

MINUTES

OXNARD CITY COUNCIL  
Regular Meeting  
June 3, 2008

A. ROLL CALL/POSTING OF AGENDA

At 6:06 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Dean Maulhardt, John C. Zaragoza, and Andres Herrera were present. Councilmember Timothy B. Flynn was absent. 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; Edmund Sotelo, City Manager; Karen Burnham, Assistant City Manager; Gary L. Gillig, City Attorney; and Grace Magistrale Hoffman, Deputy City Manager.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 6:07 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.8 to give instructions to negotiators, Edmund Sotelo, City Manager, and Ken Ortega, Public Works Director, regarding the price and terms of payment for the potential lease by the City of approximately thirteen acres of real property located at the northwest corner of Del Norte Boulevard and Sturgis Road to Cal Mat Company, a Delaware corporation, dba Vulcan Materials Company, Western Division.

The City Council also recessed to a closed session, pursuant to Government Code section 54956.8, to give instructions to negotiators, Edmund Sotelo, City Manager, and Mike More, Financial Services Manager, regarding the price and terms of payment for the potential sale by the City of property located at 4201 West Hemlock Street to Robert A. Stein.

At 7:06 p.m. the City Council reconvened with Councilman Flynn was present and recessed to the evening session.

D. OPENING CEREMONIES

At 7:11 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 led by Karl Lawson, Compliance Services Manager, followed by a moment of silence. Mayor Holden presided. Additional staff members present were: Matthew Winegar, Development Services Director; and Michael Henderson, Parks and Facilities Superintendent.

E. CEREMONIAL CALENDAR

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Larry Stein, the proposed removing of property from the SOAR area into the City.

Ed Ellis, unsightly appearance of properties on Oxnard Boulevard and proposed CVS Pharmacy site.

Tony Grey invited the public to attend Philippine Independence Celebration at Plaza Park and Flag raising event at City Hall.

Jerod Price, East Village Park Chairman, construction of the proposed neighborhood park next to Rio Roseles School.

Joe Avelar, training of code enforcement officers, clean-up of 801 Oxnard Boulevard, graffiti clean-up, INCF meeting and solid waste improvements.

Preston Davis, level of service of repairing and resurfacing of City streets.

Vince Behrens, downtown Children's Museum success and possible Downtown projects to draw individuals to downtown Oxnard.

Robert Thomson, use of the new College Park (phase 1A) site, the need to clean-up several sites in the community, and noise from the Cinco de Mayo Festival at College Park.

John Korsten, street maintenance, loss of vehicle, and City property lien.

Martin Jones, taxes of River Ridge Golf Course and College Park.

Jan Thomson thanked the City Council for the beautiful new College Park (phase 1A) site.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

I. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meeting of City Council for April 22, 2008. (001)  
RECOMMENDATION: Approve.

City Manager Department

2. SUBJECT: **Ordinance No. 2774** Concerning the Possession of Alcohol in City Parks. (009)  
RECOMMENDATION: Second reading and adoption.
3. SUBJECT: Adoption of Resolution Levying FY 2008-2009 Assessments in Landscape Maintenance Districts Nos. 27 through 59. (011)  
RECOMMENDATION: Adopt resolutions levying FY 2008-2009 assessments for Landscape Maintenance Districts Nos. 27 (Rose Island) **Resolution No. 13,414**; Landscape Maintenance Districts Nos. 28 (Harborside) **Resolution No. 13,415**; Landscape Maintenance Districts Nos. 29 (Mercy Charities) **Resolution No. 13,416**; Landscape Maintenance Districts Nos. 30 (Haas Automation) **Resolution No. 13,417**; Landscape Maintenance Districts Nos. 31 (Rancho de la

