MINUTES

OXNARD CITY COUNCIL
Regular Meeting
February 26, 2013

A. ROLL CALL/POSTING OF AGENDA

At 5:46 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Tim Flynn, Carmen Ramirez, Bryan A. MacDonald, and Dorina Padilla 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; Karen Burnham, Interim City Manager; Alan Holmberg, City Attorney; James Cameron, Chief Financial Officer; and Rob Roshanian, Interim Public Works Director.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 5:48 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.9(a), to confer with its attorneys. The title and case number of the litigation being discussed is Kealoha, Crystal, et al. v. City of Oxnard, et al. Orange County Superior Court, Case No. 30-2012-00556842.

The City Council also recessed to a closed session pursuant to Government Code section 54956.9(b)(1) and (3)(E), based on existing facts and circumstances, there is significant exposure to litigation against the City based upon an oral statement by a representative of Mladen Buntich a record of which was made by a City employee, which record is available at the City Clerk's office during normal business hours and will be available for inspection upon request to the City Clerk.

At 6:57 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 7:00 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: Curtis P. Cannon, Community Development Director; Barbara Murray, Library Director; William "Bill" Wilkins, Housing Director; Matthew Winegar, Development Services Director; Jason Benites, Assistant Police Chief; Michael Henderson, General Services Manager; and Michael More, Financial Services Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of Proclamation Designating March 7, 2013 as "STOP Human Trafficking and Sexual Slavery Awareness Day".
   DISCUSSION: Debbie Gohlke and Christy Franco, Soroptimist International of Oxnard, announced that Oxnard, Ventura, Camarillo and Conejo Valley chapters were creating a public awareness event on March 7, 2013 and invited the public to attend.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individuals provided comments: Roberta Downing; Stephanie Davis; Priscilla Herrera; Mario Quintana; Alice Madrid; Harold Ceja; Larry Stein; Pete Placencia; Patrick Barrios; Franz Lopez; Martin Jones; Jim Lavery; Ralph James; Bert Perello; Miguel Rodriguez; Gabriela Rodriguez; Lupe Anguiano; and Dick Jaquez.

G. REVIEW OF INFORMATION/CONSENT AGENDA

The following individuals provided comments: the Interim City Manager, Chief Financial Officer and General Services Manager (I-1(b)); and the City Attorney and Financial Services Manager (I-3).

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

The following individuals provided comments: Jim Lavery (I-1(b)); Bert Perello (I-1(b) and Larry Stein (I-1(b)).

I. INFORMATION/CONSENT AGENDA

City Manager Department

1. SUBJECT: Agreements for City Council Review. (001)
   RECOMMENDATION: Approve and authorize the Interim City Manager, to execute the attached agreements/contracts and change orders/amendments in amounts more than $25,000 but less than $250,000 with removal of I-1(b).*

2. SUBJECT: Approval of Fifth Amendment to Agreement to Testing Engineers Vertical V, Inc. dba BTC Labs-Vertical V for On-Call Soils and Materials Testing Services. (005)
   RECOMMENDATION: Removed from agenda.*

Finance Department

3. SUBJECT: Judicial Foreclosures – Properties with Delinquent Assessments or Special Taxes. (029)
   RECOMMENDATION: That City Council, acting as the legislative body of several Community Facilities Districts and Assessment Districts, instruct staff to proceed with judicial foreclosure on properties with delinquent special assessments and special taxes located within several Assessment Districts and Community Facilities District throughout the City, which special assessments and special taxes are secured by liens to repay bonded indebtedness.

Recreation and Community Services Department

4. SUBJECT: Ordinance No. 2863 Changing of Name of the Parks & Recreation Commission and Amending Bylaws. (033)
   RECOMMENDATION: Second reading and adoption.

INFORMATION/CONSENT AGENDA ACTION: Moved to remove I-1(b) and I-2 from the agenda (Ramirez/Padilla) Ayes: Ramirez, *MacDonald, Padilla and Flynn. *Noes: MacDonald I-1(b). Approved as recommended with removal of I-I(b) and I-2 (Padilla/Ramirez) Ayes: MacDonald, Padilla, Flynn, and Ramirez.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

Finance Department

1. SUBJECT: Monthly Budget Status Report for the Period Ending January 31, 2013. (037)
RECOMMENDATION: Receive Report.
ACTION: Received and filed.

