

Minutes

City Council/Public Financing Authority City of Huntington Beach

Tuesday, February 18, 2025
3:45 PM — Council Chambers
6:00 PM — Council Chambers
Civic Center, 2000 Main Street
Huntington Beach, California 92648

A video recording of the 3:45 PM and 6:00 PM portions of this meeting
is on file in the Office of the City Clerk, and archived at
<https://huntingtonbeach.legistar.com/Calendar.aspx>

3:45 PM — COUNCIL CHAMBERS

CALLED TO ORDER — 3:45 PM

ROLL CALL

Present: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
Absent: None

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS PERTAINING TO CLOSED SESSION
(Received After Agenda Distribution)— None

PUBLIC COMMENTS (3-Minute Time Limit) — None

Mayor Burns read titles for Item #1 25-115 regarding Conference with Labor Negotiators and Employee Organization: Management Employees' Organization (MEO); Item #2 25-116 regarding Conference with Labor Negotiators and Employee Organization: Huntington Beach Municipal Teamsters (HBMT); Item #3 25-117 regarding Conference with Labor Negotiators and Employee Organization: Marine Safety Association (MSMA); Item #4 25-118 Conference with Real Property Negotiators: DBA Jack's Beach Concessions: Price and terms of lease; and Item #5 25-119 regarding Public Employee Appointment: City Manager.

A motion was made by McKeon, with a second by Van Der Mark, to recess to Closed Session.

RECESSED TO CLOSED SESSION — 3:49 PM

CLOSED SESSION

1. 25-115 CONFERENCE WITH LABOR NEGOTIATORS (Gov. Code section 54957.6.) Agency designated representatives: Travis Hopkins, Acting City Manager; also in attendance: Marissa Sur, Director of Human Resources; Michael E. Gates, City Attorney and David Cain, Interim Chief Financial Officer. Employee Organization: Management Employees' Organization (MEO).
2. 25-116 CONFERENCE WITH LABOR NEGOTIATORS (Gov. Code section 54957.6.) Agency designated representatives: Travis Hopkins, Acting City Manager; also in attendance: Marissa Sur, Director of Human Resources; Michael E. Gates, City Attorney and David Cain, Interim Chief Financial Officer. Employee Organization: Huntington Beach Municipal Teamsters (HBMT).

3. 25-117 **CONFERENCE WITH LABOR NEGOTIATORS (Gov. Code section 54957.6.)** Agency designated representatives: Travis Hopkins, Acting City Manager; also in attendance: Marissa Sur, Director of Human Resources; Michael E. Gates, City Attorney and David Cain, Interim Chief Financial Officer. Employee Organization: Marine Safety Management Association (MSMA).
4. 25-118 **CONFERENCE WITH REAL PROPERTY NEGOTIATORS - Property: 21091 Pacific Coast Highway, Huntington Beach, CA, 92648 (APN 024-281-16).** Agency Negotiators: Travis Hopkins, Acting City Manager; Ashley Wysocki, Director of Community and Library Services; Chris Cole, Community and Library Services Manager; William Krill, Real Estate Project Manager. Negotiating Parties: (Not Present) Dave Clapp DBA Jack's Beach Concessions. Under negotiation: Price and terms of lease.
5. 25-119 **PUBLIC EMPLOYEE APPOINTMENT (Gov. Code section 54957(b)(1).)** Title: City Manager.
6. 25-120 **CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION (Gov. Code section 54956.9(d)(2).):** One (1).

6:00 PM — COUNCIL CHAMBERS

RECONVENED CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING — 6:00 PM

ROLL CALL

Present: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
Absent: None

PLEDGE OF ALLEGIANCE — Led by City Attorney Mike Vigliotta

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.

7. 25-109 **Huntington Beach Fire and Police Chaplain Roger Wing**

CLOSED SESSION REPORT BY CITY ATTORNEY — None

CITY COUNCIL MEMBER COMMENTS (2-Minute Time Limit)

Councilmember Strickland announced that Former City Attorney Michael Gates has accepted a position as Deputy Assistant Attorney General, Civil Rights Division, at the United States Department of Justice, and Mayor Burns noted that March 18, 2025, is Huntington Beach's 116th Birthday.