Rosa) **Resolution No. 13,418**; Landscape Maintenance Districts Nos. 32 (Oak Park) **Resolution No. 13,419**; Landscape Maintenance Districts Nos. 33 (El Paseo) **Resolution No. 13,420**; Landscape Maintenance Districts Nos. 34 (Sunrise/Sunset Cove) **Resolution No. 13,421**; Landscape Maintenance Districts Nos. 35 (Airport Marina Center) **Resolution No. 13,422**; Landscape Maintenance Districts Nos. 36 (Villa Carmel/Villa Santa Cruz) **Resolution No. 13,423**; Landscape Maintenance Districts Nos. 37 (Pacific Breeze) **Resolution No. 13,424**; Landscape Maintenance Districts Nos. 38 (Aldea Del Mar) **Resolution No. 13,425**; Landscape Maintenance Districts Nos. 39 (Promesa/Sueno) **Resolution No. 13,426**; Landscape Maintenance Districts Nos. 40 (Cantada) **Resolution No. 13,427**; Landscape Maintenance Districts Nos. 41 (Pacific Cove) **Resolution No. 13,428**; Landscape Maintenance Districts Nos. 42 (Cantabria/Coronado) **Resolution No. 13,429**; Landscape Maintenance Districts Nos. 43 (Parc Rose) **Resolution No. 13,430**; Landscape Maintenance Districts Nos. 44 (American Pacific Homes) **Resolution No. 13,431**; Landscape Maintenance Districts Nos. 45 (Channel Point) **Resolution No. 13,432**; Landscape Maintenance Districts Nos. 46 (Daily Ranch) **Resolution No. 13,433**; Landscape Maintenance Districts Nos. 47 (Sycamore Place) **Resolution No. 13,434**; Landscape Maintenance Districts Nos. 48 (Victoria Estates) **Resolution No. 13,435**; Landscape Maintenance Districts Nos. 49 (Cameron Ranch) **Resolution No. 13,436**; Landscape Maintenance Districts Nos. 50 (Pleasant Valley Senior Housing) **Resolution No. 13,437**; Landscape Maintenance Districts Nos. 51 (Pfiler) **Resolution No. 13,438**; Landscape Maintenance Districts Nos. 52 (Wingfield) **Resolution No. 13,439**; Landscape Maintenance Districts Nos. 53 (Huff Court) **Resolution No. 13,440**; Landscape Maintenance Districts Nos. 54 (Meadowcrest) **Resolution No. 13,441**; Landscape Maintenance Districts Nos. 55 (Wingfield West) **Resolution No. 13,442**; Landscape Maintenance Districts Nos. 56 (The Cottages) **Resolution No. 13,443**; Landscape Maintenance Districts Nos. 57 (Golden State Self Storage) **Resolution No. 13,444**; Landscape Maintenance Districts Nos. 58 (WestWind) **Resolution No. 13,445**; Landscape Maintenance Districts Nos. 59 (Orbela) **Resolution No. 13,446**. \*Abstain: Maulhardt, District No. 48 only.

4. **SUBJECT:** Resolution to Apply for "Transit Security" Funding Administered by the Governor's Office of Homeland Security. (017)  
**RECOMMENDATION:** Adopt **Resolution No. 13,447** approving the City's submittal of an application for \$100,000 of grant funding from the California Transit Assistance Fund (CTAF), administered by the Governor's Office of Homeland Security (OHS) Department of Homeland Security.

#### Development Services Department

5. **SUBJECT:** Recognize Grant Revenue and Appropriate Funds for the Oxnard Transportation Center Long-Term Parking Lot at 255 E. Fifth Street and City-Wide Countdown Pedestrian Timers. (019)  
**RECOMMENDATION:** (1) Recognize revenue and approve the appropriation of funds in the amount of \$677,000 to E. Fifth Street Parking Lot for construction of a 90-space parking lot at 255 E. Fifth Street; and (2) Recognize revenue and approve the appropriation of funds in the amount of \$60,000 from Transportation Development Act to City-Wide Countdown Pedestrian Timers.

- 6. SUBJECT: Appropriation of Development Services Deferred Revenue and Interest Earnings to the Civic Center Renovation Project. (023)  
RECOMMENDATION: (1) Approve the appropriation of funds in the amount of \$750,000 from Development Services Deferred Revenue to the Civic Center Renovation Project; and (2) Approve the appropriation of funds in the amount of \$144,664 from the Variable Rate Demand Lease Revenue Bonds (Civic Center Phase 2 Project) Series 2006 interest earnings to the Civic Center Renovation Project.
  
- 7. SUBJECT: Revision of City Street Naming Policies and Procedures. (027)  
RECOMMENDATION: Adopt **Resolution No. 13,448** revising the City's street naming policies.

Finance Department

- 8. SUBJECT: Closeout of Assessment District 97-1-R (Pacific Commerce Center) Limited Obligation Refunding Bonds. (045)  
RECOMMENDATION: (1) Adopt **Resolution No. 13,449** accepting completion of public work and approving the Director of Public Works to file a Notice of Completion of Assessment District Public Work related to Assessment District 97-1-R (Pacific Commerce Center) (the "District"); (2) Adopt a resolution declaring \$262,286 as a redemption fund balance surplus, ordering the disposition of surplus amounts for the District, and approving the District closeout analysis and findings report; and (3) Approve a Special Budget Appropriation in the amount of \$262,286 to closeout the District in Fiscal Year 2007-08.
  
