



City of Port Hueneme

City Council Regular Meeting Agenda

February 3, 2020

**Port Hueneme City Hall: 250 North Ventura Road
Port Hueneme, CA 93041**

5:30 p.m. Council Closed Session | 6:30 p.m. Regular Meeting

5:30 P.M. – CITY COUNCIL CLOSED SESSION AGENDA

CALL TO ORDER Mayor Hernandez

ROLL CALL Council Members Berg, Gama, Rollins; Mayor Pro Tem Muñoz-Schnopp; and Mayor Hernandez

GENERAL PUBLIC COMMENT (10 Minutes)

The Council will hear public comments for a maximum of 10 minutes. The Council cannot enter into a detailed discussion or take any action on comments, but may refer them to the City Manager for follow up or scheduling on a subsequent agenda for discussion. Each speaker shall limit comments to three minutes.

CLOSED SESSION ITEM

With respect to every item of business to be discussed in CLOSED SESSION, pursuant to the California Government Code:

1. **CONFERENCE WITH PROPERTY NEGOTIATORS**

Authority: Government Code section 54956.8

PROPERTIES: The City owned property located at 241-245 E. Port Hueneme Road, Port Hueneme, CA 93041

AGENCY NEGOTIATORS: Andrew Salinas- Interim City Manager; Charles Green - City Attorney; Steve Kinney - Consultant Kharis Navigating

NEGOTIATING PARTIES: City of Port Hueneme and Genesis, LLC

UNDER NEGOTIATION: Negotiate price and terms of payment

2. **CONFERENCE WITH LABOR NEGOTIATORS**

Authority: Government Code § 54957.6

AGENCY DESIGNATED REPRESENTATIVES: Andrew Salinas, Interim City Manager; Charles Peretz, Deputy City Manager; and Ken McDonald, Finance Director

EMPLOYEE ASSOCIATION: Unrepresented Management

3. **CONFERENCE WITH LABOR NEGOTIATORS**

Authority: Government Code § 54957.6

AGENCY DESIGNATED REPRESENTATIVES: Steven M. Berliner, Special Counsel; Andrew Salinas, Interim City Manager; Charles Peretz, Deputy City Manager; and Ken McDonald, Finance Director

EMPLOYEE ASSOCIATION: Port Hueneme Police Officers' Association (POA)

RECESS TO CLOSED SESSION

6:30 P.M. CITY COUNCIL REGULAR MEETING AGENDA

CALL TO ORDER / FLAG SALUTE Mayor Hernandez

ROLL CALL Council Members Berg, Gama, Rollins; Mayor Pro Tem Muñoz-Schnopp; and Mayor Hernandez.

INSPIRATION Councilmember Rollins

AGENDA APPROVAL FOR CITY COUNCIL

[City Council Agenda Approval](#)

Recommendation: Approve the City Council Agenda of February 3, 2020.

REPORT ON CITY COUNCIL CLOSED SESSION ACTION

GENERAL PUBLIC COMMENT

Each member of the public may speak on any item appearing on the Agenda or that is within the subject matter jurisdiction of the City Council. Speakers will be allowed three minutes per Agenda item to address the Council. Members of the public who want to address the Council should fill out a speaker card located on the back table in the City Council Chamber and provide the speaker card to the City Clerk. If a speaker wishes to address an item on the Agenda please note the Agenda item number or topic on the speaker card to ensure that you are called to speak before the Council takes action on the Agenda item. All speakers wishing to address the Council on items not on the Agenda will be called on to speak during the Open Forum portion of the Agenda.

PRESENTATIONS - NONE

CONSENT CALENDAR AGENDA

All matters listed on the Consent Calendar are to be considered routine by the governing body, and will be enacted by one motion in the form listed. There will be no discussion of these items unless, before the governing body votes on the motion to adopt, specific items are removed from the Consent Calendar for separate motions

The Mayor shall read the titles of the items on the Consent Calendar prior to the motion.

