

## MINUTES

### OXNARD CITY COUNCIL

Regular Meeting

April 24, 2012

#### A. ROLL CALL/POSTING OF AGENDA

At 6:30 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 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; Karen Burnham, Interim City Manager; Alan Holmberg, City Attorney; and Grace Magistrale Hoffman, Deputy City Manager.

#### B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

Comments received from: Torch Rivera and Rhea Voll.

#### C. CLOSED SESSION

At 6:38 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54957.6, to give instructions to negotiators, Karen Burnham, Interim City Manager, and Michelle Tellez, Human Resources Director, regarding salaries, salary schedules and compensation paid in the form of fringe benefits for employees represented by the Service Employees International Union (SEIU), Local No. 721 and other matters within the scope of representation.

At 7:08 p.m. the City Council reconvened and recessed to the evening session.

#### D. OPENING CEREMONIES

At 7:11 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers, concurrently with the Community Development Commission Successor Agency. 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: Danielle Navas, City Treasurer; Jeri Williams, Police Chief; Curtis P. Cannon, Community Development Director; Sue Martin, Planning and Environmental Services Manager; and Tammy Gutierrez, Licensing Collector.

#### E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of Commendation to The Martin V. and Martha K. Smith Foundation  
DISCUSSION: Mayor Holden presented a commendation to Rick Pearson, The Martin V. and Martha K. Smith Foundation, for granting the funding of planting trees.
2. SUBJECT: Presentation of Commendation to Robert Holden for 15 Years of Exemplary Service to the City of Oxnard  
DISCUSSION: Robert Holden thanked the City Council and community for the recognition.
3. SUBJECT: Presentation to Andres Fernandez, Downtown Safety Team  
DISCUSSION: Mayor Holden stated Andres Fernandez had been recognized as "2011 Security Officer of the Year" from a pool of over 100,000 applicants.

**F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA**

The following individuals provided comments: Ed Ellis; William Bill Terry; Gloria Roman; Harry Cortez; Stan Hakes & Michelle Perez (McGrath State Beach Park); Edgar Mohorko; Larry Stein; Dean Dale; Steve Nash; Lupe Anguiano; Alice Madrid; and Dave Morse.

**G. REVIEW OF INFORMATION/CONSENT AGENDA**

Councilmembers Flynn and Ramirez reviewed the information regarding gang suppression activities agreement, goals and time frame (I-2, section 2). The City Treasurer reviewed investment policy (I-3) of the City.

**H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA****I. INFORMATION/CONSENT AGENDA****City Clerk Department**

1. **SUBJECT:** Minutes of the Regular Meeting of the Oxnard Community Development Successor Agency for February 28, 2012, March 6, 20 and 27, 2012, April 3, 10 and 17, 2012; and Minutes of the Special Meeting of the Oxnard Community Development Successor Agency for February 14, 2012. (001)  
**RECOMMENDATION:** Removed from agenda.

**City Manager Department**

2. **SUBJECT:** Agreements for City Council Review. (015)  
**RECOMMENDATION:** Pursuant to Ordinance 2835, approve and authorize the Interim City Manager, to execute the attached agreements/contracts and change orders/amendments in amounts more than \$25,000 but less than \$250,000.

**City Treasurer Department**

3. **SUBJECT:** Quarterly Investment Report for the Third Quarter F/Y 2011-2012. (017)  
**RECOMMENDATION:** Accept the quarterly Investment Report for the Third Quarter F/Y 2011-2012.

**Public Works Department**

4. **SUBJECT:** Sewer Main Replacement at Driffill School. (025)  
**RECOMMENDATION:** 1) Authorize Public Works staff to develop an agreement with the Oxnard School District for the City to pay the District for replacement of a City of Oxnard sewer main at Driffill Elementary School located at 910 South 'E' Street, such agreement to be brought back to Council for approval at a future date; and 2) Approve a Special Budget Appropriation of \$100,000 from the Wastewater Collection Operating Fund Balance to the Driffill Elementary School Sewer Line Replacement Project.

**INFORMATION/CONSENT AGENDA ACTION:** Approved as recommended with I-1 removed from the agenda. (Pinkard/Holden) Ayes: Pinkard, MacDonald, Flynn, Ramirez, and Holden.

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: Tentative Map No. 5885 – Planning & Zoning Permit No. 10-300-05 (Tentative Subdivision Map) Located at 2600 Challenger Place and 150, 300, 350 & 400 Discovery Drive. Filed by Valerie Draeger, Triliad Development Inc., on behalf of PEGH Investments L.L.C.). (029)

RECOMMENDATION: Adopt **Resolution No. 14,149** approving the Tentative Subdivision Map for Tract No. 5885 (Planning & Zoning Permit No. 10-300-05), subject to the conditions set forth in Planning Commission Resolution No. 2012-03.

