



City of Port Hueneme

City Council Regular Meeting Minutes

July 5, 2022

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

5:00 p.m. Closed Session | 6:30 p.m. Regular Meeting (Virtual Meeting)

THIS MEETING WAS CONDUCTED PURSUANT TO THE PROVISIONS OF GOVERNMENT CODE SECTION 54953, SUBDIVISION (e) AND THE RECOMMENDATION OF THE VENTURA COUNTY PUBLIC HEALTH OFFICER ISSUED SEPTEMBER 21, 2021 (SOCIAL DISTANCING RECOMMENDATION) AS DETERMINED BY THE CITY COUNCIL ON JUNE 6, 2022

In order to minimize the spread of the COVID-19 virus, the City Hall Council Chamber was closed to the public.

- **Meeting Zoom Link for Live Public Participation and Real Time Public Comments:**
<https://us02web.zoom.us/j/89675494984?pwd=MSB3HKLWUei2KMw4qgTIBAEIM19WWa.1>
Dial by your location: Meeting ID: 896 7549 4984 / **Passcode:** 119813
+669 900 6833 US (San Jose) +346 248 7799 US (Houston) +253 215 8782 US (Tacoma)
+312 626 6799 US (Chicago) +929 205 6099 US (New York) +301 715 8592 US (Washington DC)

5:00 P.M. – CITY COUNCIL CLOSED SESSION AGENDA

CALL TO ORDER

Mayor Rollins called the Closed Session meeting to order at 5:00 p.m.

ROLL CALL

Present: Councilmembers Gama, Hernandez, Perez; Mayor Pro Tem Martinez; Mayor Rollins
Absent: None.

GENERAL PUBLIC COMMENT – None.

CLOSED SESSION ITEMS

City Attorney Spaulding read the following Closed Session items into the record:

1. CONFERENCE WITH LABOR NEGOTIATORS

Authority: Government Code § 54957.6

AGENCY DESIGNATED REPRESENTATIVES: Brad Conners, City Manager; Charles Peretz, Deputy City Manager; and Kevin Spaulding, City Attorney

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

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Authority: Government Code section 54956.9(c)(2)

Significant exposure to litigation exists based upon the existing facts and circumstances. These facts and circumstances arise out of a series of transactions between City of Port Hueneme and City of Oxnard relating to disputed amounts of payment for wastewater treatment services.

Number of Potential Cases: (1)

Councilmember Perez stated a conflict of interest for Closed Session item No. 1 due to spousal financial gain.

A motion was made by Councilmember Perez, seconded by Councilmember Hernandez, and approved unanimously, to reorder the agenda so that Closed Session Item No. 2 would be presented first and she could be excused from Closed Session Item No. 1.

RECESS TO CLOSED SESSION

Mayor Rollins recessed the Closed Session meeting at 5:04 p.m.

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

CALL TO ORDER / FLAG SALUTE

Mayor Rollins called the meeting to order at 6:31 p.m. and led the flag salute.

ROLL CALL

Present: Councilmembers Gama, Hernandez, Perez; Mayor Pro Tem Martinez; Mayor Rollins
Absent: None

INSPIRATION

Councilmember Perez provided the inspiration.

CLOSED SESSION REPORT

City Attorney Spaulding provided the Closed Session report indicating that there was no reportable action taken.

GENERAL PUBLIC COMMENT

Public Comments were provided by the following:

- Joan Tharp (Written Comment)
- Jacob Marquez Pantoja (Written Comment)

AGENDA APPROVAL FOR CITY COUNCIL

[City Council Agenda Approval](#)

Recommendation: Approve the City Council Agenda of July 5, 2022.

A motion was made by Councilmember Hernandez, seconded by Councilmember Perez, and passed unanimously, to approve the City Council Agenda of July 5, 2022.

PRESENTATIONS

1. [Parks & Recreation Month Proclamation](#)

Deputy City Manager Peretz read into record a proclamation recognizing July as Parks & Recreation Month in the City of Port Hueneme.

CONSENT CALENDAR AGENDA

Mayor Pro Tem Martinez and Councilmember Gama requested to pull Consent Calendar Item No. 6; and Mayor Rollins requested to pull Consent Calendar Item No. 10 from the Consent Calendar for discussion.

Councilmember Hernandez requested a correction be made in the Minutes to Steven Auclair's name under Mayor Rollins Council comments and inferred to approve as amended.

CONSENT CALENDAR ROLL CALL VOTE

A motion was made by Councilmember Gama, seconded by Mayor Pro Tem Martinez, to pull Consent Calendar Item Nos. 6 and 10, and approve Consent Calendar Item Nos. 2 (as amended), 3 – 5 and 7 – 9.

