MINUTES

OXNARD CITY COUNCIL
Regular Meeting
October 1, 2013

A. ROLL CALL/POSTING OF AGENDA

At 6:07 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; Danielle Navas, City Treasurer; Karen Burnham, Interim City Manager; Stephen Fischer, Acting City Attorney; Jeri Williams, Police Chief; James Williams, Fire Chief; Rob Roshanian, Interim Public Works Director; Michelle Tellez, Human Resources Director; Barbara Murray, Library Director; William "Bill" Wilkins, Housing Director; Grace Magistrale Hoffman, Deputy City Manager; Michael Henderson, General Services Manager; Martin Erickson, Deputy City Manager; Todd Housley, Environmental Resources Management Superintendent and Daniel Rydberg, Construction and Maintenance Superintendent.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

D. OPENING CEREMONIES

The meeting opened with the pledge of allegiance to the flag of the United States, followed by a moment of silence for Jess Beltran.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of Proclamation Designating October 2013 as "Multicultural Month"
   DISCUSSION: Commissioner Stein thanked the Council for supporting the "Multicultural Festival" at Plaza Park. Martha Guillen, Multicultural event coordinator, thanked sponsors and invited the community to the Saturday event.

2. SUBJECT: Presentation of Proclamation Designating October 2013 as "Community Planning Month"
   DISCUSSION: Mayor Flynn commented on the importance of the Planning Commissioners. Ashley Golden, Senior Planner, invited the community to attend scheduled "community planning" events and activities.

3. SUBJECT: Employee of the Third Quarter.
   DISCUSSION: James Williams, Fire Chief, announced Fire Captain Alex Hamilton-Smith as employee of the Third Quarter.

4. SUBJECT: New West Concert
   DISCUSSION: Kerrie Sadler, New West Symphony, invited the community to attend the New West Symphony 2013-14 season at the Oxnard Performing Arts Center.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from: William Terry; Steve Fleischer; Chuck Hookstra; Deborah O'Malia; Ed Ellis; Steve Nash; Martin Glatt; Lucy Cartagena; Lorenzo Chavez; Daniel Lechliter; Pat Brown; Harold Ceja and Francine Castanon.

G. TRANSMITTAL OF INFORMATION ONLY ITEMS

H. INFORMATION/CONSENT PUBLIC HEARINGS

I. PUBLIC HEARINGS

J. APPOINTMENT ITEMS

1. SUBJECT: First Amendment to Agreement for Waste Disposal at Toland Road Landfill between the Ventura Regional Sanitation District (VRSD) and the City of Oxnard. (001)
RECOMMENDATION: Approve and authorize the Mayor to execute the First Amendment to the Agreement for Waste Disposal at the Toland Road Landfill between VRSD and the City (A-5906).
DISCUSSION: The Interim Public Works Director briefly commented on proposed agreement.

   Public comments were received from: Kevin Kildee; Frank Kiesler; Dick Themseal; David Grau; Jon Starkey and Mark Zirbel.

   The Council discussed the proposed agreement.

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

2. SUBJECT: Agreement for Waste Disposal at the Simi Valley Landfill between the City of Oxnard and Waste Management of California, Incorporated. (027)
RECOMMENDATION: Approve and authorize the Mayor to execute an Agreement for Waste Disposal at the Simi Valley Landfill with Waste Management of California, Incorporated (A-7618).
DISCUSSION: The Interim Public Works Director reviewed details of the agreement which had expired and had been renegotiated.

   Scott Tignac, Waste Management of California, commented on honoring the expired agreement and possible extension of the agreement.

   The Council discussed the landfill facility use by other cities and the condition to use only Simi Valley Landfill facility if Toland Road Landfill facility closed.

   Public comment was received from: Orlando Dozier.

   ACTION: Directed staff to renegotiate with Waste Management of California.

N. CITY COUNCIL / BUSINESS/COMMITTEE REPORTS

1. SUBJECT: Unlicensed Group Homes (Mayor Flynn)
DISCUSSION: The City Attorney cautioned the City Council to place this item on a future agenda item.

Public comments were received from: Steve Fleischer; Karen Martin; Rebecca Barkley; Jose Moreno; Julie Moreno and Dan Lechliter.

ACTION: Directed staff to place this issue on a future agenda.

