

DRAFT

AGENDA ITEM NO. I-1

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
October 17, 2006

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, John C. Zaragoza, 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. Staff members present were: Daniel Martinez, City Clerk; Edmund Sotelo, City Manager; Grace Magistrale Hoffman, Deputy City Manager; and Gary L. Gillig, City Attorney.

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 title and case number of the litigation being discussed is Molina v. Oxnard, United States District Court, Case No. CV 00-02291 CAS (Six).

The City Council also recessed to a closed session, pursuant to Government Code section 54956.8, to give instructions to its negotiator, the City Manager, Edmund Sotelo, regarding the price and terms of payment for the potential sale by the City of (a) 4.53 acres of land located immediately east of the River Ridge Golf Club and west of Ventura Road, commonly referred to as River Ridge Fields, to Casden Properties, LLC (Casden) and (b) 9.54 acres of land located east of the River Ridge Golf Club, west of Ventura Road and south of the Santa Clara River to Casden.

At 7:07 p.m. the City Council adjourned to the evening meeting.

D. OPENING CEREMONIES

At 7:07 p.m. the City Council reconvened, concurrently with the Community Development Commission. The meeting opened with the pledge of allegiance, to the flag of the United States, led by students from Our Lady of Guadalupe School, followed by a moment of silence. Staff present included: Richard Arias, Recreation Supervisor; Sue Martin, Planning and Environmental Services Manager; and Jill A. Beaty, Assistant City Clerk.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Commendation to Our Lady of Guadalupe School on the Occasion of its 100th Anniversary.
ACTION: Accepted by students at Guadalupe Elementary School.

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- 3. SUBJECT: Presentation of a Proclamation Designating the Month of October, 2006, as "Magic Month."
- 2. SUBJECT: Presentation of a Joint Proclamation Designating the Month of October, 2006, as "Breast Cancer Awareness Month" and the Month of November, 2006 as "End Domestic Violence Month."
ACTION: Accepted by Debbie Bills, Soroptimist International.
- 4. SUBJECT: Presentation of Commendations to the Volunteers of the 2006 Dallas Cowboys Summer Training Camp.
ACTION: Presented by Richard Arias, Recreation Supervisor, and Tom Cady.
- 5. SUBJECT: Presentation of **Resolution No. 13,163** to Lee Wilcox for 28 Years of Service with the City of Oxnard. (001)
ACTION: Accepted by Lee Wilcox.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

- Margaret Heath, Santa Clara High School Carnival Oct. 22
- Ernest Stein, Relay for Life and PAL
- Steve Yue re various issues
- Patty Ortiz, development at Oxnard Boulevard and Gonzales Road
- Mary Sumpter, Lydia Kaplan, and Robert Sumpter, campaign issues
- Marty De Los Cobos, bond measure funds needed at CSUCI
- Bert Perello, upcoming candidate forums
- John Korsten, property lien
- Daniel Harvey, Oxnard School District bond measure
- Lawrence Stein, status of repairs at Rainbow House
- Martin Jones, Grand Jury report
- Nancy Pederson, Shirley Godwin and Larry Godwin, LNG rally and hot gas
- Michael Tellez, parking issues

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

- William Terry, I-7 SCAT transportation south of Rice Road
- Bert Perello, I-3 re reduction of fees and notification to neighbors

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I. INFORMATION/CONSENT AGENDA

City Clerk's Office

1. SUBJECT: Minutes of the Regular Meetings of City Council for September 12, 19, 26 and October 3, 2006 (003)
RECOMMENDATION: Approve.

Development Services Department

3. SUBJECT: **Ordinance No. 2724**, Amending Section 16-440(E) of Chapter 16 of the City Code to Allow State Licensed Large Family Day Care Homes to be at Least 100 Feet Away From All Other Large Family Day Care Homes. (037)
RECOMMENDATION: Second reading and adoption.
4. SUBJECT: Planning and Zoning Permit No. 06-300-2 (Final Map for Phases 1 and 2 of Tract No. 5643), Filed by RiverPark Legacy, LLC. (039)
RECOMMENDATION: Adopt **Resolution No. 13,164** approving Planning and Zoning Permit No. 06-300-2 (Final Map) for Phases 1 and 2 of Tract No. 5643, located within the RiverPark Specific Plan area.

Public Works Department

5. SUBJECT: Eighth Amendment to Agreement with Overland, Pacific, and Cutler Inc. for Rice Avenue/Santa Clara Avenue Interchange Improvements on Highway 101. (049)
RECOMMENDATION: Approve and authorize the Mayor to execute the Eighth Amendment to the agreement with Overland, Pacific, and Cutler Inc. to increase the amount by \$94,689.42 for a total of \$1,292,987.42 for right of way acquisition and relocation services for the Rice Avenue/Santa Clara Avenue interchange improvements on U.S. Highway 101 (**1438-02-PW**).
6. SUBJECT: Resolution to Jerry Warrick. (055)
RECOMMENDATION: Adopt **Resolution No. 13,165** commending Jerry Warrick for 25 years of outstanding service to the City of Oxnard.
7. SUBJECT: Transportation Development Act (TDA) Local Transportation Fund (LTF) Allocations for Fiscal Year (FY) 2006/07. (057)
RECOMMENDATION: (1) Adopt **Resolution No. 13,166** approving the submittal of a claim with the Ventura County Transportation Commission for allocation of TDA funds as follows: South Coast Area Transit to receive \$3,887,785 of the City's Article 4 LTF allocation for FY 2006/07 to support and develop the public transportation system in Ventura County. The City's transit services program to receive \$500,000 of Article 8c LTF funding for its operations. Ventura Intercity Transit Authority (VISTA) to receive \$90,807 (\$46,883 for the VISTA Highway 101 corridor service, and \$43,924 for the VISTA Conejo Connection service) of the City's Article 4 LTF allocation for FY 2006/07. The Rice Avenue/ Highway 101

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Interchange to receive \$500,000. Use of \$2,507,263 from the City's LTF balance to be utilized for streets and roads purposes (Article 8a); and (2) Approve a special budget appropriation in the amount of \$907,263 to increase the funding in the Street Maintenance Project to \$2,507,263 to reconcile the TDA revenues with the budget.

