

MINUTES

OXNARD CITY COUNCIL

Regular Meeting

November 6, 2007

A. ROLL CALL/POSTING OF AGENDA

At 5:32 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. 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: Edmund Sotelo, City Manager; Karen Burnham, Assistant City Manager; Gary L. Gillig, City Attorney; and Jill Beaty, Assistant City Clerk.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 5:33 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54957.6 to confer with its negotiators, Karen Burnham, Assistant City Manager, Lino Corona, Acting Human Resources Director, and Lynn Hutton, Human Resources Manager, regarding salaries, salary schedules or compensation paid in the form of fringe benefits for employees represented by the International Union of Operating Engineers (IUOE), Local No. 501, the International Association of Firefighters AFL-CIO (IAFF), Local 1684, the Service Employees International Union (SEIU), Local No. 998, the Oxnard Peace Officers' Association (OPOA), and the Oxnard Public Safety Management Employees Association (OPSMEA), and other matters within the scope of representation.

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

D. OPENING CEREMONIES

At 7:01 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers. The meeting opened with the pledge of allegiance to the flag of the United States, followed by a moment of silence. Mayor Holden presided. Additional staff members present were: Daniel Martinez, City Clerk; Ken Ortega, Public Works Director; Matthew Winegar, Development Services Director; Grace Magistrale Hoffman, Deputy City Manager; Michael Henderson, Parks and Facilities Superintendent; Dennis Scala, Special Assistant to the City Manager; and Michael More, Financial Services Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Proclamation Designating November 15, 2007, as "Oxnard Recycles Day."
DISCUSSION: Trish Honisberg, Environmental Resources Outreach Division, thanked the City Council and invited the public to be involved in recycling events.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individuals expressed concern with the recent newspaper article regarding Councilman Flynn comments to Karen Burnham, Assistant City Manager: Bishop Higgins; Ed Moses; Guy Walker; and Rhen Bass.

Ventura Fernandez, neighborhood parking situation.

John Korsten, property lien and missing vehicle.

Larry Stein, open government, downtown theater development, and 1450 Rose Avenue building.

Pat Brown, downtown traffic.

Steve Fleischer, upcoming Christmas Lane on "F" Street with a donation collection of food for Food Share.

Rudy Gonzales, SCE Public Affairs Manager, an energy awareness event at Shopping at the Rose Shopping Center, November 11.

Martin Jones, spending of funds by the City Council.

Bert Perello, size of yards (set backs) of Colonia developments; application to sell alcohol at the former Woolworth's building with a charter school above the restaurant; and neighborhood awareness of neighborhood development.

Preston Davis requested to speak on the Channel Islands harbor at a future meeting.

Jean Joneson, opposition to businesses that opposed the traffic initiative.

G. REVIEW OF INFORMATION/CONSENT AGENDAH. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Joe O'Neill, need for prevention programs (I-4). The City Council commented on various prevention programs funded by the City.

I. INFORMATION/CONSENT AGENDACity Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of City Council for June 12, October 9 and 16, 2007; Minutes of the Special Meeting of City Council for April 24, 2007. (001)
RECOMMENDATION: Approve.

Finance Department

2. SUBJECT: Extension of Financial Agreements Concerning Rose Avenue Bridge Project. (023)
RECOMMENDATION: (1) Approve and authorize the City Manager and Public Works Director to execute a Fourth Amendment to Financial Agreement (A-5291) to extend the maturity of the loan from the Water Enterprise to the Rose Avenue Bridge Project until June 30, 2009; and (2) Approve and authorize the City Manager and Public Works Director to execute a Fourth Amendment to Financial Agreement (A-5292) to extend the maturity of the loan from the Environmental Resources Enterprise to the Rose Avenue Bridge Project until June 30, 2009.

Public Works Department

3. SUBJECT: Appropriation of Funds, Fleet Services Technology Initiative. (029)
RECOMMENDATION: Approve the appropriation of funds in the amount of \$104,073 from Fleet Services miscellaneous revenues for purchase of laptop computers, software, and a wireless area network system.

