MINUTES

OXNARD CITY COUNCIL
Regular Meeting
June 2, 2015

## 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, Bryan A. MacDonald, Dorina Padilla and Bert Perello were present. The Deputy 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: Greg Nyhoff, City Manager; Stephen Fischer, Acting City Attorney; Tabin Cosio, Human Resources Director and Lyn McGraw, Deputy City Clerk

## B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

## C. CLOSED SESSION

At 4:35 p.m. the City Council recessed to a closed session, pursuant to Government Code section 54957.6, to review the status of labor negotiations and to review its available funds and funding priorities for the sole purpose of providing instructions to the City's negotiators, Greg Nyhoff, City Manager; Dania Torres Wong and Durke Dunphy, City's labor attorneys, regarding the matters specified in item C.1 of the meeting agenda.

Agency designated representatives: J. Tabin Cosio, Director of Human Resources; Dania Torres Wong, and Burke Dunphy, City's labor attorneys. Employee organizations: International Association of Firefighters, AFL-CIO (IAFF), Local No. 1684; the Oxnard Peace Officers' Association (OPOA); Service Employees International Union CTW, CLC, Local 721 (SEIU Local 721); International Union of Operating Engineers AFL-CIO, Local No. 501 (IUOE Local 501); Oxnard Public Safety Management Employees' Association (Police Unit); Oxnard Public Safety Management Employees' Association (Fire Unit); and Oxnard Mid-Managers' Association. Unrepresented employees: Assistant City Manager, Chief Financial Officer, City Clerk, City Treasurer, Deputy City Manager, Development Services Director, Fire Chief, Housing Director, Human Resources Director, Redevelopment Services Manager, Library Director, Police Chief, Utilities Director (Executive Directors); Assistant City Attorney, Deputy City Attorney, Law Office Manager, Human Resources Manager, Workers' Compensation Manager, Management Analyst III (Confidential Mid-Managers); and Accountant II (C80), Accounting Technician (C67), Administrative Assistant (C70), Administrative Legal Assistant (C70), Administrative Legal Secretary I (C25), Administrative Legal Secretary II (C35), Administrative Legal Secretary III (C50), Administrative Secretary I (C15), Administrative Secretary II (C30), Administrative Secretary III (C40), Administrative Services Assistant (C70), Administrative Technician (C60), Employee Relations Coordinator (C67), Executive Assistant I (C80), Executive Assistant II (C85), Human Resources Technician (C70), Office Assistant I (C10), Office Assistant II (C20), Paralegal (C75), Safety Specialist (C72), Senior Administrative Secretary (C55), Senior Benefits Coordinator (C75), Senior Human Resources Coordinator (C75), Workers' Compensation Specialist (C69) (Confidential Employees).

At 5:57 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: Daniel Martinez, City Clerk; Maria Hurtado, Assistant City Manager; Scott Whitney, Interim Assistant City Manager; Jeri Williams, Police Chief; Michael Henderson, General Services Manager; Ashley Golden, Planning and Environmental Services Manager and Daniel Rydberg, Interim Utilities Director.

E. CEREMONIAL CALENDAR

1. SUBJECT: Presentation of Awards for the City of Oxnard WaterWise Garden
   DISCUSSION: The Council recognized the selected WaterWise Contest winners: Linda Poski, Water Conservation Manager, introduced Nancy Luna, Nicole Donner and Carrie Donner.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from: Ventura Fernandez; Robert Franks; Ed Ellis; Edgar Mohorko; Greg Runyon; Jim Milstead; Charles Rogers; Joe Avelar; Mike Johnson; Vera Vega; Martin Jones and Pat Brown.

G. REVIEW OF INFORMATION/CONSENT AGENDA

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

I. INFORMATION/CONSENT AGENDA

City Manager Department

1. SUBJECT: Agreements for City Council Review. (001)
   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.

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

J. PUBLIC HEARINGS

K. APPOINTMENT ITEMS

L. REPORTS

General Services Department

1. SUBJECT: First Amendment to Agreement for Trade Services with Natural Green Landscape, Inc. for Seabridge Landscape Maintenance Services. (003)
   RECOMMENDATION: Approve and authorize the Mayor to execute a First Amendment to Agreement for Trade Services with Natural Green Landscape, Inc. (6565-14-CM) to extend the

Agreement to June 30, 2016, thereby increasing the amount $143,460 for a total of $286,920 providing landscape maintenance services within Community Facility District (CFD) No. 4 known as Seabridge located on Wooley Road between Victoria Avenue and Trade Winds Drive.
DISCUSSION: The General Services Manager reviewed the services being provided.

