

MINUTES

OXNARD CITY COUNCIL
Regular Meeting
June 12, 2007**DRAFT**A. ROLL CALL/POSTING OF AGENDA

At 6:02 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Dean Maulhardt, John C. Zaragoza, Andres Herrera, 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; and Gary L. Gillig, City Attorney.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMSC. CLOSED SESSION

At 6:04 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54957.6, to give instructions to its negotiators, Lynn Hutton, Acting Human Resources Director, and Dennis Scala, Special Assistant to the City Manager, regarding salaries, salary schedules or compensation paid in the form of fringe benefits for employees represented by the International Association of Firefighters AFL-CIO, Local 1684, and the Service Employees International Union (SEIU), Local No. 998, and other matters within the scope of representation.

At 6:50 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 7:03 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers, concurrently with the Community Development Commission, Financing Authority, and Housing Authority. The meeting opened with the pledge of allegiance to the flag of the United States by Manny Ortiz followed by a moment of silence. Mayor Pro Tem Maulhardt presided and Mayor Holden was absent. Additional staff members present were: Ken Ortega, Public Works Director; Sal Gonzalez, Housing Director; Michael Henderson, Parks and Facilities Superintendent; Grace Magistrale Hoffman, Deputy City Manager, and Beth Vo, Financial Analyst.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation to the City Council from Manny Ortiz.
DISCUSSION: Mr. Ortiz presented a flag to the City Council and thanked the Council, City Staff and community members for their support.

Police Department

2. SUBJECT: Resolution to Michael Palmieri. (013)
RECOMMENDATION: Adopt **Resolution No. 13,245** commending Michael Palmieri for thirty years of service with the City of Oxnard.

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3. SUBJECT: Presentation of a Commendation to Marisa Martinez.
DISCUSSION: Thanked the City Council for its recognition of the organization of Parents of Murdered Children.
4. SUBJECT: Presentation of a Commendation to Paul Lemos.
DISCUSSION: Thanked the City Council for recognition of the organization of Parents of Murdered Children.
5. SUBJECT: Presentation of a Commendation to Sharon Giles.
DISCUSSION: Thanked the City Council for recognition of the organization of Parents of Murdered Children.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Larry Stein commented on municipal financial statements, attendance of public during budget hearings and supporting the "Relay For Life" event.

The following individuals supported the "Relay For Life" event on September 29, 2007: Catherine McKenna; Bernie Glen; Robert Glen; Diane Gonzales; and Debbie LaRoche.

Martin Jones, development of Jones Ranch in El Rio.

John Korsten, property lien.

Ventura Fernandez, public records requests.

Allen Sanders, Sierra Club, policy of viewing documents, cost of public documents and the time to review the documents. The City Attorney stated the document policy for documents in paper and electronic form.

Betty Alvarez, thanked the City for its support of the "City Impact" program.

Ed Ellis questioned the time to clean up graffiti in the city and need for more equipment to pick-up trash in the community.

Joe Ruscio, stated his belief that the city was working well and had a great name.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Larry Stein, questioned the budget appropriation (I-3).

Nancy Peterson and Sylvia Preston questioned the appropriation of funds from the Utility Undergrounding Fund Balance to the Central Business District Streetscape Project (I-2).

I. INFORMATION/CONSENT AGENDA**DRAFT**Community Development Department

1. SUBJECT: Appropriation of Interest Earnings. (001)
RECOMMENDATION: Approve the appropriation of funds in the amount of \$508,754 from the Merged Downtown Renewal (R-108) and Central City Revitalization Project Area Tax Allocation Refunding Bonds, 2004 Series A, interest earnings to the Central Business District Streetscape Project.

Development Services Department

2. SUBJECT: Appropriation of Funds from the Utility Undergrounding Fund Balance to the Central Business District Streetscape Project. (005)
RECOMMENDATION: Approve the appropriation of funds in the amount of \$200,000 from the Utility Undergrounding Fund Balance to the Central Business District Streetscape Project.
DISCUSSION: The Development Services Director reviewed the funding (rate payer fund) process and priorities.

Housing Department

3. SUBJECT: 2007 Continuum of Care Supportive Housing Program Grant Application. (007)
RECOMMENDATION: Adopt **Resolution No. 13,244** approving and authorizing the City Manager to execute and deliver (a) a grant application to the United States Department of Housing and Urban Development for \$440,458 in grant funds under the 2007 Continuum of Care Supportive Housing Program for the homeless; and (b) any other documents necessary to support the grant application and obtain grant funding; and (c) to sign any future budget appropriations associated with the grant.

Public Works Department

6. SUBJECT: PW06-96 Hemlock Street Resurfacing Project. (015)
RECOMMENDATION: Approve plans and specifications for PW06-96 (The Hemlock Street Resurfacing Project) for pavement resurfacing, sidewalk, curb and gutter repair, and street name signs along Hemlock Street from Ventura Road to Victoria Avenue, located in the southwestern portion of the City between Channel Islands Blvd., Victoria Avenue, Wooley Road, Ventura Road, to complete the street resurfacing associated with the Redwood Trunk Sewer Line Project.
7. SUBJECT: Naming of City Park Located at 5302 Cypress Road. (019)
RECOMMENDATION: Approve the naming of the new City park located at 5302 Cypress Road as Garden City Acres Park.