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

Pursuant to the Brown "Open Meetings" Act, City Clerk Lisa Lane Barnes announced supplemental communications received by her office following distribution of the Council Agenda packet which were all uploaded to the City's website and Councilmember iPads: Consent Calendar *Item #14* (1 email communication), *Item #15* (1 staff memorandum), *Administrative Items #20* (199 email communications),

Item #22 (36 email communication and 1 staff memorandum), Item #23 (35 email communications and 1 staff memorandum), and Item #24 (175 email communications and 1 staff memorandum).

PUBLIC COMMENTS (1-Minute Time Limit due to the number of speakers) — 58 Speakers

The number [hh:mm:ss] following the speakers' comments indicates their approximate starting time in the archived video located at <https://huntingtonbeach.legistar.com/Calendar.aspx>.

Barbara Richardson commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary; Report of effect of proposed initiative for Citizen Initiative to Repeal Ordinance No. 4318; Report of effect of proposed initiative for Citizen Initiative "An Ordinance to Amend the Huntington Beach Municipal Code by Adding New Section 2.30.100"; and a License Agreement for Symphony of Flowers at Huntington Central Park East. (00:13:26)

Andrew Einhorn commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary; a License Agreement for Symphony of Flowers at Huntington Central Park East; Councilmember attack on Library petitioners; the Pacific Air Show agreement; and taxpayer funded litigation. (00:14:29)

Paula Schaefer commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary; Report of effect of proposed initiative for Citizen Initiative to Repeal Ordinance No. 4318; Report of effect of proposed initiative for Citizen Initiative "An Ordinance to Amend the Huntington Beach Municipal Code by Adding New Section 2.30.100"; and a License Agreement for Symphony of Flowers at Huntington Central Park East. (00:15:48)

Mark Noehren commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:17:07)

Dom McGee commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary and a License Agreement for Symphony of Flowers at Huntington Central Park East. (00:18:22)

Charlie Jackson commented on a License Agreement for Symphony of Flowers at Huntington Central Park East. (00:19:23)

Regina Blankenhorn commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary; Report of effect of proposed initiative for Citizen Initiative to Repeal Ordinance No. 4318; Report of effect of proposed initiative for Citizen Initiative "An Ordinance to Amend the Huntington Beach Municipal Code by Adding New Section 2.30.100"; and a License Agreement for Symphony of Flowers at Huntington Central Park East. (00:20:30)

Amory Hanson commended the service of City Attorney Michael Gates regarding State mandated high density housing and welcomed the appointment of City Attorney Michael Vigliotta. (00:21:44)

Patti Pappas commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary and a License Agreement for Symphony of Flowers at Huntington Central Park East. (00:22:39)

Pat Goodman commented on a License Agreement for Symphony of Flowers at Huntington Central Park East. (00:23:47)

Urson Russell commented on local control and elections. (00:25:44)

Brian Thienes commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:26:50)

Mina Launarra commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:28:04)

Sue Welfringer welcomed the appointment of City Attorney Michael Vigliotta, commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary; Report of effect of proposed initiative for Citizen Initiative to Repeal Ordinance No. 4318; Report of effect of proposed initiative for Citizen Initiative "An Ordinance to Amend the Huntington Beach Municipal Code by Adding New Section 2.30.100"; and a License Agreement for Symphony of Flowers at Huntington Central Park East. (00:29:19)

TJ England commented on the License Agreement for Symphony of Flowers at Huntington Central Park East. (00:30:28)

Dinorah E. commented on her experience of coming to the U. S. and difficulty of finding housing in Huntington Beach. (00:31:39)

Chris Kluwe commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:33:04)

The meeting went into a brief recess to bring back order. (00:34:30)

Stacey Grosvenor commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:34:54)

Unnamed Speaker commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:35:46)

James Elder commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:36:45)

Kely Lagomarsino commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:37:59)

