

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
May 10, 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, City Attorney and Jefferson Billingsley, Deputy City Attorney.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

D. PUBLIC COMMENTS ON STUDY SESSION

E. STUDY SESSION

1. SUBJECT: Smoking Study Session.

RECOMMENDATION: Hold a study session regarding a potential smoking ordinance and provide direction to staff.

DISCUSSION: The Deputy City Attorney reviewed: changes to State regulations; proposed City regulations; "smoking" policies of other cities including a "grading" of smoking policies within cities and possible "smoking" restrictions by the Council.

Public comments received from: Adam Lopez; Primo Castro (Ventura County American Cancer Society); Jackie Tedeschi; Inez Tuttle; Sandra Tovar (Ventura County Health Department) and Vicky Gonzalez.

The City Council discussed several issues including policies of other cities; protecting the health of the community; balance of individual's rights; public outreach; receiving comments from business community; public housing "smoking" policies and private housing "smoking" issues.

ACTION: Provide comments and directions to staff to draft a policy following guidelines of Option 1 (Perello/Padilla) Ayes: Ramirez, MacDonald, Padilla, Perello and Flynn.

RECESS

At 5:42 p.m., the City Council recessed to the evening meeting.

F. OPENING CEREMONIES

At 6:06 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: Dave Millican, Special Financial Counsel; Bryan Brice, Fire Chief; Kymberly Horner, Economic Development Director; Ashley Golden, Development Services Director; Daniel Rydberg, Public Works Director; Michael More, Financial Resources Manager; Jason M. Samonte, Traffic Engineer; Michael Henderson, General Services Manager and Randy Latimer, Police Commander.

G. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Proclamation Designating the Week of May 15 -21, 2016 as "Public Works Week".

DISCUSSION: The City Council recognized the workers of the Public Works Department including Streets Division, Solid Waste Division, Water Division, Wastewater Division, Environmental Resources Manager, Community Awareness and other divisions who provide community service 24 hours-a-day.

H. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from: Inez Tuttle (association fee); Deirdre Frank (short-term vacation rental of homes); Mike Kommel (dogs running off-leash); Martin Jones (wastewater maintenance); Jim Carr (Ed Hunt Rehab Point); Woodrow Thomas (Police Officer Randy Latimer); Joe Avelar (violations of landscape blowers, car washes, vendor vendors, use of banners); Ada Kralian (affordable housing at former Skyview Drive-in); Robert Murphy (short-term vacation rental); Tomas Garcia (redevelopment properties, community access to downtown and beach area); Steve Nash (loss of recent department heads, upcoming "power" plant hearing); Pat Brown (State of the City speech by Mayor); Abel Magana (use of funds to benefit the community, downtown vision plan); Julie Pena (short-term home rental of homes) and George Miller (verbal comments directed to the Police Chief).

I. REVIEW OF INFORMATION/CONSENT AGENDA

Public Comments were provided by: City Attorney (I-1); Economic Development Director (I-3(b)) and Fire Chief (I-4).

J. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

K. INFORMATION CONSENT AGENDA

City Attorney Department

1. SUBJECT: Adoption of City Council Procedures Manual.

RECOMMENDATION: Adopt **Resolution No. 14,915** to adopt the City Council Procedures Manual developed through the City Council Procedures Committee.

City Clerk Department

2. SUBJECT: Minutes of the Regular Meeting of the Oxnard City Council for April 12 and 19, 2016.

RECOMMENDATION: Approve.*

City Manager Department

3. SUBJECT: Agreements for City Council Review.

RECOMMENDATION: Approve and authorize the City Manager to execute the 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

4. SUBJECT: Authorization to Apply for Grant from the Federal Emergency Management Agency to Assistance to Firefighters Grant – Fire Prevention and Safety Grant in the Amount of \$175,000. RECOMMENDATION: Adopt **Resolution No. 14,916** authorizing: 1) The Fire Chief to submit an application to the Federal Emergency Management Agency (FEMA) Assistance to Firefighters grant in the amount of \$175,000; 2) The City Manager to execute the grant agreement if grants funds are awarded to the City; 3) The Finance Director to appropriate the funds and perform all other required financial actions; and 4) The Fire Chief or designee to submit non-financial reports.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended. (MacDonald/Ramirez) Ayes: MacDonald, Padilla, Perello, Flynn and Ramirez. *Abstain: Padilla minutes of April 19, 2016 only.

