

MINUTES  
OXNARD CITY COUNCIL  
Regular Meeting  
July 18, 2006

A. ROLL CALL/POSTING OF AGENDA

At 7:02 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers, concurrently with the Housing Authority. Councilmembers Thomas E. Holden, Andres Herrera, Dean Maulhardt, John C. Zaragoza, and Timothy B. Flynn were present. The Deputy 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: Edmund F. Sotelo, City Manager; Karen Burnham, Assistant City Manager; Grace Magistrale Hoffman, Deputy City Manager; Gary L. Gillig, City Attorney; Matthew Winegar, Development Services Director; and Lourdes A. Lopez, Deputy City Clerk.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

D. OPENING CEREMONIES

The meeting opened with the pledge of allegiance to the flag of the United States, led by the Rafael and Andrea Tinajero, Ventura County Young Marines, followed by a moment of silence in memory of Stan Kleinman, former Finance Director.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Commendation to the Ventura County Young Marines.  
DISCUSSION: Mayor Holden presented commendation to Rafael and Andrea Tinajero.
2. SUBJECT: Presentation of the 2006 Ventura County Fair Poster.  
DISCUSSION: Vice President Robert Guillen presented the poster and invited the public to the Fair. The theme is "A Country Fair with Ocean Air" August 2 – 13, 2006.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Eve Acosta commented on the El Rio School.

Bert Perello re methane gas.

Edward Castillo re 2020 General Plan.

Frank Barajas re various issues.

Daniel E. Harvey re support for the Police Department.

Jean Joneson re Big League Dreams.

William DuFrain re development in the City.

Pat Brown re Ant-Graffiti and City contracts.

Lawrence Stein re status of Rainbow House.

John Korsten re lien on his property.

Paul Lemos re Northside Little League.

Patricia Einstein re Oxnard magazine and beach parking.

Alisa Byrne re survey for RiverPark Development.

Virginia Baldadad re housing for disabled citizens.

Francisco Romero re youth solutions.

Rebecca Ralph re golf course and College Park.

Jose Martinez re West Village.

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 Meeting of City Council for June 13, 2006; Minutes of the Special Meeting of City Council for June 13, 2006. (001)  
RECOMMENDATION: Approve.

Housing Department

2. SUBJECT: **Ordinance No. 2721**, Concerning Affordable Housing Requirements for New Developments and In-Lieu Affordable Housing Payments. (013)  
RECOMMENDATION: Second reading and adoption.

Human Resources Department

6. SUBJECT: Memorandum of Understanding (MOU) with the Oxnard Public Safety Management Employees Association - Police Unit (OPSMEA-Police). (049)  
RECOMMENDATION: (1) Ratify an MOU between the City and the OPSMEA-Police, (A-6725) commencing July 1, 2006, and expiring on June 30, 2007; (2) Adopt **Resolution No. 13,144** implementing the MOU; and (3) Authorize the City Manager to transfer funds between accounts, in the amounts to be determined, to implement the terms and conditions of the MOU.

7. SUBJECT: Memorandum of Understanding (MOU) with the Oxnard Public Safety Management Employees Association - Fire Unit (OPSMEA-Fire). (057)  
RECOMMENDATION: (1) Ratify an MOU between the City and the OPSMEA-Fire (A-6726), commencing July 1, 2006, and expiring on June 30, 2007; (2) Adopt **Resolution No. 13,145** implementing the MOU; and (3) Authorize the City Manager to transfer funds between accounts, in the amounts to be determined, to implement the terms and conditions of the MOU.