The Council discussed several issues including: "watering" policy, planting of trees, use of pesticides and living wage policy.

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

2. SUBJECT: Scheduling of Public Hearing and Adoption of Resolutions to Declare Intent to Levy FY 2015-2016 Assessments for Landscape Maintenance District Nos.1 through 3, and 7 through 26. (025)
RECOMMENDATION: 1) Adopt resolutions declaring City Council's intention to levy FY 2015-2016 assessments for Landscape Maintenance Districts Nos. 1 through 3, and 7 through 26 in the following tracts: • **Resolution No. 14,750,** Tract No. 2247, District No. 1 (Summerfield); • **Resolution No. 14,751,** Tract Nos. 4065, 4164, 4355 and 4225, District No. 2 (Channel Islands Business Park); • **Resolution No. 14,752,** Tract No. 3384, District No. 3 (River Ridge); • **Resolution No. 14,753,** Tract Nos. 4183 and 3943, District Nos. 7 and 8 (Northfield/Seagate Business Park); • **Resolution No. 14,754,** Tract Nos. 3051-2, 3051-3, and 4351, District No. 9 (Strawberry Fields); • **Resolution No. 14,755,** Tract No. 4405, District No. 10 (Country Club Estates); • **Resolution No. 14,756,** Tract No. 4376, District No. 11 (St. Tropez); • **Resolution No. 14,757,** Tract No. 4294, District No. 12 (Standard Pacific); • **Resolution No. 14,758,** Tract No. 4424, District No. 13 (Le Village); • **Resolution No. 14,759,** Tract No. 4492, District No. 14 (California Cove); • **Resolution No. 14,760,** Tract No. 4443, District No. 15 (Pelican Pointe); • **Resolution No. 14,761,** Tract No. 4810, District No. 16 (California Lighthouse); • **Resolution No. 14,762,** Tract No. 4702, District No. 17 (Village of San Miguel); • **Resolution No. 14,763,** Parcel Map Nos. 213-0-031-355, 375, 385, 405, 415, 425, District No. 18 (St. John's Regional Medical Center); • **Resolution No. 14,764,** Tract No. 4827, District No. 19 (Shopping at the Rose); • **Resolution No. 14,765,** Parcel Map Nos. 231-0-020-200, 210, 240, District No. 20 (Wallenius Vehicle Preparation Center); • **Resolution No. 14,766,** Tract Nos. 3384-7, 8, District No. 21 (Cypress Pointe); • **Resolution No. 14,767,** Tract No. 4611, District No. 22 (McDonald's Median); • **Resolution No. 14,768,** Tract No. 4529, District No. 23 (Greystone); • **Resolution No. 14,769,** Tract No. 4529, District No. 24 (Vineyards); • **Resolution No. 14,770,** Tract No. 4840, District No. 25 (The Pointe); and • **Resolution No. 14,771,** Parcel Map No. 202-0-010-685, District No. 26 (Albertson's); and 2) Set a public hearing for June 23, 2015, on the levy of the proposed assessments in Landscape Maintenance District Nos. 1 through 3, and 7 through 26.*
DISCUSSION: The General Services Manager reviewed the process to maintain a landscape district including repairs services.

Public comments were received from: Steve Nash and Jackie Tedeschi.

The Council discussed several issues including process of maintaining landscape districts and finding cost efficiencies.

ACTION: Approved as recommended. (MacDonald/Ramirez). Ayes: Padilla, Perello, Flynn, Ramirez and MacDonald. *Abstain: Perello only District No. 13.

Human Resources Department

3. SUBJECT: Agreement Related to Treatment of Excess Leave Balances between the City and Service Employees International Union, Local 721. (167)
RECOMMENDATION: Adopt **Resolution No. 14,772** approving an agreement between the City and the Service Employees International Union, Local 721 ("SEIU") (A-7784) related to treatment of excess leave balances and authorizing the Director of Human Resources, the Interim Chief Financial Officer, City Manager and/or their designee(s) to take the necessary administrative action to implement this agreement, including executing the agreement on behalf of the City.
DISCUSSION: The Finance Director and Burke Dunphy reviewed background and terms of agreement.
ACTION: Approved as recommended. (MacDonald/Ramirez). Ayes: Perello, Flynn, Ramirez, MacDonald and Padilla.

