

MINUTES

OXNARD CITY COUNCIL

Regular Meeting

May 16, 2006

A. ROLL CALL/POSTING OF AGENDA

At 7:04 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.

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 Bonnie Weigel, California Strawberry Festival Manager, followed by a moment of silence for Robert Owens, former Police Chief. Staff members present were: Daniel Martinez, City Clerk; Edmund Sotelo, City Manager; Karen Burnham, Assistant City Manager; Gary L. Gillig, City Attorney; Ken Ortega, Public Works Director; John Crombach, Police Chief; Martin Erickson, Senior Transit and Transportation Coordinator; and Dennis Scala, Management Analyst III.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation by the Water Division Regarding the Student Art Contest.
DISCUSSION: Anthony Emmert, Water Resources Manager, announced the Student Art Contest winners and the City Council presented plaques to the winners.
2. SUBJECT: Presentation of a Proclamation Designating the Week of May 15 – 19, 2006, as “Bike to Work Week.”
DISCUSSION: Mayor Holden presented a proclamation to Gil Ramirez, Recreation Superintendent, who commented on the benefits of biking to work.
3. SUBJECT: Presentation of a Proclamation Designating the Week of May 14-20, 2006, as “Law Enforcement Offices’ Memorial Week.”
DISCUSSION: Mayor Holden presented a proclamation to John Crombach, Police Chief, who commented on the contributions of Police Officers.

4. SUBJECT: Presentation to City Council from Shane Morger, Chairman of the Board, Oxnard Chamber of Commerce.
DISCUSSION: Mr. Shane Morger announced the selection of the City of Oxnard for the Oxnard Trophy in recognition of community leadership and partnerships with the business community.
5. SUBJECT: Update of the Code Compliance Division
DISCUSSION: Dirk Voss, Code Compliance Manager, commented on the new positive approach of the Code Compliance Division.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Barbara Dubkin, 2008 Veracruz Lane, a sports park at Oxnard Boulevard and Gonzales Road.

Edward Castillo, 811 Raft Lane, a proposed motion from the (Democratic) Oxnard Good Club regarding immigration issues.

The following individuals commented on the Art in Public Places program: Deborah DeVries, 438 South "A" Street; Armando Vasquez, 438 South "A" Street; Loree Campos, 641 La Canada Avenue; Margaret Cortese, 732 West Vineyard.

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

William Bill Terry, 250 East Pleasant Valley Road, LNG hearings.

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 Meetings of City Council for April 18, April 25, and May 2, 2006; Minutes of the Special Meeting of City Council for April 14, 2006.
RECOMMENDATION: Approve.

Development Services Department

2. SUBJECT: Final Map for Tract No. 5441-2 (PZ 03-300-13), Filed by CC Community Company, Inc.
RECOMMENDATION: Adopt **Resolution No. 13,040** approving the Final Map for Tract No. 5441-2 (PZ 03-300-13) for property located generally to the west of Cypress Road, east of Saviers Road, south of Pleasant Valley Road, and north of Clara Street.

Housing Department

3. SUBJECT: 2006 Continuum of Care Supportive Housing Program Grant Application.
RECOMMENDATION: Adopt **Resolution No. 13,041** approving and authorizing the City Manager to execute and deliver (a) a grant application to the United States Department of Housing and Urban Development for \$1,070,369 in grant funds under the 2006 Continuum of Care Supportive Housing Program for the homeless; (b) any other documents necessary to support the grant application and obtain grant funding; and (c) to sign future special budget appropriations associated with the grant.

Police Department

4. SUBJECT: Application for Gang Violence Suppression (GVS) Grant Funding.
RECOMMENDATION: Adopt **Resolution No. 13,042** authorizing the City Manager to submit an application for \$392,500 in California Office of Emergency Services grant funds to be used for continued funding of the City's GVS Project.

Public Works Department

5. SUBJECT: Agreement with Clear Channel Outdoor, Inc. to Acquire Property at 2651 East Ventura Boulevard for the Rice Avenue/Santa Clara Avenue Interchange on U.S. Highway 101.
RECOMMENDATION: (1) Approve and authorize the Mayor to execute a settlement agreement with Clear Channel Outdoor, Inc. (**A-6691**) in the amount of \$80,000 for acquisition by the City of an outdoor advertising sign at 2651 East Ventura Blvd. for the Rice Avenue/Santa Clara Avenue interchange improvements on U.S. Highway 101; and (2) Authorize the City Manager or Public Works Director to execute such other documents as are appropriate to implement and close the transaction.
6. SUBJECT: Agreements for Removal and Disposal of Gypsum from the City's Wasco Farm.
RECOMMENDATION: (1) Ratify an Environmental Services and Waste Disposal Agreement (3791-06-PW) between the City of Oxnard and Clean Harbor, Inc.; and (2) Approve and authorize the Mayor to execute an addendum to the Biosolids Disposal and Reuse Agreement with USA Transport, Inc. (**A-5227**) for transportation of gypsum material from the City's Wasco farm to Clean Harbor Landfill.
7. SUBJECT: Scheduling of Public Hearing and Adoption of Resolutions to Declare Intent to Levy Fiscal Year (FY) 2006-2007 Assessments for Landscape Maintenance District Nos. 1 through 3, and 7 through 26.
RECOMMENDATION: (1) Adopt resolutions declaring Council's intention to Levy FY 2006-2007 assessments for Landscape Maintenance Districts Nos. 1 through 3, and 7 through 26 in the following tracts: **Resolution No. 13,043**, Tract No. 2247, District No. 1 (Summerfield); **Resolution No. 13,044**, Tract Nos. 4065, 4164, 4355 and 4225, District No. 2 (Channel Islands Business Park); **Resolution**