- 9. SUBJECT: FY 2008-09 Property Tax Rate for Voter Approved Obligations. (051)  
RECOMMENDATION: Adopt **Resolution No. 13,450** establishing the FY 2008-09 tax rates on property in the City of Oxnard for the payment of voter approved obligations.

Fire Department

- 10. SUBJECT: **Ordinance No. 2775** Regarding the Certified Unified Program Agency. (055)  
RECOMMENDATION: Second reading and adoption.
  
- 11. SUBJECT: Purchase of Fire Apparatus. (063)  
RECOMMENDATION: (1) Approve and authorize the Mayor to execute a purchase order with Pierce in the amount of \$952,687.81 for the purchase of two fire apparatus.\*\*

Housing Department

- 12. SUBJECT: CalHome Homeownership Project Development Loan. (069)  
RECOMMENDATION: Adopt **Resolution No. 13,451** authorizing the City Manager and/or his designee (1) to execute and submit an application to the California Department of Housing and Community Development (HCD) for \$1,440,000 under the CalHome Homeownership Project Development Loan; (2) to execute a Standard Agreement, and all other documents required by HCD for participation in the Program, as well as any amendments thereto as necessary and appropriate to pursue the funding application and obtain funding.

13. SUBJECT: Support for Assembly Bill No. 762. (073)  
RECOMMENDATION: Support Assembly bill AB 762 which makes improvements to the Joe Serna, Jr. Farmworker Housing Grant Program and authorize the Mayor to send a letter of support to Assemblyman Pedro Nava.

Library Department

14. SUBJECT: Appropriation of Anticipated Library Department Revenues. (075)  
RECOMMENDATION: Approve the appropriation of anticipated excess revenues in the amount of \$30,000 from the Library's Document Processing Fees to the Library Circulation Services Program for postage overexpenditure, to purchase staff computers, and to appraise and clean a mural behind the Circulation Desk at the Main Library, 251 South A Street, Oxnard.

Public Works Department

15. SUBJECT: First Amendment to Agreement with Prousys, Inc. for Blending Station No. 1 Desalter Control System Project at 251 South Hayes Avenue. (077)  
RECOMMENDATION: Approve and authorize the Mayor to execute the first amendment to the agreement with Prousys, Inc. (A-6840) to increase the amount by \$195,000 for a total not to exceed \$1,730,220, and extend the expiration date to December 31, 2008 for the design, equipment procurement, installation and start-up for the Desalter Control System Project.
16. SUBJECT: Fiscal Agent Contract for Calleguas Creek Watershed Total Maximum Daily Loads Implementation. (081)  
RECOMMENDATION: Approve and authorize the Mayor to execute a Fiscal Agent Contract with Calleguas Municipal Water District (A-6966) to collect and disburse funds associated with the implementation of Total Maximum Daily Loads (TMDLs) in the Calleguas Creek Watershed (CCWS).
17. SUBJECT: Application for United States Bureau of Reclamation CALFED Water Use Efficiency Grant. (089)  
RECOMMENDATION: Adopt **Resolution No. 13,452** ratifying the City Manager's submission of an application for \$300,000 in United States Bureau of Reclamation ("USBR") CALFED Water Use Efficiency Grant Program funds to be used for the design phase of the Groundwater Recovery Enhancement and Treatment ("GREAT") Program's Blending Station No. 3 Desalter Facility ("Desalter No. 3").

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended with the removal of the second recommendation of I-11\*\*. (Herrera/Maulhardt) Ayes: Maulhardt, Zaragoza, Herrera, Flynn and Holden. \*Abstain: Maulhardt only on District No. 48 (Victoria Estates) I-3.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

1. SUBJECT: Monthly Budget Status Reports for the Period Ending April 30, 2008 for Revenues and Expenses Including the General Fund, the Community Development Funds and the Utility Funds. (093)  
ACTION: The City Council received the report.

