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AGENDA

OXNARD CITY COUNCIL

***OXNARD COMMUNITY DEVELOPMENT COMMISSION**

***OXNARD FINANCING AUTHORITY**

***OXNARD HOUSING AUTHORITY**

Regular Meeting

City Council Chambers, 305 West Third Street, Oxnard

September 20, 2011

6:00 P.M. Closed Session

7:00 P.M. Regular Meetings

A. ROLL CALL/POSTING OF AGENDA

* The Oxnard Community Development Commission, the Oxnard Housing Authority, and the Oxnard Financing Authority will not meet because there are no items requiring consideration at this time.

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 - (Please see Page 4 for a description of closed session items)

D. OPENING CEREMONIES - 7:00 P.M.

Pledge of allegiance to the flag of the United States.

E. CEREMONIAL CALENDAR

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA (30 Minutes)

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. 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 any 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. The presiding officer shall limit public comments to three minutes.

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

City Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of the City Council for July, 12, 19, and 26, 2011. (001)
RECOMMENDATION: Approve.
Legislative Body: CC Contact: Daniel Martinez Phone: 385-7803

Document: Draft Minutes (pdf 61KB)

City Manager

2. SUBJECT: Agreements for City Council Review. (019)
RECOMMENDATION: Pursuant to Ordinance 2835, approve and authorize the City Manager, to execute the attached agreements/contracts and change orders/amendments in amounts more than \$25,000 but less than \$250,000.
Legislative Body: CC Contact: Edmund Sotelo Phone: 385-7950

Document: Agreements (pdf 65 KB)

Fire Department

3. SUBJECT: Authorization to Submit an Application for Federal Emergency Management Agency Assistance to Firefighters Grant in the Amount of \$36,300. (021)
RECOMMENDATION: Adopt a resolution authorizing: 1) The City Manager to submit an application to the Federal Emergency Management Agency Assistance (FEMA) to Firefighters grant in the amount of \$36,300; 2) The City Manager to execute the grant agreement if grant funds are awarded to the city; 3) The Chief Financial Officer to appropriate the funds and perform all other required financial actions; and 4) The Fire Chief or designee to submit non-financial reports.
Legislative Body: CC Contact: Brad Windsor Phone: 385-7708

Document: Staff Report (pdf 60KB)

ACTION: Approve as recommended, Res. No. 14,111.

Public Works Department

4. SUBJECT: Second Amendment to Agreement for Solid Waste Disposal Services Between the City of Oxnard and Waste Management Incorporated, Simi Valley Landfill. (023)
RECOMMENDATION: Approve and authorize the Mayor to execute the Second Amendment to the Agreement for Solid Waste Disposal Services with Waste Management of California, Incorporated (A-5997) to extend the contract expiration date to February 25, 2012.
Legislative Body: CC Contact: Grant Dunne Phone: 340-8365

Document: Staff Report (pdf 117KB)

ACTION: INFORMATION/CONSENT Approved as recommended.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

Q. APPOINTMENT ITEMS

1. SUBJECT: Presentation by Peter Brand, California Coastal Conservancy.
RECOMMENDATION: Hear and consider a presentation by Peter Brand, California Coastal Conservancy, concerning property acquisition efforts in the Ormond Beach area.
Legislative Body: CC Contact: Edmund Sotelo Phone: 385-7430

Document: Staff Report (pdf 25.1 KB)

ACTION: Received and provided comments.

L. PUBLIC HEARINGS - 7:15 P.M.

Development Services Department

1. SUBJECT: Adoption of 2030 General Plan.
RECOMMENDATION: Continued to September 27, 2011.
Legislative Body: CC Contact: Chris Williamson Phone: 385- 8156

ACTION: Continue to October 11, 2011.