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

- J. TRANSMITTAL OF INFORMATION ONLY ITEMS
- K. INFORMATION/CONSENT PUBLIC HEARINGS
- L. PUBLIC HEARINGS

Development Services Department

1. SUBJECT: PZ 05-300-21 (Tentative Subdivision Map for Tract No. 5669) and 06-580-1 (Zone Text Amendment).
RECOMMENDATION: Continue to November 14, 2006.
ACTION: Unanimously approved (Holden/Herrera).

Mayor Holden opened the public hearing.

The Assistant City Clerk reported on publication and that Martha Zubiata submitted a letter in support of the dispensary.

2. SUBJECT: An Urgency Ordinance Extending the Interim Prohibition on Medical Marijuana Dispensaries in the City. (065)
RECOMMENDATION: By at least a 4/5 vote, approve urgency **Ordinance No.2725** extending Ordinance No. 2706 prohibiting medical marijuana dispensaries in Oxnard pending review and study of the issue by staff.

Paul Jacobs requested an end to the moratorium

ACTION: Motion to close the Public hearing (Holden/Maulhardt). Approved unanimously.

The City Council discussed federal law and County inaction. The City Attorney reported that the City Council can either accept these uses as legitimate and direct staff to find zones where they can be located or expressly forbidding the dispensaries. The current Code does not address this use.

ACTION: Approved (Zaragoza/Holden); Ayes: Flynn, Herrera, Holden, Maulhardt, and Zaragoza. Motion approved to direct staff to vigorously pursue with the County its intentions to act upon this issue and return to City Council within six months with a recommendation. (Maulhardt/Herrera); Ayes: Herrera, Holden, Maulhardt, Zaragoza, and Flynn.

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- M. REPORT OF CITY MANAGER
- N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS
COMMUNITY DEVELOPMENT COMMISSION

At 9:10 p.m. the concurrent meeting with the Community Development Commission concluded.

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

At 9:10 p.m. the City Council concurred to adjourn.

DANIEL MARTINEZ
City Clerk

THOMAS E. HOLDEN
Mayor

JILL A. BEATY
Assistant City Clerk

MINUTES

OXNARD CITY COUNCIL
Regular Meeting
October 24, 2006

DRAFT

A. ROLL CALL/POSTING OF AGENDA

At 7:02 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers concurrently with the Community Development Commission and Housing Authority. Councilmembers Thomas E. Holden, Andres Herrera, Dean Maulhardt, John C. Zaragoza, 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. Staff members present were: Daniel Martinez, City Clerk; Edmund Sotelo, City Manager; Karen Burnham, Assistant City Manager; Gary L. Gillig, City Attorney; and Michael Henderson, Parks and Facilities Superintendent.

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

Ventura Fernandez, transparent government.
John Korsten, property lien.
Mary Sumpter, support of Robert Sumpter.
Phil Molina, political comments

At 7:23 p.m., Mayor Holden left the meeting, and Mayor Pro Tem Herrera presided.

Martin Jones, grand jury.

RECESS

At 7:30 p.m., the City Council recessed and at 7:32 p.m., the City Council reconvened.

Dennis Ralph, comments at Inter-Neighbor Council Forum comments.
Ed Ellis, sports park.
Pat Brown, noise of LNG.
Larry Godwin, public records request.

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- Patty Ortiz, beach accident.
- Lucio Ortiz, sport park.
- Bert Perello, candidate forum and Wagon Wheel area development.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

- Karen Flock, support of housing bond (I-5).
- Larry Stein, records retention schedule (I-2).
- Bert Perello, bio-solid agreement (I-6)

I. INFORMATION/CONSENT AGENDA

City Clerk's Office

- 2. SUBJECT: Amendment of Retention Schedule. (015)
RECOMMENDATION: That the City Council adopt **Resolution No. 13,167** amending the retention and destruction schedule for City records.

City Treasurer's Office

- 3. SUBJECT: Quarterly Investment Report for First Quarter Fiscal Year (FY) 2006-2007. (023)
RECOMMENDATION: Accept the quarterly Investment Report for the First Quarter FY 2006-2007.

Development Services Department

- 4. SUBJECT: Final Map for Tract No. 5436 for the Casas de La Playa Project, Filed by Sienna Oxnard Shores. (029)
RECOMMENDATION: Adopt **Resolution No. 13,168** approving Final Map for Tract No. 5436 for the Casas de La Playa Project, located at Seahorse Way and Harbor Boulevard.

Housing Department

- 5. SUBJECT: Endorsement of Proposition 1C, the Housing and Emergency Trust Fund Act of 2006. (037)
RECOMMENDATION: Endorse the passage of Proposition 1C, the Housing and Emergency Shelter Trust Fund Act of 2006.

Public Works Department

- 6. SUBJECT: Agreement For Hauling and Beneficial Reuse and Disposal of Biosolid Materials Between the City of Oxnard and San Joaquin Composting, Incorporated. (039)
RECOMMENDATION: (1) Approve and authorize the Mayor to execute an Agreement For Hauling and Beneficial Reuse and Disposal of Biosolid Materials Between the City of Oxnard and San Joaquin Composting, Incorporated; and (2) Approve the appropriations to increase revenue in the amount of \$320,000 to the Wastewater Treatment Fund for operating service charges and to increase appropriations in the amount of \$320,000 for biosolid material service.

- 7. SUBJECT: PW06-27 Downtown Street Tree and Sidewalk Replacement Project. (043)
RECOMMENDATION: Approve plans and specifications for PW06-27 (The Downtown Street Tree and Sidewalk Replacement Project) for pavement resurfacing, sidewalk, curb and gutter repair throughout the Downtown area.

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

COMMUNITY DEVELOPMENT COMMISSION/HOUSING AUTHORITY

At 7:43 p.m. the joint meetings with the Community Development Commission and Housing Authority concluded.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

K. INFORMATION/CONSENT PUBLIC HEARINGS

Development Services Department

- 1. SUBJECT: Planning and Zoning Permit Nos. 06-500-3 (Special Use Permit) and 06-300-7 (Tentative Subdivision Map for Tract No. 5691 for Condominium Purposes), Filed by Shawn Anderson. (045)
RECOMMENDATION: (1) Adopt a resolution upholding the Planning Commission's approval of Planning and Zoning Permit No. 06-500-3 (special use permit), subject to the conditions set forth in Planning Commission Resolution No. 2006-50 for the partition of eight condominium workspaces on property located at 2231 – 2247 Statham Boulevard; and (2) Adopt a resolution approving Tentative Subdivision Map for Tract No. 5691 for condominium purposes (Planning and Zoning Permit No. 06-300-7), subject to the conditions set forth in Planning Commission Resolution No. 2006-51.
ACTION: The City Council concurred to continue this item.

