

MINUTES

OXNARD CITY COUNCIL

Regular Meeting

May 6, 2008

A. ROLL CALL/POSTING OF AGENDA

At 6:03 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Dean Maulhardt, John C. Zaragoza, Andres Herrera, 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; Gary L. Gillig, City Attorney; and Grace Magistrale Hoffman, Deputy City Manager.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 6:04 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.9(a) to confer with its attorneys. The title and case number of the litigation being discussed is Affholder, Inc. v. City of Oxnard United States District Court, Case No. CV 07-06562 RGK (CWx).

At 7:02 p.m. the City Council reconvened 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, followed by a moment of silence for Eula Dora Schuss. Additional staff members present were: Matthew Winegar, Development Services Director; Lori Rice, Parks Manager; and Norma Owens, Grants Manager

E. CEREMONIAL CALENDAR

1. SUBJECT: Proclamation Designating the Month of May, 2008, as "Older Americans Month".
DISCUSSION: Pramond Gulati, Joyce Pinkard, and Donald Thibeault, Commissioners of the Senior Services Commission, commented on the participation of older residents in the events. Richard Arias, Recreation Coordinator, commented on the sponsoring of Senior Games events.
2. SUBJECT: Proclamation Designating the Month of May, 2008, as "Water Awareness Month".
DISCUSSION: Andy Zuniga, Water Conservation Program, announced water programs to reduce water use.

SUBJECT: Oxnard High School Academic Decathlon Team.

DISCUSSION: The City Council presented a proclamation recognizing the Oxnard High School Academic Decathlon Team regarding their accomplishments.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Jerry Lucero, establishment of a parking program in the Rio Lindo neighborhood.

Morey Navarro, parking problems of vehicles in the neighborhood bounded by Fifth Street, Rose Avenue, Wooley Road and Oxnard Boulevard.

Dale Dean, Boy Scouts programs and ethical values.

Soledad Trevino, facilities in Nyeland Acres area and Rio School District.

Nancy Lindholm, nomination for the community and business awards.

John Korsten, property lien.

Nancy Pedersen, students removing non-native plants.

Larry Stein, misstatements of City staff and use of sales tax (vehicle sales tax).

Joe O'Neill, the future use of Campus Park (former Oxnard High School) as a dog park.

Martin Jones, election of the municipal City Attorney position.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Larry Stein supported the sale of fireworks (I-8) in the community.

I. INFORMATION/CONSENT AGENDA

City Attorney Department

1. SUBJECT: Adoption of Ordinance Regarding Chief Financial Officer. (001)
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of **Ordinance No. 2772** adding Section 2-175.5 Chief Financial Officer to the Oxnard City Code establishing that any and all references to the classifications of Director of Finance, Finance and Management Services Director, or Finance Director in the City Code, and any City resolutions, agreements, contracts, rules, regulations or procedures shall incorporate the classification and/or working title of Chief Financial Officer.

City Clerk Department

2. SUBJECT: Minutes of the Regular Meetings of City Council for April 8 and 15, 2008. (005)
RECOMMENDATION: Approve.

City Manager Department

3. SUBJECT: Transfer of Parks Equipment Funding (PEF) to Capital Improvement Project Equipment Purchase Project. (015)
RECOMMENDATION: Approve the transfer of previously appropriated funds in the amount of \$187,000 from the General Services, Parks and Public Grounds account to the Parks Equipment Replacement Capital Outlay Fund for the purchase of parks equipment.
4. SUBJECT: License for Construction of Playground by the Boys and Girls Club at Southwest Community Park. (017)
RECOMMENDATION: Approve and authorize the Mayor to execute a license agreement (**A-7043**) with the Boys and Girls Club of Greater Oxnard and Port Hueneme providing for construction of a playground on approximately 2500 square feet of Southwest Community Park located at 1500 W. Fifth Street.
5. SUBJECT: Oxnard Beach Park Playground Equipment. (031)
RECOMMENDATION: Approve and authorize the Mayor to sign Purchase Order No. 003058 for the purchase and installation of the playground equipment pursuant to master purchasing Agreement No. 040377 for the installation of a new playground structure located at Oxnard Beach Park, 1601 So. Harbor Boulevard.

Development Services Department

6. SUBJECT: **Ordinance No. 2771** Regarding Planning and Zoning Permit No. 07-570-04 to Change the Zone District for Property Located on the Southwest Corner of Channel Islands Boulevard and Rose Avenue. (039)
RECOMMENDATION: Second reading and adoption.

