

## MINUTES

### OXNARD CITY COUNCIL Regular Meeting September 12, 2006

#### A. ROLL CALL/POSTING OF AGENDA

At 5:32 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Andres Herrera, Dean Maulhardt, John C. Zaragoza, and Timothy B. Flynn were present. The City Clerk stated that the agenda was posted on Thursday in the Library and City Clerk's Office. Mayor Holden presided and called the meeting to order. Staff members present were: Daniel Martinez, City Clerk; Karen Burnham, Assistant City Manager; Gary L. Gillig, City Attorney and Grace Magistrale Hoffman, Deputy City Manager.

#### B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

The following individuals commented regarding the sale of beach property: Patricia Einstein; Mary Ellen Harwood; Trisha Munro, Jean Rountree; and Nancy Pedersen.

#### C. CLOSED SESSION

At 5:49 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.8, to give instructions to its negotiator, the Financial Services Manager, Mike More, regarding the price and terms of payment for the potential sale by the City of (a) 4.53 acres of land located immediately east of the River Ridge Golf Club and west of Ventura Road, commonly referred to as River Ridge Fields, to Casden Properties, LLC (Casden) and (b) 9.54 acres of land located east of the River Ridge Golf Club, west of Ventura Road and south of the Santa Clara River to Casden.

The City Council also recessed to a closed session, pursuant to Government Code section 54956.8, to give instructions to its negotiators, Development Services Director, Matthew Winegar, and Financial Services Manager, Mike More, regarding the price and terms of payment for the potential sale by the City of 1.42 acres of property located along the north side of Whitecap Street and three lots east of Mandalay Beach Road ("Whitecap Parcel") and 1.39 acres of property located along the west side of Harbor Boulevard between Breakers Way and Reef Way ("Breakers Parcel") to Elevar Seven, LLC.

The City Council also recessed to a closed session, pursuant to Government Code section 54956.8, to give instructions to its negotiator, Development Services Director, Matthew Winegar, regarding the price and terms of payment for the potential sale or exchange by the City of 2.17 acres of property located south of Town Center Drive, between Ventura Road and Oxnard Boulevard to RiverPark Legacy, LLC.

At 6:57 p.m. the City Council reconvened and recessed to the evening session.

**D. OPENING CEREMONIES**

At 7:03 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers. The meeting opened with the pledge of allegiance to the flag of the United States, followed by a moment of silence. Additional staff members present were: Michael Henderson, Parks and Facilities Superintendent; Mike More, Financial Services Manager; Ernest Whitaker, Housing Rehab Program Manager; Jason Samonte, Transportation Engineer; and Trish Honigsberg, Recycling Specialist.

**E. CEREMONIAL CALENDAR**

2.        **SUBJECT:** Presentation of Commendations to the Police Activities League Boxers.  
**RECOMMENDATION:** Continued to September 26, 2006.  
**ACTION:** Moved as recommended (Herrera/Zaragoza) Ayes: Unanimously.
1.        **SUBJECT:** Presentation of a Proclamation Designating September 16, 2006, as "Coastal Clean-Up Day."  
**DISCUSSION:** The Recycling Specialist invited the public to the beach clean-up on Saturday.

**F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA**

Jeff Bethea, curb-cuts.

Jean Roundtree, medical service.

Shirley Godwin, LNG.

Larry Godwin, Ormond Beach.

Ed Ellis, liquor license.

Bill Winter, St. John's Hospital and curbcuts.

Luis Guereca and Kitty Merrill, Film Festival.

Ernest Stein, Cancer Walk and Dallas Cowboys.

Larry Stein, curbcuts.

Ventura Fernandez, City services.

John Korsten, curbcuts and property lien.

Phillip Molina, political comments

Pat Brown, clean-up of Meta Street area.

Martin Jones, Quimby funds use.

Barbara Dubkin, sports park.

Rebecca Ralph, park at beach.

Marih Collier, opposition to curb-cuts.

Patti Ortiz, sports park.

G. REVIEW OF INFORMATION/CONSENT AGENDA

ACTION: Moved to have August 22 minutes to reflect Councilman Flynn as absent at the special meeting due to a possible conflict of interest. (Zaragoza/Maulhardt) Ayes: Unanimously.

The City Council concurred to remove the Response to the Grand Jury (I-6) for discussion.

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Tom Maunice commented on the St. John's Regional Medical Center (I-2) MOU.

I. INFORMATION/CONSENT AGENDA

City Clerk's Office

1. SUBJECT: Minutes of the Regular Meetings of City Council for July 11, 18, 25 and August 1, 2006; Minutes of the Special Meeting of City Council for July 11 and August 22, 2006. (001)  
RECOMMENDATION: Approve.

City Manager Office

2. SUBJECT: Memorandum of Understanding with St. John's Regional Medical Center for Participation in the Federal 340B Drug Pricing Program. (033)  
RECOMMENDATION: Authorize the mayor to execute a Memorandum of Understanding with St. John's Regional Medical Center for participation in the Federal 340B Drug Pricing Program.

Development Services Department

3. SUBJECT: First Amendment to Consulting Services Agreement for the Development of the Meta District Plan. (041)  
RECOMMENDATION: Approve and authorize the Mayor to execute the first amendment to agreement (3605-05-DS) with Matrix Design Group, Inc. in the amount of \$34,992, for the development of the Meta District Plan for a total of \$1,112,081.

