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AGENDA
October 27, 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

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 a Proclamation Designating the Month of October, 2009 as "Domestic Violence Awareness Month".
2. SUBJECT: Presentation of the Blackberry Mobile GIS Award - 2009 Beacon Award.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

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

ACTION: Information/Consent Agenda Approved.

City Attorney Department

1. SUBJECT: Ordinance Amending the Definition of "Disaster Service Worker". (001)

RECOMMENDATION: Approve the first reading by title only and subsequent adoption of an ordinance amending the definition of "Disaster Service Worker" • set forth in Subdivision A of Section 6-2 of the City Code.

Legislative Body: CC Contact: Julie Doi Phone: 385-7483

Document: [View Item \(pdf 39KB\)](#)

ACTION: Approved, O-2815.

City Clerk Department

2. **SUBJECT:** Minutes of the Regular Meetings of the City Council for April 14, October 6, 13, and 20, 2009; Minutes of the Regular Meetings of the Community Development Commission for July 7, 14, 21, 28, September 1, 15, 22, and October 6, 13, and 20, 2009; and Minutes of the Regular Meetings of the Housing Authority for July 7, 14, 21, and 28, and September 1, 15, 22, and October 6, 13, and 20, 2009. (003)
RECOMMENDATION: Approve.
Legislative Body: CC/CDC/HA Contact: Daniel Martinez Phone: 385-7805

Document: [View Item \(pdf 1312KB\)](#)

Community Development Department

3. **SUBJECT:** Amendment to the RiverPark Parking Facility Ground Lease and Grant of Access Easement to the Community Development Commission (CDC) Located Adjacent to and North of the 101 Freeway and West of Vineyard Avenue. (047)
RECOMMENDATION: Approve and authorize the Chairman to execute an Amendment to Ground Lease and Grant of Easement entered into October 6, 2009 by and between the CDC and RiverPark Collection, LLC.
Legislative Body: CDC Contact: Richard R. Bryan Phone: 385-7407

Document: [View Item \(pdf 444KB\)](#)

ACTION: Approved, A-5995.

Development Services Department

4. **SUBJECT:** Resolutions and Ordinance to Approve 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 Subzone, Respectively. Filed by Oxnard School District. (063) **RECOMMENDATION:** Adopt two resolutions approving Planning and Zoning Permit Nos. 09-410-01 (Coastal Plan Amendment) and 09-630-01 (Specific Plan Amendment) and approve the first reading by title only and subsequent adoption of an ordinance for Planning and Zoning Permit No. 09-580-01 (Zone Text

Amendment).

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

Document: [View Item \(pdf 377KB\)](#)

ACTION: Approved, R-13,744, R-13,745, O-2816.

Fire Department

5. SUBJECT: Office of Traffic Safety Grant. (075) RECOMMENDATION: Authorize the Chief Financial Officer to approve a special budget appropriation in the amount of \$181,022 for the purchase of vehicle extrication equipment.
Legislative Body: CC Contact: Brad Windsor Phone: 385-7708

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

Public Works Department

6. SUBJECT: Third Amendment to Agreement with Harbor Offshore, Inc., for Maintenance of Seawall, Slope Protection, Rip Rap, and Mud Slopes of All Waterways and On-Call Diving Services and Debris Removal in Mandalay Bay, Westport, and Seabridge Waterway Communities. (077) RECOMMENDATION: (1) Approve and authorize the Mayor to execute the Third Amendment to the Agreement with Harbor Offshore, Inc. (3234-04-PW) to increase the amount by \$400,000 for a total of \$1,200,000 for the purpose of annual in-water physical inspections, evaluations, and maintenance for seawall, slope protection, rip rap, and mud slopes of all waterways and extend the contract expiration date to September 30, 2011. Also, included are diving services and debris removal services for the Mandalay Bay Waterways Assessment District (Mandalay Bay), Westport Community Facilities District (CFD No. 2) and Seabridge (CFD No. 4) waterway communities and extend the contract expiration date to September 30, 2011; and (2) Approve a special budget appropriation in the amount of \$400,000 from the Mandalay Bay Fund for maintenance and repair of the Mandalay Bay seawalls.
Legislative Body: CC Contact: Michelle Romney Phone: 385-8309

Document: [View Item \(pdf 116KB\)](#)

ACTION: Approved, 3234-04-PW.

7. SUBJECT: Hueneme Road Widening Project - Right-of-Way Acquisition. (083)
RECOMMENDATION: Approve and authorize the mayor to execute the Right-of-Way Purchase Agreement in the amount of \$49,000 and accept an easement deed for property that is located at the south side of Hueneme Road immediately east of Saviers Road from the Ellisman Family Trust, Harold E. Dressler Family Trust and Mark L. Goldenson Trust (A-7227).
Legislative Body: CC Contact: Lou Balderrama Phone: 340-5358

Document: [View Item \(pdf 441KB\)](#)

ACTION: Approved, A-7227.

