



AGENDA

City Council/Public Financing Authority

Tuesday, February 20, 2024

Council Chambers

2000 Main Street

Huntington Beach, CA 92648

MAYOR AND CITY COUNCIL

GRACEY VAN DER MARK, Mayor

PAT BURNS, Mayor Pro Tem

RHONDA BOLTON, Councilmember

DAN KALMICK, Councilmember

CASEY McKEON, Councilmember

NATALIE MOSER, Councilmember

TONY STRICKLAND, Councilmember

STAFF

ERIC G. PARRA, Interim City Manager

MICHAEL E. GATES, City Attorney

ROBIN ESTANISLAU, City Clerk

ALISA BACKSTROM, City Treasurer

IN-PERSON PUBLIC PARTICIPATION: Members of the public are welcome to attend City Council meetings in person. Alternate ways to view meetings live or on-demand include: livestreamed on HBTV Channel 3 (replayed on Wednesday at 10:00 a.m. and Thursday at 6:00 p.m.); live and archived meetings for on-demand viewing accessed from <https://huntingtonbeach.legistar.com/calendar>, <https://bit.ly/SurfCityTV>, or the City's YouTube Channel at <https://www.youtube.com/cityofhb>, or from any Roku, Fire TV or Apple device by downloading the Cablecast Screenweave App and searching for the City of Huntington Beach channel.

PUBLIC COMMENTS: Individuals wishing to provide a comment on agenda items including Study Session, Closed Session, and Public Hearing, may do so in person in the City Council Chambers by completing a **Request to Speak** form delivered to the City Clerk.

SUPPLEMENTAL COMMUNICATION: Members of the public unable to personally participate in the meeting but interested in communicating with the City Council on agenda-related items are encouraged to submit a written (supplemental) communication to the Council via email at SupplementalComm@Surfcity-hb.org. Supplemental Communications are public record, and if received by 9:00 AM on the day of the meeting, will be distributed to the City Council prior to consideration of agenda-related items, posted to the City website, and announced, but not read, at the meeting. Communications received after the 9:00 AM deadline will be incorporated into the administrative record. Members of the public are also welcome to communicate with the City Council (and staff supporting Council) at City.Council@surfcity-hb.org.

MEETING ASSISTANCE NOTICE: In accordance with the Americans with Disabilities Act, services are available to members of our community who require special assistance to participate in public meetings. If you require special assistance, 48-hour prior notification will enable the City to make reasonable arrangements for an assisted listening device (ALD) for the hearing impaired, American Sign Language interpreters, a reader during the meeting and/or large print agendas. Please contact the City Clerk's Office at (714) 536-5227 for more information.

5:00 PM - COUNCIL CHAMBERS

CALL TO ORDER

ROLL CALL

Moser, Bolton, Burns, Van Der Mark, Strickland, McKeon, Kalmick

Councilmember McKeon has requested permission to be absent pursuant to Resolution No. 2001-54.

CITY COUNCIL MEMBER COMMENTS (3-Minute Time Limit)

The Mayor will facilitate a voluntary opportunity for members of the Huntington Beach City Council to individually make brief comments to the public. Please note that the Brown Act does not allow for lengthy comments, discussion, or action on topics that are not on the agenda.

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

PUBLIC COMMENTS (3-Minute Time Limit)

At this time, the City Council will receive comments from members of the public regarding any topic, including items on the Study Session and/or Closed Session agendas. Individuals wishing to provide a comment on item(s) may do so in person by filling out a Request to Speak form delivered to the City Clerk. All speakers are encouraged, but not required to identify themselves by name. Each speaker may have up to 3 minutes unless the volume of speakers warrants reducing the time allowance.

Please note that the Brown Act does not allow discussion or action on topics that are not on the agenda. Members of the public who would like to speak directly with a Councilmember on an item not on the agenda may consider scheduling an appointment by contacting the City Council's Administrative Assistant at (714) 536-5553 or emailing the entire City Council at city.council@surfcity-hb.org.