L. PUBLIC HEARINGS

M. REPORT OF CITY MANAGER

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

Housing Department

- 1. SUBJECT: Formation of Homeless Plan Working Group. (067)
RECOMMENDATION: (1) Form a Homeless Plan Working Group to guide the development of a 10-year plan to end chronic homelessness; and (2) That the Mayor, with the approval of City Council, appoint eleven persons to the Homeless Plan Working Group.
ACTION: The City Council concurred to continue this item.

Public Works Department

- 2. SUBJECT: Establish an Official Victim Impact Statement Reply to the Ventura County Probation Agency Detailing the Damage Graffiti Causes the City. (071)

RECOMMENDATION: (1) Approve the official Victim Impact Statement; and (2) Designate Cyndi Hookstra, Graffiti Task Force Administrator, as the person authorized to submit the statement to the Ventura County Probation Agency as part of the City's graffiti restitution recovery program.

DISCUSSION: The Parks and Facilities Superintendent commented on the impacts of graffiti program.

Pat Brown supported the graffiti removal program.

ACTION: Moved to approve as recommended: (Maulhardt/Zaragoza) Ayes: Zaragoza, Flynn, Herrera and Maulhardt. Absent: Holden.

O. REPORTS

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 8:23 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

DR. THOMAS E. HOLDEN
Mayor

ANDRES HERRERA
Mayor Pro Tem

MINUTES

OXNARD CITY COUNCIL
Regular Meeting
November 14, 2006

DRAFT

A. ROLL CALL/POSTING OF AGENDA

At 5:31 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 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; and Edmund Sotelo, City Manager.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 5:33 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 were Molina v. Oxnard, United States District Court Case No. CV 00-02291 CAS (SHx), In re the Claim of Ronnie Bassett and Tammy Krieger, City Claim No. 2006-0181 and City of Oxnard v. Republic Services, Inc., Sacramento County Superior Court Case No. 05AS03411.

At 6:57 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 7:07 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers. The meeting opened with the pledge of allegiance to the flag of the United States, followed by a moment of silence for Jehan (Jan) Parker, Library Aide I, and Linda Laubacher, Library Aide II. Mayor Holden presided. Additional staff members present were: James Rupp, Assistant City Attorney; Sofia Balderrama, Project Manager; Norma Owens, Grants Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Proclamation Designating November 15, 2006, as "Oxnard Recycles Day".
DISCUSSION: Trish Honigsberg, Recycling Specialist, thanked the City Council for the recognition.
2. SUBJECT: Presentation of a Proclamation Designating the Week of November 12 – 18, 2006, as "Gem and Mineral Week."
DISCUSSION: Donna Knepton invited the public to a local gem exhibit.

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3. SUBJECT: Presentation of Employee of the Quarter.
DISCUSSION: John Crombach, Police Chief, recognized the work of Denise Shadinger who thanked the City Council for the recognition.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Armando Vazquez, policy of youth intervention.
 Ed Ellis, public newspaper notice.
 Larry Stein, requested financial information.
 Mike Barber and Jean Garcia, Nyeland Acres graffiti and Santa Claus toy give-a-way.
 Steve Yue, traffic and sports park.
 Vince Behrens, Christmas lighting and other downtown activities.
 John Korsten, tax lien.
 Martin Jones, League of Women Forums and Brown Act court case.
 Walter Ontiveros, curb-cuts.
 Steve Fleischer, invited the public to Christmas Lane on "F" Street.
 Ormond Beach: Nancy Pederson, Shirley Godwin, and Larry Godwin.
 Pat Brown, community development.

The City Council requested a report regarding Ormond Beach.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

William Terry, installation of antennas (I-2, I-3) in the community.

I. INFORMATION/CONSENT AGENDA

City Attorney's Office

1. SUBJECT: Adoption of an Uncodified Ordinance Creating an Appeals Process for a Property Owner to Contest a Finding that a Rental Unit is Unsafe and Making Findings in Accordance with Health and Safety Code Sections 17975 et seq. (001)
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of an uncodified **Ordinance No. 2726** creating an appeals process pursuant to the provisions of Health and Safety Code sections 17975 et seq.; and (2) Adopt **Resolution No. 13,169** setting forth an amount sufficient for utility service deposits.

City Manager's Office

2. SUBJECT: Lease Agreement Between the City of Oxnard and Royal Street Communications, LLC for Wireless Communications Equipment at 350 South "K" Street. (007)
RECOMMENDATION: Approve and authorize the Mayor to execute a Lease Agreement (**A-6743**) for the placement of wireless communications equipment on the rooftop of the premises located at 350 South "K" Street, Oxnard, California.

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3. SUBJECT: Lease Agreement Between the City of Oxnard and Royal Street Communications, LLC for Wireless Communications Equipment at Beck Park. (009)
RECOMMENDATION: Approve and authorize the Mayor to execute a Lease Agreement (A-6742) for the placement of wireless communications equipment in the premises of Beck Park located at 600 Kamala Street, Oxnard, California.

Development Services Department

4. SUBJECT: Planning and Zoning Permit No. 05-300-19 (Final Map for Tract No. 5620), Filed by Oxnard Maritime. (011)
RECOMMENDATION: Adopt **Resolution No. 13,170** approving Planning and Zoning Permit No. 05-300-19 (Final Map for Tract No. 5620) for property located at 1601 Ives Avenue, between Fiske Place and Ives Avenue along Statham Boulevard.

Housing Department

5. SUBJECT: Memorandum of Understanding (MOU) with the City of San Buenaventura and the Society of St. Vincent de Paul for Operations of a Winter Warming Shelter. (021)
RECOMMENDATION: Approve and authorize the City Manager to enter into an MOU (A-6793) for Emergency Winter Warming Shelter Operations with the City of San Buenaventura and the Society of St. Vincent de Paul.