Unnamed Speaker commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:38:50)

Unnamed Speaker commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:40:40)

Cathey Ryder shared her historical perspective of Huntington Beach finances over a number of years. (00:41:42)

Michael Cain commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary and two Library petitions. (00:42:36)

Amy commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary and two Library petitions. (00:43:07)

Guest P shared a video regarding the two Library petitions. (00:43:39)

Tim Geddes commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary and a License Agreement for Symphony of Flowers at Huntington Central Park East. (00:44:50)

Amy McGraw commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:45:50)

Russ Neal commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary; Report of effect of proposed initiative for Citizen Initiative to Repeal Ordinance No. 4318; Report of effect of proposed initiative for Citizen Initiative "An Ordinance to Amend the Huntington Beach Municipal Code by Adding New Section 2.30.100". (00:46:57)

David Collings commented on men's recovery homes in Downtown Huntington Beach. (00:48:15)

Pat Slusser commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:49:30)

Ken Inouye commented on a City Council which he believes is making decisions that divide rather than unite the residents. (00:51:19)

Bethany Webb commented on Councilmember decisions that ignore resident positions. (00:52:29)

Wendy Rincon commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary and a License Agreement for Symphony of Flowers at Huntington Central Park East. (00:53:37)

Clark Snodgrass commented on the License Agreement for Symphony of Flowers at Huntington Central Park East. (00:54:44)

Heidi Vea thanked City Michael Gates for his service to Huntington Beach. (00:55:55)

Brian Vea thanked City Attorney Michael Gates for his service and commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:56:55)

Susan commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary and License Agreement for Symphony of Flowers at Huntington Central Park East. (00:58:17)

Unnamed Speaker commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (00:59:35)

Mike Selna commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (01:00:45)

B. Chanel commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary; Report of effect of proposed initiative for Citizen Initiative to Repeal Ordinance No. 4318; Report of effect of proposed initiative for Citizen Initiative "An Ordinance to Amend the Huntington Beach Municipal Code by Adding New Section 2.30.100"; and a License Agreement for Symphony of Flowers at Huntington Central Park East. (01:01:55)

Unnamed Speaker commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (01:03:45)

Perry Clitheroe commented on two Library petitions, a License Agreement for Symphony of Flowers at Huntington Central Park East, and on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (01:04:57)

Chris Rini commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary; Report of effect of proposed initiative for Citizen Initiative to Repeal Ordinance No. 4318; Report of effect of proposed initiative for Citizen Initiative "An Ordinance to Amend the Huntington Beach Municipal Code by Adding New Section 2.30.100"; and a License Agreement for Symphony of Flowers at Huntington Central Park East. (01:05:54)

Larry Slenim commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (01:07:03)

Michael Fowler commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (01:08:14)

Alexander Kolzson commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (01:09:15)

Libby commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary; Report of effect of proposed initiative for Citizen Initiative to Repeal Ordinance No. 4318; and Report of effect of proposed initiative for Citizen Initiative "An Ordinance to Amend the Huntington Beach Municipal Code by Adding New Section 2.30.100". (01:10:31)

Unnamed Speaker commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (01:11:37)

Lisa thanked City Attorney Michael Gates for his service to Huntington Beach and congratulated him for his new position at the Department of Justice. (01:12:20)

Jignesh Padhiar commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary; the License Agreement for Symphony of Flowers at Huntington Central Park East, and thanked City Attorney Michael Gates for his service to Huntington Beach and congratulated him for his new position at the Department of Justice. (01:13:33)

Kathryn Goddard commented on the License Agreement for Symphony of Flowers at Huntington Central Park East. (01:14:31)

Victor Leipzig commented on the License Agreement for Symphony of Flowers at Huntington Central Park East. (01:15:35)

Rick Brown commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (01:16:42)

Natalie Moser commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary, and a License Agreement for Symphony of Flowers at Huntington Central Park East. She was invited to complete a blue card. (01:17:55)

Valentina Bankhead commented on the design of a plaque celebrating the Huntington Beach Public Library's 50th Anniversary. (01:18:55)

COUNCIL COMMITTEE APPOINTMENT ANNOUNCEMENTS — None

AB 1234 REPORTING — None

OPENNESS IN NEGOTIATION DISCLOSURES

Mayor Burns, Mayor Pro Tem McKeon, and Councilmembers Van Der Mark and Williams reported meeting with the Management Employees' Organization (MEO).

