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AGENDA

September 1, 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 Community Development Commission and 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 Presidential Volunteer Service Award to Marvin Boos.

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 Attorney Department

1. SUBJECT: License Agreement for Use of City Property Adjacent to 1100 Mercantile Street. (001) RECOMMENDATION: Approve and authorize the Mayor to execute an agreement granting 1100 Mercantile, LLC (A-7210) a license to use the surface of City property and preserving City access to subsurface facilities. Legislative Body: CC Contact: Stephen Fischer Phone: 385-7492

Document: [View Item \(pdf 780KB\)](#)

ACTION: Concurred to remove from the agenda.

City Clerk Department

2. SUBJECT: Minutes of the Regular Meetings of the City Council for July 7, 14, 21, and 28, 2009. (013) RECOMMENDATION: Approve. Legislative Body: CC Contact: Daniel Martinez Phone: 385-7805

Document: [View Item \(pdf 1532KB\)](#)

City Manager Department

3. SUBJECT: Agreement with Gibbs International to Install Diesel Particulate Filters (DPFs) on Select City Vehicles as Mandated by the State of California.
(033) RECOMMENDATION: (1) Approve and authorize the Mayor to execute Agreement No. 4857-09-CM with Gibbs International for an amount not to exceed \$800,000 over a three-year period to select, acquire, and install DPFs on up to 60 City heavy-duty trucks. These installations are mandated by the State of California's Air Resources Board (CARB) under their Solid Waste Collection Vehicles and Public Fleet & Utilities rulings; (2) Approve the appropriation of funds in the amount of \$224,240 from Environmental Resources' accounts to the Diesel Exhaust Filters Project No. 107501 for the installation of DPFs on Environmental Resources trucks by December 29, 2009, in compliance with CARB regulations. Legislative Body: CC Contact: Bill Birch Phone: 385-8080

Document: [View Item \(pdf 189KB\)](#)

Document: [View Attachment 2 \(pdf 1790KB\)](#)

4. SUBJECT: GS09-14 Colonia Park Play Structure Replacement.
(037) RECOMMENDATION: Approve Project Specification GS09-14 for the Colonia Park Play Structure Replacement. Legislative Body: CC Contact: Ralph Alamillo Phone: 385-8341

Document: [View Item \(pdf 68KB\)](#)

Development Services Department

5. SUBJECT: Ordinance No. 2813 Approving Planning and Zoning Permit No. 09-550-09 (Major Modification to PZ No. 06-570-09), Amending Part 2 of Ordinance No. 2790 for the Property Located on the Northeast Corner of South Victoria Avenue and Hemlock

Street (APNs 187-0-060-105 AND 187-0-060-095). (039) RECOMMENDATION: Second reading and adoption. Legislative Body: CC Contact: Kathleen Mallory Phone: 385-8370

Document: [View Item \(pdf 147KB\)](#)

ACTION: Approve Ord. No. 2814.

Finance Department

6. SUBJECT: Master Equipment Lease Purchase Agreement. (041) RECOMMENDATION: (1) Approve and authorize the City Manager to execute a Master Equipment Lease Purchase Agreement (A-7211) in substantially the form of the attached document in an amount not to exceed \$10 million, with such changes as deemed necessary or desirable by the City Manager, such approval to be evidenced by the execution and delivery thereof; (2) Approve and authorize the City Manager to execute any and all certificates and ancillary documents that may be necessary to consummate the execution of the Master Equipment Lease Purchase Agreement; and (3) Approve special budget appropriations in the amount of \$7,480,600 from the Master Equipment Lease Purchase for the acquisition of capital equipment in Fiscal Year 2009-10, and \$629,000 for lease payments due during Fiscal Year 2009-10. Legislative Body: CC Contact: Mike More Phone: 385-7480

Document: [View Item \(pdf 355KB\)](#)

Document: [View Attachment 1 \(pdf 1025KB\)](#)

Police Department

7. SUBJECT: Ordinance No. 2814 Adding Sections to the Oxnard City Code Regulating Private Patrol Officers, Proprietary Private Security Officers, and Security Officer Uniform Apparel. (049) RECOMMENDATION: Second reading and adoption. Legislative Body: CC Contact: Tom Chronister Phone: 385-7746

Document: [View Item \(pdf 109KB\)](#)

ACTION: Approve Ord. No. 2813.

8. SUBJECT: Recognize Grant Revenue and Appropriate Funds for the Recovery Act: Edward Byrne Memorial Justice Assistance Grant Formula Program (JAG).
(051) RECOMMENDATION: (1) Recognize Grant Revenue in the amount of \$1,007,166 from the U. S. Department of Justice, Recovery Act: Edward Byrne Memorial JAG; and (2) Approve the special budget appropriation of \$1,007,166. Legislative Body: CC
Contact: Jason Benites Phone: 385-7626

Document: [View Item \(pdf 146KB\)](#)

Public Works Department

9. SUBJECT: Orphaned Parcel in the City of Port Hueneme. (055) RECOMMENDATION: Approve and authorize the Mayor to execute a Quitclaim Deed to the City of Port Hueneme for Assessor Parcel Number 207-270-080 in the City of Port Hueneme.
Legislative Body: CC Contact: Lou Balderrama Phone: 340-5358

