MINUTES
OXNARD CITY COUNCIL
Regular Meeting
October 21, 2014

A. ROLL CALL/POSTING OF AGENDA

At 4:36 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 City Attorney and James Cameron, Chief Financial Officer.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

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 is Guillermo Ramirez v. Oxnard Police Department, et al., United States District Court, Case No. CV13-01615-MWF-AN.

At 5:42 p.m., Council Perello left the closed session meeting due to possible conflict of interest.

The City Council also recessed to a closed session, pursuant to Government Code section 54956.8 to give instructions to its to negotiator, Greg Nyhoff, City Manager, concerning negotiations with Ravello Holdings, Inc., and Cerberus California, LLC, regarding the price and terms of payment for the possible purchase of a portion of an approximately 20 acre parcel of land west of Ventura Road and North of Vineyard Avenue adjacent to City owned property commonly referred to as River Ridge Fields.

At 5:53 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 6:04 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers, concurrently with the Financing 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; James Williams, Fire Chief; Matthew Winegar, Development Services Director; Rob Roshanian, Development Services Manager; Daniel Rydberg, Interim Utilities Director; Carrie Sabatini, Interim Housing Director; Grace Magistrale Hoffman, Deputy City Manager; Michael Henderson, General Services Manager; Christina Aerenlund, Public Information Officer; Lou Balderrama, City Engineer; Cynthia Daniels, Project Manager; Kymberly Horner, Interim Redevelopment Services Manager and Chris Williamson, Principal Planner.

E. CEREMONIAL CALENDAR

J. APPOINTMENT ITEMS

1. SUBJECT: Cesar Chavez Monument in Oxnard (Mayor Pro Tem Ramirez)
DISCUSSION: Mayor Pro Tem Ramirez introduced Dr. Henry Villanueva and Roman Pinal, who commented on efforts to create a monument to honor Cesar Chavez who lived in the community.

Public comments were received from: Barbara Macri-Ortiz; Harold Ceja; Dan Pinedo; Juan Delado and Inez Tuttle.

ACTION: Received information and provided comments.

2. SUBJECT: Second Amendment to Agreement with DH Green Consulting for Prevention and Community Outreach Services for the Oxnard Alliance for Community Strength. (251)
RECOMMENDATION: Approve and authorize the Mayor to execute a Second Amendment to Agreement with DH Green Consulting (5885-12-CM) for the term of October 14, 2014 to September 30, 2015 in the amount of $100,000 bringing the total contract amount to $300,000 (with $150,000 reimbursed by the County of Ventura).
ACTION: The Council concurred to remove from agenda.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from: Ed Ellis; Leo Martinez; Daniel Lechliter; Nancy Pedersen; Armando Vazquez; Barbara Macri-Ortiz; Lupe Anquiano; Steve Nash; Joe Fernandez; Inez Tuttle; Larry Stein; George Miller; Francisco Romero; Juan Delgado and Diane Delaney.

Q. REVIEW OF INFORMATION/CONSENT AGENDA

Comments were received from: Interim Utilities Director (S-2(a)); City Manager and Development Services Director (S-3).

R. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from: Laurn Swigert (S-6); Diane Delaney (S-6); Larry Stein (S-3) and William Clark (S-6).

S. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of the Oxnard City Council for September 9, 16 and 23, 2014; Minutes of the Special Meetings of the Oxnard City Council for September 30, 2014. (271)
RECOMMENDATION: Approve.

City Manager Department

2. SUBJECT: Agreements for City Council Review. (301)
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.

3. SUBJECT: Approval of Lowest Responsible Responsive Bid and Authorization to Issue and Execute a Contract for PW10-12-Rose Avenue Resurfacing and Repairs at Other Locations. (305)
RECOMMENDATION: 1) Award contract to the lowest responsible and responsive bidder, Toro Enterprises, Inc. (A-7724) in the amount of $2,813,264.70 for PW10-12-Rose Avenue Resurfacing and Repairs at other locations, and authorize the Purchasing Agent to execute the contract upon receipt of final documents; 2) Adopt **Resolution No. 14,693** allocating interest earnings from Proposition 1B bonds in the amount of $217,213.99 to the Rose Avenue Resurfacing and Repairs at Other Locations Project; and 3) Approve a Special Budget Appropriation in the amount $2,776,995.49 recognizing the State of California Transportation (Caltrans) for Surface Transportation Act (STA) federal aid grant funding in an amount of $2,559,781.50 and $217,213.99 of interest earnings from Proposition 1B bonds for the Rose Avenue Resurfacing and Repairs at Other Locations Project.