CITY MANAGER'S REPORT

8. 25-105 Update on E-Bikes

Acting City Manager Travis Hopkins introduced Lt. Toby Archer who provided a PowerPoint communication titled *Huntington Beach Police Department Report on E-Bikes* with slides entitled: *Suggestions from Council (3), New Additions, Continuing Education/Outreach, By the Numbers (3), Enforcement, and Questions?*

Mayor Pro Tem McKeon and Lt. Archer discussed one situation where a young E-motorcycle driver was booked on a felony for wanton disregard of public safety and the vehicle was impounded for 30 days which triggered impound costs.

CITY TREASURER'S REPORT

9. 25-078 Received and Filed the City Treasurer's Quarterly Investment Report for December 2024

City Treasurer Alisa Backstrom provided a PowerPoint communication titled *Quarterly Investment Report* with slides entitled: *City Treasurer's Mission and Goal, Mission: Preservation and Return of Investments, Goal: Hold Legal & Suitable Investments to meet Objectives; Investment Policy Limits; Allowable Investments; Portfolio Overview as of 12/31/24, Investment Portfolio – Summary; Investment Portfolio – by Sector; Investment Portfolio – by Maturity; Investment Portfolio – Activity; Investment Portfolio – Earnings; Investment Portfolio – Selected Compliance; Additional Information; and Questions?*

Councilmember Kennedy and City Treasurer Backstrom discussed how the City's Investment policy and benchmarks are determined.

A statement was made by Strickland, seconded by McKeon, to receive and file the City Treasurer's Quarterly Investment Report for December 2024, pursuant to Section 18.0 of the Investment Policy of the City of Huntington Beach. A vote was not required.

CITY CLERK'S REPORT

10. 25-084 Presentation on the Safe and Sane Fireworks Stand Application and Lottery Process for 2025

City Clerk Lisa Lane Barnes provided a PowerPoint communication titled *2025 Safe and Sane Fireworks Stand Application and Lottery Process* with slides entitled: *Application Period: March 1 through March*

31; Civic Organizations (5); High School (5); High School (Private); Youth Sports (5); City Foundation/Partnership Organizations (1); and Application Process (2).

CONSENT CALENDAR (Items #11 – #18)

Councilmember Kennedy pulled Items #12 and #13, Mayor Pro Tem McKeon pulled Item #15 and Mayor Burns pulled Item #17 for further discussions.

City Clerk

11. 25-101 Approved and Adopted Minutes

A motion was made by Burns, second Strickland to Approve and adopt the City Council/Public Financing Authority regular meeting minutes of February 4, 2025.

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

12. 25-077 Received and Filed the City Clerk's quarterly listing of professional services contracts filed in the City Clerk's Office between October 1, 2024 and December 31, 2024

Councilmember Kennedy pulled this item to clarify why an emergency event declared in June but repair is not started until September. It was explained the timeframe includes reimbursement of funds paid for the emergency work.

A motion was made by Strickland, second Burns to 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, 2024 and December 31, 2024."

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

Finance

13. 25-111 Approved Fiscal Year 2024/25 Mid-Year Budget Adjustments

Councilmember Kennedy pulled this item to clarify that a consultant was needed after start of the Edinger Avenue Sewer project because of unforeseen results after actual soil testing.

A motion was made by Strickland, second Van Der Mark to approve mid-year budget adjustments to the FY 2024/25 Revised Budget in the funds and by the amounts contained in Attachment 1.

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

Fire

14. 25-104 Approved the Appointment of Mel Williams to the Harbour Commission, as recommended by City Council Liaisons Mayor Burns and Councilmember Van Der Mark

A motion was made by Burns, second Strickland to approve the appointment of Mel Williams to the Harbour Commission through December 31, 2028.

