

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.



AGENDA
OXNARD CITY COUNCIL
OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY
OXNARD FINANCING AUTHORITY
OXNARD HOUSING AUTHORITY

Meeting Location: Council Chambers, 305 West Third Street

June 7, 2022

Closed Session - 4:30 PM

Regular Meeting - 6:00 PM

Zoom details to call-in for public comment during a meeting:

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

2. **Enter Meeting ID: 856 6274 5187**

3. **Passcode: 076552**

If you wish to speak during public comments or a particular item on the agenda, please sign-on by following the zoom calling in steps listed above. Once the Mayor calls for public speakers, press *9 to raise your hand to inform the City Clerk you would like to speak during the public speaking section for that particular item on the agenda, while in the zoom waiting room.

The public may view the meeting from home on Spectrum channel 10, Frontier channel 35, or YouTube at 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. ATTEND THE MEETING AT THE LOCATION LISTED ABOVE: Submit a speaker card to the City Clerk.
2. EMAIL COMMENTS OR SIGN UP TO SPEAK REMOTELY BEFORE THE MEETING
 - a. 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/citymeetings.
 - b. Submit an email to cityclerk@oxnard.org no later than 3 p.m. on the day of the meeting (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.
 - c. Contact the City Clerk's Office at (805) 385-7803 to submit your request.
3. PROVIDING PUBLIC COMMENTS REMOTELY DURING THE MEETING
 - a. To provide public comment during the meeting dial (888) 475-4499 and enter the Meeting ID and Passcode listed above as the Zoom details for this meeting. When the Mayor announces the particular item on the agenda you want to speak on, press *9 to raise your hand while in the zoom waiting room. Once called on, press *6 to unmute your phone.

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)

June 7, 2022

PAGE 2

- b. Public comments on agenda items will be taken following the announcement of the item. After the item is announced, members of the public may register or otherwise be recognized for the purpose of providing public comment.

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

* 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 and the Housing Authority.

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: Aaron Starr v. Rose Chaparro; et al.
Court of Appeal of the State of California, Second Appellate District, Case No. B307585 (Super. Ct. No. 56-2020-00541757-CU-WM-VTA)
Legislative Body: City Council
2. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION (Government Code Section 54956.9(d)(1))
Name of case: Tai Hartley; et al. v. City of Oxnard; et al.
Ventura County Superior Court, Case No. 56-2022-00565918-CU-WM-VTA
Legislative Body: City Council
3. CONFERENCE WITH LEGAL COUNSEL — EXISTING LITIGATION (Government Code Section 54956.9(d)(1))
Name of case: City of Oxnard v. County of Ventura
Court of Appeal of the State of California, Second Appellate District, Case No. B312348 (Super. Ct. No. 56-2021-00552428-CU-WM-VTA)
Legislative Body: City Council

D. OPENING CEREMONIES (6:00 PM)

Pledge of allegiance to the flag of the United States.

E. CEREMONIAL ITEMS

1. SUBJECT: Presentation of a Commendation to Jaime Villa for his Superior Performance During COVID.
2. SUBJECT: Presentation of a Proclamation Designating the Month of June, 2022 as "Pride Month in the City of Oxnard."
3. SUBJECT: Presentation of a Proclamation Designating the Month of June, 2022 as "Elder and Disability Abuse Awareness Month."

F. 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.

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 April 19, 2022 regular meeting as presented.

Legislative Body: City Council

Contact: Rose Chaparro, (805) 385-7805

2. Finance Department

SUBJECT: Annual Delegation of Investment Authority

RECOMMENDATION: That the City Council adopt a resolution delegating investment authority to the City Treasurer for FY 2022-23.

Legislative Body: City Council

Contact: Betsy George, (805) 200-5400

3. Public Works Department

SUBJECT: Agreement A-8466 with MNS Engineers, Inc. for Professional Services for the Safe Routes to School Safety and Enhancements Project PW 22-87.

RECOMMENDATION: That the City Council:

1. Approve and authorize the Mayor to execute Agreement A-8466 with MNS Engineers, Inc. in the amount of \$511,652 for Plans, Specifications and Estimates and Non-Infrastructure Plans for the Safe Routes to School Safety and Enhancements Project 223109; and
2. Approve a budget appropriation in the amount of \$61,402 from the available fund balance in Transportation Development Act (TDA) Article 3 Fund 214 to Safe Routes to School Safety and Enhancements Project 223109.

