

MINUTES

OXNARD CITY COUNCIL

Regular Meeting

June 18, 2013

A. ROLL CALL/POSTING OF AGENDA

At 5:03 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers concurrent with the Housing Authority. 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; Karen Burnham, Interim City Manager; Alan Holmberg, City Attorney; James Cameron, Chief Financial Officer; James Williams, Fire Chief; Matthew Winegar, Development Services Director; Michael Henderson, General Services Manager; Miguel Trujillo, CUPA Coordinator; Sofia Balderrama, Special Projects Manager; Terrel Harrison, Recreation Supervisor/PAL; Richard Arias, Recreation Coordinator; Efren Gorre, Youth Training Manager; and Greg Barnes, Interim Senior Services Supervisor.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

J. APPOINTMENT ITEMS

1. SUBJECT: Budget Study Session – FYs 2013-14 & 2014-15 Two Year Operating Budget. (001)
RECOMMENDATION: Receive presentations on the FYs 2013-14 & 2014-15 Two Year Operating Budget by the following Departments/Divisions: 1) Fire; 2) Recreation; 3) Development Services; 4) Library; 5) Finance; 6) Public Works; 7) General Services; and 8) Housing.
DISCUSSION: The Fire Chief reviewed services provided to the community/internal services including training, community safety classes, grant applications, disaster preparedness program, CUPA program and mutual aid service. The CUPA Coordinator commented on businesses that use, or store, on site “hazardous waste” materials.

Councilmembers commented on: number of Fire service calls and replacement of personnel.

The Special Projects Manager, Recreation Supervisor/PAL, Recreation Coordinator, Youth Training Manager and Interim Senior Services Supervisor reviewed the recreational services provided by the Recreation Department including afterschool program, PAL programs (sports, dancing, and mentoring program) & events, City Corps program, Senior Services activities, and special population activities.

At 7:14 p.m., Councilman MacDonald left the meeting and at 7:28 p.m. Councilman MacDonald returned to the meeting.

Public comments received from: Mayle Alonso; Greg Wilson, Police League; Gloria Roman; William Terry; Michael D. Dillhyon; Jose Antonio Romero; and Elliott Gabriel.

Councilmembers commented on: social work in the community, recreation activities available to the community and the number of volunteer hours.

ACTION: Received budget reports and provided comments.

D. OPENING CEREMONIES

At 7:53 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers, concurrently with the Housing Authority. The meeting opened with the pledge of allegiance to the flag of the United States, followed by a moment of silence. Mayor Flynn presided. Additional staff members present were: Jeri Williams, Police Chief; Rob Roshanian, Interim Public Works Director; Curtis Cannon, Community Development Successor Agency Director; William "Bill" Wilkins, Housing Director; Grace Magistrale Hoffman, Deputy City Manager; Chris Williamson, Principal Planner; Carrie Sabatini, Management Accountant/Auditor; Michael More, Financial Resources Manager; and Anthony Emmert, Water Resources Manager; Eden Alomeri, Assistant City Treasurer.

E. CEREMONIAL CALENDAR

SUBJECT: Presentation to Jeff Chancer.

ACTION: Mayor Flynn announced the retirement of Jeff Chancer, Oxnard Elementary School Superintendent, and commented on his accomplishments. Mr. Chancer spoke of his experiences in the community.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individuals provided public comments: Marie Briggs; Franz Lopez; Woodrow Thomas; Ventura Fernandez; Robert Thompson; Martin Glatt; Steve Nash; Miguel Espinosa; Elsa Serrano; Antonia Clicea; Pat Brown; William Terry and Danny Carrillo.

G. TRANSMITTAL OF INFORMATION ONLY ITEMS

H. INFORMATION/CONSENT PUBLIC HEARINGS

City Manager Department

1. SUBJECT: Public Hearing and Adoption of Resolutions to Levy FY 2013-2014 Assessments for Landscape Maintenance District Nos. 1 through 3, and 7 through 26. (003)

RECOMMENDATION: Continue to July 2, 2013.

ACTION: Council concurred to continue this item to July 2, 2013.

ACTION: Mayor Flynn declared the public hearing open.

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

Development Services Department

2. SUBJECT: Planning and Zoning Permit No. 11-300-04 (Tentative Parcel Map), Located at 1950 Williams Drive, Filed by Jerrold Felsenthal, Agent. (051)

RECOMMENDATION: Adopt a resolution approving PZ 11-300-04 (Tentative Parcel Map), subject to certain findings and conditions.

DISCUSSION: The Development Services Director and Principal Planner reviewed the request to subdivide the property and future development of the property would be under current planning requirements. The City Attorney commented on conditions that may be placed on the property.