Public Works Department

6. SUBJECT: Rose Avenue and La Puerta Avenue. (025)
RECOMMENDATION: Approve the appropriation of funds in the amount of \$40,000 from the Circulation System Fund balance to Rose Avenue and La Puerta Avenue Median Modification.
7. SUBJECT: Approve Special Budget Appropriation and Transfer Developer Contributions to the Oxnard Boulevard Interchange Improvement Project on Highway 101 and Highway 1. (029)
RECOMMENDATION: Approve the appropriation of funds in the amount of \$57,237 from the Storm Drain Master Plan Reimbursements to Oxnard Boulevard/Highway 101 Interchange for payment of construction costs for the interchange.
8. SUBJECT: Agreement with Washington Group International, Inc. for the Rice Avenue/Santa Clara Avenue Interchange Improvement Project on Highway 101. (031)
RECOMMENDATION: Approve and authorize the Mayor to execute the agreement with Washington Group International, Inc. (A-6738) in the amount of \$306,772 for the Rice Avenue/Santa Clara Avenue interchange improvement project on Highway 101.
9. SUBJECT: Traffic Signal Modifications at the Intersection of C Street and Channel Islands Boulevard. (033)
RECOMMENDATION: (1) Adopt Project Specification No. PW07-12 for traffic signal modifications at the intersection of C Street and Channel Islands Boulevard; and (2) Approve the appropriation of funds in the amount of \$72,568 from the Circulation System Improvement Fund.

10. SUBJECT: Fourth Amendment to Agreement with Parsons Transportation Group, Inc. for Highway 101/Del Norte Boulevard Interchange Project. (037)
RECOMMENDATION: Approve and authorize the Mayor to execute the Fourth Amendment to the agreement with Parsons Transportation Group, Inc. (3288-04-PW) to increase the amount by \$10,000 for a total of \$710,000 for the modification of the design to meet the Americans with Disabilities Act requirements for the Highway 101/Del Norte Boulevard Interchange.

Recreation and Community Services Department

11. SUBJECT: Community Development Block Grant (CDBG) Youth Enrichment Program Subrecipient Agreements for Fiscal Year 2006-07. (045)
RECOMMENDATION: Remove from agenda for discussion.

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

O. REPORTS

Recreation and Community Services Department

1. SUBJECT: Community Development Block Grant (CDBG) Youth Enrichment Program Subrecipient Agreements for Fiscal Year 2006-07. (045)
RECOMMENDATION: (1) Approve the allocation of \$68,597 in CDBG Youth Enrichment Program funds to three non-profit community based organizations: Camp Fire USA (A-6790 for \$15,000), City Impact, Inc., (A-6791 for \$15,000), and Food Share, Inc., (A-6792 for \$38,597); and (2) Authorize the City Manager to execute CDBG subrecipient agreements requiring such groups to provide enrichment programs that target at-risk youth from very low and low-moderate income families.
DISCUSSION: The City Council discussed the concept of the program and need to re-visit the funding policy.

The Project Manager reviewed the allocations of CDBG funds for youth programs. The Grants Manager commented on the approved action plan.

The following person spoken in supported of Café on "A" youth program: Veto Rodriguez, Julie Medina, Felipe Flores, and Carmen Rodriguez.

ACTION: Moved to continue this item (Herrera/Holden). Approved unanimously

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

K. INFORMATION/CONSENT PUBLIC HEARINGS

Mayor Holden declared the public hearing open. Councilmember Maulhardt left the meeting due to possible conflict of interest. The City Clerk reported on posting, publication and that there were no written communications received.

Development Services Department

1. SUBJECT: Planning and Zoning Permit Nos. 06-500-3 (Special Use Permit) and 06-300-7 (Tentative Subdivision Map for Tract No. 5691 for Condominium Purposes), Filed by Shawn Anderson. (047)
RECOMMENDATION: (1) Adopt **Resolution No. 13,171** upholding the Planning Commission's approval of Planning and Zoning Permit No. 06-500-3 (special use permit), subject to the conditions set forth in Planning Commission Resolution No. 2006-50 for the partition of eight condominium workspaces on property located at 2231 – 2247 Statham Boulevard; and (2) Adopt **Resolution No. 13,172** approving Tentative Subdivision Map for Tract No. 5691 for condominium purposes (Planning and Zoning Permit No. 06-300-7), subject to the conditions set forth in Planning Commission Resolution No. 2006-51.
ACTION: Closed the public hearing (Herrera/Holden). Approved unanimously. Approved as recommended (Herrera/Holden). Ayes: Zaragoza, Flynn, Holden, and Herrera. Absent: Maulhardt.

Mayor Holden declared the public hearing open. Councilmember Maulhardt returned to the meeting and Councilman Flynn left the meeting due to possible conflict of interest. The City Clerk reported on posting, publication and that there were no written communications received.

Housing Department

2. SUBJECT: Second Issuance of Multifamily Revenue Bonds-Sycamore Senior Village. (069)
RECOMMENDATION: Adopt **Resolution No. 13,173** approving issuance, pursuant to the Tax Equity and Financial Responsibility Act of 1982, by the California Statewide Communities Development Authority of \$29 million of multifamily revenue bonds to assist in the acquisition, construction, and development of a 229 unit multifamily, senior rental housing project located at 333 North F Street, by Sycamore Senior Apartments, L.P. (Developer).
DISCUSSION: Steve Fleischer supported the project.
ACTION: Closed the public hearing (Holden/Zaragoza). Approved unanimously. Approved as recommended (Holden/Herrera). Ayes: Holden, Herrera, Maulhardt, and Zaragoza. Absent: Flynn.

Mayor Holden declared the public hearing open. Councilman Flynn returned to the meeting. The City Clerk reported on publication and that there were no written communications received.

Police Department

3. SUBJECT: Supplemental Law Enforcement Services Fund. (077)

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RECOMMENDATION: Approve the appropriation of State Supplemental Law Enforcement Services Funds in the amount of \$369,791 to the Police Department for partial funding of police positions and for upgrades for the department's computer systems.

ACTION: Close the public hearing (Herrera/Zaragoza). Approved unanimously. Approval as recommended (Herrera/Maulhardt). Ayes: Holden, Herrera, Maulhardt, Zaragoza, and Flynn.

L. PUBLIC HEARINGS

Mayor Holden opened the public hearing. Councilmember Maulhardt left the meeting due to possible conflict of interest. The City Clerk reported on publication and that there were no written communications received.

