

MINUTES

OXNARD CITY COUNCIL

Regular Meeting

July 20, 2010

A. ROLL CALL/POSTING OF AGENDA

At 7:07 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers concurrently with the Community Development Commission and Housing Authority. Councilmembers Thomas E. Holden, Andres Herrera, Dean Maulhardt, Irene G. Pinkard and Bryan A. MacDonald 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; Edmund Sotelo, City Manager; Karen Burnham, Assistant City Manager; Alan Holmberg, City Attorney; James Cameron, Chief Financial Officer; Curtis P. Cannon, Community Development Director; Grace Magistrale Hoffman, Deputy City Manager; Michael Henderson, General Services Manager; Martin Erickson, Legislative Affairs Manager; and Jill A. Beaty, Assistant City Clerk.

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, followed by a moment of silence for John Korsten.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of the 2010 Ventura County Fair Poster.
DISCUSSION: Leslie Cornejo, Ventura Fair Board Commissioner, presented a fair poster to the City Council and she invite the community to attend the 2010 County Fair.
2. SUBJECT: Recognize Rancho Ventavo Cellars for Being Recognized 2010 Marketing Excellence Award Recipient.
DISCUSSION: Janet Sederquist, Oxnard Convention & Visitors Bureau, presented an award for marketing from California Travel and Tourism Award to Fay and George Hawes.
3. SUBJECT: Resolution to Michael Sanchez for Service to the Planning Commission.
DISCUSSION: Mr. Sanchez thanked the City Council and community for being allowed to serve on the Planning Board. (**Resolution No. 13,902** approved at July 27, 2010 meeting.)

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Robert Thompson requested a traffic signal at the Rose Avenue & Emerson Avenue intersection.

Ed Ellis, read a letter regarding the condition of the Ed Hunt's Rehab Point beach path.

Larry Stein, passing of Mr. Korsten and the process to obtain public documents.

The following individuals commented on immigration rights and issues: Alfredo Diaz; Julie Medina; Armando Vazquez; and Alicia Flores.

Jean Joneson, family background of relatives who worked at local farms.

Lariro Barajas requested SB 1070 item be moved up on the agenda (N-1).

Pablo Ortiz, invited the public to Salsa Festival

Nancy Lindholm, current business environment of Oxnard and attending a recent Water Control Board.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Barbara Brudnicki, Executive Director of Ventura County Homelessness and Housing Coalition, support for Many Mansions (I-8) and supporting homelessness youth programs in the community.

Larry Stein stated his belief that the June 15, 2010 minutes did not fully reflect the meeting.

I. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of the City Council for June 8, 15, and 22. (001)
RECOMMENDATION: Approve.

Development Services Department

5. SUBJECT: Resolution Rescinding Acceptance of Dedication of Vehicular Access Rights to Santa Clara Avenue from the Property on the Southwesterly Corner of Auto Center Drive and Santa Clara Avenue. (057)
RECOMMENDATION: Adopt **Resolution No. 13,894** rescinding Resolution No. 13,782, which accepted dedication of the rights of ingress and egress (vehicular access rights) to Santa Clara Avenue from the property located on the southwesterly corner of Auto Center Drive and Santa Clara Avenue.
6. SUBJECT: Approval to Prepare and Submit Two Proposition 84 Sustainable Communities Planning Grant Applications. (061)
RECOMMENDATION: 1) Adopt **Resolution No. 13,895** authorizing the City Manager to submit an application for a Climate Action Plan Grant in the amount of \$100,000 and an application for an Economically Disadvantaged Sustainable Community Strategy Grant in the amount of \$100,000; 2) Authorize the City Manager or his designee to execute cooperative agreements with the California Strategic Growth Council and appropriate in-lieu staff time, use of City facilities, and other grant funds that may be available for either or both grants.

Housing Department

8. SUBJECT: Affordable Housing and Loan Agreement with Many Mansions. (075)
RECOMMENDATION: Approve and authorize the Mayor to execute an Affordable Housing and Loan Agreement with Many Mansions (A-7337) providing gap financing in the amount of \$299,500 for the acquisition and rehabilitation of an 8 unit apartment building at 110 North "D" Street.

Public Works Department

9. SUBJECT: First Amendment to Agreement for Contracting Services between the City of Oxnard and Agromin Organics Recycling (Agromin) for Yard Waste and Wood Material Processing Services. (081)
RECOMMENDATION: Approve and authorize the Mayor to execute the First Amendment to the agreement with Agromin (3414-05-PW) for an amount not to exceed \$525,000 for yard waste and wood material processing services and to extend the term from July 1, 2010 to June 30, 2011.

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

L. PUBLIC HEARINGS

ACTION: Mayor Holden declared the public hearing open.

DISCUSSION: The City Clerk reported on posting, publication and no written communications were received.

Finance Department

1. SUBJECT: Presentation and Adoption of the Fiscal Year (FY) 2010-2011 City, Community Development Commission, and Housing Authority Operating and Capital Improvement Budgets. (103)
RECOMMENDATION: 1) That City Council conduct a public hearing on the FY 2010-2011 operating and capital improvement budgets for the City of Oxnard (City); 2) At the conclusion of the public hearing, at the discretion of City Council, adopt resolutions: (a) **Resolution No. 13,897** approving the City's Operating and Capital Improvement Budgets for FY 2010-2011; (b) **Resolution No. 13,898** authorizing full-time equivalent positions in the City effective July 1, 2010; (c) **Resolution No. 13,899** authorizing the Classification and Salary Schedule effective July 1, 2010; and (d) **Resolution No. 13,900** establishing FY 2010-2011 Financial Management Policies.
DISCUSSION: The Chief Financial Officer reviewed the recommended budget including State tax swap issues, charges for services (non-general fund) and State redevelopment funding. The Community Development Director reviewed the funding of redevelopment funds. The General Services Manager commented on the maintenance of parks.

