

## MINUTES

### OXNARD CITY COUNCIL Regular Meeting June 10, 2008

#### A. ROLL CALL/POSTING OF AGENDA

At 6:01 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers concurrently with the Housing Authority. 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 6:03 p.m. the City Council recessed while the Housing Authority held a closed session. At 6:40 p.m., the City Council reconvened to a closed session, pursuant to Government Code section 54956.9(c) to decide whether to initiate litigation in one potential case.

At 6:55 p.m. the City Council reconvened and recessed to the evening session.

#### D. OPENING CEREMONIES

At 7:06 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers, concurrently with the Housing Authority and Community Development Commission. The meeting opened with the pledge of allegiance to the flag of the United States by members of the Oxnard Youth Soccer Association (WAVE), followed by a moment of silence for Housing Commissioner Carlos Soria. Mayor Holden presided. Additional staff members present were: Curtis P. Cannon, Community Development Director; and Dennis Scala, Acting Environmental Resources Manager.

#### E. CEREMONIAL CALENDAR

1. SUBJECT: Proclamation Designating June 2008 as "Red Cross Disaster Action Team Awareness Month".

DISCUSSION: Chris Johnson, Ventura County Red Cross, introduced Disaster Action Team members and asked that the public become trained and ready for any future disaster.

#### F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Vince Behrens invited the public to get involved in the downtown development by attending downtown board meetings and other events.

William Terry, visitor signage for Ormond Beach.

Fred J. Wendland, problems of uninsured and abandoned vessels in the Channel Islands harbor.

Nancy Yanez, the success of Ed Hunt's Rehab Point Project and invited the public to the annual picnic celebration on July 13.

Ed Ellis, development of a CVS Pharmacy at the Five Points Intersection and Spanish translation.

Nancy Pedersen, naming a pond at Ormond Beach.

John Korsten, safety at school grounds and City property lien against his home.

Pat Brown, mobile home park condominium conversion and California Senate Bill 900.

Matt Lechliter, questioned traffic and commercial development in the community.

Bert Perello, boat problems in Channel Islands harbor, "We Hear You" presentations, and a traffic intersection with portable stop signs in the RiverPark development.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Bert Perello questioned the cancellation of the Special Tax Lien on Property for Affordable Housing Development in the RiverPark (I-8). The City Attorney stated there were no bonds related to this property.

Pat Brown expressed concern regarding location and sign height (I-7). Mayor Holden stated this action would be to accommodate the service station under the new freeway overpass.

I. INFORMATION/CONSENT AGENDA

City Attorney Department

1. SUBJECT: Resolution Amending the Civil Fine Schedule for Violations of the City Code. (001)  
RECOMMENDATION: Adopt **Resolution No. 13,459** amending the civil fine schedule.

City Clerk Department

2. SUBJECT: Minutes of the Regular Meetings of City Council for May 6 and 13, 2008. (005)  
RECOMMENDATION: Approve.

City Manager Department

3. SUBJECT: Scheduling of Public Hearing and Adoption of Resolutions to Declare Intent to Levy FY 2008-2009 Assessments for Landscape Maintenance Districts Nos. 1 through 3, and 7 through 26. (031)\*  
RECOMMENDATION: (1) Adopt resolutions declaring City Council's intention to levy FY 2008-2009 assessments for Landscape Maintenance Districts Nos. 1 through 3, and 7 through 26 in the following tracts: **Resolution No. 13,460** Tract No. 2247, District No. 1 (Summerfield); **Resolution No. 13,461** Tract Nos. 4065, 4164, 4355 and 4225, District No. 2

