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AGENDA
May 12, 2009
OXNARD CITY COUNCIL
OXNARD PLANNING COMMISSION
City Council Chambers, 305 West Third Street, Oxnard
5:00 P.M. Special Meeting

******REGULAR MEETING AGENDA APPEARS FOLLOWING ITEM D BELOW**

A. ROLL CALL/POSTING OF AGENDA

B. PUBLIC COMMENTS

RECOMMENDATION: At a special meeting, a person may address the legislative body only on matters on the special meeting agenda. The presiding officer shall limit public comments to three minutes.

C. STUDY SESSION

Development Services Department

1. SUBJECT: Update Report on the Draft 2030 General Plan, Draft 2006- 2014 Housing Element, and Draft Program Environmental Impact Report. RECOMMENDATION: Receive Report and provide direction on the Draft 2030 General Plan, Draft 2006-2014 Housing Element, and Draft Program Environmental Impact Report.
Legislative Body: CC/PC Contact: Chris Williamson Phone: 385-8156

Document: [View Item \(pdf 79KB\)](#)

ACTION: Received and provided comments.

D. ADJOURNMENT

RECOMMENDATION: Please note the public comment period on the Program Environmental Impact Report was extended to May 22, 2009, 5:00 P.M.

REGULAR MEETING AGENDA
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 - (See page 6)

C. CLOSED SESSION - (See page 6 for description of closed session items)

RECOMMENDATION: Closed Session will occur immediately preceding adjournment.

D. OPENING CEREMONIES

RECOMMENDATION: Pledge of allegiance to the flag of the United States.

A. ROLL CALL/POSTING OF AGENDA

RECOMMENDATION: *The Oxnard Housing Authority will not meet because there are no items requiring consideration on this date.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of the 2009 Strawberry Festival Poster.

2. SUBJECT: Water Conservation Calendar Art Contest Award Presentation.
 3. SUBJECT: Bike to Work Week.
 4. SUBJECT: Proclamation Designating May 17 - 23, 2009 as Public Works Week.
 5. SUBJECT: Police Memorial Week.
- 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 April 7, 14, 21, and 28, 2009; Minutes of the Special Meetings of the City Council for March 17 and 18, 2009; Minutes of the Regular Meetings of the Community Development Commission for March 24 and April 7, 14, 21, and 28, 2009. (001) RECOMMENDATION: Approve. Legislative Body: CC/CDC Contact: Daniel Martinez Phone: 385-7805

Document: View Item (pdf 1672KB)

City Manager Department

2. SUBJECT: Scheduling of Public Hearing and Adoption of Resolutions to Declare Intent to Levy Fiscal Year (FY) 2009-2010 Assessments for Landscape Maintenance District Nos. 1 Through 3, and 7 Through 26. (027) RECOMMENDATION: Adopt resolutions declaring City Council's intention to levy FY 2009-2010 assessments for Landscape Maintenance Districts Nos. 1 through 3, and 7 through 26 in the following tracts: Tract No. 2247, District No. 1 (Summerfield); Tract Nos. 4065, 4164, 4355 and 4225, District No. 2 (Channel Islands Business Park); Tract No. 3384, District No. 3 (River Ridge); Tract Nos. 4183 and 3943, District Nos. 7 and 8 (Northfield/Seagate Business Park); Tract Nos. 3051-2, 3051-3, and 4351, District No. 9 (Strawberry Fields); Tract No. 4405, District No. 10 (Country Club Estates); Tract No. 4376, District No. 11 (St. Tropez); Tract No. 4294, District No. 12 (Standard Pacific); Tract No. 4424, District No. 13 (Le Village); Tract No. 4492, District No. 14 (California Cove); Tract No. 4443, District No. 15 (Pelican Pointe); Tract No. 4810, District No. 16 (California Lighthouse); Tract No. 4702, District No. 17 (Village of San Miguel); Parcel Map Nos. 213-03-28 and 213-03-29, District No. 18 (St. John's Regional Medical Center); Tract No. 4827, District No. 19 (Shopping at the Rose); Parcel Map Nos. 231-020-200, 210, 240, District No. 20 (Wallenius Vehicle Preparation Center); Tract No. 3384-7, 8, District No. 21 (Cypress Pointe); Tract No. 4611, District No. 22 (McDonald's Median); Tract No. 4529, District No. 23 (Greystone); Tract No. 4529, District No. 24 (Vineyards); Tract No. 4840, District No. 25 (The Pointe); and Parcel Map No. 94-5-25, District No. 26 (Albertson's); and (2) Set a public hearing for June 2, 2009, on the levy of the proposed assessments in Landscape Maintenance District Nos. 1 through 3, and 7 through 26. Legislative Body: CC Contact: Joel Galaviz Phone: 385-8245

Document: View Item (pdf 8508KB)

ACTION: Approve Res. No. 13,617 to 13,638.

