

MINUTES

OXNARD CITY COUNCIL

Regular Meeting

September 9, 2008

A. ROLL CALL/POSTING OF AGENDA

At 7:05 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.

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. Additional staff members present were: John Crombach, Police Chief; Rob Roshanian, Development Services Manager; and Ralph Alamillo, Construction Projects Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Commendation Presented to Oxnard Sharks Baseball Team.
DISCUSSION: The City Council presented commendations to the Oxnard Sharks Baseball Team who thanked the City Council and parents for their support.
2. SUBJECT: Presentation from Oxnard Sister City Group
DISCUSSION: Adela Lambert, President of Oxnard Sister City Committee, and committee members presented plaques to the City and Mayor Holden for past support of the Sister City program.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Harold Ceja, scheduling an agenda item regarding railroad crossing at Oxnard Boulevard and Colonia/Cooper Road.

Alice Madrid, needed street improvements for the Bartelo Neighborhood.

Roy Chambers and Nancy Yanez, return of bench plaques to Oxnard State Beach Park.

The following individuals stated their opposition to building a medical prison hospital in Camarillo: Joe Nemmens; Robert Conroy; Bob Klope; and Michael Hurwitz.

Preston Davis requested to present City Council a funding plan.

John Korsten, loss of vehicles.

Lorena Guereca, Program Director of Downtown District, events planned for downtown Oxnard.

Ed Ellis, candidates appearing at the Saviers Road Design Team, and development of South Oxnard along Hueneme Road.

Jim Frandsen, a developer should pay their fair share of the effect of a development.

G. REVIEW OF INFORMATION/CONSENT AGENDA

The Capital Projects Manager stated this would be prefabricated buildings (I-3) with the majority of the costs being for infrastructure.

The Development Services Manager commented on discussions with federal officials regarding the levees along the Santa Clara river (I-4).

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Ms. Jones, bidding progress on-line and information provided (I-3).

Lawrence Stein, financial statements (I-1) and the actual number of City employees.

Bert Perello, cost of building a bathroom (I-3), certification of local levees and insurance costs (I-4).

I. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of City Council for June 3, 10, 17 and 24, 2008. (001);
RECOMMENDATION: Approve.

City Manager Department

2. SUBJECT: **Ordinance No. 2782** Regarding Amendment to Chapter 23, Article IV of the City Code Establishing Video Franchise Fees, Penalties, and Other Related Matters for State Video Franchise Agreements. (027)
RECOMMENDATION: Second Reading and Adoption.
3. SUBJECT: River Ridge Golf Course Phase III - 1B. (031)
RECOMMENDATION: Approve Project Specification GS09-02 for the River Ridge Golf Course Phase III-1B for construction of a bathroom/concession and a starter shack at River Ridge Golf Course.*

Development Services Department

4. SUBJECT: **Ordinance No. 2783** Regarding Amendments to Chapter 18 (Floodplain Management) of the Oxnard City Code. (033)
RECOMMENDATION: Second reading and Adoption.

5. **SUBJECT:** Amendment to Agreement with California Department of Transportation (Caltrans) for the E. Fifth Street Parking Lot at 255-273 E. Fifth Street. (037)
RECOMMENDATION: Approve and authorize the Mayor to execute an amendment to the agreement between the City and Caltrans for a long-term parking lot at 255 E. Fifth Street (A-6547) to extend the term to November 30, 2008.
6. **SUBJECT:** Fourth Amendment to Agreement with Washington Group International, Inc. for Rice Avenue/Santa Clara Avenue Interchange Improvements at Highway 101. (039)
RECOMMENDATION: Approve and authorize the Mayor to execute the Fourth Amendment to the agreement with Washington Group International Inc. (A-6738) raising the amount to \$71,000 (total agreement of \$928,337) for Rice Avenue/Santa Clara Avenue interchange improvements at U.S. Highway 101.
7. **SUBJECT:** Agreement with California Department of Transportation (CalTrans) for Rice Avenue/Santa Clara Avenue Interchange Improvements at Highway 101. (047)
RECOMMENDATION: Approve and authorize the Mayor to execute an agreement with Caltrans (A-7011) to construct the Rice Avenue/Santa Clara Avenue interchange improvements at U.S. Highway 101.

Housing Department

8. **SUBJECT:** CalHome Homeownership Project Resolution. (059)
RECOMMENDATION: Adopt **Resolution No. 13,546** authorizing the City Manager and/ or his designee (1) to execute and submit an application to the California Department of Housing and Community Development (HCD) for \$1,440,000 under the CalHome Homeownership Project Development Loan; and (2) to execute a Standard Agreement and all other documents required by HCD for participation in the Program, as well as any amendments thereto as necessary and appropriate to pursue the funding application and obtain funding.

Police Department

9. **SUBJECT:** AVOID the 14 DUI Grant Application. (063)
RECOMMENDATION: (1) Accept the State Office of Traffic Safety Grant Award for the Avoid the 14 DUI Program in the amount of \$559,104.00; (2) Authorize the City Manager or his designee to execute the agreement for the grant award; and (3) approve the establishment of revenue and appropriation account in the amount of \$559,104.

Public Works Department

10. **SUBJECT:** Memorandum of Understanding with the Watersheds Coalition of Ventura County (WVCV). (067)
RECOMMENDATION: (1) Approve the WVCV Integrated Regional Water Management Plan (IRWMP) "Non-County Agencies" Memorandum of Understanding (MOU) (A-7091) and authorize the Mayor to sign the MOU; and (2) Authorize the City Manager to sign any future "new participant" WVCV IRWMP MOUs that are substantially in the format previously approved by the City Council.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended. (Herrera/ Zaragoza)
Ayes: Maulhardt, Zaragoza, Herrera, Flynn and Holden. *Abstain: Maulhardt and Zaragoza for I-3 only.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

K. INFORMATION/CONSENT PUBLIC HEARINGS

ACTION: Mayor Holden declared the public hearing open.

