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AGENDA
June 23, 2009
OXNARD CITY COUNCIL
OXNARD COMMUNITY DEVELOPMENT COMMISSION
*OXNARD HOUSING AUTHORITY
City Council Chambers, 305 West Third Street, Oxnard
5:30 P.M. Closed Session
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 - (See pages 5 and 6 for description of closed session items)

- D. OPENING CEREMONIES - 7:00 P.M.
RECOMMENDATION: Pledge of allegiance to the flag of the United States.

- E. CEREMONIAL CALENDAR
 - 1. SUBJECT: Presentation of Employee of the Quarter.

- 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 Community Development Commission for May 5 and 12, June 2, 9, and 16, 2009.
(001) RECOMMENDATION: Approve. Legislative Body: CDC Contact: Daniel Martinez Phone: 385-7805

Document: View Item (pdf 547KB)

City Manager Department

2. SUBJECT: Adoption of a Resolution Authorizing the City Attorney to Cooperate with the League of California Cities, Other Cities and Counties in Litigation Challenging the Constitutionality of Any Seizure by State Government of the City's Gas Tax Funds.
(009) RECOMMENDATION: Adopt a resolution authorizing the City Attorney to cooperate with the League of California Cities, other Cities and Counties in litigation

challenging the constitutionality of any seizure by State Government of the City's gas tax funds. Legislative Body: CC Contact: Martin Erickson Phone: 385-7870

Document: [View Item \(pdf 263KB\)](#)

ACTION: Approve as recommended, Res. No. 13,713.

Community Development Department

3. SUBJECT: Second Extension of Affordable Housing and Loan Agreement with Housing Opportunity Management and Education (HOME) Corporation.
(015) RECOMMENDATION: Approve and authorize the Chairman to execute a Second Amendment to Affordable Housing and Loan Agreement with HOME Corporation (A-6855) extending the date for repayment of a \$340,000 loan to June 30, 2010. Legislative Body: CDC Contact: Maureen Hooper Phone: 385-7407

Document: [View Item \(pdf 208KB\)](#)

4. SUBJECT: City Election to Receive Tax Sharing Amounts From the Community Development Commission Redevelopment Project Areas: Central City Revitalization Project Area (CCRP), Downtown Project Area (R-108), Southwinds Project Area, and Ormond Beach Project Area; and Confirmation of Election From the Historic Enhancement and Revitalization (HERO) Project Area and the HERO Annex Project Area.
(019) RECOMMENDATION: Adopt resolutions to receive the City's share of statutory tax sharing amount from the CCRP, R-108, Southwinds and Ormond Beach project areas, and confirm its election to receive the City's share of statutory tax sharing from the HERO and HERO Annex project areas. Legislative Body: CC Contact: Kymberly Horner Phone: 385-7853

Document: [View Item \(pdf 807KB\)](#)

ACTION: Approve as recommended, Res. No. 13,714 to 13,719.

Police Department

5. SUBJECT: First Amendment to Agreement for Consulting Services with the Ventura County District Attorney. (035) RECOMMENDATION: Approve and authorize the Mayor to execute the First Amendment to Agreement for Consulting Services (4565-08-PO) for a one year extension to the agreement for a full time Deputy District Attorney to vertically prosecute violations of the Colonia Chiques and Southside Chiques gang injunctions in the amount of \$191,509. Legislative Body: CC Contact: Mike Matlock Phone: 385-7622

Document: [View Item \(pdf 375KB\)](#)

6. SUBJECT: Regional Anti-Gang Intelligence-LED Policing Program Grant. (041) RECOMMENDATION: Authorize: (1) The City Manager or designee to execute and submit a proposal for California Emergency Management Agency grant funds in the amount of \$200,000 to establish a Regional Anti-Gang Intelligence-LED Policing network; and (2) The City Manager to approve a special budget appropriation upon grant award in the amount awarded. Legislative Body: CC Contact: Mike Matlock Phone: 385-7622

Document: [View Item \(pdf 101KB\)](#)

Public Works Department

7. SUBJECT: Special Budget Appropriation for Landscape Project for Fire Station Nos. 1 and 4. (043) RECOMMENDATION: Approve a special budget appropriation in the amount of \$88,400 from the Water Enterprise Fund for Landscaping Project Specification PW07-17 for Fire Station No. 1, located at 491 South K Street and Fire Station No. 4, located at 230 West Vineyard Avenue. Legislative Body: CC Contact: Lou Balderrama Phone: 340-5358

Document: [View Item \(pdf 151KB\)](#)

8. SUBJECT: Blanket Purchase Order with Aqua Metric Sales Company. (047) RECOMMENDATION: Approve and authorize the Mayor to execute a blanket purchase order with Aqua Metric Sales Company in the amount of \$150,000 for the purpose of purchasing water meters and related parts (Blanket Purchase Order No. B-3386). Legislative Body: CC Contact: Anthony Emmert Phone: 207-1669

Document: [View Item \(pdf 437KB\)](#)

9. SUBJECT: Ordinance No. 2810 Amending Certain Sections of Articles VII, IX and X of Chapter 22 of the City Code Concerning Water Waste Restrictions, Requirements for Water Conservation and Water Shortage Response, and Water Recycling.
(053) RECOMMENDATION: Second reading and adoption. Legislative Body: CC
Contact: Anthony Emmert Phone: 207-1669

Document: [View Item \(pdf 667KB\)](#)

ACTION: Approve as recommended, Ord. No. 2810.

