



AGENDA

City Council/Public Financing Authority Regular Meeting

Monday, April 5, 2021 at 5:00 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, April 5, 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 Comments 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, or City.Council@surfcity-hb.org. Supplemental Communications are public record, and if received by 2:00 PM on Monday, April 5, 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.

5:00 PM - VIRTUAL LOCATION

CALL TO ORDER

ROLL CALL

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

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

PUBLIC COMMENTS PERTAINING TO CLOSED SESSION ITEM (3 Minute Time Limit) - Anyone wishing to provide a comment on a 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.

RECESS TO CLOSED SESSION

CLOSED SESSION

1. [21-286](#) **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION. Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) of Section 54956.9: Number of cases, one (1).**

6:00 PM – COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

ROLL CALL

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

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.

2. [21-120](#) **Rev. Steve Wright of St. Peter's by the Sea Presbyterian Church and member of the Greater Huntington Beach Interfaith Council**

CLOSED SESSION REPORT BY CITY ATTORNEY

AWARDS AND PRESENTATIONS

3. [21-287](#) Mayor Carr to call on Victoria Albery to present the “Adoptable Pet of the Month”
4. [21-288](#) Mayor Carr to announce the City’s Participation in the 10th Annual Wyland National Mayor’s Challenge for Water Conservation from April 1-30, 2021
5. [21-278](#) Mayor Carr to present a proclamation recognizing April as Sexual Assault Awareness Month
6. [21-294](#) Mayor Carr to honor Cesar Chavez Day (March 31) with Oak View Comunidad

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). Speakers will be provided a 15-minute window to raise their hands, and prompted to speak when the Clerk announces their name or the last three digits of their phone number. The Public Comment process will only be active during designated portions of the agenda (Public Comments and/or Public Hearing). 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

7. [21-279](#) HB Homeless Solutions Update

CONSENT CALENDAR

8. [21-262](#) Approve and Adopt Minutes

Recommended Action:

A) Approve and adopt the City Council/Public Financing Authority regular meeting minutes dated March 15, 2021, as written and on file in the office of the City Clerk; and

B) Approve and adopt the City Council special meeting minutes dated March 29, 2021, as written and on file in the office of the City Clerk.

9. [21-204](#) **Approve the West Orange County Water Board (WOCWB) proposed budget for Fiscal Year 2021/22, with the City of Huntington Beach amount of \$1,048,936**

Recommended Action:

Approve the WOCWB Proposed budget for Fiscal Year 2021/22, with the City of Huntington Beach amount of \$1,048,936.

10. [21-277](#) **Consider Positions on Legislation Pending before the State Legislature, as recommended by the Intergovernmental Relations Committee (IRC)**

Recommended Action:

A) Approve a City position of Oppose on Assembly Bill 339 (Lee) - State and local government: open meetings; and/or,

B) Approve a City position of Support on Assembly Bill 361 (Rivas) - Open meetings: local agencies: teleconferences; and/or,

C) Approve a City position of Support on Assembly Bill 703 (Rubio) - Open meetings: local agencies: teleconferences; and/or,

D) Approve a City position of Watch on Senate Bill 6 (Caballero) - Local planning: housing: commercial zones.

11. [21-254](#) **Approve the 2020 Housing Element Annual Progress Report (APR) and forward to the California Department of Housing and Community Development (HCD) and Governor's Office of Planning and Research (OPR)**

Recommended Action:

Approve the 2020 Housing Element Progress Report and forward to the California Department of Housing and Community Development and Governor's Office of Planning and Research.

12. [21-235](#) **Adopt Resolution No. 2021-21 designating the Chief Financial Officer,**

the City Treasurer, the Assistant Chief Financial Officer, 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. 2021-21, "A Resolution of the City Council of the City of Huntington Beach Authorizing the Manual and/or Facsimile Signatures of the Chief Financial Officer, City Treasurer, Assistant Chief Financial Officer, and Finance Manager-Treasury as Persons Authorized to Execute Financial Transactions in the Name of the City of Huntington Beach."

