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AGENDA
December 16, 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

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 Commendation to Assemblymember Pedro Nava.
2. SUBJECT: Presentation of Proclamation Designating December 2nd as "Florence Young Day".
3. SUBJECT: Presentation of the Employee of the Quarter.

4. SUBJECT: Presentation of Fleet Services Plaque.
- 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 Manager Department

1. SUBJECT: Consent to Transfer of Franchise for Operation of 2,000 Linear Feet of 8-Inch Oil Pipeline from ConocoPhillips Pipe Line Company (Conoco) to Crimson California Pipeline Company (Crimson). (001). RECOMMENDATION: Adopt a resolution consenting to the transfer from Conoco to Crimson the rights of Conoco under Ordinance No. 1869 (effective June 4, 1981) to maintain, use, and operate an oil pipeline of approximately 2,000 feet in length in the City of Oxnard. Legislative Body: CC Contact: Martin Erickson Phone: 385-7870

ACTION: Approved, Resolution No. 13,574.

2. SUBJECT: Agreement for Trade Services with Kaneko Landscaping, Inc. (007). RECOMMENDATION: Approve and authorize the Mayor to execute a three year agreement with Kaneko Landscaping, Inc. (4626-08-CM) in the amount of \$272,320 for the purpose of providing landscape maintenance services within Community Facility District No. 4, known as Seabridge, located on Wooley Road between Victoria Avenue and Trade Winds Drive. Legislative Body: CC Contact: Michael Henderson Phone: 385-7950

Document: [View Item \(pdf 107 KB\)](#)

Community Development Department

3. SUBJECT: Fiscal Year 2007-2008 Annual Report for the Community Development Commission. (009). RECOMMENDATION: Approve the FY 2007-2008 Community Development Commission Annual Report and direct the Community Development Director to submit the Annual Report to the State Controller's Office. Legislative Body: CDC Contact: Kymberly Horner Phone: 385-7407

Document: [View Item \(pdf 220 KB\)](#)

4. SUBJECT: Financing for the RiverPark Project Retail Component Located Adjacent to and North of the 101 Freeway, East of the Santa Clara River and West of Vineyard Avenue. (015). RECOMMENDATION: That City Council for the assignment of the RiverPark Project Development Agreement (A-6128), approve as to form the Assignment and Assumption Agreement from RiverPark Collection, LLC, to RiverPark Hotel, LLC and authorize the Mayor to execute the Consent form for the Assignment and Assumption Agreement.

That Community Development Commission for the assignment of the RiverPark Project Owner Participation Agreement (A-5965), approve as to form the Assignment and Assumption Agreement from the RiverPark Collection, LLC, to RiverPark Hotel, LLC and authorize the Chairman to execute the Consent form for the Assignment and Assumption Agreement. Legislative Body: CC/CDC Contact: Richard Bryan Phone: 385-7407

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

Development Services Department

5. **SUBJECT:** Approval of Contract for Mills Act Property Tax Abatement Program, 261 South "F" Street. Filed by Vincent and Kathleen Behrens. (021). **RECOMMENDATION:** Approve and authorize the Mayor to execute a Mills Act contract with Vincent and Kathleen Behrens (A-7124), husband and wife, to maintain and preserve historic property located at 261 South "F" Street through a reduction in property taxes. Legislative Body: CC Contact: Brian Hann Phone: 385-3943

Document: [View Item \(pdf 83.5 KB\)](#)

6. **SUBJECT:** Approval of Contract for Mills Act Property Tax Abatement Program, 110 South "F" Street. Filed by Josie Vazquez. (025). **RECOMMENDATION:** Approve and authorize the Mayor to execute a Mills Act contract with Josie Vazquez (A-7123), to maintain and preserve historic property located at 110 South "F" Street through a reduction in property taxes. Legislative Body: CC Contact: Brian Hann Phone: 385-3943

Document: [View Item \(pdf 83.5 KB\)](#)

7. **SUBJECT:** Fifth Amendment to Agreement with Washington Group International, Inc. for Rice Avenue/Santa Clara Avenue Interchange Improvements at Highway 101. (029). **RECOMMENDATION:** Approve and authorize the Mayor to execute the Fifth Amendment to the agreement with Washington Group International, Inc. (A-6738) in the amount of \$188,744 (total agreement \$1,117,081) for Rice Avenue/Santa Clara Avenue interchange improvements at U.S. Highway 101. Legislative Body: CC Contact: Cynthia Daniels Phone: 385-7871

Document: [View Item \(pdf 221 KB\)](#)

Public Works Department

8. **SUBJECT:** Amendment to Agreement with Channel Islands Beach Community Service District for Sewer Transportation and Treatment. (041). **RECOMMENDATION:** (1) Approve and authorize the Mayor to execute an amendment to the agreement with Channel Islands Beach Community Service District (Channel Islands) (A-6680) for Sewer Transportation and Treatment, providing immediate cash payment to the City in the sum of

\$543,140, estimated to be Channel Islands' share of the amount required to construct the Victoria Trunk portion of the Redwood Sewer Trunk Project; and (2) Approve a Special Budget Appropriation in the amount of \$543,140 for the Channel Island Beach Community Service District portion of the Victoria Trunk Project. Legislative Body: CC Contact: Mark Norris Phone: 385-8308

Document: [View Item \(pdf 122 KB\)](#)

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

City Manager Department

1. SUBJECT: Executed Contracts. (047).
RECOMMENDATION: 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 November 1 through November 30, 2008.

Document: [View Item \(pdf 42.2 KB\)](#)

ACTION: Received and filed.

