

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
June 20, 2006

A. ROLL CALL/POSTING OF AGENDA

At 6:15 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Andres Herrera, Dean Maulhardt, John C. Zaragoza, and Timothy B. Flynn were present. The Assistant 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: Edmund Sotelo, City Manager; Grace Magistrale Hoffman, Deputy City Manager; Gary L. Gillig, City Attorney; and Jill A. Beaty, Assistant City Clerk.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

The City Council recessed to a closed session, pursuant to Government Code section 54957.6, to give instructions to its negotiators, Rachel Shaw, Human Resources Director and Dennis Scala, Management Analyst, regarding the salaries, salary schedules or compensation paid in the form of fringe benefits for employees represented by the Service Employees International Union (SEIU), Local 998, and other matters within the scope of representation.

The City Council also recessed to a closed session, pursuant to Government Code section 54957.6, to give instructions to its negotiators, Rachel Shaw, Human Resources Director and Dennis Scala, Management Analyst, regarding the salaries, salary schedules or compensation paid in the form of fringe benefits for employees represented by the Oxnard Public Safety Management Employees Association (OPSMEA), and other matters within the scope of representation.

D. OPENING CEREMONIES

At 7:08 p.m. the City Council reconvened, jointly with the Housing Authority. The meeting opened with the pledge of allegiance, followed by a moment of silence. Staff present included: John Crombach, Chief of Police.

E. CEREMONIAL CALENDAR

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Mel Allen, Sunny Acres Mobile Home Park, re park conditions.

William Dufraim re street conditions at C and Carty Street.

Robert Sumpter re potholes and overcrowding.

Mike Bush re memorial tree at Sierra Linda Park for Herbert Roseberg.

Edward Castillo re the need for regular updates to the General Plan.

Herb Smith re memorial plaque for Herbert Roseberg at Sierra Linda Park.

Larry Stein re suggestions to the General Plan re traffic circulation and infrastructure.

Trisha Munro re Neighborhood Council meetings with developers.

Sergio Martinez, Chair, West Village Neighborhood, re various improvements to neighborhood.

Pat Brown re ultralight vehicles at Ormond Beach.

Luciano Ortiz re Lowe's project.

Francisco Romero re youth and gang violence.

Bert Perello re the Planning Commission decision-making process.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

I. INFORMATION/CONSENT AGENDA

Development Services Department

1. SUBJECT: Final Map Nos. 5266-7 and -8 for the Seabridge Project, Filed by D. R. Horton. (001)
RECOMMENDATION: Adopt **Resolutions Nos. 13,127 and 13,128** approving Final Map Nos. 5266-7 and 5266-8 for the seventh and eighth phases of the Seabridge project, located on the west side of Victoria Avenue, between Wooley Road and Hemlock Street.

2. SUBJECT: Vacation of a Portion of a Seawall and Rip-Rap Maintenance Easement on Lot 72 of Tract No. 5196-05 (1560 Twin Tides Place). (017)
RECOMMENDATION: Adopt **Resolution No. 13,129**: (1) Vacating a portion of a seawall and rip-rap maintenance easement on Lot 72 of Tract No. 5196-05 located at 1560 Twin Tides Place; and (2) Authorizing the Mayor to sign a quitclaim deed to James J. Wilk and Barbara A. Wilk, Trustees under the Wilk Living Trust dated November 30, 1994, for vacation of a portion of a seawall and rip-rap maintenance easement on Lot 72 of Tract 5196-05 recorded as Document Number 2003-18167.