Public Works Department

8. SUBJECT: First Amendment to Agreement for Trade Services with National Resource Protection, Inc ("NRP"). (065)  
RECOMMENDATION: Approve and authorize the Mayor to execute the first amendment to an Agreement (3642-05-PW) with NRP, extending the agreement from July 1, 2006, to June 30, 2007, in the amount of \$487,681 for fats, oils and grease and hydrogen sulfide control services, so that the total amount of the agreement is \$825,306.
9. SUBJECT: Agreement with the California Department of Transportation for the Pleasant Valley Road Interchange on Highway 1, and Agreement with the County of Ventura for Maintenance of Dodge Road and Traffic Signal at Pleasant Valley Road and Dodge Road. (069)  
RECOMMENDATION: (1) Approve and authorize the Mayor to execute an agreement with State of California Department of Transportation (Caltrans) for freeway maintenance at the Pleasant Valley Road interchange on Highway 1 (A-6531); and (2) Approve and authorize the Mayor to execute an agreement with the County of Ventura for maintenance of Dodge Road and traffic signal as a result of the construction of the Pleasant Valley Road interchange on Highway 1 (A-6095).
10. SUBJECT: Eighth Amendment to Agreement with URS Corporation for Oxnard Transportation Center Project Specification No. PW03-22 at 201 East Fourth Street. (081)  
RECOMMENDATION: Approve and authorize the Mayor to execute the Eighth Amendment to the agreement with URS Corporation increasing the amount of the agreement by \$22,196 for a total of \$399,422 to provide construction support services for the Oxnard Transportation Center Bus Island and Pedestrian Improvements Project Specification No. PW03-22 (1531-02-PW).
11. SUBJECT: Water Backflow Prevention Assemblies Certification and Repair - Specification PW06-104. (093)  
RECOMMENDATION: Adopt Project Specification PW06-104 for annual certification and repairs to backflow prevention assemblies on City parks, landscape and medians.

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

HOUSING AUTHORITY

At 8:05 p.m., the concurrent meeting with the Housing Authority concluded.

N. CITY COUNCIL COMMITTEE REPORTSCity Clerk's Office

1. SUBJECT: Appointments to Commission on Community Relations, Planning Commission, and Commission on Homelessness. (126.1)  
RECOMMENDATION: That the City Council, as a whole, appoint one member each to the Commission on Community Relations and the Planning Commission, and that the Mayor, with the approval of the City Council, appoint two members to the Commission on Homelessness.  
ACTION: Tiffany Lopez was appointed to the Commission on Community Relations. Rose Ann Morrissey and Nestor Zarzosa were appointed to the Commission on Homelessness. Deirdre Frank was appointed to Planning Commission.

J. TRANSMITTAL OF INFORMATION ONLY ITEMSK. INFORMATION/CONSENT PUBLIC HEARINGSL. PUBLIC HEARINGS.Development Services Department

1. SUBJECT: Appeal of Certification and also Adoption of Findings and Overriding Considerations for Final SEIR 05-02, Planning and Zoning Permit Nos. 05-620-4 (General Plan Amendment), 05-630-2 (Specific Plan Amendment to the Northeast Community Specific Plan), 05-570-2 (Zone Change), 05-300-23 (Tentative Subdivision Map for Tract No. 5654), 06-670-1 (Development Agreement), Filed by Centex Homes. (095)  
RECOMMENDATION: (1) Adopt a resolution upholding the Planning Commission's certification of Final Supplemental Environmental Impact Report 05-02, and also adoption a Statement of Findings of Fact and Statement of Overriding Considerations; (2) Adopt a resolution approving General Plan Amendment (PZ 05-620-5) changing the land use designation for portions of two parcels, located on the southeast corner of Oxnard Boulevard and Gonzales Road, from Park to Low Medium Density Residential; (3) Adopt a resolution amending the Northeast Community Specific Plan (PZ 05-630-2) to change the land use designation for portions of two parcels, located on the southeast corner of Oxnard Boulevard and Gonzales Road, from Sports Park to Low Medium Density Residential; (4) Approve the first reading by title only and subsequent adoption of an ordinance changing the zoning (PZ 05-570-2) for portions of two parcels, located on the southeast corner of Oxnard Boulevard and Gonzales Road, from Community Reserve to R-2-PD Multifamily Zone Planned Development; (5) Adopt a resolution approving a tentative subdivision map for Tract No. 5654 (PZ 05-300-23) for two parcels, located on the southeast corner of Oxnard Boulevard and Gonzales Road, creating 99 lots; and (6) Approve the first reading by title only and subsequent adoption of an ordinance approving a development agreement (PZ 06-670-1) for three parcels, generally located on the southeast corner of Oxnard Boulevard and Gonzales Road, stipulating the development and dedication to the City of approximately 12.5 acres of street improvements and park facilities.

ACTION: Mayor Holden opened the public hearing.

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

DISCUSSION: The Development Services Director reviewed the proposed development, which includes residential and a sports park.

Ronald Gallagher, Centex Homes, summarized the proposed project.