No. 13,045, Tract No. 3384, District No. 3 (River Ridge)*; **Resolution No. 13,046**, Tract Nos. 4183 and 3943, District Nos. 7 and 8 (Northfield/Seagate Business Park); **Resolution No. 13,047**, Tract Nos. 3051-2, 3051-3, and 4351, District No. 9 (Strawberry Fields); **Resolution No. 13,048**, Tract No. 4405, District No. 10 (Country Club Estates); **Resolution No. 13,049**, Tract No. 4376, District No. 11 (St. Tropez); **Resolution No. 13,050**, Tract No. 4294, District No. 12 (Standard Pacific)*; **Resolution No. 13,051**, Tract No. 4424, District No. 13 (Le Village); **Resolution No. 13,052**, Tract No. 4492, District No. 14 (California Cove); **Resolution No. 13,053**, Tract No. 4443, District No. 15 (Pelican Pointe); **Resolution No. 13,054**, Tract No. 4810, District No. 16 (California Lighthouse); **Resolution No. 13,055**, Tract No. 4702, District No. 17 (Village of San Miguel)*; **Resolution No. 13,056**, Parcel Map Nos. 213-03-28 and 213-03-29, District No. 18 (St. John's Regional Medical Center); **Resolution No. 13,057**, Tract No. 4827, District No. 19 (Shopping at the Rose); **Resolution No. 13,058**, Parcel Map Nos. 231-020-200, 210, 240, District No. 20 (Wallenius Vehicle Preparation Center); **Resolution No. 13,059**, Tract No. 3384-7, 8, District No. 21 (Cypress Pointe); **Resolution No. 13,060**, Tract No. 4611, District No. 22 (McDonald's Median); **Resolution No. 13,061**, Tract No. 4529, District No. 23 (Greystone); **Resolution No. 13,062**, Tract No. 4529, District No. 24 (Vineyards); **Resolution No. 13,063**, Tract No. 4840, District No. 25 (The Pointe); **Resolution No. 13,064**, Parcel Map No. 94-5-25, District No. 26 (Albertson's); and (2) Set a public hearing for June 13, 2006, on the levy of the proposed assessments in Landscape Maintenance District Nos. 1 through 3, and 7 through 26.*

8. **SUBJECT: Ordinance No. 2719**, Amending Ordinance No. 2632, Regarding Wastewater System User Fees and Charges.
RECOMMENDATION: Second reading and adoption.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended (Herrera/Holden). Ayes: Holden, Herrera, Maulhardt, Zaragoza, and Flynn. *Abstain: Maulhardt only on I-7, District 12 and 17; Zaragoza only on I-7, District 3.

J. INFORMATION/CONSENT PUBLIC HEARINGS

K. PUBLIC HEARINGS

Development Services Department

1. **SUBJECT:** Revision to the Art in Public Places Program.
RECOMMENDATION: (1) Adopt a resolution adopting a revised Art in Public Places Program and establishing a public art fee; and (2) Adopt a Public Art Plan.
ACTION: The City Council concurred to continue this item to June 13, 2006.

L. REPORT OF CITY MANAGER

The City Manager commented on: Library book signing by Lisa See; Summer Library Reading Program; and a Compost Workshop.

M. CITY COUNCIL BUSINESS/COMMITTEE REPORTSN. PUBLIC COMMENTS ON REPORTSO. REPORTSPublic Works Department

1. SUBJECT: Oxnard Boulevard Corridor Improvements Options. (071)
RECOMMENDATION: Approve in concept the Oxnard Boulevard Corridor Improvements Project and direct staff to begin preliminary engineering and establish a Capital Improvements Program account.
DISCUSSION: The Public Works Director reviewed Oxnard Boulevard traffic circulation options.

The City Council commented on traffic circulation concerns.

The following individuals commented on traffic circulation: Pat Brown, 205 East Drifill Avenue; and Barbara Dubkin.

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

2. SUBJECT: South Coast Area Transit (SCAT) Fiscal Year (FY) 2006/07 Capital and Operating Budget. (081)
RECOMMENDATION: Support the SCAT FY 2006/07 proposed capital and operating budget in an amount not to exceed \$4,116,421 for fixed route service, senior and disabled paratransit service, and the capital program.
DISCUSSION: The Senior Transit and Transportation Coordinator reviewed the SCAT budget and public transportation challenges.

Devra Linehan, General Manager of SCAT, commented on the support SCAT receives from the City.

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

P. APPOINTMENT ITEMSQ. PUBLIC COMMENTS ON STUDY SESSION

R. STUDY SESSION

City Manager's Office

1. SUBJECT: City of Oxnard's Fair Share Program.
 RECOMMENDATION: Consider a report concerning the implementation of the "City of Oxnard Fair Share Program" and provide direction to the City Manager.
 DISCUSSION: The Management Analyst III reviewed the benefits of the program to businesses and the City.
 ACTION: The City Council provided comments to staff.

C. CLOSED SESSION

At 9:48 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.9(b). At this time, there is a significant exposure to litigation against the City in one potential case based on the claims of ARB, Inc., the contractor on the Oxnard Headworks Project located on Perkins Road.

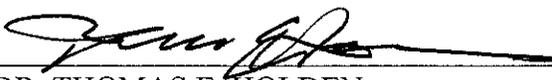
At 10:30 p.m. the City Council reconvened.

S. ADJOURNMENT

At 10:30 p.m. the City Council concurred to adjourn the meeting.



DANIEL MARTINEZ
City Clerk



DR. THOMAS E. HOLDEN
Mayor