RECESS TO CLOSED SESSION

CLOSED SESSION

1. [24-121](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION.
(Paragraph (1) of subdivision (d) of Section 54956.9). Page v. City of Huntington Beach, et al.; OCSC Case No.: 30-2022-01280954.
2. [24-122](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION.
(Paragraph (1) of subdivision (d) of Section 54956.9). Clayton-Tarvin (Gina) v. City of Huntington Beach, Michael Gates, et al.; OCSC Case No.: 30-2023-01329927.

6:00 PM – COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

ROLL CALL

Moser, Bolton, Burns, Van Der Mark, Strickland, McKeon, Kalmick

Councilmember McKeon has requested permission to be absent pursuant to Resolution No. 2001-54.

PLEDGE OF ALLEGIANCE

INVOCATION

In permitting a nonsectarian invocation, the City does not intend to proselytize or advance any faith or belief. Neither the City nor the City Council endorses any particular religious belief or form of invocation.

3. [24-139](#) Huntington Beach Fire and Police Chaplain Roger Wing

CLOSED SESSION REPORT BY CITY ATTORNEY

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

PUBLIC COMMENTS (3-Minute Time Limit)

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While the City Council welcomes public involvement and supports and defends free speech, the City Council rejects comments from anyone that are discriminatory, defamatory or otherwise not protected free speech. Those comments will not inform nor be considered by the City Council and may be cause for the Mayor to interrupt the public speaker. Such public comments will not be consented to or otherwise adopted by the City Council in its discussions and findings for any matter tonight.

COUNCIL COMMITTEE APPOINTMENT ANNOUNCEMENTS

Councilmembers may make brief announcements on any appointments made to a board, committee, or commission. Councilmembers may not discuss or take any action on these announcements. Announcements are limited to 1 minute.

AB 1234 REPORTING

Per AB 1234 (Government Code Section 53232.3(d)) Councilmembers who attend a meeting, conference, or similar event at the expense of the City must provide a brief report of the meeting, conference, or similar event during the next regular City Council meeting. Reports are limited to 1 minute.

OPENNESS IN NEGOTIATION DISCLOSURES

Councilmembers must publicly disclose any meetings or communications with City employee associations, related to the negotiations of labor agreements. Disclosures are limited to 1 minute and must be made by the next regular City Council Meeting.

CITY CLERK'S REPORT

- 4. [24-140](#) Presentation on the Safe and Sane Fireworks Stand Application and Lottery Process for 2024

CITY MANAGER'S REPORT

- 5. [24-145](#) Caltrans Pacific Coast Highway Construction Update

CONSENT CALENDAR (Items 6-23)

City Clerk

- 6. [24-138](#) Approve and Adopt Minutes

Recommended Action:

Approve and adopt the City Council/Public Financing Authority regular meeting minutes of February 6, 2024.

City Treasurer

- 7. [24-084](#) Receive and File the City Treasurer's Quarterly Investment Report for December 2023

Recommended Action:

Receive and File the City Treasurer's Quarterly Investment Report for December 2023, pursuant to Section 18.0 of the Investment Policy of the City of Huntington Beach.

Community Development

- 8. [24-113](#) Consider and direct staff to forward the 2023 Housing Element

Annual Progress Report to the California Department of Housing and Community Development and the Governor's Office of Planning and Research

Recommended Action:

Approve the 2023 Housing Element Annual Progress Report, and direct staff to submit the 2023 Housing Element APR to the California Department of Housing and Community Development and Governor's Office of Planning and Research.

9. [24-076](#) **Approve Final Tract Map No. 19118, accept bonds and authorize execution of a Subdivision Agreement for the Holly Triangle Townhomes subdivision by Bonanni Development Company IV, LLC at 19070 Holly Lane**

Recommended Action:

A) Approve Final Tract Map No. 19118 and accept the offer of easements pursuant to findings and requirements (Attachment No.1); and,

B) Approve and authorize the Mayor and City Clerk to execute the Subdivision Agreement by and between the City of Huntington Beach and Bonanni Development Company IV, LLC (Attachment No. 6); and,

C) Accept Faithful Performance Bond No. 4470394, Labor and Material Bond No. 4470394, and Monument Bond No. 4470395 as sureties (Attachment No. 7) for the installation of the subdivision's required public improvements and survey monumentation; and,

D) Instruct the City Clerk to file the respective bonds with the City Treasurer and notify the Surety, SureTec Insurance Company, of this action.