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

DISCUSSION: Councilmember Perello discussed placing a "green energy" planning requirement on the building

The Council discussed 1) placing additional building requirements; 2) future use of the site; 3) not having the developer present; 4) standards of all buildings;

ACTION: Moved to place a "green energy" measure on the property. (Perello/Flynn). This motion was withdrawn. Move to table this item to July 16, 2013 (Perello/Ramirez) Ayes: Perello, Flynn and Ramirez. Noes: MacDonald and Padilla.

I. PUBLIC HEARINGS

J. APPOINTMENT ITEMS

K. REPORTS

Finance Department

1. SUBJECT: Community Facilities District No. 3 (Seabridge) Bond Refunding. (113)
RECOMMENDATION: Adopt a resolution authorizing the issuance and delivery of not more than \$32 million in principal amount of Community Facilities District No. 3 (Seabridge at Mandalay Bay) of the City of Oxnard 2013 Special Tax Refunding Bonds, and approving certain documents and authorizing certain actions in connection therewith.
DISCUSSION: Public comments were received from: Martin Glatt.
ACTION: Remove from agenda.

RECESS

At 9:21 p.m. the City Council recessed while the Housing Authority held a meeting and at 9:56 p.m., the City Council reconvened.

HOUSING AUTHORITY

At 9:56 p.m. the joint meeting with the Housing Authority concluded.

N. PUBLIC COMMENTS ON REPORTS

O. PUBLIC COMMENTS ON STUDY SESSION

P. STUDY SESSION

Q. REVIEW OF INFORMATION/CONSENT AGENDA

Comments were received from: Interim City Manager, Deputy City Manager, General Services Manager and Steve Buenger, Oxnard Convention & Visitors Bureau (I-4); Assistant City Treasurer (I-5); Development Services Director (I-7); City Attorney and Financial Resources Manager (I-8).

R. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from: Martin Glatt (S-7); Pat Brown (S-4); Orlando Dozier (I-12); Mark Garcia (I-7); Susan Ashley (I-7); William Terry (I-4) and Abel Magana (I-7).

S. INFORMATION/CONSENT AGENDA

City Manager Department

1. **SUBJECT:** Agreements for City Council Review. (337)
RECOMMENDATION: Approve and authorize the Interim City Manager, to execute the attached agreements/contracts and change orders/amendments in amounts more than \$25,000 but less than \$250,000.
2. **SUBJECT:** Authorization to Submit an Application for Fiscal Year (FY) 2013 Second Chance Act Adult Reentry Program Grant. (341)
RECOMMENDATION: Adopt **Resolution No. 14,351** authorizing the City Manager to submit an application for up to \$750,000 in U. S. Department of Justice funds for Second Chance Act Adult Reentry Program.
3. **SUBJECT:** Adoption of Resolutions Levying FY 2013-2014 Assessments in Landscape Maintenance District Nos. 27 through 60. (343)
RECOMMENDATION: Adopt resolutions levying FY 2013-2014 assessments for Landscape Maintenance District Nos. 27 through 60 as follows: **Resolution No. 14,352** Tract No. 5016, District No. 27 (Rose Island); **Resolution No. 14,353** Tract No. 4268, District No. 28 (Harborside); APN 202-0-110-175 and 202-0-110-295; **Resolution No. 14,354** District No. 29 (Mercy Charities Housing Project); **Resolution No. 14,355** Tract No. 5020, District No. 30 (Haas Automation); **Resolution No. 14,356** Tract No. 4714, District No. 31 (Rancho de la Rosa); **Resolution No. 14,357** Tract No. 5070, District No. 32 (Oak Park); **Resolution No. 14,358** Tract No. 5153, District No. 33 (El Paseo); **Resolution No. 14,359** Tract No. 5136, District No. 34 (Sunrise/Sunset Cove); **Resolution No. 14,360** Parcel Map No. 97-5-55, District No. 35 (Airport Marina Center); **Resolution No. 14,361** Tract No. 5135, District No. 36 (Villa Carmel/Villa Santa Cruz); **Resolution No. 14,362** Tract No. 5137, District No. 37 (Pacific Breeze); **Resolution No. 14,363** Tract No. 5148, District No. 38 (Aldea Del Mar); **Resolution No. 14,364** Tract No. 5198-1 and 5198-2, District No. 39 (Promesa/Sueno); **Resolution No. 14,365** Tract No. 5214, District No. 40 (Cantada); **Resolution No. 14,366** Tract No. 5171, District No. 41 (Pacific Cove); **Resolution No. 14,367** Tract No. 5228, District No. 42 (Cantabria/Coronado); **Resolution No. 14,368** Parcel Map No. 98-5-117, Tract Nos. 4317, 5293 and 5294, District No. 43 (Parc Rose, Tierra Vista, Sonrisa II and Mayfield Village); **Resolution No. 14,369** Tract No. 5253, District No. 44 (American Pacific Homes); **Resolution No. 14,370** Parcel Map No. 00-5-55, District No. 45 (Channel Point); **Resolution No. 14,371** Tract No. 5276, District No. 46 (Daily Ranch); **Resolution No. 14,372** Tract No. 5339, District No. 47 (Sycamore Place); **Resolution No. 14,373** Tract No. 5234, District No. 48 (Victoria Estates); **Resolution No. 14,374**, Tract No. 5296, District

