

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
March 19, 2019

A. ROLL CALL/POSTING OF AGENDA

At 4:35 p.m., Mayor Flynn called to order the regular meeting of the Oxnard City Council in the City Hall Council Chambers, 305 W. Third Street, Oxnard, California. The City Clerk called the roll and announced the posting of the agenda. Councilmembers Gabriela Basua, Vianey Lopez, Bryan A. MacDonald, Oscar Madrigal, Bert Perello, Mayor Pro Tem Carmen Ramirez, and Mayor Tim Flynn were present.

Staff members present were Alexander Nguyen, City Manager; Stephen Fischer, City Attorney; Ashley Golden, Assistant City Manager; Shiri Klima, Deputy City Manager; and Michelle Ascencion, City Clerk.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS (None received.)

C. CLOSED SESSION

Mayor Flynn read the following closed session statement:

“The City Council will recess to a closed session, pursuant to Government Code section 54956.9(d)(1), to confer with its attorneys. The titles of the litigation being discussed are: April Kittel v. City of Oxnard; and Green Energy Holdings, LLC, Auto Fuels Inc. v. City of Oxnard, et al. The City Council will also recess to a closed session pursuant to Government Code section 54956.9(d)(2), based on existing facts and circumstances, there is significant exposure to litigation against the City in one potential case regarding an allegation of harassment by former temporary employee Amanda Herrera against Homelessness Commissioner Lucy Cartagena Martinez.”

At 4:37 p.m., the City Council recessed to a closed session. At 5:38 p.m. the City Council reconvened in open session in the Council Chambers. The City Attorney announced that there were no reportable actions out of closed session.

D. OPENING CEREMONIES

The flag salute was followed by a moment of silence.

Additional staff members present at this time were Douglas Spondello, Principal Planner; Isidro Figueroa, Principal Planner; Kathleen Mallory, Planning and Environmental Resources Manager; Mike More, Human Resources Manager; and Jeffrey Lambert, Community Development Director.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of a Proclamation Designating the Month of March as “Women’s History Month.”

Mayor Flynn read the proclamation and presented it to Jeannette Sanchez-Palacios of the Ventura County Women's Political Council, who made some remarks.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Mark Sandoval (upcoming Channel Islands Harbor Academy), Ray Blattel (city's Intelligent Traffic System), Lang Martinez (homelessness issues), Lauraine Effress (function of City Council Committees), and Pat Brown (truck traffic on Oxnard Boulevard).

G. REPORT OF CITY MANAGER

The City Manager announced the upcoming Oxnard Job Fair, a partnership between the City of Oxnard, Chamber of Commerce, and Oxnard College.

H. CITY COUNCIL REPORTS

Councilmember Madrigal reported on attending the opening day ceremonies for Oxnard Pony Baseball League, an art fundraiser at the Manuel Lopez Community Garden, the grand opening of Elm School, college presentations at Curren and Rose elementary schools, a student play at Haydock School, and a meeting on affordable housing and home ownership. He announced the upcoming Rose Park neighborhood council meeting, Eastside Little League opening day, and Cesar Chavez march. He commented on Oxnard native Mikey Garcia's recent boxing match, and a recent public hearing on a new restaurant to open on Rose Avenue.

Councilwoman Basua reported on attending recent meetings with representatives of the National Association of Hispanic Real Estate Professionals, Citizens for Responsible Oil and Gas, Sespe Consulting, and the City Treasurer's Office.

Mayor Pro Tem Ramirez announced Lupe Anguiano's 90th birthday, and reported on attending the recent Local Government Commission conference. She announced the upcoming Cesar Chavez march and gave an update on the Regional Housing Needs Assessment determination process.

Councilman MacDonald announced that he will be absent from the April 2nd Council meeting due to the RDP-21 annual lobbying trip, which will include a meeting with the EPA on the Halaco superfund site.

Councilmember Perello commented on Women's History Month, the Channel Islands Harbor Academy, the Intelligent Traffic System and trucks on Oxnard Boulevard. He announced the upcoming Ventura Regional Sanitation District meeting on the expansion of its landfill, the Bethel AME church anniversary, Police Officer of the Year awards luncheon, and the Native American Intertribal Powwow.

Councilmember Lopez reported on attending the Cal-Gisler neighborhood Council meeting, Elm School ribbon cutting, Firefighter of the Year awards luncheon, League of Cities regional meeting, and the St. Paul Baptist Church 100th Anniversary celebration.

Mayor Flynn commented on the Regional Housing Needs Assessment process that will take place over the next six months.

I. REVIEW OF INFORMATION/CONSENT AGENDA

Items K-3 were discussed among the Council and staff.

J. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA (None received.)

K. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Approval of Minutes.

RECOMMENDATION: That the City Council approve the minutes of the March 5, 2019 Regular Meeting as presented.

Cultural and Community Services Department

2. SUBJECT: Second Amendment to Senior Nutrition Grant from the Ventura County Area Agency on Aging (VCAAA).

RECOMMENDATION: That the City Council:

1. Authorize the City Manager or designee to execute the amended Ventura County Area Agency on Aging Grant Contract No. A-8086 for the Provision of Services (Senior Nutrition Program & "Senior Nutrition Program Grant Agreement") and any other document or instrument necessary to carry out the purposes of Senior Nutrition grant; the Chief Financial Officer or designee to submit financial reports and grant claims for the use of Senior Nutrition grant funds; and

2. Approve a budget appropriation to recognize one-time-only funds amending the Senior Nutrition grant award in the amount of \$137,973 for the FY 2018-2019 Senior Nutrition Program.