2. SUBJECT: Anacapa Townhomes Project - Planning and Zoning Permit Nos. 08-400-04 (Coastal Development Permit), 09-300-01 (Tentative Subdivision Map), and 09-590-01 (Coastal Zone Variance) Located at the Northeast Corner of Harbor Boulevard and Wooley Road. Filed by Oxnard Shores, Co., LLC. (053)
RECOMMENDATION: 1) Adopt a resolution approving the Tentative Subdivision Map for Tract 5843 (PZ No. 09-300-01), subject to the conditions set forth in Planning Commission Resolution No. 2010-16, and additional traffic conditions; 2) Adopt a resolution upholding the Planning Commission's approval of the Coastal Development Permit (PZ No. 08-400-04), subject to the conditions set forth in Planning Commission

Resolution No. 2010-15, and additional traffic conditions; and 3) Adopt a resolution upholding the Planning Commission's approval of the Coastal Zone Variance (PZ No. 09-590-01), subject to the conditions set forth in Planning Commission Resolution No. 2010-17.

Legislative Body: CC Contact: Brian Foote Phone: 385-8312

Document: Staff Report (pdf 2,336KB)

Document: Planning Commission Resolutions (pdf 1,664KB)

Document: Planning Commission Staff Report (pdf 11,969KB)

ACTION: Approve as recommended, Res. No. 14,112, 14,113, 14,114.

K. INFORMATION/CONSENT PUBLIC HEARINGS

Housing Department

1. SUBJECT: City of Oxnard Consolidated Annual Performance and Evaluation Report (CAPER) for the Fiscal Year 2010-2011. (027)
RECOMMENDATION: Accept the City of Oxnard's CAPER for FY 2010-2011.
Legislative Body: CC Contact: Norma J. Owens Phone: 385-7959

Document: Staff Report (pdf 61KB)

Document: CAPER FY 2010-2011 (pdf 12,112KB)

ACTION: Approve as recommended.

M. 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.

N. CITY COUNCIL/HOUSING AUTHORITY/COMMUNITY DEVELOPMENT
COMMISSION BUSINESS/COMMITTEE REPORTS

1. SUBJECT: Discussion of Proposed Oxnard Safe Housing Collaborative (Councilman T. Flynn)

ACTION: Requested information for future discussion.

2. SUBJECT: Post-Retirement Benefit. (073)
RECOMMENDATION: That City Council receive and file this report.

Document: Staff Report (pdf 55KB)

ACTION: Received and provided comments.

O. REPORTS

P. PUBLIC COMMENTS ON REPORTS

At this time, a person may address the legislative body only on matters appearing on the reports. The presiding officer shall permit a person to address the legislative body after the staff presentation on the report and before the consideration of the report by the legislative body. The presiding officer shall limit public comments to three minutes.

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

At this time, a person may address the legislative body only on matters appearing on the study session agenda. The presiding officer shall permit a person to address the legislative body after the staff presentation on the item and before the consideration of the item by the legislative body. The presiding officer shall limit public comments to three minutes.

C. CLOSED SESSION - (Continued from Page 1)

1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION.

Southern California Edison v. City of Oxnard, et al.,

Ventura County Superior Court Case No. 56-2011-00399096-CU-WM-VTA;

City of Oxnard, et al. v. California Coastal Commission and Southern California Edison,
Court of Appeal of California, Second Appellate District, Case No. B227835; and

Order Instituting Rulemaking to Consider Refinements to and Further Development of the
Commission's Resources Adequacy Requirements Program

PUC Rulemaking No. 09-10-032

The City Manager and City Attorney requested that these items be discussed in closed session under the Brown Act exception of Conference with Legal Counsel - Existing Litigation. The purpose of the closed session is to report to City Council on the status of the litigation.

2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION.

Fernandez, Alejandro v. City of Oxnard

U.S. District Court, Case No. CV10-07300-JFW (JCGX)

The City Manager and the City Attorney requested that this item be discussed in closed session under the Brown Act exception of Conference with Legal Counsel - Existing Litigation. The purpose of the closed session is to report to City Council on the status of the litigation.

2. SUBJECT: Post-Retirement Benefit. (073)

RECOMMENDATION: That City Council receive and file this report.

T. ADJOURNMENT

***** AGENDA ADDENDUM