Finance Department

- 4. SUBJECT: Reconstitution of the Board of the City of Oxnard Financing Authority. (047)  
RECOMMENDATION: Adopt **Resolution No. 13,156** confirming its approval of the reconstitution of the Board of Directors of the City of Oxnard Financing Authority.

Fire Department

- 5. SUBJECT: National Incident Management System. (051)  
RECOMMENDATION: Adopt **Resolution No. 13,157** integrating the National Incident Management System into the City’s emergency management system.

Housing Department

- 6. SUBJECT: Response to Grand Jury Report on Affordable Housing in Ventura County Cities. (055)  
RECOMMENDATION: Removed from Information/Consent.

Public Works Department

- 7. SUBJECT: Cooperative Agreement with the California Department of Transportation for the Del Norte Boulevard/Highway 101 Interchange Project. (065)  
RECOMMENDATION: Approve and authorize the Mayor to execute an agreement with the State of California Department of Transportation (A-6736) for the Del Norte Boulevard/Highway 101 Interchange project.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended with the minutes of August 22, 2006 reflecting that Councilman Flynn was absent due to possible conflict of interest. (Zaragoza/Maulhardt) Ayes: Herrera, Maulhardt, Zaragoza, Flynn and Holden.

O. REPORTS

Housing Department

- 6. SUBJECT: Response to Grand Jury Report on Affordable Housing in Ventura County Cities. (055)  
RECOMMENDATION: Approve the response of the City Manager to the June 20, 2006 Grand Jury Report on Affordable Housing in Ventura Cities.  
DISCUSSION: The Housing Rehab Program Manager reviewed the response to the Grand Jury and commented on the success of the affordable housing program.

The City Council commented on the efforts of the city to meeting affordable housing goals.

The following individuals provided comments: Larry Stein and Pat Brown.

ACTION: Approved as recommended. (Herrera/Maulhardt) Ayes: Maulhardt, Zaragoza, Flynn, Holden and Herrera.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

K. INFORMATION/CONSENT PUBLIC HEARINGS

Development Services Department

1. SUBJECT: Planning and Zoning Permit Nos. 05-300-21 (Tentative Subdivision Map for Tract No. 5669 for Condominium Purposes) and 06-580-1 (Zone Text Amendment).  
RECOMMENDATION: Continue to September 26, 2006.  
ACTION: Approved as recommended. (Herrera/Zaragoza) Ayes: Unanimously.

L. PUBLIC HEARINGS

ACTION: Mayor Holden opened the public hearing.

DISCUSSION: The City Clerk reported on publication and that there were no written communications received.

Public Works Department

1. SUBJECT: Public Hearing and Adoption of Resolution to Annex APN 144-0-150-075 to Landscape Maintenance District No. 57 and to Levy Fiscal Year (FY) 2006-2007 Assessments on the Annexed Property. (067)  
RECOMMENDATION: (1) Hold a public hearing concerning the annexation of APN 144-0-150-075 ("the Property"), located at 2200 Auto Center Drive, to Landscape Maintenance District No. 57 ("the District"), located at 2100 Auto Center Drive, and the levy of assessments on the property; and (2) Adopt **Resolution No. 13,158** to annex the Property to the District and levy FY 2006-2007 assessments on the Property.  
ACTION: Close the public hearing. (Maulhardt/Zaragoza) Approval as recommended. (Maulhardt/Zaragoza) Ayes: Councilmembers Zaragoza, Flynn, Holden, Herrera and Maulhardt.

M. REPORT OF CITY MANAGER

The Assistant City Manager commented on the recognition of the Water Resources Division's Children Science Water Education event, "Forever Free," Abraham Lincoln exhibit at the main Library, and Carnegie Art Museum exhibits.

N. CITY COUNCIL/COMMISSION BUSINESS/COMMITTEE REPORTS

City Clerk's Office

1. SUBJECT: Appointment to Parks and Recreation Commission. (079)  
RECOMMENDATION: That the Mayor, with the approval of the City Council, appoint one member to the Parks and Recreation Commission.

ACTION: Mayor Holden appointed Bedford Pinkard with the approval of the City Council.

The City Council commented on need to create an oversight committee to provide possible solutions regarding quality of life issues and to return as an agenda item.

O. REPORTS

Police Department

- 1. SUBJECT: Appropriation of Funds for Purchase of Police Department Annex at 3001 Sturgis Road. (081)  
RECOMMENDATION: Approve the appropriation of funds in the amount of \$7,965,000 from the Civic Center Upgrade Project, to be replaced with proceeds from the sale of bonds, for the purchase of the Police Department Annex at 3001 Sturgis Road.  
ACTION: Approved as recommended. (Holden/Zaragoza) Ayes: Flynn, Holden, Herrera, Maulhardt and Zaragoza.

Public Works Department

- 2. SUBJECT: Amendment of City Code Section 8-56(A)(3). (085)  
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of **Ordinance No. 2723** amending City Code Section 8-56(A)(3), which designates residential areas for preferential parking permits.  
DISCUSSION: The following individuals commented parking situation: Larry Stein; Ventura Fernandez; Keni Hayes; Jean Joneson; Jeff Bethea; Chuck Bauman; and Walter Ontiveros.

The City Council discussed parking issues, curb-cut issues, an awareness program, and quality of life issues.

ACTION: Approve as recommended with 45day grace period. (Maulhardt/Zaragoza) Ayes: Holden, Herrera, Maulhardt, Zaragoza and Flynn.

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 9:46 p.m. the City Council concurred to adjourn the meeting.

  
DANIEL MARTINEZ  
City Clerk

  
DR. THOMAS E. HOLDEN  
Mayor