

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
December 8, 2009

A. ROLL CALL/POSTING OF AGENDA

At 6:04 p.m. the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Andres Herrera, Irene Pinkard, and Bryan MacDonald were present. Councilmember Dean Maulhardt was absent. Staff members included: Karen Burnham, Assistant City Manager; Alan Holmberg, City Attorney; Grace Magistrale Hoffman, Deputy City Manager; and Jill Beaty, Assistant City Clerk. Mayor Holden presided and called the meeting to order.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

The City Council recessed to a closed session, pursuant to Government Code section 54956.9(a), to confer with its attorneys. The title and case number of the litigation being discussed is City of Oxnard v. Sakioka Farms, et al, Ventura Superior Court Case No. CIV237760.

The City Council also recessed to a closed session, pursuant to Government Code section 54956.9(a), to confer with its attorneys. The title and case number of the litigation being discussed is City of Oxnard v. California Coastal Commission, Los Angeles Superior Court Case No. BS122248, and Order Instituting Rulemaking to Consider Refinements to and Further Development of the Commission's Resources Adequacy Requirements Program, PUC Rulemaking No. 05-12-013.

At 7:00 p.m. the City Council reconvened to the evening session.

D. OPENING CEREMONIES

At 7:06 p.m. 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: Matthew Winegar, Development Services Director, and Ken Ortega, Public Works Director.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of the Challenger Super Bowl Champions.
DISCUSSION: Jeff Garcia, coach, PAL Vikings football team, thanked the PAL Board, coaches, Thousand Oaks and Port Hueneme Parks and Recreation, and the City Council, and encouraged other cities to participate.

2. SUBJECT: Presentation of Commendation to Kiara Nowlin for Winning the Gold Medal for the United States at the Trampoline and Tumbling World Age-Group Championships in Russia.

DISCUSSION: Accepted by Ms. Nowlin, who expressed pride at representing Oxnard.

3. SUBJECT: Guest from the North Pole.

DISCUSSION: Mr. and Mrs. Claus invited the public to upcoming events at Plaza Park and the Recreation office.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Janet Sederquist and Penny Boehm, Oxnard Convention and Visitors Bureau, encouraged participation in completing a survey and on upcoming events featuring the branding project.

Ed Ellis, opposes any development at gateway park at Ormond Beach.

Shaun Stanistreet, peace mural viewable on-line.

John Korsten, various property conservation issues.

Steve Fleischer, Christmas Tree Lane.

Marvin Cayou, opposes decisions that affect the ozone layer.

Edward Castillo, thanked various entities for assistance in making the Tamale Festival a success.

Sandy Gonzales, First Vice Chair, INCF, Spanish simulcast of City Council meetings.

Sandra A. Namchek, opposes budget cuts in children-family services.

Bert Perello, INCF donation to Food Share.

Pat Brown, opposes temporary hand-written signage on Oxnard Boulevard.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

I. INFORMATION/CONSENT AGENDA

Development Services Department

1. SUBJECT: Agreement with Lim & Nascimento Engineering Corp. (LAN) to Provide Construction Management Services for the Rice Avenue/Santa Clara Avenue Interchange Improvement Project at U.S. Highway 101 (the Project). (001)

RECOMMENDATION: Approve and authorize the Mayor to execute agreement with LAN (A-7235) in the amount of \$3,200,751 to provide construction management services for the Project.

Fire Department

- 2. SUBJECT: Purchase Order with L.N. Curtis and Sons, Inc. (003)
RECOMMENDATION: Approve and authorize the Mayor to: (1) Execute a purchase order with L.N. Curtis & Sons, Inc., in the amount of \$310,203 for the purpose of purchasing self contained breathing apparatus; and (2) Approve a special budget appropriation in the amount of \$60,203.

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

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

City Manager Department

- 1. SUBJECT: Executed Contracts. (015)
ACTION: Received and filed.

K. INFORMATION/CONSENT PUBLIC HEARINGS

L. PUBLIC HEARINGS

M. REPORT OF CITY MANAGER

The Assistant City Manager reported on 1) Library events for Chanukah, 2) Bone Builders participation in the Christmas Parade, 3) Santa float tours, and 4) Breakfast with Santa.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

O. REPORTS

City Manager Department

- 1. SUBJECT: Citywide Gang Prevention Efforts. (017)
RECOMMENDATION: Receive a report and provide direction to the City Manager on the City's gang prevention efforts.
ACTION: Continued.

