MINUTES

OXNARD CITY COUNCIL
Regular Meeting
June 2, 2009

A. ROLL CALL/POSTING OF AGENDA

At 5:32 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers. Councilmembers Thomas E. Holden, Andres Herrera, Dean Maulhardt, Irene G. Pinkard and Bryan A. MacDonald were present. The City Clerk stated that the agenda was posted on Thursday in the Library and City Clerk's Office. Mayor Holden presided and called the meeting to order. Staff members present were: Daniel Martinez, City Clerk; Edmund Sotelo, City Manager; Karen Burnham, Assistant City Manager; Alan Holmberg, City Attorney; and Michael More, Financial Services Manager.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

Bert Perello, past negotiation of the Casden property and benefits to be received from sale of the property. The Financial Services Manager stated the proper bidding process took place.

C. CLOSED SESSION

At 5:37 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.8 to give instructions to negotiator, Edmund Sotelo, City Manager, regarding the price and terms of payment for the purchase and/or sale by the City of (a) 4.53 acres of land located immediately east of the River Ridge Golf Club and west of Ventura Road, commonly referred to as River Ridge Fields, to Casden Properties, LLC (Casden) and (b) 9.54 acres of land located east of the River Ridge Golf Club, west of Ventura Road and south of the Santa Clara River to Casden.

The City Council also recesse4d to a closed session, pursuant to Government Code section 54956.8, to give instructions to negotiator, Edmund Sotelo, City Manager, regarding the price and terms of payment for the sale by the City of land located at 1200 Pacific Avenue, Oxnard, California to St. John the Baptist Coptic Orthodox Church.

At 6:53 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 7:01 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 for Joe Ruscio. Mayor Holden presided. Additional staff members present were: John Crombach, Police Chief; William "Bill" Wilkins, Housing Director; Matthew Winegar, Development Services Director; James Cameron, Chief Financial Officer; Grace Magistrale Hoffman, Deputy City Manager; Michael Henderson, General Services Manager; and Martin Erickson, Legislative Affairs Manager.

E. CEREMONIAL CALENDAR

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Ed Ellis, comparison of building a sport park in Camarillo and Oxnard College Park.

Rico Ramirez, reducing gang violence in the community.

John Korsten, needed the return of the vehicle removed from his house and questioned the environmental safety of children playing on school playgrounds.

Peggy Rivera commented on local Homeless problems citing the increase of women and children.

Eileen Tracy commented on Oxnard Homeless problems and asked that partnerships be formed to work on the problem.

William Shallenberger questioned FEMA flood area map.

The following individuals commented on Meta Street workshops to discuss possible community improvements including a community vegetable garden: Priscila Cisneros, Carlos De Lira and Laura Henne.

Chuck Bauman, needed multi-unit housing regulations.

Larry Stein, traffic, loss of local sales taxes due to the ½ cents sales tax measure, and City budget.

Bert Perello, Chairman of INCF, re-broadcast of INCF meeting discussing FEMA floodplain maps.

ITEMS REMOVED FROM AGENDA

The City Council concurred to removal of I-4 from the agenda.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Bert Perello questioned the amount of funds for gang reduction (I-7) compared to funding of other projects. Mayor Holden and Police Chief explained that gang reduction program must have a project coordinator who would coordinate outreach programs.

Pat Brown supported the gang reduction program (I-7).

Larry Stein, the effect of freeway overpass construction on traffic (I-3) and not allowing permits during heavy traffic periods.

I. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meeting of the City Council for May 5, 2009. (001)
   RECOMMENDATION: Approve.