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

Public Works

15. 25-055 Approved and Adopted Resolution No. 2025-02 establishing angled parking on Walnut Avenue between Main Street and 2nd Street and appropriation of funds

For the benefit of the public, Mayor Pro Tem McKeon pulled this item to ask Chau Vu, Public Works Director to provide a PowerPoint communication titled *Approve Resolution No. 2025-02*, with slides entitled *Background, Need/Why/Benefits, Details, Recommendation, and Questions?*

Mayor Pro Tem McKeon noted this project will add \$95,000 annually to the General fund.

A motion was made by Strickland, second Burns to approve and adopt Resolution No. 2025-02, "A Resolution of the City Council of the City of Huntington Beach Approving the Establishment of Angle Parking on Walnut Avenue Between Main Street and 2nd Street;" and, appropriate \$20,000 from the downtown In-Lieu Parking account to Business Unit 30880101 for construction and equipment to establish the recommended parking configuration.

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

16. 25-112 Approved and Authorized execution of Amendment No. 6 to Professional Services Agreement with Biggs Cardosa Associates, Inc. (BCA) to Extend the Contract Term by Three Years

A motion was made by Burns, second Strickland to approve and authorize the Mayor and City Clerk to execute "Amendment No. 6 to Agreement Between the City of Huntington Beach and Biggs Cardosa Associates, Inc. for Bridge Design Services."

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

17. 25-063 Approved License Agreement and Project Specific Maintenance Agreement for the Pelican Harbor Senior Apartments Project at 18431 Beach Boulevard

For benefit of the public, Mayor Burns pulled this item to ask Chau Vu, Public Works Director, to present a PowerPoint communication titled *Pelican Harbor Senior Apartments* with slides entitled: *Background, Location Map, Need/Why/Benefits, Recommendation; and Questions?*

Mayor Burns asked staff to explain funding sources. Huntington Beach provided a \$3M acquisition loan to Jamboree Housing, the project developer, from the Housing Trust Fund which can only be used for affordable housing and federal HOME Funds. It was explained Jamboree Housing had additional multiple funding sources including state, county and a private bank loan to complete funding of this project.

A motion was made by Burns, second Strickland to approve and authorize the Mayor and City Clerk to execute the License Agreement between the City of Huntington Beach and Beach Housing Partners, L.P. (Jamboree Housing, the project developer), to provide maintenance of improvements within State Highway Right-of-Way on State Route 39 (Beach Boulevard) for the Pelican Harbor Senior Apartments project (Attachment 2), and instruct the City Clerk to record the agreement with the Orange County Recorder; and, approve and authorize the Mayor and City Clerk to execute the Project Specific Maintenance Agreement between the City of Huntington Beach and State of California (Caltrans) for improvements within State Highway Right-of-Way on State Route 39 (Beach Boulevard) for the Pelican Harbor Senior Apartments project (Attachment 3).

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

18. 25-073 Adopted Resolution No. 2025-06 approving and adopting the 2023 Water Master Plan (WMP) Update; and, adopted Resolution No. 2025-07 identifying specific projects for Water Capital Facilities expenditures.

A motion was made by Burns, second Strickland to adopt Resolution No. 2025-06, "A Resolution of The City Council of The City of Huntington Beach Approving and Adopting That Certain Report Entitled 'City of Huntington Beach, 2023 Water Master Plan Update'" and adopt Resolution No. 2025-07, "A Resolution of The City Council of The City of Huntington Beach Identifying the Specific Water Projects from The Approved Water Master Plan on Which Capital Facilities Charge Monies and Capital Surcharge Monies Can Be Expended"

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

PUBLIC HEARING

19. 25-088 Continued from February 4, 2025 with Public Hearing open — Continued a Tax Equity and Financial Responsibility Act public hearing and adopted Resolution No. 2025-05 approving, authorizing, and directing execution of a Joint Exercise of Powers Agreement relating to the California Public Finance Authority and approving the Issuance by the California Public Finance Authority of Revenue Bonds in an amount not to exceed \$325,000,000 for Marisol HB, LLC, with no City obligations, as well as a Payment in Lieu of Taxes Agreement

Mayor Burns announced continuation of the public hearing from February 4, 2025.

