

Minutes

City Council/Public Financing Authority Regular Meeting and Special Meeting of the Housing Authority City of Huntington Beach

Tuesday, June 20, 2023
4:00 PM — Council Chambers
6:00 PM — Council Chambers
Civic Center, 2000 Main Street
Huntington Beach, California 92648

A video recording of the 4:00 PM and 6:00 PM portions of this meeting
is on file in the Office of the City Clerk, and archived at
www.surfcity-hb.org/government/agendas/

4:00 PM — COUNCIL CHAMBERS

CALLED TO ORDER — 4:01 PM

ROLL CALL

Present: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns
Absent: None

CITY COUNCILMEMBER COMMENTS (3-Minute Time Limit)

Councilmember Bolton expressed deep concerns about public accusations directed at City librarians and staff related to Agenda Item No. 18 and the housing, display, and distribution of pornography and obscenity in our public libraries. Noting that examples of reading material being described as “obscene” seem to address LGBTQ topics, the agenda item itself actually points out that “Federal law strictly prohibits distribution of obscene matter to minors,” which makes it questionable the that our public libraries have been violating federal obscenity laws for so many years.

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

PUBLIC COMMENTS PERTAINING TO CLOSED SESSION ITEMS (3-Minute Time Limit) — None.

MAYOR’S CLOSED SESSION ANNOUNCEMENT: For Item #2, Labor Negotiations — Police Management Association (PMA).

RECESSED TO CLOSED SESSION — 4:04 PM

A motion was made by Burns, second McKeon, to recess to Closed Session for Items 1 — 3.

CLOSED SESSION

1. **23-528 CONFERENCE WITH LEGAL COUNSEL — ANTICIPATED LITIGATION (Gov. Code section 54956.9(d)(2).):** Number of matters: One (1).

2. **23-520 CONFERENCE WITH LABOR NEGOTIATORS (Gov. Code section 54957.6.)** Agency designated representatives: Al Zelinka, City Manager, and Peter Brown, Chief Negotiator; also in attendance: Jose Rodriguez, Human Resources Manager; Theresa St Peter, Interim Director of Human Resources; Travis Hopkins, Assistant City Manager; Michael E. Gates, City Attorney; Eric Parra, Chief of Police; and Sunny Han, Acting Chief Financial Officer. Employee Organization: Police Management Association (PMA).

3. **23-519 PUBLIC EMPLOYEE PERFORMANCE EVALUATION:** Pursuant to Government Code §54957 for performance evaluation of the City Manager.

6:00 PM — COUNCIL CHAMBERS

RECONVENED CITY COUNCIL/PUBLIC FINANCING AUTHORITY REGULAR MEETING AND CALLED TO ORDER A SPECIAL MEETING OF THE HOUSING AUTHORITY — 6:01 PM

ROLL CALL

Present: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns
Absent: None

PLEDGE OF ALLEGIANCE — Led by Mayor Pro Tem Van Der Mark.

INVOCATION

4. 23-508 Huntington Beach Police Chaplain James Pike

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.

CLOSED SESSION REPORT BY CITY ATTORNEY — None.

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

Pursuant to the Brown "Open Meetings" Act, City Clerk Robin Estanislau announced supplemental communications received by her office following distribution of the Council Agenda packet, that were uploaded to the City's website and Councilmember iPads prior to the start of the meeting:

City Attorney's Report Item #5 (1 PowerPoint communication, 1 email communication); Administrative Items #15 (4 email communications); Councilmember Items #18 (1 PowerPoint communication, 621 email communications); and Item #19 (110 email communications).

PUBLIC COMMENTS (3-Minute Time Limit) — 117 Speakers

The number [hh:mm:ss] following the speakers' comments indicates their approximate starting time in the archived video located at <http://www.surfcity-hb.org/government/agendas>.

Brenda Glim, a long-time Huntington Beach homeowner, was called to speak and thanked Huntington Beach First Responders for their prompt response, professionalism, and skill on the night her husband experienced a sudden cardiac arrest. Ms. Glim also stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (00:11:46)

Shirley Dettloff, a resident of Huntington Beach since 1964 and one of the authors of the Human Dignity Statement, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL). (00:14:49)

Unnamed Guest was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (00:17:46)

Laura Aydelotte, a resident of Huntington Beach who grew up here, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL). (00:20:46)

Kelly Jones, representing State Senator Dave Min's Office, was called to speak and read Senator Min's statement of opposition to Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL). (00:23:52)

Gloria Lurie, a 36-year resident of Huntington Beach and retired teacher, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (00:25:51)

Cathey Ryder, a resident of Huntington Beach since 1985, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL), and her support for Item #19 denouncing hate in Huntington Beach. (00:27:05)

Diane Bentley, a 22-year resident of Huntington Beach, tutor in the Adult Literacy Program, and Friends of the Huntington Beach Library member, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL). (00:30:17)

