

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
June 25, 2013

A. ROLL CALL/POSTING OF AGENDA

At 5:01 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 E. 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; Karen Burnham, Interim City Manager; James Cameron, Chief Financial Officer; Rob Roshanian, Interim Public Works Director; Curtis P. Cannon, Community Development Director; Barbara Murray, Library Director; William "Bill" Wilkins, Housing Director; Matthew Winegar, Development Services Director; Michelle Tellez, Human Resources Director; Stephen Fischer, Assistant City Attorney; Michael Henderson, General Services Manager; Michael More, Financial Services Manager; Anthony Emmert, Water Resources Manager; Todd Housley, Environmental Resources Superintendent; Phillip Gregoire, Streets Manager; Cynthia Daniels, Project Manager; Jason M. Samonte, Traffic Engineer; Lou Balderrama, City Engineer; and Grant Dunne, Management Analyst III.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 5:03 p.m., the City Council recessed to a closed session, pursuant to Government Code section 54956.9(d)(1), to confer with its attorneys. The title and case number of the litigation being discussed City of Oxnard v. Procter & Gamble, et al, VCSC Case No. 56-2012-00428233-CU-BC-VTA.

At 5:47 p.m., the Council reconvened.

J. APPOINTMENT ITEMS

1. SUBJECT: Budget Study Session – FYs 2013-14 & 2014-15 Two Year Operating Budget. (001)
RECOMMENDATION: Receive presentations on the FYs 2013-14 & 2014-15 Two Year Operating Budget by the following Departments/Divisions: 1) Public Works; 2) Library; 3) Finance; 4) General Services; and 5) Development Services.
DISCUSSION: The Interim Public Works Director, Water Resources Manager, Environmental Resources Superintendent, Streets Manager and City Engineer commented on department's challenges and projects including the GREAT projection; aging infrastructure; funding for levee (2014 Flood Map); County "J" drain project; staffing positions; personnel; future rate increases and services provided and benchmarks. The Chief Financial Officer stated staffing issues were not the reason for the down grading of bonds.
ACTION: The Council received the report and provided comments.

D. OPENING CEREMONIES

At 7:35 p.m., the meeting opened with the pledge of allegiance to the flag of the United States, followed by a moment of silence. Additional staff members present: Chris Williamson, Principal Planner and Kathleen Mallory, Contract Planner.

E. CEREMONIAL CALENDAR

1. SUBJECT: Resolution to Commander Ron Whitney for Thirty Three Years of Outstanding Service to the City of Oxnard. (003)
RECOMMENDATION: Adopt **Resolution No. 14,369**.
ACTION: Approve as recommended. (MacDonald/Ramirez) unanimously.
DISCUSSION: The Police Chief commented on the work of Police Commander Whitney and his commitment to serving the City of Oxnard for the last 33 years.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individuals provided comments: Matt Lorimer; William Terry; Miguel Espinosa; Franz Lopez; Ventura Fernandez; Pat Brown; Nancy Pedersen; Tom Garcia; Abel Magana; Francine Castanon; and Jim Laveray. The Assistant City Attorney reported on the disposition of the Halaco property.

G. TRANSMITTAL OF INFORMATION ONLY ITEMSH. INFORMATION/CONSENT PUBLIC HEARINGSPublic Works Department

1. SUBJECT: FY 2013-14 Assessments in Waterway Maintenance District. (005)
RECOMMENDATION: 1) Hold a public hearing to receive public testimony regarding proposed assessments for the Waterway Maintenance District for FY 2013-14; and 2) Adopt **Resolution No. 14,370** for FY 2013-14 fixing assessments for the Waterway Maintenance District.
DISCUSSION: The Streets Manager and Management Analyst reviewed collecting of fees, maintenance of sea walls, and costs of other repairs. The Chief Financial Officer commented on the history of the seawall repair agreement and the funding for required seawall repair. The Interim Public Works Director discussed water quality and water circulation.

The Council discussed: assessment of the seawall repairs; city's liability to repair the seawalls, water circulation of seawater in boat docking areas; application for grants and future negotiations of seawall repairs.

Public comments received from: Steve Nash and Sandra Sudac.

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

I. PUBLIC HEARINGSDevelopment Services Department

1. SUBJECT: Adoption of All Affordable Housing Opportunity Program (AAHOP) ordinance and related rezoning.
RECOMMENDATION: Continue to July 2, 2013.
ACTION: Approved as recommended. (Ramirez/Perello) Ayes: Padilla, Perello, Flynn, Ramirez and MacDonald.