(This item did not originate in Committee as this is a capital improvement project specifically listed in the City's Capital Improvement Program budget, which was previously approved by the City Council.)

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

4. Public Works Department

SUBJECT: Senate Bill 1 (SB1) Local Streets and Road Maintenance and Rehabilitation Account (RMRA) Project List for Fiscal Year 2022-23.

RECOMMENDATION: That the City Council adopt a resolution to:

1. Adopt the Fiscal Year 2022-23 project list of Senate Bill 1 (SB1) proposed projects that will be funded in part or solely with Road Maintenance and Rehabilitation Account revenues; and
2. Authorize the City Manager to take whatever actions are necessary and appropriate to carry out the purpose and intent of the resolution.

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

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

5. Community Development Department

SUBJECT: Deferred Development Impact Fee Agreement for Central Terrace Project, located at 217-235 East Sixth Street.

RECOMMENDATION: That the Oxnard City Council approve, and authorize the Mayor to execute Agreement No. A-8473 with Many Mansions Central Terrace LP deferring development impact fees to the time of final inspection or the date the certificate of occupancy is issued, whichever comes first, in the amount of \$825,683.16 for the Central Terrace Project (PZ 20-200-06).

Legislative Body: City Council

Contact: Vyto Adomaitis, (805) 385-7882

6. Finance Department

SUBJECT: Increase of \$100,000 to the Not to Exceed (NTE) Amount for Amazon Business.

RECOMMENDATION: That the City Council ratify the City's not to exceed limit for Amazon

Business by adding \$100,000 (for a new total of \$300,000) for the continued purchase of products through June 30, 2022.

(Finance and Governance Committee approved 2-0)

Legislative Body: City Council

Contact: Betsy George, (805) 200-5400

7. City Attorney Department

SUBJECT: Adoption of a City Ordinance that establishes a Military Equipment Use Policy for the Police Department.

RECOMMENDATION: That the City Council adopt an ordinance amending Chapter 2 Article III Division 7 of the Oxnard City Code that is titled:

"AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OXNARD AMENDING CHAPTER 2 ARTICLE III DIVISION 7 TO THE OXNARD CITY CODE GOVERNING THE USE OF MILITARY EQUIPMENT BY THE OXNARD POLICE DEPARTMENT"

Legislative Body: City Council

Contact: Jason Benites, (805) 385-7624

8. City Manager Department

SUBJECT: Sixth Amendment to Exclusive Negotiation Agreements between the City of Oxnard and Clear Channel Outdoor, LLC and between the City of Oxnard and Outfront Foster Interstate, LLC, both regarding potential digital billboard sites along U.S. Highway 101.

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Sixth Amendment to Exclusive Negotiation Agreement:

1.) Between the City of Oxnard and Clear Channel Outdoor, LLC (A-8152) regarding potential digital billboard sites on the north side of U.S. Highway 101 between Rose Avenue and Del Norte Boulevard and the south side of U.S. Highway 101 between Vineyard Avenue and Rice Avenue to allow additional time and amend the area covered by the ENA; and

2.) Between the City of Oxnard and Outfront Foster Interstate, LLC (A-8153) regarding potential digital billboard sites adjacent to RiverPark Boulevard near Vineyard Avenue (APN 132-003-301) and City-owned property and right-of-way on the north side of U.S. Highway 101 between Vineyard Avenue and Rose Avenue to allow additional time.

(This item was not heard in Committee as it was authorized by the City Council on November 17, 2020).

Legislative Body: City Council

Contact: Ashley Golden, (805) 385-7478

9. Housing Department

SUBJECT: Acquisition of Property Located at 625 North A Street for the Proposed Family Justice Center.

RECOMMENDATION: That the City Council:

1. Approve and authorize the City Manager to sign a purchase and sale agreement with J & L Properties – Oxnard LLC (A-8478) with a purchase price of \$2,050,000 to acquire improved real

property located at 625 North A Street in Oxnard (the “Property”);

2. Authorize the payment of a brokerage fee to CBRE in the amount of \$60,000 plus transaction costs up to \$25,000; and

3. Authorize the City Manager to take additional necessary actions to facilitate the acquisition of the Property consistent with the terms of the transaction approved by the City Council.

