



City of Port Hueneme

City Council Special Meeting Minutes (Continued from February 21, 2023)

February 23, 2023

**Port Hueneme City Hall
250 North Ventura Road, Port Hueneme, CA 93041
(In-Person and Virtually via Zoom)**

6:30 PM

(Closed Session to be held immediately following the Special Meeting)

The following information was provided to the public on how to observe and/or participate in City meetings remotely:

- Meeting Zoom Link for Live Public Participation and Real Time Public Comments:
<https://us02web.zoom.us/j/82124268151?pwd=cFILdm5mSmh6ZmhNaDJOQ1pmWTRoZz09>
Dial by your location: Meeting ID: 821 2426 8151 / Passcode: 013437
+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)
- Meetings can also be viewed at: <http://porthuenemeca.suiteonemedia.com/web/Home.aspx>
- Public comments may be submitted in person, virtually via Zoom, or written. In-person and virtual comments should be no longer than 3 minutes.
In-Person: Complete a speaker request form located at the entrance of the Council Chamber and give it to the City Clerk. Your name will be called when it is your turn to speak.
Virtually via Zoom: Access the meeting Zoom link to provide real-time (virtual) comments at appropriate public comment times throughout the meeting by using the raise hand feature.
Written: All written public comments should be no more than 500 words and are subject to the Public Records Request Act. Written comments should be submitted to the City Clerk by 5:00 p.m. on the day of the City Council meeting by email or directly to the City Clerk's Office. Email clerk@cityofporthueneme.org and enter "City Council Public Comment" in the Subject line (and agenda item number if applicable). Mail or drop off written comments to the City Clerk's Office located at 250 N. Ventura Road, Port Hueneme, CA 93041. Please clearly mark envelope with "Public Comment and meeting date".
- Additional electronic meeting guidelines can be found at the end of the agenda.
- Detailed information and updates about COVID-19, can be found on the City of Port Hueneme's Emergency Website at: www.PortHuenemeEmergency.org

6:30 P.M. CITY COUNCIL SPECIAL MEETING

CALL TO ORDER / FLAG SALUTE

Mayor Martinez called the meeting to order at 6:30 p.m. and led the flag salute.

ROLL CALL

Present: Councilmembers Steven A. Gama, Laura D. Hernandez, Martha McQueen-Legohn; Mayor Pro Tem Misty Perez; Mayor Roberto "Bobby" Martinez
Absent: None

PUBLIC COMMENT – None.

AGENDA APPROVAL FOR CITY COUNCIL

City Council Agenda

A motion was made by Councilmember Gama, seconded by Mayor Pro Tem Perez to move Business Item No. 12, "Adopt a Resolution Accepting \$7,500,000.00 from the Statewide Park Development and Community Revitalization (SPP) Grant to Construct Bubbling Springs Park Renewal Project and Discussion of Temporary Snack Bar Solutions," to the front of the agenda, after the Consent Calendar, and approve the City Council Agenda of February 23, 2023 as amended.

CONFLICT OF INTEREST DECLARATION

Mayor Martinez announced that he would be recusing himself from Consent Calendar Item No. 8, "Authorization for Out of State Travel and Teacher Leave Reimbursement (Retroactive) for Mayor Bobby Martinez".

CONSENT CALENDAR

A motion was made by Councilmember Gama, seconded by Councilmember Hernandez, to approve Consent Calendar Item No. 8 as presented.

Motion passed 4-0-0-1 as follows:

AYES: Gama, Hernandez, McQueen-Legohn, Perez

NOES: None; ABSENT: None; ABSTAIN: Martinez

City Council:

8. [Authorization for Out of State Travel and Teacher Leave Reimbursement \(Retroactive\) for Mayor Bobby Martinez](#)

Recommendation:

1. Authorized out of state travel from Wednesday, February 8, 2023, through Saturday, February 11, 2023, for Mayor Bobby Martinez to represent the City of Port Hueneme in Puerto Vallarta to establish a Sister City relationship; and
2. Authorized teacher leave reimbursement for substitute teacher costs pursuant to Education Code Section 44987.3(b), in the amount of \$450.00, payable to the Oxnard Unified School District, to cover Mayor Pro Tem Bobby Martinez absence from Wednesday, February 8, 2023, through Friday, February 10, 2023, for the establishment of a Sister City Relationship between Puerto Vallarta and the City of Port Hueneme.

PUBLIC HEARINGS – None.

BUSINESS ITEMS

12. [Adopt a Resolution Accepting \\$7,500,000.00 from the Statewide Park Development and Community Revitalization \(SPP\) Grant to Construct Bubbling Springs Park Renewal Project and Discussion of Temporary Snack Bar Solutions](#)

Community Services and Recreation Programs Manager Anna Hanely presented the report.

Recommendation:

1. Adopt a Resolution accepting \$7,500,000 from the Statewide Park Development and Community Revitalization Program (SPP) Grant to construct the Bubbling Springs Park Renewal Project.
2. Discuss temporary snack bar solutions and take such action as it deems appropriate.

