

MINUTES

OXNARD CITY COUNCIL
Regular Meeting
July 20, 2010

A. ROLL CALL/POSTING OF AGENDA

At 7:07 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, Irene G. Pinkard and Bryan A. MacDonald were present. The City Clerk stated that the agenda was posted on Thursday in the Library and City Clerk's Office. Mayor Holden presided and called the meeting to order. Staff members present were: Daniel Martinez, City Clerk; Edmund Sotelo, City Manager; Karen Burnham, Assistant City Manager; Alan Holmberg, City Attorney; James Cameron, Chief Financial Officer; Curtis P. Cannon, Community Development Director; Grace Magistrale Hoffman, Deputy City Manager; Michael Henderson, General Services Manager; Martin Erickson, Legislative Affairs Manager; and Jill A. Beaty, Assistant City Clerk.

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 for John Korsten.

E. CEREMONIAL CALENDAR

- 1. SUBJECT: Presentation of the 2010 Ventura County Fair Poster.
DISCUSSION: Leslie Cornejo, Ventura Fair Board Commissioner, presented a fair poster to the City Council and she invite the community to attend the 2010 County Fair.
- 2. SUBJECT: Recognize Rancho Ventavo Cellars for Being Recognized 2010 Marketing Excellence Award Recipient.
DISCUSSION: Janet Sederquist, Oxnard Convention & Visitors Bureau, presented an award for marketing from California Travel and Tourism Award to Fay and George Hawes.
- 3. SUBJECT: Resolution to Michael Sanchez for Service to the Planning Commission.
DISCUSSION: Mr. Sanchez thanked the City Council and community for being allowed to serve on the Planning Board. (**Resolution No. 13,902** approved at July 27, 2010 meeting.)

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Robert Thompson requested a traffic signal at the Rose Avenue & Emerson Avenue intersection.

Ed Ellis, read a letter regarding the condition of the Ed Hunt's Rehab Point beach path.

Larry Stein, passing of Mr. Korsten and the process to obtain public documents.

The following individuals commented on immigration rights and issues: Alfredo Diaz; Julie Medina; Armando Vazquez; and Alicia Flores.

Jean Joneson, family background of relatives who worked at local farms.

Lariro Barajas requested SB 1070 item be moved up on the agenda (N-1).

Pablo Ortiz, invited the public to Salsa Festival

Nancy Lindholm, current business environment of Oxnard and attending a recent Water Control Board.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Barbara Brudnicki, Executive Director of Ventura County Homelessness and Housing Coalition, support for Many Mansions (I-8) and supporting homelessness youth programs in the community.

Larry Stein stated his belief that the June 15, 2010 minutes did not fully reflect the meeting.

I. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of the City Council for June 8, 15, and 22. (001)
RECOMMENDATION: Approve.

Development Services Department

5. SUBJECT: Resolution Rescinding Acceptance of Dedication of Vehicular Access Rights to Santa Clara Avenue from the Property on the Southwesterly Corner of Auto Center Drive and Santa Clara Avenue. (057)
RECOMMENDATION: Adopt **Resolution No. 13,894** rescinding Resolution No. 13,782, which accepted dedication of the rights of ingress and egress (vehicular access rights) to Santa Clara Avenue from the property located on the southwesterly corner of Auto Center Drive and Santa Clara Avenue.
6. SUBJECT: Approval to Prepare and Submit Two Proposition 84 Sustainable Communities Planning Grant Applications. (061)
RECOMMENDATION: 1) Adopt **Resolution No. 13,895** authorizing the City Manager to submit an application for a Climate Action Plan Grant in the amount of \$100,000 and an application for an Economically Disadvantaged Sustainable Community Strategy Grant in the amount of \$100,000; 2) Authorize the City Manager or his designee to execute cooperative agreements with the California Strategic Growth Council and appropriate in-lieu staff time, use of City facilities, and other grant funds that may be available for either or both grants.

Housing Department

8. SUBJECT: Affordable Housing and Loan Agreement with Many Mansions. (075)
RECOMMENDATION: Approve and authorize the Mayor to execute an Affordable Housing and Loan Agreement with Many Mansions (A-7337) providing gap financing in the amount of \$299,500 for the acquisition and rehabilitation of an 8 unit apartment building at 110 North "D" Street.