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

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

1. SUBJECT: Executed Contracts. (021)
ACTION: Reviewed and filed.

COMMUNITY DEVELOPMENT COMMISSION

At 8:58 p.m., the concurrent meeting with the Community Development Commission concluded.

K. INFORMATION/CONSENT PUBLIC HEARINGS

Mayor Pro Tem Maulhardt declared the public hearing open. The City Clerk reported on publication and that there were no written communications received.

Development Services Department

1. SUBJECT: Planning and Zoning Permit Nos. 07-500-3 (Special Use Permit), 07-300-3 (Tentative Subdivision Map for Tract No. 5738 for Condominium Purposes), 07-500-4 (Special Use Permit), and 07-300-2 (Tentative Subdivision Map for Tract No. 5737 for Condominium Purpose) for Project Located at 720 and 730 Arcturus Avenue (APN 223-0-044-035 and 223-0-044-045), Filed by Barry Carlisi. (023)
RECOMMENDATION: (1) Adopt **Resolution No. 13,246** upholding the Planning Commission's approval of Planning and Zoning Permit No. 07-500-3 (Special Use Permit), subject to the conditions set forth in Planning Commission Resolution No. 2007-09; (2) Adopt **Resolution No. 13,247** upholding the Planning Commission's approval of Planning and Zoning Permit No. 07-500-4 (Special Use Permit), subject to the conditions set for in Planning Commission Resolution No. 2007-11; (3) Adopt **Resolution No. 13,248** approving Tentative Subdivision Map for Tract No. 5738 for condominium purposes (Planning and Zoning Permit No. 07-300-3), subject to the conditions set forth in Planning Commission Resolution No. 2007-10; and (4) Adopt **Resolution No. 13,249** approving Tentative Subdivision Map for Tract No. 5737 for condominium purposes (Planning and Zoning Permit No. 07-300-2), subject to the conditions set forth in Planning Commission Resolution No. 2007-12.
2. SUBJECT: Planning and Zoning Nos. 06-500-21 (Special Use Permit), and 06-300-22 (Tentative Subdivision Map for Tract 5717 for Condominium Purposes), at 2041 Cabot Place, Filed by Calbar Oxnard Partners. (058)
RECOMMENDATION: (1) Adopt **Resolution No. 13,250** upholding the Planning Commission's approval of Planning and Zoning Permit No. 06-500-21 (Special Use Permit), subject to the conditions set forth in Planning Commission Resolution No. 2007-5; and (2) Adopt **Resolution No. 13,251** approving Planning and Zoning Permit No. 06-300-22 (Tentative Subdivision Map), subject to the conditions set forth in the Planning Commission Resolution No. 2007-6.

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

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DRAFT**L. PUBLIC HEARINGS**Finance Department

1. **SUBJECT:** Public Hearing to Consider Oxnard's Fiscal Year 2007-2008 Annual Action Plan (the Plan), Component of the 2003-2008 Consolidated Plan, including Applications to the U.S. Department of Housing and Urban Development (HUD) and Projected Use of Community Development Block Grant (CDBG), HOME Investment Partnership Act (HOME) and Emergency Shelter Grant (ESG) Funds.
RECOMMENDATION: Continue to June 19, 2007.
ACTION: Approved as recommended. (Herrera/Zaragoza) Unanimously, Absent: Holden.

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

Public Works Department

2. **SUBJECT:** Public Hearing and Adoption of Resolutions to Levy Fiscal Year (FY) 2007-2008 Assessments for Landscape Maintenance District Nos. 1 through 3, and 7 through 26. (071)
RECOMMENDATION: (1) Hold a public hearing to receive public testimony regarding the proposed FY 2007-2008 assessments for Landscape Maintenance District Nos. 1 through 3, and 7 through 26; and (2) Adopt resolutions for FY 2007-2008 confirming assessments for Landscape Maintenance District Nos. 1 through 3, and 7 through 26 in the following tracts: Tract No. 2247, District No. 1 (Summerfield) **Resolution No. 13,252**; Tract Nos. 4065, 4164, 4355 and 4225, District No. 2 (Channel Islands Business Park) **Resolution No. 13,253**; Tract No. 3384, District No. 3 (River Ridge) **Resolution No. 13,254***; Tract Nos. 4183 and 3943, District Nos. 7 and 8 (Northfield/Seagate Business Park) **Resolution No. 13,255**; Tract Nos. 3051-2, 3051-3, and 4351, District No. 9 (Strawberry Fields) **Resolution No. 13,256**; Tract No. 4405, District No. 10 (Country Club Estates) **Resolution No. 13,258**; Tract No. 4376, District No. 11 (St. Tropez) **Resolution No. 13,259**; Tract No. 4294, District No. 12 (Standard Pacific) **Resolution No. 13,260***; Tract No. 4424, District No. 13 (Le Village) **Resolution No. 13,261**; Tract No. 4492, District No. 14 (California Cove) **Resolution No. 13,262**; Tract No. 4443, District No. 15 (Pelican Pointe) **Resolution No. 13,263**; Tract No. 4810, District No. 16 (California Lighthouse) **Resolution No. 13,264**; Tract No. 4702, District No. 17 (Village of San Miguel) **Resolution No. 13,265***; Parcel Map Nos. 213-03-28 and 213-03-29, District No. 18 (St. John's Regional Medical Center) **Resolution No. 13,266**; Tract No. 4827, District No. 19 (Shopping at the Rose) **Resolution No. 13,267**; Parcel Map Nos. 231-020-200, 210, 240, District No. 20 (Wallenius Vehicle Preparation Center) **Resolution No. 13,268**; Tract No. 3384-7, 8, District No. 21 (Cypress Pointe) **Resolution No. 13,269**; Tract No. 4611, District No. 22 (McDonald's Median); Tract No. 4529, District No. 23 (Greystone) **Resolution No. 13,270**; Tract No. 4529, District No. 24 (Vineyards) **Resolution No. 13,271**; Tract No. 4840, District No. 25 (The Pointe) **Resolution No. 13,272**; and Parcel Map No. 94-5-25, District No. 26 (Albertson's) **Resolution No. 13,273**.
DISCUSSION: The Parks and Facilities Superintendent reviewed the process.
ACTION: Close the public hearing. (Herrera/Zaragoza) Approval as recommended. (Herrera/Zaragoza) Ayes: Maulhardt, Zaragoza, Herrera, and Flynn. Absent: Holden. Abstain: Maulhardt only for District 12 and 17; Zaragoza only for District 3.

