

MINUTES

OXNARD CITY COUNCIL

Regular Meeting

November 15, 2011

A. ROLL CALL/POSTING OF AGENDA

At 5:33 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 Wednesday 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; Karen Burnham, Assistant City Manager; and Alan Holmberg, City Attorney.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 5:34 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.9(a) to confer with its attorneys. The title and case number of the litigation being discussed were In re the Late Claim Application of Miguel Pino, City Claim No. 2011-0163 and Marie Taylor-Briggs v. City of Oxnard, et. al., Ventura County Superior Court Case No. 56-2010-00377205-CU-VTA

The City Council also recessed to a closed session to conduct the Employee Performance Evaluation of the City Manager.

At 7:16 p.m. the City Council reconvened and announced that the late claim application of Miguel Pino was denied.

D. OPENING CEREMONIES

At 7:16 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: Jeri Williams, Police Chief; William "Joe" Milligan, Fire Chief; Barbara Murray, Library Director; William "Bill" Wilkins, Housing Director; Matthew Winegar, Development Services Director; James Cameron, Chief Financial Officer; Rob Roshanian, Interim Public Works Director; Grace Magistrale Hoffman, Deputy City Manager; Michael Henderson, General Services Manager; Sue Martin, Planning and Environmental Services Manager; Martin Erickson, Special Assistant to the City Manager; Anthony Emmert, Water Resources Manager; Karl Lawson, Compliance Services Manager; Cynthia Daniels, Project Manager; Sofia Balderrama, Special Projects Manager; Efren Gorre, Youth Development Manager; Richard Arias, Recreation Coordinator; and Phillip Gregoire, Streets Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of Proclamation Designating November as "Family Caregivers Month."
DISCUSSION: Mayor Holden presented Susan Escalante with a proclamation and commented on the importance of family caregivers.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individuals spoke on various subjects: Laura Reyes; Danna A. Aten; Harold Ceja; Gene Silva; George Ortega; Andrea Baltazar; Kitty Merrill; Martin Jones; Ralph Schwieson; Daniel Lechliter; Steve Nash; Sophie Rivera; and Bert Perello.

G. REVIEW OF INFORMATION/CONSENT AGENDA

The Streets Manager commented the current review of the seawall at Mandalay and maintenance (I-1). The Project Manager commented on federal funding and review of international signage at the transportation center (I-2). The Housing Director and Compliance Services Manager reviewed housing items (I-3, 4 & 5). The Water Resources Manager responded to questions regarding the security system (I-8).

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Received a comment from Bert Perello (I-4).

I. INFORMATION/CONSENT AGENDA

City Manager

1. SUBJECT: Agreements for City Council Review. (001)

RECOMMENDATION: Pursuant to Ordinance 2835, approve and authorize the City Manager, to execute the attached agreements/contracts and change orders/amendments in amounts more than \$25,000 but less than \$250,000.

Development Services

2. SUBJECT: Approval of Request for Additional Funding for Transportation Projects Funded Through Ventura County Transportation Commission (VCTC). (003)

RECOMMENDATION: Adopt **Resolution No. 14,120** ratifying the request for \$2,985,700 in additional funding from VCTC for grant funds for quick programming from the congestion mitigation air quality improvement program, surface transportation program, or transportation enhancement program grants to be used for three transportation projects.

Housing Department

3. SUBJECT: Second Amendment to Resale Restriction Agreement with Jubal and Suzanne Marlatt. (009)

RECOMMENDATION: Approve and authorize the Mayor to execute a Second Amendment to the Resale Restriction Agreement (4704-08-HO) with Jubal and Suzanne Marlatt for their residence at 2160 Paseo Elegante (El Paseo) allowing the Marlatt family to continue to lease the residence to a low-income family through July 31, 2012.

4. SUBJECT: CalHome Mortgage Assistance Program Funding Application. (017)

RECOMMENDATION: Adopt **Resolution No. 14,121** authorizing the City Manager to: 1) Execute and submit an application to the California Department of Housing and Community

Development (HCD) for \$1,000,000 under the CalHome Program; 2) If the application is granted, execute the Standard Agreement, and all other documents required by HCD for participation in the CalHome Program, as well as any amendments thereto as necessary and appropriate to pursue the funding application and obtain funding; and 3) Appropriate the required funds upon award of the grant.