Police Department

4. SUBJECT: Acceptance of Gang Violence Suppression (GVS) Grant Funding. (033)
RECOMMENDATION: Recognize \$392,500 in California Office of Emergency Services grant funds for the City's GVS Project and approve the appropriation of the grant funds pursuant to the grant award.
5. SUBJECT: Computer Aided Dispatch and Records Management System (CAD/RMS) Maintenance. (037)
RECOMMENDATION: Approve the transfer of previously appropriated funds in the amount of \$160,304 from the CAD/RMS project to the Police Support Services operating account to fund the Fiscal Year 2007-08 maintenance agreement for the police and fire CAD/RMS hardware and software.

Recreation and Community Services

6. SUBJECT: Senior Services Grant Awards. (041)
RECOMMENDATION: (1) Approve the Senior Services Commission's recommended distribution of \$50,000 in Senior Services Grant Awards to twelve agencies providing services to seniors; (2) Direct the Senior Services Supervisor to notify recipients of Senior Services Grant Awards 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 (Maulhardt/Herrera). Ayes: Maulhardt, Zaragoza, Herrera, Flynn, and Holden.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

K. INFORMATION/CONSENT PUBLIC HEARINGS

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

Development Services Department

1. **SUBJECT:** An Ordinance of the City Council of the City of Oxnard Repealing and Reenacting Articles I through IX, XIV, and XV of Chapter 14 of the Oxnard City Code Pertaining to the California Building Code, International Property Maintenance Code, Uniform Code for the Abatement of Dangerous Buildings, California Historical Building Code, California Electrical Code, California Existing Buildings Code, California Mechanical Code, California Reference Standards Code, California Plumbing Code, Fire Sprinklers, and Fire Codes (Uniform Codes). (049)
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of **Ordinance No. 2760** repealing and reenacting the Uniform Codes.
ACTION: Close the public hearing (Zaragoza/Holden). Approved as recommended. (Maulhardt/Holden) Ayes: Zaragoza, Herrera, Flynn Holden, and Maulhardt.

L. PUBLIC HEARINGS

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

Development Services Department

1. **SUBJECT:** Appeal of the Planning Commission's Approval of Planning and Zoning Permit No. 07-510-03 (Special Use Permit) to Allow the Sale of Beer and Wine at the 4-Way Meat Market Located at 508 East Date Street, Filed by Salvador Ayala. (051)
RECOMMENDATION: Adopt a resolution to uphold the Planning Commission's approval of Planning and Zoning Permit No. 07-510-03 (Special Use Permit) to allow the sale of beer and wine at the 4-Way Meat Market located at 508 East Date Street.
DISCUSSION: The Development Services Director reviewed conditions that would be placed on the store if the special use permit was granted including window signage, parking, advertisement, alcohol item storage, and removing a phone booth in front of the site.

The following individuals opposed the sale of alcohol at this location: Art Barragan; Denis O'Leary; Ventura Fernandez; Pat Brown; Rick Miller; Bernadette Ostrowski; Bill Miley; Nancy Pedersen; Laura Munoz; Bert Perello; Al Duff, Jr., read letter from Al Duff, Sr.; Shirley Godwin; Al Vaquesez; and Harold Ceja.

The following individuals supported the sale of alcohol at this location: Morey Narrarro; Salvador Ayala; Veronica Mendoza; Patty Mendoza; Roger Deharo; and Lupe Carbajal.

The City Council discussed: location of the store and school; ABC regulations and guidelines; and past improvements to the store.

ACTION: Close the public hearing (Zaragoza/Herrera). Direct the Development Services Director to prepare a resolution granting the appeal of Planning Commission approval of Planning and Zoning Permit No. 07-510-03 (Maulhardt/Zaragoza). Ayes: Herrera, Flynn, Holden, Maulhardt, and Zaragoza.

M. REPORT OF CITY MANAGER/EXECUTIVE DIRECTOR/SECRETARY

The City Manager announced the Veteran's Day Event at Plaza Park and a downtown dedication event to highlight improvements (landscaping, upgraded cutters, replacement of sidewalks, and outdoor furniture.)