J. APPOINTMENT ITEMSK. REPORTSDevelopment Services Department

1. SUBJECT: Report on Energy Efficiency Programs and the Final Draft City and Community Energy Action Plan (EAP), and Confirmation of Implementation of Three EAP Programs. (027)
RECOMMENDATION: 1) Receive and File a Report on Energy Efficiency Programs; and 2) Adopt **Resolution No. 14,371** approving the form and content of the Final Draft City and Community EAP and confirmation of implementation of three EAP programs required to qualify for the Southern California Edison (SCE) Energy Leadership Program Platinum Level.
DISCUSSION: The Principal Planner presented the EAP report which included information on energy consumption; new building energy requirements; and new State Building Codes requirements. The Contract Planner provided past electrical costs.

The Council commented on: the need for public input; future conditions that may be placed on new buildings.

Public comments were received from: George Sorkin and Steve Nash.

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

Public Works Department

2. SUBJECT: Verbal Report - Update on the Groundwater Recovery Enhancement and Treatment (GREAT) Program.
RECOMMENDATION: Receive and consider report.
DISCUSSION: The Water Resources Manager reviewed the status of the twenty-year GREAT program; usage of local and imported water; benefits of GREAT program; proposed pricing of reclaimed water; impact of rate payers and the possibility of receiving federal, State and regional grants.

The Council discussed: the use of grants; future increase cost of imported water; proposed future water costs and water quality.

Public comments were received from: Daniel Lechlitter, Steve Nash and George Miller.

ACTION: Received the report and provided comments.

Finance Department

3. SUBJECT: Budget Study Session – Five Year Capital Improvement Program. (033)
RECOMMENDATION: Receive the Five-Year Capital Improvement Program (CIP) and provide guidance to staff for the Fiscal Years 2013-14 & 2014-15 Two-year Budget.
ACTION: Continue to future date.

L. PUBLIC COMMENTS ON REPORTSN. CITY COUNCIL BUSINESS/COMMITTEE REPORTSCity Clerk Department

1. SUBJECT: Agreement for Publication of Legal Notices and Legal Advertisements. (035)
RECOMMENDATION: Approve and authorize the Mayor to execute an agreement with Ventura County Star Newspaper (A-7599) for the publication of legal notices and legal advertisements for fiscal year (FY) 2013-14.
DISCUSSION: The City Clerk briefly presented the committee's selection of Ventura Star which included the criteria required and other requirements.

The City Council requested information regarding selection progress.

ACTION: Continue to July 9, 2013.

O. PUBLIC COMMENTS ON STUDY SESSIONP. STUDY SESSION

1. SUBJECT: Restructuring Financing – Golf Course. (045)
RECOMMENDATION: Receive a presentation and provide direction on Golf Fund financial restructuring options.
ACTION: Continue to future date.

Q. REVIEW OF INFORMATION/CONSENT AGENDA

Comments were received from: Special Projects Manager (I-1(d)).

R. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDAS. INFORMATION/CONSENT AGENDACity Manager Department

1. SUBJECT: Agreements for City Council Review. (049)
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.

Community Development Department

2. SUBJECT: Resolution Approving Levy and Collection of Assessments for Fiscal Year 2013-14 within the Oxnard Downtown Management District. (053)
RECOMMENDATION: Adopt a resolution ordering the levy and collection of assessments within the Oxnard Downtown Management District (the "District") for Fiscal Year (FY) 2013-14.

Public Works Department

3. SUBJECT: Blanket Purchase Orders with Granite Construction, Incorporated and Vulcan Materials Company. (063)

RECOMMENDATION: Approve and authorize the Mayor to execute a Blanket Purchase Order No. 4487 with Granite Construction, Incorporated (Granite) and Blanket Purchase Order No. 4488 with Vulcan Materials Company (Vulcan), for a not-to-exceed amount of \$1,000,000 each for the purchase of hot mix asphalt and class 2 road base for street pavement repair and for the processing and recycling of concrete and asphalt demolition debris throughout the 2013-2014 fiscal year.

INFORMATION CONSENT ACTION: Moved to approve as recommended. (MacDonald/Perello)
Ayes: Perello, Flynn, Ramirez, MacDonald and Padilla.

M. REPORT OF CITY MANAGER

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The City Council commented on: formation of Cultural Arts Committee; selection process of City Manager; computer application process of housing department; and an open position on the local United Conservation Water Board.

Councilmember Perello requested a future Council discussion of evaluation of City Manager and City Attorney positions.

T. ADJOURNMENT

At 11:22 p.m. the City Council concurred to adjourn the meeting.


DANIEL MARTÍNEZ
City Clerk


TIM FLYNN
Mayor