Motion carried as follows:

AYES: Gama, Martinez, Hernandez, Perez, Rollins;

NOES: None; ABSENT: None; ABSTAIN: None

City Council:

2. Approved the Minutes of the City Council Regular Meeting of June 20, 2022 as amended by Councilmember Hernandez.
3. Received and filed the Register of Disbursements for the period of June 14, 2022 through June 27, 2022.
4. Adopted an Ordinance entitled, "An Ordinance of the City Council of the City of Port Hueneme, California, amending Article VIII, Building Regulations, of the Port Hueneme Municipal Code which adds Chapter 9, to implement standards pertaining to an expedited, streamlined permitting process for electrical vehicle charging stations".
5. Approved the Second Amendment to the National Pollutant Discharge Elimination System (NPDES) Implementation Agreement for the Ventura County Stormwater Quality Management Program between the County of Ventura, the Ventura County Watershed Protection District (VCWPD); and the Cities of Camarillo, Fillmore, Moorpark, Ojai, Oxnard, Port Hueneme, San Buenaventura, Santa Paula, Simi Valley, and Thousand Oaks.
7. Allocated \$5,500 towards the cost of a Ventura County Countywide Farmworker Housing Study, funding a countywide survey of farmworkers, employers, and housing providers to further define housing conditions, needs and barriers to farmworker housing.
8. Adopted an Ordinance entitled, "An Ordinance of the City Council of the City of Port Hueneme, California, Adopting a Military Equipment Use Policy Pursuant to Government Code Section 7070 ET SEQ. (AB 481)".
9. Authorized the sole source purchase of antiscalant, per Municipal Code Section 2564(b), from King Lee Technologies in the amount of \$52,750, for use at the PHWA Water Treatment Plant (Brackish Water Reclamation Demonstration Facility)

CONSENT CALENDAR ITEMS PULLED FOR DISCUSSION

6. Letter of Opposition to Ventura County Board of Supervisors Regarding Microenterprise Home Kitchen Operations Program (MEHKO)

T. Stewart, Community Development Director

Recommendation: Authorize the City Manager to electronically send a letter to the County of Ventura Board of Supervisors in opposition of the County's Microenterprise Home Kitchen Operations Program (MEHKO).

Councilmember Gama asked clarifying questions then recused himself out of an abundance of caution due to a possible conflict of interest with operating a cottage bakery. Councilmember Gama left the meeting at 6:51 p.m.

Council discussion ensued and staff responded to clarifying questions from Council.

There were no public comments.

ROLL CALL VOTE

A motion was made by Councilmember Perez, seconded by Councilmember Hernandez, to approve the consent calendar as presented.

Motion carried as follows:

AYES: Perez, Hernandez, Martinez, Rollins;

NOES: None; ABSENT: Gama; ABSTAIN: None

Councilmember Gama rejoined the meeting at 7:01 p.m.

10. Award of Contract for Exterior Painting at the Orvene S. Carpenter Community Center and Library

Housing & Facilities Director Gabby Basua and Community Development Director Tony Stewart presented the report.

Community Development Director Tony Stewart responded to Mayor Rollins inquiry regarding the color scheme. Council discussion ensued.

There were no public comments.

ROLL CALL VOTE

A motion was made by Councilmember Hernandez, seconded by Councilmember Perez, to award a contract to Color New Co. for exterior painting at the Orvene S. Carpenter Community Center and Library, and authorize the City Manager to execute a contract subject to review and approval of the City Attorney.

Motion failed as follows:

AYES: Hernandez, Perez;

NOES: Gama, Martinez, Rollins; ABSENT: None; ABSTAIN: None

Discussion ensued amongst the Councilmembers. City Manager Conners offered an alternative solution to approve the contract subject to Council review and approval of the color scheme/palette.

Housing & Facilities Director Gabby Basua answered questions from Council. In response to an inquiry from Housing & Facilities Director Basua, City Attorney Spaulding clarified that a motion to reconsider can be made, however, it would need to be made by a Councilmember who voted no.

Mayor Rollins stated he would make a motion to approve the contract pursuant to finding out what the color would be, but no formal motion was made.

A motion was made by Mayor Pro Tem Martinez to move this item to the next City Council meeting in order to see the color scheme before approving. Motion failed for lack of second.

Discussion ensued amongst Council and staff.

A motion was made by Mayor Rollins to award a contract to Color New Co. for exterior painting at the Orvene S. Carpenter Community Center and Library subject to review and approval of the color scheme. Motion failed for lack of second.

ROLL CALL VOTE

A motion was made by Mayor Rollins, seconded by Mayor Pro Tem Martinez, to reconsider staff recommendation to approve the contract to Color New Co. for exterior painting at the Orvene S. Carpenter Community Center and Library, and authorize the City Manager to execute a contract subject to review and approval of the City Attorney; with the amendment that the color palette is subject to review and approval.

Motion failed - Roll Call vote was interrupted due to confusion of the motion:

AYES: Rollins, Martinez.

Mayor Rollins restated his motion for clarification to approve the contract to Color New Co. for exterior painting at the Orvene S. Carpenter Community Center and Library, and authorize the City Manager to execute a contract subject to review and approval of the City Attorney; with the amendment that the color palette is subject to review and approval.

Discussion ensued amongst Council and staff.

A motion was made by Councilmember Perez to approve the contract to Color New Co. for exterior painting at the Orvene S. Carpenter Community Center and Library, and that Council go into the office to view the color palette. Motion failed due to lack of second.

After considerable discussion, Housing & Facilities Director Gabby Basua presented the selected colors to Council.

