

## MINUTES

### OXNARD CITY COUNCIL

Regular Meeting

February 12, 2008

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

At 6:15 p.m., the regular meeting of the Oxnard City Council convened in the Council. 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; Gary Gillig, City Attorney; and Grace Magistrale Hoffman, Deputy City Manager.

#### B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

#### C. CLOSED SESSION

At 6:16 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.8, to give instructions to negotiators, Edmund Sotelo, City Manager, and Ken Ortega, Public Works Director, regarding the price and terms of payment for the potential lease by the City of approximately thirteen acres of real property located at the northwest corner of Del Norte Boulevard and Sturgis Road to Cal Mat Company, a Delaware corporation, dba Vulcan Materials Company, Western Division.

At 7:04 p.m. the City Council reconvened and recessed to the evening session.

#### D. OPENING CEREMONIES

At 7:12 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers, concurrently with the Community Development Commission, and Financing Authority. The meeting opened with the pledge of allegiance to the flag of the United States followed by a moment of silence for the families directly and indirectly involved in the E.O. Green incident. Mayor Holden presided. Additional staff members present were: Susan Winder, Interim Finance Director; Michael Henderson, Parks and Facilities Superintendent; Dennis Scala, Special Assistant to the City Manager; Grant Dunne, Environmental Resources Management Analyst; Chris Williamson, Senior Planner; and Linda Peters, Office Assistant.

#### E. CEREMONIAL CALENDAR

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

Harold Ceja, report of harassment at a polling place and supported the gathering of initiative signatures.

John Korsten, property lien, missing vehicle and use of old artificial turf.

Lee Quaintance, and Vickie Finan, (The Beacon Foundation), the role of the City regarding waterside development of the Channel Islands Harbor by Ventura County and the City's rights/responsibilities.

Ernest Stein, increasing voting by the community youth, and a PAL Boxing fund raiser.

Macarla Hernandez del Torres questioned a police incident at her home regarding her son and family.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Pat Brown supported (I-5) and (I-8).

I. INFORMATION/CONSENT AGENDA

Development Services Department

1. SUBJECT: Special Budget Appropriation for Rice Avenue/Santa Clara Avenue Interchange Improvements at Highway 101. (001)  
RECOMMENDATION: Approve the transfer of previously appropriated funds in the amount of \$2,762,403 from Oxnard Boulevard/Highway 101 Interchange to Highway 101—Rice Interchange for the Rice Avenue/Santa Clara Avenue interchange improvements at Highway 101.
2. SUBJECT: Third Amendment to Consulting Services Agreement with Matrix Design Group, Inc. (005)  
RECOMMENDATION: Approve and authorize the Mayor to execute the Third Amendment to Agreement with Matrix Design Group, Inc. (3605-05-DS) in the amount of \$95,164, for the completion of the City's Housing Element update for a total of \$1,207,245.

Housing Department

3. SUBJECT: 1-Year Action Plan Recommendations. (013)  
RECOMMENDATION: Approve the listed five recommendations for the City of Oxnard's Action Plan to End Chronic Homelessness, extracted from the County's recommendation of its 10-Year Strategy to End Chronic Homelessness: (1) Develop a dedicated revenue generating source; (2) Create twenty additional units of transitional housing; (3) Create thirty-five shelter beds; (4) Create and implement an educational campaign; and (5) Develop and implement additional prevention programs.
4. SUBJECT: Approval of Sub Recipient Agreements for Service Providers of the City's Continuum of Care Grant Award for Federal Fiscal Year 2007-08. (019)  
RECOMMENDATION: Authorize the City Manager to enter into contracts with and execute Sub Recipient Agreements with Khepera House - \$54,653 (A-7013); Community Action of Ventura County One Stop - \$63,243 (A-7014); and Community Action of Ventura County One Stop Enhanced Program - \$69,568 (A-7015).