Public Works Department

9. SUBJECT: First Amendment to Agreement for Contracting Services between the City of Oxnard and Agromin Organics Recycling (Agromin) for Yard Waste and Wood Material Processing Services. (081)
RECOMMENDATION: Approve and authorize the Mayor to execute the First Amendment to the agreement with Agromin (3414-05-PW) for an amount not to exceed \$525,000 for yard waste and wood material processing services and to extend the term from July 1, 2010 to June 30, 2011.

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

L. PUBLIC HEARINGS

ACTION: Mayor Holden declared the public hearing open.

DISCUSSION: The City Clerk reported on posting, publication and no written communications were received.

Finance Department

1. SUBJECT: Presentation and Adoption of the Fiscal Year (FY) 2010-2011 City, Community Development Commission, and Housing Authority Operating and Capital Improvement Budgets. (103)

RECOMMENDATION: 1) That City Council conduct a public hearing on the FY 2010-2011 operating and capital improvement budgets for the City of Oxnard (City); 2) At the conclusion of the public hearing, at the discretion of City Council, adopt resolutions: (a) **Resolution No. 13,897** approving the City's Operating and Capital Improvement Budgets for FY 2010-2011; (b) **Resolution No. 13,898** authorizing full-time equivalent positions in the City effective July 1, 2010; (c) **Resolution No. 13,899** authorizing the Classification and Salary Schedule effective July 1, 2010; and (d) **Resolution No. 13,900** establishing FY 2010-2011 Financial Management Policies.

DISCUSSION: The Chief Financial Officer reviewed the recommended budget including State tax swap issues, charges for services (non-general fund) and State redevelopment funding. The Community Development Director reviewed the funding of redevelopment funds. The General Services Manager commented on the maintenance of parks.

Larry Stein, impact of loss of automobile sales, use of Measure "O" funds, Finance Authority debt, and public safety costs.

Nancy Lindholm applauded City staff to present a fiscally sound budget.

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

M. REPORT OF CITY MANAGER

The City Manager reported that the third General Plan workshop would be held at Oxnard Main Library to discuss public works and schools; Recreation Department presenting movies in community parks; and the Salsa Festival held in downtown.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

1. SUBJECT: SB 1070 (Arizona Immigration Law)

RECOMMENDATION: Consider the issue of SB 1070 (Arizona Immigration Law) and provide direction to the City Manager.

DISCUSSION: The Legislative Affairs Manager outlined the Arizona SB 1070.

Jean Joneson, supported Arizona SB 1070.

Ed Ellis, need to enforce federal law and opposed Oxnard opposition to SB 1070

The following individuals opposed Arizona SB 1070: Lariro Barajas; Alicia Flores; Elliott Gabriel; Raul F. Razo; Arturo Guido; Juana Tapia; Rudy Salvio; Armando Vazquez; Alice Linsmeier, Ventura County Clergy & Laity United for Economic; Veronica Valadez; Maria Rangel; Priscila Cisneros; Mario Quintana; and Tomas Hernandez.

The City Council commented that the community of Oxnard is a diverse community that respect of the rights of all community residents.

ACTION: Moved to have the City Manager's Office write a resolution reaffirming the beliefs of the Councilmembers regarding the Oxnard community. (Herrera/Holden) Ayes: Herrera, MacDonald and Holden. Noes: Maulhardt and Pinkard.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

City Manager Department

1. SUBJECT: Executed Contracts. (085)

ACTION: Received and filed.

COMMUNITY DEVELOPMENT AND HOUSING AUTHORITY

At 9:38 p.m. the concurrent meetings with the Community Development Commission and Housing Authority concluded.

RECESS

At 9:38 p.m., the City Council recessed and at 9:52 p.m., the City Council reconvened.

K. INFORMATION/CONSENT PUBLIC HEARINGS

ACTION: Mayor Holden declared the public hearing open.

DISCUSSION: The City Clerk reported on posting, publication and no written communications were received.

Development Services Department

1. **SUBJECT:** Zone Code Text Amendment (PZ 10-580-03) Regarding Home Occupation Permits and Zone Clearance Permits. (087)
RECOMMENDATION: 1) Approve the first reading by title only and subsequent adoption of **Ordinance No. 2829** amending Division 6 of Article V and Division 1 of Article VII of Chapter 16 of the City Code regarding Home Occupation and Zone Clearance Permits; and 2) Designate the City Clerk to prepare and publish a summary of this ordinance, and post a certified copy of it in the Office of the City Clerk a minimum of five days before the meeting at which the City Council will consider final adoption of the ordinance.
2. **SUBJECT:** Third Amendment to the RiverPark Development Agreement (PZ 10-670-02). Filed by Tony Talamante c/o RiverPark Legacy LLC.
RECOMMENDATION: Continue to July 27, 2010.

