



## AGENDA

### CITY COUNCIL/PUBLIC FINANCING AUTHORITY

**Monday, July 1, 2019**  
**Council Chambers**  
**2000 Main Street**  
**Huntington Beach, CA 92648**

**Study Session - 4:00 PM / Closed Session - 5:00 PM**  
**Regular Meeting - 6:00 PM**

#### **MAYOR AND CITY COUNCIL**

*ERIK PETERSON, Mayor*  
*LYN SEMETA, Mayor Pro Tem*  
*PATRICK BRENDEN, Councilmember*  
*KIM CARR, Councilmember*  
*BARBARA DELGLEIZE, Councilmember*  
*JILL HARDY, Councilmember*  
*MIKE POSEY, Councilmember*

#### **STAFF**

*DAVE KIFF, Interim City Manager*  
*MICHAEL E. GATES, City Attorney*  
*ROBIN ESTANISLAU, City Clerk*  
*ALISA BACKSTROM, City Treasurer*

**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, or request assistance from the staff or Sergeant-at-Arms at the meeting.

**PUBLIC COMMENTS:** To address the legislative body on items of interest not scheduled for public hearing, *Request to Speak* forms will be made available at the meeting and are collected by the staff or Sergeant at Arms. Some legislative bodies may provide different *Request to Speak* forms for public hearing items.

**AUDIO/VIDEO ACCESS TO BROADCASTED MEETINGS:** City Council and Planning Commission meetings are televised live on HBTV-3 Channel 3, and can be viewed via live or archived website at <https://huntingtonbeach.legistar.com>.

4:00 PM - COUNCIL CHAMBERS

CALL TO ORDER

ROLL CALL

Brenden, Carr, Semeta, Peterson, Posey, Delgleize, Hardy

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS (3 Minute Time Limit)

STUDY SESSION

1. [19-678](#) Police Department Presentation

RECESS TO CLOSED SESSION

CLOSED SESSION ANNOUNCEMENT(S)

2. [19-751](#) Mayor Peterson to announce: Pursuant to Government Code § 54957.6, the City Council shall recess into Closed Session to meet with its designated labor negotiator: David Kiff, Interim City Manager; also in attendance: Robert Handy, Police Chief; Chuck Adams, Interim Chief Financial Officer; and Michele Warren, Director of Human Resources regarding the following: Police Management Association (PMA).

CLOSED SESSION

3. [19-700](#) Pursuant to Government Code § 54956.9(d)(2), the City Council shall recess into Closed Session to confer with the City Attorney regarding potential litigation. Number of cases, two (2).
4. [19-733](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: Moore (Neal), et al. v. City of Huntington Beach, et al.; OCSC Case No.: 30-2019-01071686.
5. [19-734](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney

regarding the following lawsuit: City of Huntington Beach v. The Estate of Anne L. Hunt, Michael Melchiorre, et al.; OCSC Case No. 30-2019-01072448.

6. [19-735](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: City of Huntington Beach v. City of Fountain Valley, et al. (PCTA); OCSC Case No. 30-2019-01071652.
7. [19-736](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: Kennedy Commission, et al. v. City of Huntington Beach (Beach-Edinger Corridor); OCSC Case No 30-2015-00801675.
8. [19-737](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: Tabares (Tiffany) v. City of Huntington Beach and Eric Esparza; USDC Case No.: 8:18-cv-00821 JLS (JDEx).
9. [19-738](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: Duran (Anthony) v. City of Huntington Beach, et al.; USDC Case No.: 8:18-cv-00659 JVS (DFMx).
10. [19-739](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: Murnane (Richard) v. City of Huntington Beach, et al.; Workers' Compensation Claim No. COHB 15-0268.
11. [19-740](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: Jackson (Ronald) v. City of Huntington Beach, et al.; Workers' Compensation Claim No. COHB 18-0059.
12. [19-748](#) Pursuant to Government Code § 54957.6, the City Council shall recess into Closed Session to meet with its designated labor

negotiator: David Kiff, Interim City Manager; also in attendance: Robert Handy, Police Chief; Chuck Adams, Interim Chief Financial Officer; and Michele Warren, Director of Human Resources regarding the following: Police Management Association (PMA).

13. [19-749](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: AKM Consulting Engineers, Inc. v. City of Huntington Beach; OCSC Case No.: 30-2017-00902740.
14. [19-754](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: In Re: National Prescription Opiate Litigation; USDC - Ohio Case No. 1:17-md-02804-DAP.

6:00 PM – COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

ROLL CALL

Brenden, Carr, Semeta, Peterson, Posey, Delgleize, Hardy

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.

15. [19-640](#) Mark Currie of the Greater Huntington Beach Interfaith Council

CLOSED SESSION REPORT BY CITY ATTORNEY

AWARDS AND PRESENTATIONS

16. [19-689](#) Mayor Peterson to call on Retired Army General Larry Davis of Huntington Beach and President of the Aerospace Education Foundation of Huntington Beach for the presentation of three scholarships to young people who will begin their STEM careers this fall.
17. [19-721](#) Mayor Peterson to call on Mr. Lloyd Glick, who was part of the

American forces liberating Guam in World War 2, and will be a guest of honor at the upcoming 75th Guam Liberation festivities.

