MINUTES

OXNARD CITY COUNCIL
Regular Meeting
July 22, 2014

A. ROLL CALL/POSTING OF AGENDA

At 4:33 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Tim Flynn, Carmen Ramirez, Bryan A. MacDonald, Dorina Padilla and Bert Perello were present. The City Clerk stated that the agenda was posted on Thursday in the Library and City Clerk's Office. Mayor Flynn presided and called the meeting to order. Staff members present were: Daniel Martinez, City Clerk; Greg Nyhoff, City Manager; Karen Burnham, Assistant City Manager; Stephen Fischer, Interim Acting City Attorney and Cynthia Daniels

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

Public comments were received from: Steve Nash and Rebecca Ralph. The Interim City Attorney

C. CLOSED SESSION

At 4:39 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.9(d)(1), to confer with its attorneys. The title and case number of the litigation being discussed are Peter Cavanagh v. City of Oxnard, et al. is United States District Court, Case No. CV11-07112-JGB-(RNB); City of Oxnard v. Southern California Gas Co., et al. Ventura County Superior Court, Case No. 56-2013-00439270-CU-BC-VTA and City of Oxnard v. Dale Belcher, et al. Ventura County Superior Court, Case No. 56-2014-00450216-CU-CO-VTA.

At 6:03 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 6:09 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 Flynn presided. Jeri Williams, Police Chief; James Williams, Fire Chief; Matthew Winegar, Development Services Director; James Cameron, Chief Financial Officer; Rob Roshanian, Interim Public Works Director; Martin Erickson, Deputy City Manager; Michael Henderson, General Services Manager; Lou Balderrama, City Engineer and Jason Samonte, Traffic Engineer.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of Proclamation Designating July, 2014 as "Juvenile Arthritis Awareness Month"
   DISCUSSION: Fred Camarillo commented on the need for community awareness of "Juvenile Arthritis" and efforts for treatment.

ITEMS REMOVED FROM AGENDA

The Council concurred to removed (S-2(F)) from the agenda.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from: Ed Ellis; Donald Thibeault; Anthony Navarro; Lucy Cartagena; Jim Milstead; Jean Joneson; Joe Avelar; Jaime Becerra; Hector Pelayo; Martin Jones; Veroniaca Centeno; Dan Pinedo; Lee Cobb; Juan Delgado; Larry Stein and Danna Aten.

G. TRANSMITTAL OF INFORMATION ONLY ITEMS

H. INFORMATION/CONSENT PUBLIC HEARINGS

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

Development Services Department

1. SUBJECT: Fee for Public Use of Bicycle Lockers. (001)
RECOMMENDATION: 1) Hold a public hearing and receive comments on the proposed fee for public use of bicycle lockers on City-owned property; 2) Adopt **Resolution No. 14,677** establishing a fee of $50.00 for a key and damage deposit; and 3) Approve a special budget appropriation of $500 from Air Pollution Buy-Down to operate the bicycle locker program.
DISCUSSION: Public comment was received from: Harold Ceja.

ACTION: Close the public hearing. (Perello/Flynn) Approved unanimously. Approved as recommended. (MacDonald/Ramirez) Ayes: Ramirez, MacDonald, Padilla, Perello and Flynn.

I. PUBLIC HEARINGS

J. APPOINTMENT ITEMS

K. REPORTS

Fire Department

1. SUBJECT: Funding for Firefighter Trainee Academy. (007)
RECOMMENDATION: Approve the reallocation of $495,000 of available Public Safety Measure O funds for a Firefighter Trainee Academy.
DISCUSSION: The Fire Chief reported on the reasons to train Firefighters, the schedule to train firefighters, grant restraints and use of Measure O funds.

Public comments were received from: Larry Stein; Martin Jones and Rebecca Ralph.

The Council discussed: training schedule; personnel service level; in-house training costs and possible training coordination with County.

ACTION: Approved as recommended. (MacDonald/Perello). Ayes: MacDonald, Padilla, Perello, Flynn and Ramirez.

L. REPORT OF CITY MANAGER

1. SUBJECT: Verbal Report on Allowing Amplified Music at the College Park Group Picnic Area located at 3250 South Rose Avenue.
RECOMMENDATION: Receive report and provide direction to staff.
DISCUSSION: The City Manager and General Services Manager reviewed reasons for amplified music at College Park, permitting process and park restrictions.