Police Department

3. **SUBJECT:** Establishment and Adjustment of Fees and Charges for the Release of Towed Vehicles. (097)
RECOMMENDATION: 1) Hold a public hearing to receive public testimony regarding the proposed new fees and adjustments to current fees for the release of towed vehicles; and 2) Adopt **Resolution No. 13,896** establishing new fees and adjusting current fees for the release of towed vehicles.

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

O. REPORTS**City Manager Department**

1. **SUBJECT:** Park Master Plan and Development. (161)
RECOMMENDATION: 1) Approve the Park Master Plan as it applies to Campus Park and provide direction to staff concerning, park development, planning and priorities; 2) Approve the Park Master Plan as it applies to East Village Park and provide direction to staff concerning, park development, planning and priorities; and 3) Approve the Park Master Plan as it applies to all other parks contained in this report and provide direction to staff concerning, park development, planning and priorities.
DISCUSSION: The General Services Manager reviewed the City park system and maintenance of park facilities. At 10:15 p.m., Mayor Holden and Councilman MacDonald left the meeting due to possible conflict of interest.

The General Services Manager reviewed the development of campus park and financing, and timeline. At 10:30 p.m., Mayor Holden and Councilman MacDonald returned to the meeting.

The General Services Manager reviewed the development of Sport Park, financing, and timeline. At 10:38 p.m., Councilmember Maulhardt left the meeting due to possible conflict of interest.

The General Services Manager reviewed the East Village Park development of campus park and financing, and timeline. At 10:45 p.m., Councilmember Maulhardt returned to the meeting.

The General Services Manager reviewed the Park Master Plan regarding improvements costs and play structures surfaces.

The City Council commented on Recreation operation costs, improvement costs, play equipment costs, the use of RiverPark parks, and development of green space.

Larry Stein, not enough City park space, need of restrooms at parks, and more open park space needed.

Pat Brown commented on future park maintenance costs and development of Ormond Beach area,

Rob Corley, Rio School District, development East Village park.

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

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 11:14 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

July 27, 2010

A. ROLL CALL/POSTING OF AGENDA

At 7:08 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, Irene G. Pinkard and Bryan A. MacDonald were present. The City Clerk stated that the agenda was posted on Thursday in the Library and City Clerk's Office. Mayor Holden called the meeting to order. Staff members present were: Daniel Martinez, City Clerk; Edmund Sotelo, City Manager; Karen Burnham, Assistant City Manager; Alan Holmberg, City Attorney; Curtis P. Cannon, Community Development Director; John Crombach, Police Chief; Matthew Winegar, Development Services Director; James Cameron, Chief Financial Officer; Michael Henderson, General Services Manager; Sue Martin, Planning and Environmental Services Manager; and Mark Norris, Utilities Services Branch Manager.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

D. OPENING CEREMONIES

The meeting opened with the pledge of allegiance to the flag of the United States, followed by a moment of silence.

E. CEREMONIAL CALENDAR

1. SUBJECT: Commission on Community Relations 2010 Community Awards.
DISCUSSION: City Council and Commission on Community Relations introduced this year's winners: United Way Young Leaders Society - Outstanding Organizations 2010; Ray Tejada - Outstanding Individual 2010; Angelina Munoz - Outstanding Youth 2010 and Republic Design Company - Outstanding Business 2010.
2. SUBJECT: Presentation of Resolution to Sherri Paniagua for 25 Years of Service. (001)
ACTION: Approved **Resolution No. 13,901**.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Martin Glatt questioned the security and maintenance costs of Seabridge bridge and park.

Charles McLaughlin, Ventura Tax Payers Association, support the building of the Peaker Plant.

Jean Joneson questioned the "Branding" plan and costs.

Edgar Mohoko, success of peacemakers program and Salsa Festival.

Larry Stein, seeking records and availability of public parking at the parking structure.

Pat Brown, August having several air shows including Pt. Mugu Air Show, Santa Paula Air Show and Camarillo Airport Air Show.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

I. INFORMATION/CONSENT AGENDA

City Manager Department

1. SUBJECT: Campus Park Rehabilitation Project Phase II GS09-13. (003)
RECOMMENDATION: Approve Project Specification GS09-13 for the Campus Park Rehabilitation Project Phase II, located at 309 South K Street, and authorize staff to solicit bids.*

City Treasurer Department

2. SUBJECT: Quarterly Investment Report for the Fourth Quarter F/Y 2009-2010. (007)
RECOMMENDATION: Accept the quarterly Investment Report for the Fourth Quarter F/Y 2009-2010.