Police Department

5. SUBJECT: AVOID the 14 Driving Under the Influence (DUI) Grant Application. (021)  
RECOMMENDATION: Authorize the City Manager to submit an application to the State of California Office of Traffic Safety for \$557,748 in grant funds for the AVOID the 14 DUI Campaign.

Public Works Department

6. SUBJECT: Fifth Amendment to Agreement with Harris and Associates. (023)  
RECOMMENDATION: (1) Approve and authorize the Mayor to execute the Fifth Amendment to the Agreement with Harris and Associates (2044-03 PW) to increase the amount by \$300,000 for a total not to exceed \$5,303,208, and extend the expiration date to June 30, 2008 for construction management services on the Wastewater Treatment Plant Headworks Project; and (2) Approve the special budget appropriation of funds in the amount of \$300,000 from the Wastewater Treatment Fund Balance to the Headworks Project for construction management services on the Wastewater Treatment Plant Headworks Project.

Recreation and Community Services Department

8. SUBJECT: National Emergency Grant (NEG) 2007 Wildfires Award. (037)  
RECOMMENDATION: Approve and authorize the City Manager to execute a contract between the City of Oxnard and the County of Ventura authorizing the City to administer a National Emergency Grant (NEG) for the 2007 wildfires in the total amount of \$511,876, and to implement the required special budget appropriation to operate the temporary jobs program.

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

At 8:39 p.m., Mayor Holden left the meeting due to a potential conflict of interest.

7. SUBJECT: Old Oxnard High School – Demolition. (033)  
RECOMMENDATION: Approve Project Specification No. MS 08-05 for the demolition of specified buildings that are part of the Old Oxnard High School Campus, located at 937 West Fifth Street.  
DISCUSSION: The Councilmembers reviewed the demolition process and possible use of the swimming pool.

The Parks and Facilities Superintendent reported on the process for the demolition of buildings and options to that the swimming pool site was not scheduled to be demolished.

Larry Stein and Steve Fleischer supported having a swimming pool in the community.

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

J. TRANSMITTAL OF INFORMATION ONLY ITEMSCity Manager's Office

1. SUBJECT: Executed Contracts. (043)  
ACTION: Reviewed and filed.

At 8:56 p.m., Mayor Holden returned to the meeting

K. INFORMATION/CONSENT PUBLIC HEARINGS

Development Services Department

- 1. SUBJECT: Tentative Parcel Map (PZ No. 05-300-13) for a Residential Duplex Located at 4931 and 4935 Dunes Circle for Condominium Purposes, Filed by David Wilhite. (045)  
RECOMMENDATION: Adopt **Resolution No. 13,385** approving Tentative Parcel Map No. 05-300-13 for condominium purposes, subject to the conditions set forth in Planning Commission Resolution No. 2006-58.  
ACTION: Closed public hearing (Herrera/Zaragoza) Approved as recommended. (Herrera/Maulhard) Ayes: Herrera, Flynn, Holden, Maulhardt, and Zaragoza.

L. PUBLIC HEARINGS

Community Development Department

- 1. SUBJECT: Ground Lease, Parking Facility Management Agreement, Acquisition Agreement and Issuance of Redevelopment Tax Allocation Bonds, Series 2008 for an Approximate Five Hundred (500) Space Public Parking Structure and Other Public Improvements at the RiverPark Project Located Adjacent to and North of the Highway 101 Freeway, Adjacent to and East of the Santa Clara River, and West of Vineyard Avenue.  
RECOMMENDATION: Continue to March 4, 2008.  
ACTION: Approved as recommended. (Maulhardt /Zaragoza) Unanimously.

COMMUNITY DEVELOPMENT COMMISSION AND FINANCING AUTHORITY

At 7:58 p.m. the joint meetings with the Community Development Commission and Financing Authority concluded.

M. REPORT OF CITY MANAGER

The City Manager commented on the opening of new parks including the Southwest Community Park extension located at Fifth Street and Patterson Road.

