



## AGENDA

### City Council/Public Financing Authority Regular Meeting

Monday, March 15, 2021 at 4:00 PM

#### MAYOR AND CITY COUNCIL

*KIM CARR, Mayor*

*TITO ORTIZ, Mayor Pro Tem*

*BARBARA DELGLEIZE, Councilmember*

*DAN KALMICK, Councilmember*

*NATALIE MOSER, Councilmember*

*ERIK PETERSON, Councilmember*

*MIKE POSEY, Councilmember*

#### Virtual Location

Huntington Beach, CA

#### STAFF

*OLIVER CHI, City Manager*

*MICHAEL E. GATES, City Attorney*

*ROBIN ESTANISLAU, City Clerk*

*ALISA BACKSTROM, City Treasurer*

On March 17, 2020, Governor Newsom issued Executive Order N-29-20, which allows a local legislative body to hold public meetings via teleconferencing, and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and to address the local legislative body.

**PUBLIC PARTICIPATION/ZOOM ACCESS:** In keeping with the Governor's mandate to limit in-person gatherings that can spread COVID-19, the Monday, March 15, 2021 meeting of the Huntington Beach City Council will be held virtually.

The City offers several ways to view City Council meetings live or on-demand. Council meetings are livestreamed on HBT Channel 3 (replayed on Tuesday's at 10:00 a.m., and Wednesday's at 6:00 p.m.). In addition, live and archived meetings for on-demand viewing can be accessed from <https://huntingtonbeach.legistar.com/calendar>, or from any Roku or Apple device by downloading the Cablecast Screenweave App and searching for the City of Huntington Beach channel.

**PUBLIC COMMENTS:** At 6:00 PM, individuals wishing to attend the meeting to provide a comment on agenda items may enter **Zoom Webinar ID 971 5413 0528** via computer device, or by phone at **(669) 900-6833**. The Webinar can be accessed here: <https://huntingtonbeach.zoom.us/j/97154130528>. Attendees utilizing computer devices to request to speak may select the "Raise Hand" feature in the Webinar Controls section. Attendees entering the Webinar and requesting to speak by phone can enter \*9 to enable the "Raise Hand" feature, followed by the \*6 prompt that unmutes their handheld device microphone. Once the Mayor opens Public Comments, speakers will be provided a 15-minute window to raise their hands, and will be prompted to speak when the City Clerk announces their name or the last three digits of their phone number. Speakers are encouraged, but not required to identify themselves by name. Each person may have up to 3 minutes to speak, but the Mayor, at her discretion, may reduce the time allowance if warranted by the volume of calls. The Public Comment process will only be active during designated portions of the agenda (Public Comment and/or Public Hearing). After a speaker concludes their comment, their microphone will be muted, but they may remain in Webinar attendance for the duration of the meeting.

Members of the public unable to attend the Zoom Webinar but interested in communicating with the City Council on agenda-related items, are encouraged to submit a written (supplemental) communication via email at [SupplementalComm@Surfcity-hb.org](mailto:SupplementalComm@Surfcity-hb.org), or [City.Council@surfcity-hb.org](mailto:City.Council@surfcity-hb.org). Supplemental Communications are public record, and if received by 2:00 PM on Monday, March 15, 2021, 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. Supplemental Communications received following the 2:00 PM deadline will be incorporated into the administrative record the following day.

**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.

**4:00 PM - COUNCIL CHAMBERS**

**CALL TO ORDER**

**ROLL CALL**

Peterson, Kalmick, Ortiz, Carr, Posey, Moser, Delgleize

City Attorney Michael Gates has requested permission to be absent pursuant to City Charter Section 309(d)

**ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)**

**PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS (3 Minute Time Limit) - Anyone wishing to provide a comment on a Study Session or Closed Session item may join Zoom Webinar ID 971 5413 0528 via computer device, or by calling (669) 900-6833 (see agenda cover sheet for request to speak instructions). Individuals will be prompted to speak when the Clerk announces their name or the last three digits of their phone number. Speakers are encouraged, but not required to identify themselves by name. Each speaker may have up to 3 minutes to speak; however, the time allowance may be reduced if warranted by the volume of speakers**