Development Services Department

3. SUBJECT: Resolution to Michael Sanchez for over five years service as a Planning Commissioner. (013)
RECOMMENDATION: Adopt **Resolution No. 13,902**.
4. SUBJECT: Parcel Map No. 08-300-08 to Create Two Parcels from One Parcel Located at 457 West Gonzales Road, filed by Cabrillo Economic Development Corporation. (015)
RECOMMENDATION: Adopt **Resolution No. 13,903** approving Planning and Zoning Permit No. 08-300-08 (Parcel Map), for property located at 457 West Gonzales Road.
5. SUBJECT: First Amendment to Agreement with Lim and Nascimento Engineering Corp. (LAN) for the Rice Avenue/Santa Clara Avenue Interchange Improvement Project at U.S. Highway 101. (021)
RECOMMENDATION: Approve and authorize the Mayor to execute a first amendment to the agreement with LAN (A-7235) to increase the amount by \$109,493.02 (a total of \$3,310,500.02) to provide construction management services for the Rice Avenue/Santa Clara Avenue interchange improvement project at U.S. Highway 101.
6. SUBJECT: **Ordinance No. 2829**, Zone Text Amendment (PZ 10-580-03) Regarding Home Occupation Permits and Zone Clearance Permits. (029)
RECOMMENDATION: Second reading and adoption.

Finance Department

7. SUBJECT: Reimbursement Resolution for Capital Expenditures Related to the Proposed RiverPark Maintenance Facility. (037)

RECOMMENDATION: 1) Adopt **Resolution No. 13,904** declaring the intent to reimburse the City of Oxnard for capital expenditures related to the construction, acquisition, and improvement of a maintenance facility from proceeds of taxable or tax-exempt indebtedness; and 2) Approve and authorize the Mayor to execute a letter addressed to the California Debt Limit Allocation Committee in support of the RiverPark Maintenance Facility.

Fire Department

8. SUBJECT: Recognize Revenue and Appropriate Funds for the 2010 Emergency Management Performance Grant (EMPG). (043)

RECOMMENDATION: Approve a Special Budget Appropriation to Recognize Revenue and Appropriate Funds in the amount of \$94,585 from the 2010 Emergency Management Performance Grant (EMPG).

Human Resources

10. SUBJECT: Memorandum of Understanding with the Oxnard Peace Officers' Association. (055)

RECOMMENDATION: 1) Ratify a Memorandum of Understanding (MOU) between the City and the Oxnard Peace Officers' Association (OPOA), commencing September 6, 2008, and expiring on June 30, 2014; 2) Adopt **Resolution No. 13,905** implementing the MOU for the OPOA; and 3) Authorize the City Manager to transfer funds between accounts, in amounts to be determined, to implement the terms and conditions of the MOU.

Police Department

11. SUBJECT: State of California Grant for DUI Enforcement and Education. (059)

RECOMMENDATION: Adopt **Resolution No. 13,906** 1) authorizing the City Manager to submit an application for \$250,000 to the State of California, Office of Traffic Safety (OTS); 2) Authorizing the City Manager or designee to execute grant agreements; 3) Authorizing the Chief Financial Officer or designee to submit financial reports and grants claims and approve Special Budget Appropriations for the use of grant funds; and 4) Authorizing the Chief of Police or designee to submit non-financial reports.

Public Works Department

12. SUBJECT: Agreement with Kennedy/Jenks Consultants for Design of Blending Station Number 6. (063)

RECOMMENDATION: Approve and authorize the Mayor to execute an agreement with Kennedy/Jenks Consultants (A-7341) in the amount of \$299,763 to provide engineering services for the design of Blending Station Number 6 at the Water Campus, located at 251 South Hayes Avenue.

13. SUBJECT: PW10-15 Bartolo Square North Neighborhood Street and Utility Improvement Project Phase 2 (Bartolo Square North Project). (067)

RECOMMENDATION: 1) Approve Project Specification No. PW10-15 for pavement resurfacing, sidewalk, curb and gutter repair, replacing street name signs, and water main replacement in the Bartolo Square North Project bound by J Street, Hill Street, Ventura Road, and Wooley Road and authorize staff to solicit bids for the project; and 2) approve a Special Budget Appropriation of \$997,000 from the Water Operating Fund to the Bartolo Square North Project for water main replacement.

