

MINUTES

OXNARD CITY COUNCIL

Regular Meeting

June 6, 2006

A. ROLL CALL/POSTING OF AGENDA

At 6:18 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; Edmund Sotelo, City Manager; Karen Burnham, Assistant City Manager; and Alan Holmberg, Assistant City Attorney.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 6:19 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 Trimark Pacific Homes, L.P., a California Limited Partnership (Trimark), DR Horton Los Angeles Holding Company, Inc. (DR Horton), Casden Properties, LLC (Casden), Cabrillo Economic Development Corporation (CEDC), Richmond American Homes of California, Inc., The Olson Company (Olson), TCRSC Development Limited Partnership (TCRSC), or WL Homes, LLC, a Delaware Limited Liability Company (WL Homes) and (b) 10.21 acres of land located east of the River Ridge Golf Club, west of Ventura Road and south of the Santa Clara River to Trimark, DR Horton, Casden, CEDC, Olson, TCRSC, WL Homes or FF Realty, LLC, a Delaware Limited Liability Company.

The City Council also recessed to a closed session, pursuant to Government Code section 54957.6, to give instructions to its negotiators, Rachel Shaw, Human Resources Director and Dennis Scala, Management Analyst, regarding the salaries, salary schedules or compensation paid in the form of fringe benefits for employees represented by the Service Employees International Union (SEIU), Local 998, and other matters within the scope of representation.

The City Council also recessed to a closed session, pursuant to Government Code section 54957.6, to give instructions to its negotiators, Rachel Shaw, Human Resources Director, and Dennis Scala, Management Analyst, regarding the salaries, salary schedules or compensation paid in the form of fringe benefits for employees represented by the Oxnard Public Safety Management Employees Association (OPSMEA), and other matters within the scope of representation.

At 7:04 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 7:05 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers, concurrently with the Housing Authority. The meeting opened with the pledge of allegiance to the flag of the United States, followed by a moment of silence. Mayor Holden presided. Additional staff members present were: John Crombach, Police Chief; and Curtis P. Cannon, Community Development Director.

E. CEREMONIAL CALENDAR

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Bernard Dunhom, 747 South "B" Street, condition of roads.

Rick Conrad, 5015 Marlin Way, liquefied natural gas facility (LNG) terminal.

Angela Soo Hoo, 2041 Spyglass Trail West, zoning of property.

Karen Martin, 135 North "F" Street, sports park at Oxnard Boulevard and Gonzales Road.

The following individuals expressed concern with the comments of the Planning Commission Chairperson: Daniel Harvey, 3660 Creekside Lane; Jose Martinez, 1515 Vaquero Drive; and Bert Perello, 2391 Redwing Lane.

Dr. Lydia Taylor, 425 Lucade Street, Santa Paula, use of College Park.

Francisco Romero, 344 Wolf Street, gang injunction.

The following individuals expressed concern regarding the former St. John's Hospital site: Steve Fleischer, 228 South "F" Street; Bill Winter, 127 South "B" Street,

Timothy Canter, 3649 Ocean Drive, use of former Oxnard High School.

John Korsten, 1174 South "N" Street, property lien.

L. PUBLIC HEARINGS

ACTION: Mayor Holden opened the public hearing. The City Clerk reported on publication and communications.

Public Works Department

1. SUBJECT: Levy of Fiscal Year (FY) 2006-2007 Assessments in Mandalay Beach Maintenance District. (055)

RECOMMENDATION: (1) Hold a public hearing to receive public testimony regarding the proposed FY 2006-2007 assessments for the Mandalay Beach Maintenance District, located south of Falkirk Bay, north of Channel Islands Boulevard, east of the Pacific Ocean and west of Harbor Boulevard; and (2) Adopt **Resolution No. 13,068** fixing the special assessment tax in the Mandalay Beach Maintenance District for FY 2006-2007.

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

ACTION: Mayor Holden opened the public hearing. The City Clerk reported on publication and communications.

- 2. SUBJECT: Public Hearing and Adoption of Resolution to Form and to Levy Fiscal Year (FY) 2007-2008 Assessments in Landscape Maintenance District No. 58. (065)
RECOMMENDATION: (1) Hold a public hearing concerning the formation of Landscape Maintenance District No. 58, consisting of Tract No. 5441 (WestWind), located at Cypress Road near Howell Road, and determine whether a majority protest against formation exists; (2) If a majority protest against formation does not exist, continue with the public hearing to consider all protests against the proposed assessment in the District; tabulate the ballots; and determine whether a majority protest exists as to the assessment; (3) If a majority protest does not exist as to the assessment, adopt **Resolution No. 13,069** to form and levy FY 2007-2008 assessments in the District.

ACTION: Close public hearing. (Maulhardt/Herrera) Approve City Clerk report of no protests and form Assessment District No. 58 (Herrera/Maulhardt) Approved as recommended the adoption of resolution to form and levy assessments. (Maulhardt/Zaragoza) Ayes: Maulhardt, Zaragoza, Flynn, Holden, and Herrera.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

I. INFORMATION/CONSENT AGENDA

City Clerk's Office

- 1. SUBJECT: Minutes of the Regular Meetings of City Council for May 9 and 16, 2006; Minutes of the Special Meeting of City Council for May 16, 2006. (001)
RECOMMENDATION: Approve.

- 2. SUBJECT: Resolutions to Call November 7, 2006 Regular Municipal Election. (023)
RECOMMENDATION: (1) Adopt **Resolution No. 13,065** calling a regular municipal election for November 7, 2006, for the purpose of electing municipal officers; requesting consolidation with the Statewide general election on November 7, 2006; requesting the County Clerk to render services and supplies; and authorizing the Board of Supervisors to canvass the returns; and (2) Adopt **Resolution No. 13,066** establishing rules to govern submission of candidates' statements.

