



City of Port Hueneme

City Council Regular Meeting Minutes

May 3, 2021

Port Hueneme City Hall: 250 North Ventura Road
Port Hueneme, CA 93041 (Virtual Meeting Broadcast Live)

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

THIS MEETING WAS CONDUCTED PURSUANT TO THE PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDER N-29-20 AND THE ORDERS OF THE VENTURA COUNTY PUBLIC HEALTH OFFICER ISSUED MARCH 20, 2020 (STAY WELL AT HOME ORDER)

In order to minimize the spread of the COVID-19 virus, the City Hall Council Chamber will be closed to the public until further notice. The following provides information to the public on how to observe and/or participate in City meetings remotely:

- Meetings can be viewed live at: <http://porthuenemeca.suiteonemedia.com/web/Home.aspx>
- Public Comments can be submitted to kbuxkemper@ci.port-hueneme.ca.us and must be received by 5:00p.m. on May 3, 2021 in order to be considered by City Council. All comments will be part of the official record and minutes will notate all submissions
- Additional electronic meeting guidelines can be found [here](#) and 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

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

CALL TO ORDER Mayor Gama called the closed session meeting to order at 5:33 p.m.

ROLL CALL

Present: Council Members Hernandez, Martinez, Perez; Mayor Pro Tem Rollins; Mayor Gama

Absent: None

GENERAL PUBLIC COMMENT (10 Minutes)

No closed session general public comments were submitted.

CLOSED SESSION ITEMS

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

1. CONFERENCE WITH PROPERTY NEGOTIATORS

Authority: Government Code section 54956.8

PROPERTIES: The vacant property on the west side of Market Street, between Scott Street and Port Hueneme Road, Port Hueneme, CA (APN 206-0-091-285, -305).

AGENCY NEGOTIATORS: Brad Conners - City Manager; Charles Green - City Attorney; Kevin Spaulding – Deputy City Attorney; Steve Kinney - Consultant Kharis Navigating

NEGOTIATING PARTIES: City of Port Hueneme and Oxnard Harbor District

UNDER NEGOTIATION: Negotiate price and terms of payment

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation exists based upon the existing facts and circumstances in accordance with Government Code section 54956.9(c)(2). These facts and circumstances arise out of a series of transactions between City of Oxnard and City of Port Hueneme relating to disputed amounts of payment for wastewater treatment services.

Number of potential cases: (1)

Closed Session Item #2 was addressed by the City Council first.

Councilmember Martinez recused himself prior to the start of Closed Session Item #1 announcing a potential financial conflict of interest.

RECESS TO CLOSED SESSION Mayor Gama recessed the closed session meeting at 5:36 p.m. Closed session adjourned at 7:23 p.m.

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

CALL TO ORDER / FLAG SALUTE Mayor Gama called the meeting to order at 7:25 p.m. and lead the flag salute.

ROLL CALL

Present: Council Members Hernandez, Martinez, Perez; Mayor Pro Tem Rollins; and Mayor Gama
Absent: None

CLOSED SESSION REPORT Deputy City Attorney Kevin Spaulding provided the closed session report indicating no reportable action for either closed session agenda item.

INSPIRATION Councilmember Martinez provided the inspiration.

AGENDA APPROVAL FOR CITY COUNCIL

City Council Agenda Approval

A motion was made by Mayor Pro Tem Rollins seconded by Councilmember Hernandez and unanimously passed to approve the City Council Agenda of May 3, 2021.

AYES: Rollins, Hernandez, Martinez, Perez, Gama

PRESENTATIONS

1. Public Works Week Proclamation
Mayor Gama read and presented the Public Works Week Proclamation and Public Works Director spoke on behalf of his department acknowledging their hard work and dedication.
2. Mental Health Awareness Month Proclamation
Councilmember Perez read and presented the Mental Health Awareness Month Proclamation and spoke on behalf of the need for mental health awareness.
3. Peace Officer's Memorial Day and National Police Week Proclamation
Police Chief Andrew Salinas read and presented the Peace Officer's Memorial Day and National Police Week Proclamation.

Mayor Gama announced that the General Public Comments section had been skipped invertedly and that the comments will be read into the record before resuming the scheduled presentations.