Development Services Department

1. SUBJECT: Planning and Zoning Permit Nos. 05-300-21 (Tentative Subdivision Map for Tract No. 5669 for Condominium Purposes) and 06-580-1 (Zone Text Amendment). (079)

RECOMMENDATION: (1) Adopt **Resolution No. 13,174** approving a tentative subdivision map for Tract No. 5669 for condominium purposes (PZ 05-300-21) for a parcel located at 2201 Statham Boulevard; (2) Approve the first reading by title only and subsequent adoption of an ordinance for Zone Text Amendment PZ 06-580-1; and (3) Adopt **Resolution No. 13,175** upholding the Planning Commission's approval of a Special Use Permit PZ 05-500-19 for 2201 Statham Boulevard.

DISCUSSION: The Development Services Director reviewed the purpose of having work/live housing project, Planning Commission review and zone changes.

The City Council discussed fair housing policy, possible living restriction policy, site location, enforcement of living regulations, and marketing of development.

The Assistant City Attorney reviewed legal federal and housing requirements.

The following individuals expressed concern regarding the project: Bert Perello, Nancy Pedersen; Shirley Godwin; Larry Godwin; Pat Brown; Larry Stein; William Terry; and Dennis Ralph.

The following individuals supported the project: Saul Medina; Michele Pettes; Chris Creighton; Malcolm Campbell; Ralph Silerio; Dale Dean; and Jerry Likiewski, Camarillo.

ACTION: Close the public hearing (Herrera/Zaragoza). Approved unanimously. Approval as recommended with additional language to address that the facility should be intended for adults (Herrera/Zaragoza). Ayes: Holden, Herrera and Zaragoza. Noes: Flynn. Absent: Maulhardt.

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At 9:58 p.m., the City Council recessed and at 10:08 p.m., the City Council reconvened.

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

2. SUBJECT: Planning and Zoning Permit Nos. 05-500-2, 06-500-6 and 06-500-5 (Special Use Permits) and 05-300-6 (Tentative Parcel Map), Filed by SDC-CT Properties, LLC. (105)

RECOMMENDATION: Adopt resolutions: (1) **Resolution No. 13,176** Approving Planning and Zoning Permit No. 05-500-2, a special use permit for redevelopment of an existing shopping center located at the northwest corner of Gonzales Road and Oxnard Boulevard, subject to certain findings and conditions; (2) **Resolution No. 13,177** Approving Planning and Zoning Permit No. 05-600-6, a special use permit for a fast food restaurant with drive-through facilities, subject to certain findings and conditions; (3) **Resolution No. 13,178** Approving Planning and Zoning Permit No. 05-600-5, a special use permit for sale of alcoholic beverages (beer, wine and spirits) from a liquor store for off-site consumption, subject to certain findings and conditions; and (4) **Resolution No. 13,179** Approving Planning and Zoning Permit No. 05-300-6, a tentative parcel map subdividing three lots into seven lots, subject to certain findings and conditions.

DISCUSSION: The Development Services Director reviewed the proposed development, use, location, traffic circulation, reduction of parking spaces, drive-through service requirements, and architectural features.

The following individuals expressed concerns or opposed the project: Larry Stein; William Terry; Daniel Harvey; Nancy Pederson; and Edward Castillo.

The following individuals supported the project: Steve Fleischer; Roger Banker; Zoe Ann Banker; Mitch Cohen; Ernest Stein; and Larry Wolf.

Shirley Godwin, concern of agenda description sufficiency and redevelopment of South Oxnard.

Pat Brown, location of development and agenda description.

Mike Penrod, Parkstone, reviewed the private funding, development building schedule, and types of commercial development.

ACTION: Close the public hearing (Herrera/Maulhardt). Approved unanimously.

000016

DISCUSSION: The City Council discussed the traffic circulation, fees, development fees and community redevelopment.

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

M. REPORT OF CITY MANAGER

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The City Council concurred on the need to discuss the Southern California Association of Governments' process of calculating and distributing the mandated regional housing needs assessment (RHNA) at a future meeting.

O. REPORTS

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 10:42 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

DR. THOMAS E. HOLDEN
Mayor

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MINUTES

DRAFT

OXNARD CITY COUNCIL

Regular Meeting

November 21, 2006

A. ROLL CALL/POSTING OF AGENDA

At 7:02 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers concurrently with the Community Development Commission, Redevelopment Agency, Oxnard Financing Authority and Oxnard Parking Authority. Councilmembers Thomas E. Holden, Andres Herrera, Dean Maulhardt, John C. Zaragoza, 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. Staff members present were: Daniel Martinez, City Clerk; Karen Burnham, Assistant City Manager; Gary L. Gillig, City Attorney; and Grace Magistrale Hoffman, Deputy City 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. Additional staff members present were: Edmund Sotelo, City Manager; Matthew Winegar, Development Services Director; Michael Henderson, Parks and Facilities Superintendent; Michael More, Financial Services Manager; and Anthony Emmert, Water Resources Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of **Resolution No. 13,180** to Reynaldo Quintana for 35 Years of Service. (001)
ACTION: Approve resolution. (Zaragoza/Holden) Ayes: Herrera, Maulhardt, Zaragoza, Flynn, and Holden.
DISCUSSION: Mr. Quintana thanked his co-workers and recognized his family.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Nancy Lindholm, Oxnard Chamber of Commerce, concern regarding agricultural development policies. The City Council requested an update regarding LAFCO policies.

Larry Stein, monthly financial reports.

John Korsten, loss of vehicle and property tax lien.

Robert Thompson, Time Warner cable concerns and traffic.

000018

Cindy Addison, future of Wagon Wheel development. The City Council and City Attorney provided comments regarding development procedures.

Barbara Dubkin, zoning of sports park site.

Albert Rodriguez, Wagon Wheel Trailer Lodge development.

Shirley Godwin, proper legal notice and transparent government.

G. REVIEW OF INFORMATION/CONSENT AGENDA

The City Attorney stated the Finance Director (I-7) title should be reflected as Acting Finance Director.

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

I. INFORMATION/CONSENT AGENDA

City Attorney's Office

1. SUBJECT: **Ordinance No. 2726**, Implementing the Provisions of Health and Safety Code Sections 17975 et seq. (003)
RECOMMENDATION: Second reading and adoption.