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

PUBLIC COMMENTS (3 Minute Time Limit)

COUNCIL COMMITTEE - APPOINTMENTS - LIAISON REPORTS, AB 1234 REPORTING, AND OPENNESS IN NEGOTIATIONS DISCLOSURES

CITY MANAGER'S REPORT

CITY ATTORNEY'S REPORT

18. [19-716](#) City Attorney to announce filing of the following lawsuit:  
City of Huntington Beach v. The Estate of Anne L. Hunt, Michael Melchiorre, et al.; Superior Court Case No.:  
30-2019-01072448-CU-OR-CJC; regarding the Property Address:  
5892 Nugget Circle, Huntington Beach, California, 92647; for  
Nuisance Per Se and Receivership Action Under Health & Safety Code § 17980.7

CONSENT CALENDAR

19. [19-720](#) Receive and file City Clerk's quarterly listing of professional services contracts filed in the City Clerk's office between October 1, 2018 and March 31, 2019

**Recommended Action:**

A) Receive and file the "List of Professional Services Contracts Approved by Department Heads and Submitted to the Office of the City Clerk During the Period of October 1, 2018 through December 31, 2018;" and,

B) Receive and file the "List of Professional Services Contracts Approved by Department Heads and Submitted to the Office of the City Clerk During the Period of January 1, 2019 through March 31, 2019."

20. [19-722](#) Adopt Resolution No. 2019-45 designating the Interim Assistant City Manager, the City Treasurer, the Finance Manager-Accounting Services, the Finance Manager-Budget, and the Finance Manager-Treasury as persons authorized to execute financial transactions in the name of the City of Huntington Beach

**Recommended Action:**

Adopt Resolution No. 2019-45, "A Resolution of the City Council of the City of Huntington Beach Authorizing the Manual and/or Facsimile Signatures of the Interim Assistant City Manager, the City Treasurer, the Finance Manager-Budget, the Finance Manager-Accounting Services, and the Finance Manager-Treasury as Persons Authorized to Execute Financial Transactions in the Name of the City of Huntington Beach."

21. [19-616](#) **Approve Final Tract Map No. 18105 and Subdivision Agreement for the Holly Townhomes Residential Subdivision by Meritage Homes at 19200 Holly Lane**

**Recommended Action:**

A) Approve Final Tract Map No. 18105 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 Meritage Homes for Tract No. 18105" (Attachment No. 6); and,

C) Accept Faithful Performance Bond No. SU1148545, Labor and Material Bond No. SU1148545 and Monument Bond No. SU1148546 as sureties for the installation of the subdivision's required public improvements and survey monumentation (Attachment No. 7); and,

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

22. [19-618](#) **Approve Final Tract Map No. 18106 and Subdivision Agreement for the Gothard Townhomes Subdivision by Meritage Homes at 19100 Gothard Street**

**Recommended Action:**

A) Approve Final Tract Map No. 18106 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 Meritage Homes for Tract No. 18106"(Attachment No. 6); and,

C) Accept Faithful Performance Bond No. SU1148547, Labor and Material Bond No. SU1148547 and Monument Bond No. SU1148548 as sureties for the installation of the subdivision's required public improvements and survey monumentation (Attachment No. 7); and,

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

23. [19-680](#) **Adopt a 7-year Capital Improvement Program for the fiscal years 2019/2020 through 2025/2026 for compliance with renewed Measure M eligibility requirements**

**Recommended Action:**

Adopt the 7-year Capital Improvement Program (FY 2019/2020 through 2025/2026) included as Attachment #1 for compliance with renewed Measure M eligibility requirements.

24. [19-703](#) **Approve and authorize the Second Amendment to the Small Cell License Agreement between the City and new Cingular Wireless PCS, LLC, dba, AT&T Mobility on City-owned street lights; and, authorize the City Manager to increase up to ten percent and substitute pole locations on an as-needed basis**

**Recommended Action:**

A) Approve the “Second Amendment to the Small Cell License Agreement” between the City of Huntington Beach and new Cingular Wireless PCS, LLC, doing business as AT&T Mobility; and,

B) Approve and authorize the City Manager to execute the Second Amendment on behalf of the City; and,

C) Authorize City Manager to increase up to 10% and substitute pole locations on an as needed basis.

25. [19-705](#) **Approve and authorize execution of a Caltrans Maintenance Agreement for Wayfinding Sign Installations on Pacific Coast Highway and Beach Boulevard**

**Recommended Action:**

Approve and authorize the Mayor and Interim City Manager to execute the “Project Specific Maintenance Agreement for Wayfinding/Guide Signs in the City of Huntington Beach” with Caltrans for wayfinding sign installations on Pacific Coast Highway and Beach Boulevard.

**ADMINISTRATIVE ITEMS**

26. [19-744](#) **Authorize the City Manager and the City Attorney to execute a**

**Professional Services Agreement for Services related to the  
Development of a Glide Slope Analysis**

**Recommended Action:**

Authorize the City Manager with approval as to form by the City Attorney to execute a Professional Services Agreement for services related to the development of a glide slope analysis.

**COUNCILMEMBER ITEMS**

27. [19-756](#) **Submitted by Councilmember Posey - Request for Detailed Study Session on the City's Unfunded Capital Project List**

**Recommended Action:**

Direct the City Manager via the Public Works Director and City Engineer to conduct an in-depth Study Session within 90 days on the unfunded capital projects that have been identified by the Public Works Department. This Study Session should include a breakdown of the projects as identified through a comprehensive analysis by the Public Works Department through Master Plans and other planning documents (e.g. Sewer Master Plan, Water Master Plan, Facility Needs Assessment, etc.). This should include the Police Department's facility needs as well.

**COUNCILMEMBER COMMENTS (Not Agendized)**

**ADJOURNMENT**

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Monday, July 15, 2019, at 4:00 PM 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>