

MINUTES

OXNARD CITY COUNCIL

Regular Meeting

June 19, 2012

A. ROLL CALL/POSTING OF AGENDA

At 5:31 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Irene G. Pinkard, Bryan A. MacDonald, Timothy B. Flynn and Carmen Ramirez 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, Interim City Manager; Alan Holmberg, City Attorney; and Grace Magistrale Hoffman, Deputy City Manager.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

Comments were provided by: Bert Perello.

C. CLOSED SESSION

At 5:35 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54957.6 to give instructions to its designated representative, regarding salary or compensation paid in the form of fringe benefits for Interim City Manager, Karen Burnham. Before adjourning to closed session, City Council designated Mayor Holden as representative.

At 6:15 p.m. the City Council reconvened. Additional staff members present were: James Cameron, Chief Financial Officer; Jeri Williams, Police Chief; and Jason Benites, Assistant Police Chief.

O. REPORTS

Finance Department

1. **SUBJECT:** Fiscal Year 2012-13 Budget Balancing Discussion. (001)
RECOMMENDATION: 1) Receive an update of the Fiscal Year 2012-13 General Fund Budget and approve options for balancing the Fiscal Year 2012-13 Budget; and 2) Receive Departmental presentations that may include: Police, Fire, Recreation and Community Services, Public Works, and General Services.
DISCUSSION: The Chief Financial Officer reviewed the latest budget projection as being balanced due to overtime control, limit use of temporary employees and deferred/elimination of purchases. He projected next year's revenues, expenditures, Successor Agency issues, and potential additional budget requirements.

The Police Chief outlined several budget issues including staffing, operational vacancies, significant incidents, court overtime, animal shelter costs and reimbursable overtime.

The Council commented on: the Performing Arts Center, Community Development Commission Successor Agency staffing requirements, River Ridge golf course, public facilities benefits (libraries, parks), use of City vehicles, staff training and the two-year budget process.

Public comments provided by: Larry Stein, Jim Lavery, Brian Elster, and Bert Perello.

ACTION: Received budget presentations.

D. OPENING CEREMONIES

At 7:16 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers, concurrently with the Community Development Commission Successor Agency, and Housing Authority. 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: Curtis P. Cannon, Community Development Director; Michael O'Malia, Interim Fire Chief; William "Bill" Wilkins, Housing Director; Matthew Winegar, Development Services Director; Michael Henderson, General Services Manager; Rob Roshanian, Interim Public Works Director; and Martin Erickson, Special Assistant to the City Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of Resolution to Donna M. T. Gustafson for over Thirty Eight Years of Service. (005)

RECOMMENDATION: Adopt **Resolution No. 14,237**.

DISCUSSION: Mayor Holden presented resolution to Ms. Gustafson who thanked the Council

ACTION: Approved as recommended. (Holden/Pinkard) unanimously. Ms. Gustafson commented on the honor of working for the City.

2. SUBJECT: Employee of the Second Quarter 2012.

DISCUSSION: The Chief Financial Officer commented on work efforts of Carol Venegas who was chosen as Employee of Quarter.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments received from: Larry Stein, Tom Cady, Gaston Gomez, Daniel Bourgoing, Brian Elster, Ed Ellis, Tom Westervelt, Broderick Huggins, Orlando Dozier, Joseph Edward Scogin, Shirley Spencer, and Pat Brown.

ITEMS REMOVED FROM AGENDA

The City Manager requested item I-11 and I-3D be removed from the agenda.

G. REVIEW OF INFORMATION/CONSENT AGENDA

The Chief Financial Officer reviewed Measure "O" funding and other financial Oxnard College park information (I-4).

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Comments received by: Larry Stein (I-3).

I. INFORMATION/CONSENT AGENDACity Clerk Department

1. SUBJECT: Minutes of the Regular Meeting of the City Council for April 17, 2012. (007)
RECOMMENDATION: Approve.
2. SUBJECT: Resolutions to Call the November 6, 2012 Regular Municipal Election. (013)
RECOMMENDATION: 1) Adopt **Resolution No. 14,238** calling a regular municipal election for November 6, 2012, for the purpose of electing municipal officers; requesting consolidation with the Statewide general election on November 6, 2012; requesting the County Clerk to render services and supplies; and authorizing the Board of Supervisors to canvass the returns; and 2) Adopt **Resolution No. 14,239** establishing rules to govern submission of candidates' statements.

City Manager Department

3. SUBJECT: Agreements for City Council Review. (019)
RECOMMENDATION: Approve and authorize the Interim City Manager, to execute the attached agreements/contracts and change orders/amendments in amounts more than \$25,000 but less than \$250,000. (remove section D only)*
4. SUBJECT: Second Amendment to Agreement with Penfield and Smith Engineers for College Park Improvements –Ph. 1C Project. (023)
RECOMMENDATION: Approve and authorize the Mayor to execute a Second Amendment to Agreement with Penfield and Smith Engineers (4761-09-CM) in the amount of \$29,783.00 for the College Park Phase 1C Project, located at 3250 South Rose Ave. With this amendment the revised total of the agreement is now \$570,533.00.