Development Services Department

2. SUBJECT: Vacation of Two Street Rights-of-Way and One Public Service Easement for Drainage and Access Near the Intersection of Oxnard Boulevard and Towncenter Drive. (005)
RECOMMENDATION: (1) Adopt **Resolution No. 13,181** vacating: (a) a portion of the right-of-way for freeway on and off-ramps as described in the document recorded January 17, 1990, as instrument number 90-007582 of Official Records, which the right-of-way encompasses the old on-ramp and off-ramp on the north side of Highway 101 westerly of the new Oxnard Boulevard overpass; (b) a public service easement for drainage and access purposes as described in the document recorded June 15, 1989, as instrument number 89-094623 of Official Records, which easement is located westerly of the old Highway 101 on and off-ramps listed in No. 1 above and provided for ramp drainage; (c) a portion of the right-of-way for El Rio Road as described in the document recorded June 15, 1989 as instrument number 89-094627 of Official Records, which right-of-way is for the portion of El Rio Road between Town Center Drive and the new Oxnard Boulevard overpass that was removed to build the new overpass; and (2) Authorize the Mayor to execute a Quitclaim Deed whereby the City quitclaims to RiverPark A, LLC, all of the City's remaining, right, title, and interest in the real property described in Exhibit A to the Quitclaim Deed.
3. SUBJECT: **Ordinance No. 2727**, Amending Article 2 and Divisions 13 and 14 of Article 3 of Chapter 16 of the City Code Concerning Work/Live Uses. (027)
RECOMMENDATION: Second reading and adoption.

Finance Department

4. SUBJECT: Election and Appointment of Officers – City of Oxnard Financing Authority. (029)
RECOMMENDATION: Adopt **Resolution No. 13,182** Electing the Chairman and Vice Chairman and Appointing the Secretary of the City of Oxnard Financing Authority.

5. SUBJECT: Annual Report for Development, Connection and Improvement Fees for the Year Ended June 30, 2006. (033)
RECOMMENDATION: Receive and file the Annual Report for Development, Connection and Improvement Fees for the year ended June 30, 2006 in accordance with Government Code section 66006

Public Works Department

6. SUBJECT: PW04-11 Diamond Bar Neighborhood Resurfacing Project. (045)
RECOMMENDATION: Approve plans and specifications for PW04-11 (The Diamond Bar Neighborhood Resurfacing Project) for pavement resurfacing, sidewalk, curb and gutter repair throughout the Diamond Bar Neighborhood, which is located in the southeastern portion of the City between Channel Islands Boulevard, the eastern City boundary, and Highway 1.

Recreation and Community Services

7. SUBJECT: Senior Services Grant Awards. (049)
RECOMMENDATION: (1) Approve the Senior Services Commission's recommended distribution of \$50,000 in Senior Services Grant Awards (SSGA) to ten agencies providing service to seniors; (2) Direct the Senior Services Supervisor to notify recipients of SSGA and execute letters of agreement with recipients; (3) Authorize the Senior Services Supervisor to execute a letter of agreement from each recipient in the format set forth in Attachment No. 2; and (4) Authorize the Finance Director to make disbursements in accordance with the letter agreements.

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

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTSCommunity Development Department

SUBJECT: Use of Funds Among Redevelopment Project Areas

RECOMMENDATION: Consider a verbal report and provide direction to the Executive Director regarding the use of funds among redevelopment project areas.

DISCUSSION: The City Council discussed public notice of the item including information on the web site and government television channel.

ACTION: Moved to continue to next week (Herrera/Holden) Ayes: unanimously.

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J. TRANSMITTAL OF INFORMATION ONLY ITEMS**DRAFT**City Manager's Office

1. SUBJECT: Executed Contracts. (059)
ACTION: Receive report (Zaragoza/Maulhardt). Ayes: unanimously.

K. INFORMATION/CONSENT PUBLIC HEARINGSL. PUBLIC HEARINGS

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

Development Services Department

1. SUBJECT: Local Coastal Program Amendment No. 98-1 (PZ 06-410-003), Filed by the City of Oxnard, Planning and Environmental Services Division. (061)
RECOMMENDATION: Adopt the first reading by title only and subsequent adoption of an ordinance approving Local Coastal Program Amendment No. 98-1 (PZ 06-410-003), consisting of a zone change from Resource Protection (RP) to Single-Family Beach (R-B-1) for a vacant parcel located on the west side of Harbor Boulevard, between Breakers Way and Reef Way, and to direct the Planning and Environmental Services Manager to forward the amendment to the California Coastal Commission for consideration.
DISCUSSION: The Development Services Director requested the item be removed from the agenda.
ACTION: The City Council concurred to re-notice this item.

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

Finance Department

2. SUBJECT: Issuance of Variable Rate Demand Lease Revenue Bonds (Civic Center Phase 2 Project), Series 2006. (065)
RECOMMENDATION: That the City Council: (1) Adopt a City of Oxnard Master Swap Policy establishing a financial policy concerning the utilization, execution, and management of interest rate swaps; (2) Adopt **Resolution No. 13,183** authorizing the sale, issuance, and delivery of not more than \$29 million in principal amount of City of Oxnard Financing Authority Variable Rate Demand Lease Revenue Bonds (Civic Center Phase 2 Project), Series 2006, and approving certain documents and authorizing certain actions in connection therewith; (3) Approve a Special Budget Appropriation in the amount of \$562,500 from the Residential Growth Capital Fee

000021

Fund and \$187,500 from the Commercial Growth Capital Fee Fund for the payment of debt service in Fiscal Year 2006-07; and (4) Accept the Quitclaim Deeds from the Community Development Commission and Oxnard Parking Authority for property located at 324 South B Street.

DISCUSSION: The Financial Services Manager reviewed the financial issues of the bonds of the Civic Center Phase II and schedule of the bond financing.

George Major, Swap Advisor, commented on the duties and responsibilities of the Swap advisor.

Larry Stein questioned assets and balance sheet.

ACTION: Close the public hearing (Holden/Zaragoza). Approved unanimously. Approved as recommended. (Maulhardt/Zaragoza) Ayes: Zaragoza, Flynn, Holden, Herrera, and Maulhardt.

COMMUNITY DEVELOPMENT, FINANCING AUTHORITY AND PARKING AUTHORITY

At 8:55 p.m. the joint meetings with the Community Development Commission, Financing Authority and Parking Authority concluded.