ROLL CALL VOTE

A motion was made by Mayor Rollins, seconded by Councilmember Perez, to award a contract to Color New Co. for exterior painting at the Orvene S. Carpenter Community Center and Library, with the colors presented to Council.

Motion carried as follows:

AYES: Rollins, Perez, Gama, Hernandez, Martinez;

NOES: None; ABSENT: None; ABSTAIN: None

PUBLIC HEARINGS – None.

BUSINESS ITEMS

11. [Reconsideration of Remote Meetings Pursuant to Government Code Section 54953\(e\)](#)
City Attorney Spaulding presented the staff report. There were no public comments.

ROLL CALL VOTE

A motion was made by Councilmember Gama, seconded by Councilmember Perez, to go back to in-person meetings. Council provided comments.

Motion carried as follows:

AYES: Gama, Perez, Martinez, Rollins

NOES: Hernandez; ABSENT: None; ABSTAIN: None

CITY MANAGER COMMENTS AND REPORTS

City Manager Conners thanked those who participated in getting and bearing flags throughout the City for the 4th of July; and provided a preview of items on the next City Council meeting agenda. City Manager Conners responded to Council comment.

COUNCIL MEMBERS' REPORTS AND COMMENTS

Council provided comments and reports regarding the following topics:

Councilmember Perez:

- Thanked staff for the flags for the 4th of July Celebration

Councilmember Hernandez:

- Attended Sand Summit on June 23, 2022
- Attended John Flynn Memorial
- Participated in Oxnard Gay Pride Festival on June 25, 2022
- Attended an event on June 29, 2022, at Ronald Reagan Presidential Foundation and Institute featuring Congresswoman Liz Cheney
- Upcoming meetings with: Southern California Association of Governments (SCAG); and Regional Defense Partnership for the 21st Century (RDP-21)

Councilmember Gama:

- Attended Sand Summit
- Beach Erosion Authority for Clean Oceans and Nourishment (BEACON)
- Beach parking pass
- Future agenda item requests
- Ted Kennedy

Mayor Pro Tem Martinez:

- Indicated an update will be provided at the next meeting for Recreation, Education, Arts, Culture in Hueneme (REACH); and Sister City Committee
- Parking

Councilmember Perez:

- 4th of July Festivities

Mayor Rollins:

- Attended Knights of Columbus in honor of Police Officer of the Year Joel Magana
- Attended Sand Summit
- Flags and flag protocols
- Upcoming meetings with: Regional Defense Partnership for the 21st Century (RDP-21); Ventura County Transportation Commission (VCTC); Southern California Association of Governments (SCAG); and Gold Coast Transit

Councilmember Gama:

- Upcoming meeting with Ventura Council of Governments (VCOG) on July 14, 2022

Councilmember Perez:

- Attended Ventura Downtown Alliance meet and greet
- Upcoming meeting with the Boys and Girls club

Mayor Rollins:

- Community organizations
- Boys and Girls club

REQUEST FOR FUTURE AGENDA ITEMS

Council requested the following items to be placed on a future agenda:

Councilmember Hernandez: made a motion to have a discussion on a future agenda on how to assist the Audobond Society in maintaining access to Ormond beach and to work better together with Oxnard on issues surrounding Ormond beach and protect the protected species, seconded by Councilmember Gama.

Motion carried as follows:

AYES: Hernandez, Gama, Perez, Martinez, Rollins

NOES: None; ABSENT: None; ABSTAIN: None

Councilmember Gama: made a motion to place an item on a future agenda regarding parking enforcement and rule adjustment; seconded by Councilmember Perez.

Motion carried as follows:

AYES: Gama, Perez, Hernandez, Martinez, Rollins

NOES: None; ABSENT: None; ABSTAIN: None

Councilmember Perez: made a motion to place an item on a future agenda regarding putting on a July 4th Festival including a firework show; seconded by Mayor Pro Tem Martinez.

Motion carried as follows:

AYES: Perez, Martinez, Gama, Hernandez, Rollins

NOES: None; ABSENT:None; ABSTAIN: None.

Councilmember Perez: made a motion to place an item on a future agenda to allow the sale and use of safe and sane fireworks; seconded by Mayor Rollins.

Motion carried as follows:

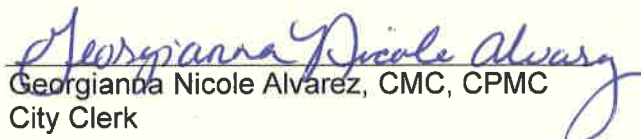
AYES: Perez, Rollins, Hernandez, Martinez

NOES: Gama; ABSENT:None; ABSTAIN: None.

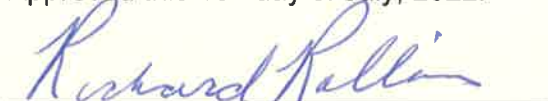
ADJOURNMENT

The City Council adjourned at 8:08 p.m. to its next regular meeting scheduled for Monday, July 18, 2022, at 6:30 p.m.

Respectfully Submitted:


Georgianna Nicole Alvarez, CMC, CPMC
City Clerk

Approved this 18th day of July, 2022:


Richard Rollins, Mayor