

## MINUTES

### OXNARD CITY COUNCIL Regular Meeting July 7, 2009

#### 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, 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; Alan Holmberg, City Attorney; James Cameron, Chief Financial Officer; Grace Magistrale Hoffman, Deputy City Manager; and Anthony Emmert, Water Manager.

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

#### C. CLOSED SESSION

At 6:03 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.9(a) to confer with its attorneys. The titles and case numbers of the litigation being discussed are Lazos/Barrera Sr., et al. v. City of Oxnard, et al., United States District Court Case No. CV08-02987 RGK (SHx) and Thomas Barrera, et al. v. City of Oxnard, et al., United States District Court Case No. CV08-05153R(JCx).

The City Council also recessed to a closed session, pursuant to Government Code section 54956.9(a) to confer with its attorneys. The titles and case numbers of the litigation being discussed were City of Banning, et al. v. James Jones Company, et al. Los Angeles Superior Court Case No. BC321513; and Armenta, et al. v. James Jones Company, et al., Los Angeles Superior Court Case No. BC1734

At 7:12 p.m. the City Council reconvened and recessed to the evening session.

#### D. OPENING CEREMONIES

At 7:16 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers, concurrently with the Community Development Commission and Housing Authority. 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: Karen Burnham, Assistant City Manager; Rob Roshanian, Development Services Manager; Michael Henderson, General Services Manager; Beth Vo, Finance Budget Manager; Michael More, Financial Services Manager; and Gil Ramirez, Recreation Superintendent.

#### E. CEREMONIAL CALENDAR

1. SUBJECT: Recreation Month  
DISCUSSION: Park and Recreation Commissioners Gloria Postel, Paul Lemos, Bedford Pinkard, Edgar Leroy Cobb and John Barber commented on some of the many summer recreation activities and thanked the City Council for their strong support in community recreation.
2. SUBJECT: Southern California Association of Governments Award.

DISCUSSION: The City Manager presented the City Council the Compass Blueprint Excellence Award (Visionary Planning for Livability) for the planned Village development at the former Wagon Wheel site.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

William "Bill" Terry, in support of effective (federal) health care reform.

Davis Preston, Senior Services Commission, invited the public to Sunday's Ed Hunt's Rehab Point Project annual picnic celebration.

John Korsten, helping disabled veterans, swap meet at Ventura County fairgrounds, hazardous materials use on school playgrounds, and return of a confiscated vehicle.

Armando Vazquez, The Grow Green Oxnard Energy Audit Team program,

Edgar Mohorko, next Clerical Council meeting to discuss mentors, training, high-risk youth programs and other community activities.

Marvin Boos, success of the Up-Lift Clean-up Program and problems getting a municipal phone number.

Pat Brown, recently repaired streets surfaces along Wooley Road in poor condition.

The following individuals commented on the need to repave Morris Street: Jorge Napoles; Arturo Zauela; and Daniel Alejandro.

Shirley Godwin, recent award of \$20 million for the GREAT Program and supports creation of Ormond Beach.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

I. INFORMATION/CONSENT AGENDA

City Clerk Department

- 1. SUBJECT: Minutes of the Regular Meetings of the City Council for May 12, and June 2, 9, 16, and 23, 2009; Minutes of the Special Meetings of the City Council for May 12, and June 18, 2009. (001)  
RECOMMENDATION: Approve.

City Manager Department

- 2. SUBJECT: Harbor Beaches Dial-A-Ride (HBDAR) Transit Service. (043)  
RECOMMENDATION: Authorize the City Manager to execute an amendment continuing the HBDAR transit service for the HBDAR operator (Ventura County Shuttle, Inc.) (A-5806).

Development Services Department

3. SUBJECT: Amendment to Agreement with WorleyParsons Komex for Rice Avenue/Santa Clara Avenue Interchange Improvements at Highway 101. (047)  
RECOMMENDATION: Approve and authorize the Mayor to execute the second amendment to the agreement with WorleyParsons Komex (A-6920) in the amount of \$564.40 (total agreement of \$600,345) for remediation of contamination at the Rice Avenue/Santa Clara Avenue interchange improvements at U.S. Highway 101.

Finance Department

4. SUBJECT: Structured Payment Program for Development Fees for Construction of Homewood Suites. (053)  
RECOMMENDATION: Removed from agenda.  
DISCUSSION: City Councilmembers provided comments to staff.

