

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

APRIL 4, 2016

MINUTES

The Regular 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 Deputy 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/City Clerk; Karl H. Berger, Deputy City Attorney; Carmen Nichols, Deputy City Manager; Robert Albertson, Interim Chief of Police; Alvin Burrell, Interim Finance Director; Chris Theisen, Public Works Director; Cammeo Jupp, Human Resources Analyst (serving as Deputy City Clerk).

AGENDA:

The Council Members had previously received copies of the Agenda, which was approved unanimously.

OPEN FORUM:

Mayor Breeze asked if anyone present wished to speak on any matter not on the Agenda. The following persons requested to speak:

1. Sheri Boles, California Public Utilities Commission Outreach Officer
Announced an upcoming public participation hearing regarding proposed changes to the 805 telephone area code.
2. Steven Gama, Port Hueneme
Commented on a recent Ventura County Star article regarding a recent settlement with the former City Manager.
3. Sheryl Malone, Port Hueneme
Requested details on the former City Manager's lawsuit and commented on Council Members' conduct.

(At this time, Mayor Pro Tem Sharkey, seconded by Council Member Schnopp, moved to amend the agenda by recessing the City Council meeting and opening the Housing Authority meeting; motion carried unanimously. Following the Housing meeting, Mayor Breeze reopened the City Council meeting at 8:11 p.m.)

The Open Forum continued:

4. Robert Herrera, Oxnard (Port Hueneme property owner)
Commented on water bills being issued every other month, causing a hardship for landlords who have to pay when their tenants neglect to pay their final utility bill when they move out. Discussion ensued among Council and Mr. Herrera.

PUBLIC HEARINGS:

- A. **ADOPT RESOLUTION GRANTING SPECIAL USE PERMIT NO. 16-02 FOR THE PIER TO PIER HALF MARATHON BEGINNING AT SURFSIDE DRIVE**
Action: It is recommended the City Council (1) open the public hearing to take testimonial and documentary evidence, (2) close the public hearing and consider the evidence, and (3) after considering the evidence, do the following:
 1. Adopt the attached Resolution that conditionally approves Special Use Permit No. 16-02 for temporary events at Hueneme Beach Park and adjacent areas for up to five years;
 2. Waive the Special Use Permit fee of \$260 since a fee was paid for the full Pier to Pier Marathon under SUP No. 12-02, which is still active; and
 3. Authorize the Deputy City Manager to file a Notice of Final Action with the California Coastal Commission and Notice of Exemption in accordance with provisions of the California Coastal Act and California Environmental Quality Act ("CEQA").

Mayor Pro Tem Sharkey recused himself due to a prima facie conflict of interest, and left the dais.

The Deputy City Manager gave a report and introduced Josh Spiker of Vendurance Tribe. Discussion ensued among the Council, staff, and Mr. Spiker.

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

1. Sheryl Malone, Port Hueneme
Commented on traffic issues at Surfside I and Casa Pacifica caused by the marathon.

Mayor Breeze closed the public hearing.

Council Member Schnopp, seconded by Council Member Figg, moved to approve staff's recommendation as presented, but direct staff to amend the contract to provide for full cost recovery in the event of incidents that cannot be otherwise recovered by the fee paid. Further discussion ensued. The motion carried 4-0 by the following roll call vote:

AYES: Council Members Figg, Hensley, Schnopp; Mayor Breeze.

NOES: None.

ABSTAINING: None.

ABSENT: Mayor Pro Tem Sharkey (recused)

RESOLUTION NO. 4134

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT HUENEME, CALIFORNIA DEEMING A TEMPORARY EVENT EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND CONDITIONALLY APPROVING SPECIAL USE PERMIT NO. 16-02 FOR THE PIER TO PIER HALF MARATHON COMBINED WITH THE FULL MARATHON (Case Number SUP 16-02)

Mayor Pro Tem Sharkey returned to the dais.

- B. RESOLUTION APPROVING THE CITY'S NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM STORMWATER MANAGEMENT PROGRAM FOR INCLUSION INTO THE BENEFIT ASSESSMENT PROGRAM OF THE VENTURA COUNTY WATERSHED PROTECTION DISTRICT

Action: It is recommended the City Council, at the close of the public hearing, adopt the attached Resolution approving the City's National Pollutant Discharge Elimination System (NPDES) Stormwater Management Program for inclusion into the Benefit Assessment Program of the Ventura County Watershed Protection District (VCWPD).

The Public Works Director 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. No one requested to speak. Mayor Breeze closed the public hearing.

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

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

NOES: None.

ABSTAINING: None.

ABSENT: None.

