



# **CITY OF OCEANSIDE AGENDA**

## **Joint Meetings of the Oceanside City Council, Oceanside Small Craft Harbor District Board of Directors, and Oceanside Community Development Commission**

**March 3, 2010**

City Council Chambers  
300 North Coast Highway  
Oceanside, California 92054

- 3:00 p.m. Call to order and commence Closed Session**
- 4:00 p.m. City Council/Harbor District Board of Directors (HDB)/  
Community Development Commission (CDC) Regular Business**
- 5:30 p.m. Proclamations and Presentations**
- 6:00 p.m. Commence Public Hearings, if applicable**

**Mayor  
HDB President  
CDC Chairman**  
Jim Wood

**City Clerk  
HDB Secretary  
CDC Secretary**  
Barbara Riegel Wayne

**Councilmembers  
HDB Directors  
CDC Commissioners**  
Jack Feller  
Jerome M. Kern  
Esther Sanchez  
Vacancy

**Treasurer**  
Gary Felien

**City Manager  
HDB Administrative Officer  
CDC Executive Director**  
Peter A. Weiss

**City Attorney  
HDB Attorney  
CDC General Counsel**  
John P. Mullen

The Mayor and City Council also serve as the Small Craft Harbor District Board of Directors and as the Community Development Commission

# INFORMATION TO THE PUBLIC CONCERNING THE CITY COUNCIL/ HARBOR DISTRICT BOARD OF DIRECTORS (HDB)/ COMMUNITY DEVELOPMENT COMMISSION (CDC) MEETING

## 1. GENERAL INSTRUCTIONS TO PERSONS WISHING TO ADDRESS THE CITY COUNCIL/HDB/CDC

- A. Request to Speak Forms – Individuals wishing to address the City Council/HDB/CDC on matters on the agenda other than Public Hearing items must submit a “Request to Speak” form in person to the City Clerk.

The “Request to Speak” form may be submitted to the Clerk at any time following the start of the meeting, but must be submitted prior to the initiation of the portion of the agenda containing the item you wish to address (e.g., Consent Calendar, Public Communications, General Items).

When the presiding officer invites public input the City Clerk will call the names of those who submitted requests to speak. As your name is called, please approach either of the public podiums.

- B. Addressing the City Council/HDB/CDC – Each person addressing the City Council/HDB/CDC shall state his or her name and address for the record and state if he or she represents an organization or other persons. All remarks shall be addressed to the governing body as a whole. Questions shall not be asked of the governing body or staff without obtaining permission from the presiding officer. Visual aids (videos, slides and photographs, etc.) may be used as part of your presentation but must be confined within the time allowed per speaker. Videos and slides must be presented to the City Clerk prior to the beginning of the meeting for distribution to the audio-visual staff.
- C. Time Limits for Speakers – There is a 3-minute limit for all persons addressing the City Council/HDB/CDC, except as noted below. Speakers may not cede their time to another speaker. There is a series of three lights at each speaker’s podium. When the speaker begins, the green light is lit. When only one minute remains for speaking, the yellow light appears. This indicates that it is time for the speaker to conclude his or her comments. When the speaker time has expired, a red flashing light will appear.
- D. Written Communications Concerning Matters on the Agenda – Written comments or correspondence on agenda items received at least 4 hours prior to the beginning of the meeting will be distributed to the City Council/HDB/CDC and made part of the record. It is their policy, however, that such correspondence shall not be read aloud at the meeting. Any correspondence should be mailed or delivered to the City Clerk as well as the Mayor and City Council, City of Oceanside, 300 N. Coast Highway, Oceanside, CA 92054.
- E. Lobbyist Registration – If you are speaking before Council to try to influence a municipal decision and you are being paid to represent a client in the matter, then you may need to register as a lobbyist and identify yourself as such before the City Council. See the City Clerk’s information about lobbying or review Chapter 16C of the City Code. Both can be found on the City’s Web site at [www.ci.oceanside.ca.us](http://www.ci.oceanside.ca.us).

## 2. PUBLIC HEARING ITEMS

Certain actions of the City Council/HDB/CDC require public hearings. These can include land use and zoning matters, and nuisance abatements. Public hearings typically involve a staff presentation, followed by testimony by the appellant(s) and applicant(s), where applicable. Following that, public testimony is invited.

Persons who wish to testify on a public hearing item do NOT need to fill out a "Request to Speak" form. After the hearing is opened for public testimony, the presiding officer will invite speakers to the podium. Each individual is limited to speak for no more than three minutes. If multiple speakers are present, however, the time allotted per speaker may be less than three minutes in order to accommodate everyone wishing to speak.

