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AGENDA
January 13, 2009
OXNARD CITY COUNCIL
OXNARD COMMUNITY DEVELOPMENT COMMISSION
OXNARD HOUSING AUTHORITY*
City Council Chambers, 305 West Third Street, Oxnard
7:00 P.M. Regular Meetings

- A. ROLL CALL/POSTING OF AGENDA
RECOMMENDATION: *The Oxnard Housing Authority will not meet because there are no items requiring consideration on this date.

- B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS
RECOMMENDATION: 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

- D. OPENING CEREMONIES
RECOMMENDATION: Pledge of allegiance to the flag of the United States.

- E. CEREMONIAL CALENDAR
 - 1. SUBJECT: Presentation of Commendation to Irene Pinkard for Service on the Planning Commission.

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

RECOMMENDATION: 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

RECOMMENDATION: 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 November 25, and December 9 and 16, 2008; Minutes of the Regular Meetings of the Community Development Commission for October 14, November 18 and 25, and December 9 and 16, 2008. (001). RECOMMENDATION: Approve. Legislative Body: CC/CDC Contact: Daniel Martinez Phone: 385-7805

Document: View Item (pdf 678 KB)

Community Development Department

2. SUBJECT: Ordinance No. 2790 Approving Planning and Zoning No. 06-570-09 to Change the Zone District From C-2-PD (General Commercial, Planned Development) to R-3-PD (Garden Apartment, Planned Development) for Two Parcels Located on the Northeast Corner of South Victoria Avenue and Hemlock Street (Mandalay Bay, LLC).

(027). RECOMMENDATION: Second Reading and Adoption. Legislative Body: CC
Contact: Kathleen Mallory Phone: 385-8370

Document: [View Item](#) (pdf 75.5 KB)

Development Services Department

3. SUBJECT: Ordinance No. 2791 Approving Planning and Zoning No. 07-570-05 (Zone Change) for Property Located at the Southwest Corner of the Rose Avenue and Gonzalez Road Intersection (Rose Ranch Commercial Project). (031). RECOMMENDATION: Second Reading and Adoption. Legislative Body: CC Contact: Kathleen Mallory Phone: 385-8370

Document: [View Item](#) (pdf 64.3 KB)

Finance Department

4. SUBJECT: Sale of Real Property Located at 1200 Pacific Avenue. (033). RECOMMENDATION: Approve the sale of property located at 1200 Pacific Avenue, to St. John the Baptist Coptic Orthodox Church of Oxnard for \$250,000, authorize the Mayor to execute a Grant Deed in connection therewith, and ratify the execution by the City Manager of the Vacant Land Purchase Agreement (A-7130), Counter Offer No. 1, and related documents. Legislative Body: CC Contact: Michael More Phone: 385-7480

Document: [View Item](#) (pdf 50.3 KB)

Fire Department

5. SUBJECT: State Office of Traffic Safety Grant - FY 08/09 Application. (035). RECOMMENDATION: Adopt a resolution authorizing the City Manager to submit an application for approximately \$300,000 in State of California Office of Traffic Safety Grant funds for the Extrication Equipment Project. Legislative Body: CC Contact: Joe Milligan Phone: 385-7700

Document: [View Item](#) (pdf 67.8 KB)

ACTION INFORMATION/CONSENT: Approved as recommended, Res. No. 13,585.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

City Manager Department

1. SUBJECT: Executed Contracts. (039). Contact Person: Edmund F. Sotelo Phone: 385-7430

NOTE: Pursuant to City Council Resolution No. 13,014, attached is a listing of contracts in amounts over \$100,000 to \$250,000 executed by the City Manager for the period of December 1 through December 31, 2008.

Document: View Item (pdf 39.6 KB)

ACTION: Received and filed.

K. INFORMATION/CONSENT PUBLIC HEARINGS

L. PUBLIC HEARINGS

Community Development Department

1. SUBJECT: Extension of Plan Effectiveness Deadlines and the Tax Increment Receipt Deadlines for the Redevelopment Plans for the Southwinds Project Area, Ormond Beach Project Area, Merged Downtown Renewal (R-108) and Central City Revitalization Project (CCRP) Area Pursuant to Health and Safety Code Subsections 33333.6(e)(2) and 33333.6(e)(3) and findings concerning Educational Revenue Augmentation Fund Payments. (041). RECOMMENDATION: (1) Approve the first reading by title only and subsequent adoption of an ordinance to amend the Redevelopment Plan for the Southwinds Project Area to extend certain time limits in accordance with Health and Safety Code subsections 33333.6 (e)(2) and 33333.6(e)(3); (2) Approve the first reading by title only and subsequent adoption of an ordinance to amend the Redevelopment Plan for the Ormond Beach Project Area to extend certain time limits in accordance with Health and