Community and Library Services

10. [24-119](#) **Approve and execute a 5-year Joint Use Agreement between the City of Huntington Beach and the Westminster School District for Clegg-Stacey Park on 6161 Larchwood Drive**

Recommended Action:

Authorize the Mayor and City Clerk to execute and approve a Joint Use Agreement between the City of Huntington Beach and the Westminster School District for use of Clegg-Stacey Park.

11. [24-120](#) **Approve and execute a 5-year Recreation Facility Use Agreement between the City of Huntington Beach and the Huntington Beach City School District for joint use of school recreation facilities**

Recommended Action:

Authorize the Mayor and City Clerk to execute and approve a Recreation Use Agreement between the City of Huntington Beach and Huntington Beach City School District for joint use of school recreation facilities.

12. [24-137](#) **Approve the formal naming of parkland located at 17281 Eucalyptus Lane as “Vella Park,” as recommended by the Community & Library Services Commission**

Recommended Action:

Approve the naming of parkland located at 17281 Eucalyptus Lane, “Vella Park,” in honor of fallen Police Officer Nicholas Vella, as recommended by the Community & Library Services Commission.

13. [24-144](#) **Approve and execute a five-year Professional Services Contract between the City of Huntington Beach and PSQ Productions for production and management service of the annual Independence Day Celebration**

Recommended Action:

Approve and authorize the Mayor and City Clerk to execute a Professional Services Contract between the City of Huntington Beach and PSQ Productions for production and management service of the annual Independence Day Celebration.

14. [24-154](#) **Adopt Resolution No 2024-08 revising and restating Resolution No. 2016-01 related to implementing Charter Section 805 and Municipal Code Chapter 5.90 regarding the number of permits issued for Safe and Sane Fireworks from fifteen (15) to sixteen (16)**

Recommended Action:

Adopt Resolution No 2024-08, “A Resolution of the City Council of the City of Huntington Beach revising and restating Resolution No. 2016-01 related to implementing Charter Section 805 and Municipal Code Chapter 5.90 regarding safe and sane fireworks.”

Fire

15. [23-1050](#) **Approve and authorize execution of three (3) contracts: Oil Well Abandonment, Civic Center Lease Closure, and Miley Keck Tank Farm Lease Closure and approve an appropriation of \$1,236,763 in HB Recovery Funds for the Project**

Recommended Action:

A) Approve and authorize the Mayor and City Clerk to execute a \$1,099,770 “Agreement between the City of Huntington Beach and Excalibur Well Services Corp. for Oil Well Abandonment;” and,

Authority

B) Approve and authorize the Mayor and City Clerk to execute a \$405,514 “Service Agreement between the City of Huntington Beach and O.C. Vacuum, Inc. for Civic Center Lease Closure;” and,

C) Approve and authorize the Mayor and City Clerk to execute a \$189,932 “Service Agreement between the City of Huntington Beach and American Integrated Services, Inc. for Miley Keck Tank Farm Lease Closure”.

D) Authorize the appropriation and transfer of \$1,236,763 in HB Recovery Reserves to Business Unit 31465001 (Oil Well Abandonment) to fund the unbudgeted portion of the project.

16. [24-123](#) **Approve and authorize execution of a “Health Plan-Provider Agreement - Intergovernmental Transfer Rate Range Program Agreement” between CalOptima Health and the City of Huntington Beach**

Recommended Action:

Approve and authorize execution of a “Health Plan-Provider Agreement - Intergovernmental Transfer Rate Range Program Agreement” between CalOptima Health and the City of Huntington Beach

Police

17. [24-087](#) **Approve and authorize a six-month extension to a Service Agreement with the City of Newport Beach for Public Safety Helicopter Services**

Recommended Action:

Approve and authorize the Mayor and City Clerk to execute “Amendment No. 1 to Services Agreement For Public Safety Helicopter Support Between the City of Huntington Beach and the City of Newport Beach.”

18. [24-103](#) **Approve and authorize a one-year contract extension with Universal Protection Services, LP, DBA Allied Universal Security Services (UASS) for street sweeping parking enforcement services**

Recommended Action:

Approve and authorize “Amendment No. 2 to Service Agreement between the City of Huntington Beach and Universal Protection Services, LP DBA Allied Universal Security Services (UASS) for Street Sweeping Enforcement Services” not to exceed \$411,269.45 for the next calendar year; and authorize the Mayor and City Clerk to execute the attached contract.