14. SUBJECT: Agreement with Carollo Engineers, Inc. to Provide Engineering Services for the Recycled Water Customer Retrofit Program. (071)
RECOMMENDATION: Approve and authorize the Mayor to execute an agreement with Carollo Engineers, Inc. (A-7338) for an amount not to exceed \$4,800,318 for engineering services for the Recycled Water Customer Retrofit Program.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended.
(Maulhardt/Pinkard) Ayes: Holden, Herrera, Maulhardt, Pinkard, and MacDonald. Abstain: Holden and MacDonald on item I-1 only.*

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

Finance Department

1. SUBJECT: Monthly Budget Status Report for the Period Ending June 30, 2010. (073)
DISCUSSION: Larry Stein questioned the estimate of sales tax.
ACTION: Received and filed.

RECESS

At 8:02 p.m., the City Council recessed while the Community Development Commission held a meeting.
At 8:44 p.m., the City Council reconvened to the regular meeting.

COMMUNITY DEVELOPMENT AND HOUSING AUTHORITY

At 8:44 p.m., the concurrent meetings with the Community Development Commission and Housing Authority concluded.

K. INFORMATION/CONSENT PUBLIC HEARINGS

Development Services Department

1. SUBJECT: Third Amendment to the RiverPark Development (PZ 10-670-02), filed by Tony Talamante c/o RiverPark Legacy LLC.
RECOMMENDATION: Continue to September 14, 2010.
ACTION: Approved as recommended. (Herrera/Holden) unanimously.

ACTION: Mayor Holden declared the public hearing open.

DISCUSSION: The City Clerk reported on posting, publication and that there were no written communications received.

Public Works Department

2. SUBJECT: Drinking Water Public Health Goals Report 2010. (083)
RECOMMENDATION: Hold a public hearing to receive and respond to public comments on the Drinking Water Public Health Goals Report 2010.

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

L. PUBLIC HEARINGS

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

Development Services Department

1. SUBJECT: Appeal of a Request to Permit the Sale of Beer, Wine, and Distilled Spirits for Off-Site Consumption at an Existing Walmart Supercenter Store, Located at 2001 North Rose Avenue, filed By Lisa Kolieb, on Behalf of Walmart. (085)
RECOMMENDATION: Adopt a resolution denying the appeal and upholding the Planning Commission's denial of Planning and Zoning Permit No. 10-510-03.
DISCUSSION: The Planning and Environmental Services Manager outlined the request to allow an alcohol permit at the Walmart store and crime rates. Police Officer Wear outlined alcohol sales studies and site alcohol sales of the area.

Wendelyn Nichols-Julien, Walmart attorney, requested the appeal be approved due to meeting all City requirements and acting as a responsible business in the community. Francisco Medina, Walmart store manager, reviewed local store loss compared to the national store loss rate.

The following individuals opposed allowing liquor sales at the Rose Avenue site: Ernest Stein, Larry Stein, and Pat Brown.

The following individuals supported allowing liquor sales at the Rose Avenue site: Yolanda Argurow and Nancy Lindholm.

Bert Perello questioned the Police study report.

The City Council discussed: 1) standard alcohol conditions placed on sites; 2) the need to analyze information according to type of businesses and location; and 3) security of the local Walmart store.

ACTION: Close the public hearing. (Holden/Herrera) unanimously. Moved to continue this item to September 14, 2010 to review use conditions. (Maulhardt/Pinkard) Ayes: Herrera, Maulhardt, Pinkard, MacDonald and Holden.

M. REPORT OF CITY MANAGER

The City Manager reviewed the schedule of summer movies being shown at local parks sponsored by the Recreation Department and the Police Department.

1. SUBJECT: Southern California Edison 2010 State of the Utility.
DISCUSSION: Nancy Williams of Southern California Edison, reported on Edison programs and helping the community in "energy" needs.

Larry Stein, long term electrical forecast plans needed.

ACTION: Received report.

N. CITY COUNCIL/BUSINESS COMMITTEE REPORTS

City Manager Department

1. **SUBJECT:** Resolution Concerning Arizona SB 1070 (Support our Law Enforcement and Safe Neighborhoods Act). (119)
RECOMMENDATION: Adopt a resolution concerning Arizona SB 1070 (Support our Law Enforcement and Safe Neighborhoods Act).
DISCUSSION: The City Attorney asked that the City Council review the resolution that reflected the position of the City Council.