Q. APPOINTMENT ITEMS

1. SUBJECT: Oxnard Convention and Visitors Bureau Annual Report
DISCUSSION: Janet Sederquist, CEO of Oxnard Convention and Visitors Bureau, reviewed the accomplishments and future goals.

Pat Brown commented on the success the program brings to other county communities.

ACTION: The City Council provided comments on the efforts and results of the bureau.

L. PUBLIC HEARINGS

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

Public Works Department

3. SUBJECT: Recycled Water Use Ordinance and Recycled Water Master Plan, Municipal and Industrial (M and I) Recycled Water Backbone System, Addendum to the Groundwater Recovery Enhancement and Treatment (GREAT) Program Environmental Impact Report (EIR), and the Water Conservation and Shortage Response Ordinance. (099)

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RECOMMENDATION: (1) Approve the first reading by title only and subsequent adoption of **Ordinance No. 2728** establishing the requirements for use of recycled water; (2) Authorize the implementation of the M and I Recycled Water Backbone System; (3) Authorize the preparation and implementation of a Recycled Water Master Plan; (4) Approve the Addendum to the GREAT Program EIR, which provides the California Environmental Quality Act compliance support for the Recycled Water Use Ordinance and the M and I Recycled Water Backbone System; and (5) Approve the first reading by title only and subsequent adoption of **Ordinance No. 2729** for water conservation and water shortage response.

DISCUSSION: The Water Resources Manager reviewed the goals of the water resources and Recycled Water Master Plan.

ACTION: Close the public hearing (Maulhardt/Herrera). Approved unanimously. Approved as recommended (Holden/Herrera). Ayes: Flynn, Holden, Herrera, Maulhardt, and Zaragoza.

M. REPORT OF CITY MANAGER

(1) Citizen Advisory Groups applicants are being accepted at the City Clerk's Office; (2) Public Works' Water Conservation Rebate Program; (3) a children's music program at Oxnard Main Library; (4) Planning Commission will be discussing energy efficiency and green building policies; and (5) Retired and Senior Volunteer Program sponsoring a bone-building program for seniors.

O. REPORTS

P. PUBLIC COMMENTS ON REPORTS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 9:17 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

DR. THOMAS E. HOLDEN
Mayor

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
November 28, 2006

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, John C. Zaragoza, 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. Staff members present were: Daniel Martinez, City Clerk; Karen Burnham, Assistant City Manager; Grace Magistrale Hoffman, Deputy City Manager; and Gary L. Gillig, City Attorney.

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 discussed is Molina v. Oxnard, United States District Court Case No. CV 00-02291 CAS (Shx).

At 7:05 p.m. the City Council reconvened to the evening session.

D. OPENING CEREMONIES

The City Council reconvened, concurrently with the Community Development Commission. The meeting opened with the pledge of allegiance to the flag of the United States, followed by a moment of silence. Staff present included: Mike More, Financial Services Manager; Ken Ortega, Public Works Director; Bryan Pendleton, Redevelopment Services Manager; Matt Winegar, Development Services Director; and Jill A. Beaty, Assistant City Clerk.

E. CEREMONIAL CALENDAR

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Steve Fleischer, Christmas Tree Lane;
Trisha Munro, various issues;
John Korsten, personal property issues;
Nancy Pedersen, activities at Ormond Beach;
Lawrence Paul Stein, access to regular financial reports;
Raymond Camacho, empty lots cleanup and reuse as recreation areas.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Lawrence Paul Stein, I-2 enforcement difficulties;

Steve Fleischer, in favor of I-2.

I. INFORMATION/CONSENT AGENDA**City Attorney's Office**

1. **SUBJECT:** Amendment to Ordinance Regulating the Parking of Oversized Vehicles. (001)
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of **Ordinance No. 2730** that amends Oxnard City Code section 8-41.1(A)(1), establishing a revised definition of an "oversized vehicle."
2. **SUBJECT:** Urgency Ordinance Restricting Hours of Operation of Peddlers, Canvassers and Solicitors in Residential Areas. (005)
RECOMMENDATION: By at least a 4/5ths vote, adopt urgency **Ordinance No. 2731** restricting the hours of operation of peddlers, canvassers and solicitors in residential areas.

Development Services Department

3. **SUBJECT:** Appropriation of Funds from the Air Pollution Buydown Fee Fund. (011)
RECOMMENDATION: Approve the appropriation of funds in the amount of \$80,000 from the Air Pollution Buydown Fee Fund to the General Fund to finance the cost of the transportation component of the General Plan update.

Police Department

4. **SUBJECT:** Fiscal Year 2006 State Homeland Security Grant Program. (013)
RECOMMENDATION: Recognize revenue of \$159,785 from the State Homeland Security Grant Program and appropriate the funds to the Safe Community Project in the Homeland Security Fund.

Public Works Department

5. **SUBJECT:** PW07-11 Del Norte Facility Waste Tipping Floor Restoration Project. (015)
RECOMMENDATION: Approve plans and specifications for PW07-11 (Del Norte Facility Waste Tipping Floor Resurfacing Project) for the restoration of the waste tipping floor at the Del Norte Regional Recycling and Transfer Station (Del Norte Facility), located at 111 South Del Norte Boulevard.
6. **SUBJECT:** PW06-48 Oxnard Beach Park Picnic Shelter Project. (017)
RECOMMENDATION: Approve plans and specifications for PW06-48 (the Oxnard Beach Park Picnic Shelter Project) for construction of a picnic shelter and outdoor kitchen project which is located west of Harbor Boulevard between the Oxnard Shores Neighborhood and the Mandalay Beach Resort and Conference Hotel.

7. SUBJECT: Request for Extension of Time from the California Department of Transportation (Caltrans) for Funding the Oxnard Boulevard Bicycle and Pedestrian Facility. (021)
RECOMMENDATION: Authorize the Mayor to execute a request for a time extension for funding from the Caltrans Bicycle Transportation Account in the amount of \$585,000 for acquisition of property for the Oxnard Boulevard bicycle and pedestrian facility between Vineyard Avenue and Second Street.
8. SUBJECT: **Ordinance No. 2728**, Establishing Requirements for Use of Recycled Water. (023)
RECOMMENDATION: Second reading and adoption.
9. SUBJECT: **Ordinance No. 2729**, Establishing Requirements for Water Conservation and Water Shortage Response. (037)
RECOMMENDATION: Second reading and adoption.