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Mayor Pro Tem Maulhardt opened the public hearing. The City Clerk reported on publication and that there were no written communications received. At 8:09 p.m., Mayor Holden arrived at the meeting.

3. SUBJECT: Levy of Fiscal Year (FY) 2007-2008 Assessments in Mandalay Beach Maintenance District. (075)
RECOMMENDATION: (1) Hold a public hearing to receive public testimony regarding the proposed FY 2007-2008 assessments for the Mandalay Beach Maintenance District; and (2) Adopt **Resolution No. 13,274** fixing the special assessment tax in the Mandalay Beach Maintenance District for FY 2007-2008.
DISCUSSION: The Parks and Facilities Superintendent reviewed the process.

Larry Stein, concern that the sea wall maintenance fund may not have sufficient funding.

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

At 8:16 p.m., Mayor Holden presided at the meeting.

M. REPORT OF CITY MANAGER

The City Manager commented on: Satellite City Hall; Bartolo Square Neighborhood clean-up event; Library will host Peter Net discussing Salsa music; and graffiti volunteer efforts of Walmart employees.

N. CITY COUNCIL COMMISSION BUSINESS/COMMITTEE REPORTS

The City Council commented on: the success of Satellite City Hall and opening of the Seventh Street Boys and Girls Club.

O. REPORTS

Finance Department

1. SUBJECT: Execution and Delivery of City of Oxnard Certificates of Participation (2007 Street Improvement Program). (085)
RECOMMENDATION: That City Council adopt **Resolution No. 13,275** approving the sale, execution, and delivery of not more than \$40 million in principal amount of City of Oxnard Certificates of Participation (2007 Street Improvement Program) (the "Certificates") and approving certain actions in connection therewith, and authorizing judicial validation proceedings relating thereto.
DISCUSSION: The Public Works Director, Financial Analyst, Bruce Graham, Goodwin Proctor, and John Kim, De la Rosa, reviewed the bond procedure, documents to be signed, use of funds and the bond underwriting rate.

Larry Stein questioned the future use of the gasoline tax funds.

ACTION: Approved as recommended with debt service not to exceed \$1.73 million. (Maulhardt/Herrera) Ayes: Maulhardt, Zaragoza, Herrera, Flynn, and Holden.

CITY OF OXNARD FINANCING AUTHORITY

At 8:58 p.m., the concurrent meeting with the City of Oxnard Financing Authority concluded.

Housing Department

2. SUBJECT: Housing Legislative Program for FY 2007-2008. (119)
RECOMMENDATION: That City Council: (1) Support federal appropriations of at least \$4.5 billion in funding for the Community Development Block Grant (CDBG) Program and \$1.967 billion for the HOME Program; (2) Support federal appropriations of at least \$5.0 billion for the Public Housing Operating Fund and \$3.5 billion for the Public Housing Capital Fund, with \$75 million for emergencies and natural disasters; (3) Support federal appropriations of at least \$55 million for the Resident Opportunity and Self-Sufficiency Program, and the removal of staffing restrictions on use of the grant funds; (4) Support federal legislation that would allow the Oxnard Housing Authority (OHA) to maintain the current flexibility in the management improvements and operations of the Public Housing Capital Fund; (5) Support federal appropriations of at least \$16.622 billion for the Tenant-Based Rental Assistance Program, and full funding for the Project Based Section 8 Program; (6) Support federal appropriations of at least \$20.2 million for the Fair Housing Initiatives Program and \$25 million for the Fair Housing Assistance Program; (7) Support federal appropriations of at least \$1.586 billion for the Homeless Assistance Grants, and oppose any set asides and transfer of funds to the Department of Labor for the Prisoner Reentry Initiative; (8) Conceptually support federal bill H.R. 1851, the Section 8 Voucher Reform Act (SEVRA), which would make a number of important reforms in the voucher program so that it can be administered more effectively and efficiently; (9) Support Federal Housing Finance Act (H.R. 1472), which, in addition to enacting reforms of the federal oversight of the Government Sponsored Enterprises (GSEs) such as Fannie Mae and Freddie Mac, creates a new affordable housing fund to be used to finance the construction, maintenance, and preservation of affordable housing for very low income families; (10) Support federal bill S. 593, which would create a new program under the U.S. Health and Human Services Department that would fund supportive services to the chronically homeless; (11) Request the U. S. Department of Housing and Urban Development (HUD) to eliminate the requirement for jurisdictions to have discharge plans as a prerequisite for receiving Continuum of Care funding; (12) Monitor federal immigration reform bills that might impact local housing conditions and provide periodic updates to City Council; (13) Support full funding for the state Emergency Services Grant, which includes funding for winter warming shelters, and the inclusion of language in the grant that allows for local control of grant funds in case the shelters are not fully funded; (14) Oppose the elimination of the state Adult System of Care for Homeless Mentally Ill program; and (15) Monitor bills related to the use of \$850 million for regional planning, housing and infill incentives that was approved under Proposition 1C in November, 2006.