8. SUBJECT: PW09-24 Del Norte Facility Waste Tipping Floor Restoration Project. (097)
RECOMMENDATION: Approve plans and specifications for PW09-24 (Del Norte Facility Waste Tipping Floor Resurfacing Project) for the restoration of the waste tipping floor at the Del Norte Regional Recycling and Transfer Station located at 111 South Del Norte Boulevard and authorize staff to solicit bids for the project.
Legislative Body: CC Contact: Lou Balderrama Phone: 340-5358

Document: [View Item \(pdf 39KB\)](#)

9. SUBJECT: Major Electrical Equipment and Instrumentation and Control Systems Integration (Project Specification No. PW07-21E) for the Advanced Water Purification Facility (AWPF) Phase I, at Perkins Road North of Magellan Way. (099)
RECOMMENDATION: Approve and authorize Mayor to execute an agreement with Rockwell Automation, Incorporated (A-7225) for the electrical equipment and instrumentation and control systems integration for the AWPf Project in the amount of \$5,300,000.
Legislative Body: CC Contact: Anthony Emmert Phone: 207-1669

Document: [View Item \(pdf 366KB\)](#)

ACTION: Approved, A-7225.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

Finance Department

1. SUBJECT: Monthly Budget Status Report for the Period Ending September 30, 2009. (111)

Legislative Body: CC Contact: James Cameron Phone: 385-7461

Document: [View Item \(pdf 199KB\)](#)

K. INFORMATION/CONSENT PUBLIC HEARINGS

Finance Department

1. SUBJECT: Fourth Amendment of the Fiscal Year (FY) 2008-2013 Consolidated and FY 2008-2009 Annual Action Plan (The Plans) to Change the Activities to be Funded Under the Community Development Block Grant (CDBG-R) Program. (121)

RECOMMENDATION: (1) Conduct a public hearing to receive comments on the proposed Fourth Amendment to The Plans; (2) Approve a change in activities from Campus Park Gymnasium to Bartolo Square North Neighborhood Water Main Line (Bartolo Square North) and program administration; (3) Approve the appropriation of \$662,213 for Bartolo Square North, and \$73,579 for the administration of the CDBG-R; (4) Authorize the City Manager to submit the substantial amendment to the U. S. Department of Housing and Urban Development for approval; and (5) Authorize the Chief Financial Officer, or designee, to approve the special budget appropriation.

Legislative Body: CC Contact: Norma Owens Phone: 385-7477

Document: [View Item \(pdf 198KB\)](#)

Document: [View Attachment \(pdf 1533KB\)](#)

ACTION: Approved.

L. PUBLIC HEARINGS - 7:15 P.M.

Development Services Department

1. SUBJECT: Planning and Zoning Permit No. 08-510-12 (Special Use Permit), Saviers Market, 3280 Saviers Road. Filed by Zaher Hawara. (127) RECOMMENDATION: Adopt a resolution upholding the Planning Commission's decision to deny Planning and Zoning Permit No. 08-510-12 (Special Use Permit), subject to the findings set forth in Planning Commission Resolution No. 2009-33.
Legislative Body: CC Contact: Juan Martinez Phone: 385-7556

Document: [View Item \(pdf 391KB\)](#)

Document: [View Attachment \(pdf 541KB\)](#)

ACTION: Approved, R-13,746.

Public Works Department

2. SUBJECT: Ordinances to Continue and Establish Water, Wastewater and Environmental Resources User Fees and Charges, Debt Service and Appropriation of Revenue Funds. (137) RECOMMENDATION: (1) Hold a public hearing to receive public testimony and consider all protests concerning the adoption of ordinances continuing and establishing certain water, wastewater and environmental resources user fees and charges; (2) Approve the first reading by title only and subsequent adoption of ordinances continuing and establishing water, wastewater and environmental resources user fees and charges; (3) Approve a special budget appropriation in the amount of \$509,600 to the Water Enterprise Fund, \$1,814,700 to the Wastewater Enterprise Fund and \$1,111,750 to the Environmental Resources Enterprise Fund from the revenue rate increase effective December 2009; (4) Approve and authorize the Mayor to: (a) execute a financial agreement authorizing a loan from the Water Enterprise Fund to the Wastewater Enterprise Fund in the amount of \$4 million to be repaid over a 5 year term at an interest rate of 3 percent per annum; (b) execute a financial agreement authorizing a loan from the Water Enterprise Fund to the Environmental Resources Enterprise Fund in the amount of \$9.3 million to be repaid over a 10 year term at an interest rate of 3 percent per annum.
Legislative Body: CC Contact: Michelle Romney Phone: 385-8309

Document: [View Item \(pdf 1456KB\)](#)

ACTION: Approved, O-2817, O-2818, O-2819.

- 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 Manager Department

1. SUBJECT: Cancellation of the Regular Meetings Scheduled for November 10, 2009. (183)
RECOMMENDATION: Cancel the regular meetings scheduled for November 10, 2009.
Legislative Body: CC/CDC/HA Contact: Grace Magistrale-Hoffman Phone: 385-7445

Document: [View Item \(pdf 21KB\)](#)

ACTION: Approved.

- O. REPORTS

Public Works Department

1. SUBJECT: Water Supply Outlook and Confirmation of Policies Regarding Projects Creating New Water Demands. (185)
RECOMMENDATION: (1) Consider a presentation on the current status of statewide water supplies, long-term water planning, the Groundwater Recovery Enhancement and Treatment (GREAT) Program and the Water Conservation Program; (2) Affirm the January 15, 2008 policy regarding new water supplies for proposed development projects and provide direction regarding strengthening the policy through modification of the City's Water Shortage Emergency Ordinance; and (3) Consider and provide direction regarding intensification of the City's response to the current water supply shortage, as per the Water Shortage Contingency Plan.

Legislative Body: CC Contact: Anthony Emmert Phone: 207-1669

Document: View Item (pdf 327KB)

ACTION: Approved.

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.

T. ADJOURNMENT