DISCUSSION: The Planning and Environmental Services Manager outlined the request to subdivide the property and zoning process.

The Council discussed the zoning of property and future parking concerns.

Comments were received from: Shirley Godwin.

Valerie Draeger, Triliad Development Inc., explained that the request would provide flexibility to the developer.

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

L. PUBLIC HEARINGS

Mayor Holden opened the public hearing. The City Clerk reported on publication and that there were no written communications received.

City Treasurers Department

1. SUBJECT: Resolution Establishing Administrative Fees for Tobacco Retailer Permits. (049)  
RECOMMENDATION: Adopt **Resolution No. 14,150** establishing administrative fees for the issuance of tobacco retailer permits by the City of Oxnard Treasury Department/License Division.

DISCUSSION: The Licensing Collector reviewed the proposed resolution regarding administrative fees, notifying vendors and enforcement.

Councilmembers discussed enforcement and notifying vendors.

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

Development Services Department

2. SUBJECT: Planning and Zoning Permit Nos. 02-640-01 (Specific Plan), 02-570-04.  
RECOMMENDATION: Continue to June 5, 2012.  
ACTION: Approved as recommended. (Pinkard/Holden) unanimously.

M. REPORT OF CITY MANAGER

1. SUBJECT: Verbal Report on Oxnard Community Development Commission Successor Agency and Status of Redevelopment Activities in the City of Oxnard.  
RECOMMENDATION: Receive and consider report.  
DISCUSSION: The Community Development Director stated that the Oversight Board would be meeting on Wednesday, April 25, 2012; commented on downtown development including theater project; and reviewed the proposed schedules to be submitted to the State. The City Attorney reviewed the authority of the Successor Agency and the Oversight Board.

The Council discussed downtown development and the effect of the RiverPark Collections development.

Received comments from William Terry, Pat Brown, Shirley Godwin, Jim Lavery, Dave Morse, Harold Ceja, Bert Perello, Vincent Daly, and Inez Tuttle.

ACTION: Provided comments to staff.

The Interim City Manager announced that the Police Department would be holding a free “no questions asked” medical prescription drop-off event on Saturday, April 28, 2012.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The City Council commented on: Earth Day events, VCTC unmet transportation needs, Rescue Mission anniversary, Kiwanis Police Officer of the Year, activities of City Corps, the future of local naval bases, DA report (city ethics), and the upcoming Urban Water Management Plan.

R. STUDY SESSIONFinance Department

1. SUBJECT: Requests for Proposal, Qualifications, and Bids (059)  
RECOMMENDATION: Receive a presentation on the use of Requests for Proposal (RFP), Qualifications, (RFQ) and Bids (RFB).  
ACTION: Removed from agenda.

O. REPORTSCommunity Development Department

1. SUBJECT: Appointment to Oversight Board. (053)

RECOMMENDATION: 1) That the Mayor, with the approval of city council, appoint a member from the recognized employee organization representing the largest number of former Redevelopment Agency employees employed by the Successor Agency to the Oversight Board, pursuant to the provisions of Health and Safety Code section 34179(a)(7).

DISCUSSION: The Community Development Director reviewed the appointment process.

ACTION: Mayor Holden appointed Maria Herrera with the City Council approval.

COMMUNITY DEVELOPMENT SUCCESSOR AGENCY

At 10:05 p.m. the joint meeting with the Community Development Successor Agency concluded.

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

S. PUBLIC COMMENTS ON STUDY SESSION

At 10:05 p.m., Mayor Holden left the meeting and Mayor Pro Tem Pinkard presided.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Comments received from: Bert Perello; Harold Ceja; Jean Johnsen; Jim Lavery; Jace Martin; and Pat Brown.

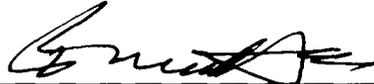
At 10:12 p.m., Mayor Holden returned to the meeting and presided.

The following individuals asked the Council for support of the Oxnard College athletic programs: Robert Sweet; Gary Johnson; Jonas Crawford; Jim Gilmar; John Hatcher III; Juan Smith; and Byron K. Ward.

T. ADJOURNMENT

At 10:43 p.m. the City Council concurred to adjourn the meeting in honor of Rabbi John Sherwood.

  
DANIEL MARTINEZ  
City Clerk

  
DR. THOMAS E. HOLDEN  
Mayor

  
DR. IRENE G. PINKARD  
Mayor Pro Tem