MINUTES
OXNARD CITY COUNCIL
Regular Meeting
February 24, 2015

A. ROLL CALL/POSTING OF AGENDA

At 4:35 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, Dorina Padilla and Bert 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; Greg Nyhoff, City Manager; Scott Whitney, Interim Assistant City Manager; Stephen Fischer, Interim City Attorney; Kymberly Horner, Redevelopment Services Manager and and Todd Moody, Special Counsel.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 4:38 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 was Edmund Sotelo v. City of Oxnard, United States District Court, Case No. CV13-6039 FMO(MRWx).

The 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 in one potential case.

At 6:15 p.m. the City Council and Successor Agency reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 6:24 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, followed by a moment of silence. Mayor Flynn presided. Additional staff members present were: Jeri Williams, Police Chief; Jason Benites, Assistant Police Chief; James Williams, Fire Chief; Matthew Winegar, Development Services Director; Grace Magistrale Hoffman, Deputy City Manager; Michael Henderson, General Services Manager; Carrie Sabatini, Interim Housing Director; Martin Erickson, Deputy City Manager; Daniel Rydberg, Interim Utilities Director and Christina Aerenlund, Public Information Officer.

L. REPORT OF CITY MANAGER

The City Manager, City Fire Chief and Assistant Police Chief reported on the Metrolink train accident involving three derailed train cars and a truck which was driving on the railway tracks.

E. CEREMONIAL CALENDAR

1. SUBJECT: Resolution Commending Joanna Gentry for 28 Years of Outstanding Service to the City of Oxnard. (001)
   DISCUSSION: The City Council recognized Ms. Joanna Gentry who commented on her journey of jobs at the City of Oxnard.

   Pubic comment was received from: Dan Pinedo.

   ACTION: Move to approve **Resolution No. 14,719** (MacDonald/Perello) unanimously.

ITEMS REMOVED FROM AGENDA

The City Council concurred to remove Citywide Tree Trimming (K-6) from the agenda.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from: Ed Ellis; John Martinez; Len Shulman; Jim Milstead; Gerard Kapuscik; Firman Brown; Emily Clark; William Terry; Jack Villa; Jennifer Welch; Pat Brown; Dan Lechliter; Elliott Gabriel and Dan Pinedo. The General Service Manager reported on the requested to trim Palm trees.

G. TRANSMITTAL OF INFORMATION ONLY ITEMS

H. INFORMATION/CONSENT PUBLIC HEARINGS

I. PUBLIC HEARINGS

J. APPOINTMENT ITEMS

Recreation and Community Services Department

1. SUBJECT: Senior Services Commission Annual Report to City Council. (013)
   RECOMMENDATION: Receive the annual Senior Services Commission verbal report.
   DISCUSSION: Presentation was made by Alice Sweetland, Senior Commissioner, regarding senior programs including exercising, computer class use, lawn bowling, making of jewel classes; serving of meals; scheduled trips and the Bone Program.

   Public comment was received from: Steve Nash.

   The City Manager and Interim Housing Director reported on the Colonia Community Center facility to be built in conjunction with the Courts Project.

   ACTION: Received annual report.

M. CITY COUNCIL/BUSINESS/COMMITTEE REPORTS – Items carried over from February 10, 2015 meeting.

1. SUBJECT: Appointments to the Cultural Arts Commission. (003)
   RECOMMENDATION: That the Mayor, with approval of the City Council, appoint nine (9) members to the newly created Cultural Arts Commission.

DISCUSSION: Mayor Pro Tem Ramirez and Councilmember Padilla provided their opinions regarding the creation of the new commission devoted to cultural arts.

Public comment received from: Margaret Cortese.

ACTION: Mayor Flynn appointed Margaret Cortese, Deborah De Vries, Javier Gomez, Jesus Gonzales, Oneita Hirata, Autumn Kelly, Christine Morla, Cesar Perez and Susan Smith with approval of the City Council (MacDonald/Padilla) unanimously.

2. SUBJECT: Measure O Citizen Oversight Committee Appointments. (009)
RECOMMENDATION: Appoint nine (9) members of the Measure O Citizen Oversight Committee (COC).
DISCUSSION: The Deputy City Manager (Erickson) outlined the selection process.
ACTION: Mayor Flynn appointed Nancy Lindholm, Len Shulman, Donald W. Thibeault, Juan Reynoso, Kay Brainard, Rudy Durias, Deirdre Frank, David H. Garcia and Joseph M. Munoz with approval of the City Council. (Ramirez/Padilla) Ayes: Ramirez, MacDonald, Padilla, Perello and Flynn. Noes: Perello only regarding selection of Nancy Linholm.

K. REPORTS

City Manager Department

1. SUBJECT: Presentation on the City of Oxnard Community and Budget Priorities. (025)
RECOMMENDATION: Receive a report on and provide comments on the community and budget priorities.
DISCUSSION: The City Manager and Interim Assistant City Manager outlined the proposed "budget" priorities and upcoming community meeting of March 5, 2015.

Public comments were received from: Steve Nash, George Miller and Dan Lechliter.

The City Council discussed priorities including customer service; working together; Life guard program; responsible of residents; zero landscape garden (on City property); Youth issues; Housing needs; pride in Oxnard; determining priorities; measurement of outcomes;

ACTION: The City Council provided comments and directions to staff.