(Channel Islands Business Park); **Resolution No. 13,462** Tract No. 3384, District No. 3 (River Ridge); **Resolution No. 13,463** Tract Nos. 4183 and 3943, District Nos. 7 and 8 (Northfield/Seagate Business Park); **Resolution No. 13,464** Tract Nos. 3051-2, 3051-3, and 4351, District No. 9 (Strawberry Fields); **Resolution No. 13,465** Tract No. 4405, District No. 10 (Country Club Estates); **Resolution No. 13,466** Tract No. 4376, District No. 11 (St. Tropez); **Resolution No. 13,467** Tract No. 4294, District No. 12 (Standard Pacific); **Resolution No. 13,468** Tract No. 4424, District No. 13 (Le Village); **Resolution No. 13,469** Tract No. 4492, District No. 14 (California Cove); **Resolution No. 13,470** Tract No. 4443, District No. 15 (Pelican Pointe); **Resolution No. 13,471** Tract No. 4810, District No. 16 (California Lighthouse); **Resolution No. 13,472** Tract No. 4702, District No. 17 (Village of San Miguel); **Resolution No. 13,473** Parcel Map Nos. 213-03-28 and 213-03-29, District No. 18 (St. John's Regional Medical Center); **Resolution No. 13,474** Tract No. 4827, District No. 19 (Shopping at the Rose); **Resolution No. 13,475** Parcel Map Nos. 231-020-200, 210, 240, District No. 20 (Wallenius Vehicle Preparation Center); **Resolution No. 13,476** Tract No. 3384-7, 8, District No. 21 (Cypress Pointe); **Resolution No. 13,477** Tract No. 4611, District No. 22 (McDonald's Median); **Resolution No. 13,478** Tract No. 4529, District No. 23 (Greystone); **Resolution No. 13,479** Tract No. 4529, District No. 24 (Vineyards); **Resolution No. 13,480** Tract No. 4840, District No. 25 (The Pointe); and **Resolution No. 13,481** Parcel Map No. 94-5-25, District No. 26 (Albertson's); and (2) Set a public hearing for June 24, 2008, on the levy of the proposed assessments in Landscape Maintenance Districts Nos. 1 through 3, and 7 through 26; and (3) Provide temporary advances to be repaid from future assessments in the following amounts: District No.1 \$9,335.11, District No. 9 \$6,298.68, District No. 12 \$24,139.94 and District No.14 \$6,803.72.

#### Development Services Department

5. **SUBJECT:** Recognize Revenue and Appropriate Funds for Rice Avenue/Santa Clara Avenue Interchange on Highway 101. (041)  
**RECOMMENDATION:** Recognize revenue and appropriate funds in the amount of \$229,665 from the Rice/101 Interchange Assessment District to Highway 101—Rice Interchange for revenues from interest earnings.
6. **SUBJECT: Ordinance No. 2,776** Regarding PZ 07-570-07 (Zone Change) for the Southerly Portion of the Property Located at 3600 East Camino Avenue. (043)  
**RECOMMENDATION:** Second reading and adoption.\*\*
7. **SUBJECT: Ordinance No. 2,777** Regarding PZ 08-630-01 Amendment to the Rose-Santa Clara Corridor Specific Plan (RSCCSP) for Freestanding Sign Height and Location. (047)  
**RECOMMENDATION:** Second reading and adoption.\*\*

#### Finance Department

8. **SUBJECT:** Cancellation of Special Tax Lien on Property for Affordable Housing Development in the RiverPark Specific Plan Area. (051)  
**RECOMMENDATION:** Approve and authorize the Mayor to sign a Notice of Cancellation of Special Tax Lien on property located at Lot 18 of Tract No. 5352-1 in the RiverPark Specific Plan area, which will be developed with affordable housing units.

9. SUBJECT: Special Tax Levy for Community Facilities District No. 2000-3 (Oxnard Boulevard/Highway 101 Interchange). (055)  
RECOMMENDATION: Acting as the legislative body of Community Facilities District No. 2000-3 ("CFD No. 2000-3"), adopt **Resolution No. 13,482** setting a special tax rate within CFD No. 2000-3 (Oxnard Boulevard/Highway 101 Interchange) for FY 2008-2009.
10. SUBJECT: Special Tax Levy for Community Facilities Districts No. 1 and No. 2 (Westport at Mandalay Bay). (065)  
RECOMMENDATION: Acting as the legislative body of Community Facilities District (CFD) No. 1 and Community Facilities District (CFD) No. 2: (1) Adopt **Resolution No. 13,483** setting a special tax rate within CFD No. 1 (Westport at Mandalay Bay) for FY 2008-2009; and (2) Adopt **Resolution No. 13,484** setting a special tax rate within CFD No. 2 (Westport at Mandalay Bay) for FY 2008-2009.
11. SUBJECT: Special Tax Levy for Community Facilities Districts No. 3 and No. 4 (Seabridge at Mandalay Bay). (085)  
RECOMMENDATION: Acting as the legislative body of Community Facilities District (CFD) No. 3 and Community Facilities District (CFD) No. 4: (1) Adopt **Resolution No. 13,485** setting a special tax rate within CFD No. 3 (Seabridge at Mandalay Bay) for FY 2008-2009; and (2) Adopt **Resolution No. 13,486** setting a special tax rate within CFD No. 4 (Seabridge at Mandalay Bay) for FY 2008-2009.
12. SUBJECT: Special Tax Levy for Community Facilities District No. 6 (Northshore at Mandalay Bay). (107)  
RECOMMENDATION: Acting as the legislative body of Community Facilities District (CFD) No. 6 adopt **Resolution No. 13,487** setting a special tax rate within CFD No. 6 (Northshore at Mandalay Bay) for FY 2008-2009.

