

MINUTES

OXNARD CITY COUNCIL

Regular Meeting

October 6, 2009

A. ROLL CALL/POSTING OF AGENDA

At 5:34 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers concurrently with the Housing Authority. Councilmembers Thomas E. Holden, Andres Herrera, Dean Maulhardt, Irene G. Pinkard and Bryan A. MacDonald were present. The Assistant 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; Alan Holmberg, City Attorney; Grace Magistrale Hoffman, Deputy City Manager; and Jill Beaty, Assistant City Clerk.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 5:35 p.m. the City Council recessed while the Housing Authority held a closed session. At 6:05 p.m., the City Council reconvened to a closed session, pursuant to Government Code section 54959 and 54957.6, to give instructions to negotiators, Karen Burnham, Assistant City Manager, and Michelle Tellez, Human Resources Director, regarding salaries, salary schedules or compensation paid in the form of fringe benefits for employees represented by the Service Employees International Union (SEIU), Local No. 721, the International Association of Firefighters AFL-CIO (IAFF), Local No. 1684, Oxnard Public Safety Management Employees' Association (Police Unit), Oxnard Public Safety Management Employees' Association (Fire Unit), the International Union of Operating Engineers, AFL-CIO (IUOE), Local 501, and the Oxnard Peace Officers' Association (OPOA) and other matters within the scope of representation.

At 6:59 a.m. the City Council reconvened and recessed to the evening meeting.

D. OPENING CEREMONIES

At 7:04 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; Matthew Winegar, Development Services Director; Martin Erickson, Legislative Affairs Manager; Michael Henderson, General Services Manager; and Chris Williamson, Senior Planner.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of Commendation to Services United, Inc.
DISCUSSION: Benito Juarez commented on the services provided the Services United, Inc.
2. SUBJECT: Proclamation Designating October 4 – 10, 2009 as Mental Illness Awareness Week.
DISCUSSION: Alex Villa Lobos accepted the proclamation and commented on the mental illness in the community and services available.

3. SUBJECT: Presentation of Certificate of Recognition to the Society of American Magicians.
DISCUSSION: Ted Wakai received the certificate and performed several magic tricks.
4. SUBJECT: Presentation of Employee of the Quarter.
DISCUSSION: Police Chief John Cromback and Officer Marc Amon commented on the work of Brian Woolley who thanked everyone (family, co-workers) for the recognition.
5. SUBJECT: Resolution Commending David Jurado for Thirty-One Years of Service. (045)
RECOMMENDATION: Adopt **Resolution No. 13,743**.
ACTION: Approve as recommended. (Herrera/Maulhardt) unanimously.
DISCUSSION: David Jurado acknowledged the Council, staff members and his family for past support as a reserve Police Officer.

L. PUBLIC HEARINGS

Development Services Department

1. SUBJECT: Planning and Zoning Permit No. 08-510-12 (Special Use Permit), Saviers Market, 3280 Saviers Road. Filed by Zaher Hawara. (051)
RECOMMENDATION: Continue to October 27, 2009.
ACTION: Approved as recommended. (Pinkard/Herrera) unanimously.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Larry Stein, need to follow approved water rationing policy.

John Korsten, loss of vehicles and personal property from residential property.

Ed Ellis, condition of the former South Oxnard Saviers swap-meet site with weeds.

Nancy Lindholm, attending "Mobility 21" summit consisting of local five counties to lobby for transportation funding and she encouraged the use of public transportation.

Bert Perello, INCF would be televised discussing address the reporting "reward program"; City emergency evacuation plan; contractors working with and out licenses; and proposed utilities increase. He thanked the group of representatives who went to Oakland, to discuss FEMA issues.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Martin Jones questioned the cost of the RiverPark landscaping services with the additional landscape. (I-2) and funding of College Park. The General Services Manager stated the landscaping district was not funded from general funds but funding came from developer and residents of the project.

I. INFORMATION/CONSENT AGENDACity Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of the City Council for September 15 and 22, 2009. (001)
RECOMMENDATION: Approve.

City Manager Department

2. SUBJECT: Ventura County Work Release Contract for Services at River Park. (021)
RECOMMENDATION: Approve and authorize the Mayor to execute an agreement with the Ventura County Probation Agency (**A-7212**) in an amount not to exceed \$200,000 per year for five years for landscaping services at River Park..

Finance Department

3. SUBJECT: Proposition 1A Securitization Program. (029)
RECOMMENDATION: Adopt **Resolution No. 13,741** approving the form of and authorizing the execution and delivery of a purchase and sale agreement and related documents with respect to the sale of the City's Proposition 1A receivable from the State of California and directing and authorizing certain other actions in connection therewith.

Fire Department

4. SUBJECT: Recognize Revenue and Appropriate Funds for the 2009 Emergency Management Performance Grant (EMPG). (039)
RECOMMENDATION: (1) Recognize Revenue and appropriate funds in the amount of \$26,609.91 from the 2009 EMPG; (2) Adopt **Resolution No. 13,742** authorizing the Fire Chief, Assistant Fire Chief, or Fire Department Training Chief to take actions necessary to obtain financial assistance from the Federal Department of Homeland Security; and (3) Direct the City Clerk to sign required Governing Body Resolutions in formats mandated under the grant.