Where applicable, public hearing applicants and appellants will each be given 20 minutes total time to speak, including rebuttal. In cases where there are multiple applicants and/or appellants, a total of 30 minutes for all appellants and 30 minutes time for all applicants will be allowed. In such cases, the time will be divided equally, unless otherwise divided by mutual consent of the applicants or appellants.

**Public Hearing items are "time-certain" and are heard beginning at 6:00 p.m., regardless of how far the City Council has progressed with its other agenda items. Due to the time-certain requirement, other items may be taken out of order on the agenda to accommodate the public hearing schedule.**

### 3. **PUBLIC COMMUNICATIONS**

These are items on each meeting agenda for members of the public to speak regarding matters within the jurisdiction of the City Council/HDB/CDC, but not otherwise already on the agenda. Requests to speak may be initiated either in writing in advance to the City Manager's Office or by submitting a "Request to Speak" slip as specified in Section 1A above. Each speaker will be allowed up to 3 minutes to speak. Priority will be given to speakers in the order the requests to speak were received and will be heard up to the time when Public Hearings, if applicable, are scheduled to begin, i.e., 6:00 p.m. Any remaining Public Communication requests to speak will be deferred until the end of the agenda.

**Please note: Speakers may address the City Council/HDB/CDC at approximately 5:30 p.m. Each person is allotted one 3-minute time segment per meeting under Public Communications.**

- A. Advance Written Request to Speak must be received by the City Manager's office no later than 10:00 a.m., seven days prior to the meeting.
- B. Communications on Matters not on the Agenda require applicants to complete a request to speak slip pursuant to Section 1A above.

### 4. **CONSENT CALENDAR ITEMS**

All items listed on the Consent Calendar are considered to be routine matters or formal documents covering previous instructions from the governing body. All of the items listed on the Consent Calendar may be enacted by a single vote. There will be no separate discussion of Consent Calendar items unless members of the governing body, the City staff or the public request discussion on specific Consent Calendar items. If a member of the public wishes to speak on a Consent Calendar item, a Request to Speak form must be filed with the City Clerk prior to the Consent Calendar being called.

### 5. **REGULAR MEETING SCHEDULE**

Joint City Council/HDB/CDC meetings are typically scheduled on two Wednesdays of each month and generally follow the format listed below. Agendas for specific meetings are available to the public prior to the meeting. Please see page iv, Section 7, for more details.

3:00 p.m.	City Council/HDB/CDC Closed Session
4:00 p.m.	City Council/HDB/CDC Regular Business
5:30 p.m.	Proclamations and Presentations
6:00 p.m.	City Council/HDB/CDC Public Hearings, if applicable

**Public hearing items are "time-certain" and are heard beginning at 6:00 p.m. Due to the time-certain requirement, other items may be taken out of order on the agenda to accommodate the 6:00 p.m. public hearing schedule.**

Because all meetings are jointly convened, there may be business of the City Council, Harbor District Board of Directors, or Community Development Commission conducted at any of the scheduled times. All items will clearly identify which of the three governing bodies are acting on the item.

A complete listing of regular scheduled meetings is available from the City Clerk's office at (760) 435-3000 or on the City of Oceanside Web site [www.ci.oceanside.ca.us](http://www.ci.oceanside.ca.us)

## **6. WORKSHOPS**

From time to time the City Council may schedule a specially noticed Workshop or meeting to discuss a particular topic in greater depth than would be possible at a regular meeting. All such meetings are open to the public.

At a Workshop Meeting, the City Council may vote on any properly agendized matter, and public input is provided for on the agenda.

## **7. AGENDA POSTING AND AVAILABILITY**

This agenda has been posted at least 72 hours prior to the meeting at the Civic Center Plaza, 300 North Coast Highway. The agenda, including backup reports, will be posted on the City's Web site at [www.ci.oceanside.ca.us](http://www.ci.oceanside.ca.us), and will be available for public review during business hours by no later than the Monday preceding the meeting at the following locations:

City Clerk's Office, Second Floor City Hall North, 300 North Coast Highway  
Main Library, 330 North Coast Highway  
Branch Library, 3861 Mission Avenue  
Department of Harbor and Beaches Administrative Offices, 1540 Harbor Drive North

Written materials relating to an item on this agenda that are distributed to the City Council/CDC/ Harbor Board within 72 hours before it is to consider the item at its regularly scheduled meeting will be made available for public inspection at the City Clerk's Office (location above), during normal business hours. Such written materials will also be made available on the City of Oceanside's Web site, subject to staff's ability to post the documents before the regularly scheduled meeting.

## **8. AGENDA BROADCASTS ON CHANNEL 19**

The regular City Council, Harbor District Board of Directors, and Community Development Commission meetings will be broadcast live on the Government Access Channel 19 by Oceanside Community Television (KOCT) and re-broadcast during the week following the meeting. Please refer to KOCT's program schedule for dates and times of re-broadcasts. Videotape of this meeting is available for public reference in the Oceanside Main Library, 330 North Coast Highway.