Document: [View Item \(pdf 560KB\)](#)

10. SUBJECT: American Reinvestment and Recovery Act (Recovery Act) Funding for Bartolo Square North and South Neighborhoods Street and Utility Improvement Phase I Projects and Traffic Signal Modifications at Various Locations Project.
(067) RECOMMENDATION: (1) Adopt a resolution authorizing the City Manager or his designee to execute agreements, amendments or other documents necessary to secure Recovery Act funds and implement the Program Supplement Agreements No. 036-N, 037-N and 038-N to Administering Agency-State Agreement No. 07-5129R for the Bartolo Square North and South Neighborhoods Resurfacing Phase I Projects and Traffic Signal 2010 Project; and (2) Approve a special budget appropriation of \$3,303,782 to appropriate Recovery Act funding in the amount of \$1,444,000 to the Bartolo Square North Neighborhood Street and Utility Improvement Project, \$1,091,462 to the Bartolo Square South Neighborhood Street and Utility Improvement Project, \$740,000 to the Traffic Signal 2010 Project and to reallocate \$28,320 of available Circulation Improvement System funds from the Traffic Signal Modifications at Various Locations Project.
Legislative Body: CC Contact: Lou Balderrama Phone: 340-5358

Document: [View Item \(pdf 1287KB\)](#)

ACTION: Approve Res. No. 13,737.

11. SUBJECT: Fifth Amendment to Agreement for Consulting Services with Kennedy/Jenks Consultants for Water Infrastructure Reviews. (087) RECOMMENDATION: (1) Approve and authorize the Mayor to execute the Fifth Amendment to the Agreement with Kennedy/Jenks Consultants (4153-07-PW) to increase the amount by \$100,000 for a total of \$324,000 and extend the expiration date from June 30, 2010, to June 30, 2011, for water infrastructure reviews of proposed development projects within the City; and (2) Approve a special budget appropriation in the amount of \$100,000 from the Water Enterprise Fund for water infrastructure reviews. Legislative Body: CC Contact: Lou Balderrama Phone: 340-5358

Document: [View Item \(pdf 212KB\)](#)

12. SUBJECT: Addendum to the Wastewater Treatment Plant Yard Resurfacing Project. (091) RECOMMENDATION: (1) Approve an addendum to Project Specification No. PW09-17 by adding street resurfacing for Morris Street, Crawford Street, Second Street from Sarita Street to Campton Drive, and a section of Sarita Street between Second Street and Morris Street in the southeast area of the La Colonia Neighborhood to the existing specifications for pavement resurfacing at the Oxnard Wastewater Treatment Plant located at 6001 Perkins Road; and (2) Approve a special budget appropriation of \$200,000 from the Gas Tax Fund balance to the La Colonia Neighborhood Resurfacing Project No. 103104 for the street resurfacing of Morris Street, Second Street, Crawford Street and a section of Sarita Street between Second Street and Morris Street in the southeast area of the La Colonia Neighborhood. Legislative Body: CC Contact: Lou Balderrama Phone: 340-5358

Document: [View Item \(pdf 290KB\)](#)

13. SUBJECT: First Amendment to Agreement for Professional Services with Kennedy/Jenks Consultants for Victoria Avenue Sewer Line Project. (097) RECOMMENDATION: Approve and authorize the Mayor to execute the First Amendment to the Agreement with Kennedy/Jenks Consultants (4664-08-PW) to increase the amount by \$55,839 for a total of \$291,621 and extend the expiration date from May 31, 2010, to July 31, 2010, for design and post-design services for the Victoria Avenue Sewer Line Project. Legislative Body: CC Contact: Lou Balderrama Phone: 340-5358

Document: [View Item \(pdf 378KB\)](#)

14. SUBJECT: First Amended and Restated Memorandum of Agreement for Implementation of the Calleguas Creek Watershed Total Maximum Daily Load (TMDL) Program.
(103) RECOMMENDATION: (1) Approve and authorize the Mayor to execute the First Amended and Restated Memorandum of Agreement (A-6966) for Management, Funding and Cost Sharing for the Implementation of the Calleguas Creek Watershed TMDL Program; and (2) Approve a special budget appropriation in the amount of \$4,028 from the Wastewater Collections Enterprise Fund for implementation of the Calleguas Creek Watershed TMDL Program. Legislative Body: CC Contact: Anthony Emmert Phone: 207-1669

Document: [View Item \(pdf 301KB\)](#)

ACTION: INFORMATION/CONSENT Approve as recommended with I-1 removed from the agenda.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

K. INFORMATION/CONSENT PUBLIC HEARINGS

L. PUBLIC HEARINGS

- 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

Development Services Department

1. SUBJECT: Special Budget Appropriation for Rice Avenue/Santa Clara Avenue Interchange Improvements at Highway 101. (107) RECOMMENDATION: Recognize Federal and State grant revenue and appropriate \$51,512,634 to "Highway 101-Rice Interchange" for the Rice Avenue/Santa Clara Avenue interchange improvements at U.S. Highway 101. Legislative Body: CC Contact: Cynthia Daniels Phone: 385-7871

Document: [View Item \(pdf 434KB\)](#)

ACTION: Approve as recommended.

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