

MINUTES

OXNARD CITY COUNCIL Regular Meeting April 9, 2013

A. ROLL CALL/POSTING OF AGENDA

At 5:31 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers concurrently with the Community Development Commission Successor Agency. 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; and James Cameron, Chief Financial Officer.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 5:33 p.m., the City Council and Successor Agency 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 SOCMI, LLC, et al. v. City of Oxnard, et al., Ventura County Superior Court Case No. 56-2012-00427637-CU-WM-VTA.

The City Council and Successor Agency also recessed to a closed session, pursuant to Government Code section 54956.9(d)(4), based on existing facts and circumstances, to decide whether to initiate litigation in one potential case.

The City Council also 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 Dennis Brown, et al. v. City of Oxnard, et al. Ventura County Superior Court Case No. 56-2010-00419885-CU-WM-VTA

At 7:02 p.m., the Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 7:06 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 Verne Arnold, Channel Islands Clippers Barbershop Quartet, followed by a moment for silence Broderick Huggins Jr. Mayor Flynn presided. Additional staff members present were: Jeri Williams, Police Chief; William "Bill" Wilkins, Housing Director; Rob Roshanian, Interim Public Works Director; Matthew Winegar, Development Services Director; Michael Henderson, General Services Manager; Sue Martin, Planning and Environmental Services Manager; Martin Erickson, Special Assistant to the City Manager; Karl Lawson, Compliance Services Manager; Cynthia Daniels, Project Manager; Stephanie Diaz, Contract Planner; Richard Arias, Recreation Coordinator.

E. CEREMONIAL CALENDAR

3. **SUBJECT:** Presentation of Proclamation Designating April 7-13, 2013 as "Barbershop Harmony Week".
DISCUSSION: The Channel Islands Clippers Barbershop Quartet sang a song and were presented a proclamation from Mayor Flynn.
1. **SUBJECT:** Presentation of Employee of the First Quarter 2013.
DISCUSSION: Mayor Flynn announced Claudia Valencia as Employee of the Quarter who thanked the Council, City staff and family members. Greg Barnes, Interim Recreation Supervisor commented on the work of Ms. Valencia and her good attitude with clients/staff.
2. **SUBJECT:** Presentation of Commendation to Lynn Hutton for 12 Years of Outstanding Service to the City of Oxnard.
DISCUSSION: Mayor Flynn presented a commendation to Lynn Hutton who thanked the Council and staff for her experiences at the City.
4. **SUBJECT:** Presentation of Proclamation Designating April, 2013 as "Sexual Assault Awareness Month".
DISCUSSION: Janine Ivey and Rachel Park, Crisis Response Intervention Co-Coordinator Coalition for Family Harmony, commented on the need for community awareness and services provided.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individuals provided comments: Jim Lavery; Gloria Roman; William "Bill" Terry; Martin Jones; Steve Nash; and Ramon Ortiz.

Q. APPOINTMENT ITEMS

1. **SUBJECT:** Presentation by Judge Manuel J. Covarrubias on the Drug Court Program "Reclaiming Futures".
DISCUSSION: Judge Manuel Covarrubias and Richard Duarte, a former Oxnard Elementary School District Superintendent, outlined the Drug Court Program which is focused on helping young individuals by providing services such as treatment, counseling, and education.
ACTION: Received the report and provided comments.

O. REPORTS**Recreation and Community Services Department**

3. **SUBJECT:** Oxnard Field Reservation Report. (111)
RECOMMENDATION: Hear and consider a report relating to the status of youth soccer within the City of Oxnard.
DISCUSSION: The Recreation Coordinator reviewed the soccer leagues that use City and school facilities; the reservation process; locations where teams practice and play games; coordination with other sports; certification of insurance and coach training; future recreation fields; maintenance of fields; number of teams playing and use of city/school fields.

The following individuals provided comments: Arnulfo Carbajal; Sergio Perez; Jose Castro; Noemy Garcia; Ramon Arceo; Pat Brown; Ramon Armendariz; Eric Rios; David Cruz; Denis O'Leary; Nadia Herrera; and Karina Zamarripa.

Luis Salcedo, CalSouth Soccer Program, outlined the costs and benefits to players under the CalSouth umbrella.

The City Council discussed: use of parks; need for playing fields for all sports; need to have the public involved in the process; public/private partnership; CalSouth Soccer Program and the need to continue monitoring use of City field(s).

ACTION: Received report and provided comments to staff. Ayes: MacDonald, Padilla, Flynn, and Ramirez.

Q. APPOINTMENT ITEMS

2. SUBJECT: Budget Study Session – Discussion of Golf and PACC Funds and other City Funded Organizations. (115)
RECOMMENDATION: Receive information regarding funding of the Golf and the Performing Arts and Convention Center (PACC) enterprise funds as well as other City funded organizations, and provide guidance to staff for the Fiscal Years 2013-14 2014-15 Two-year Budget.
ACTION: Continue to April 23, 2012.

R. STUDY SESSION

Finance Department

1. SUBJECT: Community Facilities District No. 3 (Seabridge) Bonds Refunding. (119)
RECOMMENDATION: Receive a presentation on the potential refunding of bonds associated with Community Facilities District No. 3 (Seabridge).
ACTION: The Council concurred to remove this item from the agenda.