**STUDY SESSION**

- 1. 21-184 Mid Year Joint Meeting of the Citizen Participation Advisory Board (CPAB) and City Council to review Community Development Block Grant (CDBG) Recommendations 2021-22 - Staff and CPAB Committee**

**Roll Call - Citizen Participation Advisory Board: Mike Massie (Chair); Peter Andres (Vice-Chair); Gigi Jackson (Secretary); Parna Ghosh; Macey Lachman**

- 2. 21-227 City Facility Capital Project Update**

**RECESS TO CLOSED SESSION**

**CLOSED SESSION**

- 3. 21-244 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION. Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of**

**Section 54956.9 (Deciding Whether to Initiate Litigation): Number of cases, one (1) - File lawsuit re Appeal of Southern California Association of Governments (SCAG) Final Regional Housing Needs Assessment (RHNA) Methodology for the Sixth Housing Element Cycle.**

**6:00 PM – COUNCIL CHAMBERS**

**RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING**

**ROLL CALL**

Peterson, Kalmick, Ortiz, Carr, Posey, Moser, Delgleize

**City Attorney Michael Gates has requested permission to be absent pursuant to City Charter Section 309(d)**

**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.

**4. 21-119 Charlie Niederman of Temple Beth David in Westminster and member of the Greater Huntington Beach Interfaith Council**

**CLOSED SESSION REPORT BY CITY ATTORNEY**

**AWARDS AND PRESENTATIONS**

**5. 21-176 Mayor Carr to present the Making A Difference award to Tayna Hoxsie of the Boys and Girls Club of Huntington Valley**

**6. 21-200 Orange County Human Relations presents its 2020 Annual Report**

**7. 21-201 Mayor Carr to present the Mayor's HB Excellence Award to Laura Jenkins, Library Services Clerk**

**ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)**

**PUBLIC COMMENTS (3-Minute Time Limit) - At approximately 6:00 PM, individuals wishing to**

provide a comment on agendized or non-agendized items may join Zoom Webinar ID 971 5413 0528 via computer device, or by calling (669) 900-6833 (see agenda cover sheet for request to speak instructions). Individuals will be prompted to speak when the Clerk announces their name or the last three digits of their phone number. Public comments will only be heard during this portion of the agenda. Speakers are encouraged, but not required to identify themselves by name. Each speaker may have up to 3 minutes to speak; however, the time allowance may be reduced if warranted by the volume of speakers

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

**CITY MANAGER'S REPORT**

**8. 21-225 Mobile Crisis Response Unit Update**

**CONSENT CALENDAR**

**9. [21-195](#) Approve and Adopt Minutes**

**Recommended Action:**

Approve and adopt the City Council/Public Financing Authority regular meeting minutes dated March 1, 2021, as written and on file in the office of the City Clerk.

**10. 21-218 Approve appointments to the Human Relations Task Force (HRTF) as recommended by City Council Liaisons, Mayor Kim Carr and Councilmember Natalie Moser**

**Recommended Action:**

A) Approve the appointment of Debbi Parrott as a member of the Human Relations Task Force through December 31, 2023, the end of term for the current vacancy; and,

B) Approve the appointment of Chris Hoff as a member of the Human Relations Task Force through December 31, 2021, the end of term for the current vacancy.

**11. 21-191 Adopt Resolution No. 2021-14 ordering the Summary Vacation of an Easement over a portion of Third Street in the City of Huntington Beach; and, authorize recordation with the Orange County Recorder**

**Recommended Action:**

A) Adopt Resolution No. 2021-14, "A Resolution of the City Council of the City of Huntington Beach Ordering the Summary Vacation of an Easement Over a Portion of Third Street in the City of Huntington Beach;" (Attachment 2) and,

B) Instruct the City Clerk to record Resolution No. 2021-14 and the respective, attached exhibits with the Orange County Recorder.

- 12. 21-194 Accept the lowest responsive and responsible bid and authorize execution of a construction contract with All American Asphalt in the amount of \$2,614,115 for the Residential Overlay of Maintenance Zone 3, CC-1618**

**Recommended Action:**

A) Accept the lowest responsive and responsible bid submitted by All American Asphalt in the amount of \$2,614,115; and,

B) Authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney.

