later than 3 p.m. on the day of the meeting (Please indicate the agenda item number in the subject line). All email correspondence will be forwarded to the City Council prior to the start of the meeting and made part of the legislative record.
- b. Submit a request to speak by no later than 3 p.m. on the day of the meeting by using the form available at www.oxnard.org/city-meetings, emailing the City Clerk at cityclerk@oxnard.org, or calling the City Clerk at (805) 385-7803.

2. PROVIDING PUBLIC COMMENTS DURING THE MEETING

- a. To provide public comment without requesting to speak prior to the meeting, during the meeting dial (888) 475-4499 and enter the Meeting ID and Passcode listed above as the Zoom details for this meeting.
- b. Public comments on agenda items shall be taken following the announcement of the item. After all public speakers have been given an opportunity to speak on an agenda item, the public comment period shall be held open for three minutes to allow additional speakers to register or otherwise be recognized for the purpose of providing public comment. During this three minute time period, the City Council or staff may discuss the item being considered or briefly respond to previous comments.

Detailed participation instructions can be found at www.oxnard.org/city-meetings.

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)

In the event of a disruption which prevents a legislative body of the City of Oxnard from broadcasting a meeting using a call-in option or internet-based service option, or in the event of a disruption within the City's control which prevents members of the public from offering public comment using the call-in option or internet-based service option, the legislative body shall take no further action on items appearing on a meeting agenda until public access to the meeting via the call-in option or internet-based service option is restored. However, if any of the broadcast options are disrupted, but any of the other broadcast options is still available to the public, the legislative body may take further action on items appearing on a meeting agenda without waiting for the disrupted broadcast option(s) to be restored.

* The City has filed pre-election and post-election lawsuits regarding the validity 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: Jose Alvarez; et al. v. City of Oxnard

United States District Court, Central District, Case No. 2:19-cv-08044-PSG-JC

Legislative Body: City Council

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

Name of case: Aaron Starr v. Rose Chaparro

Court of Appeal of the State of California, Second Appellate District, Case No. 2d Civ. No.

B307585

Legislative Body: City Council

3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Government Code section 54956.9(d)(2))

Based on existing facts and circumstances, there is significant exposure to litigation against the City in one potential case regarding a claim for utility payment refund or credit filed by Dandy Cooling Co.

Legislative Body: City Council

D. APPOINTMENT ITEMS (5:30 PM)

1. Cultural & Community Services Department

SUBJECT: Oxnard Performing Arts and Convention Center Annual Report. (10/10/10)

RECOMMENDATION: That the Oxnard City Council receive the annual report from Sterling Venue Ventures on the Oxnard Performing Arts Center management agreement.

(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/61UgrVak78>

Legislative Body: City Council

Contact: Terrel Harrison, (805) 385-7994

E. OPENING CEREMONIES (6:00 PM)

Pledge of allegiance to the flag of the United States.

F. CEREMONIAL ITEMS

1. SUBJECT: Presentation of the Annual Community Relations Commission Community Recognition Awards.
2. SUBJECT: Presentation of a Proclamation Designating December 1, 2021 as "World AIDS Day."

G. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

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. After 30 minutes, if all speakers have not 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.

H. 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:

1. Receive and file an update from the Director of Emergency Services on the COVID19 Local Emergency.
2. Re-authorize remote teleconference meetings of the legislative bodies of the City of Oxnard in accordance with Assembly Bill 361.
Legislative Body: City Council
Contact: Alexander Nguyen, (805) 385-7430

I. 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.

J. 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.

K. 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.

L. INFORMATION/CONSENT AGENDA

1. City Clerk Department

SUBJECT: Approval of Minutes.

RECOMMENDATION: That the City Council approve the minutes of the September 21, 2021, and October 5, 2021 regular meetings; and the September 30, 2021 special meeting as presented.

Legislative Body: City Council

Contact: Rose Chaparro, (805) 385-7805

2. Police Department

SUBJECT: Ventura County SAFE Incident Responder Grant Program.