Acting City Manager Travis Hopkins presented a short verbal staff report to review the item under consideration. Acting City Manager Hopkins noted that in lieu of a personal guarantee, Marisol HB, LLC has offered to put the Payment in Lieu of Taxes (PILOT) agreement in a priority position over the bonds to be issued. (02:03:38)

Mayor Burns confirmed there were no new ex parte disclosures to make on this item.

Councilmembers had no further questions on the project report.

City Clerk Lisa Lane Barnes confirmed there were no public speakers for this Public Hearing.

Pursuant to the Brown "Open Meetings" Act, City Clerk Lisa Lane Barnes announced supplemental communications received by her office following distribution of the Council Agenda packet which were all uploaded to the City's website and Councilmember iPads: *Item #19 (3 email communications)*

Mayor Burns closed the Public Hearing.

Mayor Burns called for Council discussion.

Mayor Pro Tem McKeon and Developer Representative Scott Strusiner discussed the process and expected timing for issuance of the building permits and start of construction. Representative Strusiner noted he made a phone call to Mayor Burns before this meeting.

Councilmember Kennedy briefly reviewed the business history of the Bluhm Family Trust Foundation including industries the Foundation had previously made grants to, in support of his opinion that the developer is a legitimate charitable foundation. He added he believes this project will bring value to Huntington Beach by providing senior housing, and noted the developer did not have to initiate the Payment in Lieu of Taxes (PILOT) agreement.

Mayor Pro Tem McKeon briefly reviewed the history of this project since 2020 when entitlements were approved, and stated his support for the project.

Councilmember Williams noted if the property continues to sit vacant it could be expected to generate approximately \$20,000 in property taxes per year, but the completed project is expected to provide approximately \$250,000 annually in lieu of taxes.

Mayor Pro Tem McKeon added this is an example of a good Joint Power Authority (JPA) agreement that protects Huntington Beach taxpayers as compared to the Elon and Breakwater JPAs.

A motion was made by Burns, second Van Der Mark to continue a public hearing under the requirements of TEFRA and the Internal Revenue Code in consideration of the issuance of tax-exempt bonds by the California Public Finance Authority (CalPFA) for the benefit of Marisol HB, LLC for the acquisition, construction, expansion, remodeling, renovation, improvement, furnishing, and/or equipping of a rental senior living community facility located generally at 2120 Main St., Huntington Beach, CA, 92648, to be known as The Marisol; and adopt Resolution No. 2025-05, "A Resolution of the City Council of the City of Huntington Beach Approving, Authorizing and Directing Execution of a Joint Exercise of Powers Agreement Relating to the California Public Finance Authority and Approving the Issuance by the California Public Finance Authority of Revenue Bonds in an Aggregate Principal Amount Not to Exceed \$325,000,000 to Benefit Marisol HB, LLC and Certain Other Matters Relating Thereto."

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

ADMINISTRATIVE ITEMS

20. 25-102 Approved Alternate Plaque Design presented by Councilmember Van Der Mark the Design of a Plaque Celebrating the Huntington Beach Public Library's 50th Anniversary as Recommended by the Community & Library Services Commission

Ashley Wysocki, Community & Library Services Director, presented a PowerPoint communication with slides entitled *Huntington Beach Public Library, Plaque Rendering Version 1, Plaque Rendering Version 2, Staff Recommendation, and Questions?*

Councilmember Van Der Mark presented another plaque version which she stated took into consideration recommendations made by the public.

Councilmember Williams clarified his perspective that use of Make America Great Again (MAGA) appears to be a problem for some people only because of who most recently said it, not because of the meaning of the words. He noted for the record that the statement he added, "Through hope & change our nation has built back better to the golden era of Making America Great Again!" is compiled from sentiments expressed by Former Presidents Clinton, Obama, and Biden as well as President Trump. It was noted that the cost of this plaque is privately funded, including the purchase of a security spotlight.