Safety Code subsections 33333.6 (e)(2) and 33333.6(e)(3); and (3) Approve the first reading by title only and subsequent adoption of an ordinance to amend the Redevelopment Plan for the R-108 and CCRP Area to extend certain time limits in accordance with Health and Safety Code subsections 33333.6(e)(2) and 33333.6(e)(3).
Legislative Body: CDC Contact: Kymberly Horner Phone: 385-7853

Document: [View Item \(pdf 533 KB\)](#)

ACTION: Approved as recommended, Ord. No. 2792, 2793 and 2794.

Development Services Department

2. **SUBJECT:** Appeal of Planning Commission Action on Vineyard-Ventura Homes Project for Development of 201 Residential Units on Vacant Property, Located at 1801 Vineyard Avenue. Filed by Casden Properties LLC. (059). **RECOMMENDATION:** Adopt a resolution upholding the action of the Planning Commission denying PZ 06-540-01 (Special Use Permit) for PZ 06-300-01 (Tentative Subdivision Map); PZ 06-620-01 (General Plan Amendment); PZ 06-630-01 (Specific Plan Amendment); PZ 06-570-02 (Zone Change); and PZ 07-670-01 (Development Agreement) (A-7120).

(Note: The discussion of this item contains alternative recommendations should City Council determine not to uphold the Planning Commission action.)
Legislative Body: CC Contact: Kathleen Mallory Phone: 385-8370

Document: [View Item \(pdf .98 MB\)](#)

ACTION: Approved Res. No. 13,586, 13,587, 13,588, 13,589 and Ord. No. 2795.

3. **SUBJECT:** Appeal of Planning Commission Action on Ventura Townhomes Project for Development of 143 Residential Units on Vacant Property, Located at 2501 North Ventura Road. Filed by Casden Properties LLC. (097). **RECOMMENDATION:** Adopt a resolution upholding the action of the Planning Commission denying PZ 07-540-03 (Special Use Permit) for PZ 07-300-11 (Tentative Subdivision Map No. 5765); PZ 07-620-04 (General Plan Amendment); PZ 07-630-02 (Specific Plan Amendment); PZ 07-570-03 (Zone Change); and PZ 07-670-02 (Development Agreement) (A-7121).

(Note: The discussion of this item contains alternative recommendations should City

Council determine not to uphold the Planning Commission action.)
Legislative Body: CC Contact: Kathleen Mallory Phone: 385-8370

Document: [View Item \(pdf 1.01 MB\)](#)

ACTION: Approved Res. No. 13,586, 13,590, 13,591, 13,592, 13,593 and Ord. No. 2796.

4. SUBJECT: Appeal of Planning and Zoning Permit No. 08-510-09 (Special Use Permit) for the Sale of Beer and Wine for On Site Consumption at an Existing Restaurant, Located at 128 East Sixth Street. Filed by Juvenal Correa. (133). RECOMMENDATION: Adopt a resolution denying the appeal and upholding the Planning Commission's approval of Planning and Zoning Permit No. 08-510-09, to permit the sale of beer and wine for on site consumption at 128 East Sixth Street.
Legislative Body: CC Contact: Justin Beranich Phone: 385-7863

Document: [View Item \(pdf 682 KB\)](#)

ACTION: Deny sale of beer and wine license.

Finance Department

5. SUBJECT: Low and Moderate Income Needs Assessment - FY 2009-2010 Annual Action Plan, Second Annual Plan Component of the FY 2008-2013 Consolidated Plan. (157). RECOMMENDATION: Conduct a public hearing to receive comments and provide direction to staff concerning unmet needs of low and moderate income persons for housing, public facilities and economic development.
Legislative Body: CC Contact: Norma J. Owens Phone: 385-7477

Document: [View Item \(pdf 104 KB\)](#)

ACTION: Received comments and provided direction.