DISCUSSION: The Housing Director reviewed various legislative programs and requested supporting/opposing position regarding several programs.

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

DRAFTHOUSING AUTHORITY

At 9:14 p.m. the joint meetings with the Housing Authority concluded.

3. SUBJECT: Residential Treatment Center Proposal at 1450 Rose Avenue (formerly the Rainbow House Site. (125)
RECOMMENDATION: Approve the selection of Miracle House of Ventura, for use and operation of the City-owned site at 1450 South Rose Avenue and authorize the Housing Director to negotiate a lease with Miracle House for the use of the site.

DISCUSSION: The Housing Director commented on the request for proposal process to use and operate the 1450 South Rose Avenue site, and the qualified applicants.

Linda Davison, Executive Director of Miracle Recovery Center, reviewed services to be provided with a focus on the local population. Pablo Ortiz, Boardmember for Miracle House, commented on services and the staff who would be serving Oxnard residents.

Norma Juarez and Benito Juarez, Services United, requested the recommendation be reconsidered.

Larry Stein, appearance and need for a garden facility.

Cathy Sorenson, Light House, stated the services to be provided and costs to clients.

The City Council commented on: (1) the service for Oxnard residents; (2) performance clause; (3) selection committee; and (4) negotiating the terms of the lease to include maintenance and appearance of the property.

ACTION: Staff to negotiate with all three organizations with negotiation discussions to include maintenance and appearance of the property. (Maulhardt/Herrera) Ayes: Herrera, Flynn, Holden, Maulhardt, and Zaragoza.

Public Works Department

4. SUBJECT: Change Order No. 26 to Contractor - Duinick Brothers for River Ridge Golf Course - Phase II. (131)
RECOMMENDATION: Approve and authorize the City Manager to sign Change Order No. 26 in the amount of \$846,500 for Project Specification No. PW06-05 for River Ridge Golf Course – Phase II as the final sum owed to Contractor for resolution of all Phase II project cost.
DISCUSSION: The City Attorney announced that Councilmembers Maulhardt and Zaragoza did not have a conflict of interest.

The Parks and Facilities Superintendent reviewed the additional construction costs, other minor changes, and the negotiation process.

Larry Stein commented on use of the General Fund and the responsibility of the Golf course operators.

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The City Attorney commented: (1) funding for this project were from the Enterprise Fund; (2) the work did not fall under the operation contract of the golf course; and (3) legal exposure.

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

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 10:05 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

DR. THOMAS E. HOLDEN
Mayor

DEAN MAULHARDT
Mayor Pro Tem

MINUTES

OXNARD CITY COUNCIL
Regular Meeting
October 9, 2007

DRAFT

A. ROLL CALL/POSTING OF AGENDA

At 5:32 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Dean Maulhardt, John C. Zaragoza, Andres Herrera, 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: Karen Burnham, Assistant City Manager; Gary L. Gillig, City Attorney; Grace Magistrale Hoffman, Deputy City Manager; and Jill Beaty, Assistant City Clerk.

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 54957.6 to give instructions to negotiators, Dennis Scala, Special Assistant to the City Manager, Lino Corona, Acting Human Resources Director, and Lynn Hutton, Human Resources Manager, regarding salaries, salary schedules or compensation paid in the form of fringe benefits for employees represented by the International Association of Firefighters AFL-CIO (IAFF), Local 1684, the Service Employees International Union (SEIU), Local No. 998, and the Oxnard Peace Officers' Association (OPOA), 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 regarding salary or compensation paid in the form of fringe benefits to an unrepresented employee occupying the classification of City Attorney.

At 7:07 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 7:09 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. Mayor Holden presided. Additional staff members present were: Matthew Winegar, Development Services Director; Sal Gonzalez, Housing Director; Rob Roshanian, Development Services Manager; Sue Martin, Planning and Environmental Services Manager; Larry White, Management Analyst; and Martin Erickson, Legislative Affairs Manager.

E. CEREMONIAL CALENDAR

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

William Bill Terry, City reserves and health care benefits for employees.

Ed Ellis, situation of former Saviers Road swap meet building and Spanish translation of Council meetings.

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Joanna Gentry, healthcare benefits for City employees.

John Korsten, property lien.

Ernest Stein, success of the Multi-Cultural Festival.

Sylvia Gutierrez, healthcare benefits and costs of City employees.

Luann Rocha, moving of telephone lines at the former Oxnard High School.

Pat Brown, increased traffic in the community.

Linda Caldron, condition of roads especially on Ventura Road between Gonzales Road and Vineyard Avenue.

Rico Ramirez, working with gang members to improve the lives of families involved with gangs.

