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AGENDA
May 13, 2008
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 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: "Water Conservation Poster Contest Winners".

 - 2. SUBJECT: Proclamation Designating May 12-16 as "Law Enforcement Officers Memorial Week".

3. SUBJECT: Proclamation Designating May 17-23, 2008, as "Safe Boating Week".
 4. SUBJECT: Proclamation Designating May 18-24, 2008, as "Public Works 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

ACTION: Approved, Information/Consent Agenda.

City Attorney Department

1. SUBJECT: Ordinance No. 2772 Regarding the Classification of Chief Financial Officer. (001) RECOMMENDATION: Second reading and adoption. Contact Person: Gary L. Gillig Phone: 385-7483
 Legislative Body: CC

Document: [View Item \(pdf 52.7 KB\)](#)

City Clerk Department

2. SUBJECT: Minutes of the Regular Meetings of Housing Authority for March 25, April 8, 15 and 22, and May 6, 2008. (003) RECOMMENDATION: Approve. Contact Person: Daniel Martinez Phone: 385-7803
Legislative Body: HA

Document: [View Item \(pdf 203 KB\)](#)

City Manager Department

3. SUBJECT: Memorandum of Understanding Among the National League of Cities Institute, the National Council on Crime and Delinquency and the City of Oxnard. (011) RECOMMENDATION: Approve and authorize the Mayor to sign the Memorandum of Understanding among the National League of Cities Institute, the National Council on Crime and Delinquency and the City of Oxnard (A-7055) formalizing the California Cities Gang Prevention Network. Contact Person: Grace Magistrale Hoffman Phone: 385-7430
Legislative Body: CC

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

4. SUBJECT: Gold Coast Transit (GCT) Fiscal Year 2008/09 Capital and Operating Budget.(017) RECOMMENDATION: Support the GCT FY 2008/09 proposed capital and operating budget in an amount not to exceed \$4,154,439 for fixed route service, senior and disabled paratransit service, and the capital program. Contact Person: Martin Erickson Phone: 385-7870
Legislative Body: CC

Document: [View Item \(pdf 383 KB\)](#)

5. SUBJECT: Prohibition of Possession of Alcohol in City Parks. (025) RECOMMENDATION: Approve the first reading by title only and subsequent adoption of an ordinance adding Oxnard City Code subsections 7-125(C), (D) and (E), prohibiting possession of alcohol in City parks. Contact Person: Lori Rice Phone: 385-

8073

Legislative Body: CC

Document: [View Item](#) (pdf 103 KB)

ACTION: Approved, O-2774, first reading.

Finance Department

6. SUBJECT: Fourth Amendment to Oxnard Shores Oxnard, California Agreement of Purchase and Sale (12 lots). (029) RECOMMENDATION: Approve and authorize the Mayor to execute a "Fourth Amendment to Oxnard Shores, Oxnard, California Agreement of Purchase and Sale (12 lots)" (A-6830) pertaining to the sale of 12 lots located on Reef Way in the Oxnard Shores area to Elevar Seven, LLC. Contact Person: Mike More Phone: 385-7480
Legislative Body: CC

Document: [View Item](#) (pdf 288 KB)

7. SUBJECT: Sale of 1,278 Acres of Real Property Located at the Intersection of Peterson and Gun Club Road in Kern County. (035) RECOMMENDATION: Approve and authorize the Mayor to execute an Agreement of Purchase and Sale between the City and Double D Land Company, a California limited liability company (Double D) (A-7052), providing for the sale to Double D of approximately 1,278 acres of real property located as set forth above for the purchase price of \$3,996,000. Contact Person: Mike More Phone: 385-7480
Legislative Body: CC

Document: [View Item](#) (pdf 64.5 KB)

Fire Department

8. SUBJECT: Ordinance No. 2773 Regarding Prohibiting the Sale, Offer to Sell, Use or Possession of Fireworks. (037) RECOMMENDATION: Second reading and adoption.
Legislative Body: CC

Document: [View Item \(pdf 50.4 KB\)](#)

9. SUBJECT: Ordinance Regarding the Administration of the Certified Unified Program Agency. (039) RECOMMENDATION: Approve the first reading by title only and subsequent adoption of an ordinance adding Article XIII, sections 11-300 to 11-309; 11-315 to 11-317; 11-325 to 11-326; 11-335 to 11-340; 11-345 to 11-348; and 11-355 to 11-358 to the Oxnard City Code concerning the administration of the Certified Unified Program Agency. Contact Person: Steve Mattern Phone: 385-8364
Legislative Body: CC

Document: [View Item \(pdf 354 KB\)](#)

ACTION: Approved, O-2775, first reading.