GENERAL PUBLIC COMMENTS

There were no members of the public appearing to speak due to the City's response to the Local Emergency Declaration, which required that City Council meeting be closed to the public. Public comments were accepted via email to the City Clerk by 5:00p.m. on the day of the meeting.

General public comments were read into the record and submitted by the following:

- Kellie Richards
- David Haws
- Debra Padilla
- Gabriela Hernandez
- Tracy Sisson Phillips

After the close of public comments, Council resumed the scheduled presentations.

PRESENTATIONS CONTINUED

4. Community, Crime and COVID-19 Update
Police Chief Andrew Salinas provided a report to Council regarding the following: a crime update; a minor decoy operation; COVID-19 Vaccination update; City of Port Hueneme pop-up vaccine event for Thursday, May 20th from 11:00-6:00pm with 500 doses available; homeless backpack medicine program; autism awareness month; NAMI Walks; successful community events; an upcoming car show cruise event; dogs on the beach and enforcement update; firework season update; an upcoming Police Department all-hands meeting promotional ceremony; Habitat for Humanity volunteer days update; and a pier update.
5. Enhanced Community Participation
City Manager Conners presented to Council regarding background on the State COVID Emergency Declaration including Brown Act modifications and the city's first zoom meeting; current city practices; comparison to other Ventura County cities; ADA and construction of City Hall; upcoming Senate Bills regarding virtual meetings; and potential variations to allow for additional participation.
6. American Recover Act Relief Fund Expenditures
City Manager Conners presented on the American Rescue Plan Act of 2021, including the City and ARPA Relief Fund; potential areas of City focus; specifics of the relief package use and prohibitions; response to negative financial impacts; infrastructure investment examples; IT Master Plan; and potential year one highlighted expenditures.

CONSENT CALENDAR AGENDA

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

7. Approved Minutes of the City Council for the Regular Meeting of April 19, 2021
8. Received and Filed the Finance Cash Disbursements from April 13, 2021 through April 26, 2021
9. Second Reading, By Title Only, Waiving Full Reading, and Adopted Ordinance No. 778 Ordinance Amending Section 10802 of Chapter 6 of Article X of the Port Hueneme Municipal Code, Pertaining to Development Standards for Accessory Dwelling Units
T. Stewart, Community Development Director
10. Proposition 64 Public Health and Safety Grant Program Funds: Adopted Resolution No. 4351 Authorizing Participation in the Proposition 64 Health and Safety Program; Accepted the Awarded Proposition 64 Public Health and Safety Grant Funds; and Approved a Revenue Agreement with the California Board of State and Community Corrections in the Amount of \$998,126 for the Term of May 1, 2021 through October 31, 2024 for the Proposition 64 Public Health and Safety Grant Program
11. Treasurer's Investment Report – September 30, 2020; December 31, 2020; and March 31, 2021: Received and filed all Treasurer's Reports as presented
12. Approved Final Tract Map No. 6036 - Habitat for Humanity: 716 San Pedro Street, Port Hueneme (APN: 206-0-031-070) Finding it in Substantial Compliance with the Previously Approved Tentative Tract Map 6036; Accepted the Offer of Dedication for an Easement for Public Right-of-Way Purposes; Authorized the Mayor and City Clerk to Sign Certificate of the Final Map; and Approved and Authorized the Mayor to Sign the Subdivision Improvement Agreement For Tract No. 6036

CONSENT CALENDAR ROLL CALL VOTE

It was moved by Councilmember Hernandez seconded by Mayor Pro Tem Rollins and passed unanimously to approve the Consent Calendar Agenda items #7-12.

AYES: Hernandez, Rollins, Martinez, Perez, Gama

PUBLIC HEARINGS

10. Amendment to Ordinance Related to Smoking and Vaping Regulations

The Public Hearing was opened at 9:24 p.m. There were no disclosures by Council.

City Clerk Buxkemper affirmed Proof of Publication and a complete set of reports and exhibits were on file in the Office of the City Clerk.

Deputy City Manager Charles Peretz presented the report to Council including information regarding amendments to the ordinance related to smoking and vaping regulations. Deputy City Manager Peretz and Deputy City Attorney Kevin Spaulding answered Council questions.

No public comments were submitted from the public.

The public hearing was closed at 9:52 p.m.