Ian Mason was called to speak stated opposition to Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL). (00:32:42)

Karen Jackle was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL). (00:36:20)

Joanne was called to speak stated support for Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL). (00:37:04)

Laszlo Lak was called to speak stated support for Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL). (00:38:49)

Pat Goodman was called to speak and shared opinions regarding Public Hearing Item #14 relating to options for funding the Navigation Center; stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL); and stated support for Item #19 denouncing hate in Huntington Beach. (00:41:47)

Kathie Schey was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL). (00:44:40)

Andrew Einhorn, a long-time resident of Huntington Beach, was called to speak and asked that Councilmembers cease protecting one of their peers for their past hate speech and establish an independent committee to review the allegations. He also stated his opposition to Councilmember Items #18 regarding selection, display and circulation of Library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (00:46:50)

JoAnn Arviza, a 50-year resident of Huntington Beach, was called to speak and read a letter on behalf of Former Mayor and Councilmember Debbie Cook, that stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (00:49:53)

Sue Welfringer was called to speak stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL) (00:52:50)

Tony Daus, a 28-year resident of Huntington Beach, was called to speak stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (00:55:29)

Carol Daus, 28-year resident of Huntington Beach and Friends of the Huntington Beach Library volunteer, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (00:56:17)

Jeanne Paris, a 27-year resident of Huntington Beach, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and stated opposition to Item #19 denouncing hate in Huntington Beach. (00:59:36)

Delaine Bailey, a 9-year resident of Huntington Beach, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:02:43)

Steve Quinn was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:06:29)

Mayor Strickland called for a ten-minute recess to consult with Police Chief Parra and ensure continued public safety for this meeting. (01:08:23)

When reconvened, Mayor Strickland announced that only those called to speak may be in the area behind the podiums, and any signage brought by a speaker may be displayed at the time they are providing comments at the podium. (01:16:20)

Steve Quinn completed his remarks in support of Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), after the short recess. (01:17:03)

Patti Pappas, a 43-year+ resident of Huntington Beach and former educator, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:17:59)

Ceason Baker was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:21:15)

Ann Palmer, a 30+ year resident of Huntington Beach, and Friends of the Huntington Beach Library member, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:23:52)

Elana K Arnold, Best Selling Author of books for children and teens, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:27:39)

T.J. England, a resident of Huntington Beach since 1967 and Former Army Nurse, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:31:05)

Larry Hersh was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:32:36)

Unnamed Guest was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:35:48)

Betty Kanne, a long-time Huntington Beach resident, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:39:31)

Allie Plum, a resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and stated support for Item #19 denouncing hate in Huntington Beach. (01:42:20)

Barbara Richardson, a resident of Huntington Beach since 1973, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:45:01)

Shaheer Quader, a resident of Huntington Beach for over 40 years, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:48:16)

Richard Kelly, a 54-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:51:27)

Gary Casamento, a 40-year Huntington Beach homeowner, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:54:47)

Leslie Casamento, a 30-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (01:58:03)

Jignesh Padniar was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:00:06)

Laura Rocha, a 25-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:03:19)

Wendy Rincon, a life-long resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:07:00)

Sydney Rincon, a life-long resident, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:09:59)

Lisa Musil, a 20+-year resident of Huntington Beach, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:13:08)

Stephanie Camacho-Van Dyke, LGBTQ Center—OC Director of Advocacy and Education, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:16:20)

Martha Elliott, a 32-year Huntington Beach homeowner, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:17:58)

Sarah McCourt was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:21:11)

Rabbi Stephen Einstein was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Items #19 denouncing hate in Huntington Beach. (02:24:27)

Mark Dixon, a 51-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (02:27:33)

"Skywalker" was called to speak and shared titles of books that he believes are brainwashing people to support the radical left agenda. (02:29:21)

Valentina Bankhead, a resident of Huntington Beach, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:32:32)

Laury Creyaufmiller, a resident of Huntington Beach since 1979, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:36:44)

Melanie Bergeland, a 37+-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:40:00)

Luanne Nichols Shoup was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and opposition to Item #19 denouncing hate in Huntington Beach. (02:41:54)

Avery Counts, a resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (02:45:07)

Kylie Bruce, a life-time resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:47:49)

Chris Kluwe, a 15-year Huntington Beach resident, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (02:50:52)

Hannah Cole, a 4-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (02:54:11)

Libby F was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (02:57:26)

Alexandra Winnik, alumna of Edison High School, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (03:00:39)

Amory Hanson was called to speak and stated support for Consent Calendar Item #8 regarding on-call video production services for a two-year contract term. (03:03:49)

Susan Claudius was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:04:37)

Heidi Barlow was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:06:42)

Honie Abramowicz, 45+-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (03:09:24)

Laura Steingold, a 40-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:12:51)