L. PUBLIC HEARINGSM. APPOINTMENT ITEMSN. REPORTSFinance Department

1. SUBJECT: Correct Clerical Error Calculation of Interest Income Budgeted in FY 2015-16 for All Maintenance Assessment Districts.
RECOMMENDATION: Approve a budget adjustment to reduce the interest income budgeted in Fiscal Year 2015-16 for all the Maintenance Assessment Districts.
DISCUSSION: The Special Financial Counsel reviewed how the error occurred and provided the documents showing correction and future corrections.

Public comment received from: Michael Gleason.

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

Development Services Department

2. SUBJECT: Adoption of Speed Zone Surveys.
RECOMMENDATION: Adopt the Citywide Speed Zone Survey (SZS) which establishes the posted speed limits on City streets.
DISCUSSION: The Traffic Engineer reviewed the study recommendations and reasons to have speed zone surveys.

The Police Commander commented on driving speed when children are in crosswalks.

Public comments received from: Pat Brown; Dan Chavez; Dan Pinedo; Jackie Tedeschi; Steve Nash; Roy Prince; George Miller and Woodrow Thomas.

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

3. SUBJECT: Update on Traffic Engineering Projects.

RECOMMENDATION: Receive a report on Traffic Engineering Projects including the Intelligent Transportation System (ITS), Truck Routes, and the Rice Avenue Bridge over Fifth Street/Union Pacific Railroad (UPRR) Tracks.

DISCUSSION: The Traffic Engineer outlined traffic projects to reduce traffic and funding needs to complete ITS.

Public comments received from: Pat Brown, Roy Prince and Daniel Chavez.

The Council discussed: funding; traffic improvements, levels of service.

ACTION: The City Council received report and provided comments.

Public Works Department

4. SUBJECT: Joint Use Agreement with Oxnard School District.

RECOMMENDATION: Approve the Joint Use Agreement No. A-7870 with the Oxnard School District to allow exclusive use of a portion of Lemonwood Park, located at 2055 East San Mateo Road, from 8:00 a.m. to 3:30 p.m. each and every day that school is in session for a period of approximately 24 months.

DISCUSSION: The General Services Manager outlined the "use" agreement regarding Lemonwood park for the two years during school construction.

The City Council discussed "joint use" agreements with schools, funding for maintenance of park and benefits to the community.

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

5. SUBJECT: Approve South Oxnard Branch Library Settlement Appropriation (15/15)

RECOMMENDATION: Approve a budget appropriation in the amount of \$905,000 from the General Fund – Fund Balance for the remediation of water damage and skylight at the South Oxnard Branch Library via Capital Outlay Fund - South Oxnard Improvement Capital Project.

ACTION: Continue to future date.

HOUSING AUTHORITY

At 10:16 p.m., the joint meeting with the Housing Authority concluded.

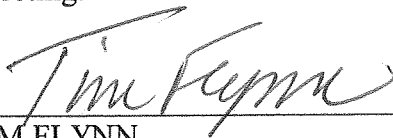
O. REPORT OF CITY MANAGERP. CITY COUNCIL

The City Council discussed: changes at the top management level (Library Director title/position being changed to Cultural and Community Services Director; loss of HR department head); upcoming Public Utility Commission meeting (proposed "power" plant location); Homeless prevention issues; upcoming May 21 Bill Soo Hoo event and seawall issues.

Q. PUBLIC COMMENTS ON REPORTSR. ADJOURNMENT

At 10:29 p.m. the City Council concurred to adjourn the meeting.


DANIEL MARTINEZ
City Clerk


TIM FLYNN
Mayor