## **9. ASSISTANCE TO PERSONS WITH DISABILITIES**

If you have special needs because of a disability which make it difficult for you to participate in the meetings, please contact the City Clerk at 300 North Coast Highway, Oceanside, CA, telephone (760) 435-3000 by noon the Monday preceding the meeting. The City of Oceanside will attempt to make arrangements to accommodate your disability.

# **MEETING AGENDA**

**March 3, 2010**

## **OCEANSIDE CITY COUNCIL, HARBOR DISTRICT BOARD OF DIRECTORS (HDB), and COMMUNITY DEVELOPMENT COMMISSION (CDC) REGULAR BUSINESS**

**Mayor**  
**HDB President**  
**CDC Chair**  
Jim Wood

**City Clerk**  
**HDB Secretary**  
**CDC Secretary**  
Barbara Riegel Wayne

**Councilmembers**  
**HDB Directors**  
**CDC Commissioners**  
Jack Feller  
Jerome M. Kern  
Esther Sanchez  
Vacancy

**Treasurer**  
Gary Felien

### **3:00 P.M. – ROLL CALL**

#### **CITY COUNCIL, HDB, and CDC CLOSED SESSION ITEMS**

*Closed Session to discuss litigation, property acquisition, labor relations and personnel matters*

1. **CONFERENCE WITH LABOR NEGOTIATOR ON STATUS OF NEGOTIATIONS  
PREVIOUSLY AUTHORIZED IN OPEN SESSION (SECTION 54957.6)**

CONFERENCE WITH LABOR NEGOTIATOR – Negotiator: City Manager; employee organizations: Oceanside Police Officers' Association (OPOA), Oceanside Firefighters' Association (OFA), Oceanside Police Management Association (OPMA), Management Employees of the City of Oceanside (MECO), Oceanside City Employees' Association (OCEA), Oceanside Fire Management Association (OFMA), Western Council of Engineers (WCE), and Unrepresented

### **4:00 P.M. – ROLL CALL**

#### **CLOSED SESSION REPORT**

2. Closed Session report by City Attorney

## **CONSENT CALENDAR ITEMS**

*All items listed on the Consent Calendar are considered to be routine matters or formal documents covering previous City Council/HDB/CDC instructions. The items listed on the Consent Calendar may be enacted by a single vote. There will be no separate discussion of any Consent Calendar items unless requested by members of the City Council/HDB/CDC or the public through submittal of Request to Speak form prior to the commencement of this agenda item.*

3. City Council/Harbor/CDC: Acceptance of Joint Minutes of the Small Craft Harbor District Board of Directors, Community Development Commission and City Council of the following meetings:  
January 28, 2004, 10:00 a.m. Adjourned City Council Workshop  
February 18, 2004, 10:00 a.m. Adjourned Workshop
4. City Council/Harbor/CDC: Approval to waive reading of the text of all ordinances and resolutions considered at this meeting and provide that ordinances shall be introduced after a reading only of the title(s)
5. City Council: Approval of a Memorandum of Agreement with the County of San Diego for the performance of grant-funded law enforcement services jointly with other law enforcement agencies under Operation Stonegarden; and for reimbursement of funds used for overtime expenses and to acquire specialized enforcement equipment, in an amount up to \$462,168, pursuant to Operation Stonegarden; and authorization for the City Manager to execute the agreement
6. City Council: Adoption of a resolution authorizing the filing of an application for the Community Based Transportation Planning Grant through Caltrans (FTA 5304) in the amount of \$148,500 for matching funds to offset City costs for the Mission Avenue Conceptual Plan (improvements to Mission Avenue from Horne Street to Coast Highway)
7. City Council: Authorization to award a contract in the amount of \$555,345 to HMS Construction, Inc., of Vista for the Five Traffic Signals at Various Locations project including new traffic signals at the intersections of Lake Boulevard/Mira Monte Drive, Lake Boulevard/Emerald Drive, Melrose Drive/Meadowbrook, and modifications to existing traffic signals at the intersections of Oceanside Boulevard/Crouch Street and Coast Highway/Morse Street; and authorization for the City Manager to execute the agreement upon receipt of all supporting documents