1. [Approve Minutes of the City Council Regular Meeting of January 21, 2020](#)

K. Buxkemper, City Clerk

Recommendation: Approve the minutes.

2. [Approve Finance Cash Disbursements for January 10, 2020 through January 23, 2020](#)

K. McDonald, Director of Finance

Recommendation: Ratify the disbursements.

3. [Read, by Title Only Waiving Full Reading of Text, and Adopt an Ordinance of the City Council of the City of Port Hueneme, California, Adding a New Chapter 7 to Article V, Beginning with Section 5616, to the City of Port Hueneme Municipal Code for the Purposes of Regulating Tobacco and Electronic Cigarette Retailers](#)

K. Spaulding, Deputy City Attorney

Recommendation: For City Council to read, by title only, waiving a full reading of the ordinance, and adopt an Ordinance adding a new Chapter 7 to Article V, beginning with Section 5616, to the City of Port Hueneme Municipal Code for the purposes of regulating tobacco and electronic cigarette retailers.

4. [Read, by Title Only Waiving Full Reading of Text, and Adopt an Ordinance Approving Development Agreement No. PHDA-837, Major Modification #2 \(Hueneme Patient Consumer Collective, LLC Dispensary, Located at 501 W. Channel Islands Blvd, Suites 301-303\)](#)

T. Stewart, Director of Community Development

Recommendation: For City Council to read, by title only, waiving a full reading of the ordinance, and adopt an Ordinance approving Development Agreement No. PHDA-837, Major Modification #2 (Hueneme Patient Consumer Collective, LLC Dispensary, located at 501 W. Channel Islands Blvd, Suites 301-303).

5. [Award Contract to J&H Engineering General Contractors, Inc. for the Removal and Replacement of Broken, Cracked, and Uplifted Sections of Concrete Walk at Moranda Park](#)

D. Villafana, Director of Public Works

Recommendation: Award the contract to J&H Engineering General Contractors, Inc.

6. [Approve an Agreement with Rincon Consultants, Inc., for the Preparation of the City of Port Hueneme's General Plan Update, Including the Sixth-Cycle Housing Element Update, Climate Action Plan and Environmental Impact Report](#)

T. Stewart, Director of Community Development

Recommendation: Authorize the contract with Rincon Consultants, Inc. for the preparation of the City's comprehensive General Plan Update, including preparation of the sixth-cycle Housing Element update, Climate Action Plan and Environmental Impact Report for an amount not-to-exceed \$610,082.

CONSENT CALENDAR ROLL CALL VOTE

PUBLIC HEARINGS

7. [Proposed Water Rate Adjustments Public Hearing, Resolution Declaring Protest Ballot Count, and First Reading Introducing an Ordinance Setting the Amount of Water Rates and Charges](#)

D. Villafana, Director of Public Works

NOTE: CITY STAFF WILL CONDUCT A PRELIMINARY PROTEST BALLOT OPENING AT 5:00 P.M. ON FEBRUARY 3, 2020. THOSE PROTESTS OPENED AND RECORDED PRIOR TO THE PUBLIC HEARING WILL BE ANNOUNCED AND READ INTO THE RECORD.

Recommendation: It is recommended the City Council take the following actions: at the close of the public hearing, following final count and confirmation that insufficient protests were submitted allowing continued consideration of proposed water rates, take the following action:

1. Hold a Public Hearing, by which public comment is heard, considered, and entered as part of the record;
2. At the close of the public hearing, following final count and confirmation that insufficient protests were submitted allowing continued consideration of proposed water rates, proceed with discussion of the proposed water rate adjustments;
3. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT HUENEME RECITING THE FACTS OF THE PROPOSITION 218 MAIL PROTEST PROCESS HELD, DECLARING THE RESULT, AND SUCH OTHER MATTERS AS PROVIDED BY LAW;
4. Introduce for first reading, by title only, and waive further reading AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORT HUENEME SETTING THE AMOUNT OF WATER RATES AND CHARGES PURSUANT TO HEALTH AND SAFETY CODE SECTION 5471.