Larry Stein, impact of loss of automobile sales, use of Measure "O" funds, Finance Authority debt, and public safety costs.

Nancy Lindholm applauded City staff to present a fiscally sound budget.

ACTION: Close the public hearing. (Maulhardt/Holden) unanimously. Approved as recommended. (Herrera/Holden) Ayes: Herrera, Maulhardt, Pinkard, MacDonald, and Holden,

M. REPORT OF CITY MANAGER

The City Manager reported that the third General Plan workshop would be held at Oxnard Main Library to discuss public works and schools; Recreation Department presenting movies in community parks; and the Salsa Festival held in downtown.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

1. SUBJECT: SB 1070 (Arizona Immigration Law)

RECOMMENDATION: Consider the issue of SB 1070 (Arizona Immigration Law) and provide direction to the City Manager.

DISCUSSION: The Legislative Affairs Manager outlined the Arizona SB 1070.

Jean Joneson, supported Arizona SB 1070.

Ed Ellis, need to enforce federal law and opposed Oxnard opposition to SB 1070

The following individuals opposed Arizona SB 1070: Lariro Barajas; Alicia Flores; Elliott Gabriel; Raul F. Razo; Arturo Guido; Juana Tapia; Rudy Salvio; Armando Vazquez; Alice Linsmeier, Ventura County Clergy & Laity United for Economic; Veronica Valadez; Maria Rangel; Priscila Cisneros; Mario Quintana; and Tomas Hernandez.

The City Council commented that the community of Oxnard is a diverse community that respect of the rights of all community residents.

ACTION: Moved to have the City Manager's Office write a resolution reaffirming the beliefs of the Councilmembers regarding the Oxnard community. (Herrera/Holden) Ayes: Herrera, MacDonald and Holden. Noes: Maulhardt and Pinkard.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

City Manager Department

1. SUBJECT: Executed Contracts. (085)

ACTION: Received and filed.

COMMUNITY DEVELOPMENT AND HOUSING AUTHORITY

At 9:38 p.m. the concurrent meetings with the Community Development Commission and Housing Authority concluded.

RECESS

At 9:38 p.m., the City Council recessed and at 9:52 p.m., the City Council reconvened.

K. INFORMATION/CONSENT PUBLIC HEARINGS

ACTION: Mayor Holden declared the public hearing open.

DISCUSSION: The City Clerk reported on posting, publication and no written communications were received.

Development Services Department

1. SUBJECT: Zone Code Text Amendment (PZ 10-580-03) Regarding Home Occupation Permits and Zone Clearance Permits. (087)
RECOMMENDATION: 1) Approve the first reading by title only and subsequent adoption of **Ordinance No. 2829** amending Division 6 of Article V and Division 1 of Article VII of Chapter 16 of the City Code regarding Home Occupation and Zone Clearance Permits; and 2) Designate the City Clerk to prepare and publish a summary of this ordinance, and post a certified copy of it in the Office of the City Clerk a minimum of five days before the meeting at which the City Council will consider final adoption of the ordinance.
2. SUBJECT: Third Amendment to the RiverPark Development Agreement (PZ 10-670-02). Filed by Tony Talamante c/o RiverPark Legacy LLC.
RECOMMENDATION: Continue to July 27, 2010.

Police Department

3. SUBJECT: Establishment and Adjustment of Fees and Charges for the Release of Towed Vehicles. (097)
RECOMMENDATION: 1) Hold a public hearing to receive public testimony regarding the proposed new fees and adjustments to current fees for the release of towed vehicles; and 2) Adopt **Resolution No. 13,896** establishing new fees and adjusting current fees for the release of towed vehicles.

ACTION: Close the public hearing. (Herrera/Holden) Approved as recommended.
(Herrera/Holden) Ayes: Herrera, Maulhardt, Pinkard, MacDonald and Holden.

O. REPORTS

City Manager Department

1. SUBJECT: Park Master Plan and Development. (161)
RECOMMENDATION: 1) Approve the Park Master Plan as it applies to Campus Park and provide direction to staff concerning, park development, planning and priorities; 2) Approve the Park Master Plan as it applies to East Village Park and provide direction to staff concerning, park development, planning and priorities; and 3) Approve the Park Master Plan as it applies to all other parks contained in this report and provide direction to staff concerning, park development, planning and priorities.
DISCUSSION: The General Services Manager reviewed the City park system and maintenance of park facilities. At 10:15 p.m., Mayor Holden and Councilman MacDonald left the meeting due to possible conflict of interest.

The General Services Manager reviewed the development of campus park and financing, and timeline. At 10:30 p.m., Mayor Holden and Councilman MacDonald returned to the meeting.

The General Services Manager reviewed the development of Sport Park, financing, and timeline. At 10:38 p.m., Councilmember Maulhardt left the meeting due to possible conflict of interest.

The General Services Manager reviewed the East Village Park development of campus park and financing, and timeline. At 10:45 p.m., Councilmember Maulhardt returned to the meeting.

The General Services Manager reviewed the Park Master Plan regarding improvements costs and play structures surfaces.

The City Council commented on Recreation operation costs, improvement costs, play equipment costs, the use of RiverPark parks, and development of green space.

Larry Stein, not enough City park space, need of restrooms at parks, and more open park space needed.

Pat Brown commented on future park maintenance costs and development of Ormond Beach area,

Rob Corley, Rio School District, development East Village park.

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

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 11:14 p.m. the City Council concurred to adjourn the meeting.