MINUTES
OXNARD CITY COUNCIL
Regular Meeting
July 1, 2014

A. ROLL CALL/POSTING OF AGENDA

At 4:32 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 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; Karen Burnham, Assistant City Manager; Stephen Fischer, Interim City Attorney; James Cameron, Chief Financial Officer; Michelle Tellez, Human Resources Director and Rob Roshanian, Interim Public Works Director.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 4:33 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 is City of Oxnard et al. v. Kennedy Jenks Consultants, et al., Orange County Superior Court, Case No. 30-2013-00655651.

The City Council also recessed to a closed session, pursuant to Government Code section 54957.6 to review the status of negotiations and to provide instructions to the City's negotiators Michelle Téllez, Director of Human Resources; Jeffrey C. Freedman, City's labor attorney, regarding salaries, salary schedules and compensation paid in the form of fringe benefits for employees organization identified as the Oxnard Mid-Managers' Association and other matters within the scope of representation.

At 5:58 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 6:07 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; James Williams, Fire Chief; Matthew Winegar, Development Services Director; Grace Magistrale Hoffman, Deputy City Manager; Michael Henderson, General Services Manager; Chris Williamson, Principal Planner and Karl Lawson, Compliance Services Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of Employee of the Second Quarter of 2014.
   DISCUSSION: The Council recognized Lorraine Ebdon, paralegal (City Attorney Office), who thanked City staff members for their support.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments received from: Ed Ellis; Martin Glatt; Cynthia Gonzalez; Tila Estrada; Inez Tuttle; Peggy Mikhail; Elliott Gabriel; Daniela Garcia; Elsa Serrano; Abel Magana and Steve Nash.

G. TRANSMITTAL OF INFORMATION ONLY ITEMS

Q. REVIEW OF INFORMATION/CONSENT AGENDA

Comments were received from: Police Chief (S-1(b)); Compliance Services Manager (S-3); and Interim Public Works Director (S-5).

R. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

S. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of the Oxnard City Council May 20, 2014. (011)
RECOMMENDATION: Approve.

City Manager Department

2. SUBJECT: Agreements for City Council Review. (017)
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.

Housing Department

3. SUBJECT: Second Amendment to Resale Restriction Agreement with Peter A. Cortez. (021)
RECOMMENDATION: Approve and authorize the Mayor to execute the Second Amendment to the Resale Restriction Agreement with Peter A. Cortez (A-7479) for his residence at 2804 Riverpark Boulevard, allowing the Cortez family to lease the residence to a low-income household through June 30, 2015.*

Police Department

4. SUBJECT: Authorization to apply for FY 2014 Port Security Grant Program. (029)
RECOMMENDATION: Adopt **Resolution No. 14,674**: 1) The Chief of Police to submit an application to the Department of Homeland Security in the amount of $50,000; 2) The City Manager to execute the grant agreement if grant funds are awarded to the City; 3) The Chief Financial Officer to appropriate the funds and perform all other required financial actions; and 4) The Chief of Police or designee to submit non-financial reports.

Public Works Department

5. SUBJECT: Blanket Purchase Orders with Granite Construction, Incorporated and Vulcan Materials Company. (033)
RECOMMENDATION: Remove from agenda.

INFORMATION/CONSENT AGENDA ACTION: Approved as recommended. (Ramirez/Padilla) Ayes: Ramirez, MacDonald, Padilla, Perello and Flynn. *Noes: Perello, S-3 only stating his belief that a time limit is needed regarding this matter.

H. INFORMATION/CONSENT PUBLIC HEARINGS

I. PUBLIC HEARINGS

J. APPOINTMENT ITEMS

K. REPORTS

Development Services Department

1. SUBJECT: Interim Urgency Ordinance Prohibiting the Expansion of Existing, or Development of New, Electrical Generating Facilities Integrated with the Independent System Operator Grid and with Generating Capacity above 25 MW within the Coastal Zone Until the Oxnard Local Coastal Program Update is Completed. (001)
RECOMMENDATION: Adopt an interim urgency **Ordinance No. 2882** prohibiting the expansion of existing, or development of new, electrical generating facilities integrated with the Independent System Operator grid and with generating capacity above 25 MW within the Oxnard Coastal Zone pending studies and changes in the Local Coastal Program (LCP), land use plan and implementing zoning ordinance, and other applicable regulations.

DISCUSSION: The Interim City Attorney reviewed the procedures to approve an urgency ordinance including following "planning and zoning" law and being effective for 45 days. The Principal Planner reviewed the selection process of a new electrical facility; State regulations; Energy Commission Authority and allowing time to study any proposed development of a power plant on the coastal zone.

The following individuals spoke against approving the moratorium; Martin Rodguiez; Kurt Oliver; Anthony Taormina; Chris Curry (NRG); Tony Cordero; George Miller; Mike Barber; Tom Di Ciolli; Rod Cobos; Tila Estrada; Bryan Palmaro; Guillermo Ceja and Tom Nielsen.

The following individuals spoke in favor of the moratorium: Michael Stubblefield; Mike De Mortino; Linda Calderon; Nancy Pedersen; Steve Nash; Jim Hines; Esmeralda Zuniga; Dayane Zuniga; Irma Lopez; Evelyn Garcia; Cynthia Montero; Alejandra Hernandez; Jan Thomson; Jan McCorkin; Shannon McComb; Jim McComb; William Terry; Brian Segee; Denis O'Leary; Jo Ann Olivares; Lupe Anuiano; Julie Pena; Ellen Bougher-Hoarvey; Guadalupe Limon; Glades Limon; Helen Conly; Dr. Henry Villanauna; Carla Castilla (Hannah-Beth Jackson); Maree Penhardt; Joseph O'Neill; George Sorkin; Diane Delancy and Peter Brand.

Public comments were received from: Nancy Williams, Edison; Larry Stein and Woodrow Thomas.

The Council discussed: possible time schedule to approve a development plan; regulation process to approve the location of a power plant; the Oxnard 2030 Plan; jobs; possible site locations not along coast; effect of possible sea level rise and decommission of local power plants.

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

L. REPORT OF CITY MANAGER

The City Manager stated staff would work on placing the Coastal Management Plan updated.

M. CITY COUNCIL BUSINESS / COMMITTEE REPORTS

The Council discussed: Gold Coast Transit District; Ventura Regional Sanitation District meeting; Ventura County Water Shed District Grant (for "J" Street Drain improvements) and having a safe Fourth of July.

N. PUBLIC COMMENTS ON REPORTS

O. PUBLIC COMMENTS ON STUDY SESSION

P. STUDY SESSION

T. ADJOURNMENT

At 10:22 p.m. the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

TIM FLYNN
Mayor