Public comments were received from: Joe Avelar; Greg Beckner; Nancy Pedersen; Larry Stein; Pat Brown; Martin Jones; Rebecca Ralph and Dan Pinedo.

The Council discussed: park hours and rules; having music restrictions and loud music concerns of local neighborhood residents.

ACTION: Provided comments to staff.

M. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

1. SUBJECT: League of California Cities Annual Conference Voting Delegate/Alternate 2014. (009)
RECOMMENDATION: Designate a voting delegate and a voting alternate to the League of California Cities Annual Conference.
DISCUSSION: The Deputy City Manager requested the appointment of a voting delegate and alternate to the conference.
ACTION: Approved to appoint Mayor Pro Tem Ramirez as voting members and Councilmember Padilla as alternate. (MacDonald/Perello). Ayes: Padilla, Perello, Flynn, Ramirez and MacDonald.

N. PUBLIC COMMENTS ON REPORTS

O. PUBLIC COMMENTS ON STUDY SESSION

P. STUDY SESSION

Development Services Department

1. SUBJECT: Business License and Permit Process Improvements. (015)
RECOMMENDATION: Provide comments regarding a review of potential license and permit process improvements.
DISCUSSION: The City Manager and Development Services Director reviewed the permit process; having a project review team; developing possible improvement measures and returning to Council with recommendations.

Public comments were received from: Darlene Miller; Paul Montgomery; Pat Tafoya; Pat Brown; Larry Stein; Abel Magana; Daniel Lechliter; George Sorkin; Roy Prince and Francine Castanon.

The Council discussed: application process; staffing level; inspecting process; assisting residents and the commercial sector.

ACTION: The City Council provided comments and directions to staff.

Q. REVIEW OF INFORMATION/CONSENT AGENDA

Comments were received from: Chief Financial Officer (S-2(b)); General Services Manager (S-3); Mike Barber (S-6); Development Service Director and Traffic Engineer (S-7); Interim Public Works Director and City Engineer (S-11); City Manager and Interim Public Works Director (S-12).

At 10:09 p.m., Mayor left the meeting and Mayor Pro Tem Ramirez presided. At 10:12 p.m., Mayor Flynn returned to the meeting and presided.

R. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from: Joe Avelar (S-3); Pat Brown (S-3, S-7, S-8); Larry Stein (S-3 & S-7) Abel Magana (S-6) and Juan Delgado (S-3).

S. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of the Oxnard City Council for June 3, 10 and 17, 2014. (017)
   RECOMMENDATION: Approve.

City Manager Department

2. SUBJECT: Agreements for City Council Review. (037)
   RECOMMENDATION: Approve and authorize the City Manager, to execute the attached agreements/contracts and change orders/amendments in amounts more than $25,000 but no more than $250,000, which are described on the attached list * (S-2(f) was removed from the list).

3. SUBJECT: Purchase of Vacant Parcel Adjacent to Lemonwood Park –Funding to Purchase and Remediate the Site. (041)
   RECOMMENDATION: 1) Approve the purchase from Bank of America of the undeveloped land parcel located adjacent to City's Lemonwood Park at 2055 San Mateo Place; and 2) Approve a budget transfer in the amount of $93,333 from the East Village Park Project to fund the land purchase and cover estimated remediation cost.

Development Services Department

4. SUBJECT: Second Reading of **Ordinance No. 2883** Regarding Planning and Zoning Permit No. 14-630-01 (Specific Plan Text Amendment to the Rose-Santa Clara Corridor Specific Plan). (101)
   RECOMMENDATION: Second Reading and adoption.

5. SUBJECT: Modification to Two Declarations of Restrictive Covenants on Properties Located at 1751 N. Lombard Street (APN 213-0-081-055) to Facilitate the Owners Obtaining a Small Business Administration Loan. (107)
   RECOMMENDATION: Approve and authorize the Mayor to execute modifications to the terms of two existing Declaration of Restrictive Covenants executed in favor of the City of Oxnard.

6. SUBJECT: Santa to the Sea Mural Project. (125)
RECOMMENDATION: Adopt **Resolution No. 14,678** supporting the creation of a mural on a Caltrans barrier wall and accepting maintenance responsibility.