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

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 no written communications were received.

Development Services Department

1. SUBJECT: SB-2 Ordinance Amendment (PZ 10-580-01), Pertaining to Emergency Shelters, Transitional Housing, Supportive Housing and Farmworker Housing. (057)
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of **Ordinance No. 2864** amending Chapter 16 of the City of Oxnard Code pertaining to emergency shelters, transitional housing, supportive housing and farmworker housing pursuant to Senate

Bill 2.

DISCUSSION: The Contract Planner commented on: type of shelter uses and requirements; possible locations; zoning for individuals and family shelters; special use permit in commercial zoning; farmworker housing requirements; and implementation of SB-2.

The Assistant City Attorney reviewed the “family” definition by the State and residential use in commercial zones.

The following individuals provided comments: Cassie Sorenson; John Saltee; Mark Smith; Peggy Rivera; Francine Castanon; Sal Gonzalez; Greg Runyon; Barbara Macri-Ortiz; Martin Jones; Eileen Tracy; and Ron Mulvihill (St. Vincent De Paul).

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

DISCUSSION: The Planning and Environmental Services Manager discussed fees, waiving of fees and that the Council has the authority to waive fees.

The Council discussed: zoning options; the grandfathering properties; incompatibility of adjacent property; zoning uses of properties; and placement of felons.

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

ACTION: Mayor Flynn declared the public hearing open.

DISCUSSION: The City Clerk reported on posting, publication and no written communications were received.

Housing Department

2. SUBJECT: TEFRA Hearing for Issuance of Multifamily Housing Revenue Bonds for Colonial House Apartments Project, Located at 705, 711, and 747 North Oxnard Boulevard. (081)
RECOMMENDATION: 1) Hold a public hearing regarding the issuance of up to \$2,000,000 of multifamily housing revenue bonds by the California Statewide Communities Development Authority to finance the acquisition, construction and development of Colonial House Apartments, a 43-unit multi-family rental housing project located at 705, 711 and 747 North Oxnard Boulevard; and 2) Adopt **Resolution No. 14,312** approving the issuance of bonds.
DISCUSSION: The Compliance Services Manager reviewed the reason to approve bonds for the 43-units housing project.

Public comments received from: Francine Castanon and Martin Jones.

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

O. REPORTS**Housing Department**

1. **SUBJECT:** Consideration of Goals and Objectives for FY 2013-2018 Consolidated Plan and FY 2013-2014 Annual Action Plan. (087)
RECOMMENDATION: Review and approve staff recommended priorities
ACTION: Continue to April 23, 2013.

Public Works Department

2. **SUBJECT:** Agreement between the City and the Channel Islands Waterfront Homeowners' Association Concerning Repairs to Seawalls and Waterways. (095)
RECOMMENDATION: Approve and authorize the Mayor to execute an Agreement between the City and the Channels Islands Waterfront Homeowners' Association (A-7581) for the repair of seawalls and waterways for an estimated expenditure of City general funds in an amount not to exceed \$500,000.
DISCUSSION: The Interim Public Works Director commented on the need to move forward in replacing seawalls, reviewed needed repairs and the negotiations with Homeowners Association. The City Attorney reviewed the procedures of Proposition 218 to raise maintenance funds.

The Council discussed: use of the General Fund; following Position 218 election process; working with the Homeowner Association; and the need to have future discussions a maintenance agreement.

Public comments received from: Bill Clark, Bill Satrciuo, Harold Ceja and Pat Brown.

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

G. REVIEW OF INFORMATION/CONSENT AGENDA

Comments were received from: Interim Public Works Director (I-1); and Project Manager (I-3).

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Comments were received from: Pat Brown.

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.

2. SUBJECT: Approval of INCF and Neighborhood Council Bylaws; Activation of the RiverPark Neighborhood Council. (005).
RECOMMENDATION: 1) Approve the updated 2013 Inter-Neighborhood Council Forum (INCF) Bylaws; 2) Approve the updated 2013 Neighborhood Council Bylaws; and 3) Certify that the RiverPark neighborhood has completed the action necessary to participate in the Neighborhood Council Program.

Development Services Department

3. SUBJECT: Appropriate Funds for Electric Vehicle Charging Stations. (051)
RECOMMENDATION: Authorize the special budget appropriation recognizing a grant award of \$7,000 from the Ventura County Air Pollution Control District (APCD) and appropriate matching funds in the amount of \$13,000 from the Air Pollution Buy-Down Fund balance to the project "Electric Vehicle Chargers" for electric vehicle charging stations in public parking areas throughout the City.

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

M. REPORT OF CITY MANAGER

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY

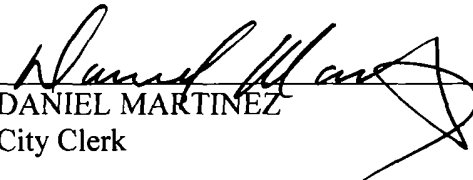
At 12:17 a.m., the joint meeting Community Development Commission Successor Agency concluded.

P. PUBLIC COMMENTS ON REPORTS

S. PUBLIC COMMENTS ON STUDY SESSION

T. ADJOURNMENT

At 12:18 a.m. the City Council concurred to adjourn the meeting.


DANIEL MARTINEZ
City Clerk


TIM FLYNN
Mayor