



AGENDA

City Council/Public Financing Authority

Tuesday, October 4, 2022

3:30 PM Closed Session / 4:00 PM Study Session

6:00 PM Regular Meeting

Council Chambers

2000 Main Street
Huntington Beach, CA 92648

--or--

Virtual via Zoom Webinar

MAYOR AND CITY COUNCIL

BARBARA DELGLEIZE, Mayor
MIKE POSEY, Mayor Pro Tem
RHONDA BOLTON, Councilmember
KIM CARR, Councilmember
DAN KALMICK, Councilmember
NATALIE MOSER, Councilmember
ERIK PETERSON, Councilmember

STAFF

AL ZELINKA, City Manager
MICHAEL E. GATES, City Attorney
ROBIN ESTANISLAU, City Clerk
ALISA BACKSTROM, City Treasurer

IN-PERSON PUBLIC PARTICIPATION/ZOOM ACCESS: Members wishing to attend the meeting in person are encouraged to wear a face covering.

Assembly Bill 361 (AB 361) authorizes public meetings to take place via teleconference (i.e., virtual using Zoom), or in person if in part, State and Local officials continue to recommend measures to promote social distancing. In addition to this hybrid format, alternate ways to view City Council meetings live or on-demand remain: livestreamed on HBTB Channel 3 (replayed on Wednesday's at 10:00 a.m. and Thursday's at 6:00 p.m.); live and archived meetings for on-demand viewing accessed from <https://huntingtonbeach.legistar.com/calendar>; 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 agendized or non-agendized items, including Study Session, Closed Session, and Public Hearing, may do so in person by completing a **Request to Speak** form delivered to the City Clerk, or from a virtual location by entering **Zoom Webinar ID 971 5413 0528** via computer device, or by phone at **(669) 900-6833**. The **Zoom Webinar** can be accessed here: <https://huntingtonbeach.zoom.us/j/97154130528>. Instructions for those utilizing computer devices to request to speak are provided in each section of the agenda where public comments are accepted.

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 via email at SupplementalComm@Surfcity-hb.org, or City.Council@surfcity-hb.org. Supplemental Communications are public record, and if received by 2:00 PM 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 following the 2:00 PM deadline will be incorporated into the administrative record.

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.

3:30 PM - COUNCIL CHAMBERS

CALL TO ORDER

ROLL CALL

Peterson, Bolton, Posey, Delgleize, Carr, Moser, Kalmick

Mayor Delgleize has requested permission to be absent pursuant to Resolution No. 2001-54; and City Clerk Estanislau has requested permission to be absent pursuant to City Charter Section 310 (a)

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS PERTAINING TO CLOSED SESSION ITEM (Received After Agenda Distribution)

PUBLIC COMMENTS PERTAINING TO CLOSED SESSION ITEMS (3 Minute Time Limit) - At approximately 3:30 PM, individuals wishing to provide a comment on item(s) scheduled for Closed Session may do so either in person by filling out a Request to Speak form delivered to the City Clerk, via computer through Zoom Webinar ID 971 5413 0528, or Zoom Webinar by phone by calling (669) 900-6833. Once the Mayor opens Public Comments, in-person participants will be called to speak first. Zoom Webinar participants wishing to speak will be provided a 15-minute window to 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. Individuals will be prompted to speak when the Clerk announces their name or the last three digits of their phone number. After a virtual speaker concludes their comment, their microphone will be muted. 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.

RECESS TO CLOSED SESSION

CLOSED SESSION

1. [22-833](#) **THREAT TO PUBLIC SERVICES OR PUBLIC FACILITIES: Pursuant to Government Code Section 54957, Consultation with Eric Parra, Police Chief for the City of Huntington Beach Police Department and Scott Haberle, Fire Chief for the City of Huntington Beach Fire Department**

4:00 PM - COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

ROLL CALL

Peterson, Bolton, Posey, Delgleize, Carr, Moser, Kalmick

Mayor Delgleize has requested permission to be absent pursuant to Resolution No. 2001-54; and City

Clerk Estanislau has requested permission to be absent pursuant to City Charter Section 310 (a)

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS PERTAINING TO STUDY SESSION ITEMS

PUBLIC COMMENTS PERTAINING TO STUDY SESSION ITEMS (3 Minute Time Limit) - At approximately 4:00 PM, individuals wishing to provide a comment on item(s) scheduled for Study Session may do so either in person by filling out a Request to Speak form delivered to the City Clerk, via computer through Zoom Webinar ID 971 5413 0528, or Zoom Webinar by phone by calling (669) 900-6833. Once the Mayor opens Public Comments, in-person participants will be called to speak first. Zoom Webinar participants wishing to speak will be provided a 15-minute window to 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. Individuals will be prompted to speak when the Clerk announces their name or the last three digits of their phone number. After a virtual speaker concludes their comment, their microphone will be muted. 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.

