MINUTES
OXNARD CITY COUNCIL
Regular Meeting
September 13, 2016

A. ROLL CALL/POSTING OF AGENDA

At 4:34 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers Councilmembers Tim Flynn, Carmen Ramirez, Dorina Padilla and Bert Perello were present. Councilman Bryan A. MacDonald was absent. The City Clerk stated that the agenda was posted on Thursday at the City Hall and the Library, Mayor Flynn presided and called the meeting to order. Staff members present were: Daniel Martinez, City Clerk; Greg Nyhoff, City Manager; Maria Hurtado, Assistant City Manager and Stephen Fischer, City Attorney.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 4:36 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 Yolette Peinado v. City of Oxnard Ventura County Superior Court Case No. 56-2015-00468944-CU-PO-VTA

At 5:17 p.m. the City Council reconvened and recessed to the evening session.

D. APPPOINTMENT ITEMS

SUBJECT: Amendment to Audit Services with Eadie & Payne, LLC
RECOMMENDATION: Approve and authorize the Mayor to execute: 1) Third Amendment of the Agreement for Accounting Services with Eadie & Payne, LLP in the amount of $286,695 for a total not to exceed $896,370 for the three (3) year external audit services contract; 2) Engagement letter with Eadie & Payne, LLC; and 3) An appropriation of $193,920 from the General Fund reserves.
DISCUSSION: The Assistant City Manager reviewed the proposed contract, RFP software system and discussions with Union Bank.

The City Manager commented on the extension of letter of credit, the impact of the agreement regarding the whole City and staffing/polices of Finance Department.

Don Ecker and Eden Casareno, Engagement Partners, reviewed the status of past audit and upcoming "annual" status of the City.

Public comment received from: Larry Stein.

The City Council discussed the sudden departure of the Chief Financial Officer, software solutions (including Sunguard), meeting "financial" goals, letter of credit, staffing issues and audit recommendations.

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

E. OPENING CEREMONIES

At 6:19 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. Mayor Flynn presided. Additional staff members present were: Jeri Williams, Police Chief; Arturo Castillo, Housing Director; Daniel Rydberg, Public Works Director; Karl Lawson, Compliance Services Manager; Ashley Golden, Development Services Director; Kathleen Mallory, Principal Planner and Mike Adair, Police Commander.

F. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of Donation from Pangasinan Association of Ventura County to Improve Bus Stops/Shelters in Oxnard.
DISCUSSION: The City Council received a check from Pangasinan Association of Ventura County.

2. SUBJECT: Presentation of a Proclamation Designating September 13, 2016 as "Coastal Clean-Up".
DISCUSSION: Trish Honigsberg, Outreach & Education Specialist, invited the community to participate in local "clean-up" activities.

3. SUBJECT: Presentation by Ventura County Civic Alliance and Oxnard Union High School District Regarding the Linked Learning Summer at City Hall Program.
DISCUSSION: Mary Ann Rooney, Project Director, reviewed the summer program to introduce high school students to local government including learning about City careers and participating in City activities.

G. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments received from: Julie Miller Kalbacher (Victoria Avenue construction, dumping issue, landscape district, wine tasting at PAC); Larry Stein (State of City address, balancing of City budget); Maricela Atlatorre (departure of Police Chief); Armen Moleian (Short Term Rental regulations); Daniel Chavez (Council candidate); Linda Braunschweiger (VC Housing Trust); Sofia Rivera (tap "water" quality); Jackie Tedeschi (State of City at Town Hall Meeting); Lauraine Effress (Urban Village development); Diane Delaney (Urban Village development); Debbie Mitchell (Urban Village development); Michelle Ascencion (City Clerk candidate); George Miller ("Fisherman" Urban Village development); Robert Cortez ("street" racing); Jack Villa (Coastal Commission denying the location of the NRG "power" plant); Cynthia Gonzalez (arrests regarding shooting incidents, placement of cameras in the community); Al Jones (City Treasurer candidate); and Martin Jones (supporting "wastewater" rate increase).

H. REPORT OF CITY MANAGER

The City Manager commented on the October 1, Multi-Cultural Festival, median construction on Victoria Avenue, State of City presentation at a City Town Hall meeting, the departure of Police Chief Jeri Williams and "audit" follow up activities.

I. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The City Council discussed several local activities including Oxnard Jazz Festival, the decision of the Coastal Commission regarding NRG efforts to place "power" plant on a Oxnard beach, downtown "revitalization" meeting and thanked Police Chief Jeri Williams for her service and wished her the best in her new job in Phoenix, AZ.

J. REVIEW OF INFORMATION/CONSENT AGENDA

K. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

L. INFORMATION CONSENT AGENDA

City Clerk Department

1. SUBJECT: Council Minutes of June 14, 2016 and Special Council Minutes of June 13, 14, 15, 20 and 21, 2016
RECOMMENDATION: Approve Regular Council Minutes of June 14, 2016 and Special Council Minutes of June 13, 14, 15, 20 and 21, 2016.