Development Services Department

5. SUBJECT: **Ordinance No. 2857** Extending the Deferral of the Payment of \$139,881.29 in Development Fees Owed for Construction of a New Building at 1787 Statham Boulevard by St. Paul Baptist Church. (043)
RECOMMENDATION: Second reading and approval.
6. SUBJECT: **Ordinance No. 2858** Changing the Zone Designation of PZ No. 02-570-02 From Business Research Park (BRP) to Light Industrial Planned Development (M1-PD). (045)
RECOMMENDATION: Second reading and approval.*

Public Works Department

10. SUBJECT: Second Amendment to Agreement with AECOM for Construction Management Services for the GREAT Program Phase I Advanced Water Purification Facility and Phase I Recycled Water Backbone System. (079)
RECOMMENDATION: Approve and authorize the Mayor to execute the second amendment to the agreement with AECOM (A-7230) to increase the amount by \$181,604 for a total of \$6,800,021 for construction management services of the GREAT Program Phase I Advanced Water Purification Facility (AWPF) and the Phase I Recycled Water Backbone System (RWBS).

11. SUBJECT: Purchase Order No. 4057 with Ameron International Corporation for the Manufacture, Storing and Delivery of Pipe Line for PW12-13 Hueneme Road Recycled Water Line Project. (085)
RECOMMENDATION: Remove from agenda.*

12. SUBJECT: Resolution Commending Bill Buck for Over Thirty Years of Exemplary Service. (097)
RECOMMENDATION: Adopt the **Resolution No. 14,240**.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended with removal of I-3 section D only and I-11 from agenda. (Pinkard/Holden) Ayes: Pinkard, MacDonald, Flynn, Ramirez, and Holden. *Noes: Flynn only I-6.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

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.

1. SUBJECT: FY 2012-13 Assessments in Waterway Maintenance District. (099)
RECOMMENDATION: 1) Hold a public hearing to receive public testimony regarding proposed assessments for the Waterway Maintenance District for FY 2012-13; and 2) Adopt **Resolution No. 14,241** for FY 2012-13 fixing assessments for the Waterway Maintenance District.
ACTION: Close the public hearing. (Holden/Pinkard) Approved as recommended. (MacDonald/ Ramirez) Ayes: MacDonald, Flynn, Ramirez, Holden, and Pinkard.

L. PUBLIC HEARINGS

HOUSING AUTHORITY

At 8:39 p.m. the joint meeting with the Housing Authority concluded.

M. REPORT OF CITY MANAGER

1. SUBJECT: Verbal Report on Oxnard Community Development Commission Successor Agency and Status of Redevelopment Activities in the City of Oxnard.
RECOMMENDATION: Receive and consider report.
DISCUSSION: The Interim City Manager briefly updated the Council

Comments received from: Pat Brown and Pert Perello.

ACTION: Received verbal report.

COMMUNITY DEVELOPMENT SUCCESSOR AGENCY

At 8:46 p.m. the joint meeting with the Community Development Successor Agency concluded.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

1. SUBJECT: Approval of Contract for Interim City Manager. (121)

RECOMMENDATION: Approve and authorize the Mayor to execute a contract (A-7507) with Karen R. Burnham for Interim City Manager.

DISCUSSION: The City Attorney reviewed on the selection process.

The Councilmembers discussed the Interim City Manager's duties and the selection process.

At 9:28p.m., Mayor Holden left the meeting and Mayor Pro Tem Pinkard presided. At 9:30 p.m., Mayor Holden returned to the meeting and presided.

Public comments were received from: Larry Stein; Tom Cady; Harold Ceja; Ralph James; Elaine M. James; Nancy Lindholm; Gloria M. Postel; Pat Brown; Charles Hookstra; Inez Tuttle; John Hatcher III; Irma J. Lopez; and Bert Perello.

ACTION: Approved as recommended. (MacDonald/Ramirez) Ayes: Ramirez, Holden, Pinkard, and MacDonald. Noes: Flynn.

O. REPORTSCity Manager Department

2. SUBJECT: Verbal Report on Gang Prevention Efforts. (127)

RECOMMENDATION: Receive and consider report.

DISCUSSION: The Deputy City Manager, Barbara Marquez-O'Neill (consultant) and Mike Matlock (consultant) presented the "Prevention and Community Outreach" project including history, partnerships, grant funds, the "action plan", community outreach, intervention efforts (Operations Cease Fire), and follow-up programs.

The Councilmembers commented on the successes of gang prevention programs with partnerships at the local, State and federal level and the results on the community.

Public comments reviewed from: Pat Brown, Sandra Sudac, and Bert Perello.

ACTION: The City Council provided comments and directions to staff.

P. PUBLIC COMMENTS ON REPORTSQ. APPOINTMENT ITEMSR. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from: Inez Tuttle and Bert Perello.

T. ADJOURNMENT

At 10:39 p.m., the City Council concurred to adjourn the meeting.



DANIEL MARTINEZ
City Clerk



DR. THOMAS E. HOLDEN
Mayor



DR. IRENE G. PINKARD
Mayor Pro Tem