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3. SUBJECT: Reimbursement Resolution – Civic Center Phase II Project. (027)
RECOMMENDATION: Adopt **Resolution No. 13,130** declaring its intent to reimburse the City for capital expenditures related to the acquisition, construction, and improvement of an existing building located at 214 South “C” Street from proceeds of taxable or tax-exempt indebtedness.
4. SUBJECT: Special Tax Levy for Community Facilities District (CFD) No. 88-1 (Oxnard Town Center). (031)
RECOMMENDATION: Acting as the legislative body of CFD No. 88-1, adopt **Resolution No. 13,131** setting a special tax rate within CFD No. 88-1 (Oxnard Town Center) for Fiscal Year 2006-2007.
5. SUBJECT: Special Tax Levy for Community Facilities District No. 2000-3 {“CFD No. 2000-3”} (Oxnard Boulevard/Highway 101 Interchange). (035)
RECOMMENDATION: Acting as the legislative body of CFD No. 2000-3, adopt **Resolution No. 13,132** setting a special tax rate within CFD No. 2000-3 (Oxnard Boulevard/ Highway 101 Interchange) for Fiscal Year 2006-2007.
6. SUBJECT: Special Tax Levy for Community Facilities District (CFD) No. 5 (RiverPark). (041)
RECOMMENDATION: Acting as the legislative body of CFD No. 5, adopt **Resolution No. 13,133** setting a special tax rate within CFD No. 5 (RiverPark) for Fiscal Year 2006-2007.
7. SUBJECT: Special Tax Levy for Community Facilities Districts (CFD) No. 1 and No. 2 (Westport at Mandalay Bay). (049)
RECOMMENDATION: Acting as the legislative body of CFD No. 1 and No. 2: (1) Adopt **Resolution No. 13,134** setting a special tax rate within CFD No. 1 (Westport at Mandalay Bay) for FY 2006-2007; and (2) Adopt a resolution setting a special tax rate within CFD No. 2 (Westport at Mandalay Bay) for Fiscal Year 2006-2007.
8. SUBJECT: Special Tax Levy for Community Facilities Districts (CFD) No. 3 and No. 4 (Seabridge at Mandalay Bay). (071)
RECOMMENDATION: Acting as the legislative body of CFD No. 3 and No. 4: (1) Adopt **Resolution No. 13,135** setting a special tax rate within CFD No. 3 (Seabridge at Mandalay Bay) for Fiscal Year (FY) 2006-2007; and (2) Adopt a resolution setting a special tax rate within CFD No. 4 (Seabridge at Mandalay Bay) for FY 2006-2007.

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Housing Department

- 9. **SUBJECT:** Reimbursement Agreement (Agreement) between Las Cortes, Inc. (Las Cortes), the City of Oxnard (City), and the City of Oxnard Housing Authority (OHA). (087)

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute a Reimbursement Agreement (**A-6701**) with Las Cortes and the OHA for the reimbursement of staff salaries, cost of supplies, and the use of facilities.

Library Department

- 10. **SUBJECT:** Acceptance of the Bill and Melinda Gates Foundation Grant. (093)
RECOMMENDATION: Approve the appropriation of funds in the amount of \$49,500 from the Bill and Melinda Gates Foundation Public Access Computer Hardware Upgrade Grant to the Library Department's grant funds for replacement of hardware and software for the Oxnard Public Library's public access computers.

INFORMATION/CONSENT AGENDA ACTION: Approved (Herrera/Zaragoza). Ayes: Holden, Herrera, Maulhardt, Zaragoza, and Flynn.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

K. INFORMATION/CONSENT PUBLIC HEARINGS

HOUSING AUTHORITY

At 8:14 p.m. the joint meeting with the Housing Authority concluded.

L. PUBLIC HEARINGS

Development Services Department

- 1. **SUBJECT:** Planning and Zoning Permit Nos. 05-620-4 (General Plan Amendment), 05-630-2 (Specific Plan Amendment to the Northeast Community Specific Plan), 05-570-2 (Zone Change), 05-300-23 (Tentative Subdivision Map for Tract No. 5654), and 06-670-1 (Development Agreement), and Appeal of the Certification and Adoption of Findings and Overriding Considerations for Final Supplemental Environmental Impact Report (SEIR) 05-02, Filed by Centex Homes. (097)

RECOMMENDATION: Remove from agenda.

AGENDA: The City Council concurred to remove this item from the agenda.

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F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The City Council concurred to reopen Public Comments on Items Not on the Agenda.