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

Mayor Pro Tem Maulhardt commented on an upcoming fundraiser for the Boys and Girls Club which partners with the City to provide youth activities to the community.

O. REPORTS

Public Works Department

1. SUBJECT: College Park Phases 1 and 2 Financing Plan. (079)

RECOMMENDATION: (1) Approve the Financing Plan for the development of Phase 1 only of College Park located at 3250 South Rose Avenue and appropriate the proceeds of \$6,107,800 from the proceeds of the sale of property adjacent to River Ridge Golf Course, and \$2,775,100 from the sale of property located on the west side of Harbor Boulevard, between Breakers Way and Reef Way towards the construction of the project; and (2) In the alternative, approve the Financing Plan to fund the build-out of College Park, Phases 1 and 2, inclusive of the Big League Dreams Sports Complex and direct the Public Works Director to prepare a scope of work and fee schedule in preparation for construction bid documents for the development of Phase 2 of College Park located at 3250 South Rose Avenue and appropriate the proceeds of \$6,107,800 from the proceeds of the sale of property adjacent to River Ridge Golf Course, and \$5,760,000 from the sale of property located on the west side of Harbor Boulevard, between Breakers Way and Reef Way towards the construction of the project.

DISCUSSION: The Public Works Director outlined grant funds and possible financing options for Phase I of College Park. The Financial Services Manager reviewed possible funding from bonds. The Special Assistant to the City Manager outlined possible financial municipal outlooks and possible impacts from the traffic initiative.

The following individuals expressed concern with the funding and/or conditions placed by the National Park Service grant: Pat Brown; Ed Ellis; Nancy Pedersen; Martin Jones; Bert Perello; Larry Godwin; Shirley Godwin; Guadalupe Villapando; and Eileen Tracy.

The Parks and Facilities Superintendent stated that: (1) Phase I(a) and Phase I have been approved; (2) a completed plan is available for the National Parks Service and State Parks Service regarding past grant(s); and (3) discussions are currently taking place between National Parks Service and the City.

The City Council discussed: (1) the developments of Phases I and II being separate; (2) the rising development costs; (3) sale of City properties; (4) use of Quimby fees and future fees; (5) need for recreational areas; and (7) past commitments to develop College Park.

ACTION: Approve recommendation for funding of Phase I (Maulhardt/Holden). Ayes: Herrera, Holden, Maulhardt, Zaragoza and Flynn.

2. SUBJECT: Calleguas Municipal Water District Annexation No. 90 (Aldersgate Parcel). (089)

RECOMMENDATION: Approve a special budget appropriation in the amount of \$280,000 from the General Fund Operating Reserve to the Sports Park (formerly the Aldersgate Parcel), located at the southeast corner of Oxnard Boulevard and Gonzales Road, for the costs associated with the water district annexation and connection fees.

DISCUSSION: The Parks and Facilities Superintendent reviewed the status of the Sports Park connection fees for Calleguas Municipal Water District and possible community donations to help establish the park.

The City Council discussed: use of General Fund monies and possible other funding; and that the Council needed to see a plan for the site.

ACTION: Moved to have the City Manager find funding from other sources other than the General Fund (Zaragoza/Maulhardt). Ayes: Flynn, Herrera, Holden, Maulhardt, and Zaragoza.

P. PUBLIC COMMENTS ON REPORTS

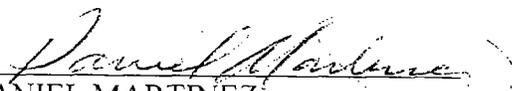
Q. APPOINTMENT ITEMS

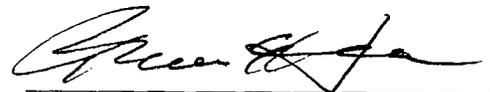
R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 10:42 p.m. the City Council concurred to adjourn the meeting.


DANIEL MARTINEZ
City Clerk


DR. THOMAS E. HOLDEN
Mayor


JILL BEATY
Assistant City Clerk