Recreation and Community Services

10. SUBJECT: City's Participation in the California City Gang Prevention Network Initiative. (049)
RECOMMENDATION: (1) Approve the City of Oxnard's participation in a three year California City Gang Prevention Network Initiative launched by the National League of Cities Institute for Youth, Education and Families in partnership with the National Council on Crime and Delinquency in order to reduce gang violence and to develop a statewide policy agenda to support promising local efforts; and (2) Ratify the execution by the Mayor of the letter to the National League of Cities Institute for Youth, Education and Families.

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

- J. TRANSMITTAL OF INFORMATION ONLY ITEMS
- K. INFORMATION/CONSENT PUBLIC HEARINGS
- L. PUBLIC HEARINGS

The Mayor opened the public hearing.

The Assistant City Clerk reported on publication and that there were no written communications received.

Finance Department

1. SUBJECT: Issuance of Redevelopment Project Street Bonds, Series 2006. (055)
RECOMMENDATION: That City Council: (1) Adopt **Resolution No. 13,184** approving the sale, issuance, and delivery of not more than \$7 million in principal amount of Oxnard Community Development Commission Ormond Beach Project Area Tax Allocation Bonds, Series 2006; (2) Adopt **Resolution No. 13,185** approving the sale, issuance, and delivery of not more than \$5 million in principal amount of Oxnard

Community Development Commission Southwinds Project Area Tax Allocation Bonds, Series 2006; (3) Adopt **Resolution No. 13,186** approving the sale, issuance, and delivery of not more than \$13 million in principal amount of Oxnard Community Development Commission Historic Enhancement and Revitalization of Oxnard (HERO) Project Area Tax Allocation Bonds, Series 2006; and (4) Approve a special budget appropriation in the amount of \$17,931,943 to allocate bond proceeds to various street resurfacing projects and debt service for Fiscal Year 2006-07.

The Financial Services Manager reported on the financing structure and construction schedule.

Jerome Hopkins and Nancy Pedersen commented.

ACTION: Public hearing closed (Holden/Maulhardt). Approved (Maulhardt/Zaragoza); Ayes: Zaragoza, Flynn, Herrera, Holden, and Maulhardt.

M. REPORT OF CITY MANAGER

The City Manager reported on the Chicano Art exhibit at the Downtown Center for the Arts.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

City Manager's Office

1. SUBJECT: Draft Policies Concerning Mitigation for Impacts to Prime Agricultural Land Resources.

RECOMMENDATION: Consider a verbal report and provide direction to the City Manager regarding the Ventura Local Agency Formation Commission's intent to adopt draft policies concerning mitigation for impacts to prime agricultural land resources.

Everett Mallais, Executive Officer, Ventura Local Agency Formation Commission, explained the draft policies to protect the potential loss of agricultural resources. LAFCO will not impose mitigation measures but asks that cities, when conducting EIRs, consider mitigation and announced the next LAFCO meeting to discuss this item.

Jurgen Gramcko, Southland Sod Farms, opposes proposed policies.

ACTION: The City Council provided comments on issues, especially on workforce and farm worker housing.

RECESS

The City Council recessed at 8:23 p.m. and reconvened the meeting at 8:33 p.m.

Community Development Department

2. SUBJECT: Use of Funds Among Redevelopment Project Areas Including the Ormond Beach and Central City Revitalization Project Areas.

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RECOMMENDATION: Consider a verbal report and provide direction to the Executive Director regarding the use of funds among redevelopment project areas.

The Redevelopment Services Manager discussed use of non-tax increment funds (property sales proceeds and rental income), proceeds history, and legal opinion that the Community Development Commission's use of non-tax increment funds among redevelopment project areas is authorized by State law.

The City Council commented that a study session is needed to reestablish priorities for this area and to reinforce the goal for the preservation of the wetlands.

Public comments were from Lawrence Stein, Bernadette Ostrowski, Ed Ellis, William Terry, Gloria Roman, Trisha Munro, Shirley Godwin, Pat Brown, Larry Godwin, Patricia Einstein, Nancy Pedersen, and Jean Harris.

ACTION: The City Council commented on appropriate use of funds, transparent government, and the idea of releasing periodic financial reports to the public. They suggested discussion on different ways to present the budget at the next City Council strategic planning session.

CLOSED SESSION

At 9:44 p.m. the City Council recessed to closed session pursuant to Government Code section 54956.9(a), to confer with its attorneys. The title and case number of the litigation discussed is Molina v. Oxnard, United States District Court Case No. CV 00-02291 CAS (Shx).

At 10:30 p.m. the City Council reconvened to the regular session.

O. REPORTS

Finance Department

1. SUBJECT: Sale of Fourteen Acres of City Property. (137)

RECOMMENDATION: Approve and authorize the Mayor to execute a Purchase and Sale Agreement for the sale to Casden Oxnard, LLC. (A-6802) of approximately four acres of real property (River Ridge Fields) and ten acres of real property formerly used as a dumpsite, both properties located east of the River Ridge Golf Club, south of the Santa Clara River, west of Ventura Road and north of Vineyard Avenue.

The Financial Services Manager reported on the sale of the surplus properties and contract terms, including deposit, closing date, cancellation terms, buy-back option, and sales price adjustment based on the number of units that would be entitled on the property.

Shirley Godwin, lack of notice to neighborhoods surrounding this area.

Council discussed 1) associating price with units versus unit count and total proceeds from development; and 2) density and nearby residents' concerns.

Howard Casden, Vice President, Casden Oxnard LLC, spoke about the risks and benefits to Casden and the City.

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

- P. PUBLIC COMMENTS ON REPORTS
- Q. APPOINTMENT ITEMS
- R. STUDY SESSION
- S. PUBLIC COMMENTS ON STUDY SESSION
- C. CLOSED SESSION (Contd.)

At 11:12 p.m. the City Council recessed to Closed Session.

- T. ADJOURNMENT

At 11:55 p.m. the City Council reconvened and recessed.

DANIEL MARTINEZ
City Clerk

THOMAS E. HOLDEN
Mayor

JILL A. BEATY
Assistant City Clerk