Police Department

5. SUBJECT: Police Department Fence Project - Public Safety Building. (061)  
RECOMMENDATION: Adopt Project Specification No. PD 06-24 at a cost of approximately \$127,000 for the Police Department Fence Project for the Public Safety Building located at 251 South C Street.
6. SUBJECT: First Amendment to Computer Aided Dispatch and Records Management System (CAD/RMS) Agreement for Maintenance Services. (069)  
RECOMMENDATION: Approve and authorize the Mayor to execute the First Amendment to Agreement for Maintenance Services for a one year extension to the agreement for hardware and software maintenance services for the CAD/RMS with Northrop Grumman Information Technology, Inc. (A-6696) in the amount of \$175,052.

Public Works Department

7. SUBJECT: Non-Scheduled (Emergency) Repairs to Storm Drains, Sewers and Appurtenances. (075)  
RECOMMENDATION: Approve Project Specification PW09-12 for non-scheduled (emergency) repairs to storm drains, sewers and appurtenances located throughout the City.

INFORMATION/CONSENT AGENDA ACTION: Approve as recommended with item I-4 removed from the agenda. (Pinkard/Herrera) Ayes: Herrera, Maulhardt, Pinkard, MacDonald, and Holden.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

K. INFORMATION/CONSENT PUBLIC HEARINGS

L. PUBLIC HEARINGS

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

City Manager Department

- 1. SUBJECT: Presentation and Adoption of the Fiscal Year (FY) 2009-2010 City, Community Development Commission (CDC), and Housing Authority Operating and Capital Improvement Budgets. (079)

RECOMMENDATION: (1) Conduct a public hearing on the FY 2009-2010 Operating and Capital Improvement Budgets for the City, CDC, Housing Authority; (2) At the conclusion of the public hearing, at the discretion of City Council, adopt: (a) **Resolution No. 13,725** approving the City Operating and Capital Improvement Budgets for FY 2009-2010; (b) **Resolution No. 13,726** authorizing full-time equivalent positions in the City effective July 1, 2009; (c) **Resolution No. 13,727** authorizing the Classification and Salary Schedule effective July 1, 2009; and (d) **Resolution No. 13,728** establishing FY 2009-2010 Financial Management Policies.

DISCUSSION: The Chief Financial Officer, Finance Budget Manager, and Financial Services Manager reviewed the proposed budget including projected property tax short-falls and budget-tightening measures.

Shirley Godwin questioned the placement of Measure O funds in the budget.

The City Council discussed: difficult future budgets, no employee layoffs, tightening of the municipal budget, impact from the State budget, City employees' efforts, Measure O options, and the efforts of budget reduction without reduction in services.

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

M. REPORT OF CITY MANAGER

The City Manager commented on: 1) the upcoming FEMA flood plain meetings; 2) Ed Hunt's Rehab Point Project annual picnic celebration, July 12; and 3) Oxnard's local PAL program hosting of a Statewide PAL Boxing event this weekend.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

COMMUNITY DEVELOPMENT AND HOUSING AUTHORITY

At 8:45 p.m., the concurrent meetings with the Community Development Commission and Housing Authority concluded.

O. REPORTS

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

City Manager Department

- 1. SUBJECT: Planning for Future Park Development. (175)  
RECOMMENDATION: Provide direction to staff regarding planning for future park development.

DISCUSSION: The General Services Manager reviewed possible options for five park sites (College Park, Campus Park, Sport Park, East Village Park, and Southwest Community Park) including possible park amenities, estimated construction costs and annual maintenance costs. The Recreation Superintendent reviewed recreation facility use (soccer use compared to baseball use).

At 9:15 p.m., Mayor Holden and Councilman MacDonald left the meeting due to possible conflicts of interest (Campus Park) and Mayor Pro Tem Herrera presided. At 9:29 p.m. Mayor Holden and Councilman MacDonald returned to the meeting and Mayor Holden presided.

At 9:38 p.m., Councilmember Maulhardt left the meeting due to a possible conflict of interest (East Village Park) and at 9:41 p.m., he returned to the meeting.

Shirley Godwin opposes Big League Dreams being at College Park.

Pat Brown, coordinate the recreation construction costs to reduce costs, using recreational backboards for art murals, and need for benches if a track is built at Campus Park.

Larry Godwin questioned the use of artificial soccer field at College Park and the estimated construction costs for drainage.

The City Council discussed: possible use of "Measure O" funding, review of public use of recreational facilities, use and coordination of school facilities, construction costs, examination of costs of other similar recreational facilities and future options including having alternative phases of park facilities.

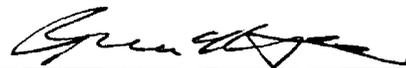
ACTION: The City Council provided comments and directions to staff.

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 10:29 p.m. the City Council concurred to adjourn the meeting.

  
DANIEL MARTINEZ  
City Clerk

  
DR. THOMAS E. HOLDEN  
Mayor

  
ANDRES HERRERA  
Mayor Pro Tem