Development Services Department

- 2. SUBJECT: Request to rename a portion of Piñata Drive to Gottfried Place (PZ No. 09-650-1). Filed by Oxnard Historic Farm Park Foundation. (041)
RECOMMENDATION: Adopt **Resolution No. 13,752** changing the street name of a portion of Piñata Drive (between Torero Drive and Cesar Chavez Drive) to Gottfried Place, and directing City staff (as specified in the proposed City Council resolution) to perform the actions necessary to implement the street name change.

DISCUSSION: The Development Services Director reported there are no homes on this strip and notice was provided to nearby residents, with no comments received.

ACTION: Approved (Herrera/Pinkard); Ayes: Holden, MacDonald, Pinkard, and Herrera.
Absent: Maulhardt.

Public Works Department

3. SUBJECT: Boulevard Rail Improvements and Transportation Enhancements (BRITE) Project and Application for American Recovery and Reinvestment Act of 2009 Transportation Investment Generating Economic Recovery (TIGER Discretionary Grants) Program. (047)

RECOMMENDATION: (1) Approve in concept the BRITE Project; (2) Receive and file the application submitted by the Capital Projects Management Division for the United States Department of Transportation's (DOT) TIGER Discretionary Grants Program; (3) Authorize the City Manager to execute the required application (including certifications, and other pertinent documents and agreements necessary to implement the grant) for the TIGER Discretionary Grants Program and submit it to the DOT; and (4) Authorize the City Manager or his designee to appropriate grant funds upon award of the grant.

DISCUSSION: The Public Works Director reported on this Program to improve and enhance railroad crossings, traffic flow, public safety, and various financing mechanisms, representing a merging of the TIGER grant and the Intelligent Transportation System Master Plan. He summarized the improvements at Rice and 5th, Rose and 5th, closure of Colonia Road at Oxnard Boulevard and opening at Camino del Sol, Vineyard and St. Mary's Drive, and Gonzales Road and Oxnard Boulevard.

Ken High, Nordman, Cormany, representing Ventura Pacific, the closure of Colonia will adversely affect his client's business.

Pat Brown, left turn pockets should be lengthened.

Harold Ceja, information should be presented at the Colonia Neighborhood Council meetings.

Arnulso Carbajal supports the project and recommends outreach to the Colonia businesses.

Bert Perello, questions on previous discussions for a flyover bridge. The Public Works Director confirmed that the flyover was an alternative suggestion if both Colonia and Cooper Roads were closed.

Nancy Pedersen, closure of Colonia would make trucking into Sunkist difficult.

The City Council discussed current safety concerns, buy-in from neighborhoods and businesses, and adding public parking in and around the closed street.

ACTION: Approved (Pinkard/Herrera); Ayes: Pinkard, Holden, Herrera, and MacDonald.
Absent: Maulhardt.

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSIONCity Manager Department

1. SUBJECT: Traffic Control at Thames River Drive and Forest Park Boulevard. (051)
RECOMMENDATION: Provide direction to the Traffic Engineer regarding the type of intersection control for Forest Park Boulevard at Thames River Drive.
DISCUSSION: The Public Works Director explained the intersection in RiverPark Specific Plan area, traffic volumes, safety at intersections and nearby schools, projection for traffic volumes at build out, and staff's recommendation for a flashing yellow beacon system.

Mark Krueger, Rio School District, requests an affirmative, controlled intersection to safely assist students.

Bert Perello, issues regarding school overcrowding and traffic safety issues should be provided to local neighborhoods.

The City Council members favor a temporary 4-way STOP sign and future SMART device as well as staffing the intersection with volunteer crossing guards at peak times.

ACTION: Move forward with the STOP signs but plan for funding a SMART traffic device at this intersection (Herrera/MacDonald), unanimous. Absent: Maulhardt.

S. PUBLIC COMMENTS ON STUDY SESSIONT. ADJOURNMENT

At 9:23 p.m. the City Council concurred to adjourn the meeting.


JILL A. BEATY
Assistant City Clerk


THOMAS E. HOLDEN
Mayor