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AGENDA

September 22, 2009

OXNARD CITY COUNCIL

***OXNARD COMMUNITY DEVELOPMENT COMMISSION**

***OXNARD HOUSING AUTHORITY**

City Council Chambers, 305 West Third Street, Oxnard

6:00 P.M. Closed Session

7:00 P.M. Regular Meetings

A. ROLL CALL/POSTING OF AGENDA

RECOMMENDATION: *The Oxnard Community Development Commission and 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 - (Please see page 5 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

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 Meeting of the City Council for September 1, 2009. (001) RECOMMENDATION: Approve. Legislative Body: CC Contact: Daniel Martinez Phone: 385-7805

Document: [View Item \(pdf 292KB\)](#)

City Manager Department

2. SUBJECT: Revenue from Termination of the Channel Islands Harbor Maintenance Yard Agreement A-2075. (007) RECOMMENDATION: Recognize the revenue and approve the transfer of funds in the amount of \$19,000 for Corporate Yard Improvements Project No. 997403. Legislative Body: CC Contact: Michael Henderson Phone: 207-1530

Document: [View Item \(pdf 233KB\)](#)

Development Services Department

3. SUBJECT: Agreement with the County of Ventura for Cultural Heritage Board Services. (015) RECOMMENDATION: Approve and authorize the Mayor to sign an agreement with the County of Ventura (A-7218) for Cultural Heritage Board services to the City. Legislative Body: CC Contact: Sue Martin Phone: 385-8207

Document: [View Item \(pdf 150KB\)](#)

Finance Department

4. SUBJECT: Sale of Vacant Land Located at 4201 West Hemlock Street for the Sum of \$700,000. (021) RECOMMENDATION: (1) Approve the sale of property located at 4201 West Hemlock Street (Property) to Nation Wide Property Holdings, LLC (Buyer) (A-7214), 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 and Joint Escrow Instructions, and related documents; and (2) Authorize the Mayor to execute a Grant of Easement document in conjunction with the sale of the Property, to convey title to the Boat Dock Easement along the Property. Legislative Body: CC Contact: Mike More Phone: 385-7480

Document: [View Item \(pdf 771KB\)](#)

Public Works Department

5. SUBJECT: Agreement for Professional Services with GIE Technologies, Inc. (GIE) for Pavement Management System (PMS) Update. (035) RECOMMENDATION: Approve and authorize the Mayor to execute an agreement for professional services with GIE (A-7195) in an amount not to exceed \$152,565.34 for PMS update. Legislative Body: CC Contact: Lou Balderrama Phone: 340-8365

Document: [View Item \(pdf 64KB\)](#)

Document: [View Attachment 1 \(pdf 1306KB\)](#)

ACTION: INFORMATION/CONSENT Approved as recommended with the removal of Item I-4.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

Finance Department

1. SUBJECT: Monthly Budget Status Report for the Period Ending August 31, 2009. (037) Legislative Body: CC Contact: James Cameron Phone: 385-7461

Document: View Item (pdf 195KB)

ACTION: Received and file report.

K. INFORMATION/CONSENT PUBLIC HEARINGS

Finance Department

1. SUBJECT: City of Oxnard Consolidated Annual Performance and Evaluation Report (CAPER) for the Fiscal Year (FY) 2008-2009. (047) RECOMMENDATION: Consider and accept the City's CAPER for FY 2008-2009. Legislative Body: CC Contact: Norma Owens Phone: 385-7477

Document: View Item (pdf 65KB)

ACTION: Approved as recommended.

L. PUBLIC HEARINGS

Development Services Department

1. SUBJECT: Planning and Zoning Permit Nos. 09-410-01 (Coastal Land Use Plan Amendment), 09-630-01 (Specific Plan Amendment), and 09-580-1 (Zone Text Amendment) to Allow School Use in the Coastal Land Use Plan, Mandalay Specific Plan, and Coastal Planned Community Zone. Filed by Oxnard School District.
(049) RECOMMENDATION: Adopt a resolution upholding the Planning Commission denial of Planning and Zoning Permit Nos. 09-410-01 (Coastal Plan Amendment), 09-630-01 (Specific Plan Amendment), and 09-580-1 (Zone Text Amendment) that would have allowed a school use at 4100 Tradewinds Drive.
Legislative Body: CC Contact: Chris Williamson Phone: 385-8156

Document: View Item (pdf 1768KB)

ACTION: Continue to October 13, 2009.

- 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.

Development Services Department

1. SUBJECT: Verbal Update on Santa Clara River Levy Certification and FEMA Map Issues. Legislative Body: CC Contact: Rob Roshanian Phone: 385-7893

ACTION: Provided comments to staff.

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

- O. REPORTS

City Treasurer Department

1. SUBJECT: Investment Policy and Annual Report of Investment Activity.
(095) RECOMMENDATION: (1) Approve the Investment Policy for the City; and (2) Adopt a resolution delegating investment authority to the City Treasurer. Legislative Body: CC Contact: Danielle M. Navas Phone: 385-7810

Document: [View Item \(pdf 108KB\)](#)

Document: [View Attachment 1 \(pdf 1470KB\)](#)

ACTION: Approve as recommended, Res. No. 13,740.

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 - 8:00 P.M.

City Manager Department

1. SUBJECT: Convention and Visitors Bureau Destination Development/Branding. RECOMMENDATION: Consider a verbal report by the Executive Director of the Bureau. Contact: Janet Sederquist Phone: 385-7545

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 from page 1)

1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION.
City of Oxnard, et al. v. California Coastal Commission
Los Angeles Superior Court, Case No. BS122248

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. CONFERENCE WITH REAL PROPERTY NEGOTIATOR.
Instructions to negotiator, Edmund Sotelo, City Manager, regarding the price and terms of payment for the sale by the City of land located at 4201 West Hemlock Street, Oxnard, California to Nation Wide Property Holdings, LLC.

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.

T. ADJOURNMENT