

## MINUTES

### OXNARD CITY COUNCIL Regular Meeting April 28, 2009

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

At 7:06 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Dean Maulhardt, and Irene G. Pinkard were present. Councilmembers Andres Herrera and Bryan A. MacDonald were absent. 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; Alan Holmberg, City Attorney; John Crombach, Police Chief, and Cyndi Hookstra, Parks and Facilities Management Analyst.

#### 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 by Brandon Cobb and Xayna Anderson of Our Lady of Guadalupe School, followed by a moment of silence. A brief presentation was made by Vanessa Aguiler and Maisey Were regarding Earth Day activities.

#### E. CEREMONIAL CALENDAR

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

The following individuals opposed the proposed Peaker Plant: Ed Ellis; Gloria Roman; Trisha Munro; Pat Brown; Bert Perello; Jean Roundtree; Harold Ceja; Jerry Hopkins and Carmen Ramirez.

John Korsten, safety on school playgrounds and traffic intersection.

Bill Winters, street improvements (paving, stop sign and traffic control) in Kamala Neighborhood.

#### G. REVIEW OF INFORMATION/CONSENT AGENDA

#### H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Bert Perello questioned the fifth change order (I-4) bid process.

## I. INFORMATION/CONSENT AGENDA

### City Treasurer Department

1. SUBJECT: Quarterly Investment Report for the Third Quarter Fiscal Year (FY) 2008-2009. (001)  
RECOMMENDATION: Accept the quarterly Investment Report for the Third Quarter FY 2008-2009.

### Fire Department

2. SUBJECT: Resolution Regarding Three Applications to the Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant in the Amount of \$9,211,000. (007)  
RECOMMENDATION: Adopt **Resolution No. 13,612** authorizing: 1) The City Manager to submit applications to the FEMA Assistance to Firefighters grant in the amount of \$9,211,000; 2) The City Manager to execute the grant agreement if grant funds are awarded to the City; 3) The Finance Director to appropriate the funds and perform all other required financial actions; and 4) The Fire Chief or designee to submit non-financial reports.
3. SUBJECT: Approval of Fire Access Agreement with Marine Emporium Landing, LLC. (011)  
RECOMMENDATION: Approve and authorize the Mayor to sign an agreement with Marine Emporium Landing, LLC (**4762-09-FI**), specifying Fire Department access to property located at 3550 – 3600 South Harbor Boulevard.

### Public Works Department

4. SUBJECT: Change Order No. 5 to Agreement with Dial Construction, Incorporated, for Non-Scheduled Emergency Repairs to Storm Drains, Sewers, and Appurtenances. (019)  
RECOMMENDATION: Approve and authorize the City Manager to execute Change Order No. 5 to the agreement with Dial Construction, Incorporated (**A-6429**) to increase the amount by \$150,000, for a total of \$2,450,000, for non-scheduled emergency repairs to storm drains, sewers, and appurtenances and to extend the expiration date to September 30, 2009.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended.

(Maulhardt/Pinkard) Ayes: Holden, Maulhardt, and Pinkard. Absent: Herrera and MacDonald.

## J. TRANSMITTAL OF INFORMATION ONLY ITEMS

### Finance Department

1. SUBJECT: Monthly Budget Status Report for the Period Ending March 31, 2009. (021)  
DISCUSSION: Bert Perello, bid process (I-4) for the fifth change order.

The Finance Director commented on the accounting balances including receiving property taxes from the County.

ACTION: The City Council concurred to file this item.

K. INFORMATION/CONSENT PUBLIC HEARINGS

L. PUBLIC HEARINGS

Finance Department

- 1. **SUBJECT:** Public Hearing to Consider Oxnard's Fiscal Year 2009-2010 Annual Action Plan Component of Fiscal Years 2008-2013 Consolidated Plan, Including Applications to the U.S. Department of Housing and Urban Development and Projected Use of Community Development Block Grant, HOME Investment Partnerships Act, and Emergency Shelter Grant Funds.

RECOMMENDATION: Continue to May 12, 2009.

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

M. REPORT OF CITY MANAGER

The City Manager updated the Council on the recent Neighborhood Up-Lift Program at Bartolo Square South Neighborhood and reported that the County stated there was no Swine flu cases in Ventura County.

N. CITY COUNCIL/COMMISSION BUSINESS/COMMITTEE REPORTS

O. REPORTS

P. PUBLIC COMMENTS ON REPORTS

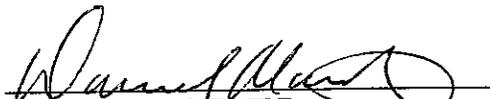
Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 7:59 p.m. the City Council concurred to adjourn the meeting.

  
 DANIEL MARTINEZ  
 City Clerk

  
 DR. THOMAS E. HOLDEN  
 Mayor