No. 49 (Cameron Ranch); **Resolution No. 14,375** Tract No. 5273, District No. 50 (Pleasant Valley Senior Housing); **Resolution No. 14,376** Tract No. 5389-1, 2 and 3, District No. 51 (Pfiler); **Resolution No. 14,377** Tract No. 5340, District No. 52 (Wingfield); **Resolution No. 14,378** Tract No. 5305, District No. 53 (Huff Court); **Resolution No. 14,379** Tract No. 5459, District No. 54 (Meadowcrest); **Resolution No. 14,380** Tract No. 5640, District No. 55 (Wingfield West); **Resolution No. 14,381** Tract No. 5450, District No. 56 (The Cottages); **Resolution No. 14,382**, APN 144-0-150-085, APN 144-0-150-075, District 57 (Golden State Self Storage); **Resolution No. 14,383**, Tract No. 5441, District No. 58 (Westwind); **Resolution No. 14,384** Tract No. 5542, District No. 59 (Orbela); and APN 213-0-031-250, APN 213-0-031-260; **Resolution No. 14,385**, APN 213-0-031-450, District 60 (The Artisan).

4. **SUBJECT:** Oxnard Convention and Visitors Bureau. (451)
RECOMMENDATION: Approve the contribution of funds in the amount of \$100,000 to the Oxnard Convention and Visitors Bureau for costs associated with the move and installation of the California Welcome Center.*

City Treasurer Department

5. **SUBJECT:** First Amendment to Agreement for Utility Bill Printing, Inserting and Mailing Services. (453)
RECOMMENDATION: Approve and authorize the Mayor to execute an amendment to the agreement between the City of Oxnard and InfoSend, Inc. (5805-12-CT) for \$502,000 for utility bill printing, inserting and mailing services, resulting in a total contract amount of \$753,000, extend the expiration date to June 30, 2015, and provide for adjustment of service fees.

Development Services Department

6. **SUBJECT:** Traffic Signal Modifications at the Intersection of Ventura Road and Ninth Street. (487)
RECOMMENDATION: 1) Adopt Project Specification No. DS 13-12 for the modification of the existing traffic signal at the intersection of Ventura Road and Ninth Street; and 2) Approve the special budget appropriation recognizing the Federal grant funding of \$139,600 from the Highway Safety Improvement Program (HSIP), and transferring existing appropriations of Circulation System Improvement Funds in the amount of \$17,800 from project 113101 Traffic Signal at the intersection of Saviers Road and Hill Street as local match to Ventura Road and Ninth Street (Project No. 123103).
7. **SUBJECT:** Second Reading of **Ordinance No. 2868** Amending Section 17-15(C) of the City Code to Implement California Coastal Commission (Commission) Recommended Changes Pursuant to Commission Certification of Local Coastal Plan (LCP) Amendment OXN-MAJ-1-12 (Seabridge School Use). (491)
RECOMMENDATION: Second reading and adoption.*

Finance Department

8. **SUBJECT:** FY 2013-14 Property Tax Rate for Voter Approved Obligations. (493)
RECOMMENDATION: Adopt **Resolution No. 14,385** establishing the FY 2013-14 tax rates on property in the City of Oxnard for the payment of voter approved obligations.