Questions followed.

Public comments were provided by the following:

- Rebekah McCalmont
- Ana Bolo

Discussion followed.

A motion was made by Mayor Pro Tem Perez, seconded by Councilmember Gama, to adopt a Resolution accepting \$7,500,000 from the Statewide Park Development and Community Revitalization Program (SPP) Grant to construct the Bubbling Springs Park Renewal Project.

Discussion followed.

A motion was made by Councilmember McQueen-Legohn for staff to go back and see if they could come up with anything else to help this move quicker.

For clarity purposes, the first motion made by Mayor Pro Tem Perez, seconded by Councilmember Gama, to adopt a Resolution accepting \$7,500,000 from the Statewide Park Development and Community Revitalization Program (SPP) Grant to construct the Bubbling Springs Park Renewal Project, was considered.

Motion passed 5-0 as follows:

AYES: Perez, Gama, Hernandez, McQueen-Legohn, Martinez

NOES: None; ABSENT: None; ABSTAIN: None

A motion was made by Councilmember McQueen-Legohn, seconded by Councilmember Perez, for staff to go back and take another look to see if there is anything we can do and get equipment or whatever we need before the end of this year. In response to Councilmember Gama, Councilmember McQueen-Legohn amended her motion to direct staff to go back and take a look and come back at the next Council meeting on March 6, 2023. Mayor Pro Tem Perez confirmed her second.

Discussion followed.

Motion passed 5-0 as follows:

AYES: McQueen-Legohn, Perez, Gama, Hernandez, Martinez

NOES: None; ABSENT: None; ABSTAIN: None

10. 2021-22 Fiscal Year Comprehensive Annual Financial Report

Finance Director Lupe Acero introduced Managing Partner Kenneth Pun from The Pun Group Accountants & Advisors who presented a PowerPoint presentation regarding the 2021-22 Fiscal Year Comprehensive Annual Financial Report.

Recommendation: Receive and file the City's Annual Comprehensive Financial Report for the fiscal year ended June 30, 2022.

Questions followed.

There were no public comments.

A motion was made by Councilmember Hernandez, seconded by Councilmember McQueen-Legohn, to receive and file the City's Annual Comprehensive Financial Report for the fiscal year ended June 30, 2022.

Motion passed 5-0 as follows:

AYES: Gama, Hernandez, McQueen-Legohn, Perez, Martinez

NOES: None; ABSENT: None; ABSTAIN: None

11. Fiscal Year 2022-23 Mid-Year Budget Review Report

Finance Director Lupe Acero presented a PowerPoint presentation regarding the Fiscal Year 2022-23 Mid-Year Budget review report.

Recommendation: Approve the proposed FY 2022-23 Mid -Year Budget adjustments. Total City and Related Entity proposed new revenue of \$1,013,195 and appropriations of \$1,604,339. The General fund proposed new revenue of \$430,950 and new appropriations of \$799,207.

Questions followed.

There were no public comments.

A motion was made by Councilmember Hernandez, seconded by Councilmember McQueen-Legohn, to approve the proposed FY 2022-23 Mid -Year Budget adjustments.

Motion passed 5-0 as follows:

AYES: Gama, Hernandez, McQueen-Legohn, Perez, Martinez

NOES: None; ABSENT: None; ABSTAIN: None

CITY MANAGER COMMENTS AND REPORTS – None.

COUNCILMEMBERS' REPORTS AND COMMENTS

Council provided comments and reports regarding the following topics:

Councilmember McQueen-Legohn:

- Attended Air Pollution Control Board Committee meeting and appointed to Ventura County Air Pollution Control Board Standing Committee
- Upcoming Gold Coast Transit meeting and Strategic Planning Workshop
- Attended Port Hueneme Water Agency meeting
- Attended Regional Defense Partnership for the 21st Century (RDP-21) meeting
- Upcoming out of state travel
- Upcoming Ventura County Transportation Commission meeting
- Museum Governance Committee

Councilmember Gama:

- Ormond Beach: Teamed up with Surfside Surfrider Foundation of Ventura County for Ormond Beach Clean Up; homeless encampments; and protecting coastland
- VFW Fundraiser
- Attended Animal Services Commission meeting
- Dredge update and air pollution control credits
- Tree policy and equal enforcement
- Styrofoam ban
- Prioritize grant project

Councilmember Hernandez:

- Upcoming California State University Channel Islands Site Authority meeting
- Attended PHWA meeting; appointed as Chair
- Attended SCAG meetings
- Attended Ventura County Regional Energy Alliance District Board; appointed as Chair
- Travel Request for D.C. Trip to Washington with RDP 21
- Look forward to hearing about City/Port Committee meeting
- Participated in a Strategic Planning Session for the Carmen Ramirez Family Justice Center
- Nate's Place Wellness and Recovery Center opening
- Attending Continuum of Care meetings
- Ormond Beach and encampments

Mayor Pro Tem Perez:

- Attended City/Port Committee meeting
- Attended All Children Thrive Equity Advisory Group in Sacramento
- Landscape Design Guidelines Update Committee

Mayor Martinez:

- REACH and Hueneme Beach Festival
- Baseball
- Sister City update
- City/Port Committee meeting

Councilmember Hernandez and Mayor Pro Tem Perez commented on the Hueneme Beach Festival deadlines for applications and participation.