A motion was made by McKeon, second Strickland to approve the alternate plaque design submitted by Councilmember Van Der Mark.

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

21. 25-110 Approved and Adopted Resolution No. 2025-08 Appointing Chief Assistant City Attorney Michael J. Vigliotta to the Position of City Attorney for the City of Huntington Beach

Acting City Manager Travis Hopkins introduced this item by explaining the Huntington Beach Charter, Section 312, states that when there is a vacant position for any elected office, the position shall be filled by the City Council.

Mayor Burns, Mayor Pro Tem McKeon, Councilmember Van Der Mark, Councilmembers Twining, Kennedy, Strickland, and Williams each expressed appreciation for the outstanding service provided by Michael Gates during his time of service and congratulated him on his new position with the Department of Justice. They also stated their support for approving Michael Vigliotta as someone with the expertise and background to step into the position.

A motion was made by Burns, second McKeon to appoint Chief Assistant City Attorney Michael J. Vigliotta to the position of City Attorney for the City of Huntington Beach; and, approve and adopt Resolution No. 2025-08, "A Resolution of the City Council of the City of Huntington Beach Setting the Salary Rate and Assigning Certain Benefits for the Appointed City Attorney."

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

22. 25-087 Received and Filed this Report of Effect of Proposed Initiative for Citizen Initiative to Repeal Ordinance No. 4318 by Deleting Huntington Beach Municipal Code Chapter 2.66 - Community-Parent Guardian Review Board for Procurement of Children's Library materials, and Adding Section 2.30.090 - Selection and Use of Library Materials; and Considered Options on How to Proceed

Jennifer Carey, Deputy City Manager, presented a PowerPoint communication addressing Agenda Items #22 and #23 with slides entitled *Report of Effect on Proposed Initiative, Citizen Initiative, Analysis – General Election, Analysis – Special Election, Election Costs, Recommended Action, Questions?*

Councilmember Strickland clarified that the intent of his motion is to receive and file this report, then Council will consult with City Attorney staff to determine if they will call for a general or special election, and within 30 days return with a resolution prepared by staff.

A motion was made by Strickland, second Van Der Mark to receive and file this Report of Effect of Proposed Initiative for citizen initiative, "To Repeal Ordinance No. 4318 by Deleting Huntington Beach Municipal Code Chapter 2.66 - Community-Parent Guardian Review Board for Procurement of Children's Library materials, and Adding Section 2.30.090 - Selection and Use of Library Materials;" and, have staff return within 30 days with a resolution for an election.

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

23. 25-126 Received and Filed this Report of Effect of Proposed Initiative for Citizen Initiative "An Ordinance to Amend the Huntington Beach Municipal Code by Adding New Section 2.30.100, Entitled 'Public Operation of Library Services';" and Considered Options on How to Proceed

Councilmember Strickland clarified the intent of his motion to receive and file this report, then consult with City Attorney staff to determine if they will call for a general or special election.

A motion was made by Strickland, second McKeon to receive and file this Report of Effect of Proposed Initiative for citizen initiative, "An Ordinance to Amend the Huntington Beach Municipal Code by Adding New Section 2.30.100, Entitled 'Public Operation of Library Services';" and, staff to return within 30 days with a resolution for an election.

The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

24. 25-017 Approved and authorized the execution of a License Agreement between the City of Huntington Beach and Flowers of the Sky Entertainment, LLC, for the management and operation of the Symphony of Flowers at Huntington Central Park East located at 18381 Goldenwest Street.

Acting City Manager Travis Hopkins introduced Ashley Wysocki, Director of Community & Library Services, who presented a PowerPoint communication titled *Symphony of Flowers*, with slides entitled *Statement of Issue, Contract Term and Fees, Contract Details — Symphony (2), Contract Details — City, Financial Impact, Environmental Status, Recommended Action, and Questions?*

Councilmember Strickland stated that when he served as Mayor he received many requests for more cultural events and family entertainment opportunities to increase revenue. He believes this event will produce at least \$1M through ticket sales and parking fees, and noted an extensive Environmental Impact Review (EIR) was completed.