Human Resources Department

10. SUBJECT: Recognition of Service Employees International Union (SEIU) Local 721; Agreement with SEIU Local 721 Establishing Conditions of Recognition. (049) RECOMMENDATION: (1) Recognize SEIU Local 721 as the exclusive employee organization for employees occupying classifications in the Professional, Technical and Administrative Support Unit for matters concerning wages, hours and terms and conditions of employment; and (2) Approve and authorize the City Manager to execute an agreement between the City and SEIU Local 721 (A-7050) establishing conditions of recognition. Contact Person: Lino Corona Phone: 385-7590
Legislative Body: CC

Document: [View Item \(pdf 269 KB\)](#)

11. SUBJECT: Memorandum of Understanding with International Union of Operating Engineers (IUOE), Local 501. (055) RECOMMENDATION: (1) Ratify a Memorandum of Understanding (MOU) between the City and the IUOE Local 501 commencing November 24, 2007, and expiring on November 23, 2008; (2) Adopt a resolution implementing the MOU for IUOE (A-7053); and (3) Authorize the City Manager to transfer funds between accounts, in amounts to be determined, to implement the terms and conditions of the MOU. Contact Person: Lynn Hutton Phone: 385-7947
Legislative Body: CC

Document: [View Item \(pdf 110 KB\)](#)

ACTION: Approved, R-13,413.

Public Works Department

12. SUBJECT: First Amendment to Attorney Services Agreement with Hunt Ortmann Palffy Nieves Lubka Darling & Mah, Inc. for legal fees associated with the Affholder United States District Court Case No. CV 07-06562 RGK (CWx). (059) RECOMMENDATION: (1) Approve and authorize the Mayor to execute an Amendment to an Agreement with Hunt Ortmann Palffy Nieves Lubka Darling & Mah, Inc. (4055-07-CA) in an amount not to exceed \$950,000 for legal fees associated with the Affholder United States District Court Case No. CV 07-06562 RGK (CWx) (Affholder Case); and (2) Approve a special budget appropriation of \$350,000 from the Wastewater Collection Operating Reserve to the Wastewater Redwood Trunk Sewer Project for legal fees associated with the Affholder Case. Contact Person: Anthony Emmert Phone: 385-8111
Legislative Body: CC

Document: View Item (pdf 187 KB)

ACTION: Approved with change of language in agreement from \$950,000 to \$350,000.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

City Manager Department

1. SUBJECT: Executed Contracts. (065) 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, 2008.

Document: View Item (pdf 50.8 KB)

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

Housing Department

3. SUBJECT: Housing Legislative Program for FY 2008-2009.
(071) RECOMMENDATION: (1) Support Proposition 99, the Homeowners Protection Act, and oppose Proposition 98, the California Property Owner & Farmland Protection Act; (2) Support State Bill AB 1111 which would authorize cities and counties to adopt ordinances prohibiting mobile home park owners from changing 55 years of age and over parks to all age parks; (3) Support federal appropriations of at least \$5.3 Billion for the Public Housing Operating Fund; (4) Support State Bill SB 900 which would eliminate a loophole in State law that allows mobile home park owners to convert one or more of park spaces to condominium ownership and avoid the application of local rent control on the remaining rental spaces; (5) Support federal appropriations of \$3.5 Billion for the Public Housing Capital Fund, with at least \$55 Million for the Resident Opportunity and Self-Sufficiency Program; (6) Support federal appropriations of at least \$15.4 Billion for the Tenant-Based Rental Assistance Program Housing Payments, \$1.54 Billion for Administrative Fees, \$72 Million for Family Self Sufficiency Coordinators, and full funding for the Tenant Protection Vouchers and Project Based Section 8 Program; (7) Support legislative and regulatory reform to the Section 8 Voucher Program that would allow the program to be administered more effectively; (8) Support federal appropriations of at least \$4.5 Billion in funding for the Community Development Block Grant (CDBG) Program Formula Grants; (9) Support federal appropriations of at least \$2.0 Billion for the HOME Program Formula Grants; (10) Support the National Housing Trust Fund Act and legislation providing funding for the Act; (11) Support federal appropriations of at least \$1.636 Billion for the Homeless Assistance Grants and legislation that allows for greater local flexibility in the administration of the Grants; and (12) Support federal legislation

that addresses the mortgage foreclosure crisis by reforming the mortgage process, curbing predatory lending, and providing foreclosure mitigation assistance. Contact Person: Sal Gonzalez/Melissa Hettena Phone: 8094/8248

Legislative Body: CC/HA

Document: View Item (pdf 339 KB)

ACTION: Approved.

City Manager Department

2. SUBJECT: Development of Sports Park Site at 100 East Gonzalez Road.
(069) RECOMMENDATION: Consider a report and provide direction to the General Services Superintendent regarding development of the Sports Park site located at 100 East Gonzales Road, including methods to finance construction and operate the facility.
Contact Person: Michael Henderson Phone: 385-7951
Legislative Body: CC

Document: View Item (pdf 112 KB)

ACTION: Provided direction to the General Services Superintendent.

1. SUBJECT: Status Report on Demolition of Old Oxnard High School Site.
(067) RECOMMENDATION: Consider a report on the status of the Old Oxnard High School Site Demolition Project located at 937 West Fifth Street and provide direction to the General Services Manager. Contact Person: David Mesa Phone: 385-8078
Legislative Body: CC

Document: View Item (pdf 55.6 KB)

ACTION: Provided direction to the General Services Superintendent.

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