ROLL CALL VOTE

It was moved by Councilmember Martinez seconded by Mayor Pro Tem Rollins and passed unanimously to introduce, for first reading, by title only waiving full reading, an Ordinance of the Council of the City of Port Hueneme, California, amending sections 3601 through 3611 of Chapter 7 of Article III of the Municipal Code relating to Smoking and Vaping Regulations on City-owned properties and throughout the City of Port Hueneme.

AYES: Martinez, Rollins, Hernandez, Perez, Gama

BUSINESS ITEMS

11. Approve the Fiscal Year 2021 Mid-Year Budget Modifications

K.McDonald, Finance Director

Finance Director Ken McDonald presented to City Council regarding the 2021 Mid-Year Budget Modifications and answered Council questions.

ROLL CALL VOTE

It was moved by Councilmember Martinez seconded by Mayor Pro Tem Rollins and passed unanimously to approve FY 20-21 Budget Adjustments in the General Fund, Gas Tax Fund and multiple Special and restricted Funds.

AYES: Martinez, Rollins, Perez, Hernandez, Gama

COUNCIL MEMBERS' REPORTS AND COMMENTS

Council Members are appointed to various Regional Committees/Agencies/Boards and will report out on their activities with these organizations and put forth any comments in regards to community events at this time.

Mayor Gama: Thanked the community for helping to fundraise for Pedro Valez' family to help with expenses after his life was tragically taken. Expressed the importance of supporting those in times of need and reminded of bike safety detailing the danger of bikes on Channel Islands Blvd. Expressed a desire to look at bike safety and for the City to start envisioning ways to make biking safer in our community. Indicated his upcoming participation in a CJPIA zoom meeting and that he was looking forward to an upcoming BEACON meeting to keep momentum on strategizing and making sand replenishment a priority.

Mayor Pro Tem Rollins: Commend the Public Works staff for readying Bubbling Springs Park athletic fields for the beginning of sports season. Expressed his appreciation for the limited staff who did a great job of getting grass green, but expressed concern with the irrigation systems that need work. Indicated it would be a busy week with the following upcoming meetings and events: Gold Coast Transportation, the Port World Trade Fair, and the JPIA conference on zoom.

Councilmember Hernandez: Indicated she had no committee reports. Detailed her involvement in the NAMI campaign and various activities. Expressed that the Bolker Park clean up was well-attended and thanked staff and councilmembers. Expressed concern over the need for cigarette butt cans to be put at the park locations, for doggy waste bags to be refilled, and questioned whether overnight parking at the park was being enforced. Indicated she was working with Ventura County Library Foundation for an event for the homes destroyed from the Thomas fire where the public can tour homes, with proceeds supporting libraries. Participated in the first webinar for California Emergency Services Association regarding emergency management and COVID response.

Councilmember Martinez: No reports. Indicated an upcoming REACH meeting and that he is looking forward to the Beach Festival this summer.

Councilmember Perez: No reports.

REQUEST FOR FUTURE AGENDA ITEMS

All request items to be placed on future agendas require a motion, a second, and a majority vote per adopted Council policies.

Councilmember Hernandez: Requested an agenda item to make park improvements including a bicycle pump or repair station at parks and the beach, with one to be constructed in honor of Pedro Valdez.

ROLL CALL VOTE: No roll call vote was taken as the City Manager indicated it would be included in the upcoming Parks Master Plan.

Mayor Gama: Requested an agenda item for staff to explore recreational biking in and around the City, including alternatives for bike safety and activities at the beach. Mayor Pro Tem Rollins seconded the motion.

ROLL CALL VOTE: No roll call vote was taken as the City Manager indicated it would be included in the upcoming Parks Master Plan.

Mayor Pro Tem Rollins: Requested an agenda item for Public Works to provide an update on the City's responsibility and plans regarding Hueneme Bay Medians. Also requested a report regarding the beach swing sets and the City's plan for replacement.

ROLL CALL VOTE: No roll call vote was taken as the City Manager indicated that all requested items are already being addressed.

ADJOURNMENT

The City Council adjourn in honor of Pedro Valdez at 10:30 p.m. to the regular meeting of Monday, May 17, 2021, to be a virtual meeting broadcasted at 6:30 p.m. from the City Hall Council Chamber.

Minutes approved by City Council: May 17, 2021



Steven A. Gama, Mayor



Kristy Buxkemper, City Clerk