The following speakers spoke in opposition to the proposed development project at Gonzalez and Oxnard Boulevard: Richard Dilwith, William Dufrain, Alisa Byrne, David Diaz, Karen Martia, Jose Martinez, Daniel Harvey, Norma Gutierrez, Lawrence Baez, Larry Stein, Martin Jones, Armando Chavez, Trisha Munro, Edward Castillo, Luciano Ortiz, Jean Joneson, Bernadette Ostrowski, Bert Perello, and Steven George.

Barbara Dubkin and Nancy Pederson re actions of Planning Commission members.

Beatriz Herrera questioned the relationship between the City and developers.

M. REPORT OF CITY MANAGER

The Chief of Police commented on public safety issues concerning a recent incident within the gang injunction area. The City Manager reported that Judith Galvan and Iliana Sanchez, of City Corps, are participating in the 4th Annual Summer Institute on Women in Politics at the California Center for Civic Participation and Youth Development in Sacramento.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

O. REPORTS

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 9:15 p.m. the City Council concurred to adjourn the meeting.

JILL A. BEATY
Assistant City Clerk

THOMAS E. HOLDEN
Mayor

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OXNARD COMMUNITY DEVELOPMENT COMMISSION

Regular Meeting

June 13, 2006

A. ROLL CALL/POSTING OF AGENDA

At 8:31 p.m., the regular meeting of the Oxnard Community Development Commission convened in the Council Chambers, concurrently with the City Council and Housing Authority. Commissioners Thomas E. Holden, Andres Herrera, Dean Maulhardt, John C. Zaragoza, and Timothy B. Flynn were present. The Secretary Designate stated that the agenda was posted on Thursday in the Library and City Clerk's Office. Chairman Holden presided and called the meeting to order. Staff members present were: Daniel Martinez, Secretary Designate; Edmund F. Sotelo, Executive Director; Karen Burnham, Assistant Executive Director; Gary L. Gillig, General Counsel; and Brian Pendleton, Redevelopment Services Manager.

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.

E. CEREMONIAL CALENDAR

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

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 Community Development Commission for February 7, 14, March 7, 14, 21, 28, April 4, 11, 18, 25, May 2, 9, and 16, 2006; Minutes of the Special Meeting of Community Development Commission for May 16, 2006.
RECOMMENDATION: Approve.

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5. **SUBJECT:** Hacienda Guadalupe Affordable Housing Agreement and Marketing Plan. (037)
RECOMMENDATION: That the Community Development Commission approve and authorize the Chairman to execute an agreement (**A-6698**) providing for forms of resale restriction agreements and a marketing plan to be used in connection with the sale by CEDC of affordable units in the Hacienda Guadalupe project, located southeast of the intersection of Seventh Street and Meta Streets.

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

J. TRANSMITTAL OF INFORMATION ONLY ITEMSK. INFORMATION/CONSENT PUBLIC HEARINGSL. PUBLIC HEARINGSM. REPORT OF SECRETARYN. COMMUNITY DEVELOPMENT COMMISSION BUSINESS/COMMITTEE REPORTSCity Clerk's Office

1. **SUBJECT:** Rules of Procedures for the Conduct of Meetings. (101)
RECOMMENDATION: Adopt **Resolution No. 110** establishing revised rules of procedure for the conduct of meetings (changing time for public hearings and identification requirements for speakers) and repeal resolutions currently in effect.
ACTION: Approval as recommended. (Holden/Flynn) Ayes: Zaragoza, Flynn, Holden, Herrera and Maulhardt.

HOUSING AUTHORITY

At 10:06 p.m. the joint meeting with the Housing Authority concluded.