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

Development Services Department

1. SUBJECT: PZ No. 08-300-3 (Tentative Subdivision Map) and PZ No. 08-500-3 (Special Use Permit), located at the southwest corner of Statham Boulevard and Oxnard Boulevard (APN 220-0-110-325) within the Business & Research Park (BRP) zone. Filed by Attorney in Fact Ghormley Consulting Civil Engineers. (073)
RECOMMENDATION: (1) Adopt **Resolution No. 13,547** approving Planning and Zoning Permit No. 08-500-3, a special use permit for 12 industrial condominiums within three previously-approved light industrial buildings, located at the southwest corner of Oxnard Boulevard and Statham Boulevard, subject to certain findings and conditions; and (2) Adopt **Resolution No. 13,548** approving Planning and Zoning Permit No. 08-300-3 for a tentative subdivision map for Tract No. 5716, a portion for condominium purposes, subject to certain findings and conditions.*
2. SUBJECT: PZ No. 07-400-09 (Coastal Development Permit) & PZ No. 07-300-23 (Tentative Subdivision Map for Tract 5797 Condominium Purposes) for the Construction of Seven Residential Condominiums Located at 5103 & 5107 Wooley Road. Filed by Candice Forehand, on Behalf of Owner, Yolanda Morton. (091)
RECOMMENDATION: (1) Adopt **Resolution No. 13,549** upholding the Planning Commission's approval of Planning and Zoning Permit No. 07-400-09 (Coastal Development Permit), subject to the conditions set forth in Planning Commission Resolution No. 2008-46; and (2) Adopt **Resolution No. 13,550** approving Tentative Subdivision Map for Tract No. 5797 for condominium purposes (PZ 07-300-23), subject to the conditions set forth in Planning Commission Resolution No. 2008-47.

INFORMATION/CONSENT ACTION: Close the public hearing. (Holden/Herrera) Approved as recommended. (Herrera/ Zaragoza) Ayes: Holden, Maulhardt, Zaragoza, Herrera, and Flynn.
*Abstain: Maulhardt only on K-1.

L. PUBLIC HEARINGS

Development Services Department

1. SUBJECT: Appeal of Planning Commission's Action on PZ Nos. 06-500-14 (Special Use Permit for a Planned Residential Group); 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

the Construction of Residential Condominium Units to be Located on the Northeast Corner of South Victoria Avenue and Hemlock Street. Filed by Courtyard at Mandalay Bay, LLC. (103)
RECOMMENDATION Continue to September 23, 2008.

ACTION: Unanimously approved as recommended (Holden/Herrera).

M. REPORT OF CITY MANAGER

The City Manager reported on: a day of 9/11 remembrance will be held at all six Fire Stations and the Oxnard Police Department received the James Q. Wilson Award for community policing.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The City Council requested future discussion regarding public/private partnerships and the proposed Camarillo prison hospital.

O. REPORTS

City Manager Department

1. SUBJECT: Preliminary Report on the Potential Impacts and Effects of the Oxnard Traffic Initiative. (115)

RECOMMENDATION: Consider a preliminary report and presentation on the impacts and effects of the Oxnard Traffic Initiative and provide direction to City staff.

DISCUSSION: Tim Yeomnas, Economic & Planning Systems, and Richard Dowling, Principal, Dowling & Associates stated the entire City would be impacted and reviewed the preliminary report including (1) traffic and circulation; (2) City fiscal and financial impacts; (3) general economic impacts; (4) redevelopment and revitalization and (5) affordable housing.

The following individuals supported the traffic initiative: Harold Ceja; Carl Thomson; Alice Madrid; Matt Lechliter; Daniel Lechliter; Larry Stein; Steve Fleischer; Mario Quintana; Sandy Gonzales; George Miller; and Karen Martia.

The following individuals opposed the traffic initiative: Chris Lombardi; Tom Chronister; Charles Hookstra; Morey Navarro; Greg Runyon; Sergio Martinez; Reed Henkelman; Lupe Anguiano; Leo Valenzuela; Edgar Mohorko; David Rodriguez; Michael Koudnik; Don Facciano; Gayle Payle, Ventura County Coastal Realtors; Sandy Smith; Gary Stiles; Bill Tucker; and Tom Cady.

The following individuals provided comments that neither supported or opposed the traffic initiative: Ed Ellis; Bert Perello; Ernest Stein; Pat Brown; Preston Davis; Steve Amason; Steve Yue; Shirley Godwin; and Larry Godwin.

The City Council provided comments regarding: recent history of Oxnard to develop economic opportunities; creation of jobs; support of Police and Fire Departments; affordable housing; traffic problems; mitigation fees; possible financial impacts; and possible traffic impacts.

ACTION: The City Council received the report and provided comments to staff.

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Steve Fleischer supported building a prison hospital in Camarillo.

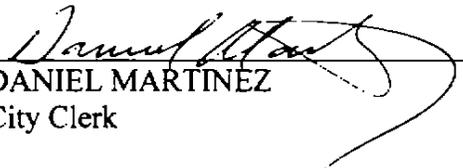
Larry Stein commented on following the General Plan.

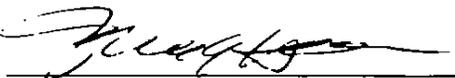
Bert Perello, removal of development signs and development agreement.

Matt Lechliter questioned the need for the sales tax measure.

T. ADJOURNMENT

At 11:50 p.m. the City Council concurred to adjourn the meeting.


DANIEL MARTINEZ
City Clerk


DR. THOMAS E. HOLDEN
Mayor