ROLL CALL VOTE

8. [Councilmanic Salaries Ordinance Amendment and Resolution Providing Health, Vision and Dental Benefits and Matching Contributions to the City's ICMA 457 Deferred Compensation Plan to Members of the City Council](#)

C. Peretz, Deputy City Manager

Recommendation:

1. Hold a Public Hearing, by which public comment is heard, considered, and entered as part of the record;
2. Introduce, for first reading by title only, waiving the reading of the full text recommending adoption of *AN ORDINANCE OF THE COUNCIL OF THE CITY OF PORT HUENEME, CALIFORNIA, AMENDING ARTICLE II, CHAPTER 1, SECTION 2010 OF THE CITY OF PORT HUENEME MUNICIPAL CODE RELATING TO COUNCILMANIC SALARIES*; and
3. Adopt a Resolution providing health, vision and dental benefits and matching contributions to the City's ICMA 457 Deferred Compensation Plan to members of the City Council

ROLL CALL VOTE

9. [Continuance of a Public Hearing to a Date Certain on Introduction of an Ordinance Amending the Port Hueneme Municipal Code, Pertaining to Development Standards for Accessory Dwelling Units](#)

T. Stewart, Director of Community Development

Recommendation: It is recommended that the City Council open the public hearing, receive testimony, and continue the public hearing to a date certain scheduled for the regular City Council meeting on April 20, 2020.

ROLL CALL VOTE

BUSINESS ITEMS

Public Works

10. [City Sidewalk Inspection and Maintenance Program](#)

D. Villafana, Director of Public Works

Recommendation: Receive and file an oral report regarding an overview of the sidewalk inspection and maintenance program.

COUNCIL MEMBERS' REPORTS, COMMENTS, AND REQUEST FOR FUTURE AGENDA ITEMS

Council Members are appointed to various Regional Committees/Agencies/Boards and will report out on their activities with these organizations at this time, as well as request items to be placed on future agendas and put forth any comments in regards to community events.

Mayor Hernandez: City-Port Standing Committee, Port Hueneme Water Agency (PHWA); Ventura County Regional Energy Alliance District Board (VCREA); Ventura Regional Sanitation District (VRSD)

Mayor Pro Tem Muñoz-Schnopp: California Joint Powers Insurance Authority (CJPIA); Point Mugu Regional Airport Authority; Port Hueneme Water Agency (PHWA); Ventura Council of Governments (VCOG)

Council Member Berg: City-Port Standing Committee; EDC-VC; Gold Coast Transit; Regional Defense Partnership for the 21st Century (RDP-21); Ventura County Transportation Commission (VCTC); Southern California Association of Governments (SCAG)

Council Member Gama: Animal Services Commission; Beach Erosion Authority for Clean Oceans and Nourishment (BEACON)

Council Member Rollins: Port Hueneme Water Agency (PHWA); Recreation, Education, Arts, Culture in Hueneme (REACH); Air Pollution Control Board

PUBLIC COMMENT CONTINUATION

The Council will allow a continuation of public comments, if necessary, due to exceeding the total time allotted in the earlier Open Forum section

ADJOURNMENT

The City Council will adjourn to the regular meeting of Monday, February 3, 2020, to be held at 6:30 p.m. in the City Hall Council Chamber.

Copies of staff reports or other written documentation relating to each item of business referred to in this Agenda are available for public inspection in the Office of the City Clerk and on the City's website at www.cityofporthueneme.org. Materials received after agenda packet distributions are made available to the public on the City's website and in the City Clerk's office at the same time they are provided to the Council. IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, CONTACT THE OFFICE OF THE CITY CLERK AT (805) 986-6503 OR THE CALIFORNIA RELAY SERVICE. NOTICE 48 HOURS PRIOR TO THE MEETING WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ALLOW PARTICIPATION IN THIS MEETING