Greg Rynin, commented on a re-entry program for individuals release from prison and the need for help from the community.

Martin Jones, public records access.

Harold Ceja, concern with City development activities.

Gloria Roman, supports increase of health benefits for City employees.

Larry Stein, status of an ADA request.

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 Meeting of City Council for September 18, 2007. (001)
RECOMMENDATION: Approve.

Police Department

2. SUBJECT: Driving Under the Influence (DUI) Enforcement and Awareness Grant Program. (009)
RECOMMENDATION: (1) Accept the grant award from the California Office of Traffic Safety in the amount of \$450,000 for the DUI Enforcement and Awareness Grant; (2) Approve the special budget appropriation to recognize grant revenue of \$450,000 and appropriate funds to the DUI Enforcement and Awareness Grant Program; and (3) Adopt

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Resolution No. 13,357 amending the existing position and salary control resolution to authorize one additional Police Officer I/II in the Field Services Bureau of the Police Department.

Public Works Department

3. SUBJECT: Proposition 50 Chapter 8 Grant Agreement. (013)
RECOMMENDATION: (1) Authorize the Mayor to execute a Proposition 50 Integrated Regional Water Management Plan Implementation Subgrant Agreement between the County of Ventura (**A-6943**) and the City of Oxnard; and (2) Recognize the grant revenue and approve the special budget appropriation in the amount of \$3,050,000 from the Proposition 50 Integrated Regional Water Management Plan Implementation Subgrant Agreement to the Septic Conversion Project.
4. SUBJECT: Agreement for Added Facilities with Southern California Edison (SCE) Company. (017)
RECOMMENDATION: Remove from agenda.

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

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

K. INFORMATION/CONSENT 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: Planning and Zoning Permit Nos. 06-500-23 (Special Use Permit), 06-300-17 (Tentative Subdivision Map for Tract No. 5760), and 06-570-03 (Zone Change), Northeast Corner of Gonzales Road and Williams Drive, Filed by Rexford Industrial. (025)
RECOMMENDATION: (1) Adopt **Resolution No. 13,358** upholding the Planning Commission's approval of Planning and Zoning Permit No. 06-500-23 (Special Use Permit), subject to the conditions set forth in Planning Commission Resolution No. 2007-31; (2) Adopt **Resolution No. 13,359** approving Planning and Zoning Permit No. 06-300-17 (Tentative Subdivision Map for Tract No. 5760), subject to the conditions set forth in Planning Commission Resolution No. 2007-32; and (3) Approve the first reading by title only and subsequent adoption of **Ordinance No. 2753** approving Planning and Zoning Permit No. 06-570-03 (Zone Change), as set forth in Planning Commission Resolution No. 2007-33.
DISCUSSION: The Planning and Environmental Services Manager stated that the condo would be industrial units,
2. SUBJECT: Planning and Zoning Permit No. 05-300-24 (Tentative Parcel Map), a 4.9 Acre Site Bounded by Myrtle Street, Vineyard Avenue, and the 101 Freeway, within District E of the RiverPark Specific Plan Area, Filed by RiverPark Legacy, LLC. (039)

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RECOMMENDATION: Adopt **Resolution No. 13,360** approving Planning and Zoning Permit No. 05-300-24 (Tentative Parcel Map), subject to the conditions set forth in Planning Commission Resolution No. 2007-36.

DISCUSSION: Bert Perello questioned the standards of the water drain at Stroube Street. The Development Services Manager stated the water drain in question falls under the jurisdiction of Ventura County.

INFORMATION/CONSENT PUBLIC HEARING ACTION: Close the public hearings. (Flynn/Herrera) Approved as recommended. (Maulhardt/Holden) Ayes: Zaragoza, Herrera, Flynn, Holden, and Maulhardt.

L. PUBLIC HEARINGS

Mayor Holden opened the public hearing. The City Clerk reported on publication and that there were 181 postcards supporting the development.

Development Services Department

1. **SUBJECT:** Planning and Zoning Permit Nos. PZ 06-620-02 (General Plan Amendment), PZ 06-640-01 (Specific Plan Review) and PZ 06-570-04 (Zone Change) for Redevelopment of the Courts Development, Located West of Rose Avenue, North of First Street, South of Camino Del Sol and East of Marquita Street, Filed by Steadfast Residential Development LLC., and Oxnard Housing Authority. (047)

RECOMMENDATION: (1) Adopt **Resolution No. 13,361** approving General Plan Amendment (PZ 06-620-02) changing the General Plan land use designation of the property located West of Rose Avenue, North of First Street, South of Camino Del Sol and East of Marquita Street from Low Medium Density Residential and Public/Semi Public to Medium Density Residential and Park; (2) Approve the first reading by title only and subsequent adoption of uncodified **Ordinance No. 2754** adopting the Courts/Las Brisas Community Specific Plan (PZ 06-640-01) on the subject site; and (3) Approve the first reading by title only and subsequent adoption of **Ordinance No. 2755** amending the City zone maps (PZ 06-570-04) to change the zoning of the subject site from Multiple family (R-2) and Garden Apartment (R-3) to Garden Apartment, Planned Development (R-3-PD) with a Specific Plan overlay and Community Reserve (C-R).

DISCUSSION: The Development Services Director reviewed the proposed housing development including affordable housing units, improved traffic circulation, recreation improvements, land use summary, phasing process, and daily traffic trips.