City Manager Department

2. SUBJECT: Adoption of Resolutions Levying Fiscal Year (FY) 2009-2010 Assessments in Landscape Maintenance Districts Nos. 27 Through 59. (007)
   RECOMMENDATION: Adopt resolutions levying FY 2009-2010 assessments for Landscape Maintenance Districts Nos. 27 through 59 in the following areas: **Resolution No. 13,643**, Tract No. 5016, District No. 27 (Rose Island); **Resolution No. 13,644**, Tract No. 4268, District No. 28 (Harborside); **Resolution No. 13,645**, Parcel Nos. 202-110-175 and 202-110-295, District No. 29 (Mercy Charities Housing Project); **Resolution No. 13,646**, Tract No. 5020, District No. 30 (Haas Automation); **Resolution No. 13,647**, Tract No. 4714, District No. 31 (Rancho de la Rosa); **Resolution No. 13,648**, Tract No. 5070, District No. 32 (Oak Park); **Resolution No. 13,649**, Tract No. 5153, District No. 33 (El Paseo); **Resolution No. 13,650**, Tract No. 5136, District No. 34 (Sunrise/Sunset Cove); **Resolution No. 13,651**, Parcel No. 97-5-55, District No. 35 (Airport Center); **Resolution No. 13,652**, Tract No. 5135, District No. 36 (Villa Carmel/Villa Santa Cruz); **Resolution No. 13,653**, Tract No. 5137, District No. 37 (Pacific Breeze); **Resolution No. 13,654**, Tract No. 5148, District No. 38 (Aldea Del Mar); **Resolution No. 13,655**, Tract No. 5198-1 and 5198-2, District No. 39 (Promesa/Sueno); **Resolution No. 13,656**, Tract No. 5214, District No. 40 (Cantada); **Resolution No. 13,657**, Tract No. 5171, District No. 41 (Pacific Cove); **Resolution No. 13,658**, Tract No. 5228, District No. 42 (Cantabria/Coronado); **Resolution No. 13,659**, Parcel No. 98-5-117, Tract Nos. 4317, 5293 and 5294, District No. 43 (Parc Rose, Tierra Vista, Sonrisa II and Mayfield Village); **Resolution No. 13,660**, Tract No. 5253, District No. 44 (American Pacific Homes); **Resolution No. 13,661**, Parcel Map No. 00-5-55, District No. 45 (Channel Point); **Resolution No. 13,662**, Tract No. 5276, District No. 46 (Daily Ranch); **Resolution No. 13,663**, Tract No. 5339, District No. 47 (Sycamore Place); **Resolution No. 13,664**, Tract No. 5234, District No. 48 (Victoria Estates); **Resolution No. 13,665**, Tract No. 5296, District No. 49 (Camaron Ranch); **Resolution No. 13,666**, Tract No. 5273, District No. 50 (Pleasant Valley Senior Housing); **Resolution No. 13,667**, Tract No. 5389-1, 2 and 3, District No. 51 (Pfiler); **Resolution No. 13,668**, Tract No. 5340, District No. 52 (Wingfield); **Resolution No. 13,669**, Tract No. 5305, District No. 53 (Huff Court); **Resolution No. 13,670**, Tract No. 5459, District No. 54 (Meadowcrest); **Resolution No. 13,671**, Tract No. 5640, District No. 55 (Wingfield West); **Resolution No. 13,672**, Tract No. 5450, District No. 56 (The Cottages); **Resolution No. 13,673**, APN 144-0-150-055, APN 144-0-150-075, District 57 (Golden State Self Storage); **Resolution No. 13,674**, Tract No. 5441, District No. 58 (Westwind); and **Resolution No. 13,675**, Tract No. 5542, District No. 59 (Orbela).* Abstain: Maulhardt only for District No. 48.

Development Services Department

3. SUBJECT: Approve Project Specification No. PW03-19 for the Rice Avenue/Santa Clara Avenue Interchange Improvements at Highway 101. (111)
   RECOMMENDATION: Approve Project Specification No. PW03-19 for the Rice Avenue/Santa Clara Avenue interchange improvements at Highway 101.

Finance Department

4. SUBJECT: Deferral of Development Fees for Construction of Homewood Suites. (113)
   RECOMMENDATION: Remove from agenda.

Fire Department

5. SUBJECT: Adjustment of the State General Oversight Surcharge Fee for Certified Unified Program Agency (CUPA) Services and Permits. (119)
RECOMMENDATION: Adopt **Resolution No. 13,676** to adjust the existing State General Oversight Surcharge fee for CUPA services and permits.

6. SUBJECT: Initial Response Agreement for Fire Services Between the City and the Ventura County Fire Protection District. (123)
RECOMMENDATION: Approve and authorize the Mayor to execute an agreement between the City and the Ventura County Fire Protection District (**A-7184**) for the City to provide fire service in the Channel Islands Harbor area.