5. **SUBJECT:** Affordable Housing and Rehabilitation Loan Program Policies. (021)
RECOMMENDATION: Adopt **Resolution No. 14,122** approving Affordable Housing and Rehabilitation Loan Program Policies.

Public Works Department

6. **SUBJECT:** PW10-06 Del Norte Boulevard Arterial Resurfacing Project. (025)
RECOMMENDATION: Approve Project Specification No. PW10-06 for pavement resurfacing along Del Norte Boulevard between Sturgis Road and Highway 101 and authorize staff to solicit bids for the project.
7. **SUBJECT:** Application for the Strategic Growth Council's Urban Greening Project Grant Program for Improvements at Johnson Creek Park, Charles F. Blackstock Junior High School, and Bard Road. (027)
RECOMMENDATION: 1) Adopt **Resolution No. 14,123** authorizing the City Manager to submit an application for \$750,000 in Strategic Growth Council Grant Funds, to be used for improvements at Johnson Creek Park, located at 701 Johnson Road, Oxnard, CA 93033, Charles F. Blackstock Junior High School, located at 701 East Bard Road, Oxnard, CA 93033, and east on Bard Road between Saviers Road and the Ventura County Railroad Tracks; and 2) Authorize the City Manager or his designee to appropriate the grant and matching funds upon award of the grant
8. **SUBJECT:** Third Amendment to Agreement with G4S Secure Solutions (USA) Inc. to Provide Security Services at Water Resources Division Facilities. (033)
RECOMMENDATION: Approve and authorize the Mayor to execute a Third Amendment with G4S Secure Solutions (USA) Inc. (formerly The Wackenhut Corporation) (G4S) (A-7237) in the amount of \$250,000 for a not to exceed total of \$747,000 to provide security services at the Water Campus, Water Blending Stations and Advanced Water Purification Facility and to extend the expiration date to December 31, 2012.
9. **SUBJECT:** Second Amendment to Blanket Purchase Order with Aqua Metric Sales Company. (037)
RECOMMENDATION: Approve and authorize the Mayor to execute a Second Amendment to the Blanket Purchase Order with Aqua Metric Sales Company in the amount of \$350,000, for a total not-to-exceed amount of \$1,050,000, for the purpose of purchasing water meters and related parts (Blanket Purchase Order No. B-3480), and extend the expiration date to October 31, 2012.

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

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

K. INFORMATION/CONSENT PUBLIC HEARINGS**Housing Department**

1. **SUBJECT:** Eighth Amendment to FY 2008-2013 Consolidated Plan and the FY 2008-2009 Annual Action Plan (The Plan) for the Homelessness Prevention and Rapid Re-Housing Program (HPRP).
RECOMMENDATION: Continue to December 6, 2011
ACTION: Continue as recommended (Holden/MacDonald), unanimously.

L. PUBLIC HEARINGS**M. REPORT OF CITY MANAGER**

1. **SUBJECT:** New Orleans Saints Training Camp Summary.
RECOMMENDATION: Hear and Consider a Verbal Report Regarding the New Orleans Saints Training Camp.
DISCUSSION: The General Services Manager reviewed the past year's Saints Training Camp costs and overall positive event.
ACTION: Received and filed.

N. CITY COUNCIL BUSINESS COMMITTEE REPORTS

The City Council commented on the following items: PARS financing; letter to Oxnard College regarding budget; possible assignment of the public access channel; honoring the military returning from overseas; having an Oxnard High School presentation; discussion of possible merge of VCOG and Ventura County Transportation Commission; and the applicant of funding for levee repair by the Board of Supervisors.

O. REPORTS**City Manager**

1. **SUBJECT:** License Agreement (A-7452) with the Dallas Cowboy Football Organization for a Three Year Agreement for a Training Camp at River Ridge Fields. (043)
RECOMMENDATION: Approve and authorize the Mayor to execute a three (2012, 2013, 2014) year agreement with an additional three year extension option with Dallas Cowboys organization for an annual training camp to be held at River Ridge Fields.
DISCUSSION: The General Services Manager reviewed the proposed agreement with the Dallas Cowboys including site location and projected costs.