- 13. 21-220 Approve and authorize execution of the First Amended and Restated Memorandum of Understanding (MOU) Between the City of Huntington Beach and the Friends of the Huntington Beach City Junior Guards (FJG)**

**Recommended Action:**

Approve and authorize the Mayor and City Clerk to execute the "First Amended and Restated Memorandum of Understanding Between the City of Huntington Beach and the Friends of the Huntington Beach City Junior Guards."

- 14. 21-202 Approve and authorize execution of an Agreement with Public Sector Personnel Consultants, Inc. (PSPC) to conduct a Citywide Classification and Compensation Study**

**Recommended Action:**

Approve and authorize the Mayor and City Clerk to execute "Professional Services Contract Between the City of Huntington Beach and Public Sector Personnel Consultants, Inc. for a City-Wide Classification and Compensation Study" in the amount of \$175,000.

- 15. 21-237 Approve a Professional Services Contract with Carl Warren & Company for Liability Claims Administration Services**

**Recommended Action:**

Approve and authorize the Mayor and City Clerk to execute the agreement, "Professional Services Contract Between the City of Huntington Beach and Carl Warren & Company Liability Claim Investigation and Processing," in the amount of \$309,000 for three (3) years, and delegate authority to the City Manager to execute any extensions thereto.

**ADMINISTRATIVE ITEMS**

- 16. 21-219 Approve a recommended Action Plan and authorize execution of Amendment No. 1 to the Contract between the City of Huntington Beach and Soundkilz, Inc., for the 2021 4th of July Celebration in light of the ongoing COVID-19 pandemic**

**Recommended Action:**

A) Direct staff to proceed with a modified version of the traditional 4th of July Celebration, as approved by the Fourth of July Executive Board, to include a neighborhood parade, home decorating contest, Pier Plaza Festival, modified 5K run, and fireworks show; and,

B) Approve and authorize the Mayor and City Clerk to execute “Amendment No. 1 to Professional Services Contract Between the City of Huntington Beach and Soundkilz, Inc. for the Production and Management of the Annual Fourth of July Celebration.”

- 17. 21-221 Consider Establishment of a City Council Ad-Hoc Committee to Perform a Formal Review of the City’s Current Boards, Commission, and Committee Structure**

**Recommended Action:**

Establish a 3-member City Council Ad-Hoc Committee, comprised of the Mayor and two (2) Council Members, to perform an assessment of the City’s overall board, commission, and committee structure.

- 18. [21-228](#) Approve and authorize execution of Contract Amendment No. 1 with Kimley-Horn, Inc. for preparation of the 6th Cycle Housing Element in an amount not to exceed \$52,900 for Public Outreach**

**Recommended Action:**

Approve and authorize the Mayor and City Clerk to execute “Amendment No.1 to Professional Services Contract Between the City of Huntington Beach and Kimley-Horn, Inc. for the 6th Cycle Housing Element Update.”

**ORDINANCES FOR ADOPTION**

- 19. 21-241 Adopt an Emergency and Interim Ordinance No. 4229, Establishing Limitations on Third-Party Food Delivery Fees**

**Five Affirmative Votes are required to adopt per Charter Section 501**

**Recommended Action:**

Adopt Ordinance No. 4229, "An Emergency and Interim Ordinance of the City of Huntington Beach Establishing Limitations on Third-Party Food Delivery Fees."

**COUNCILMEMBER ITEMS**

20. 21-243      **Submitted by Mayor Carr - Consider directing staff to analyze and assess Zoning Code and Parking Requirement adjustments to facilitate ongoing Outdoor Dining and Retail Operations after the pandemic**

**Recommended Action:**

I recommend that the City Council direct staff to analyze and develop options for updating the City's zoning code and parking standards to allow for a permanent expansion of outdoor dining and retail services on private property.

21. 21-242      **Submitted by Councilmember Kalmick - Elimination of two staff level committees - Environmental Assessment Committee (EAC) and Subdivision Committee**

**Recommended Action:**

I recommend that the City Council direct staff to prepare the ordinances and/or resolutions necessary to comply with relevant State law to eliminate both the EAC and the Subdivision Committee and to roll those existing functions into the appropriate review body.

**COUNCILMEMBER COMMENTS (Not Agendized)**

**ADJOURNMENT**

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Monday, April 5, 2021, 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>**