

**CITY OF PORT HUENEME
SPECIAL MEETING OF THE CITY COUNCIL
PRE-AGENDA SESSION**

JANUARY 11, 2016

MINUTES

A Pre-Agenda Session of the City Council of the City of Port Hueneme was held at 6:18 p.m. in the Council Conference Room at City Hall, 250 North Ventura Road, Port Hueneme, California.

PRESENT: Council Members Tom Figg, Jim Hensley, Sylvia Muñoz Schnopp; Mayor Pro Tem Jonathan Sharkey; Mayor Douglas A. Breeze.

ABSENT: None.

Staff members present were: John Baker, Interim City Manager; Mark D. Hensley, City Attorney; Carmen Nichols, Deputy City Manager; Robert Albertson, Interim Chief of Police; Alvin Burrell, Interim Finance Director; Chris Theisen, Public Works Director; Michelle Ascencion, City Clerk.

Agenda items and time estimates were reviewed. No action was taken.

Respectfully submitted,

Michelle Ascencion, CMC
City Clerk

APPROVED:

MAYOR BREEZE

**CITY OF PORT HUENEME
SPECIAL MEETING OF THE CITY COUNCIL**

JANUARY 11, 2016

MINUTES

The Special Meeting of the Port Hueneme City Council was called to order by Mayor Breeze at 6:30 p.m. in the City Council Chamber at City Hall, 250 North Ventura Road, Port Hueneme, California. After the flag salute, Council Member Hensley gave the Inspiration. The City Clerk called the roll:

PRESENT: Council Members Tom Figg, Jim Hensley, Sylvia Muñoz Schnopp; Mayor Pro Tem Jonathan Sharkey; Mayor Douglas A. Breeze.

ABSENT: None.

Staff members present were: John Baker, Interim City Manager; Mark D. Hensley, City Attorney; Carmen Nichols, Deputy City Manager; Robert Albertson, Interim Chief of Police; Alvin Burrell, Interim Finance Director; Chris Theisen, Public Works Director; Michelle Ascencion, City Clerk.

AGENDA:

The Council Members had previously received copies of the Agenda.

Mayor Pro Tem Sharkey, seconded by Council Member Schnopp, moved to approve the Agenda as presented. Motion carried unanimously.

OPEN FORUM:

Mayor Breeze asked if anyone present wished to speak on any matter not on the Agenda. No one requested to speak.

PUBLIC HEARING:

A. INTRODUCTION OF AN ORDINANCE TO EXPRESSLY PROHIBIT MEDICAL MARIJUANA-RELATED USES IN THE CITY

Action: It is recommended the City Council:

1. Conduct a public hearing to consider and introduce for first reading an Ordinance adding a new Chapter 12 to Article III and a new Part F to Article X, Chapter 2 of the Port Hueneme Municipal Code, to clarify that commercial cannabis activities, cultivation of medical

cannabis, delivery of medical cannabis, medical marijuana dispensaries, and medical marijuana collectives are prohibited in all zones and specific plan areas of the City (to be read by title only, and further reading waived); and

2. If the Ordinance is introduced, schedule it for a second reading and potential adoption at the City Council's January 19, 2016 Regular Meeting.

The Deputy City Manager and Interim Chief of Police gave a report. Discussion ensued among Council and staff.

Mayor Breeze opened the public hearing and invited anyone who wished to speak on the item to come forward. The following persons requested to speak:

1. Mari Scott, Port Hueneme
Representing the Ventura County Cannabis Alliance, spoke in opposition to the Ordinance.
2. Maria Lucy Ruiz, Ventura
Spoke in opposition to the Ordinance.
3. Ellis Green, Port Hueneme
Urged the Council to tailor the Ordinance to the City of Port Hueneme's needs.
4. Charles Barton, Port Hueneme
Commented on a problem with marijuana distribution in his neighborhood and spoke in support of the Ordinance.
5. Jerrienne Guerra, Newbury Park
Commented on how medical marijuana has helped her with her illness and spoke in opposition to the Ordinance.
6. Perry Churchill, Ventura
Small business owner, spoke in opposition to the Ordinance.
7. Jose Ruiz, Oxnard
Spoke in opposition to the Ordinance.
8. Elisabeth Gonzalez, Oxnard
Spoke in opposition to the Ordinance.
9. Deborah Findley, Port Hueneme
Spoke in support of the Ordinance.

- 10.
10. Jim Ally
Spoke in opposition to the Ordinance.
11. Jerrienne Guerra, Newbury Park
Made further comments on the benefits of medicinal marijuana.
12. Arzeya Solis, Newbury Park
Spoke in opposition to the Ordinance.
13. Lynn Compton, Port Hueneme
Spoke in opposition to the Ordinance.

Mayor Breeze closed the public hearing.

Council Member Figg, seconded by Council Member Schnopp, moved to approve staff's recommendation as presented. Further discussion ensued. The motion carried 4-0-1 by the following roll call vote:

AYES: Council Members Figg, Schnopp; Mayor Pro Tem Sharkey; Mayor Breeze.

NOES: None.

ABSTAINING: Council Member Hensley.

ABSENT: None.