REQUEST FOR FUTURE AGENDA ITEMS

Councilmember McQueen-Legohn:

1. Motioned for an item to be added to the next Council meeting agenda regarding Council consideration of her Out of State travel to Washington D.C. with RDP 21 to lobby for needs of the military and provide travel reimbursement for Sunday, March 19 – Thursday, March 23, 2023. Councilmember Hernandez requested a friendly amendment to also be included in the same report for consideration as she will also be going. Councilmember McQueen-Legohn accepted the friendly amendment and Mayor Pro Tem Perez seconded. Motion passed unanimously, 5-0.

Councilmember Hernandez:

1. Requested a report back on what the traffic study revealed for Bolker and Channel Islands intersection, seconded by Mayor Martinez, and passed unanimously, 5-0, to add the item to a future Council agenda.

Mayor Pro Tem Perez:

1. Requested an update on the Surfside Motel issue. City Attorney Kevin Spaulding confirmed that is already in the works; therefore, Mayor Pro Tem Perez withdrew her request.

Mayor Martinez:

1. Requested to present an item regarding his Sister City trip to Puerto Vallarta and other related Sister City information, seconded by Councilmember Hernandez. In response to Deputy City Manager Charles Peretz, Mayor Martinez clarified there may be Council action requested; therefore, it would be listed as a Business Item on the agenda. Motion passed unanimously, 5-0, to add the item to a future agenda.

2. Requested to set up a joint meeting with the City of Oxnard City Council to discuss Ormond Beach, seconded by Councilmember Gama. Motion passed unanimously, 5-0.
3. Requested a Plastics ban update.

RECESS CITY COUNCIL SPECIAL MEETING / CALL TO ORDER CITY COUNCIL CLOSED SESSION MEETING

Mayor Martinez recessed the City Council special meeting and called to order the City Council Closed Session meeting at 8:31 p.m.

ROLL CALL

Present: Councilmembers Steven A. Gama, Laura D. Hernandez, Martha McQueen-Legohn; Mayor Pro Tem Misty Perez; Mayor Roberto "Bobby" Martinez
Absent: None

PUBLIC COMMENT – None.

CLOSED SESSION ITEMS

City Attorney Kevin Spaulding read the closed session items into the record.

A. **CONFERENCE WITH LABOR NEGOTIATORS**

Authority: Government Code § 54957.6

AGENCY DESIGNATED REPRESENTATIVES: Charles Peretz, Deputy City Manager; Kevin Spaulding, City Attorney; Steven M. Berliner, Special Counsel

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

B. **PUBLIC EMPLOYEE APPOINTMENT**

Authority: Government Code Section 54957 and 54954.(e)

Title: City Manager (Interim)

CONFLICT OF INTEREST DECLARATION

Mayor Pro Tem Perez declared a conflict of interest due to potential spousal income for Closed Session Item A. CONFERENCE WITH LABOR NEGOTIATORS - Port Hueneme Police Officers' Association.

RECESS TO CLOSED SESSION

Mayor Martinez recessed to the Closed Session meeting at 8:32 p.m. Mayor Pro Tem Perez was not present for Closed Session Item A.

Mayor Pro Tem Perez joined the Closed Session meeting at 8:51 p.m.

RECONVENE CITY COUNCIL SPECIAL MEETING

Mayor Martinez reconvened the City Council Special meeting at 9:30 p.m.

CLOSED SESSION REPORT

City Attorney Kevin Spaulding provided the closed session report indicating no reportable action with respect to Closed Session Item A. CONFERENCE WITH LABOR NEGOTIATORS - Port Hueneme Police Officers' Association. With respect to Closed Session Item B. PUBLIC EMPLOYEE APPOINTMENT – City Manager (Interim) City Attorney Kevin Spaulding reported that by a vote of 3-2, with Mayor Martinez, Mayor Pro Tem Perez, and Councilmember Gama voting in the affirmative and Councilmember Hernandez and Councilmember McQueen-Legohn voting in the negative, Council appointed Community Development Director Tony Stewart to the position of Interim City Manager. In response to an inquiry from Mayor Pro Tem Perez, City Attorney Kevin Spaulding explained what is a reportable action versus a nonreportable action.

ADJOURNMENT

The City Council adjourned at 9:32 p.m. in memory of Former Mayor Murray Rosenbluth to its next regular meeting scheduled for Monday, March 6, 2023, at 6:30 p.m.

Respectfully Submitted:


Georgianna Nicole Alvarez, MMC, CPMC
City Clerk

Approved this 6th day of March, 2023:


Roberto "Bobby" Martinez, Mayor