Fire Department

3. SUBJECT: Examination of Sales and Use Tax Records and Other Governmental Functions.

RECOMMENDATION: That the City Council adopt **Resolution No. 15,208** authorizing examination of sales or transactions and use tax records of the California Department of Tax and Fee Administration for tax collection purposes and other governmental purposes. (Finance and Governance Committee approved 3-0)

It was moved by Councilman MacDonald, seconded by Councilmember Madrigal, to approve the Information/Consent items as presented. VOTE: Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 7-0.

L. REPORTS

Community Development Department

1. SUBJECT: Planning & Zoning Permit No. 19-600-01 - Pre-Application Review of the East Village Development Project, Located on the Northeast Corner of Rose Avenue and Camino Del Sol.
RECOMMENDATION: That the City Council review and provide preliminary comments on an updated request for pre-application review for the master planning of a 107 acres project site, known as "East Village Development Project" with residential, parks, high school with a Civic Center Act agreement, and commercial development.

Principal Planner Spondello, Jeffrey Weinstein of the Oxnard Union High School District, and Mike Penrod on behalf of the Maulhardt/Stiles family, gave reports.

Public comments were received from Anthony Mireles, Armando Delgado, Jeremy Turner, Chuck Cohen, Victor Gallardo, and Barbara Macri-Ortiz. Written comments were received from Christopher Tull. Discussion ensued among the Council, staff, and Penelope DeLeon and Mr. Weinstein of the high school district. No action was required.

2. SUBJECT: Planning & Zoning Permit No. 18-600-02 - Pre-Application Review of the Portofino Place Residential Development Project, Located on the Southeast and Southwest Corners of Fifth Street and Portofino Place. Filed by John Morelli on Behalf of Portofino Place, LLC.
RECOMMENDATION: That the City Council review and provide preliminary comments on:
 1. A Pre-Application to construct 45-duplex residential buildings (90 total units), inclusive of a 2,800 square-foot office/gym/pool building; 412 parking spaces; dog park; and children's play area; and
 2. The applicant's request to pay the City's in lieu affordable housing fee instead of constructing the affordable housing units on site.

Principal Planner Figueroa gave a report. Public comments were received from Pat Brown, Julie Miller Kalbacher, Barbara Macri-Ortiz, Jim Meany, Kate Neiswender, and Roy Prince. Discussion ensued among the Council and staff. No action was required.

Human Resources Department

3. SUBJECT: Successor Memoranda of Understanding Between the City of Oxnard and the Oxnard Peace Officers Association and the Oxnard Public Safety Managers' Association.
RECOMMENDATION: That City Council adopt **Resolution Nos. 15,209 and 15,210** approving the attached successor memoranda of understanding (MOU) with the following bargaining units:
 - a. Oxnard Peace Officers Association (OPOA); and
 - b. Oxnard Public Safety Managers' Association (OPSMA).

The Human Resources Manager gave a report. Public comments were received from Julie Miller Kalbacher and Daniel Kalbacher. Discussion ensued among the Council and staff.

It was moved by Councilman MacDonald, seconded by Councilmember Perello, to approve the recommended action as presented. VOTE: Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 7-0.

M. PUBLIC HEARINGS

Development Services Department

1. SUBJECT: Planning and Zoning (PZ) Permit No. 17-580-01 (Zone Text Amendment) – Amendments to the Industrial Portion of the Zoning Ordinance, Chapter 16, Divisions 11-15 of the Oxnard City Code- Business and Research Park, Limited Manufacturing, Light Manufacturing, Commercial Manufacturing, and Heavy Manufacturing.
RECOMMENDATION: That the City Council introduce an ordinance (read by title only, waiving further reading) amending Chapter 16, Divisions 11 - 15 of the Oxnard City Code pertaining to regulations governing land uses and development regulations for uses within the Business and Research Park, Limited Manufacturing, Light Manufacturing, Commercial Manufacturing, and Heavy Manufacturing zoning districts, and implement the Planning Commission's recommendations.

The City Clerk announced the affidavit of publication and stated that no written communications had been received.

The Community Development Director and Principal Planner Figueroa gave a report.

Mayor Flynn opened the public testimony portion of the public hearing. Public comments were received from Barbara Macri-Ortiz, Alex Castilla, Jim Meaney, and Pat Brown. Without objection, the Council approved closing the public testimony portion of the public hearing. Discussion ensued among the Council and staff.

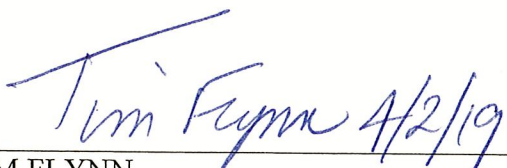
It was moved by Councilwoman Basua, seconded by Councilmember Perello, to approve the recommended action as presented. VOTE: Basua, Flynn, Lopez, MacDonald, Madrigal, Perello, and Ramirez voted in favor; the motion carried 7-0.

N. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Flynn adjourned the meeting at 9:09 p.m.



MICHELLE ASCENCION, CMC
City Clerk



TIM FLYNN
Mayor