K. INFORMATION/CONSENT PUBLIC HEARINGS

L. PUBLIC HEARINGS

ACTION: Mayor Flynn declared the public hearing open.
DISCUSSION: The City Clerk reported on posting, publication and one written communication was received.

Development Services Department

1. SUBJECT: Revision of Existing Fees and Adoption of New Fees Related to Development and Construction Permits and Services, Geographic Information Systems, and Library Services. (055)
RECOMMENDATION: 1) Hold a public hearing to receive public testimony regarding proposed new fees and revision to existing fees related to Development and Construction permits and services, Geographic Information Systems, and Library services; and 2) Adopt a resolution revising existing fees and adopting new fees related to Development and Construction permits and services, Geographic Information Systems, and Library services.
DISCUSSION: The Development Services Director reviewed the proposed changes to fees, elimination of fees, comparison to other cities, possible establishment of a "Heritage Home" board, use of index(s) information, and contacting representatives of the business and development community.

   Comments were received from: Larry Stein, Nancy Lindholm, Able Magana and Elizabeth Wolfel.

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

   DISCUSSION: The City Council discussed: the fee structure; comparison of other cities; overhead costs, elimination of fees, communications with the business community and forming new districts.

   ACTION: Moved to continue this item to March 26, 2013. (Ramirez/MacDonald) Ayes: Flynn, Ramirez, MacDonald, and Padilla.

M. REPORT OF CITY MANAGER

The Interim City Manager presented a video on Measure "O" projects and reported that Facilities Division was accessing the Colonia Boxing Club (a former Fire Station) facility.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The City Council discussed: the removal a CAG boardmember and CAG application forms; McGrath State Beach park; funding of local project from peaker plant; possible establishment of Police Oversight committee; establishment of Youth Commission; select a strategic date and selection process of City Manager.

O. REPORTS

City Manager Department

1. SUBJECT: Support for City's Legislative Program for Fiscal Year (FY) 2013/14. (143)
RECOMMENDATION: Adopt an update of the Legislative Program for FY 2013/14, and authorize the City Manager to prepare letters in support of or in opposition to, as appropriate, legislative matters outlined in the Legislative Program with such letters to be signed by the Mayor, or the Mayor Pro Tem in the Mayor's absence.
DISCUSSION: The Special Assistant to the City Manager outlined the need to have the Mayor/Mayor Pro Tem provide support of legislative bills representing the positions of the Council such as the levee program and creation of an enterprise zone.

The City Council commented on the importance of supporting the creation of local jobs and having a balance between business and the environment.

ACTION: Move to approve with wording provided to staff to change Legislative Program. (MacDonald/Ramirez). Ayes: Ramirez, MacDonald, Padilla, and Flynn.

Finance Department

2. SUBJECT: Fiscal Year 2012-13 General Fund Financial Status. (151)
RECOMMENDATION: Receive an update of the Fiscal Year 2012-13 General Fund financial status.
DISCUSSION: The Chief Financial Officer reviewed the budget including General Fund projections, revenues, property tax, housing items, overtime estimates, Federal and State impacts.
ACTION: Receive report and provide comments.

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

Finance Department

1. SUBJECT: Debt Financing Review. (157)
RECOMMENDATION: Receive a presentation on debt financing for municipal governments.
DISCUSSION: The Chief Financial Officer and Financial Services Manager reviewed types of bonds, financial bond rates, comparisons of other cities and audit process. Michael D. Kremer, First Southwest, reviewed the concept of bond financing and types of bonds.

At 11:28 p.m., Mayor Flynn left the meeting and Mayor Pro Tem Ramirez presided.

Public comments were received from Bert Perello

ACTION: Receive report and provide comments to staff.

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 11:48 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

TIM FLYNN
Mayor

CARMEN RAMIREZ
Mayor Pro Tem