**K. INFORMATION/CONSENT PUBLIC HEARINGS**

**ACTION:** Mayor Holden declared the public hearing open.

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

**Development Services Department**

1. **SUBJECT:** PZ's 07-620-01 (General Plan Amendment), 08-640-01 (Specific Plan), 07-570-07 (Zone Change), and 07-300-19 (Tentative Subdivision Map for Tract No. 5783) for the Camino Real Business Park Specific Plan, Located at 3450 and 3600 East Camino Avenue. (109)  
**RECOMMENDATION:** Adopt **Resolution No. 13,453** approving General Plan Amendment (PZ 07-620-01) changing the General Plan land use designation of the southerly portion 3600 East Camino Avenue from Business Research Park to Light Industrial; (2) Adopt **Resolution No. 13,454** adopting the Camino Real Business Park Specific Plan (PZ 08-640-01); (3) Approve the first reading by title only and subsequent adoption of **Ordinance No. 2776** amending the City zone map (PZ 07-570-07) to change the zone designation of the southerly portion of 3600 East Camino Avenue from Business Research Park (BRP) to Light Industrial Planned Development (M1-PD); and (4) Adopt **Resolution No. 13,455** and **Resolution No. 13,456** Tentative Subdivision Map for Tract No. 5783 (PZ 07-300-19), subject to certain findings and conditions.
  
2. **SUBJECT:** PZ 08-630-01 Amendment to the Rose-Santa Clara Corridor Specific Plan (RSCCSP) for Freestanding Sign Height and Location. (135)  
**RECOMMENDATION:** Approve the first reading by title only and subsequent adoption of **Ordinance No. 2777** approving Planning and Zoning Permit No. 08-630-01 (Specific Plan Amendment) amending Section No. 6.7.3.C of the Rose-Santa Clara Corridor Specific Plan to allow freestanding signs up to 32 feet in height for parcels with at least 250 feet of frontage along Ventura Boulevard and Santa Clara Avenue as measured from the top of the highest adjoining curb on Ventura Boulevard or Santa Clara Avenue.

**ACTION:** Close the public hearings. (Holden/Herrera) and the City Council reopened the hearing unanimously.

**DISCUSSION:** The Development Director reviewed the development, traffic circulation, Planning Commission approval and the planning process.

Daniel Lechlitter expressed concern with the approval process.

**ACTION:** Close the public hearings. (Maulhardt/Herrera) Approved as recommended. (Maulhardt/Herrera) Ayes: Zaragoza, Herrera, Holden, and Maulhardt. Noes: Flynn.

**L. PUBLIC HEARINGS**

Mayor Holden opened the public hearing. The City Clerk reported on publication and that there were no written communications received.

City Manager Department

1. SUBJECT: Levy of 2008-2009 Assessments in Mandalay Beach Maintenance District. (151)  
RECOMMENDATION: (1) Hold a public hearing to receive public testimony regarding the proposed FY 2008-2009 assessments for the Mandalay Beach Maintenance District; and (2) Adopt **Resolution No. 13,457** fixing the special assessment tax in the Mandalay Beach Maintenance District for FY 2008-2009.  
ACTION: Close the public hearing. (Holden/Maulhardt) Approved as recommended. (Maulhardt/Herrera) Ayes: Holden, Maulhardt, Zaragoza, Herrera, and Flynn.

M. REPORT OF CITY MANAGER

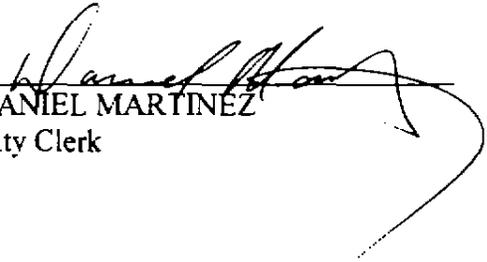
1. SUBJECT: Verbal Update on the Development of and Calendar for the Fiscal Year 2008-2009 Budget Process.  
DISCUSSION: The Deputy City Manager reviewed the proposed schedule.  
ACTION: The City Council received the report.

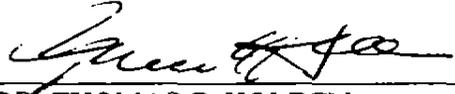
N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The City Council commented on the opening of College Park Phase 1A and another successful year at the Strawberry Festival.

O. REPORTSP. PUBLIC COMMENTS ON REPORTSQ. APPOINTMENT ITEMSR. STUDY SESSIONS. PUBLIC COMMENTS ON STUDY SESSIONT. ADJOURNMENT

At 8:34 p.m. the City Council concurred to adjourn the meeting.

  
DANIEL MARTINEZ  
City Clerk

  
DR. THOMAS E. HOLDEN  
Mayor