Public Works Department

6. SUBJECT: Victoria Avenue Sewer Line Construction Project PW06-90 Approval of Plans and Specifications. (047)
RECOMMENDATION: (1) Approve Project Specification No. PW06-90 for the construction and installation of a sewer line on Victoria Avenue between Hemlock Street and Channel Islands Boulevard and authorize staff to solicit bids for the project; and (2) Approve a special budget appropriation of \$1,280,457 that includes \$869,309 from the Sewer Lines Rehabilitation and Repair Project to the Victoria Sewer Line Trunk Project for the Oxnard's share of the construction cost for the Victoria Avenue Sewer Line Project and \$411,148 from the Wastewater Collection Fund balance to be reimbursed by City of Port Hueneme and the Channel Islands Beach Community Services District for their share of the construction cost for this project.

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

HOUSING AUTHORITY

At 7:49 p.m. the concurrent meeting with the Oxnard Housing Authority concluded.

J. TRANSMITTAL OF INFORMATION ONLY ITEMSK. INFORMATION/CONSENT PUBLIC HEARINGSM. REPORT OF CITY MANAGER

The City Manager stated the Oxnard Police Department received the California Law Enforcement Challenge Award for recognition of their traffic safety program; staff members from Police Department, Fire Department, Parks Division and Planning staff with Ventura County Health Department to provide flu shots at Oxnard College; and that the City would provide office space to Census staff and establish a new working relationship.

N. CITY COUNCIL COMMITTEE REPORTS

Mayor Pro Tem Herrera, Councilman MacDonald and other County officials reviewed the FEMA certification process during a recent visit to Oakland, CA, provided options, and were available for further discussions. Both Councilmembers Herrera and MacDonald felt decisions were being made too fast and further discussion would be needed.

Mayor Holden commented that Ventura County of Governments was discussing SB 375 (greenhouse gas emission reduction) regarding possible strategies and/or partnerships with other agencies.

O. REPORTSCity Manager Department

1. SUBJECT: Measure O Citizen Oversight Committee (COC). (061)
RECOMMENDATION: (1) Consider a report from the City Manager on the proposed formation and function of the Measure O COC; (2) Approve a committee structure for a COC which will meet at least two times a year to conduct COC business; and (3) Adopt an application form for prospective COC members and initiate a forty-five day period by which the applications will be due back to City Council for review.
DISCUSSION: The Legislative Affairs Manager reviewed the selection of members to the committee, the availability of application form, reviewed the board responsibilities.

The following individuals questioned the qualifications and knowledge of individuals who may be selected: Larry Stein; Bert Perello; and Pat Brown.

The City Attorney reviewed the options of INCF selection.

The Council discussed representation of the community and the selection process of the INCF.

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

Development Services Department

2. SUBJECT: Report and Direction on Possible Amendments to the Oxnard City Urban Restriction Boundary (CURB) and the Save Open Space and Agricultural Resources (SOAR) Ordinance.

(069)

RECOMMENDATION: Receive a report listing requested and/or possible CURB line and/or SOAR Ordinance text amendments and provide direction to the Development Services Director and City Attorney to: (1) Complete relevant environmental California Environmental Quality Act review; and (2) Prepare a draft ordinance to place the selected CURB and/or SOAR amendments before qualified City voters at a designated special or statewide election.

DISCUSSION: The Development Services Director and Senior Planner outlined: 1) projected housing; 2) possible changes to CURB and SOAR including placement of some properties in the City; 3) Regional Housing Needs Assessment (RHNA) requirements; 4) possible in-fill projects; 5) SB 375 (greenhouse gas emission reduction) regarding possible strategies and/or partnerships; 6) Housing Element; and 7) water constraints.

The following individuals had several concerns including legal recourse, future community growth, questioned the need to increase acreage to the City, need for in-fill development, and need for more information: Ed Ellis; Larry Stein; Mark Pettit; Karen Schmidt; Pat Brown; Nancy Lindholm, Oxnard Chamber of Commerce; Dennis Hardgrave; Don Hoffman; Florence B. Young; Trisha Munro; Michael Stubblefield; Daniel Lechliter; Jurgen Gramckow; Joseph O'Neill; Shawn Bieniek; and John Korsten.

The Councilmembers commented on: the current SOAR, possible changes to SOAR, (SB 375) greenhouse gas emission bill, past process to develop projects, and placing CURB item on the ballot.

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

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

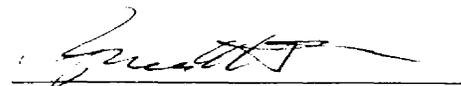
R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 10:18 p.m. the City Council concurred to adjourn the meeting.


DANIEL MARTINEZ
City Clerk


DR. THOMAS E. HOLDEN
Mayor