STUDY SESSION

2. [22-731](#) **Short Term Rentals Summer Recap**
3. [22-782](#) **Pacific Coast Highway Relinquishment Study**

RECESS

6:00 PM – COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

ROLL CALL

Peterson, Bolton, Posey, Delgleize, Carr, Moser, Kalmick

Mayor Delgleize has requested permission to be absent pursuant to Resolution No. 2001-54; and City Clerk Estanislau has requested permission to be absent pursuant to City Charter Section 310 (a)

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. [22-751](#) **Mark Currie with Bahai' of Huntington Beach and member of the**

Greater Huntington Beach Interfaith Council

CLOSED SESSION REPORT BY CITY ATTORNEY

AWARDS AND PRESENTATIONS

5. [22-757](#) Mayor Pro Tem Posey to call on Victoria Albery to present the Adoptable Pet of the Month
6. [22-781](#) Mayor Pro Tem Posey to call on HBFD Chief Scott Haberle to proclaim October 9-15 as Fire Prevention Week
7. [22-837](#) Mayor Pro Tem Posey to proclaim September 15 to October 15 as National Hispanic Heritage Month
8. [22-841](#) Mayor Pro Tem Posey to proclaim October as Breast Cancer Awareness Month
9. [22-795](#) Mayor Pro Tem Posey to present the September Mayor's HB Excellence Award to Ingrid Ono, Administrative Assistant in the Police Department

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 do so either in person by filling out a Request to Speak form delivered to the City Clerk, via computer through Zoom Webinar ID 971 5413 0528, or Zoom Webinar by phone by calling (669) 900-6833. Once the Mayor opens Public Comments, in-person participants will be called to speak first. Zoom Webinar participants wishing to speak will be provided a 15-minute window to 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. Individuals will be prompted to speak when the Clerk announces their name or the last three digits of their phone number. After a virtual speaker concludes their comment, their microphone will be muted but they may remain in Webinar attendance for the duration of the meeting. 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.

While the City Council welcomes public involvement and free speech, it rejects comments from anyone that are discriminatory, defamatory or otherwise not protected 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 - APPOINTMENTS - LIAISON REPORTS, AB 1234 REPORTING, AND
OPENNESS IN NEGOTIATIONS DISCLOSURES**

CITY MANAGER'S REPORT

10. [22-692](#) **Welcome to New OneHB Team Members**

CONSENT CALENDAR

11. [22-783](#) **Approve and Adopt Minutes**

Recommended Action:

Approve and adopt the City Council/Public Financing Authority regular meeting of September 20, 2022.

12. [22-825](#) **Receive and file the Fair Political Practices Commission 2022 Local Agency Biennial Notice for the City of Huntington Beach**

Recommended Action:

A) Receive and file the Fair Political Practices Commission 2022 Local Agency Biennial Notice for the City of Huntington Beach/Public Financing Authority; and,

B) Direct staff to return with proposed amendments to the City's Conflict of Interest Code to the City Council within 90 days.

13. [22-816](#) **Approve the re-appointment of Katherine Elford to the Personnel Commission as recommended by City Council Liaisons Kim Carr and Natalie Moser**

Recommended Action:

Approve the re-appointment of Katherine Elford to the Personnel Commission for the remainder of the term of July 1, 2022, through June 30, 2024, as recommended by the City Council Liaisons Carr and Moser.

14. [22-831](#) **Approve appointments and re-appointments to the Huntington Beach Youth Board with terms to expire May 31, 2023 as recommended by City Council Liaisons Carr and Moser**

Recommended Action:

A) Approve the reappointment of Acacia Bartel, Luke Blankenbaker, Faith Nguyen, Kenady Osborne, Collin Parrott, Sarah Rizvi, and Adam Vo, to another one-year term on the Huntington Beach Youth Board with terms to expire May 31, 2023, as recommended by the City Council Liaisons Carr and Moser; and,

B) Approve the appointment of Olivia Pham and Kai Wong to a one-year term on the Huntington Beach Youth Board with terms to expire May 31, 2023, as recommended by the City Council Liaisons Carr and Moser.