Legislative Body: City Council

Contact: Emilio Ramirez, (805) 385-8094

L. REPORTS

1. City Manager Department

SUBJECT: Approval of Proposed Special Event Support Program and Budget for FY 22-23 (0/10/10)

RECOMMENDATION: That the City Council:

1. Approve the City’s new proposed Special Event Support Program; and
2. Allocate \$115,000.00 toward the Special Event Support Program in the FY 22-23 Budget.

Please click the following link to view the required Measure M pre-recorded presentation video: https://youtu.be/fKL51ady_SA

Legislative Body: City Council

Contact: Alexander Nguyen, (805) 385-7430

2. Public Works Department

SUBJECT: Utility Ratepayers Assistance Program (Project Assist) Update. (0/10/5)

RECOMMENDATION: That the City Council:

1. Adopt a resolution for the Utility Ratepayers Assistance Program (Project Assist) for Fiscal Year 2022-23 to assist eligible Oxnard residents and authorize staff to grant financial relief equal to a monthly \$15.00 maximum credit per utility bill charged to customers who meet the eligibility requirements discussed in this staff report up to the amount funded for Fiscal Year 2022-23; and
2. Authorize staff to direct up to \$145,000 from penalties charged to City utility customers who pay their bills late to fund Project Assist in Fiscal Year 2022-23.

(Finance and Governance Committee approved 3-0.)

Please click the following link to view the required Measure M pre-recorded presentation video: https://youtu.be/CwFyDc8rk_Q

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

3. Public Works Department

SUBJECT: Agreement A-8463 with Kiewit Infrastructure West Co. for Oxnard Wastewater Treatment Plant Reliability Improvements Project (Rebid) PW 20-27R. (0/5/5)

RECOMMENDATION: That the City Council approve and authorize the following for a total of

\$64,960,800 in Project funds for the Oxnard Wastewater Treatment Plant Reliability Improvements Project (Rebid), Specification No. PW 20-27R (No. 226606):

1. The Mayor to execute Agreement A-8463 with Kiewit Infrastructure West Co. in the amount of \$54,134,000 for the Project;
2. A Project contingency amount of \$5,413,400 for the Project;
3. A Project allocation amount of \$5,413,400 for engineering, inspection, survey and project management for the Project; and
4. Authorize the Finance Director or designee to approve administrative budget appropriation transfers of available balances for the use of this Project in the total amount not to exceed \$44,130,652.

This item did not originate in Committee as this is a capital improvement project specifically listed in the City's Capital Improvement Program budget, which was previously approved by the City Council.

Please click the following link to view the required Measure M pre-recorded presentation video: <https://youtu.be/MilCPsO4q7Y>

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

4. Finance Department

SUBJECT: FY 2022-23 Public Safety Property Tax Assessment. (0/10/10)

RECOMMENDATION: That the City Council adopt a resolution establishing the FY 2022-23 tax rates on property in the City of Oxnard for the payment of voter-approved obligations related to public safety personnel pension expenses.

(Item did not originate in Committee.)

Please click the following link to view the required Measure M pre-recorded presentation video: <https://youtu.be/3147sFKyi-E>

Legislative Body: City Council

Contact: Betsy George, (805) 200-5400

5. City Manager Department

SUBJECT: Schedule for Weaning Off Measure O (0/10/10)

RECOMMENDATION: That the City Council adopt a schedule of budget adjustments to programs funded through Measure O in anticipation of the coming 2029 sunset of the Measure O half cent-sales tax.