Finance Department

7. SUBJECT: Resolution Commending Susan Winder for 20 years of outstanding service. (043)
RECOMMENDATION: Adopt **Resolution No. 13,410**.

Fire Department

8. SUBJECT: Ordinance Prohibiting the Sale, Offer to Sell, Use or Possession of Fireworks. (045).
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of **Ordinance No. 2773** adding Oxnard City Code Section 7-147.1 Fireworks prohibiting the sale, offer to sell, use or possession of fireworks.

Library Department

9. SUBJECT: Special Budget Appropriation for the "My Place" Library Grant. (049)
RECOMMENDATION: Recognize grant revenue from the California Council for the Humanities for the Oxnard Public Library and approve a special budget appropriation in the amount of \$1,000 for the "My Place" Library Grant.

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

J. TRANSMITTAL OF INFORMATION ONLY ITEMSK. 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: Planning and Zoning Permit Nos. 07-500-12 (Special Use Permit) and 07-300-12 (Tentative Subdivision Map for Tract No. 5770 for Condominium Purposes) for the Adaptive Reuse of Existing Industrial Structures Located at 300 West Ninth Street (Commonly Known as the Press Courier Building) to Develop 46 Residential Condominiums and 6,000 sq. ft. of Office Space. (053)

RECOMMENDATION: (1) Adopt **Resolution No. 13,411** upholding the Planning Commission's approval of Planning and Zoning Permit No. 07-500-12 (special use permit), subject to the conditions set forth in Planning Commission Resolution No. 2008-24; and (2) Adopt **Resolution No. 13,412** approving Tentative Subdivision Map for Tract No. 5770 for condominium purposes (Planning and Zoning Permit No. 07-300-25), subject to the conditions set forth in Planning Commission Resolution No. 2008-25.

DISCUSSION: The Development Services Director reviewed the proposed parking spaces including visitor parking.

Horace Caldwell, questioned the use for visitor street parking on municipal streets.

Councilmembers commented on in-lieu fees.

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

L. PUBLIC HEARINGS

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

Finance Department

1. SUBJECT: Goals and Objectives Consideration for the Five Year FY 2008-2013 Consolidated Plan and FY 2008-2009 Annual Action Plan. (065)
RECOMMENDATION: Conduct a second public hearing to consider a report and public testimony and to provide direction to the Grants Manager regarding the specific priorities and measurable objectives to be addressed in the multi-year Consolidated Plan and the Annual Action Plan.
DISCUSSION: The Grants Manager reviewed the projected budget: a figure correction; past community uses and various projected uses.

The following individuals commented on the importance of the supporting various priorities/agencies, funding, goals and objectives of the Annual Action Plan including childcare and recreational facilities: Mary Anne Rooney; Gil Guevara (submitted letter from Jill Martinez); Lawrence Stein; Vanessa Padilla; Veronica Gonzales; Jesse Hernandez; Torry Pena; Bryanna Sullivan and Norma Skinner; Jose Andrade; Kristy Pollard; and Luann Rocha.

The Parks Manager reviewed the maintenance and scheduled revitalization of current community parks sites.

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

M. REPORT OF CITY MANAGER

The City Manager reported on the delivery of new trash cans; Bone Builders Program sponsored by RSVP on Aging; and a May 10 Library presentation by Mark Thompson.

N. CITY COUNCIL/BUSINESS/COMMITTEE REPORTS

Councilmember Herrera reviewed the many meetings and discussions held during the recent Washington D.C. visit.

1. SUBJECT: Presentation Concerning Quality of Life Issues Relating to the Condition of Oxnard Neighborhoods, Methods for Reinvigorating Oxnard Neighborhoods, Elimination of Overcrowding in Housing, Traffic Congestion, Attractiveness of Residences, and the Role of Neighborhood Councils in Achieving the City Council's Goals of Maintaining Safe, Clean and Attractive Neighborhoods. (Councilman Timothy B. Flynn)
DISCUSSION: Councilman Flynn made a presentation regarding quality of life issues.

Pat Brown, redevelopment of the area east of Oxnard Boulevard (bounded by Fifth Street and Wooley Road).

Larry Stein, increase code compliance personnel and documentation of police service calls.

The Councilmembers commented on the presentation, excellent work of staff, reduction of crime and stating this issue should be considered for the next City Council retreat.

ACTION: Council received the information and provided comments to staff.

O. REPORTS

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 10:17 p.m. the City Council concurred to adjourn the meeting.


DANIEL MARTINEZ
City Clerk


DR. THOMAS E. HOLDEN
Mayor