MINUTES
OXNARD CITY COUNCIL
Regular Meeting
April 14, 2015

A. ROLL CALL/POSTING OF AGENDA

At 4:35 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers concurrently with the Oxnard Community Development Commission Successor Agency. Councilmembers Carmen Ramirez, Bryan A. MacDonald, Dorina Padilla and Bert Perello were present. Mayor Tim Flynn was absent. The Deputy City Clerk stated that the agenda was posted on Thursday in the Library and City Clerk's Office. Mayor Pro Tem Ramirez presided and called the meeting to order. Staff members present were: Greg Nyhoff, City Manager; Scott Whitney, Interim Assistant City Manager; Stephen Fischer, Interim City Attorney and Lyn McGraw, Deputy City Clerk.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 4:40 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.9(dX) to confer with its attorneys. The title and case number of the litigation being discussed City of Oxnard v. Dale Belcher, et al._Ventura County Superior Court, Case No. 56-2014-00450216 CU-CO-VTA

The City Council also recessed to a closed session pursuant to Government Code section 54956.9(d)(2). Based on extisting facts and circumstances, there is significant exposure to litigation against the City in one potential case: Claimant: Mladen Buntich, City of Oxnard Claim No. 2014-0158.

At 6:04 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 6:05 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 by Aynadi Velasco and Suhaib Hassoun of Oxnard High School Air Force Cadet Program, followed by a moment of silence. Mayor Pro Tem Ramirez presided. Additional staff members present were: Daniel Martinez, City Clerk; Jeri Williams, Police Chief; James Williams, Fire Chief; Matthew Winegar, Development Services Director; Martin Erickson, Deputy City Manager; Michael Henderson, General Services Manager; Todd Housley, Environmental Resources Manager; and Ashley Golden, Planning and Environmental Services Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of Employee of the First Quarter 2015.
   DISCUSSION: The City Council recognized Hector Cortez, who is an Equipment Operator II at Environmental Resources. Todd Housley, Environmental Resources Manager commented on the work of Mr. Cortez and received a check for $250.00.

2. SUBJECT: Presentation of a Proclamation for Mayor's Day of Recognition for National Service Volunteers.
   DISCUSSION: Members of the Foster Grandparent and Senior Companion Volunteer Programs were present and accepted the proclamation.

The City Manager introduced J. Tabin Cosio, Human Resources Director and Chelsea Reynolds, Performing Arts Center Manager to the public and the Council.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from: Linda La Frenz; Armando Vazquez; Joe Avelar; Chris Galvan; Nancy Petersen; John P. Martinez; Martin Jones; Dale Weavery; Aynadi Velasco; Suhaib Hassoun; Daniel Lechliter; Steve Nash; Dan Pinedo; Inez Tuttle; Pat Brown and Patrick Barrios

P. STUDY SESSION

Development Services Department

1. SUBJECT: Planning and Zoning Permit No. 14-600-01 (Pre-Application); Request to Change the 2030 General Plan and Zoning Land Use Designations from Light Manufacturing to Limited Manufacturing for a 1.79-acre Property Located at 2311 Statham Boulevard. Filed by Joe Lucio with Victory Outreach Church on Behalf of Property Owner, Grunny LLC. (027)
   RECOMMENDATION: Review and provide preliminary comments on a pre-application to change the 2030 General Plan and Zoning land use designations of the 1.79-acre property from Industrial Light to Industrial Limited and from Light Industrial (M-1) to Limited Manufacturing (M-L), respectfully to allow the subsequent use of the property for a church.
   DISCUSSION: The Interim City Attorney and Planning and Environmental Services Manager reviewed the process to provide public comments, impact of other businesses; parking study and building code requirements.

At 7:13 p.m., Mayor Flynn was present and presided.

Public comments were received from: Fernando Franco; Nancy Pedersen; James Armstrong and Larry Stein.

The City Council discussed location of businesses, truck traffic, parking issues and public outreach.

ACTION: The City Council provided comments and directions to staff.

G. TRANSMITTAL OF INFORMATION ONLY ITEMS

H. INFORMATION/CONSENT PUBLIC HEARINGS

I. PUBLIC HEARINGS

J. APPOINTMENT ITEMS

K. REPORTS

General Services Department

3. SUBJECT: Proposed Dog Park in the RiverPark Community Facilities District #5 (CFD). (019)
RECOMMENDATION: 1) Approve the concept of a dog park in the RiverPark area; and 2) Authorize the appropriation of $50,000 from the RiverPark Community Facilities District (CFD) fund balance to Riverpark Dog Park Project No. 155701 for the design of a dog park.
DISCUSSION: The General Services Manager reviewed possible impacts including location, parking, budget sources, design elements and follow-up actions.

Public comments were received from: Justin Glenn; Joe Perillo; Debra Drebens; Beryl Smith; Tara Eisenhaner; Ann Walsh; Teri Villegas and Robert Villagas.

The City Council discussed: activities of the El Rio School District; funding source for the "dog" site design and community input.