## **GENERAL ITEMS**

8. City Council: Approval of Amendment 5 to the Solid Waste Franchise Agreement with Waste Management of North County, extending the term of the agreement from July 1, 2012, to July 1, 2015, in exchange for enhancements including: 1) a \$1 million per year franchise payable to the City effective immediately, to be adjusted annually for CPI increases, 2) amending the benchmark process to set Oceanside's rates to the lowest comparable rate in the County, effective July 1, 2013, and 3) upgrading the current crate recycling system to a toter/wheeled cart that accepts comingled/single stream recyclables; approval to transfer all franchise fees to the General Fund to offset future budget cuts; approval to allocate a small percentage of those funds to AB 939 programs; and authorization for the City Manager to execute the amendment
  - A) Report by Joseph Arranaga, Deputy Public Works Director
  - B) Discussion
  - C) Recommendation – approve the amendment, approve the transfer of franchise fees; approve the allocation to AB 939 programs, and authorize the City Manager to execute the amendment

## **MAYOR AND/OR COUNCILMEMBER ITEMS**

9. Mayor Wood: Appointments to the El Corazon Commission

## **CITY COUNCIL REPORTS**

10. Mayor Jim Wood  
Housing Commission; Parks and Recreation Commission; Redevelopment Advisory Committee; Senior Citizens' Commission; North County Dispatch – JPA/Fire; North County Transit District – Alternate; and SANDAG Board
11. Councilmember Jack Feller  
Community Relations Commission; Harbor and Beaches Advisory Committee; Transportation Commission; League of California Cities San Diego County Executive Committee; North County Dispatch – JPA/Fire – Alternate; and SANDAG Board – 2nd Alternate
12. Councilmember Jerome M. Kern  
Economic Development Commission; Telecommunications Committee; Youth Commission; Buena Vista Lagoon JPA; City/OUSD/VUSD Committee – Alternate; League of California Cities San Diego County Executive Committee – Alternate; SANDAG Board – 1st Alternate; and SANDAG Shoreline Preservation Committee – Alternate
13. Councilmember Esther Sanchez  
Integrated Waste Commission; Manufactured Home Fair Practices Commission; Oceanside Historical Preservation Advisory Commission; Utilities Commission; Buena Vista Lagoon JPA; SANDAG Shoreline Preservation Committee
14. Vacant  
Arts Commission; Library Board of Trustees; Police and Fire Commission' City/OUSD/VUSD Committee; and North County Transit District

## **5:30 P.M. – INVOCATION**

### **PLEDGE OF ALLEGIANCE**

### **PROCLAMATIONS AND PRESENTATIONS**

Presentation – "Pet of the Month" presented by Elkie Wills of the San Diego Humane Society North Campus

Proclamation – 16th Annual Spay Day

Presentation – Update by Mandy Atkission, Executive Director, of the Trauma Intervention Program (TIP)

Presentation – Green Week 2010

Presentation – Mayor's Youth Sports Recognition and Appreciation Award

### **PUBLIC COMMUNICATIONS ON OFF-AGENDA ITEMS**

*No action will be taken by the City Council/HDB/CDC on matters in this category unless it is determined that an emergency exists or that there is a need to take action that became known subsequent to the posting of the agenda.*

15. Advance written request to reserve time to speak:  
Request by Leonard Busch to speak

16. Communications from the public regarding items not on this agenda

## **6:00 P.M. – PUBLIC HEARING ITEMS**

*Public hearing items are "time-certain" and are heard beginning at 6:00 p.m. Due to the time-certain requirement, other items may be taken out of order on the agenda to accommodate the 6:00 p.m. public hearing schedule.*

**None**

## **INTRODUCTION AND ADOPTION OF ORDINANCES**

*The following items are ordinances for introduction or adoption by the City Council/HDB/CDC. Ordinances are laws of the City of Oceanside and require introduction and adoption at two separate City Council meetings (urgency ordinances are an exception, and may be introduced and adopted at one meeting as an emergency measure). The City Council/HDB/CDC has adopted a policy that it is sufficient to read the title of ordinances at the time of introduction and adoption, and that full reading of ordinances may be waived. After the City Attorney has read the titles, the City Council/HDB/CDC may introduce or adopt the ordinances below in a single vote. There will be no discussion of the items unless requested by members of the City Council/HDB/CDC or the public through submittal of a Request to Speak form prior to the commencement of this agenda item.*

**None**

## **ADJOURNMENT**

The next regularly scheduled meeting is at 3:00 p.m. on Wednesday, March 17, 2010.

CITY OF OCEANSIDE

CITY COUNCIL  
REGULAR MEETING

3:00 P.M.\*

March 3, 2010

COUNCIL CHAMBERS  
300 N. Coast Hwy.

**AGENDA  
ADDENDUM**

- ITEM 7 (A)**      **City Council: Approval of a professional services agreement with Redflex Traffic Systems, Inc., for the maintenance and operation of red-light photo-enforcement cameras at the intersections of Mission Avenue/Canyon Drive and College Boulevard/Oceanside Boulevard; and authorization for the City Manager to execute the agreement**

\*The addendum item is generally heard in numerical order but will be heard any time after 4:00 p.m.