2. SUBJECT: (I) Initial Memorandum of Understanding between the City and the Oxnard Mid-Management Association and (II) Amendment to Salary Resolution for Unrepresented Employees. (031)
RECOMMENDATION: 1) Adopt **Resolution No. 14,720** approving the initial Memorandum of Understanding (A-7754) between the City and the Oxnard Mid-Management Association ("OMMA"); 2) Adopt **Resolution No. 14,721** amend Resolution No. 14,717; and 3) Authorize the Interim Director of Human Resources, the Interim Chief Financial Officer, and City Manager to take the necessary administrative action to implement these resolutions.
DISCUSSION: Donna Torres, Renne Sloan Holtzman Sakai LLP, reviewed the proposed MOUs, the MOU process of the MOU and expiration of contracts.

The City Council discussed the proposed MOUs; steps to examine the agreements and retirement issues.

ACTION: Moved to approve as recommended. (MacDonald/Ramirez) Ayes: MacDonald, Padilla, Perello, Flynn and Ramirez. Councilmember Perello stated for the record his concern numbers

5. SUBJECT: Verbal Update on the Economic Development Corporation of Oxnard (EDCO) Mid-Year Work Plan Progress Report.
RECOMMENDATION: Receive report.
DISCUSSION: Elizabeth Callahan, President of the Economic Development Corporation (EDCO) commented on: the EDCO mission, working with the business sector, educational "level" needs and the community employment level.

Public comment was received from: George Miller.

The City Council discussed the value of EDCO, grant programs and educational programs.

ACTION: The City Council provided comments and directions to staff.

Community Development Department

4. SUBJECT: Reimbursement Agreement. (139)
RECOMMENDATION: 1) That the City Council approve the City's entry into a Reimbursement Agreement with the Oxnard Community Development Commission Successor Agency; and 2) That the Governing Board approve, and recommend to its Oversight Board approval of, the Successor Agency's entry into a Reimbursement Agreement with the City of Oxnard.
DISCUSSION: The Interim Redevelopment Services Manager requested a "bridge" loan for several companies including Alert Property Management and maintenance costs. Special Counsel explained the State's proposed changes regarding the reimbursement process.

The City Manager commented on property management and maintenance costs.

Public comment was received from: Steve Nash.

At 10:59 p.m., Mayor Flynn left the meeting and Mayor Pro Tem Ramirez presided.

The City Council commented on: the maintenance of buildings, the reimbursement process and the sale of properties.

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

General Services Department

6. SUBJECT: Verbal Update on Citywide Tree Trimming.
RECOMMENDATION: Receive report.
ACTION: The Council concurred to remove from agenda.

L. REPORT OF CITY MANAGER

The City Manager reported on the update of the recruiting process of Assistant City Manager and Human Resources Director.

N. PUBLIC COMMENTS ON REPORTS

O. PUBLIC COMMENTS ON STUDY SESSION

P. STUDY SESSION

COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY

At 11:29 p.m. the joint meeting with the Commission Development Commission Successor Agency concluded.

Q. REVIEW OF INFORMATION/CONSENT AGENDA

Comments were received from: City Manager and Redevelopment Services Manager (S-1(d)); and Police Chief (S-3).

R. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

S. INFORMATION/CONSENT AGENDA

City Manager Department

1. SUBJECT: Agreements for City Council Review. (147)
RECOMMENDATION: Approve and authorize the City Manager, to execute the attached agreements/contracts and change orders/amendments in amounts more than $25,000 but no more than $250,000, which are described on the attached list. Remove except for (d).

Fire Department

2. SUBJECT: California Fire Assistance Agreement Terms and Conditions. (151)
RECOMMENDATION: Removed from agenda.

Police Department

3. SUBJECT: State of California Grant for Selective Traffic Enforcement. (155)
RECOMMENDATION: Adopt **Resolution No. 14,722**: 1) Authorizing the City Manager to execute and submit an application for $307,544.80 in grant funds to the State of California Office of Traffic Safety (OTS), to be used for the FY-2015/16 Selective Traffic Enforcement Program; 2) Authorizing the City Manager or designee to execute grant agreements; 3) Authorizing the Chief Financial Officer or designee to submit financial reports and grant claims and approve budget appropriations for the use of grant funds upon award; and 4) Authorizing the Chief of Police or designee to submit non-financial reports.

INFORMATION/CONSENT AGENDA ACTION: Moved to approved only S-1(d) and S-3. (MacDonald/Padilla) Ayes: Ramirez, MacDonald, Padilla and Perello. Absent: Flynn.

M. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

3. SUBJECT: Discussion and Determination Whether to Include at Future City Council Meetings for Consideration, with the Accompanying Appropriate Research and Agenda Report, Items Raised at Previous Council Meetings.
RECOMMENDATION: Consider and determine by majority vote whether to include the following items on future City Council meeting agendas: 1) St. Francis Dam Failure Presentation; 2) Green Building Code Presentation; 3) Regulation of Dogs on Public Beaches; and 4) Establishment of an Athletics Commission.

DISCUSSION: Public comment was received from: Pat Brown.
ACTION: The City Council concurred to remove from agenda.

The City Council commented several items including downtown Oxnard Management District, Oxnard Airport complain phone line, Ventura Regional Sanitation District landfill report, odor issues at Walmart Shopping at the Rose and other neighborhoods.

T. ADJOURNMENT

At 11:53p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

TIM FLYNN
Mayor

CARMEN RAMIREZ
Mayor Pro Tem