

MINUTES

OXNARD CITY COUNCIL
Regular Meeting
November 21, 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 Community Development Commission, Redevelopment Agency, Oxnard Financing Authority and Oxnard Parking Authority. 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

C. CLOSED SESSION

D. OPENING CEREMONIES

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: Edmund Sotelo, City Manager; Matthew Winegar, Development Services Director; Michael Henderson, Parks and Facilities Superintendent; Michael More, Financial Services Manager; and Anthony Emmert, Water Resources Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of **Resolution No. 13,180** to Reynaldo Quintana for 35 Years of Service. (001)
ACTION: Approve resolution. (Zaragoza/Holden) Ayes: Herrera, Maulhardt, Zaragoza, Flynn, and Holden.
DISCUSSION: Mr. Quintana thanked his co-workers and recognized his family.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Nancy Lindholm, Oxnard Chamber of Commerce, concern regarding agricultural development policies. The City Council requested an update regarding LAFCO policies.

Larry Stein, monthly financial reports.

John Korsten, loss of vehicle and property tax lien.

Robert Thompson, Time Warner cable concerns and traffic.

Cindy Addison, future of Wagon Wheel development. The City Council and City Attorney provided comments regarding development procedures.

Barbara Dubkin, zoning of sports park site.

Albert Rodriguez, Wagon Wheel Trailer Lodge development.

Shirley Godwin, proper legal notice and transparent government.

G. REVIEW OF INFORMATION/CONSENT AGENDA

The City Attorney stated the Finance Director (I-7) title should be reflected as Acting Finance Director.

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

I. INFORMATION/CONSENT AGENDA

City Attorney's Office

1. **SUBJECT: Ordinance No. 2726**, Implementing the Provisions of Health and Safety Code Sections 17975 et seq. (003)
RECOMMENDATION: Second reading and adoption.

Development Services Department

2. **SUBJECT:** Vacation of Two Street Rights-of-Way and One Public Service Easement for Drainage and Access Near the Intersection of Oxnard Boulevard and Towncenter Drive. (005)
RECOMMENDATION: (1) Adopt **Resolution No. 13,181** vacating: (a) a portion of the right-of-way for freeway on and off-ramps as described in the document recorded January 17, 1990, as instrument number 90-007582 of Official Records, which the right-of-way encompasses the old on-ramp and off-ramp on the north side of Highway 101 westerly of the new Oxnard Boulevard overpass; (b) a public service easement for drainage and access purposes as described in the document recorded June 15, 1989, as instrument number 89-094623 of Official Records, which easement is located westerly of the old Highway 101 on and off-ramps listed in No. 1 above and provided for ramp drainage; (c) a portion of the right-of-way for El Rio Road as described in the document recorded June 15, 1989 as instrument number 89-094627 of Official Records, which right-of-way is for the portion of El Rio Road between Town Center Drive and the new Oxnard Boulevard overpass that was removed to build the new overpass; and (2) Authorize the Mayor to execute a Quitclaim Deed whereby the City quitclaims to RiverPark A, LLC, all of the City's remaining, right, title, and interest in the real property described in Exhibit A to the Quitclaim Deed.
3. **SUBJECT: Ordinance No. 2727**, Amending Article 2 and Divisions 13 and 14 of Article 3 of Chapter 16 of the City Code Concerning Work/Live Uses. (027)
RECOMMENDATION: Second reading and adoption.

Finance Department

4. SUBJECT: Election and Appointment of Officers – City of Oxnard Financing Authority. (029)
RECOMMENDATION: Adopt **Resolution No. 13,182** Electing the Chairman and Vice Chairman and Appointing the Secretary of the City of Oxnard Financing Authority.
5. SUBJECT: Annual Report for Development, Connection and Improvement Fees for the Year Ended June 30, 2006. (033)
RECOMMENDATION: Receive and file the Annual Report for Development, Connection and Improvement Fees for the year ended June 30, 2006 in accordance with Government Code section 66006

Public Works Department

6. SUBJECT: PW04-11 Diamond Bar Neighborhood Resurfacing Project. (045)
RECOMMENDATION: Approve plans and specifications for PW04-11 (The Diamond Bar Neighborhood Resurfacing Project) for pavement resurfacing, sidewalk, curb and gutter repair throughout the Diamond Bar Neighborhood, which is located in the southeastern portion of the City between Channel Islands Boulevard, the eastern City boundary, and Highway 1.

Recreation and Community Services

7. SUBJECT: Senior Services Grant Awards. (049)
RECOMMENDATION: (1) Approve the Senior Services Commission's recommended distribution of \$50,000 in Senior Services Grant Awards (SSGA) to ten agencies providing service to seniors; (2) Direct the Senior Services Supervisor to notify recipients of SSGA and execute letters of agreement with recipients; (3) Authorize the Senior Services Supervisor to execute a letter of agreement from each recipient in the format set forth in Attachment No. 2; and (4) Authorize the Finance Director to make disbursements in accordance with the letter agreements.