Community Development Department

3. SUBJECT: License Agreement for Grease Interceptor on City Property Adjacent to Las Palmas Restaurant - 529 South "A" Street. (031)
RECOMMENDATION: Approve and authorize the Mayor to execute an Agreement with Las Palmas Restaurant (**A-6660**) for the installation of a grease interceptor on City property adjacent to Las Palmas Restaurant, 529 South "A" Street.

Development Services Department

4. SUBJECT: Planning and Zoning Permit No. 04-300-3 (Final Map for Tract No. 5478), Filed by The Olson Company. (033)
RECOMMENDATION: Adopt **Resolution No. 13,067** approving Planning and Zoning Permit No. 04-300-3 (Final Map for Tract No. 5478) for 12 condominium units, located at the northwest corner of Seventh and A Streets.

Housing Department

5. SUBJECT: Rainbow House Recovery Center Renovation. (041)
RECOMMENDATION: Adopt Project Specification HD06-99 for the renovation of the Rainbow House Recovery Center (Rainbow House) located at 1450 South Rose Avenue.

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

HOUSING AUTHORITY

At 7:55 p.m. the concurrent meeting with the Housing Authority concluded.

J. TRANSMITTAL OF INFORMATION ONLY ITEMSK. INFORMATION/CONSENT PUBLIC HEARINGS

ACTION: Mayor Holden opened the public hearing. The City Clerk reported on publication and no communications.

Development Services Department

1. SUBJECT: Planning and Zoning Permit No. 05-630-01 (Specific Plan Amendment), Filed by Ojai Oil Company. (045)
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of **Ordinance No. 2720** approving Planning and Zoning Permit No. 05-630-01 (Specific Plan Amendment) amending Section No. 4.2.4 of the Commercial/ Manufacturing land use designation of the Rose-Santa Clara Corridor Specific Plan to allow office uses in 33.6 acres generally bounded by Auto Center Drive on the North, Santa Clara Avenue on the east, Ventura Boulevard on the south, and Paseo Mercado on the west.
ACTION: Close the public hearing. (Holden/Maulhardt) Approved as recommended. (Herrera/Maulhardt) Ayes: Zaragoza, Flynn, Holden, Herrera and Maulhardt.

M. REPORT OF CITY MANAGER

The Police Chief, Tom Cady and Sharon O'Hara reviewed the Weed and Seed Program which focused on alcohol prevention.

The City Manager reported on: the Philippine Independence Flag Raising Ceremony; General Plan Update; Library Summer Reading Program; and posting of Flag Day banners.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The City Council concurred to have a staff presentation of the Mills Act at a future meeting.

O. REPORTS

Community Development Department

1. SUBJECT: Renewal/Expansion of the Oxnard Downtown Management District (ODMD). (071)
RECOMMENDATION: Adopt **Resolution No. 13,070** of intention to renew and expand the ODMD, located in Downtown Oxnard, the boundaries of which are approximately Second Street on the north, the railroad tracks/Oxnard Boulevard on the east, Wooley Road on the south, and C Street/D Street on the west, and to levy and collect assessments therein and to hold a public hearing on July 25, 2006.
DISCUSSION: The Community Development Director reviewed the ODMD accomplishments, renewal process and expansion of boundaries.

Pat Brown, 205 East Drifill Avenue, ODMD boundaries.

Bert Perello, movie theater.

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

Human Resources Department

2. SUBJECT: Midyear Budget Request for Advertising Costs. (087)
RECOMMENDATION: Approve the appropriation of one-time funds in the amount of \$25,000 from the General Fund Operating Reserve to the Human Resources Department for advertising associated with recruitment, testing and selection.
ACTION: Approved as recommended. (Herrera/Zaragoza) Ayes: Holden, Herrera, Maulhardt, Zaragoza and Flynn.

Police Department

3. SUBJECT: Midyear Budget Request for Police Services. (091)
RECOMMENDATION: Approve the appropriation of funds in the amount of \$288,073 from the Parking Fines revenue to the Police Department Community Patrol program for continuation of the Violent Crime Task Force operations, Weed and Seed grant, Crisis Intervention Team and replacement of weapons and safety equipment.
ACTION: Approved as recommended. (Herrera/Zaragoza) Ayes: Holden, Herrera, Maulhardt, Zaragoza and Flynn.

Public Works Department

- 4. SUBJECT: Midyear Budget Request for the City's You Spray..You Pay Anti-Graffiti Outreach Program. (097)
RECOMMENDATION: Approve the appropriation of funds in the amount of \$100,000 from the General Fund Operating Reserve to Graffiti Action Program – Graffiti Task Force Outreach and Education.
ACTION: Approved as recommended. (Herrera/Zaragoza) Ayes: Holden, Herrera, Maulhardt, Zaragoza and Flynn.

- 5. SUBJECT: Midyear Budget Request for Increased Equipment Maintenance Costs. (101)
RECOMMENDATION: Approve the appropriation of funds in the amount of \$615,000 from the General Fund Operating Reserve, Gas Tax fund, CDC, CUPA, Water Resources Fund, and Environmental Resources Fund to Equipment Maintenance for increased operating expenses.
ACTION: Approved as recommended. (Herrera/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

C. CLOSED SESSION

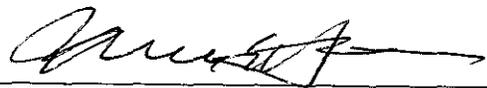
At 8:48 p.m., the City Council concurred to recess to the closed session and at 9:03 p.m., the City Council reconvened.

T. ADJOURNMENT

At 9:03 p.m. the City Council concurred to adjourn the meeting.



 DANIEL MARTINEZ
 City Clerk



 DR. THOMAS E. HOLDEN
 Mayor