The Housing Director commented on the objections of the Housing Department, the public outreach program, school district coordination, and the units providing more living space. He stated that many of the residents moving to the new development would be from overcrowded housing units in the area with children attending the local elementary school. The Management Analyst reviewed financing from H.U.D. and housing regulations.

Bert Perello expressed concern regarding: (1) Councilmembers voting due to possible conflicts; (2) not having enough open space for children; and (3) use of carports. The City Attorney stated the Councilmembers did not have a conflict of interest.

Sylvia Gutierrez supported the project due to the need to improve the quality of life.

Nancy Pedersen expressed concern with having enough water and density housing standards. The Development Services Director stated that there would be no carports at this development.

Luann Rocha, concern with the development density which would need a quality neighborhood center by having tutoring center and other community services.

Saul Medina, support of the project due to need to replace the older houses with the new homes and improve the community quality of life.

Edgar Mohorko supported the rehabilitation of the fifty old housing units.

Jose Andrade, support of the development and the process to inform the community.

Pat Brown, opinion that living space was too small, and need for handicap accessible apartments and homes. The Housing Director stated the ADA standards would be followed.

Harold Ceja, against the project due to quality of the materials used, increased traffic and size of the development.

William "Bill" Terry, off-site parking and the water catch basin.

Vicky Gonzalez supported the concept but had concerns with the density and infrastructure. The Development Services Director stated the density of the development was comparable to other developments.

The City Council discussed: the development density compared to other developments, greater living space in the new development than the current houses, moving the water catch basins underground, rehabilitation of the current houses, the phasing process of the development, coordination with non-profit organization, transportation improvements, and the City Council control and oversight of the development.

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

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

2. SUBJECT: Prohibition on the Sale of Medical Marijuana in the City. (059)
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of an uncodified **Ordinance No. 2756** prohibiting the sale of medical marijuana in the City.
DISCUSSION: The Planning and Environmental Services Manager reviewed problems of identification, distribution and other positions of other communities.
ACTION: Close the public hearing. (Holden/Maulhardt) Approved as recommended. (Holden/Maulhardt) Ayes: Flynn, Holden, Maulhardt, Zaragoza, and Herrera.

DRAFT

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

- 1. SUBJECT: Proposed Clearwater Port Liquefied Natural Gas Project.
RECOMMENDATION: Discussion of whether City Council should, at this time, adopt an official position on the proposed Clearwater Port liquefied natural gas project to be located at Platform Grace.
DISCUSSION: The Legislative Affairs Manager reviewed the process time-line to provide comments to different legislative bodies.

The following individuals expressed concern with the Clearwater Port Liquefied Natural Gas Project; Nancy Pedersen; Mike de Martino; Linda Caldron; Pat Brown; William Terry; Tom Nielsen; Ed Ellis and Gloria Roman.

The following individuals requested that the City Council wait to make a decision on this matter: Billy Owens, Clearwater, Tom Nielsen and Julie Pena.

The City Council discussed: timing of the process, and getting the information to make a decision. The City Attorney commented on the process and that the City Council should not prejudice the project before the information is before the City Council for review.

ACTION: The City Council provided comments to staff.

M. REPORT OF CITY MANAGER

O. REPORTS

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 10:47 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

DR. THOMAS E. HOLDEN
Mayor

JILL BEATY
Assistant City Clerk

MINUTES

OXNARD CITY COUNCIL
Regular Meeting
October 16, 2007

DRAFT

A. ROLL CALL/POSTING OF AGENDA

At 5:30 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Dean Maulhardt, John C. Zaragoza, Andres Herrera, 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: Edmund Sotelo, City Manager; Karen Burnham, Assistant City Manager; Gary L. Gillig, City Attorney; and Lourdes A. López, Deputy City Clerk.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 5:32 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 In re the Claim of Central Valley GMC, Inc. dba Central Valley Truck Center City Claim No. 2007-0100.

The City Council also recessed to a closed session, pursuant to Government Code section 54956.8 to give instructions to its negotiators, Ken Ortega, Public Works Director, and Mike More, Financial Services Manager, regarding the price and terms of payment for the potential purchase by the City of property located at 167 South Hayes Avenue from Lupie G. Ordaz.

The City Council also recessed to a closed session, pursuant to Government Code section 54957.6 to give instructions to its negotiators, Karen Burnham, Assistant City Manager, Lino Corona, Acting Human Resources Director, and Lynn Hutton, Human Resources Manager, regarding salaries, salary schedules or compensation paid in the form of fringe benefits for employees represented by the International Union of Operating Engineers (IUOE), Local No. 501, the International Association of Firefighters AFL-CIO (IAFF), Local 1684, the Service Employees International Union (SEIU), Local No. 998, the Oxnard Peace Officers' Association (OPOA), and the Oxnard Public Safety Management Employees Association (OPSMEA), and other matters within the scope of representation.

At 6:59 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 7:04 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 Gilberto A. Meza, killed in Iraq. Additional staff members present were: Daniel Martinez, City Clerk; Matthew Winegar, Development Services Director; Grace Magistrale Hoffman, Deputy City Manager; and Martin Erickson, Legislative Affairs Manager.

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DRAFT**E. CEREMONIAL CALENDAR**

SUBJECT: Neighborhood Presentation.