Police Department

4. SUBJECT: County of Ventura Animal Services Agreement. (175)
RECOMMENDATION: 1) Approve and authorize the Mayor to execute a one year-agreement with the option for four one-year extensions with the County of Ventura's Public Health Agency (A-7779) for animal sheltering services, in a not to exceed amount estimated at $1,698,700 for Fiscal Year 2015-2016; and 2) Receive a report from staff on current animal services operations provided by the City, and recommendations to offset costs of the new agreement, including implementing best practices, introducing a spay and neuter ordinance, increasing outreach and education programs, and modifying staffing in-line with the budget.
DISCUSSION: The Code Compliance Officer and Tara Diller, Ventura County Animal Control, reviewed the process of the County at the animal shelter and services provided.

Public comments were received from: George Miller, Dan Lechliter and Jackie Tedesghi.

The City Council discussed: licensing of pets and Ventura County "no kill" shelter policy.

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

Utilities Department

7. SUBJECT: Verbal Report on the Pavement Management System (PMS) Update Project.
RECOMMENDATION: Receive and consider a verbal report on the project to update the City's Pavement Management System (PMS) including; PMS process; assessment of street condition; condition trends, preventative maintenance and capital improvement project recommendations; prioritization of projects; and funding availability.
DISCUSSION: The Interim Utility Director and Joe Ririe Pavement Engineering, Inc, reviewed the maintenance of the streets/roads and possible options.

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

The City Council discussed: maintenance costs of street/roads; different types of maintenance and different material options.

ACTION: Received report and provided comments.

5. SUBJECT: Approval of Lowest Responsible and Responsive Bidder; Authorization to Issue and Execute a Contract for UD14-07- Hobson Park West Neighborhood Resurfacing Project; Approve Appropriation for the Project in the Amount of $1,400,000; and Unappropriate Funding of Half Cent Sales Tax Funds and Fremont North Neighborhood Resurfacing Project. (193)
   RECOMMENDATION: 1) Award contract to the lowest responsible and responsive bidder, Toro Enterprises, Inc. (A-7777) in the amount of $933,494.35 for the UD14-07 Hobson Park West Neighborhood Resurfacing Project, and authorize the purchasing agent to execute the contract upon receipt of final documents; and 2) Authorize unappropriation of Half Cent Sales Tax funds from Project 143114, Hobson Park Neighborhood Resurfacing Project, in the amount of $1,400,000 and the Lease Revenue Project and Refunding Bonds, Series 2014 funds from Project 153117, Fremont North Neighborhood Resurfacing Project, in the amount of $1,400,000 and re-appropriate funds in the amount of $1,400,000 from the Lease Revenue Project and Refunding Bonds, Series 2014 to fund the Hobson Park West Street Resurfacing project 143114.
   ACTION: Approved as recommended. (Padilla/MacDonald). Ayes: Ramirez, MacDonald, Padilla, Perello and Flynn.

6. SUBJECT: Approval of Lowest Responsible and Responsive Bid and Authorization to Issue and Execute a Contract for UD15-10- Channel Islands Neighborhood Resurfacing Project. (217)
   RECOMMENDATION: Award contract to the lowest responsible and responsive bidder, Toro Enterprises, Inc. (A-7778) in the amount of $1,274,294.25 for the UD15-10-Channel Islands Neighborhood Resurfacing Project, and authorize the purchasing agent to execute the contract upon receipt of final documents.
   ACTION: Approved as recommended. (Padilla/MacDonald). Ayes: Ramirez, MacDonald, Padilla, Perello and Flynn.

M. REPORT OF CITY MANAGER

N. CITY COUNCIL BUSINESS/COMMITTEE REPORTS

The City Council discussed: finding of "tar" on beaches; renaming of Boll baseball field and local scheduled July 15, 2015 public hearing regarding placing a "power" plant on the beach.

O. PUBLIC COMMENTS ON REPORTS

P. PUBLIC COMMENTS ON STUDY SESSION

Q. STUDY SESSION

R. ADJOURNMENT

At 10:14 p.m. the City Council concurred to adjourn the meeting.

Daniel Martinez Tim Flynn

DANIEL MARTINEZ
City Clerk

TIM FLYNN
Mayor