MINUTES

OXNARD CITY COUNCIL
Regular Meeting
April 5, 2016

A. ROLL CALL/POSTING OF AGENDA

At 4:37 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; Maria Hurtado, Assistant City Manager; Scott Whitney, Assistant City Manager; Stephen Fischer, Interim City Attorney; Daniel Rydberg, P.W. Utilities Director; Eric Sonstegard, Assistant Police Chief; Kymberly Horner, Economic Development Director; Lisa Yoshimura, Assistant Human Resources Director; Thien Ng, Senior Process Engineer; Terrel Harrison, Recreation Supervisor/PAL Co-Director; and Chelsea Reynolds, PACC Manager.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

D. PUBLIC COMMENTS ON STUDY SESSION

E. STUDY SESSION

City Manager Department

1. SUBJECT: Presentation of Four Strategic Priority Business Plans Resulting from City Council's Priority Setting Workshop. (001)
RECOMMENDATION: That City Council discuss and provide direction on strategic priority business plans resulting from priorities determined by City Council at the City Council Strategic Summit.
DISCUSSION: The City Manager, Assistant City Manager (Hurtado), Assistant Police Chief, P.W. Utilities Director, Economic Development Director and Assistant Human Resources Director presented an overview of the strategic business plans to provide quality of life issues including improving public safety, addressing homelessness issues, strengthening neighborhoods and development of "Whistleblower" program.

   Public comments were received from: Michael Gleason, Sue Brinkmeyer, Dan Pinedo and Inez Tuttle.

   The City Council commented on: use of Citizen Advisory Groups; the "implantation" schedule of plans and addressing the needs of the community including homelessness issues, rental inspection program, economic development and safety of the community.

   ACTION: The City Council provided comments to staff.

F. OPENING CEREMONIES

At 6:05 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. Additional staff members present were: Bryan Brice, Fire Chief; Todd Housley, Environmental Resources Manager; Tabin Cosio, Human Resources Director; Arturo Castillo, Housing Director; Ashley Golden, Development Services Director; Trish Honigsberg, Outreach & Education Specialist and Ruth Johnson, Management Analyst.

G. CEREMONIAL CALENDAR

1. Invitation to Earth Day Celebration, Saturday April 9, 11:00 A.M. - 3:00 P.M. at Plaza Park in Downtown Oxnard.
   DISCUSSION: Mayor Flynn introduced Trish Honigsberg, Outreach & Education Specialist, who invited the community to the Earth Day activities.

H. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from: Michael Gleason (update of City web site); Ed Ellis (Ormond Beach report); Aaron Starr (initiative process); Manisha Ropheka (Councilman MacDonald); Sheri Boles (California Public Utility Commission); David Valenzuela (apartment development at 1375 E. Channel Islands); Wilfredo Chua (traffic impact of housing development at 1375 E. Channel Islands); Juan Runsel (Miguel Lopez work in Colonia neighborhood); Maria Flores (recognized the work of Miguel Lopez); Elsa Zavla (recognized work of Miguel Lopez); David Laufer (hotel zoning, short-term housing rental); George Miller (Miguel Lopez, wastewater costs); Larry Stein (public comments in minutes, development fees); Inez Tuttle (initiative process, Mandalay Shore Community Association) and Pat Brown (community communications regarding financial issues).

I. REVIEW OF INFORMATION/CONSENT AGENDA

Comments were received from: Fire Chief (K-3); Housing Director, Management Analyst and Development Services Director (K-4); and Environmental Resources Manager (K-6);

J. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comment was received from: Pat Brown (K-6).

K. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Approve Minutes of the Regular Meetings of the Oxnard City Council for March 1 and 15, 2016. (061)
   RECOMMENDATION: Approve.

City Manager Department

2. SUBJECT: Agreements for City Council Review. (073)
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.

Fire Department

3. SUBJECT: Accept the Grant and Appropriate Funds for the 2015 Emergency Management Performance Grant (EMPG) (075)
RECOMMENDATION: Approve a Budget Appropriation recognizing grant award in the amount of $48,429 to the 2015-2016 Emergency Management Performance Grant (EMPG) No. 772250.

Housing Department

4. SUBJECT: Affordable Housing and Rehabilitation Program Loan Policies. (079)
RECOMMENDATION: Approve revisions to the City of Oxnard Affordable Housing and Rehabilitation Division Loan Program Policies.

Public Works Department

5. SUBJECT: Purchase Order and Budget Appropriation to Purchase Refuse Transport Tractor. (139)
RECOMMENDATION: 1) Approve and authorize the mayor to execute a Purchase Order No. 5769 for the purchase of a refuse transport tractor from Pape Kenworth Truck Dealership in the amount of $111,643; and 2) Approve a budget appropriation of $86,643 for the purchase of the refuse transport tractor.

6. SUBJECT: Approve Plans and Specifications for the Del Norte Facility Floor Restoration Project PW 16-03. (145)
RECOMMENDATION: Approve plans and specifications for PW16-03 Del Norte Facility Floor Restoration and authorize staff to solicit bids for the project.

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

L. PUBLIC HEARINGS

Housing Department

1. SUBJECT: Public Hearing for Issuance of Multifamily Housing Revenue Bonds.
RECOMMENDATION: This item has been pulled and will be re-noticed and rescheduled.
ACTION: The City Council concurred to remove this item from the agenda.