O. PUBLIC COMMENTS ON REPORTSP. REPORTSCommunity Development Department

2. **SUBJECT:** Midyear Budget Request for the Community Development Commission. (133)
RECOMMENDATION: (1) Approve the appropriation of \$35,000 from the Southwinds Project Area fund balance for payment to the Oxnard Union High School District Adult Education Campus; (2) Approve the appropriation of \$819,746 to the County of Ventura for remittance to the State Education Revenue Augmentation Fund, from the fund balances of the following Project Areas: Historic Enhancement Revitalization of Oxnard \$500,000, Ormond Beach \$200,000 and Southwinds \$119,746; and (3) Approve the appropriation of \$105,000 from the Southwinds Project Area fund balance for tax increment payments to the County of Ventura as required by the 1989 County of Ventura vs. Oxnard Redevelopment Agency Settlement Agreement.

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DISCUSSION: William Terry requested balance information regarding Southwinds Project Area.

The Redevelopment Services Manager explained changes were due to the State budget.

ACTION: Approved as recommended (Herrera/Zaragoza) Ayes: Holden, Herrera, Maulhardt, Zaragoza, and Flynn.

Q. APPOINTMENT ITEMS

R. PUBLIC COMMENTS ON STUDY SESSION

CITY COUNCIL

At 10:08 p.m. the concurrent meeting with the City Council concluded.

S. STUDY SESSION

T. ADJOURNMENT

At 10:08 p.m., the Community Development Commission concurred to adjourn the meeting.

DANIEL MARTINEZ
Secretary Designate

DR. THOMAS E HOLDEN
Chairman

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MINUTES
OXNARD COMMUNITY DEVELOPMENT COMMISSION
Regular Meeting
June 20, 2006

Because there were no items requiring consideration on this date, there was no regular meeting.

JILL A. BEATY
Secretary Designate

THOMAS E. HOLDEN
Chairman

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MINUTES
OXNARD HOUSING AUTHORITY
Regular Meeting
June 20, 2006

A. ROLL CALL/POSTING OF AGENDA

At 7:08 p.m., the regular meeting of the Oxnard Housing Authority convened in the Council Chambers concurrently with the City Council. Commissioners Thomas E. Holden, Andres Herrera, Carlos Soria, Gaudencio Digos, Dean Maulhardt, John C. Zaragoza, and Timothy B. Flynn were present. The Secretary Designate stated that the agenda was posted on Thursday in the Library and City Clerk's Office. Staff members present were: Ed Sotelo, Executive Secretary; Grace Magistrale Hoffman, Deputy Assistant Executive Secretary; Gary L. Gillig, General Counsel; and Jill A. Beaty, Assistant Secretary Designate. Chairman 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, followed by a moment of silence.

E. CEREMONIAL CALENDAR

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

I. INFORMATION/CONSENT AGENDA

Housing Department

9. SUBJECT: Reimbursement Agreement (Agreement) between Las Cortes, Inc. (Las Cortes), the City of Oxnard (City), and the City of Oxnard Housing Authority (OHA). (087)

RECOMMENDATION: That the Oxnard Housing Authority Board of Commissioners approve and authorize the Chairman to execute a Reimbursement Agreement with Las Cortes, and the City for the reimbursement of staff salaries, cost of supplies, and the use of facilities.

INFORMATION/CONSENT AGENDA: Approved as recommended (Soria/Digos).
Ayes: Digos, Flynn, Herrera, Holden, Maulhardt, Soria, and Zaragoza.

- J. TRANSMITTAL OF INFORMATION ONLY ITEMS
- K. INFORMATION/CONSENT PUBLIC HEARINGS
- L. PUBLIC HEARINGS
- M. REPORT OF SECRETARY
- N. HOUSING AUTHORITY BUSINESS/COMMITTEE REPORTS

CITY COUNCIL

At 8:14 p.m. the concurrent meeting with the City Council concluded.

- O. REPORTS
- P. PUBLIC COMMENTS ON REPORTS
- Q. APPOINTMENT ITEMS
- R. STUDY SESSION
- S. PUBLIC COMMENTS ON STUDY SESSION
- T. ADJOURNMENT

At 8:14 p.m. the Housing Authority concurred to adjourn the meeting.

JILL A. BEATY
Secretary Designate

THOMAS E. HOLDEN
Chairman