K. REPORTS

City Treasurer Department

1. SUBJECT: Investment Policy and Annual Report of Investment Activity. (063)
RECOMMENDATION: 1) Approve the Investment Policy for the City of Oxnard; and 2) Adopt **Resolution No. 14, 438** delegating investment authority to the City Treasurer.
DISCUSSION: The City Treasurer reviewed the investment policy, investment activity, objectives, having an officer reviewing licensed businesses and requested authorization of City Treasurer.

The Council discussed: responsibilities of the City Treasurer; working with County Treasurer regarding pool investments and the process of buying of bonds.

Public comments were received from: William Terry; Francine Castanon and Daniel Lechliter.

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

Public Works Department

2. SUBJECT: Del Norte Facility Business and Transition Plan. (097)
RECOMMENDATION: Approve the Del Norte Facility Business and Transition Plan and authorize staff to implement the plan for the City Management, Operation and Maintenance of the Facility.
DISCUSSION: The Interim Public Works Director reviewed projected savings, rate stabilization, investment of capital costs and process of hiring employees. The Construction and Maintenance Superintendent outlined the transition process. Dr. Eugene Tseng, Consultant, commented on preparing a "long-term" plan and reviewing all costs/benefits.

The Interim City Manager and Environmental Resources Manager discussed proposed staffing levels and the hiring process.

The Council discussed: 1) time factors; 2) State regulations; 3) replacement of equipment; 4) hiring of personnel; 5) having "safe" working conditions; 6) hiring employees using City policies; and 7) projected rates.

Public comments were received from: Karen Martin; Lupe Anguiano; Daniel Lechliter; Dave Hauser; John Cortez; Gus Sanchez; Lucas Zucker; Victor Magana; Juan Delgado; Darlene Miller; Elizabeth Wolfel; William Terry; Dan Pinedo and Francine Castanon.

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

3. SUBJECT: Ventura County Watershed Protection District Verbal Update on Three Major Flood Protection Projects in Oxnard (SCR-1 and SCR-3 Levee Rehab and J-Street Drain).
RECOMMENDATION: Receive the report.
DISCUSSION: Gerard Kapuscik, Ventura County Public Works Agency, commented on: 1) the history and construction of the Santa Clara river levee; 2) possible options/costs to resolve levee problems; 3) working with Corps of Engineers; 4) possible phasing of the levee project; 5) proposed levee project timeline; 6) "J" Street channel project; and 7) possible State & federal funding.

At 11: 43 p.m., Councilmember Perello left the meeting due to possible conflict of interest.

Public comments were received from: Daniel Lechliter and Steve Nash.

The Council discussed: proposed plans for the levee; funding for the levee; and the "J" Street channel.

ACTION: Received report.

At 12: 18 a.m., Councilmember Perello returned to the meeting.

L. PUBLIC COMMENTS ON REPORTS

O. STUDY SESSION

P. PUBLIC COMMENTS ON STUDY SESSION

Q. REVIEW OF INFORMATION/CONSENT AGENDA

Comments were received from: Public Information Officer (S-2(1)); Environmental Resources Management Superintendent (S-2(b)) and Acting City Attorney (S-3).

R. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Public comments were received from: Steve Nash (S-3).

S. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of the Oxnard City Council for September 10 and 17, 2013; and Minutes of the Special Meeting of the Oxnard City Council for September 17, 2013. (145)
   RECOMMENDATION: Approve.

City Manager Department

2. SUBJECT: Agreements for City Council Review. (157)
   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.

Planning Department

3. SUBJECT: Second reading of Ordinance No. 2872 Approving Planning & Zoning Permit No. 13-570-03 (Zone Change); and Second Reading of Ordinance No. 2873 Amending Chapter 16 (Zoning) of the City Code. (159)
   RECOMMENDATION: Second reading and adoption.

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

M. REPORT OF CITY MANAGER

The Interim City Manager commented on: first graduation of Spanish Citizen Academy and the recognition of Dr. Shalabh Puri, a local dentist, who has provided dental services to the community. The Interim Public Works Director stated staffing information would be provided at next week's business plan of MFR.

N. CITY COUNCIL / BUSINESS/COMMITTEE REPORTS

The Council commented on: use of Measure "O" funding for road maintenance; implementation of the beach life guard program; need for training of Planning Commissioners; update of Camion del Sol development; and review of "bid" project policies.

T. ADJOURNMENT

At 12:52 a.m. the City Council concurred to adjourn the meeting.

Daniel Martinez

DANIEL MARTINEZ
City Clerk

Tim Flynn

TIM FLYNN
Mayor