

MINUTES

OXNARD CITY COUNCIL Regular Meeting July 8, 2008

A. ROLL CALL/POSTING OF AGENDA

At 6:01 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Dean Maulhardt, John C. Zaragoza, Andres Herrera, and Timothy B. Flynn 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; Gary L. Gillig, City Attorney; and Grace Magistrale Hoffman, Deputy City Manager.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 6:06 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54957.6 to give instructions to negotiators regarding the salary or compensation paid in the form of fringe benefits to an unrepresented employee occupying the classification of City Attorney.

At 6:35 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 7:01 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers, concurrently with the Community Development Commission. The meeting opened with the pledge of allegiance to the flag of the United States, followed by a moment of silence for Jim Lauterbach. Mayor Holden presided. Additional staff member present was: Brian Pendleton, Redevelopment Services Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Proclamation Designating July 2008 as "Parks & Recreation Month".
DISCUSSION: Gloria Postel, Parks and Recreation Commissioner, and Richard Arias, Recreation Supervisor, commented on general community recreational activities.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Jerry Lucero, cars parking in front of his house near Rio Lindo Park.

The following individuals commented on the relationship between the Councilmembers and residents of the community: Jean Joneson; Harold Ceja; Ed Ellis; Dennis Ralph; and Bert Perello.

Bob Balwin, public health and safety regarding housing foreclosures and falling property values.

Rebecca Ralph, Big League Dreams costs at Oxnard College Park.

Martin Jones, documents regarding development of Big League Dreams facilities, and opposes the proposed sales tax measure.

Erica Fernandez and Gloria Roman, invited the community to attend a meeting to discuss the Halaco site on July 17.

Linda Perez, opposition to build an adult prison in Camarillo and the effect the development would have on the City of Oxnard and Ventura County.

John Korsten, City property lien.

G. REVIEW OF INFORMATION/CONSENT AGENDA

The City Council discussed: Oxnard being a charter city, proposed sales tax measure being placed on the ballot, and removal of lien on property.

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Ernest Stein, support removal of property lien (I-1) and sales tax measure (I-2).

John Korsten, support removal of property lien (I-1).

Larry Stein, requested more left turns (I-3) and opposed the sales tax measure (I-2).

Bert Perello, more specifics on how the proposed sales tax measure will be spent

The following individuals opposed the sales tax measure (I-2): Jim McComb; Inez Tuttle; Jean Joneson; and Edward Castillo.

I. INFORMATION/CONSENT AGENDA

City Attorney Department

1. SUBJECT: Removal of FY 2003-2004 Lien from Parcel No. 203-0-011-180 (1174 South N Street). (001)
RECOMMENDATION: Adopt **Resolution No. 13,534** directing the Chief Financial Officer to remove the lien from the property.

City Manager Department

2. SUBJECT: One-Half Cent Sales Tax Increase Measure Ordinance No. 2779 and Resolution. (003)
RECOMMENDATION: (1) Second reading of the one-half cent sales tax increase ordinance for adoption upon approval by the Oxnard voters on November 4, 2008; and (2) Adopt **Resolution No. 13,535** amending Resolution No. 13,533, only as to the written description of the measure for inclusion on the November 4, 2008, ballot to comply with the seventy-five word limit on such measures imposed by State law.*

Public Works Department

- 3. **SUBJECT:** Traffic Signal Modifications at Rose Avenue / Fifth Street Intersection. (013)
RECOMMENDATION: (1) Approve a Capital Improvement Program (CIP) project and adopt Project Specification No. PW 08-17 for traffic signal modifications at the intersection of Rose Avenue and Fifth Street; (2) Approve the appropriation of \$132,500 from the Circulation System Improvement Fund (CSIF), to the traffic signal modifications project; and (3) Adopt **Resolution No. 13,536** authorizing the Mayor to execute Cooperative Agreement between the State of California and the City of Oxnard (**A-7073**) to share the construction cost of the subject project at the rate of 50% from each party.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended. (Maulhardt/Herrera) Ayes: Maulhardt, Zaragoza, Herrera, Flynn, and Holden. *Noes: Flynn item 2 only.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

City Manager Department

- 1. **SUBJECT:** Executed Contracts. (019)
DISCUSSION: The City Council discussed the Wellness Program medical costs and benefits. The Police Chief and Assistant Fire Chief commented that the Wellness Program benefits reduced injuries and medical exposure.
ACTION: Reviewed and filed.