DISCUSSION: Roger Pariseau, Chairman of Fremont North Neighborhood, recognized the work of Donna Helms, Neighborhood Services, in helping all the neighborhoods.

1. SUBJECT: Presentation of "Made in Oxnard Program – BMW."
DISCUSSION: Steve Kinney, President of the Greater Oxnard Economic Development Corporation (EDC), recognized Salim Murr and Al Cardona, BMW, for the work at the local facility.
2. SUBJECT: Presentation of a Commendation to BMW on Its 20th Anniversary in Oxnard.
ACTION: The City Council recognized BMW being a community member for over twenty years with a commendation.
3. SUBJECT: Presentation to St. John's Regional Medical Center's in Recognition of Receiving the Health Grade Awards.
ACTION: The City Council recognized St. John's Regional Medical Center service to the community in receiving the Health Grade Award.
4. SUBJECT: Presentation of a Joint Proclamation Designating the Month of October, 2007, as "Breast Cancer Awareness Month" and the Month of November, 2007, as "End Domestic Violence Month."
DISCUSSION: Mayor Holden recognized the efforts of Soroptimist International of Oxnard in "Color Me Pink" and "Color Me Purple" campaigns and thanked Debbie Bills, President, and Margaret de la M.
5. SUBJECT: Presentation of a Proclamation Designating the Month of October, 2007, as "Magic Month."
DISCUSSION: The City Council recognized Ted Wakai who invited the public to attend a local magic club meeting held at St. John's Hospital.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Courtney Abbott invited the public to the Santa Clara School Festival.

Larry Stein, records request for 1450 Rose Avenue and downtown theater.

Elvia Gutzar invited the public to Bi-national Health Week events.

Dan Madrid, animal control order to have his dog neutered.

The following individuals commented on health benefits City employees receive: Robert Franks; Patricia Magallanes-Sanchez; and Jim Nelson.

John Korsten, property lien.

000017

Luciano Ortiz, West Village Neighborhood Chairman, invited the public to a neighborhood meeting and neighborhood fundraiser.

Julia Cooksey introduced herself as the new local Verizon representative.

Pat Brown, new traffic solution by coordinating local traffic devices.

Ed Ellis, community meeting to discuss the South Oxnard K-Mart Store being closed for a proposed Home Depot.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Tim Heyne supported the firearm proposed ordinance. (I-7).

Chuck Bumman did not believe that this type of regulation would decrease crime (I-7).

I. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of City Council for September 25 and October 2, 2007. (001)
RECOMMENDATION: Approve.

Development Services Department

2. SUBJECT: Ordinance No. 2753, Approving Planning and Zoning Permit No. 06-570-03 (Zone Change) to Change the Current Zoning Designation from "ML-PD" (Limited Manufacturing Planned Development) to "BRP" (Business and Research Park) of a Developed 12.64 Acre Site. (011)
RECOMMENDATION: Second reading and adoption.
3. SUBJECT: Ordinance No. 2754, Approving the Courts/Las Brisas Specific Plan (PZ 06-640-01) for the Community Located West of Rose Avenue, North of First Street, South of Camino Del Sol and East of Marquita Street. (015)
RECOMMENDATION: Second reading and adoption.*
4. SUBJECT: Ordinance No. 2755, Approving Planning and Zoning Permit No. 06-570-04 (Zone Change) for Property Located West of Rose Avenue, North of First Street, South of Camino Del Sol and East of Marquita Street (APN 201-0-080-020, 201-0-100-020, 201-0-090-085, and 201-0-090-06 portion) as Garden Apartment Planned Development with a Specific Plan Overlay, and Community Reserve (C-R) Subject to Certain Findings. (017)
RECOMMENDATION: Second reading and adoption.*
5. SUBJECT: Ordinance No. 2756, Prohibiting the Sale, Supply, or Provision of Medical Marijuana Within the City. (021)
RECOMMENDATION: Second reading and adoption.

Housing Department

6. SUBJECT: Note and Deed of Trust with HOME Corporation. (023)
RECOMMENDATION: (1) Approve and authorize the Mayor to accept a Note and Deed of Trust (**D-3862**) with HOME Corporation to provide a loan of \$36,792 to initiate the entitlement process for Colonia Villas; and (2) Approve the appropriation of \$36,792 from the housing in-lieu fee fund balance to fund the HOME Corporation loan.*

Police Department

7. SUBJECT: Ordinance Requiring the Reporting of Lost or Stolen Firearms. (031)
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of **Ordinance No. 2757** adding section 7-141.1 to the Oxnard City Code requiring the reporting of lost or stolen firearms to local law enforcement authorities within seventy-two hours of discovering that the items were lost or stolen.

Public Works Department

8. SUBJECT: Agreement with Kennedy/Jenks Consultants for Blending Station No. 3 Desalter Preliminary Design, at 1700 Solar Drive. (037)
RECOMMENDATION: Approve and authorize the Mayor to execute the agreement with Kennedy/Jenks Consultants (**A-6924**) in the amount of \$374,000 for the preliminary design of the Blending Station No. 3 Desalter.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended.

(Zaragoza/Maulhardt) Ayes: Holden, Maulhardt, Zaragoza, Herrera, and Flynn*. Noes: Flynn 3,4, and 6 only.