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

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTSCommunity Development Department

SUBJECT: Use of Funds Among Redevelopment Project Areas

RECOMMENDATION: Consider a verbal report and provide direction to the Executive Director regarding the use of funds among redevelopment project areas.

DISCUSSION: The City Council discussed public notice of the item including information on the web site and government television channel.

ACTION: Moved to continue to next week (Herrera/Holden) Ayes: unanimously.

J. TRANSMITTAL OF INFORMATION ONLY ITEMSCity Manager's Office

1. SUBJECT: Executed Contracts. (059)
ACTION: Receive report (Zaragoza/Maulhardt). Ayes: unanimously.

K. INFORMATION/CONSENT PUBLIC HEARINGSL. PUBLIC HEARINGS

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

Development Services Department

1. SUBJECT: Local Coastal Program Amendment No. 98-1 (PZ 06-410-003), Filed by the City of Oxnard, Planning and Environmental Services Division. (061)
RECOMMENDATION: Adopt the first reading by title only and subsequent adoption of an ordinance approving Local Coastal Program Amendment No. 98-1 (PZ 06-410-003), consisting of a zone change from Resource Protection (RP) to Single-Family Beach (R-B-1) for a vacant parcel located on the west side of Harbor Boulevard, between Breakers Way and Reef Way, and to direct the Planning and Environmental Services Manager to forward the amendment to the California Coastal Commission for consideration.
DISCUSSION: The Development Services Director requested the item be removed from the agenda.
ACTION: The City Council concurred to re-notice this item.

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

Finance Department

2. SUBJECT: Issuance of Variable Rate Demand Lease Revenue Bonds (Civic Center Phase 2 Project), Series 2006. (065)
RECOMMENDATION: That the City Council: (1) Adopt a City of Oxnard Master Swap Policy establishing a financial policy concerning the utilization, execution, and management of interest rate swaps; (2) Adopt **Resolution No. 13,183** authorizing the sale, issuance, and delivery of not more than \$29 million in principal amount of City of Oxnard Financing Authority Variable Rate Demand Lease Revenue Bonds (Civic Center Phase 2 Project), Series 2006, and approving certain documents and authorizing certain actions in connection therewith; (3) Approve a Special Budget Appropriation in the amount of \$562,500 from the Residential Growth Capital Fee

Fund and \$187,500 from the Commercial Growth Capital Fee Fund for the payment of debt service in Fiscal Year 2006-07; and (4) Accept the Quitclaim Deeds from the Community Development Commission and Oxnard Parking Authority for property located at 324 South B Street.

DISCUSSION: The Financial Services Manager reviewed the financial issues of the bonds of the Civic Center Phase II and schedule of the bond financing.

George Major, Swap Advisor, commented on the duties and responsibilities of the Swap advisor.

Larry Stein questioned assets and balance sheet.

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

COMMUNITY DEVELOPMENT, FINANCING AUTHORITY AND PARKING AUTHORITY

At 8:55 p.m. the joint meetings with the Community Development Commission, Financing Authority and Parking Authority concluded.

Q. APPOINTMENT ITEMS

1. SUBJECT: Oxnard Convention and Visitors Bureau Annual Report
DISCUSSION: Janet Sederquist, CEO of Oxnard Convention and Visitors Bureau, reviewed the accomplishments and future goals.

Pat Brown commented on the success the program brings to other county communities.

ACTION: The City Council provided comments on the efforts and results of the bureau.

L. PUBLIC HEARINGS

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

Public Works Department

3. SUBJECT: Recycled Water Use Ordinance and Recycled Water Master Plan, Municipal and Industrial (M and I) Recycled Water Backbone System, Addendum to the Groundwater Recovery Enhancement and Treatment (GREAT) Program Environmental Impact Report (EIR), and the Water Conservation and Shortage Response Ordinance. (099)

RECOMMENDATION: (1) Approve the first reading by title only and subsequent adoption of **Ordinance No. 2728** establishing the requirements for use of recycled water; (2) Authorize the implementation of the M and I Recycled Water Backbone System; (3) Authorize the preparation and implementation of a Recycled Water Master Plan; (4) Approve the Addendum to the GREAT Program EIR, which provides the California Environmental Quality Act compliance support for the Recycled Water Use Ordinance and the M and I Recycled Water Backbone System; and (5) Approve the first reading by title only and subsequent adoption of **Ordinance No. 2729** for water conservation and water shortage response.

DISCUSSION: The Water Resources Manager reviewed the goals of the water resources and Recycled Water Master Plan.

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

M. REPORT OF CITY MANAGER

(1) Citizen Advisory Groups applicants are being accepted at the City Clerk's Office; (2) Public Works' Water Conservation Rebate Program; (3) a children's music program at Oxnard Main Library; (4) Planning Commission will be discussing energy efficiency and green building policies; and (5) Retired and Senior Volunteer Program sponsoring a bone-building program for seniors.

O. REPORTS

P. PUBLIC COMMENTS ON REPORTS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 9:17 p.m. the City Council concurred to adjourn the meeting.


DANIEL MARTINEZ
City Clerk


DR. THOMAS E. HOLDEN
Mayor