#### Police Department

13. SUBJECT: Application for Gang Violence Suppression Grant Funding. (113)  
RECOMMENDATION: Adopt **Resolution No. 13,488** ratifying the City Manager's submission of an application for \$353,250 in California Office of Emergency Services grant funds to be used for continued funding of the City's Gang Violence Suppression Project.

#### Public Works Department

14. SUBJECT: First Amendment to Agreement for Purchase of Containers and Services Between the City of Oxnard and Toter, Incorporated. (135)  
RECOMMENDATION: Approve and authorize the Mayor to execute a First Amendment to Agreement for Purchase of Containers and Services between the City of Oxnard and Toter, Incorporated (A-7025).  
DISCUSSION: The Acting Environmental Resources Manager reviewed the process of delivering new trash containers to residents, pick-up schedule and recycling improvements.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended.  
(Maulhardt/Herrera) Ayes: Maulhardt, Zaragoza, Herrera, Flynn and Holden. \*Abstain: Zaragoza only regarding District No. 3 (River Ridge)(I-3). \*\*Noes: Flynn only for I-6 and I-7.

J. TRANSMITTAL OF INFORMATION ONLY ITEMSCity Manager Department

1. SUBJECT: Executed Contracts. (139)  
DISCUSSION: The Community Development Director reviewed a contract to capture property taxes increments and benefits of company's expertise.  
ACTION: Received and filed.

K. 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.

Public Works Department

1. SUBJECT: FY 2008-09 Assessments in Waterway Maintenance District. (141)  
RECOMMENDATION: (1) Hold a public hearing to receive public testimony regarding proposed assessments for the Waterway Maintenance District FY 2008-09; and (2) Adopt **Resolution No. 13,489** for FY 2008-09 fixing assessments for the Waterway Maintenance District.  
ACTION: Close the public hearing. (Maulhardt/Holden) Approved as recommended.  
(Maulhardt/Holden) Ayes: Zaragoza, Herrera, Flynn, Holden, and Maulhardt.

L. PUBLIC HEARINGSFinance Department

1. SUBJECT: Public Hearing to Consider Oxnard's FY's 2008-2013 Consolidated Plan and FY 2008-09 Annual Action Plan Component, Including Applications to the U.S. Dept of Housing and Urban Development and Projected Use of CDBG, HOME and ESG Funds.  
RECOMMENDATION: Continue to June 17, 2008.  
ACTION: Approved as recommended. (Maulhardt/Herrera) Approved unanimously.

M. REPORT OF CITY MANAGER

The City Manager commented on: the Fire Department producing a television commercial addressing drivers moving to the right during emergency responses; demolition of buildings at the former Oxnard High School (401 South "K" Street); and the Graffiti Task Force having a Neighborhood Clean-up at the Terrace Neighborhood.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

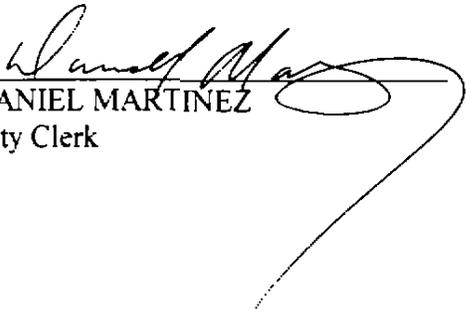
The City Council discussed several items including: the process of placing and removing temporary signs in the community (possible recycling of sign materials), regulation of posting flyers on cars and selling of newspapers at traffic intersections.

HOUSING AUTHORITY AND COMMUNITY DEVELOPMENT COMMISSION

At 8:17 p.m. the joint meetings with the Housing Authority and Community Development Commission

- O. REPORTS
- P. PUBLIC COMMENTS ON REPORTS
- Q. APPOINTMENT ITEMS
- R. STUDY SESSION
- S. PUBLIC COMMENTS ON STUDY SESSION
- T. ADJOURNMENT

At 8:18 p.m. the City Council concurred to adjourn the meeting.

  
DANIEL MARTINEZ  
City Clerk

  
DR. THOMAS E. HOLDEN  
Mayor