The following individuals stated their opposition to the proposed development: Bert Perello; Nancy Pedersen; Jose Moreno; William Terry; Avie Guerra; Steve Yue; Trisha Munro; Patricia Einstein; Fank Barajas; Daniel Harvey; Lydia Kaplan; John Lau; Edward Castillo; Donald Quesada; Juan Casillas; Jean Joneson; Louise Fielder; Pat Brown; Lawrence Stein; Jerry Lucero; Patricia Ortiz; Beatriz Herrera; Rebecca Ralph; Juan Casillas; Gilbert Valenzuela; Barbara Macri-Ortiz; Kayla Ortiz; Alisa Byrne; Sandy Gonzales; Jim Jarbrough; Robert Sumpter; Saul Medina; Shirley Godwin; Francisco Romero; Al Duff; Jose Martinez; Rafael Calderon; Dan Driscoll; Armando Chavez; Sonny Okada; Lisa Zimmerman; Martin Jones; William Black; Harry Cortez; Barbara Dubkin Nancy Kobashigawa; Yuki Kobashigawa; Yuki Kobashigawa; Lorna Amundson; and Paloma Ortiz.

The following individuals stated their support for the proposed development: Tony Hernandez; Chuck Rogers; Jack Neely; Sheri Neely; Adam Rasmussen; Kendall Neely; Aaron Wohler; Caitlin Neely; Silvia M. Landeros; Trevor Dasnort; Kristian Valenzuela; Paul Lemos; Steve Harvey; David Wirsing; Tim Trainor; Juan Moreno; Bill Crowley; and Gretchen Harrelson.

RECESS

At 11:25 p.m., the City Council recessed and at 11:38 p.m., the meeting resumed.

The City Council commented on proposed project.

ACTION: Referred proposed project back to Planning Commission (Herrera/Holden).  
Ayes: Herrera, Maulhardt and Holden. Noes: Zaragoza and Flynn.

ACTION: Mayor Holden opened the public hearing.

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

Police Department

2. SUBJECT: Recovery of Civil Citation Fines. (115)

RECOMMENDATION: (1) Conduct a public hearing to consider objections of property owners liable to be assessed for civil citation fines stated in the cost report; (2) Approve the cost report; and (3) Direct the City Manager or designee to file a certified copy of the cost report with the Ventura County Auditor-Controller.

DICUSSION: The Code Compliance Officer briefly outlined the recovery of costs process.

Lawrence Stein re properties being neglected.

ACTION: Public hearing closed (Herrera/Maulhardt). Approval as recommended (Herrera/Maulhardt). Ayes: Councilmembers Flynn, Holden, Herrera, Maulhardt and Zaragoza.

ACTION: Mayor Holden opened the public hearing.

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

3. SUBJECT: Recovery of Nuisance Abatement Costs. (123)

RECOMMENDATION: (1) Conduct a public hearing to consider objections of property owners liable to be assessed for nuisance abatement costs stated in the cost report; (2) Approve the cost report; and (3) Direct the City Manager or designee to file a certified copy of the cost report with the Ventura County Auditor-Controller.

DISCUSSION: The Code Compliance Officer briefly outlined the recovery of costs process.

ACTION: Public hearing closed (Herrera/Maulhardt). Approval as recommended (Herrera/Maulhardt). Ayes: Councilmembers Holden, Herrera, Maulhardt, Zaragoza and Flynn.

M. REPORT OF CITY MANAGER

Housing Department

1. SUBJECT: Housing Millennium Report by Cabrillo Economic Development Corporation.  
ACTION: City Council concurred to continue this item.

O. REPORTS

Public Works Department

1. SUBJECT: College Park Master Site Plan and Agreement with RJM Design Group, Inc. for Design and Engineering of College Park at 3250 South Rose Avenue. (127)  
RECOMMENDATION: (1) Adopt a resolution approving the College Park Master Site Plan, adopting a statement of findings, and adopting the mitigation monitoring program for the 75-acre regional park located at the southeast corner of Rose Avenue and Channel Islands Boulevard; and (2) Approve and authorize the Mayor to execute an agreement with RJM Design Group, Inc. (A-6692) in the amount of \$1,879,900 for design and engineering of College Park.  
ACTION: City Council concurred to continue this item.

P. PUBLIC COMMENTS ON REPORTS

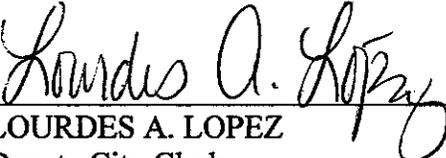
Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 11:45 p.m. the City Council concurred to adjourn.

  
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LOURDES A. LOPEZ  
Deputy City Clerk

  
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THOMAS E. HOLDEN  
Mayor