RECOMMENDATION: That the City Council adopt a resolution:

1. Authorizing the City Manager to execute and apply for \$176,200 in grant funds from the Service Authority for Freeway Emergencies (SAFE) Grant Program, to be used for the purchase of an emergency response vehicle, handheld FARO scanner, traffic control devices, and a UAV with mapping software.

2. Authorizing the City Manager or his designee to execute grant agreements and appropriate funds upon confirmation of the grant award.

3. Authorizing the Chief Financial Officer or designee to submit financial reports and grant claims and approve budget appropriations for use of SAFE grant funds.

4. Authorizing the Chief of Police or designee to submit all program-related progress or status reports.

(This item did not originate in Committee.)

Legislative Body: City Council

Contact: Jason Benites, (805) 385-7624

3. Public Works Department

SUBJECT: Grant Application for Tree Mortality Event CDAA-2015-05.

RECOMMENDATION: That the City Council adopt a resolution:

1. Authorizing the City Manager to submit an application for \$75,000 in federal financial assistance under the Disaster Relief Act of 1974 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act to be used for the Tree Mortality Event CDAA-2015-05 response;

2. Authorizing the Chief Financial Officer or designee to submit financial reports and grant claims for the use of grant funds;

3. And approve a budget appropriation recognizing \$82,500 in grant revenue and appropriation of grant funds.

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

4. Fire Department

SUBJECT: Authorization to Submit a Grant to Ventura County Service Authority for Freeway Emergencies (SAFE) for \$440,627 for the Purchase of Battery-Operated Extrication Equipment for Ventura County Fire Protection District, and the Cities of Oxnard, Ventura and Fillmore Fire Departments. (No matching funds required).

RECOMMENDATION: That City Council adopts a resolution:

1. That ratifies the submission of an application to the Ventura County Transportation Commission for \$440,627 for the purchase of battery-operated extrication equipment for Ventura County Fire Protection District, and the Cities of Oxnard, Ventura, and Fillmore Fire Departments;
2. That authorizes the City Manager or designee to execute the agreements if grant funds are awarded to the City;
3. That authorizes the Chief Financial Officer or designee to submit financial reports and grant claims, approve budget appropriations during FY2021-2023 for the use of grant funds and perform all other required financial actions; and
4. That authorizes the Fire Chief or designee to submit non-financial reports.

Legislative Body: City Council

Contact: Alexander Hamilton, (805) 385-7700

5. Public Works Department

SUBJECT: Budget Appropriation for the PAL Gymnasium South Wing Roof Replacement Project PW 20-11.

RECOMMENDATION: That the City Council approve and authorize:

1. The City Manager to execute a budget appropriation transfer in the amount of \$180,385 from the Saviers Road Street Resurfacing Project (203007) to the PAL Gym Roof Replacement Project (205501) in the 2006 TAB HERO Fund (315); and
2. An increase of \$50,000 in Project contingency from \$20,649 to \$70,649 for use in this Project and to extend the completion date to February 28, 2022.

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

6. Cultural & Community Services Department

SUBJECT: Resolution Commending Lisa Marie Ayala for over 37 Years of Exemplary Service to the City of Oxnard.

RECOMMENDATION: That the City Council adopt a resolution commending Lisa Marie Ayala for over 37 years of exemplary service to the City of Oxnard.

Legislative Body: City Council

Contact: Terrel Harrison, (805) 385-7994

7. Police Department

SUBJECT: Edward Byrne Memorial Justice Assistance Grant FY2018 Local JAG.

RECOMMENDATION: That City Council adopt a resolution:

1. Authorizing the City Manager to execute a submitted application for the U.S. Department of Justice (DOJ) grants funds in the revised amount of \$117,551 from the Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program's FY2018 Local Solicitation;
2. Authorizing the City Manager to execute a revised Memorandum of Understanding with the County of Ventura and the Cities of San Buenaventura and Simi Valley designating the City of

Oxnard as the lead agency and fiscal agent for the 2018 JAG.; and

3. Authorizing the City Manager or designee to execute grant agreements and appropriate funds upon notification of the grant award.