3. SUBJECT: Agreement with Penfield & Smith Engineers for the College Park Project Phase 1C. (167) RECOMMENDATION: Approve and authorize the Mayor to execute the

agreement with Penfield & Smith Engineers (4761-09-CM) in the amount of \$498,000 for the design of College Park Project Phase 1C. The design will include five lighted soccer fields, associated parking lots and lights, skate park lighting, completion of the 40' wide perimeter road, restrooms, picnic areas, bicycle and pedestrian walkways, maintenance facility, utilities, hardscape, and landscaping, and wetland area improvements. Legislative Body: CC Contact: Ralph Alamillo Phone: 385-8046

Document: [View Item \(pdf 93KB\)](#)

Document: [View Item \(pdf 637KB\)](#)

Development Services Department

4. SUBJECT: Special Budget Appropriation; First Amendment to Agreement with Overland, Pacific & Cutler, Inc. (OPC) for Rice Avenue/Santa Clara Avenue Interchange Improvements at Highway 101; Cooperation Agreement Between City and Community Development Commission (CDC). (169) RECOMMENDATION: That City Council (1) Approve a special budget appropriation of \$808,000 from the HERO fund balance to "HWY 101-Rice Interchange" for the Rice Avenue/Santa Clara Avenue interchange improvements at Highway 101; (2) Approve and authorize the Mayor to execute the First Amendment to the Agreement with OPC (4512-08-DS) to increase the contract amount by \$435,000 for a total of \$615,000 for right of way acquisition and relocation services for the Rice Avenue/Santa Clara Avenue interchange improvements at Highway 101; (3) Approve and authorize the Mayor to execute a cooperation agreement by and between the City and CDC (A-7181) in an amount not to exceed \$808,000 for the Rice Avenue/Santa Clara Avenue interchange improvements; (4) Authorize the Mayor or City Manager, on behalf of the City, to sign all documents necessary and appropriate to carry out and implement the Cooperation Agreement, and to administer the City's obligations, responsibilities, and duties to be performed thereunder; and (5) Approve and adopt a resolution entitled "A Resolution of the City Council of the City of Oxnard, California, Consenting to the Payment or Reimbursement by the Oxnard Community Development Commission of a Portion of the Costs Related to Certain Public Improvements in the Historic Enhancement And Revitalization Of Oxnard (HERO) Project Area, and Making Certain Determinations and Findings (Rice Avenue/Santa Clara Avenue Interchange Improvements)".

That CDC: (1) Approve a special budget appropriation of \$808,000 from the HERO fund balance to "HWY 101-Rice Interchange" for the Rice Avenue/Santa Clara Avenue interchange improvements at Highway 101; (2) Approve and authorize the Chairman or Executive Director to execute a cooperation agreement by and between the City and CDC (A-7181) in an amount not to exceed \$808,000 for the Rice Avenue/Santa Clara Avenue Interchange Improvements; (3) Authorize the Chairman or Executive Director, on behalf of the CDC, to each sign all documents necessary and appropriate to carry out and

implement the Cooperation Agreement, and to administer the CDC's obligations, responsibilities, and duties to be performed thereunder; and (4) Approve and adopt a resolution entitled "A Resolution of the Oxnard Community Development Commission Agreeing to Pay or Reimburse a Portion of the Costs Related to Certain Public Improvements in the Historic Enhancement And Revitalization Of Oxnard (HERO) Project Area, and Making Certain Determinations and Findings (Rice Avenue/Santa Clara Avenue Interchange Improvements)". Legislative Body: CC/CDC Contact: Cynthia Daniels Phone: 385-7871

Document: [View Item \(pdf 1267KB\)](#)

ACTION: Approve Res. No. 13,639 and CDC Res. No. 135

5. SUBJECT: Final Map for Tract No. 5797 (PZ No. 09-300-02). Filed by Yolanda Morton. (189) RECOMMENDATION: Adopt a resolution approving Final Map for Tract No. 5797 (PZ No. 09-300-02) for property located at the northwest corner of the intersection of West Wooley Road and Seahorse Way. Legislative Body: CC Contact: Douglas Spondello Phone: 385-3919

Document: [View Item \(pdf 483KB\)](#)

ACTION: Approve Res. No. 13,640.

6. SUBJECT: Denial of Planning and Zoning Permit No. 08-510-10 (Special Use Permit) Requesting to Allow the Sale of Beer and Wine for Off Site Consumption at an Existing Convenience Market (Five Star Market), Located at 200 South Ventura Road, Suite 250. Filed by Salvador Magallon. (199) RECOMMENDATION: Adopt a resolution denying Planning and Zoning Permit No. 08-510-10 consistent with Council's vote at the April 14, 2009 meeting. Legislative Body: CC Contact: Douglas Spondello Phone: 385-3919

Document: [View Item \(pdf 185KB\)](#)

ACTION: Remove from the agenda.

