

MINUTES
OXNARD CITY COUNCIL
Regular Meeting
December 20, 2016

A. ROLL CALL/POSTING OF AGENDA

At 6:03 p.m., the regular meeting of the Oxnard City Council was called to order in the Council Chambers. The City Clerk called the roll and announced the posting of the agenda. Councilmembers Bryan A. MacDonald, Oscar Madrigal, Bert Perello, Mayor Pro Tem Carmen Ramirez, and Mayor Tim Flynn were present.

Staff members present were Greg Nyhoff, City Manager; Stephen Fischer, City Attorney; Jesús Nava, Assistant City Manager; Ruth Osuna, Assistant City Manager; Arturo Casillas, Housing Director; Ingrid Hardy, Cultural and Community Services Director; Kymberly Horner, Economic Development Director; Steve Janice, Human Resources Director; Phillip Molina, City Treasurer; Daniel Rydberg, Public Works Director; Jim Throop, Chief Financial Officer; Sandra Burkhart, Special Districts Administrator; Kathleen Mallory, Planning Division Manager; Michael More, Financial Services Manager; Kenneth Rozell, Assistant City Attorney; Eric Sonstegard, Assistant Chief of Police; and Michelle Ascencion, City Clerk.

B. OPENING CEREMONIES

The flag salute was followed by a moment of silence in honor of Toni Maulhardt (wife of former City Councilmember Dean Maulhardt) who recently passed away.

C. CEREMONIAL CALENDAR (No items.)

D. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Public comments were received from Woodrow Thomas Sr. (status of claim), Larry Stein (public record request), Daniel Chavez Jr. (crosswalks), Martin Jones (quote from Winston Churchill), and Sandra Sudac (various topics).

E. REPORT OF CITY MANAGER

The City Manager introduced the new Assistant City Manager, Jesús Nava, who started December 19, 2016. The City Manager thanked the Council for its support and acknowledged and thanked the employees for their hard work over the year. He expressed excitement and optimism for the upcoming Downtown Revitalization projects.

F. CITY COUNCIL REPORTS

Councilmember Madrigal wished everyone a happy holiday season.

Mayor Pro Tem Ramirez expressed condolences to former Councilmember Maulhardt, discussed water issues, and encouraged people to contribute to the Winter Warming Shelter and drive safely down Christmas Tree Lane, and shared happy holiday wishes.

Councilman MacDonald reported on participating in the Santa to the Sea toy giveaway, the Police Department's Santa at the Station event, the Target/public safety toy event, and the Castro Family toy drive at Ventura County Medical Center.

Councilmember Perello expressed holiday wishes and condolences to the Maulhardts. He reported on a recent Fiscal Policy Task Force meeting, a Ventura County Rescue Mission event, and meeting with the County Treasurer. He commented on crosswalks, streetlights and park lights, and commended employees who generate money for the city.

Mayor Flynn expressed hope for the new year, and said he will be working to make the Citizen Advisory Groups stronger.

G. REVIEW OF INFORMATION/CONSENT AGENDA

Items I-1a & c, I-2, I-3 through 5 (collectively), and I-7 were pulled for discussion.

Regarding I-1a: The Chief Financial Officer provided an explanation of the proposed contract.

Regarding I-1c: Councilmember Perello and the Public Works Director discussed elevator inspections and repair.

Regarding I-2: Mayor Pro Tem Ramirez and the City Treasurer discussed the banking services extension and the possible use of credit unions. Discussion ensued among Council and the City Treasurer.

Regarding I-3 through 5: Councilmember Perello commented on a Los Angeles Times article regarding tax breaks on vacation homes.

Regarding I-7: Councilman MacDonald and the Public Works Director discussed the implementation of the transportation system software. Discussion ensued among Council and staff.

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

Comments were received from Larry Stein, Daniel Chavez Jr., and Pat Brown. Discussion ensued among Council and staff.