RESOLUTION NO. 4135
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT HUENEME, CALIFORNIA DETERMINING AN ASSESSMENT FOR THE CITY'S NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM - STORMWATER MANAGEMENT PROGRAM TO BE RECOMMENDED FOR INCLUSION INTO THE BENEFIT ASSESSMENT PROGRAM OF THE VENTURA COUNTY WATERSHED PROTECTION DISTRICT

CONSENT AGENDA:

A. APPROVAL OF MINUTES

Action: It is recommended the City Council approve the Minutes of the March 7, 2016 Regular Meeting and the March 21, 2106 Special and Regular meetings.

Council Member Figg raised some objections to the Minutes: Related to the budget item, Council Member Figg voted no as he felt the motion was to include a review of outsourcing for more services, including police. Related to the letter to the District Attorney, Council Member Figg voted no as he objected to the report as it did not reflect that he and Council Member Hensley were not present for the closed session on October 31, 2015. Discussion ensued among Council and staff.

Mayor Pro Tem Sharkey, seconded by Council Member Schnopp, moved to direct the City Manager to review audio recording of the last meeting in order to verify the Minutes' accuracy. The motion carried 5-0 by the following roll call vote:

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

NOES: None.

ABSTAINING: None.

ABSENT: None.

B. CASH DISBURSEMENTS RATIFICATION

Action: It is recommended the City Council ratify the cash disbursements listing for the period March 12, 2016 through March 25, 2016.

Discussion ensued among Council and staff.

Mayor Pro Tem Sharkey, seconded by Council Member Schnopp, moved to approve staff's recommendation as directed. Motion carried 5-0.

CITY MANAGER:

A. FY 2016-17 BUDGET DIRECTIONS

Action: It is recommended the City Council receive a summary of City Council budget decisions, approve the fees for and an operating subsidy for the Junior Lifeguard program and provide direction regarding Lifeguard funding for structurally balancing the FY 2016-17 budget.

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

The following persons requested to speak:

1. Will Berg, Port Hueneme
Spoke in support of retaining the Lifeguard program.
2. Fred Burris, Ventura County Fire Battalion Chief
Spoke on VCF's Water Rescue Program and its interaction with the Port Hueneme Lifeguard program. Discussion ensued among Council and Mr. Burris.
3. Kayla McCormick, Port Hueneme
Spoke in support of retaining the Junior Lifeguard program.
4. Corey Scrivner, Port Hueneme
Spoke in support of retaining the Lifeguard program.
5. David Scrivner, Port Hueneme
Spoke in support of retaining the Lifeguard program.
6. Steven Gama, Port Hueneme

Urged the Council to be proactive in its annual budgeting process, with public safety being highest priority. Discussion ensued among Council and Mr. Gama.

7. Jose Games, Oxnard
Regularly surfs at Hueneme Beach, spoke in support of retaining the Lifeguard and Junior Lifeguard programs.
8. Daniel Nahmias, Oxnard
Spoke in support of retaining the Lifeguard program.
9. Conner Rhoads, Oxnard
Spoke in support of retaining the Lifeguard program. Discussion ensued among Council and Mr. Rhoads.
10. Casey Graham, Oxnard
Spoke in support of retaining the Lifeguard program. Discussion ensued among Council and Mr. Graham.

Further discussion ensued.

Council Member Hensley, seconded by Mayor Pro Tem Sharkey, moved to retain full funding of the Lifeguard program, and approve staff's recommendation for the fees for and an operating subsidy for the Junior Lifeguard program. Further discussion ensued. The motion carried 5-0 by the following roll call vote:

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

NOES: None.

ABSTAINING: None.

ABSENT: None.

CITY MANAGER REPORTS/COMMENTS:

The Interim City Manager announced upcoming presentations by the Oxnard Harbor District and California Joint Powers Insurance Authority; and gave an update on the contract with Ventura County Animal Control. Discussion ensued among Council and staff.

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

Council Member Schnopp reported on attending the presentation, "Lighthouses of Southern California" at the Port Hueneme Historical Museum.

Council Member Hensley reported on numerous recent events/meetings.

Mayor Pro Tem Sharkey reported on Congresswoman Brownley's recent announcement for a Federal grant to fund the Rice Road overpass grade separation project, and on attending the annual Easter Egg-Stravaganza.

Mayor Breeze requested an update at an upcoming meeting on the Mar Vista smoking and ventilation issues, and landlord/tenant water accounts.

CONTINUATION OF OPEN FORUM: No one requested to speak.

CLOSED SESSION: None.

ADJOURNMENT:

Mayor Breeze, without objection, adjourned the meeting at 9:12 p.m. to the next Regular Meeting to be held April 18, 2016 at 6:30 p.m. in the City Council Chamber.

Respectfully submitted,

John Baker
Interim City Clerk

APPROVED:

MAYOR BREEZE