City Manager Department

2. SUBJECT: Agreements for City Council Review
RECOMMENDATION: Approve and authorize the City Manager to execute the following 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: a) N. Curtis & Sons for purchase of 120 pairs of wildland boots ($29,452); and b) Berry General Engineering for Change Order #2 due to a reduction in the contract ($71,099).

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

M. PUBLIC HEARING

ACTION: Mayor Flynn declared the public hearing open.
DISCUSSION: The City Clerk reported on posting, publication and that there were no written communications received.

Development Services Department

1. SUBJECT: Ordinance Adding Chapter 14, Article XXV to the Oxnard City Code to Establish an Expedited Permit Process for Electric Vehicle Charging Stations.
RECOMMENDATION: Approve the first reading by title only and subsequent adoption of **Ordinance No. 2909** adding Article XXV to Chapter 14 (Building Regulations) of the Oxnard City Code to establish an expedited permitting process for Electric Vehicle Charging Stations and determine that this project is exempt from the California Environmental Quality Act, pursuant to Section 15061(b)(3).

DISCUSSION: The Principal Planner reviewed information regarding charging stations.

Public comments received from: Steve Nash.

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

ACTION: Mayor Flynn declared the public hearing open.
DISCUSSION: The City Clerk reported on posting, publication and that there were no written communications received.

Housing Department

2. SUBJECT: Public Hearing on Issuance of Multifamily Housing Revenue Bonds for Vista Pacifica.
RECOMMENDATION: 1) Hold a public hearing regarding the issuance of up to $15,000,000 of multifamily housing revenue bonds by the California Municipal Finance Authority to finance the acquisition and construction of Vista Pacifica (also known as Ormond Beach Villas), a 40-unit multifamily rental housing development located at 5527 and 5557 Saviers Road, Oxnard; 2) Adopt **Resolution No. 14959** approving the issuance of bonds; and 3) Approve the attached Budget Appropriation for the issuance fees.
DISCUSSION: The Housing Director and Compliance Services Manager reviewed the funding of TETRA funds a process for the developer to obtain bond for development.

Rich Schroeder, Many Mansions, spoke about management of properties.

Public comments received from: George Miller, Daniel Chavez and Pat Brown.

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

N. REPORTS.

City Manager Department

1. SUBJECT: Adoption of (I) Successor Memoranda of Understanding Between the City of Oxnard and (A) Service Employees International Union, Local 721, (B) Oxnard Peace Officers Association, (C) the International Association of Fire Fighters, Local 1684, and (D) Oxnard Public Safety Management Association – Police Unit and (II) a Resolution Approving Paying and Reporting the Value of the Employer Paid Member Contribution to CalPERS for Employees in the Bargaining Units Covered by the Successor Memoranda of Understanding.
RECOMMENDATION: Adopt by **Resolution No. 14,960** the attached successor memoranda of understanding (MOU) with the following bargaining units: a) Service Employees International Union, Local 721 ("SEIU") Oxnard Peace Officers Association ("OPOA"); b) International Association of Fire Fighters, Local 1684 ("IAFF"); c) Oxnard Public Safety Managers Association – Police Union ("OPSMA-Police"); and d) Adopt **Resolution No. 14,961** to approve paying and reporting the value of employer paid member contributions for employees in the bargaining units represented by SEIU, OPOA, IAFF and OPSMA-Police.

DISCUSSION: Burke Dunphy, City Labor Representative, reviewed "contract" negotiations with unions including health care and pension contributions issues.

Public comments received from: Francisco Ayala; Jim Lavery; Daniel Chavez; George Miller; Pat Brown and Mike Johnson.

The City Council discussed: Limited Benefited Employees, holiday schedule, pension benefits, providing "financial" information and the negotiation process.

ACTION: Approved as recommended. (Ramirez/Padilla). Ayes: Padilla, Flynn and Ramirez. Noes: Perello stated for the record "voting "no" because financial numbers not verified" and possible future job cuts. Absent: MacDonald.

Police Department

2. SUBJECT: Amendment to Taser Agreement
RECOMMENDATION: Approve and authorize the Mayor to execute a five-year Amendment to contract number A-7858 with TASER International, Inc. which was approved by the City Council on March 22, 2016. The Amendment will add one hundred (100) cameras for the purchase, implementation, and the additional annual licensing agreements in the amount of approximately $729,808.27. The original Agreement amount was $375,608.65 and the Amendment will adjust the total Agreement amount to $1,105,416.92 over five years.
DISCUSSION: The Police Chief and Police Commander reviewed the purchase of TASER equipment, storage of equipment, assignment of equipment and records 'data" storage.

Public comments received from: George Miller and Jackie Tedeschi.

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

O. PUBLIC COMMENTS ON REPORTS

P. PUBLIC COMMENTS ON STUDY SESSION

Q. STUDY SESSION

R ADJOURNMENT

At 10:16 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

TIM FLYNN
Mayor