4. SUBJECT: Approval of Lowest Responsible Responsive Bid and Authorization to Issue and Execute a Contract for PW14-05-Bryce Canyon North Neighborhood Street/Alley & Water Improvement Project. (377)
RECOMMENDATION: 1) Award contract to the lowest responsible and responsive bidder, Toro Enterprises, Inc. (A-7719) in the amount of $4,553,672.85 for PW14-05 Bryce Canyon North Neighborhood Street/Alley & Water Improvement Project, and authorize the purchasing agent to execute the contract upon receipt of final documents; and 2) Approve a Special Budget Appropriation of $3,200,000 from the Water Enterprise Fund for the installation of the water line improvements to the Bryce Canyon North Neighborhood Project.

5. SUBJECT: Transportation Development Act (TDA) Local Transportation Fund (LTF) Allocations for FY 2014/15 and Article 3 Bicycle/Pedestrian Funds Resolution. (421)
RECOMMENDATION: Adopt **Resolution No. 14,694** approving the submittal of a claim with the Ventura County Transportation Commission (VCTC) for allocation of FY 2014/15 TDA Article 3 Bicycle/Pedestrian Funds.

Finance Department

6. SUBJECT: Budget Appropriation for Harbor Blvd. Resurfacing. (425)
RECOMMENDATION: Approve a budget appropriation in the amount of $250,000 from the General Fund.

Fire Department

7. SUBJECT: Purchase Order for the Purchase of Vehicle Extrication Equipment. (427)
RECOMMENDATION: Approve and authorize the Mayor to execute a purchase order in the amount of $362,935 with Fire Service Specification & Supply (FS3) for the purchase of vehicle extrication equipment.

Utilities Department

8. SUBJECT: Professional Services Agreement with Carollo Engineers, Inc. to provide Local Limits Evaluation for Wastewater Pretreatment Reporting Requirements under the National Pollutant Discharge Elimination System (NPDES). (433)
RECOMMENDATION: 1) Approve and authorize the Mayor to execute an agreement with Carollo Engineers, Inc., (A-7114) in the amount of $475,103 to provide a Local Limits Evaluation for Wastewater Pretreatment Reporting Requirements under the NPDES: and 2) Approve the appropriation of funds in the amount of $475,103 from the Wastewater Treatment Operating Fund Balance to provide funding for Agreement with Carollo Engineers (A-7114).

9. SUBJECT: First Amendment to Agreement with KEH & Associates, Inc. for Wastewater and Stormwater Operations, Management and Assessment. (461)
RECOMMENDATION: 1) Approve and authorize the Mayor to execute a First Amendment to the Agreement with KEH & Associates, Inc. (A-7672) for Wastewater and Stormwater Operations, Management and Assessment, in the amount of $872,187 to bring the total amount to $3,147,542 for the provision of Phase 2 services; and 2) Approve the transfer of funds in the amount of $872,187 from various Water projects to provide funding for this amendment.

10. SUBJECT: Approval of Lowest Responsible Responsive Bid and Authorization to Issue and Execute a Contract for Project Specification No. 14-12 Non-Scheduled Repairs of Wastewater Collection and Storm Drain Systems. (475)
RECOMMENDATION: 1) Approve and authorize the Mayor to execute Contract to the lowest responsible responsive bidder, Sam Hill & Sons, Incorporated (A-7721) in the amount of $500,000 for Project Specification No. 14-12 Non-Scheduled Repairs of Wastewater Collection and Storm Drain Systems for the period of November 1, 2014 through October 31, 2015; and 2) Approve the appropriation of funds in the amount of $250,000 from the Wastewater Collection Operating Fund Balance to provide funding for Contract with Sam Hill & Sons (A-7721) for Non-Scheduled Repairs of Wastewater Collection and Storm Drain Systems for Fiscal Year 2014-15.