M. APPOINTMENT ITEMS

N. REPORTS

City Attorney Department

1. SUBJECT: Whistleblower Hotline Policy. (147)
RECOMMENDATION: That City Council adopt a resolution establishing a Whistleblower Hotline Policy.
DISCUSSION: The Interim City Attorney reviewed the establishment of a "Whistleblower Hotline" policy including working with "internal auditor" and phone line.

Public comments received from: Ed Ellis, Jackie Tedeschi and George Miller.

The City Council discussed the establishment of a "Whistleblower Hotline" policy including reporting process, use of an "auditor" and working with stages of this policy.

ACTION: Approved as recommended, **Resolution No. 14,906**. (Perello/Ramirez). Ayes: MacDonald, Padilla, Perello, Flynn and Ramirez.

Public Works Department

2. SUBJECT: Agreement with Siemens Industry, Incorporated (Siemens) for the Purchase and Installation of Video Camera Security and Surveillance Equipment for the Del Norte Regional Recycling and Transfer Station (Del Norte Facility) (157)
RECOMMENDATION: That City Council: 1) Approve and authorize the City Manager to execute an agreement with Siemens in the amount of $176,717 for the purchase and installation of video camera security and surveillance equipment for the Del Norte Facility (Agreement No. A-7859); and 2) Approve the appropriation of funds in the amount of $176,717 from the Solid Waste Security & Contamination Fund Balance to provide for the purchase and installation of video camera security and surveillance equipment.
DISCUSSION: The Environmental Resources Manager commented on proposed security equipment. The Human Resources Director reviewed the "due" process established by employer and union contracts.

The City Council commented on "security" needs of the facility and employee information process.

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

3. SUBJECT: City-Wide Street Sweeping - First Amendment to Agreement No. A-7659. (191)
RECOMMENDATION: That City Council approve and authorize the Mayor to execute the First Amendment to the Agreement with Venco Power Sweeping, Incorporated (Agreement No. A-7659) for City-wide street sweeping services to extend the agreement expiration date to March 31, 2018; and increase the initial two-year contract total from $981,000 to $1,962,000 over the extended four-year term.
DISCUSSION: The P.W. Utilities Director reviewed the street sweeping contract, State requirements and costs for placement of street signs.

Public comments were received from: Larry Stein; George Miller, Sandra Sudac and Dan Pinedo.

The City Council commented on City-wide signage and parking issues.

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

4. SUBJECT: Approval of Contract A-7817 with Toro Enterprises for College Estates. (205)
RECOMMENDATION: That City Council: 1) Award Contract A-7817 to the lowest responsible and responsive bidder, Toro Enterprises, Inc., in the amount of $1,864,891.50 for UD15-08-College Estates Neighborhood Resurfacing Project including water main replacement and authorize the purchasing agent to issue and execute the contract upon receipt of final documents; and 2) Approve a budget adjustment transferring $880,633 from Water Operating Fund of the AWPF Land Acquisition Project 146003 to fund the water main replacement portion of the College Estate Resurfacing Project 153112.
ACTION: Approved as recommended. (MacDonald/Perello). Ayes: Flynn, Ramirez, MacDonald, Padilla and Perello.

5. SUBJECT: Approve First Amendment to Agreement No. A-7815 with AECOM Technical Services, Inc. for the Wastewater Treatment Plant Improvements Project. (265)
RECOMMENDATION: That City Council: 1. Approve and authorize the Mayor to execute the First Amendment to the Agreement with AECOM Technical Services, Inc. (AECOM) for the Wastewater Treatment Plant Improvements Project (Agreement No. A-7815), to increase the cost of services in the amount of $2,912,393 for the Phase 2A services to bring the total agreement amount to $3,131,138 and to extend the expiration date from July 28, 2016 to December 31, 2017; and 2. Approve budget transfers from Capital Improvements Projects 136607 in the amount of $300,000 and 916201 in the amount of $107,854.
DISCUSSION: The Utilities Director and Senior Process Engineer reviewed the "wastewater treatment plant" improvements including complying with permit requirements and other options that were examined.

Public comment received from: Pat Brown.

The City Council discussed the necessary rehabilitation of "wastewater" facilities.

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

P. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

1. SUBJECT: Appointment of City Attorney and Approval of Employment Agreement. (321)
RECOMMENDATION: That City Council: 1) Appoint Stephen M. Fischer as City Attorney and approve and authorize the Mayor to execute an agreement (Agreement No. A-7880) with Mr. Fischer providing terms and conditions concerning his employment as the City Attorney; and 2) Adopt a Resolution appointing the City Attorney.
DISCUSSION: The Human Resources Director reviewed the selection process of City Attorney; benefit package, the evaluation process and contract information.

The City Council discussed: the evaluation process of the City Attorney, performance expections and the total benefit package including salary and benefits.

ACTION: Approved as recommended, **Resolution No. 14,907**. (MacDonald/Ramirez). Ayes: MacDonald, Padilla, Flynn and Ramirez. Noes: Perello (stated for the record "paragraph 10 regular basis … that phrase … and criteria developed" are the basis why I'm voting "no".)

O. REPORT OF CITY MANAGER

The City Manager commented on the new "wastewater" rates and "why" the increase was necessary.

P. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The City Council discussed: "wastewater" bond information (Perello); California Public Utilities Commission Hearing decision (regarding proposed Oxnard coastal power plant) was removed from agenda (Ramirez); response to holding the 2016 North American Travel Journalists Association Conference in the community (Ramirez); youth "violence" within the community (Ramirez); visit to Washington D.C. to discuss local military base issues (MacDonald).

R. ADJOURNMENT

At 9:46 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

TIM FLYNN
Mayor