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

Legislative Body: City Council

Contact: Shiri Klima, (805) 385-7487

6. Public Works Department

SUBJECT: Fiscal Year 2022-23 Special Tax Levy for Community Facility Districts No. 1, 2, 3, 4, 5 and 2000-3. (0/5/5)

RECOMMENDATION: That the City Council acting as the legislative body for Community Facilities Districts (CFD) No. 1, 2, 3, 4, 5 and 2000-3:

1. Adopt a resolution setting a special tax rate within CFD No. 1 (Westport at Mandalay Bay) for Fiscal Year 2022-23;
2. Adopt a resolution setting a special tax rate within CFD No. 2 (Westport at Mandalay Bay) for Fiscal Year 2022-23;
3. Adopt a resolution setting a special tax rate within CFD No. 3 (Seabridge at Mandalay Bay) for Fiscal Year 2022-23;
4. Adopt a resolution setting a special tax rate within CFD No. 4 (Seabridge at Mandalay Bay) for Fiscal Year 2022-23;
5. Adopt a resolution setting a special tax rate within CFD No. 5 (Riverpark) for Fiscal Year 2022-23;
6. Adopt a resolution setting a special tax rate within CFD No. 2000-3 (Oxnard Boulevard/Highway 101 Interchange) for Fiscal Year 2022-23; and
7. Authorize the Public Works Director, or designee, to execute an agreement for Billing of Direct Assessments with the Ventura County Auditor-Controller to provide the service of placement of direct assessments on the Ventura County Secured Tax Roll.

Please click the following link to view the required Measure M pre-recorded presentation video: <https://youtu.be/E2EYKGpLRuU>

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

M. PUBLIC HEARINGS

1. Public Works Department

SUBJECT: Adoption of Resolution Approving the Amended Engineer's Report and Ordering the Levy and Collection of Assessments for Fiscal Year 2022-23 within the City's Landscape Maintenance Districts. (0/5/5)

RECOMMENDATION: That the City Council, acting as the legislative body for the City of Oxnard's (City) Landscape Maintenance Districts (LMDs):

1. Hold a public hearing to receive public testimony regarding the proposed Fiscal Year 2022-23 assessments in the City's LMDs; and
2. Adopt a resolution approving the Fiscal Year 2022-23 Amended Consolidated Engineer's Report and ordering the levy and collection of assessments for Fiscal Year 2022-23 within the City's LMDs pursuant to the Landscaping and Lighting Act of 1972.

(Finance & Governance Committee approved 3-0.)

Please click the following link to view the required Measure M pre-recorded presentation

video: <https://youtu.be/7rgsyPK-fQw>

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

2. Public Works Department

SUBJECT: Adoption of Resolution for the FY 2022-23 Levy Assessments in Waterways Maintenance District. (0/5/5)

RECOMMENDATION: That the City Council, acting as the legislative body for the Waterways Maintenance Assessment District:

1. Hold a public hearing regarding proposed assessments for the Waterways Maintenance District for Fiscal Year 2022-23, and
2. Adopt a resolution to levy the special assessments within the Waterways Maintenance District for Fiscal Year 2022-23.

Please click the following link to view the required Measure M pre-recorded presentation

video: <https://youtu.be/Plv5PLa6dO4>

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

3. Public Works Department

SUBJECT: Adoption of Resolution for the FY 2022-23 Levy Assessments in Mandalay Beach Maintenance District. (0/5/5)

RECOMMENDATION: That the City Council, acting as the legislative body for the Mandalay Beach Maintenance District:

1. Hold a public hearing to receive public testimony regarding the proposed Fiscal Year 2022-23 assessments for the Mandalay Beach Maintenance District; and
2. Adopt a resolution to levy the special tax assessment for Fiscal Year 2022-23 within the Mandalay Beach Maintenance District for Fiscal Year 2022-23.

Please click the following link to view the required Measure M pre-recorded presentation

video: https://youtu.be/vVewL_UJlrs

Legislative Body: City Council

Contact: Michael Wolfe, (805) 385-8055

4. Finance Department

SUBJECT: FY 2022-23 Operating Budget Public Hearing. (0/15/15)

RECOMMENDATION: That the City Council and Housing Authority Board conduct a public hearing on the Fiscal Year (FY) 2022-23 proposed budgets for the City of Oxnard and Oxnard Housing Authority and provide staff direction regarding any adjustments to the proposed budget, in preparation for final budget adoption on June 21, 2022.

(Finance and Governance Committee approved 3-0)

Please click the following link to view the required Measure M pre-recorded presentation

video: <https://youtu.be/kGFkV6byFHM>

Legislative Body: City Council and Housing Authority

June 7, 2022

PAGE 10

Contact: Betsy George, (805) 200-5400

N. ADJOURNMENT