I. INFORMATION/CONSENT AGENDA

City Manager Department

1. SUBJECT: Agreements for City Council Review.

RECOMMENDATION: That City Council, pursuant to Ordinance 2835, and Resolution No. 13,932, approve and authorize the City Manager to execute the 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) Bartel & Associates, LLC., to provide a PARS retirement enhancement plan actuarial valuation as of June 30, 2015 (\$28,300);

B) Sintra Group to conduct Police Department background investigation services (\$240,000); and

C) Republic Elevator for elevator maintenance and repair services (\$60,000).

City Treasurer Department

2. SUBJECT: Six Month Extension of the General Banking Services Agreement.
RECOMMENDATION: That City Council approve and authorize the Mayor to sign a six month extension with Bank of America for general banking services in the amount of \$237,000.

Development Services Department

3. SUBJECT: Second Reading of Ordinance 2913 Repealing and Replacing the City's Affordable Housing Inclusionary Program Ordinances 2615 and 2721.
RECOMMENDATION: That City Council **adopt Ordinance No. 2913** repealing the City's All Affordable Housing Opportunity Program Ordinance 2870 and replacing it with new Division 7C to Article V of Chapter 16 to the Oxnard Municipal Code to amend and codify the City's All Affordable Housing Opportunity Program (AAHOP).
4. SUBJECT: Second Reading of Ordinance 2912 Amending the City's Density Bonus Regulations and Related Incentives and Concessions.
RECOMMENDATION: That City Council **adopt Ordinance No. 2912** amending the City's density bonus regulations and related incentives and concessions by repealing Division 7 of Chapter V of Chapter 16 of the Municipal Code (Sections 16-410 through 16-410M) and replacing them with new Division 7A of Chapter V of Chapter 16 of the Municipal Code and new Sections 16-410A through 16-410V.
5. SUBJECT: Second Reading of Ordinance 2914 Amending Division 13 of Article V of Chapter 16 of the Municipal Code.
RECOMMENDATION: That City Council **adopt Ordinance No. 2914** amending Division 13 of Article V of Chapter 16 of the Municipal Code from "second units" to "accessory dwelling units", revising the title of Section 16-465 of the Municipal Code to "Accessory Units, Standards for Review", revising Section 16-465 of the Municipal Code, amending a related cross reference in Section 16-21, amending a related definition in Section 16-10, and amending portions of Section 16-622 relating to parking for accessory dwelling units.
6. SUBJECT: Second Reading of Ordinance 2915 Repealing and Reenacting Articles II through XI, XV, and XVI of Chapter 14 of the Oxnard City Code.
RECOMMENDATION: That City Council **adopt Ordinance No. 2915** repealing and reenacting Articles II through XI, XV, and XVI of Chapter 14 of the Oxnard City Code, pertaining to the California Building Code, California Residential Code, California Green Building Standards Code, International Property Maintenance Code, Uniform Code for the Abatement of Dangerous Buildings, California Historical Building Code, California Electrical Code, California Existing Buildings Code, California Mechanical Code, California Referenced Standards Code, California Plumbing Code, Fire Codes, and Fire Sprinklers.

Public Works Department

7. SUBJECT: Second Amendment to Agreement No. 6422-13-DS with Iteris, Inc. for On-Call Operation and Maintenance Services of the City's Transportation Management Center

(TMC) and Intelligent Transportation System (ITS) Infrastructure.

RECOMMENDATION: That the City Council approve the Second Amendment with Iteris, Inc. for on-call operation and maintenance (O&M) services for the maintenance of the City's Transportation Management Center (TMC) and Intelligent Transportation System (ITS) infrastructure, which extends the agreement for two years and increases the cost by \$100,000, for a total agreement cost of \$300,000 over a five year period.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilman MacDonald, to approve the Information/Consent Agenda as presented. VOTE: Flynn, MacDonald, Madrigal, Perello and Ramirez voted in favor (Perello voted against Item I-3, as he doesn't believe Development Services should have a say); the motion carried 5-0 (4-1 on Item I-3).

J. REPORTS

Finance Department

1. SUBJECT: Agreements and Appropriation for Various Landscape Maintenance Districts (LMDs) and Community Facilities Districts (CFDs).