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

O. PUBLIC COMMENTS ON STUDY SESSION

P. STUDY SESSION

Development Services Department

1. SUBJECT: Planning Division review of 2030 General Plan Ormond Beach policies, followed by a presentation by Peter Brand of the Coastal Conservancy of a Development Program Proposal for the Area South of Hueneme Road and East of Edison Drive.
RECOMMENDATION: Receive verbal presentation.
DISCUSSION: The Principal Planner commented on the proposed development of conservancy area, including wetland restoration and research development facilities.

Peter Brand, Coastal Conservancy, (Mario Violich of Moore Ruble Yudell Architects & Planners, Joni Janecki and Rob York) outlined the "vision plan" of "wetlands" restoration at Ormond Beach and the proposed development of a Research and Development center, including partnership with University of California and other government agencies.

Bruce Stenslie, Economic Development Collaborative of Ventura County, commented on the tourism sector, local employment related to tourism, agriculture sector, and the effect of a "research center" at Ormond Beach.

Public comments were received from: Kathy Long, County Supervisor; Michael Stubblefield; Steve Nash; Brian Segee; Lucas Zucker; Jurgen Gramckow; Francine Castanon; Daniel Lechliter, Lupe Anguiano; George Miller; Janis McCormick; Diane Delaney; Greg Runyon; Shirley Godwin; William Terry and Barbara Macri-Ortiz.

The City Council discussed: the development of jobs; land use; zoning of property and creating partnerships with educational institutions, governmental agencies, the agricultural community and the private sector.

ACTION: The City Council received report and provided comments to staff.

G. TRANSMITTAL OF INFORMATION ONLY ITEMS

H. INFORMATION/CONSENT PUBLIC HEARINGS

I. PUBLIC HEARINGS

The City Council concurred to hear item (I-1) Ayes: Flynn, Ramirez, MacDonald and Padilla. Noes: Perello.

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

Finance Department

1. SUBJECT: Issuance of Lease Revenue Project and Refunding Bonds, Series 2014. (001)
RECOMMENDATION: That City Council: 1) Adopt **Resolution No. 14,691** authorizing the sale, issuance and delivery of not more than $27 million in City of Oxnard Financing Lease Revenue Project and Refunding Bonds, Series 2014 ("2014 Bonds"), and approving certain documents and authorizing certain action in connection therewith; 2) Approve a special budget appropriation in the amount of $20 million for various neighborhood street resurfacing projects and 3) approving certain documents and authorizing certain action in connection therewith.
DISCUSSION: The Chief Financial Officer reviewed the bond funding process and the scheduled "time-line" to issue these bonds.

   Public comment was received from: Larry Stein.

   The Council discussed: the bond "funding" for street resurfacing projects and the time period to complete these projects.

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

FINANCING AUTHORITY

At 11:04 p.m. the joint meeting with the Financing Authority concluded.

K. REPORTS

The City Council concurred to hear item (K-1). Ayes: Flynn, Ramirez, MacDonald, Padilla and Perello.

Development Services Department

1. SUBJECT: Parking Ordinance Revision and Review of One Year Trial for Free Electric Vehicle Charging at City-Owned Charging Stations. (259)
   RECOMMENDATION: 2) Adopt **Resolution No. 14,692** suspending for one additional year until November 14, 2015, the $2.25 per hour fee for electric vehicle charging at city-owned chargers.
   DISCUSSION: The Project Manager briefly commented on the current electric vehicle charging system, comments received from users and requested a year extension of the program.

   Public comments were received from: Russell Sydney; James Reach; Donna Elam; Sue Williamson; Warren Matsui and Daniel Lechliter.

   The Council discussed: charging cost; use of the current system; need for more information and possible upgrade of system.

   ACTION: Approved as recommended (only second part of recommendation). (Perello/Padilla). Ayes: Padilla, Perello, Flynn, Ramirez and MacDonald.

L. REPORT OF CITY MANAGER

1. SUBJECT: Update on the Water Conservation Program.
   RECOMMENDATION: Receive a verbal report.
   ACTION: Continue to future date.

M. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The Council discussed: possible future special meeting dates in November; report regarding the Anterra Well (disposal of oil-drilling waste products) located in Ventura County, near City of Oxnard boundaries; use of the Intelligence Traffic System; Veteran's Day activities and receiving a report regarding crimes statistics.

N. PUBLIC COMMENTS ON REPORTS

T. ADJOURNMENT

At 11:57 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

TIM FLYNN
Mayor