Q. APPOINTMENT ITEMSDevelopment Services Department

1. SUBJECT: Update on Development Projects in the Channel Islands Harbor.
RECOMMENDATION: Consider a verbal report and provide direction to the City Manager regarding development projects in the Channel Islands Harbor.
DISCUSSION: Lyn Krieger, Director of the Harbor Department, County of Ventura, stated that the Board of Supervisors approved the plan for the Channel Islands Harbor including construction, walkway around the harbor, signage, and future development.

Preston Davis, explore other harbor improvements.

Trevor Smith requested that the City Council review the County's Channel Islands Harbor plan.

The Development Services Director reviewed the boundary of the City and County areas.

The City Council discussed: jurisdiction of Channel Islands Harbor, efforts to improve the harbor, other views regarding the development of the harbor, and future County development of the harbor.

ACTION: The City Council provided comments to staff.

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

1. SUBJECT: Executed Contracts. (039)
ACTION: Reviewed and filed.

K. INFORMATION/CONSENT 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: Planning and Zoning Permit No. 07-630-02 (Amendment to the Rose-Santa Clara Corridor Specific Plan) to Allow Auto Sales and Service Uses on 15 Acres at 1801 Auto Center Drive, 2901 Paseo Mercado, and a Southerly Portion of 3001 Paseo Mercado, Filed by Wallace Properties. (041)
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of **Ordinance No. 2758** approving Planning and Zoning Permit No. 07-630-02 (Specific Plan Amendment) amending Section No. 4.2.2 of the Business Park land use designation of the Rose-Santa Clara Corridor Specific Plan to allow auto sales and service uses on approximately 15 vacant acres located at 1801 Auto Center Drive, 2901 Paseo Mercado, and a southerly portion of 3001 Paseo Mercado.
2. SUBJECT: Planning and Zoning Permit No. 07-630-03, (Amendment to Rose-Santa Clara Corridor Specific Plan) to Allow Truck and Heavy Equipment Sales and Related Signage in New Area 4A, and Create Regulations for Temporary Signs for Auto Dealerships, Location is Generally West of Rice Avenue, North of the Highway 101, East of Paseo Mercado and South of Auto Center Drive, Filed by City of Oxnard. (053)
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of **Ordinance No. 2759** approving Planning and Zoning Permit No. 07-630-03 (Specific Plan Amendment) amending the Rose-Santa Clara Corridor Specific Plan for the project area generally located west of Rice Avenue, north of the Highway 101, east of Paseo Mercado and south of Auto Center Drive.

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

L. PUBLIC HEARINGSM. REPORT OF CITY MANAGER

The City Manager commented on: (1) 19 graduates of the Community Emergency Response Team program; (2) the monthly graffiti clean-up will be held at the Terrace Estates Neighborhood on November 20; (3) the opening of Vineyards Park and East Park at RiverPark; and (4) the regional Fallen Firefighter Memorial Ceremony.

000020

N. CITY COUNCIL BUSINESS

- 1. SUBJECT: Timeline for Processing the Proposed Liquefied Natural Gas (LNG) Clearwater Port Project.
DISCUSSION: The Legislative Affairs Manager outlined the timeline of the Clearwater Port Project to provide comments to governmental bodies reviewing the proposed project.
ACTION: Received report from staff.

O. REPORTS

City Manager Department

- 1. SUBJECT: Legislative Program for Fiscal Year (FY) 2007-2008. (067)
RECOMMENDATION: Adopt a comprehensive Legislative Program for FY 2007-2008 and authorize the City Manager to prepare letters in support of or in opposition to, as appropriate, legislative matters outlined in the Legislative Program with such letters to be signed by the Mayor, or the Mayor Pro Tem in his absence.

DISCUSSION: The Legislative Affairs Manager reviewed the need to respond quickly to requests for support or opposition to legislative matters and staff would follow the City Council mission statement as a guideline as to positions to be taken.

ACTION: Approved as recommended with the removal of "eminent domain" from the list of items to support or oppose. (Zaragoza/Maulhardt). Ayes: Flynn, Herrera, Holden, Maulhardt, and Zaragoza.

P. PUBLIC COMMENTS ON REPORTS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 9:12 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

DR. THOMAS E. HOLDEN
Mayor

LOURDES LOPEZ
Deputy City Clerk

MINUTES

OXNARD CITY COUNCIL
Special Meeting
April 24, 2007

DRAFT

A. ROLL CALL/POSTING OF AGENDA

At 12:24 p.m., the special meeting of the Oxnard City Council convened at Ruby's Café, 348 Oxnard Boulevard. 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; Alan Holmberg, Assistant City Attorney; John Crombach, Police Chief; Grace Magistrale Hoffman, Deputy City Manager; and Gil Ramirez, Recreation Superintendent.

B. PUBLIC COMMENTS

Larry Stein supported positive social activities.

RECESS

At 12:33 p.m., the City Council recessed and at 12:47 p.m., the City Council reconvened with Councilman Flynn absent.

C. MEETING

SUBJECT: Discussion Regarding the Community Action Partnership and the California Cities Gang Prevention Network.

DISCUSSION: Mr. John Calhoun, National League of Cities, Institute for Youth, Education, and Families (Senior Consultant), commented the partnership with several cities to address prevention in participating communities by: partnerships within the communities, social services, police departments, community health department(s), business community and schools. He stated this program was privately funded.

ACTION: The City Council heard the presentation and provided comments.

D. ADJOURNMENT

At 1:35 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

DR. THOMAS E. HOLDEN
Mayor

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