9. SUBJECT: Special Tax Levy for Community Facilities District No. 2000-3 (Oxnard Boulevard/Highway 101 Interchange). (499)
RECOMMENDATION: Acting as the legislative body of Community Facilities District No. 2000-3 ("CFD No. 2000-3"), adopt **Resolution No. 14,386** setting a special tax rate within CFD No. 2000-3 (Oxnard Boulevard/Highway 101 Interchange) for Fiscal Year 2013-2014.
10. SUBJECT: Special Tax Levy for Community Facilities Districts No. 1 and No. 2 (Westport at Mandalay Bay). (509)
RECOMMENDATION: Acting as the legislative body of Community Facilities District (CFD) No. 1 and of Community Facilities District (CFD) No. 2: 1) Adopt **Resolution No. 14,388** setting a special tax rate within CFD No. 1 (Westport at Mandalay Bay) for FY 2013-2014; and 2) Adopt **Resolution No. 14,389** setting a special tax rate within CFD No. 2 (Westport at Mandalay Bay) for FY 2013-2014.
11. SUBJECT: Special Tax Levy for Community Facilities Districts No. 3 and No. 4 (Seabridge at Mandalay Bay). (529)
RECOMMENDATION: Acting as the legislative body of Community Facilities District (CFD) No. 3 and Community Facilities District (CFD) No. 4: 1) Adopt **Resolution No. 14,390** setting a special tax rate within CFD No. 3 (Seabridge at Mandalay Bay) for FY 2013-14; and 2) Adopt **Resolution No. 14,391** setting a special tax rate within CFD No. 4 (Seabridge at Mandalay Bay) for FY 2013-14.
12. SUBJECT: Special Tax Levy for Community Facilities District No. 5 (Riverpark). (547)
RECOMMENDATION: Acting as the legislative body of Community Facilities District (CFD) No. 5, adopt **Resolution No. 14,392** setting a special tax rate within CFD No. 5 (Riverpark) for FY 2013-14.
13. SUBJECT: Special Tax Levy for Community Facilities District No. 6 (Northshore at Mandalay Bay). (567)
RECOMMENDATION: Acting as the legislative body of Community Facilities District (CFD) No. 6 adopt **Resolution No. 14,393** setting a special tax rate within CFD No. 6 (Northshore at Mandalay Bay) for Fiscal Year 2013-2014.

Fire Department

14. SUBJECT: Authorization to Accept a Grant Award from the Federal Emergency Management Agency Assistance to Firefighters Grant – Vehicle Acquisition, Aerial Ladder Truck. (573)
RECOMMENDATION: Adopt **Resolution No. 14,394** authorizing: 1) The City Manager to accept a grant award from the Federal Emergency Management Agency (FEMA) Assistance to Firefighters grant in the amount of \$906,242, to execute and submit all associated grant documents, including, but not limited to, applications, amendments, and payment requests, which may be necessary to carry out the scope of the grant; 2) A special budget appropriation recognizing grant award of \$906,242 and provide matching funds of \$343,758 from Half Cent Sales Tax (Measure O); 3) 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) The Fire Chief or designee to submit non-financial reports.

Police Department

15. SUBJECT: Resolution Presented to Officer Victor Boswell for Twenty Years of Outstanding Service to the City of Oxnard. (579)
RECOMMENDATION: Adopt **Resolution No. 14,395**.

Public Works Department

16. SUBJECT: Sixth Amendment to Agreement with Aquatic Bioassay and Consulting Laboratories, Inc. for Receiving Water Monitoring Services. (581)
RECOMMENDATION: Approve and authorize the Mayor to execute the Sixth Amendment to the Agreement with Aquatic Bioassay and Consulting Laboratories, Inc. (ABC Labs) (A-6892) for additional scope of services, increase the amount by \$163,167 for a total of \$1,868,375 for receiving water monitoring services and extend the contract expiration date to September 30, 2013.

INFORMATION CONSENT ACTION: Moved to approve as recommend with staff reviewing combining tax districts (I-8). (Padilla/Ramirez) Ayes: Padilla, Perello, Flynn, Ramirez and MacDonald. * Noes: Perello only (I-4 & I-7).

COUNCIL BUSINESS

At 11:09 p.m., the City Council concurred to continue the council meeting.

K. REPORTSPublic Works Department

7. SUBJECT: Utility Rates Assistance Program Options (333)
RECOMMENDATION: Receive a report on the options for a potential program to provide financial assistance on City utility bills to extremely low income residents and provide direction to staff on which option to pursue.
DISCUSSION: The Water Resources Manager reviewed the options for Utility Rates Assistance Program including assistance and annual review of participants. The Chief Financial Officer reviewed possible funding options.

Councilmembers discussed the possible options, possible use of Measure "O" funds, use of grant funds, proof of eligibility and funds from donations.

Public comments were received from: Ventura Fernandez; Pat Brown; Sal Gonzalez; and Francine Castanon.

ACTION: Moved to forward establishing this program with selection of option "one" and staff return to Council regarding financing options. (Ramirez/Flynn) Ayes: Perello, Flynn, Ramirez, MacDonald and Padilla.

M. REPORT OF CITY MANAGER

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The Councilmembers discussed: working with the local "Treetop" facility to stay in the community; Philippine Independence Flag Raising Ceremony; rules regarding Council procedures on placing items on the agenda; ethics policies; the opening of soccer fields at College Park; celebrating June 16th event; PEG channels (public access channel); future budget presentations and discussion regarding creation/retention of local jobs.

T. ADJOURNMENT

At 12:16 a.m. the City Council concurred to adjourn the meeting.



DANIEL MARTINEZ

City Clerk



TIM FLYNN

Mayor