Police Department

7. SUBJECT: Acceptance of California Gang Reduction, Intervention, and Prevention (CalGRIP) Initiative Grant Funding. (133)
RECOMMENDATION: Recognize $399,690 in California Emergency Management Agency grant funds for the City's CalGRIP Project, and approve the appropriation of the grant funds for disbursement to City Corps, Parents of Murdered Children, and Social Outreach Services pursuant to the grant award.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended. (MacDonald/Maulhardt) Ayes: Herrera, Maulhardt, Pinkard, MacDonald, and Holden. *Abstain: Maulhardt only for District No. 48 of I-2.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

Finance Department

1. SUBJECT: Monthly Budget Status Reports for the Period Ending April 30, 2009. (137)
ACTION: Received and filed.
DISCUSSION: Larry Stein questioned the golf course revenue and report. The Chief Financial Officer remarked the report reflected Oxnard Performing Arts Center and River Ridge Golf Course.

K. INFORMATION/CONSENT PUBLIC HEARINGS

L. PUBLIC HEARINGS

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

City Manager Department

1. SUBJECT: Public Hearing and Adoption of Resolutions to Levy Fiscal Year (FY) 2009-2010 Assessments for Landscape Maintenance Districts (LMD) Nos. 1 Through 3, and 7 Through 26. (147)

RECOMMENDATION: (1) Hold a public hearing to receive public testimony regarding the proposed FY 2009-2010 assessments for LMDs Nos. 1 through 3, and 7 through 26; and (2) Adopt resolutions for FY 2009-2010 confirming assessments for LMDs Nos. 1 through 3, and 7 through 26 in the following tracts: **Resolution No. 13,677**, Tract No. 2247, District No. 1 (Summerfield); **Resolution No. 13,678,** Tract Nos. 4065, 4164, 4355 and 4225, District No. 2 (Channel Islands Business Park); **Resolution No. 13,679,** Tract No. 3384, District No. 3 (River Ridge); **Resolution No. 13,680,** Tract Nos. 4183 and 3943, District Nos. 7 and 8 (Northfield/Seagate Business Park); **Resolution No. 13,681,** Tract Nos. 3051-2, 3051-3, and 4351, District No. 9 (Strawberry Fields); **Resolution No. 13,682,** Tract No. 4405, District No. 10 (Country Club Estates); **Resolution No. 13,683,** Tract No. 4376, District No. 11 (St. Tropez); **Resolution No. 13,684,** Tract No. 4294, District No. 12 (Standard Pacific); **Resolution No. 13,685,** Tract No. 4424, District No. 13 (Le Village); **Resolution No. 13,686** Tract No. 4492, District No. 14 (California Cove); **Resolution No. 13,687,** Tract No. 4443, District No. 15 (Pelican Pointe); **Resolution No. 13,688,** Tract No. 4810, District No. 16 (California Lighthouse); **Resolution No. 13,689,** Tract No. 4702, District No. 17 (Village of San Miguel); **Resolution No. 13,690,** Parcel Map Nos. 213-03-28 and 213-03-29, District No. 18 (St. John's Regional Medical Center); **Resolution No. 13,691,** Tract No. 4827, District No. 19 (Shopping at the Rose); **Resolution No. 13,692,** Parcel Map Nos. 231-020-200, 210, 240, District No. 20 (Wallenius Vehicle Preparation Center); **Resolution No. 13,693,** Tract No. 3384-7, 8, District No. 21 (Cypress Pointe); **Resolution No. 13,694,** Tract No. 4611, District No. 22 (McDonald's Median); **Resolution No. 13,695,** Tract No. 4529, District No. 23 (Greystone); **Resolution No. 13,696,** Tract No. 4529, District No. 24 (Vineyards); **Resolution No. 13,697,** Tract No. 4840, District No. 25 (The Pointe); and **Resolution No. 13,698,** Parcel Map No. 94-5-25, District No. 26 (Albertson's).
ACTION: Close the public hearing. (Maulhardt/Holden) Approved as recommended. (Herrera/Holden) Ayes: Maulhardt, Pinkard, MacDonald, Holden, and Herrera. Abstain: Pinkard Districts 3 and 16 only; and Maulhardt Districts 17 & 18 only.