K. INFORMATION/CONSENT PUBLIC HEARINGS

L. PUBLIC HEARINGS

Development Services Department

- 1. **SUBJECT:** Appeal of Planning Commission's Denial of Permit Nos. 06-500-14 (Special Use Permit/PRG); 06-300-12 (Tentative Subdivision Map for Tract No. 5580 for Condominium Purposes); 06-620-05 (General Plan Amendment); and 06-570-09 (Zone Change) for Property Located At the Northeast Corner of Victoria Avenue and Hemlock Street.
RECOMMENDATION: Continue to July 22, 2008.
ACTION: Approved as recommended (Maulhardt/Herrera). Approved unanimously.

M. REPORT OF CITY MANAGER

The City Manager reviewed: (1) upcoming California Coastal Commission meeting regarding the proposed Edison Peaker Plant, August 6-8; (2) Oxnard Fire Fighters assisting Northern California in fighting fires; and (3) the upcoming Dallas Cowboys Training Camp, starting July 25.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

O. REPORTS

City Clerk Department

1. **SUBJECT:** Certification of the Results of the Examination of Petition Signatures for the Oxnard Traffic Initiative. (021)
RECOMMENDATION: (1) Receive the certification of the results of the examination of petition signatures submitted to qualify the Oxnard Traffic Initiative for submission to the City Council and/or the voters of Oxnard; (2) Consider and select one of these three options: a) Adopt the Oxnard Traffic Initiative ordinance, without alteration, immediately or by July 18, 2008; or b) Submit the Oxnard Traffic Initiative ordinance, without alteration, to the voters of Oxnard at the next regular municipal election on November 4, 2008; or c) Order a report on the effect of the Oxnard Traffic Initiative; such report to be considered by City Council on or before August 7, 2008; and (3) If City Council selects option No. 2b above, adopt **Resolution No. 13,537** placing on the ballot for submission to the voters a measure relating to amendments to the Circulation Element and Growth Management Element of the Oxnard 2020 General Plan, commonly called the "Oxnard Traffic Initiative".
DISCUSSION: The City Clerk reviewed the history and current status of the initiative process and forwarded three options to the City Council to select.

The following individuals supported placing the initiative on the November 4 ballot: William "Bill" Terry; Ed Ellis; Gloria Roman; Steve Yue; Daniel E. Lechliter; Shannon McComb; Karl Thompson; Matt Lechliter; Trish Munro; Larry Stein; and Inez Tuttle.

The following individuals requested an impact report: Gayle Paul; and Tom Cady.

The following individuals expressed comments and concerns with the proposed initiative: Sergio Martinez; Leo Valenzuela; Mark Capron; Ernest Stein; Bert Perello; Jim McComb; Preston Davis; Steve Fiescher; and Jerry Moreno.

ACTION: Approved recommendations 1, 2b, and 3. (Maulhardt/Herrera). Ayes: Zaragoza, Herrera, Flynn, Holden, and Maulhardt. Moved that an impact report come forward regarding this matter (Holden/Zaragoza). Ayes: Herrera, Flynn, Holden, Maulhardt, and Zaragoza.

COMMUNITY DEVELOPMENT COMMISSION

At 9:20 the City Council recessed while the Community Development Commission held a meeting and at 9:31 the City Council reconvened.

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

COMMUNITY DEVELOPMENT COMMISSION

At 9:33 p.m. the joint meetings with the Community Development Commission concluded.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Trish Munro, park naming policy.

Larry Stein, theft of fruit and other items from property.

Steve Fleischer, supports the proposed medical prison in Camarillo.

The following individuals commented on the relationship between the Councilmembers and residents of the community: Daniel Lechliter; Inez Tuttle; and Matt Lechliter.

Norman Kanter commented on the disappearing bee population.

T. ADJOURNMENT

At 9:59 p.m. the City Council concurred to adjourn the meeting.


DANIEL MARTINEZ
City Clerk


DR. THOMAS E. HOLDEN
Mayor