19. [24-083](#) **Approve and accept the California Office of Emergency Services**

(Cal OES) Violence Against Women Act Grant (LE23 07 6860); authorize the Chief of Police to execute documents; approve appropriations and contract Amendment No. 3 with Waymakers in the amount of \$116,032 for continued management of the Victim and Witness Assistance Services Program

Recommended Action:

- A) Accept the grant between the State of California, Governor's Office of Emergency Services (Cal OES) and the City of Huntington Beach;
- B) Assign authority to the Chief of Police as the official to execute and sign for the award and to approve amendments and extensions;
- C) Approve the appropriation and expenditure of \$270,857 of which \$203,143 is to be fully reimbursed by the grant from Cal OES. The remaining \$67,714 will be funded from appropriations in the Police Department's budget; and
- D) Approve and authorize "Amendment No. 3 to Agreement between the City of Huntington Beach and Waymakers for Victim and Witness Assistance Services."

Public Works

- 20. [24-079](#) **Accept the lowest responsive and responsible bid and authorize execution of a construction contract with R.J. Noble Company in the amount of \$4,044,900 for the Residential Zone 1 Street Maintenance Project, CC-1743**

Recommended Action:

- A) Accept the lowest responsive and responsible bid submitted by R.J. Noble Company in the amount of \$4,044,900; and,
- B) Authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney.

- 21. [24-094](#) **Accept the lowest responsive and responsible bid and authorize execution of a construction contract with Nobest, Inc. in the amount of \$315,000 for the Residential Zone 1 Curb Ramp Project, CC-1742**

Recommended Action:

- A) Accept the lowest responsive and responsible bid submitted by Nobest Inc. in the amount of \$315,000; and,
- B) Authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney.

22. [24-124](#) **Adopt Resolution No. 2024-07 approving the submittal of two applications to the Orange County Transportation Authority (OCTA) for grant funding for Special Event Shuttle Services and the HB Circuit Program**

Recommended Action:

Adopt Resolution No. 2024-07, "A Resolution of the City Council of the City of Huntington Beach Authorizing the Submittal of Two Project Applications: Special Event Shuttle Service and HB Circuit Rideshare Program to the Orange County Transportation Authority for Funding Under the Project V Community-Based Transit/Circulators Program".

23. [24-127](#) **Adopt Resolution No. 2024-05 certifying that the City has the resources to implement the projects to be included in the FY 2024/25 - FY 2029/30 Federal Transportation Improvement Program (FTIP) as required by the Orange County Transportation Authority (OCTA)**

Recommended Action:

Adopt Resolution No. 2024-05, "A Resolution of the City Council of the City of Huntington Beach Certifying that the City has the Resources to Fund the Projects in the FY 2024/25 - 2029/30 Transportation Improvement Program and Affirms its Commitment to Implement All Projects in the Program."

COUNCIL MEMBER ITEMS

24. [24-143](#) **Item Submitted by Council Member Moser - Request for Transparency and Detailed Reporting on the Implementation of Resolution 2023-41 Regarding Library Material Accessibility**

Recommended Action:

I request City staff to prepare and present a comprehensive report on the various aspects related to the implementation of Resolution 2023-41. This includes criteria for material assessment and relocation; list of relocated materials; newly acquired materials; library access changes; community engagement and feedback process; digital assets; and clarification on youth re-carding process.

This report is requested to be prepared and presented at the next available City Council meeting. In the interim, staff is also asked to make (1) the criteria for assessment and re-location; and (2) the list of relocated books and materials available to the public as soon as possible (available at each library location and via the library website) to ensure ongoing transparency and community engagement.

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Tuesday, March 5, 2024, in the Civic Center Council Chambers, 2000 Main Street, Huntington Beach, California.

**INTERNET ACCESS TO CITY COUNCIL/PUBLIC FINANCING AUTHORITY AGENDA AND
STAFF REPORT MATERIAL IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS AT**

<http://www.huntingtonbeachca.gov>