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

Finance Department

2. SUBJECT: Third Amendment to the FY 2008-2013 Consolidated Plan and FY 2008-2009 Annual Action Plan (The Plan) of the City of Oxnard to Recognize the Community Development Block Grant (CDBG-R) Funding From the American Recovery and Reinvestment Act of 2009 (ARRA). (195)
RECOMMENDATION: (1) Conduct a public hearing to receive comments on the proposed third amendment to The Plan and approve the award of $735,792 in CDBG-R funds from the U.S. Department of Housing and Urban Development (HUD) under the ARRA; (2) Authorize the City Manager to submit the Council approved substantial amendment to HUD for approval; (3) After HUD approval of the third amendment, authorize the award of the funds to the Campus Park Gymnasium Project; and (4) Authorize the City Manager to approve the special budget appropriation.
DISCUSSION: The Financial Chief Officer reviewed the application for funding of the Campus Park Gymnasium. The Parks and Facilities Superintendent commented on construction updates to the site and bidding process.
ACTION: Close the public hearing. (Holden/Maulhardt) Approved as recommended. (Herrera/Pinkard) Ayes: Pinkard, MacDonald, Holden, Herrera, and Maulhardt.

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

Housing Department

3. SUBJECT: Neighborhood Stabilization Program (NSP) Grant Application. (199)
RECOMMENDATION: (1) Adopt **Resolution No. 13,699** authorizing the City Manager to execute and submit an application for funding of up to $2,015,277, and to execute a grant agreement and any amendments thereto from the State of California NSP; (2) Authorize the Housing Department to use funds obtained from the program to purchase properties and authorize the Housing Director to execute all documents required for property acquisition; and (3) Authorize the City Manager to approve a special budget appropriation upon approval of the application.
DISCUSSION: The Housing Director briefly reviewed the proposed housing program within HUD guidelines.

   Bert Perello, appraisal of homes and community oversight of process. The Housing Director stated staff would select a certified appraisal company and the process would be transparent to the community.

   Pat Brown, supported the program.

   William Shallenberger would like to grant to fix-up under valued local houses to sell to low income residents.

   ACTION: Close the public hearing. (Holden/Herrera) Approved as recommended. (Herrera/Holden) Ayes: MacDonald, Holden, Herrera, Maulhardt, and Pinkard.

M. REPORT OF CITY MANAGER

The City Manager commented on: the Finance Department receiving a Government Finance Officers Association's award for excellence in financial reporting; a Recreation Division program of showing movies at local parks; City Library summer reading program; the success of recycling at the Strawberry Festival; and recognition of the GREAT Program Desalter by Wood Work for the California 2009 Institutional Wood Design Award.

N. CITY COUNCIL

City Clerk Department

1. SUBJECT: Agreements for Publication of Legal Notices and Legal Advertisements and for Publication of Display Advertisements and Classified Advertisements. (209)
RECOMMENDATION: (1) Approve and authorize the Mayor to execute an agreement with Ventura County Star (Star) (**A-7182**) for the publication of legal notices and legal advertisements for fiscal year (FY) 2009-10; and (2) Authorize the City Manager or designee to execute an agreement with the Star (**A-7183**) for display advertisements and classified advertisements for FY 2009-10.

DISCUSSION: The City Clerk stated that City policy allows department(s)/division(s) to publish simultaneously in other newspapers and requested the selection of Star.

ACTION: Approved as recommended. (Herrera/Holden) Ayes: Holden, Herrera, Maulhardt, Pinkard, and MacDonald.

Mayor Holden requested that staff investigate the U.S. Postal Service possible closure of the South Oxnard Post Office and the reduction of mail service at the Camino De Sol mail facility with the Council concurrence and a possible letter opposing the closure.

O. REPORTS

City Manager Department

1. SUBJECT: Gold Coast Transit (GCT) Fiscal Year (FY) 2009-10 Capital and Operating Budget. (221)
   RECOMMENDATION: Support the GCT FY 2009-10 proposed capital and operating budget in an amount not to exceed $4,320,218 for fixed route service, senior and disabled paratransit service, and the capital program.
   DISCUSSION: Mayor Holden and the Legislative Manager reviewed history, current budget, challenges and the flexible of GCT responding to community needs.
   ACTION: Approved as recommended. (Holden/Herrera). Ayes: Herrera, Maulhardt, Pinkard, MacDonald, and Holden.

P. PUBLIC COMMENTS ON REPORTS

Q. APPOINTMENT ITEMS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 8:42 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

DR. THOMAS E. HOLDEN
Mayor