Comments were provided by: Steve Nash; Nancy Lindholm; Jim Lavery; Bert Perello; Pat Brown; Shirley Godwin; Larry Stein; and Paul Graham.

The City Council commented on: the negotiation process of the contract, disposition of property, insurance requirements and checks/balances of the training camp facilities.

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

Q. APPOINTMENT ITEMS**2. SUBJECT: Senior Services Update.**

RECOMMENDATION: Receive a verbal update from a representative of the Senior Services Commission on the Commission's goals and objectives for 2011.

DISCUSSION: Donald Thibeault, Senior Services Commissioner, reported on several concerns including possible facilities upgrades, survey regarding senior needs, having a vegetable garden, need of transportation vehicle, upgrade of equipment and development of a "senior master plan".

Comments were received from: Preston Davis; Steve Nash; Larry Stein; and Bert Perello.

The Council commented on: current senior programs; need to review facilities, update computer services, and transportation needs.

ACTION: Received and provided comments.

1. SUBJECT: Measure "O" Half-Cent Sales Tax Review, Project Discussion, and Consideration of Additional Appropriations. (073)

RECOMMENDATION: 1) Receive an update on previously approved Measure "O" projects; 2) Approve Measure "O" funding as identified in Attachment 1 for current projects; and 3) Authorize the City Manager to make the required budget appropriations.

DISCUSSION: The Special Assistant to the City Manager outlined the assigned council appropriations of Measure "O" funds and possible future appropriations. The following staff members reviewed use of Measure "O" funds: Chief Financial Officer; Deputy City Manager; Development Services Director; Police Chief; Street Manager; Fire Chief; General Services Manager; Special Projects Manager; Youth Development Manager; Recreation Coordinator; and Streets Manager.

The City Council commented on: future financial funding: possible funding for the Arts Council; development of Ormond Beach; street repairs; code enforcement; and Farm Park.

Received comments from: Al DeLorey; Daniel Lechliter; Jim Lavery; Larry Stein; Nancy Lindholm; Pat Brown; Ginny Connell; Shirley Godwin; Betty Alvarez Ham; Luann Rocha; Inez Tuttle; and Bert Perello.

ACTION: Authorization of approval on-going projects (part 1) and provide current year funding for the on-going projects (part 2) and have staff return to Council for new funding of projects (part 3). (Holden/Pinkard) Ayes: Flynn; Ramirez; Holden; Pinkard; and MacDonald.

O. REPORTS**Development Services Department**

- 2. SUBJECT: Planning and Zoning Permit No. 11-600-2 (Pre-Application): Request to Pay an Affordable Housing Payment In-Lieu of Providing Affordable Housing Units on the Site of a Proposed 64-Unit Single-Family Subdivision. Located North and East of Catamaran Street, East of the Intersection of Dunes Street and Beachcomber Street, and North of the Canal Street Terminus. Filed by Oxnard Shores Co. LLC, 1015 South Harbor Boulevard, Oxnard, CA 93035. (067)**

RECOMMENDATION: Consider a request to make an in-lieu affordable housing payment to the Affordable Housing In-Lieu Fee Fund instead of providing on-site affordable housing units.

DISCUSSION: The Planning and Environmental Services Manager briefly reviewed the proposal including size, type of housing project and City's housing goals.

Mitch Kahn, Development Attorney, commented on the lot size, type of the residential units and lack of public transportation.

The following individuals provided comments: Julie Pena; Bert Perello; Linda Calderon; Shirley Godwin; Larry Stein; Pat Brown; and Paul Graham.

ACTION: Moved not to allow applicant's request to pay in-lieu affordable housing payment (Ramirez/Flynn). Ayes: Ramirez, Holden, Pinkard, MacDonald, and Flynn.

P. PUBLIC COMMENTS ON REPORTS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Comments were received from: Paul Graham; Larry Stein; and Pat Brown.

T. ADJOURNMENT

At 12:25 a.m. the City Council concurred to adjourn the meeting.


DANIEL MARTINEZ
City Clerk


DR. THOMAS E. HOLDEN
Mayor