10. SUBJECT: Public Works Mutual Aid Agreement.
(063) RECOMMENDATION: Authorize the City Manager to execute the Public Works Mutual Aid Agreement (A-7194). Legislative Body: CC Contact: Ken Ortega
Phone: 385-8281

Document: [View Item \(pdf 1141KB\)](#)

11. SUBJECT: Application for American Recovery and Reinvestment Act of 2009 (ARRA) Funding Allocation for the U.S. Bureau of Reclamation's Water Reclamation and Reuse Program Under Title XVI. (081) RECOMMENDATION: (1) Receive and file application submitted by the Water Resources Division for the U.S. Bureau of Reclamation's Water Reclamation and Reuse Program under Title XVI; (2) Authorize the City Manager to execute the required application (including certifications and other pertinent documents and agreements necessary to implement the grant) for Water Reclamation and Reuse Program under Title XVI and submit it to the Department of Energy; and (3) Authorize the City Manager or designee to appropriate grant and matching funds to Water Fund 601 upon award of the grant. Legislative Body: CC Contact: Ken Ortega Phone: 385-8281

Document: [View Item \(pdf 258KB\)](#)

Document: [View Attachment 1 \(pdf 576KB\)](#)

ACTION INFORMATION/CONSENT AGENDA: Approved as recommended.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

Finance Department

1. SUBJECT: Monthly Budget Status Reports for the Period Ending May 31, 2009.
(085) Legislative Body: CC Contact: James Cameron Phone: 385-7475

Document: [View Item \(pdf 455KB\)](#)

ACTION: Received and Filed.

K. INFORMATION/CONSENT PUBLIC HEARINGS

Police Department

1. SUBJECT: Edward Byrne Memorial Justice Assistance Grant Formula Program (JAG): Fiscal Year (FY) 2009 Local Solicitation. (095) RECOMMENDATION: Adopt a resolution: (1) Authorizing the City Manager to execute and submit an application for U.S. Department of Justice grant funds in the amount of \$233,184 from the JAG Formula Program's FY 2009 Local Solicitation; (2) Authorizing the City Manager to execute a Memorandum of Understanding with the County of Ventura and the Cities of San Buenaventura, Simi Valley, Santa Paula, and Port Hueneme (4819-09-PO), designating the City of Oxnard as the lead agency and fiscal agent for the JAG; (3) Authorizing the Chief Financial Officer or designee to submit financial reports and grant claims and approve special budget appropriations for the use of JAG funds; and (4) Authorizing the Chief of Police or designee to submit all program related progress or status reports. Legislative Body: CC Contact: Jason Benites Phone: 385-7626

Document: [View Item \(pdf 278KB\)](#)

Document: [View Attachment 2 \(pdf 651KB\)](#)

ACTION: Approve as recommended, Res. No. 13,720.

L. PUBLIC HEARINGS
Development Services Department

1. SUBJECT: Construction of a 43-Unit Affordable Housing Project Located at 457 West Gonzales Road. Filed by Cabrillo Economic Development Corporation.
(101) RECOMMENDATION: (1) Approve planned development permits (PZ 08-540-02 and 03) for zoning modifications; (2) Approve a density bonus permit and three incentives (PZ 08-535-01) for a 43-unit Affordable Housing project; and (3) Approve a tentative parcel map (PZ 08-300-08) for a two-lot subdivision. Legislative Body: CC
Contact: Stephanie Diaz Phone: 385-3918

Document: [View Item \(pdf 1079KB\)](#)

Document: [View Attachment 1 \(pdf 2177KB\)](#)

Document: [View Attachment 2 \(pdf 3018KB\)](#)

ACTION: Approve as recommended, Res. No. 13,721 to 13,724.

- 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.

C. CLOSED SESSION - (Continued)

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR. Instructions to negotiator, Edmund Sotelo, City Manager concerning negotiations with Casden Properties LLC regarding the price and terms of payment for the purchase and/or sale 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, (b) 20 acres of land west of Ventura Road and North of Vineyard Avenue and (c) 9.54 acres of land located east of the River Ridge Golf Club, west of Ventura Road and south of the Santa Clara River.

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 potential sale of real property and to provide instructions to the negotiator. Legislative Body: CC

2. CONFERENCE WITH LABOR NEGOTIATOR. Instructions to negotiators, Edmund Sotelo, City Manager, Karen Burnham, Assistant City Manager, Grace Magistrale-Hoffman, Deputy City Manager, James Cameron, Chief Financial Officer, and Michelle Tellez, Human Resources Director, regarding salaries, salary schedules or compensation paid in the form of fringe benefits for employees represented by the Service Employees International Union (SEIU), Local No. 721, the International Association of Firefighters AFL-CIO (IAFF), Local No. 1684, Oxnard Public Safety Management Employees' Association (Police Unit), Oxnard Public Safety Management Employees' Association (Fire Unit), the International Union of Operating Engineers, AFL-CIO (IUOE), Local 501, and the Oxnard Peace Officers' Association (OPOA) and other matters within the scope of representation.

The Assistant City Manager and the Human Resources Director requested that these items

be discussed in closed session under the Brown Act exception of Conference with Labor Negotiator. The purpose of the closed session is for the City Council to review the status of negotiations and to provide instructions to negotiators. Legislative Body: CC

T. ADJOURNMENT