O. REPORTS

City Manager Department

- 1. SUBJECT: Public Education and Community Outreach Program - Half-Cent Sales Tax. (077)  
RECOMMENDATION: (1) Authorize the City Manager to develop a plan, schedule and budget for a public education and community outreach program in an amount not to exceed \$150,000 to inform residents about the City's current financial situation and the potential uses of revenue should the City Council determine to include a half-cent sales tax increase measure on the November 4, 2008 general election ballot; and (2) Approve a special budget appropriation in the amount of \$150,000 from the general fund operating reserve for the purposes of the public education and community outreach program.  
DISCUSSION: The City Manager reviewed placing this item on the November election, a public outreach program, and the possible uses of the sales tax revenues to enhance the community.

Larry Stein, the use of sales tax funding and a specific use of the half-cent sales tax revenue.

Ernest Stein supported placing this measure on the November ballot.

Al Velasquez and Edward Castillo opposed the proposed sales tax increase.

The Councilmembers discussed: 1) in a neutral status, staff educating the public; 2) placing this item on the November ballot; 3) actions of the City of Ventura placing a tax increase regarding phones; 4) the type of information to be provided to the public; 5) use of financial resources; and 6) establishment of an oversight committee.

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

P. PUBLIC COMMENTS ON REPORTS

At 8:57 p.m. the City Council recessed and at 9:02 p.m. the City Council reconvened with Councilmember Zaragoza absent.

M. REPORT OF CITY MANAGER

Finance Department

1. SUBJECT: Monthly Budget Status Reports for the Period Ending January 31, 2008. (057)  
RECOMMENDATION: Consider and accept the monthly budget status reports for the period ending January 31, 2008.  
DISCUSSION: Mayor Pro Tem Maulhardt, Councilmember Herrera and Interim Finance Director reviewed the format of the monthly budget status reports to be reviewed by staff and the public. The Interim Finance Director reviewed the proposed format and sections of the General Fund, Community Development Commission Funds and Utility Funds.

Larry Stein commented on 1) projected sales taxes, 2) placement of the item as information/consent item, and 3) balance sheet.

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

R. STUDY SESSION

Development Services Department

1. SUBJECT: Meta District Plan. (090)  
RECOMMENDATION: Consider a report and provide direction to the Planning Manager on a proposed vision for the Meta District, defined as the area bound by Fifth Street to the north, Seventh Street to the south, Oxnard Boulevard to the west, and the alley adjacent to the Ventura County railway to the east.  
ACTION: The City Council concurred to continue this item.

S. PUBLIC COMMENTS ON STUDY SESSION

N CITY COUNCIL BUSINESS/COMMITTEE REPORTS

Development Services Department

- 1. SUBJECT: Report of 2040 Population Forecast for Inclusion in the Ventura Council of Governments (VCOG) Decapolis Forecast. (073)  
RECOMMENDATION: Consider a report on the 2040 population forecast of 250,608 to be included as part of the VCOG Decapolis Forecast.  
DISCUSSION: The Senior Planner reported on the projected City population reviewed the assumptions and forecasting used, possible future changes, and the meaning of the adoption for VCOG.

The City Council commented: (1) on projected growth of the city and other County cities; (2) not having a commitment to VCOG by selecting the numbers; (3) method used to establish the numbers; and (4) selection of the numbers to be provided to VCOG.

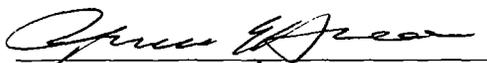
ACTION: The City Council provided comments to staff in selecting the 2040 population forecast of 250,608.

Q. APPOINTMENT ITEMS

T. ADJOURNMENT

At 9:46 p.m. the City Council concurred to adjourn the meeting.

  
 DANIEL MARTINEZ  
 City Clerk

  
 DR. THOMAS E. HOLDEN  
 Mayor

  
 DEAN MAULHARDT  
 Mayor Pro Tem