The City Attorney read the following announcement:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORT HUENEME, CALIFORNIA, ADDING A NEW CHAPTER 12 TO ARTICLE III AND A NEW PART F TO CHAPTER 2 OF ARTICLE X OF THE PORT HUENEME MUNICIPAL CODE TO CLARIFY THAT COMMERCIAL CANNABIS ACTIVITIES, CULTIVATION OF MEDICAL CANNABIS, DELIVERY OF MEDICAL CANNABIS, MEDICAL MARIJUANA DISPENSARIES, AND MEDICAL MARIJUANA COLLECTIVES ARE PROHIBITED IN ALL ZONES AND SPECIFIC PLAN AREAS OF THE CITY

CONSENT AGENDA:

- A. APPROVAL OF MINUTES
Action: It is recommended the City Council approve the Minutes of the December 7, 2015 Regular Meeting.
- B. CASH DISBURSEMENTS RATIFICATION

Action: It is recommended the City Council ratify the cash disbursements listing for the period November 28, 2015 through December 25, 2015.

Council Member Hensley commented that the December 7, 2015 Minutes should specifically reflect that the clarification requested on the cash disbursements report pertained to the City's payments made for its water use. Discussion ensued among Council and staff. Council Member Figg requested a future agenda item on the City's payments for its water use. Staff was requested to review the audio recording and amend the Minutes appropriately.

Council Member Schnopp, seconded by Mayor Pro Tem Sharkey, moved to approve the Consent Agenda as amended. Motion carried 4-0-1 (Hensley abstained).

DEPUTY CITY MANAGER:

- A. PRESENTATION OF HUENEME BEACH FESTIVAL STATISTICS
Action: Presentation of information on the 2015 Toni Young Hueneme Beach Festival.

The Deputy City Manager gave a report. Discussion ensued among Council and staff.

INTERIM CITY MANAGER:

- A. CITY COUNCIL NORMS
Action: It is recommended the City Council adopt a revision of the "Policy for Establishing City Council Norms of Operation" that were adopted in 2001.

The Interim City Manager gave a report. Discussion ensued among Council and staff.

The Council directed the City Manager to remove Section 3.E. from the proposed norms, and revise Section 2.B. to read, "Mutual respect shall be shown from both Council Members and staff regarding their respective roles and responsibilities."

The following person requested to speak:

1. Jim Estomo, Channel Islands Beach Community Services District Member
Asked for clarification on the norms pertaining to outside committee appointments. Mayor Breeze responded to Mr. Estomo.

Mayor Pro Tem Sharkey, seconded by Council Member Schnopp, moved to approve staff's recommendation with the stated amendments. The motion carried 5-0 by the following roll call vote:

AYES: Council Member Figg, Hensley, Schnopp; Mayor

Pro Tem Sharkey; Mayor Breeze.

NOES: None.

ABSTAINING: None.

ABSENT: None.

B. CITY MANAGER RECUITMENT

Action: It is recommended the City Council receive a verbal update from the Interim City Manager on the selection of an Executive Recruiter for a permanent City Manager.

The Interim City Manager gave a report. Discussion ensued among Council and staff. The Council expressed its desire to have the community involved in the City Manager selection process.

COUNCIL MEMBERS' REPORTS, COMMENTS, AND REQUESTS FOR FUTURE AGENDA ITEMS:

Council Member Figg requested a future item on Management Partners' recent review of the Finance Department and the City's procurement procedures.

Mayor Breeze reported on Gold Coast Transit District's upcoming ribbon cutting ceremony for its new customer service center.

CONTINUATION OF OPEN FORUM:

The following person requested to speak:

1. Kurt Oberst, Port Hueneme
Commented on the City of Oxnard's proposed utility rate increases.
Mayor Breeze responded to Mr. Oberst.

CLOSED SESSION:

The following person requested to speak:

1. Danny Carrillo, SEIU Interim Regional Director Local 721
Commented on the City Manager recruitment process and on the bargaining unit's vote to approve concessions to help with the City's budgetary challenges.

The City Attorney made the following announcement:

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

- A. CONFERENCE WITH LABOR NEGOTIATORS
(Pursuant to Government Code Section 54957.6)

AGENCY DESIGNATED REPRESENTATIVES: John Baker, Interim City Manager; Carmen Nichols, Deputy City Manager; Steven M. Berliner, Special Counsel.

EMPLOYEE ORGANIZATIONS: Service Employees International Union (SEIU); Port Hueneme Police Officers Association (PHPOA).

- B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Pursuant to Government Code Section 54957)

Position: Interim City Manager.

- C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: 1 case.

The City Council recessed to Closed Session at 8:29 p.m. following the Housing Authority meeting. The City Council reconvened following the Closed Session. There were no further announcements.

ADJOURNMENT:

Mayor Breeze, without objection, adjourned the Special Meeting at 9:27 p.m. to the next Regular Meeting to be held January 19, 2016 at 6:30 p.m. in the City Council Chamber, preceded by a Pre-Agenda Session at 6:15 p.m. in the Council Conference Room.

Respectfully submitted,

Michelle Ascencion, CMC
City Clerk

APPROVED:

MAYOR BREEZE