Finance Department

7. SUBJECT: Extension of Financial Agreements Concerning Rose Avenue Bridge Project. (203) RECOMMENDATION: (1) Approve and authorize the City Manager and Public Works Director to execute a Fifth Amendment to Financial Agreement (A-5291) to extend the maturity of the loan from the Water Enterprise to the Rose Avenue Bridge Project until June 30, 2011; and (2) Approve and authorize the City Manager and Public Works Director to execute a Fifth Amendment to Financial Agreement (A-5292) to extend the maturity of the loan from the Environmental Resources Enterprise to the Rose Avenue Bridge Project until June 30, 2011. Legislative Body: CC Contact: Sabrina Rodriguez Phone: 385-7456

Document: [View Item \(pdf 392KB\)](#)

8. SUBJECT: Reimbursement Resolution for Capital Expenditures Related to the Groundwater Recovery Enhancement And Treatment (GREAT) Program - Phase I. (209) RECOMMENDATION: Adopt a resolution declaring its intent to reimburse the City of Oxnard for capital expenditures related to the resolution of intent projects and the GREAT Program - Phase I from proceeds of taxable or tax-exempt indebtedness. Legislative Body: CC Contact: Sabrina Rodriguez Phone: 385-7456

Document: [View Item \(pdf 251KB\)](#)

ACTION: Approve Res. No. 13,641.

Public Works Department

9. SUBJECT: Prequalification and Selection of Electrical Equipment and Instrumentation and Control Systems Integration (Project Specification No. PW07-21) for the Advanced Water Purification Facility (AWPF) Project Phase I, at Perkins Road North of Magellan Way. (213) RECOMMENDATION: Approve Project Specification No. PW07-21 for prequalification and selection of electrical equipment and instrumentation and control systems integration for the AWPF Project Phase I at Perkins Road north of Magellan Way. Legislative Body: CC Contact: Lou Balderrama Phone: 340-5358

Document: [View Item \(pdf 222KB\)](#)

ACTION INFORMATION/CONSENT: Approve as recommended.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

City Manager Department

1. SUBJECT: Executed Contracts. (217) 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 April 1 through April 30, 2009.

Document: [View Item \(pdf 134KB\)](#)

ACTION: Received and filed.

K. INFORMATION/CONSENT PUBLIC HEARINGS

L. PUBLIC HEARINGS

City Manager Department

1. SUBJECT: Levy of Fiscal Year (FY) 2009-2010 Assessments in Mandalay Beach Maintenance District. (219) RECOMMENDATION: (1) Hold a public hearing to receive public testimony regarding the proposed FY 2009-2010 assessments for the Mandalay Beach Maintenance District; and (2) Adopt a resolution fixing the special assessment tax in the Mandalay Beach Maintenance District for FY 2009-2010.
Legislative Body: CC Contact: Joel Galaviz Phone: 385-8245

Document: [View Item \(pdf 693KB\)](#)

ACTION: Approve Res. No. 13,642.

Finance Department

2. SUBJECT: Public Hearing to Consider Oxnard's Fiscal Year 2009-2010 Annual Action Plan Component of Fiscal Years 2008-2013 Consolidated Plan, Including Applications to the U.S. Department of Housing and Urban Development (HUD) and Projected Use of Community Development Block Grant, HOME Investment Partnerships Act and Emergency Shelter Grant Funds. (229) RECOMMENDATION: (1) Conduct a public hearing to receive comments and provide direction to staff regarding any changes to the Plan; (2) Authorize the City Manager to make changes to the Plan as directed by City Council; (3) Approve the Plan and the recommended proposed use of funds; (4) Authorize the City Manager to execute the required applications, certifications, and other pertinent documents and submit the Plan to HUD; and (5) Authorize the City Manager to execute any agreements and other documents necessary to implement the Plan after approval of the Plan by HUD.
Legislative Body: CC Contact: Norma Owens Phone: 385-7477

Document: View Item (pdf 538KB)

ACTION: Approve as recommended.

- 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
- O. REPORTS
- 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.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS - (Cont'd)

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 - (Cont'd)

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR.

RECOMMENDATION: Instructions to negotiator, Edmund Sotelo, City Manager, regarding the price and terms of payment for the purchase and/or sale by the City of (a) 4.53 acres of land located immediately east of the River Ridge Golf Club and west of Ventura Road, commonly referred to as River Ridge Fields, to Casden Properties, LLC (Casden) and (b) 9.54 acres of land located east of the River Ridge Golf Club, west of Ventura Road and south of the Santa Clara River to Casden.

The City Manager requested that this item be discussed in closed session under the Brown Act exception of Conference with Real Property Negotiator. The purpose of the closed session is for the City Council to review the status of negotiations for the purchase and/or sale of real property and to provide instructions to the negotiator. Legislative Body: CC

T. ADJOURNMENT