15. [22-797](#) **Accept bid and authorize execution of a construction contract with Towo Enterprise Inc., in the amount of \$388,300 for the construction of the Street Lighting Modification Project on Palm Avenue (CC-1669) and authorize change orders not to exceed 15 percent**

Recommended Action:

A) Accept the lowest responsive and responsible bid submitted by Towo Enterprise Inc., in the amount of \$388,300; and,

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

C) Authorize the Director of Public Works to execute change orders not to exceed a total of 15% of the contract construction costs, or \$58,245.

16. [22-800](#) **Accept bid and authorize execution of a construction contract with PTM General Engineering Services Inc., in the amount of \$493,589 for the construction of the Utica Avenue Bicycle Boulevard Project (CC-1499) and authorize change orders not to exceed 15 percent and the use of project funding in the amount of \$84,438 from the Citywide Mobility and Corridor Improvements Project**

Recommended Action:

A) Accept the lowest responsive and responsible bid submitted by PTM General Engineering Services Inc., in the amount of \$493,589; and,

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

C) Authorize the Director of Public Works to execute change orders not to exceed a total of 15 % of the contract construction costs, or \$74,038; and,

D) Authorize the use of City Mobility and Corridor Improvements Project funding in the amount of \$84,438 towards this project.

17. [22-728](#) **Approve, accept and authorize execution of Grant Agreements for Office of Traffic Safety (OTS) Selective Traffic Enforcement Program (STEP) Grant; and approve appropriation and expenditure of funds by the Chief of Police**

Recommended Action:

- A) Approve and accept the Selective Traffic Enforcement Program (STEP), Pedestrian and Bicycle Safety, and Child Passenger Safety grant agreements between OTS and the City of Huntington Beach for \$790,00, \$44,035, and \$52,353; and,
- B) Authorize the Chief of Police to execute the grant agreement with OTS; and,
- C) Approve appropriations and estimated revenue source in the amount of \$790,000, \$44,035, and \$52,353; and,
- D) Authorize the Chief of Police to establish separate business units for these grant funding and expend up to a total of \$790,000, \$44,035, and \$52,353 on each grant agreement accordingly.

PUBLIC HEARING

For the benefit of the public, prior to a public hearing item, each member of the City Council will disclose any ex parte communications they may have had pertaining to the item. In simple terms, public hearings are quasi-judicial proceedings and the information used by the City Council to make its decisions should be limited to that which is obtained during the public hearing. Ex parte communications, then, means any information obtained outside of a public hearing. In such public hearing proceedings, the City Council must uphold constitutional and statutory due process rights of present and non-present parties by disclosing ex parte communications. Ex parte communications include oral and written information, as well as visual or auditory information obtained during a site visit.

Individuals wishing to provide a comment on an item scheduled for Public Hearing may do so either in person by filling out a Request to Speak form delivered to the City Clerk, via computer through Zoom Webinar ID 971 5413 0528, or Zoom Webinar by phone by calling (669) 900-6833. Once the Mayor opens Public Comments, in-person participants will be called to speak first. Zoom Webinar participants wishing to speak will be provided a 15-minute window to 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. Individuals will be prompted to speak when the Clerk announces their name or the last three digits of their phone number. After a virtual speaker concludes their comment, their microphone will be muted but they may remain in Webinar attendance for the duration of the meeting. 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.

- 18. [22-768](#) Public Hearing to consider adoption of Resolution No. 2022-45 approving an Annual Assessment within the Huntington Beach Downtown Business Improvement District (HBDBID) for Fiscal Year (FY) 2022-2023**

Recommended Action:

A) Conduct the Public Hearing; and,

B) If written protests of at least 50% or more of the total assessments are not received, adopt Resolution No. 2022-45, "A Resolution of the City Council of the City of Huntington Beach Approving an Annual Assessment within the Huntington Beach Downtown Business Improvement District for Fiscal Year 2022-2023."

ADMINISTRATIVE ITEMS

19. [22-737](#) **Appropriate CalRecycle SB 1383 Local Assistance Grant Funds**

Recommended Action:

Approve a budget appropriation of \$278,482 in CalRecycle SB 1383 Local Assistance Grant Funds into the FY 2022-23 Budget to support the implementation of the City's SB 1383 program.

COUNCILMEMBER ITEMS

20. [22-822](#) **Submitted by Councilmember Peterson - Establish a One-Stop Development Services Center**

Recommended Action:

City Council to request that the City Manager prepare a plan to establish a one-stop development services shop in the Civic Center for City Council's consideration on or before the Council's 2023 Strategic Planning Session.

COUNCILMEMBER COMMENTS (Not Agendized)

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Tuesday, October 18, 2022, 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>**