13. [21-261](#) **Adopt Resolution No. 2021-22 declaring Weeds and Rubbish a nuisance on specific properties and fixing May 3, 2021, at 6:00pm for hearing protests and objections to the abatement thereof**

Recommended Action:

Adopt Resolution No. 2021-22, "A Resolution of the City Council of the City of Huntington Beach Finding and Declaring That Certain Weeds Growing in the City, and Rubbish and Refuse Deposited on Public Ways and Private Property are a Public Nuisance; and Fixing the Time for Hearing Protests and Objections to the Abatement Thereof."

14. [21-258](#) **Adopt Resolution No. 2021-23 authorizing the submission of grant applications and ongoing grant management for certain recycling, reuse, and recycled content product grants funded by California Department of Resources, Recycling, and Recovery (CalRecycle)**

Recommended Action:

Adopt Resolution No. 2021-23, "A Resolution of the City Council of the City of Huntington Beach Authorizing Submittal of Application(s) for All CalRecycle Grants for Which the City of Huntington Beach Is Eligible."

15. [21-203](#) **Approve and authorize execution of Professional Services Contracts for On-Call Water, Wastewater, and Stormwater Engineering Consulting Services with GHD, Inc., Hunsaker & Associates, Inc., Michael Baker International, Inc., and Tetra Tech, Inc.**

Recommended Action:

A) Approve and authorize the Mayor and City Clerk to execute \$1,000,000 Professional Services Contract between the City of Huntington Beach and GHD, Inc., for On-Call Water Engineering, Wastewater Engineering, and Stormwater Engineering Consulting Services; and,

B) Approve and authorize the Mayor and City Clerk to execute \$1,000,000 Professional

Services Contract between the City of Huntington Beach and Hunsaker & Associates Inc., for On-Call Water Engineering, Wastewater Engineering, and Stormwater Engineering Consulting Services; and,

C) Approve and authorize the Mayor and City Clerk to execute \$1,000,000 Professional Services Contract between the City of Huntington Beach and Michael Baker International Inc., for On-Call Water Engineering, Wastewater Engineering, and Stormwater Engineering Consulting Services; and,

D) Approve and authorize the Mayor and City Clerk to execute \$1,000,000 Professional Services Contract between the City of Huntington Beach and Tetra Tech, Inc. for On-Call Water Engineering, Wastewater Engineering, and Stormwater Engineering Consulting Services.

16. [21-222](#) **Approve and authorize execution of an amendment to the contract between the City of Huntington Beach and West Coast Code Consultants, Inc., for professional As-Needed Building Plan Review Services in the amount of \$164,000**

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 West Coast Code Consultants, Inc. for Building Plan Review Services;" from \$200,000 to \$364,000, as approved by the City Attorney (Attachment No. 1).

17. [21-224](#) **Approve and authorize execution of an amendment to the contract between the City of Huntington Beach and CSG Consultants, Inc., for professional inspection services in the amount of \$85,000**

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 CSG Consultants, Inc., for Building Staffing Services;" an increase from \$562,500 to \$647,500, as approved by the City Attorney (Attachment No. 1).

PUBLIC HEARING

When the Mayor opens the Public Hearing, individuals wishing to provide a comment 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). Speakers will be provided a 15-minute window to raise their hands, and 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.

18. [21-255](#) **Adopt Resolution No. 2021-15 to approve Zoning Text Amendment (ZTA) No. 21-001 regarding Alcohol Sales and Service in the Beach and Edinger Corridors Specific Plan (BECSP)**

Recommended Action:

PLANNING COMMISSION AND STAFF RECOMMENDATION:

A) Find that Zoning Text Amendment (ZTA) No. 21-001 is within the scope of the BECSP Program Environmental Impact Report No. 08-008 certified by the Planning Commission on December 8, 2009. In accordance with CEQA Guidelines Sections 15162 and 15163, no subsequent or supplement to the EIR need be prepared for this ZTA and no further environmental review or documentation is required (Attachment No. 1).