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

City Manager Department

1. SUBJECT: Amending Personnel Rules and Regulations and Position Control Resolutions. (001)
RECOMMENDATION: 1) Authorize the Mayor to execute an amendment to **Resolution No. 14,667** authorizing the addition of two full-time equivalent positions to include the Economic Development Director and Utilities Director and deleting the Redevelopment Project Manager, to **Resolution No. 14,730**; 2) Authorize the Mayor to execute an amendment to Resolution No. 14,668 authorizing changes in Section XII of the Personnel Rules and Regulations to set the salary ranges for the classifications of Economic Development Director and Utilities Director; and 3) Authorize the Mayor to execute an amendment to **Resolution No. 14,668** authorizing changes in Section XII of the Personnel Rules and Regulations to set the salary ranges for the classifications of City Attorney and Housing Director, **Resolution No. 14,731**.
DISCUSSION: The City Manager reviewed: re-classification changes; salary being "market" level and proposed changes to Personnel Rules.

Public comments were received from: Larry Stein and George Miller.

The City Council discussed: having a "compensation study"; the funding of positions; re-classification of employees and the hiring of future employees.

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

2. SUBJECT: Agreement Related to Treatment of Excess Leave Balances between the City and the International Union of Operating Engineers, Local 501. (011)
RECOMMENDATION: Adopt **Resolution No. 14,732** approving an agreement between the City and the International Union of Operating Engineers, Local 501("IUOE") (A-7769) related to treatment of excess leave balances and authorizing the Director of Human Resources, the Interim Chief Financial Officer, and City Manager to take the necessary administrative action to implement this agreement, including executing the agreement on behalf of the City.

DISCUSSION: Burke Dunphy, labor attorney, commented on the proposed agreement including history and negotiation process.

Public comments were received from: Larry Brooks and Larry Stein

The City Council discussed: "leave" caps; liabilities of the City; saving by negotiations;

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

L. REPORT OF CITY MANAGER

M. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

N. PUBLIC COMMENTS ON REPORTS

O. PUBLIC COMMENTS ON STUDY SESSION

Q. REVIEW OF INFORMATION/CONSENT AGENDA

Comment were received from: General Services Manager (S-5) and Interim City Attorney (S-1).

R. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comment was received from: Larry Stein (S-5).

S. INFORMATION/CONSENT AGENDA

City Attorney Department

1. SUBJECT: Agreement for Special Counsel to Provide Consulting Services Related to Human Resources Services, Service Delivery, and Function. (037)
   RECOMMENDATION: 1) Approve and authorize the City Manager to execute an Attorney Services Agreement with Renne Sloan Holtzman Sakai LLP (7012-15-CA) in the amount of $240,000; and 2) Authorize the special budget appropriation in the amount of $240,000 from the General Fund Operating Reserve Fund.

City Manager Department

2. SUBJECT: Agreements for City Council Review. (053)
   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: Ratification of a Grant Award from the California Office of Traffic Safety for Car Seat Installation and Public Education. (057)
   RECOMMENDATION: Adopt **Resolution No. 14,733**: 1) Ratifying the acceptance of a grant from the Office of Transportation Safety in the amount of $38,400, and; 2) Approving ratification of a Memorandum of Agreement (7085-15-FI) between the Oxnard Firefighters Foundation, Inc., and the City.

4. SUBJECT: License Agreement with the American Red Cross. (063)
   RECOMMENDATION: Approve **Resolution No. 14,734** authorizing the Purchasing Agent to execute a License Agreement with the American Red Cross (7035-15-FI).

General Services Department

5. SUBJECT: Project Plans and Specification No. GS14-16 for Construction of Restroom and Site Improvements at Thompson Park. (081)
   RECOMMENDATION: Adopt plans, specifications, and working details for Project Specification No. GS14-16 to construct a new restroom and required site improvements at Thompson Park located at 201 North Imperial Street and authorize staff to conduct a public bid solicitation.

Public Works Department

6. SUBJECT: Right of Way Purchase Agreement with The Nature Conservancy. (083)
   RECOMMENDATION: 1) Approve and authorize the Mayor to execute the Right of Way Purchase Agreement with the Nature Conservancy (A-7761), identified by the County Assessor as APN 231-0-092-155, located at the south side of Hueneme Road and east of Salvadore Drive; and 2) Approve and authorize the Mayor to execute an Easement Deed and Certificate of Acceptance with The Nature Conservancy, identified by the County Assessor as APN 231-0-092-155, located at the south side of Hueneme Road and east of Salvadore Drive.

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

COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY

At 10:21 p.m. the joint meetings with the Commission Development Commission Successor Agency concluded.

L. REPORT OF CITY MANAGER

M. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The City Council discussed: hiring process of the Housing Director; Downtown District issues; Green Alleys concept; renaming of "J" Street drain systems; Utility Task Force Meeting (Perello); attending ECO meeting (Perello) and Oxnard Farm fund raiser.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comment was received from: Larry Stein.

T. ADJOURNMENT

At 10:27 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

TIM FLYNN
Mayor

CARMEN RAMIREZ
Mayor Pro Tem