Finance Department

2. SUBJECT: Monthly Budget Status Reports for the Period Ending November 30, 2008. (049). Legislative Body: CC Contact: James Cameron Phone: 385-7475

Document: [View Item \(pdf 20.3 KB\)](#)

Document: [View Attachment](#)

ACTION: Received and filed.

K. INFORMATION/CONSENT PUBLIC HEARINGS

Development Services Department

1. SUBJECT: Planning & Zoning Permit No. 08-535-02 Zone Code Text Amendment Addressing the Density Bonus Ordinance. (051). RECOMMENDATION: Approve the first reading by title only and subsequent adoption of an ordinance repealing and amending City Code Article V, Divisions 7 and 8 of Chapter 16 relating to Density Bonuses. Legislative Body: CC Contact: Stephanie Diaz Phone: 385-3918

Document: [View Item \(pdf 593 KB\)](#)

ACTION: Approved, first reading, Ordinance No. 2789.

2. SUBJECT: Planning & Zoning Permit No. 07-550-01 (Major Modification) a Request to Remove Two Conditions from Parcel Map No. 84-17 Affecting Property Along the Northern Right-of-Way of Eastbourne Bay and at 4490 Eastbourne Bay. Filed by Dan Voss, 4254 Harbor Island Lane, Oxnard, CA 93035. (071) RECOMMENDATION: (1) Adopt a resolution approving Planning and Zoning Permit No. 07-550-01 (Major Modification to Parcel Map No. 84-17) to modify Planning Commission Resolution No. 7119; and (2) Adopt a resolution to authorize the Mayor to sign an Agreement Restricting Use of Property (A-7125) to assure that the intent of Planning Commission Resolution No. 7119 is adhered to. Legislative Body: CC Contact: Winston Wright Phone: 385-7952

Document: [View Item \(pdf 555 KB\)](#)

ACTION: Public hearing closed. Return with new resolution January 6, 2009.

L. PUBLIC HEARINGS 7:15 P.M.

Development Services Department

1. SUBJECT: Planning and Zoning Permit No. 08-510-03 (Special Use Permit) to Permit the Sale of Beer and Wine for Off Site Consumption at an Existing Chevron Gas Station and Mini-Mart, Located at 2901 Saviers Road. Filed by Shaheen Azar. (091). RECOMMENDATION: Adopt a resolution denying the appeal and upholding the

Planning Commission's approval of Planning and Zoning Permit No. 08-510-03.
Legislative Body: CC Contact: Douglas Spondello Phone: 385-3919

Document: View Item (pdf 789 KB)

ACTION: Grant appeal and deny PZP No. 08-510-03 SUP requesting to allow the sale of beer and wine for off-site consumption.

2. SUBJECT: Development of the Rose Ranch Commercial Project Located at the Southwest Corner of the Rose Avenue and Gonzales Road Intersection. Filed by Parkstone Companies, on Behalf of Owner John McGrath Family Partnership, 860 E. Hampshire Road, Suite U, Westlake Village, CA 91361. RECOMMENDATION: CONTINUE TO JANUARY 6, 2009. Legislative Body: CC Contact: Winston Wright Phone: 385-7952

ACTION: Approved.

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.

1. SUBJECT: Presentation of the Bond Buyer's Far West Deal of the Year Award to City Council for the 2007 Gas Tax Revenue Certificates of Participation. Contact Person: James Cameron Phone: 385-7475

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

1. SUBJECT: 2009 Meeting Schedule for Legislative Bodies.
(123). RECOMMENDATION: Meet on the following dates during the calendar year January 6, 13, and 27; February 3, 10, and 24; March 3, 10, and 24; April 7, 14, 21, and 28; May 5 and 12; June 2, 9, 16, and 23; July 7, 14, 21, and 28; September 1, 15, and 22; October 6, 13, 20, and 27; November 3, 10, and 17; and December 1, 8, and 15, 2009: Legislative Body: CC/CDC/HA Contact: Grace Magistrale Hoffman Phone: 385-7430

Document: View Item (pdf 100 KB)

ACTION: Approved.

2. SUBJECT: Appointments to Boards, Commissions and Committees. (127). RECOMMENDATION: (1) That the Mayor, with approval of the City Council, appoint: (a) eleven members to the Commission on Homelessness; (b) five members to the Library Board; (c) seven members to the Parks and Recreation Commission; (d) nine members to the Senior Services Commission; and (2) That the City Council appoint: (a) seven members to the Commission on Community Relations; (b) one member to the Mobilehome Park Rent Review Board; and (c) three members to the Planning Commission. Legislative Body: CC Contact: Daniel Martinez Phone: 385-7805

Document: View Item (pdf 139 KB)

ACTION: Continued to January 6, 2009.

3. SUBJECT: Appointment to Ventura Regional Sanitation District (VRSD). (139). RECOMMENDATION: That the Mayor, with approval of the City Council, appoint a Councilmember as a primary member and a Councilmember as an alternate to VRSD. Legislative Body: CC Contact: Daniel Martinez Phone: 385-7805

Document: View Item (pdf 24.1 KB)

ACTION: Mayor Pro Tem Herrera as member; Councilwoman Pinkard as alternate.

O. REPORTS

Public Works Department

1. SUBJECT: Adoption of the Traffic Mitigation Plan. (141). RECOMMENDATION: (1) Adopt the Intersection and Roadway Improvement portion of the Traffic Mitigation Plan; (2) Adopt in concept the 2030 General Plan Circulation and Related Goals and Policies portion of the Traffic Mitigation Plan; and (3) Receive and file proposed Traffic Impact Fees Summary for upcoming development projects. Legislative Body: CC Contact: Jason Samonte Phone: 385-8221

Document: View Item (pdf 485 KB)

ACTION: Approved recommendation.

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