7. SUBJECT: Special Budget Appropriation for Citywide Crosswalk Beacons in 2015. (129)
RECOMMENDATION: Approve a special budget appropriation to transfer $405,000 from "Oxnard Blvd Bike & Pedestrian" project budget and appropriate $227,000 from the air pollution buy-down fund balance for a total of $632,000 for a "Crosswalk Beacons " project budget for citywide crosswalk beacons.

Fire Department

8. SUBJECT: Accept a Grant Award from the California Office of Traffic Safety for Vehicle Extrication Equipment. (135)
RECOMMENDATION: Adopt **Resolution No. 14,679**: 1) Approving the City Manager or his designee's acceptance of a grant from the California Office of Traffic Safety in the amount of $197,100.00, for the purpose of purchasing equipment for the Oxnard Fire Department, Ventura County Fire Department and the Fillmore Fire Department; 2) Authorize the City Manager or designee to execute grant agreements or any other documentation that the California Office of Traffic Safety requires to carry out the purposes of the grant; 3) Authorize the Finance Director or designee to submit financial reports and grant claims and approve special budget appropriations for the use of grant funds; and 4) Authorize the Fire Chief or designee to submit non-financial reports.

Public Works Department

9. SUBJECT: 2014 Integrated Regional Water Management Plan Update and Adoption. (141)
RECOMMENDATION: Adopt a resolution that: 1) Adopts the 2014 Watersheds Coalition of Ventura County Integrated Regional Water Management Plan; 2) Finds that the 2014 Watersheds Coalition of Ventura County Integrated Regional Water Management Plan is exempt from the California Environmental Quality Act (CEQA); and 3) Authorizes and directs the City Manager, or designee, to file a Notice of Exemption in accordance with provisions of CEQA.

10. SUBJECT: PW13-18 Nyeland Acres 12-Inch Waterline Loop Project. (147)
RECOMMENDATION: Approve Project Specification No. PW13-18 for the installation of 12-inch diameter water line crossing under State Highway 101 between Del Norte Boulevard and Rice Avenue and authorize staff to solicit bids.

11. SUBJECT: Fifth Amendment to the Consulting Agreement with Carollo Engineers, Inc. for the Recycled Water Retrofit Project. (149)
RECOMMENDATION: 1) Approve and authorize the Mayor to execute a Fifth Amendment to the Consulting Services Agreement with Carollo Engineers, Inc. (A-7338), to increase the total by $396,000 for a total contract value of $5,334,524; and 2) Approve the attached special budget appropriation (SBA) in the amount of $396,000.

12. SUBJECT: Professional Services Agreement with AECOM Technical Services, Inc. for Water Operations, Management and Assessment Project. (155)
RECOMMENDATION: Approve and authorize the Mayor to execute an agreement with AECOM Technical Services, Inc. (A-7700) in the amount of $1,561,389 for phase 1 of the Water Operations, Management and Assessment Project.

Recreation and Community Services Department

13. SUBJECT: Acceptance of Senior Nutrition Grant Funds from the Ventura County Area Agency on Aging ("VCAAA") for FY 2014-2015. (197)
RECOMMENDATION: 1) Authorize the City Manager or designee to execute grant agreements, the Finance Director or designee to submit financial reports, grant claims and approve budget adjustments for the use of grant funds; and 2) Approve a special budget appropriation to recognize the grant award in the amount of $80,731 for amendment #5 and program donations for the FY 2014-2015 Senior Nutrition Program.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended with removal of S-2(f)*. (MacDonald/ Ramirez) Ayes: Perello, Flynn, Ramirez, MacDonald and Padilla.

L. REPORT OF CITY MANAGER

The City Manager commented on: attending Neighborhood meetings and the Department directors had a retreat.

M. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The Council discussed: Relay for Life: upcoming Oxnard/Ocotlan Visitation; Regional Rail Authority Meeting; follow-up report following D.A. report regarding Alfonso Limon; upcoming Conference on Poverty; Airport Authority; Ventura County Sanitation District; Parks & Recreation agenda; Dallas Cowboys' training camp; local Japanese Festival; Ad Hoc Harbor Committee, Ad Hoc Education Committee and upcoming Salsa Festival.

T. ADJOURNMENT

At 10:53 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

TIM FLYNN
Mayor

CARMEN RAMIREZ
Mayor Pro Tem