

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
September 9, 2014

A. ROLL CALL/POSTING OF AGENDA

At 4:32 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Tim Flynn, Carmen Ramirez and Bryan A. MacDonald were present. Councilmembers Dorina Padilla and Bert Perello were absent. 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; Stephen Fischer, Interim City Attorney and James Cameron, Chief Financial Officer.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

Public comment was received from: Steve Nash.

C. CLOSED SESSION

At 4:36 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 numbers of the litigation being discussed are City of Oxnard v. Malcolm Pirnie, et al., Los Angeles County Superior Court, Case No. BC469176; and City of Oxnard v. Southern California Gas Co., et al. Ventura County Superior Court, Case No. 56-2013-00439270-CU-BC-VTA.

At 5:58 p.m. the City Council reconvened and recessed to the evening session. At 6:02 p.m., the Interim City Attorney announced by a voted of 3-0, with Mayor Flynn, Mayor Pro Tem Ramirez and Councilmember MacDonald voting in the affirmative (Councilmembers Padilla and Perello were not present), the City Council decided to seek appellate review in City of Oxnard v. Southern California Gas Co., et al of the Court's rulings on the parties' Motions for Summary Adjudication regarding responsibility for payment of costs of relocating utilities during construction of the Rice/Santa Clara Ave. – Highway 101 Interchange Project.

D. OPENING CEREMONIES

At 6:02 p.m., the regular meeting of the Oxnard City Council reconvened in the Council Chambers, concurrently with the Community Development Commission Successor Agency. The meeting opened with the pledge of allegiance to the flag of the United States, followed by a moment of silence. Mayor Flynn presided and Councilmember Bert Perello was present. Additional staff members present were: Danielle Navas, City Treasurer; Jeri Williams, Police Chief; James Williams, Fire Chief; Barbara Murray, Library Director; Rob Roshanian, Interim Public Works Director; Grace Magistrale Hoffman, Deputy City Manager; Martin Erickson, 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**1. SUBJECT: Designation of "Purple Heart City"**

DISCUSSION: The Mayor presented a proclamation to Karen Schatz, Oxnard Librarian who introduced Robert Buckney; Jim Daniels; John Williams; Michael Cook; Richard Bryan and Brian Camarillo local veterans.

ACTION: Mayor Flynn presented the proclamation and recognized all local veterans.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from: Ed Ellis; Mario Quintana; Steve Nash; Robert Moon; Dick Jaquez; Bertha Almanez; Marcos Manilla; Evangelina Avila; Beverley Markham; Maricela Chavez; Maria Franco; George Miller; John D. Martinez; Daniel Lechlitter; Jacinta Garcia; Elliott Gabriel; Tanya Cole; Cynthia Gonzalez; Inez Tuttle; Juan Delgado; Peggy Rivera and Jess Gutierrez.

G. TRANSMITTAL OF INFORMATION ONLY ITEMS**I. PUBLIC HEARINGS**

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

Development Services Department**1. SUBJECT: Planning and Zoning Permit Nos. 14-620-01 (General Plan Amendment) and 14-570-01 (Zone Change), and Negative Declaration No. 2014-02, for the properties located at 2011, 2100, 2201 Statham Boulevard, 1600 Ives Avenue, and 1741 Pacific Avenue. (001)**

RECOMMENDATION: 1) Adopt **Resolution No. 14,684** (i) approving Planning and Zoning Permit No. 14-620-01 (General Plan Amendment) to change the existing General Plan land use designation from Industrial Business and Research Park (BRP) to Commercial General (CG) and Industrial Limited (ILM) to Commercial General (CG); (ii) amending the General Plan Land Use Map; and (iii) adopting negative declaration (ND. No. 2014-02), for the properties located at 2011, 2100, and 2201 Statham Boulevard, 1600 Ives Avenue, and 1741 Pacific Avenue; and 2) Approve the first reading by title only and subsequent adoption of **Ordinance No. 2885** (i) approving Planning and Zoning Permit No. 14-570-01 (Zone Change) to change the existing zoning designation from Business and Research Park Zone (BRP) to General Commercial Planned Development Zone (C-2-PD) and Limited Manufacturing Zone (M-L) to General Commercial Planned Development Zone (C-2-PD); (ii) amending the City of Oxnard Zoning Map to change the zoning designations of property; and (iii) adopting negative declaration (ND No. 2014-02), for the properties located at 2011, 2100, and 2201 Statham Boulevard, 1600 Ives Avenue, and 1741 Pacific Avenue.

DISCUSSION: The Principal Planner briefly reviewed the proposed changes.

Public Comments were received from: Pat Brown and Peggy Rivera.

The Councilmembers discussed: proposed zone changes, use of former Redevelopment property and future development options.

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

H. INFORMATION/CONSENT PUBLIC HEARINGS

Housing Department

1. SUBJECT: The City of Oxnard's Consolidated Annual Performance and Evaluation Report (CAPER) for the Fiscal Year 2013-2014.

RECOMMENDATION: Continued to September 16, 2014

ACTION: Moved to continue. (Ramirez/Perello) Ayes: MacDonald, Perello, Flynn and Ramirez.
Absent: Padilla.

J. APPOINTMENT ITEMS

RECESS

At 7:44 p.m., the City Council recessed while the Community Development Commission Successor Agency held a meeting. At 8:23 the City Council meeting reconvened.