Legislative Body: City Council

Contact: Jason Benites, (805) 385-7624

8. Public Works Department

SUBJECT: Adopt Ordinance No. 3005 for the Dissolution of the City of Oxnard Community Facilities District No. 6 (Northshore at Mandalay Bay).

RECOMMENDATION: That the City Council adopt Ordinance No. 3005 Ceasing Levy of Special Tax, Extinguishing Lien and Dissolving Community Facilities District No. 6 (Northshore at Mandalay Bay).

(This item was introduced at the October 19, 2021 City Council meeting, therefore this item did not originate in Committee.)

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

9. Housing Department

SUBJECT: City Participation in the Emergency Rental Assistance Program.

RECOMMENDATION: That the City Council:

1. Adopt a Resolution Authorizing the City's Participation in the State Rental Assistance Program - 2 ("SRA - 2") and Directing the City Manager to Take Actions to Effectuate the City's Participation;

2. Authorize and Direct the City Manager or his Designee to enter into an Agreement with the State of California Housing and Community Development Department ("HCD") governing the administration of the City's direct allocation of federal Emergency Rental Assistance Program ("ERAP-2") on behalf of the City; and

3. Authorize and Direct the City Manager or his Designee to accept an allocation of \$93,155.92 from the HCD for the purpose of defraying the costs of administration of the ERAP-1 program, and approve and authorize a budget appropriation in that amount (to Fund 261-5139, project 775235).

Legislative Body: City Council

Contact: Emilio Ramirez, (805) 385-8094

10. Public Works Department

SUBJECT: Agreement A-8368 with Toter, LLC for the Purchase of Residential Containers and Parts for the Environmental Resources Division.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute Agreement A-8368 with Toter, LLC in the amount not to exceed \$750,000 for a three-year term ending December 31, 2024 for the purchase of residential containers and parts.

(Public Works and Transportation Committee approved 3-0)

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

11. Public Works Department

SUBJECT: Agreement A-8380 with Chrisp Company for On-Call Street Striping and Marking Services PW 22-17.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute Agreement A-8380 with Chrisp Company in the amount not to exceed \$435,000 for a three-year term for On-Call Street Striping and Marking Services PW 22-17.

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

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

12. Public Works Department

SUBJECT: Purchase Order with PB Loader Corporation for Two New Asphalt Patch Truck Purchases for Streets Division.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Purchase Order with PB Loader Corporation in the amount not to exceed \$496,346 for the purchase of two (2) new Asphalt Patch Trucks for the Street Maintenance Division.

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

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

13. Public Works Department

SUBJECT: Purchase Order with Quinn Company for Heavy Equipment for the Water Division.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Purchase Order with Quinn Company in the amount not to exceed \$407,128.75 for heavy equipment for the Water Division.

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

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

M. PUBLIC HEARINGS1. Housing Department

SUBJECT: Consolidated Annual Performance and Evaluation Report (CAPER) for Fiscal Year 2020-21. (0/10/10)

RECOMMENDATION: That the City Council:

1. Conduct a public hearing to receive comments regarding the Consolidated Annual Performance and Evaluation Report for Fiscal Year 2020-21 to be submitted to the United States Department of Housing and Urban Development, Office of Community Planning and Development; and

2. Review and file the City of Oxnard's Consolidated Annual Performance and Evaluation Report for FY 2020-21.

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

Legislative Body: City Council

Contact: Emilio Ramirez, (805) 385-8094

N. REPORTS1. City Manager Department

SUBJECT: A Resolution of the City Council of the City of Oxnard authorizing the City Manager to refund employee givebacks to former employees.

RECOMMENDATION: That the Oxnard City Council adopt the attached Resolution authorizing the City Manager to refund benefit givebacks made by former City employees.

Legislative Body: City Council

Contact: Alexander Nguyen, (805) 385-7430

2. City Treasurer

SUBJECT: City Treasurer's Quarterly Investment Report for the Period Ending September 30, 2021. (0/5/5)

RECOMMENDATION: That the City Council receive and file the quarterly report for the period ending September 30, 2021. (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/DynDNdGbab0>

Legislative Body: City Council

Contact: Phillip Molina, (805) 385-7808

O. ADJOURNMENT