RECOMMENDATION: That City Council:

- A. Receive an update on the current status of improvements in the Assessment Districts.
- B. Approve and authorize the City Manager to execute the following agreements:
 1. Agreement No. A-7926 with Fenceworks, Inc. for LMD #33 El Paseo in the amount of \$30,799.60 for the detention basin located at Paseo Nogales and Paseo Hacienda.
 2. Agreement No. A-7930 with Fenceworks, Inc. for LMD #38 Aldea Del Mar in the amount of \$60,064.30 for the detention basins located at Martin Luther King Jr. Drive and Limonero Drive.
 3. Agreement No. A-7931 with Fenceworks, Inc. for LMD #40 Cantada in the amount of \$25,302.85 for the detention basin located at Rose Avenue and Cesar Chavez Drive.
 4. Agreement No. 7680-16-PW with Kaneko Landscaping for LMD #40 Cantada in the amount of \$32,000 for work related to the overgrowth of roots and lifting of sidewalks to an unsafe level.
- C. Approve a budget appropriation in the amount of \$363,528 for the current Fiscal Year 2016-17 from fund balance of various LMDs and CFDs for special projects and existing operations.
- D. Approve a budget appropriation in the amount of \$166,644 to transfer funds between LMD #39 and LMD #46.
- E. Approve a budget appropriation in the amount of \$297,010 to transfer funds between the two LMD #39.

The Financial Services Director introduced the Special Districts Administrator, who gave a report.

Public comments were received from Larry Stein and Daniel Chavez Jr.

Discussion ensued among Council and staff.

It was moved by Councilman MacDonald, seconded by Mayor Pro Tem Ramirez, to approve staff's recommendation as presented. VOTE: Flynn, MacDonald, Madrigal, Perello and Ramirez voted in favor; the motion carried 5-0.

Public Works Department

2. SUBJECT: Fourth Amendment to Agreement with Carollo Engineers, Inc. for Public Works Integrated Master Planning Including Condition, Assessment, Operations, Maintenance & Performance Optimization (Agreement No. A-7668).
RECOMMENDATION: That City Council approve and authorize the Mayor to execute the Fourth Amendment to the Agreement with Carollo Engineers, Inc., for Public Works Integrated Master Planning including Condition Assessment, Operations, Maintenance & Performance Optimization (Agreement No. A-7668), in the amount of \$151,000, to bring the total amount to \$4,757,116, for the completion of services.
3. SUBJECT: Proposition 218 Process, Review of Wastewater Rates and Formation of Utility Ratepayers Advisory Panel.
RECOMMENDATION: That City Council:
- 1) Direct staff to begin a new Proposition 218 process to review wastewater rates;
 - 2) Review information regarding the City's wastewater rates and the formation, structure, and process of a Utility Ratepayers Advisory Panel (URAP) for a recommendation regarding wastewater rates; and
 - 3) Direct the Utilities Task Force to appoint members to the Utility Ratepayers Advisory Panel.

The Public Works Director gave a report on Items J-2 and J-3 concurrently.

Public comments were received from Alicia Percell and George Miller on Item J-2; and Pat Brown, Larry Stein, Shirley Godwin, Larry Godwin, Alicia Percell, Aaron Starr, and George Miller on Item J-3.

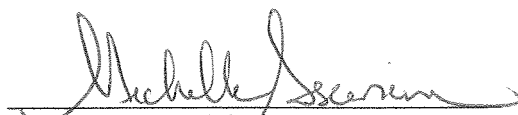
Discussion ensued among Council and staff.

It was moved by Mayor Pro Tem Ramirez, seconded by Councilman MacDonald, to approve staff's recommendation on both items, as presented. VOTE: Flynn, MacDonald, Madrigal, Perello and Ramirez voted in favor; the motion carried 5-0.

K. PUBLIC COMMENTS ON REPORTS (None)

L. ADJOURNMENT

There being no further business on the agenda, and without objection, Mayor Flynn adjourned the meeting at 9:34 p.m.


MICHELLE ASCENCION, CMC
City Clerk


TIM FLYNN
Mayor