K. REPORTS

N. PUBLIC COMMENTS ON REPORTS

O. PUBLIC COMMENTS ON STUDY SESSION

P. STUDY SESSION

Q. REVIEW OF INFORMATION/CONSENT AGENDA

Comments were received from: Police Chief (S-2(a), S-2(e) & S-10); General Services Manager (S-2(b)); City Engineer (S-2(d)); General Services Manager (S-3); City Treasurer (S-4); Project Manager (S-6); and Fire Chief (S-8).

R. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

S. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of the Oxnard City Council for June 24; July 1, 8, 15, 22, 2014. (063)

RECOMMENDATION: Approve.

City Manager Department

2. SUBJECT: Agreements for City Council Review. (093)

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.* Removed S-2(a).

3. SUBJECT: Agreement No. 6856-14-CM –General On-Call Engineering Services. (097)
RECOMMENDATION: Approve and authorize the Mayor to execute Agreement with Penfield & Smith Engineers (6856-14-CM) in the not-to-exceed amount of \$750,000 for general on-call engineering services for three years beginning on September 9, 2014.

City Treasurer Department

4. SUBJECT: Quarterly Investment Report for the Fourth Quarter F/Y 2013-2014. (123)
RECOMMENDATION: Accept the Quarterly Investment Report for the Fourth Quarter F/Y 2013-2014.

Development Services Department

5. SUBJECT: Final Parcel Map PZ No. 12-300-02. Filed by Dionisio Rodriguez, D.A.L., LLC, 2600 Stern Lane, Oxnard, California 93035. (131)
RECOMMENDATION: Adopt **Resolution No. 14,685** approving Final Parcel Map PZ No. 12-300-02 for property located approximately 100 feet southeast of the intersection of West Pleasant Valley Road and Charles Street (APN: 222-0-102-240 and 222-0-102-260).
6. SUBJECT: Special Budget Appropriations for Bicycle Facilities at C Street and in the Northeast Community Specific Plan (NECSP). (143)
RECOMMENDATION: 1) Recognize and appropriate \$58,536 of federal grant to the “Bike Facilities NE Plan” Project; 2) Appropriate Transportation Development Act / Bicycle and Pedestrians Funds in amount of \$93,250 to the “Bike Facilities NE Plan” Project; and 3) Recognize and appropriate \$27,825 of federal grant to the “C St Bike Facilities” Project.

Fire Department

7. SUBJECT: Donation of Equipment to Allan Hancock College. (149)
RECOMMENDATION: Adopt **Resolution No. 14,686**: 1) Approving an Equipment Donation Agreement with Allan Hancock College; 2) Authorizing the Mayor’s execution of the Equipment Donation Agreement; and 3) Authorizing the Oxnard Fire Chief to donate Equipment to Allan Hancock College pursuant to the terms of the Equipment Donation Agreement upon City Council adoption of the resolution and the Mayor’s execution of the Equipment Donation Agreement.
8. SUBJECT: Authorization to Submit an Application to Federal Emergency Management Agency (FEMA) for the 2014 Staffing for Adequate Fire & Emergency Response (SAFER) Grant. (159)
RECOMMENDATION: Adopt **Resolution No. 14,687** authorizing the submittal of a grant application to FEMA for 2014 SAFER grant funds in the amount of \$3,118,613.40.

Police Department

9. SUBJECT: Memorandum of Agreement between Commander, Navy Region Southwest and the City of Oxnard. (161)
RECOMMENDATION: Approve and authorize the Mayor to execute the Memorandum of Agreement (A-7718) between Commander, Navy Region Southwest and the City of Oxnard, relating to the Oxnard Police Department’s response to criminal and/or terrorist incidents at Naval Base Ventura County.

10. SUBJECT: Memoranda of Understanding between Various Local School Districts and the City of Oxnard Police Department. (169)

RECOMMENDATION: Approve and authorize the City Manager to execute the Fiscal Year 2014-15 Memoranda of Understanding (MOU) between the Rio School District (6663-14-PO), Hueneme School District (6661-14-PO), Oxnard School District (6679-14-PO) and Oxnard Union High School District (6665-14-PO & 6666-14-PO) for the School Resource Officer (SRO) Program.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended with removal of S-2(a) for future date. (MacDonald/Ramirez) Ayes: Flynn, Ramirez, MacDonald and Perello. Absent: Padilla.

COMMUNITY DEVELOPMENT SUCCESSOR AGENCY

At 9:47 p.m. the joint meeting with the Community Development Successor Agency concluded.

L. REPORT OF CITY MANAGER

The City Manager commented on upcoming reports: the proposed September 30, 2014 (budget update) meeting; updating of City policies; presentation of HUD communications; update of neighborhood street repairs; improving the permit process; and water tank investigation. The Fire Chief commented on "9/11" activities at Oxnard Fire Stations.

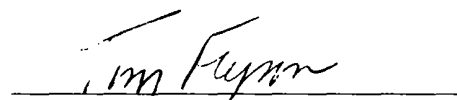
M. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The Council discussed: attending Regional Rail conference (MacDonald); attending California League of Cities conference; recent correspondence received from HUD; status of Los Cortes development; Southern California Association of Governments report on poverty (Ramirez); use of video cameras in the community; "water conservation" measures; status of the Public Access Channel; update of Solid Waste Transfer Station; status of building the Rose Park restroom and planned Veterans Day's activities.

T. ADJOURNMENT

At 10:07 p.m. the City Council concurred to adjourn the meeting.


DANIEL MARTINEZ
City Clerk


TIM FLYNN
Mayor