Mayor Pro Tem McKeon reviewed the fact that recurring expenses exceed recurring revenue, and it is time to resolve this budget issue by analyzing expenses for every department and looking for new sources of income. He reiterated that the Environmental Impact Report (EIR) shows that no nature or wildlife will be disturbed through this proposed event and the contract ensures the park will be maintained, preserved and protected.

Mayor Pro Tem McKeon expressed his dismay that a volunteer group that for years has worked collaboratively directly with City staff and Councilmembers to enhance Central Park has chosen to publicly post their questions and concerns even after what appeared to be a very amenable and productive meeting with Councilmembers, City staff and Symphony of Flowers Director. These actions create division rather than respectful and honest dialogue for collaboration and exploration of successful ways to increase revenue.

Councilmember Kennedy explained that the City has the right to cancel this event after the first year if expectations are not met and described some of the ways Councilmembers increased benefits for the City while negotiating terms. He stated his support for an event he expects to be beneficial for Huntington Beach and acknowledged that change is sometimes difficult.

Councilmember Twining explained his skepticism when this event was initially presented but as he researched reasons for not supporting, sought out his own answers, and saw the changes made that benefit Huntington Beach during the negotiation process, he is now a strong supporter. He noted that the agreement contains a 30-day right of cancellation which can be exercised after the first year.

Mayor Burns noted, for the benefit of the public speakers who stated they wanted to read the contract and EIR, that those documents were available on-line as part of the meeting agenda. He also shared his initial opposition to this event. He added that Councilmember Williams should be commended for his negotiation in successfully addressing initial concerns.

Councilmember Williams shared he initially had the same concerns that were verbalized by many public speakers at this meeting, but as he directed his concerns to the Event Producer he learned the facts and realized mitigation factors were included to address each concern. He noted that two environment loving biologists, Samanda French and Florence Chen, were boots-on-the-ground on October 25, 2024, to survey approximately 49 acres of the area surrounding the event location to determine the impact on all wildlife and vegetation. He added that on-going inspections will take place just before the event commences, as well as during the event, to ensure no negative impacts exist for bird nests or other wildlife or vegetation. He clarified this event utilizes two percent (2%) of Central Park which leaves 98% open for everyone to enjoy.

Councilmember Williams continued by sharing projections for potential City revenue from this event from ticket sales. Parking fees, above and beyond the baseline payment of \$50,000, will be used for normal repair of fountains and park irrigation. He added this is a family-friendly event that he expects will

continue for years, and the agreement includes a 30-day cancellation clause after the first season if it does not live up to expectations.

Councilmember Van Der Mark shared various details to address resident and Central Park Collaborative volunteer concerns. She noted City Council's focus on finding creative methods to increase revenue without raising taxes to balance the budget. She shared that more public/private partnerships could be pursued if this effort, which has her support, is successful.

A motion was made by Strickland, second Burns to approve and authorize the Mayor and City Clerk to execute a License Agreement Between the City of Huntington Beach and Flowers of the Sky Entertainment, LLC, for the management and operation of Symphony of Flowers at Huntington Central Park East; and, approve Addendum to the Final Master Environmental Impact Report (FMEIR) for Master Plan of Recreation Uses for Central Park, City of Huntington Beach, California - Symphony of Flowers Project (Certified 1999 FMEIR 1999) (State Clearinghouse No. 97091007) as adequate and complete in accordance with the California Environmental Quality Act requirements.


The motion carried by the following roll call vote:

AYES: Twining, Kennedy, McKeon, Burns, Van Der Mark, Strickland, and Williams
NOES: None

ADJOURNMENT — at 9:10 PM a motion by Van Der Mark, with a second by Burns, to adjourn to the next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority on Tuesday, March 4, 2025, 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>



City Clerk and ex-officio Clerk of the City Council
of the City of Huntington Beach and Secretary of
the Public Financing Authority of the City of
Huntington Beach, California

ATTEST:



City Clerk-Secretary



Mayor-Chair