- M. REPORT OF CITY MANAGER/EXECUTIVE DIRECTOR/SECRETARY
RECOMMENDATION: 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

City Clerk Department

1. SUBJECT: Appointments to Boards, Commissions and Committees.
(161). RECOMMENDATION: (1) That the Mayor, with approval of the City Council, appoint: (a) eleven members to the Commission on Homelessness; (b) five members to the Library Board; (c) seven members to the Parks and Recreation Commission; and (d) nine members to the Senior Services Commission; and (2) That the City Council appoint: (a) seven members to the Commission on Community Relations; (b) one member to the Mobilehome Park Rent Review Board; and (c) three members to the Planning Commission.
Legislative Body: CC Contact: Daniel Martinez Phone: 385-7805

Document: [View Item \(pdf 142 KB\)](#)

ACTION: Appointment of individuals to committees except the Commission on Homelessness and Senior Services Commission.

2. SUBJECT: Appointments of Councilmembers to Various Boards, Commissions, and Committees. (173). RECOMMENDATION: That the Mayor, with the approval of the City Council, appoint members and alternates from the City Council to the (a) Association of Water Agencies for Ventura County; (b) Base Realignment and Closure 2005 Ventura County Task Force; (c) Beach Erosion Authority for Control of Operation & Nourishment; (d) Big Independent Cities Excess Pool Joint Powers Authority; (e) Economic Development Corporation; (f) Gold Coast Transit; (g) Intercity Transit (subcommittee of Ventura County Transportation Commission); (h) Joint Oxnard/Ventura Cooperative Committee; (i) Joint Oxnard/Ventura Santa Clara Bridge Committee; (j) Ormond Beach Property Oversight Ad Hoc Committee; (k) Oxnard Convention & Visitors Bureau; (l) Oxnard Plain/RiverPark Reclamation and Recharge Joint Powers Authority; (m) Performing Arts and Convention Center Corporation; (n) Point Mugu Regional Airport Authority; (o) Regional Defense Partnership for the 21st Century; (p) Southern California Association of Governments; (q) Ventura Council of Governments; (r) Ventura County Animal Regulation Commission; (s) Ventura County Regional Energy Alliance; (t) Ventura County Air Pollution Control District Board; (u) Ventura County Local Agency

Formation Commission; (v) Ventura County Transportation Commission; (w) Channel Islands Harbor Task Force; (x) City Wide Enhancement Program; (y) Downtown Improvement Task Force; (z) Graffiti Task Force; (aa) Homeless Plan Working Group; (bb) Transportation Policy Committee; and (cc) Water Task Force; and (2) That the City Council, as a whole, appoint Councilmembers to the (a) Oxnard Airport Authority; and (b) Fiscal Policy Task Force.

Legislative Body: CC AHA Contact: Daniel Martinez Phone: 385-7805

Document: [View Item \(pdf 232 KB\)](#)

ACTION: Appointment of Councilmembers to vary committees.

Development Services Department

3. SUBJECT: Response to the Notice of Preparation of an Environmental Impact Report for the California Health Care Facility, Located at 3100 Wright Road.
(183). RECOMMENDATION: Sign the attached letter and instruct staff to transmit it to the California Prison Health Care Receivership.

Legislative Body: CC Contact: Chris Williamson Phone: 385-8156

Document: [View Item \(pdf 173 KB\)](#)

ACTION: Approve as recommended.

O. REPORTS

City Manager Department

1. SUBJECT: Collection and Administration of the City's Local Option Sales Tax.
(191). RECOMMENDATION: (1) Adopt a resolution authorizing the Mayor to execute agreements with the State Board of Equalization (Board) for collection of the one-half cent local option sales tax; and (2) Adopt a resolution authorizing the City's sales tax advisor (Hinderliter deLlamas) to receive transaction data from the Board in providing the same revenue management services to the City for the local option sales tax as our "regular" sales tax revenues.

Legislative Body: CC Contact: Martin R. Erickson Phone: 385-7870

Document: View Item (pdf 336 KB)

ACTION: Approved as recommended, Res. No. 13,594 and 13,595.

Finance Department

2. SUBJECT: Comprehensive Annual Financial Report for Fiscal Year 2007-2008. (203). RECOMMENDATION: Receive and file the City of Oxnard Comprehensive Annual Financial Report for FY 2007-2008.
Legislative Body: CC Contact: James Cameron Phone: 385-7461

Document: View Item (pdf 34.3 KB)

ACTION: Received and filed.

P. PUBLIC COMMENTS ON REPORTS

RECOMMENDATION: 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.

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

RECOMMENDATION: 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.

T. ADJOURNMENT