B) Approve Zoning Text Amendment No. 21-001 with findings (Attachment No. 1) and adopt Resolution No. 2021-15, "A Resolution of the City Council of the City of Huntington Beach Approving an Amendment to the Beach and Edinger Corridors Specific Plan (SP 14) (Zoning Text Amendment No. 21-001)" (Attachment No. 2).

ADMINISTRATIVE ITEMS

19. [21-263](#) **Adopt Resolutions No. 2021-25 and 2021-26 approving Side Letter Agreements to modify the Memorandum of Understandings (MOU) between the City and the Huntington Beach Municipal Teamsters (HBMT) and Management Employees' Organization (MEO) through December 31, 2021**

Recommended Action:

A) Adopt Resolution No. 2021-25, "A Resolution of the City Council of the City of Huntington Beach Amending the Memorandum of Understanding (MOU) Between the City and the Huntington Beach Municipal Teamsters (HBMT) by Adopting the Side Letter of Agreement;" and,

B) Adopt Resolution No. 2021-26, "A Resolution of the City Council of the City of Huntington Beach Amending the Memorandum of Understanding (MOU) Between the City and the Management Employees' Organization (MEO) by Adopting the Side Letter of Agreement."

20. [21-274](#) **Approve and accept the California Office of Emergency Services (Cal OES) Violence Against Women Act Grant (LE20046860) to the City of Huntington Beach for the 2021 calendar year; authorize the Chief of Police to execute documents; approve appropriations; and,**

amend the Professional Services Listing to include provided domestic violence services

Recommended Action:

- A) Accept the grant between the State of California, Governor's Office of Emergency Services, and the City of Huntington Beach; and,
- B) Assign authority to the Chief of Police as the official to execute and sign for the award and to approve amendments and extensions; and,
- 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) Amend the Professional Services Listing to include provided domestic violence services.

COUNCILMEMBER ITEMS

21. [21-289](#) **Submitted by Mayor Carr and Councilmember Kalmick - The City of Huntington Beach Denounces All Hate Crimes and Reaffirms Its Commitment To Safety and Inclusivity For All**

Recommended Action:

Adopt this declaration to denounce all hate crimes and reaffirm the City's commitment to safety and inclusivity for all.

22. [21-291](#) **Submitted by Mayor Pro Tem Ortiz - Consider directing staff to develop procedures to facilitate Ticketed, Stand-Alone Musical Entertainment Events at appropriate City venues**

Recommended Action:

I recommend that the City Council direct staff to develop and bring back for review new procedures to facilitate ticketed, stand-alone musical entertainment events at certain appropriate City venues.

23. [21-290](#) **Submitted by Councilmembers Mike Posey and Natalie Moser - Direct staff to develop Municipal Code adjustments to revise existing E-Bike Use Regulations on the City's Beach Path**

Recommended Action:

We recommend that the City Council direct staff to develop for consideration an overall beach path safety management plan that would include updated municipal code language

allowing the use of e-bikes, coupled with other regulatory, infrastructure, and speed enforcement plans.

24. [21-292](#) **Submitted by Councilmember Kalmick - The City of Huntington Beach Denounces Any Movements Promoting White Supremacy Within Its Community**

Recommended Action:

Adopt this Declaration of the City Council to denounce any movements promoting or supporting White Supremacy within our community.

25. [21-293](#) **Submitted by Councilmember Moser - Consider Cosponsoring a Virtual Event on April 11 with Orange County Human Relations, and directing staff to coordinate a Diversity, Equity and Inclusion Event at Central Park on April 18**

Recommended Action:

I recommend that the City Council:

- Serve as an official co-sponsor of the virtual event being hosted by OC Human Relations on April 11, 2021.
- Direct staff to develop an outdoor event focused on diversity, equity, and inclusion at Central Park on April 18, 2021.

COUNCILMEMBER COMMENTS (Not Agendized)

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Monday, April 19, 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>