MINUTES

OXNARD CITY COUNCIL
Regular Meeting
October 16, 2012

A. ROLL CALL/POSTING OF AGENDA

At 5:36 p.m., the regular meeting of the Oxnard City Council convened in the Council Chambers concurrently with the Community Development Successor Agency. Councilmembers Thomas E. Holden, Bryan A. MacDonald, Timothy B. Flynn and Carmen Ramirez were present. Mayor Pro Tem Irene G. Pinkard was absent. The City Clerk stated that the agenda was posted on Thursday in the Library and City Clerk's Office. Mayor Holden 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 Curtis P. Cannon, Community Development Director.

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

C. CLOSED SESSION

At 5:39 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54956.9(b)(3)(C), based on existing and circumstances, there is significant exposure to litigation against the City and Successor Agency in one potential case based upon a written threat of litigation which is available for inspection at the City Clerk's Office during normal business hours.

The City Council also recessed to a closed session, pursuant to Government Code section 54956.9(c), based on existing and circumstances, the City Council and Successor Agency shall decide whether to initiate litigation in two potential cases.

The City Council also recessed to a closed session, pursuant to Government Code section 54956.9(b)(3)(C), based on existing and circumstances, there is significant exposure to litigation against the City and Successor Agency in one potential case based upon a claim for damages, number 155 on file with the City Clerk, which is available for inspection at the City Clerk's office during normal business hours.

At 5:46 p.m., Mayor Pro Tem Irene G. Pinkard was present. At 7:14 p.m. the City Council reconvened and recessed to the evening session.

D. OPENING CEREMONIES

At 7:20 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 Holden presided. Additional staff members present were: James Cameron, Chief Financial Officer; Matt Winegar, Development Services Director; Rob Roshanian, Interim Public Works Director; Grace Magistrale Hoffman, Deputy City Manager; Michael Henderson, General Services Manager; Sue Martin, Planning and Environmental Services Manager; Martin Erickson, Special Assistant to the City Manager; Michael More, Financial Resources Manager; and Robert Silverstein, Code Compliance Manager.

E. CEREMONIAL CALENDAR

1. SUBJECT: Joint Proclamation Designating the Months of October, 2012 as "Breast Cancer Awareness Month" and November, 2012 as "End Domestic Violence Month".
   DISCUSSION: Sharon Jones, Soroptimist International of Oxnard, commented on the need to be aware of both programs.

REMOVED FROM AGENDA

The Council concurred to remove Status of El Rodeo Community Center (N-1) from the agenda.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individuals provided comments: Martin Jones; Ed Ellis; Don Tobow; Miquel Espinosa; Edgar Mohorko; Ventura Fernandez; Jim Yarbrough; Omar Ramirez; Elliott Gabriel; Larry Stein; and Orlando Dozier.

Q. APPOINTMENT ITEMS

1. SUBJECT: Presentation by Dr. Lowell Novy, Founder of the Valley Veterinary Clinic Charitable Non-Profit Corporation Regarding Spay and Neuter Clinics.
   DISCUSSION: Dr. Lowell Novy commented on the efforts to have a "no kill" shelter, the County's dog population and need to spay/neuter pets in the community.

   Received comments from Bert Perello.

   The Code Compliance Manager reviewed services provided by the City, the voucher program, working with Dr. Novy, and budget of the program.

   The Council discussed programs provided by the City and services provided by other agencies.

   ACTION: Received report and provided comments.

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

The following individuals provided comments: Eileen Tracy (I-2); Scott Bernstein (I-3); Orlando Dozier (I-2); and Bert Perello (I-4).

G. REVIEW OF INFORMATION/CONSENT AGENDA

The Housing Director commented on ACTION PLAN process and HUD schedule (I-2); the Financial Resources Manager and Development Services Director reviewed the negotiated MOU and the service agreement with County (I-3).

I. INFORMATION/CONSENT AGENDA

City Clerk Department

1. SUBJECT: Minutes of the Regular Meetings of the Oxnard City Council for September 25 and October 2 and 9, 2012. (001)
RECOMMENDATION: Approve with corrections to October 9, 2012 minutes.

City Manager Department

2. SUBJECT: Agreements for City Council Review. (033)
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.

Finance Department

3. SUBJECT: Payment to County of Ventura for Services Provided to Seabridge Community Facilities District No. 4. (035)
RECOMMENDATION: 1) Approve payment in the total amount of $649,396 to the County of Ventura related to Harbor Patrol services provided to Seabridge Community Facilities District No. 4 pursuant to the Memorandum of Understanding (A-6663) dated September 10, 2002 by and between the City of Oxnard, the County of Ventura, and Oly Mandalay Bay General Partnership; and 2) Approve a special budget appropriation (SBA) in amount of $116,731 from Seabridge Community Facilities District No. 4.*

Public Works Department

4. SUBJECT: Approval of Award of Contract for PW 06-93 Tierra Vista Neighborhood Street/Alley Resurfacing and Storm Drain Project. (041)
RECOMMENDATION: Approve and authorize the Mayor to execute Contract with Toro Enterprises Inc. (A-7529) in the amount of $4,081,028 for Project Specification Number 06-93 for the reconstruction of streets, sidewalks, curbs and gutters, alleyways, replacing street name signs and the installation of storm drain lines in the Tierra Vista Neighborhood (Tierra Vista Neighborhood Project).

INFORMATION CONSENT AGENDA ACTION: Approve as recommended with correction of minutes of October 9, 2012. (Holden/Ramirez) Ayes: Pinkard; MacDonald; Flynn; Ramirez; and Holden. *Noes: Flynn only I-3

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

K. INFORMATION/CONSENT PUBLIC HEARINGS

L. PUBLIC HEARINGS

COMMUNITY DEVELOPMENT SUCCESSOR AGENCY

At 8:45 p.m., the joint meeting with the Community Development Successor Agency concluded.

M. REPORT OF CITY MANAGER

The City Manager announced that final test of the Spanish translation service was taking place.

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

1. SUBJECT: Verbal Report on Status of El Rodeo Community Center.
   RECOMMENDATION: Receive and consider report.
   ACTION: Removed from the agenda.

The Council commented on: recent loss of lives in the community; a youth rally regarding "voting" information; possible alliance with Oxnard Port of Hueneme regarding the need to promote local jobs and businesses; recent court ruling regarding the South Shore project; possible funding of an EIR regarding plastic trash bags in the community; and grand opening of the water purification plant.

O. REPORTS

P. PUBLIC COMMENTS ON REPORTS

R. STUDY SESSION

S. PUBLIC COMMENTS ON STUDY SESSION

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The following individuals provided comments: Greg Runyon; Arthur Munoz; Walter Ontiveros; Pat Barrios; and Pat Brown.

T. ADJOURNMENT

At 9:09 p.m., the City Council concurred to adjourn the meeting.

DANIEL MARTINEZ
City Clerk

DR. THOMAS E. HOLDEN
Mayor