The following individuals expressed concerns regarding several points of the proposed resolution: Priscila Cisneros; Elliott Gabriel; Raul Razo; Yazmin and Arturo Guido.

The following individuals supported the proposed resolution: Larry Stein; Michael Shuman; Bert Perello and Pat Brown.

ACTION: Approved as recommended. (Herrera), motion died due to lack of second. The City Council provided comments to staff.

O. REPORTS

City Manager Department/Finance Department

1. **SUBJECT:** Measure "O" Funding Discussion. (123)
RECOMMENDATION: 1) Consider a report on Measure O funding opportunities; and 2) Approve an allocation of funds for Fiscal Year 2010-11 programs and projects.
DISCUSSION: The Chief Financial Director reviewed options including first year options totaling \$7,855,000 and also stated there would be funding for streets and alleys.

Larry Stein, renting of swimming pools from high school for community use.

Pat Brown, need for open areas in parks.

Tom Cady, Oxnard Chamber of Commerce, support of Measure "O" use of funds to enhance the community and ITS traffic system.

Ernest Stein, building a fire station in the Southeast area of Oxnard.

Edgar Mohorko, supporting faith-based organization programs that support the community in preventive and direct engagement of individuals.

Shirley Godwin, needed street maintenance and development of Ormond Beach.

The City Council discussed the process of using Measure "O" funding and the need to communicate with the community members regarding Measure "O" projects.

ACTION: 1.) Approved allocations of funds for fiscal year 2010-2011 program for projects other than Campus Park Phase I, Campus Park Phase II, Campus Park Building Phase II, Del Sol Park Walking Track, and East Village Park. (Holden/Maulhardt). Ayes: Pinkard, MacDonald, Holden, Herrera, and Maulhardt;

2.) Approved allocations of funds for fiscal year 2010-2011 for projects Campus Park Phase I, Campus Park Phase II, and Campus Park Building Phase II. (Herrera/ Maulhardt). Ayes: Pinkard, Herrera, and Maulhardt. Abstain: Holden and MacDonald; and

3.) Approved allocations of funds for fiscal year 2010-2011 for Del Sol Park Walking Track and East Village Park. (Holden/MacDonald). Ayes: Pinkard, MacDonald, Holden, and Herrera. Abstain: Maulhardt.

At 11:14 p.m., Mayor Holden and Councilman MacDonald left the meeting due to a possible conflict of interest and Mayor Pro Tem Herrera presided.

City Manager Department

2. SUBJECT: Agreement with RJM Design Group, Inc. for Design Services for GS09-21 Campus Park Development. (131)

RECOMMENDATION: Approve and authorize the Mayor to execute an agreement with RJM Design Group, Inc., Landscape Architects (5103-10-CM) in the amount of \$826,835.00 for the design of the Campus Park Facility located at 937 West Fifth Street.

DISCUSSION: Pat Brown and Larry Stein requested parks with natural grass.

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

At 11:22 p.m., Mayor Holden and Councilman MacDonald returned to the meeting and Mayor Holden presided.

Public Works Department

4. SUBJECT: Second Amendment to Agreement with CH2M Hill, Inc. for the Advanced Water Purification Facility (AWPF) Administration Building Re-Design. (169)

RECOMMENDATION: Approve and authorize the Mayor to execute the second amendment to the agreement with CH2M Hill, Inc. (A-6841) to increase the amount by \$489,548 for a total of \$9,263,844 for the redesign of the Administration Building and foundation analysis.

DISCUSSION: The City Manager and Utilities Services Branch Manager reviewed the two designs, building costs, building functions and cost savings options.

The following individuals provided various comments regarding cost and changes: William "Bill" Terry; Pat Brown; Carmen Ramirez; Shirley Godwin; Nancy Lindholm and Larry Godwin.

The City Council discussed the building process including the design process and building costs.

ACTION: Move not to approve the redesign building plans and continue the original building design plans. (Holden/Herrera). Ayes: Holden, Herrera, and MacDonald. Noes: Maulhardt. Absent: Pinkard.

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

1. SUBJECT: Update on the Intelligent Transportation System (ITS) Master Plan Implementation. (177)

RECOMMENDATION: Consider a report regarding the implementation of the City's ITS Master Plan and provide direction to the Interim Public Works Director.

ACTION: Removed from the agenda.

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 11:26 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

DR. THOMAS E. HOLDEN
Mayor

ANDRES HERRERA
Mayor Pro Tem