Carin Meister was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:15:25)

Unnamed Guest was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:18:37)

Nicholas Radtke, an 8-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:21:52)

Susan Wexler, a 42-year resident of Huntington Beach, retired high school teacher and Library Volunteer, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:25:00)

Leslie Golson, a 30-year Huntington Beach resident and retired teacher, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:27:17)

Randy Kokal, a 30-year Huntington Beach resident and Former Huntington Beach Planning Commissioner, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (03:30:05)

Bryson Miller, a resident of Huntington Beach, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:34:30)

Scott Malabarba, a 20-year Huntington Beach resident, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:37:41)

Melanie Tioleco-Cheng, a resident of Huntington Beach, was called to speak and read her 18-year-old daughter's statement of opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:40:47)

Nora Pedersen, a 35-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (03:43:50)

Roy C. McCord, a long-time resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:45:54)

Andreas Georgi, a 25-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (03:49:03)

Russ Neal, a resident of Huntington Beach, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and in opposition to Item #19 denouncing hate in Huntington Beach. (03:50:51)

Harika Kayi, a 21-year Huntington Beach resident, was called to speak and stated support for Councilmember Items #19 denouncing hate in Huntington Beach. (03:53:33)

Dana Lee, a life-long resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (03:56:48)

Nick McLachlan, a Huntington Beach resident, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (03:58:24)

Bethany Webb, a 45-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:01:37)

Buffy Channel, a 34-year resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (04:03:53)

Jeanne Farrens was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:08:04)

Arthur Estrada was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:11:20)

Kane Durham was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (04:13:23)

Heidi Vea was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:16:17)

Paula Schaefer, a resident of Huntington Beach, was called to speak and stated opposition to proposed Resolution No. 2023-24's plan to add three attorneys to the City Attorney's Office, and opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:19:28)

Kathryn Goddard was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (04:22:33)

Terry Rose was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (04:25:17)

Dina Chavez, a long-time resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:28:32)

Cooper Carrasco, a life-time resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (04:32:20)

Unnamed Guest, a 36-year Huntington Beach homeowner and a school librarian, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:35:27)

Brian Veal, a resident of Huntington Beach, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:38:47)

Unnamed Guest was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:41:26)

Unnamed Guest was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (04:44:35)

Unnamed Guest was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:48:37)

Kathleen Johnson, Huntington Beach resident and Law Professor, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (04:49:26)

Alicia Tan, Huntington Beach Public Library Intern, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:52:41)

Julie Evans, Huntington Beach resident and Public School Teacher, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (04:55:35)

At 10:59 PM, a motion was made by Mayor Strickland, second McKeon, to continue the meeting past the hour of 11:00 PM. (04:58:51)

Alethea Veal, Huntington Beach High School student, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (04:59:49)

Suzanne Hart, Retired School Teacher and Huntington Beach Public Library Volunteer, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:02:31)

Tim Geddes, a 40-year Huntington Beach resident and former teacher, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Councilmember Items #19 denouncing hate in Huntington Beach. (05:04:15)

Jessamyn Garner, resident of Huntington Beach and OC Pride Board Member, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library

books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (05:07:20)

Paul Horgan was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (05:10:31)

Christine Padesky, a 40+-year resident of Huntington Beach and Licensed Clinical Psychologist, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL), and support for Item #19 denouncing hate in Huntington Beach. (05:14:56)

Vel Savalle was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:18:14)

Mike B., long-time resident and school teacher, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:20:44)

Tom Dillman, Huntington Beach resident and Gulf War Veteran, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:23:58)

Linda, a long-time resident, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:26:51)

Dr. Linda MacDonell, Former Huntington Beach Public Library Board Member and Former Human Relations Task Force Member, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:30:04)

Joyce Riley was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL) (05:31:35)

Jeanne Goodin, a long-time resident of Huntington Beach and Retired Teacher, was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:33:06)

Unnamed Guest was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:35:44)

Unnamed Guest was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:39:43)

Unnamed Guest was called to speak and stated support for Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL) (05:42:12)

Eva Rains, a resident of Huntington Beach and Edison High School graduate, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:45:20)

Jennifer Rojas, a resident of Huntington Beach, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:48:37)

Dougan Be X, a two-year resident of Huntington Beach and Combat Veteran, was called to speak and stated opposition to Councilmember Items #18 regarding selection, display and circulation of library books and other materials within Huntington Beach Public Libraries (HBPL). (05:51:09)

Unnamed Guest was called to speak and shared opinions related to recent City Council decisions that he believes could potentially place the City of Huntington Beach into bankruptcy. (05:54:17)

COUNCIL COMMITTEE APPOINTMENT ANNOUNCEMENTS

Mayor Strickland announced the appointment of Councilmember Burns as his replacement on the West Orange County Water Board, and removed Councilmember McKeon and added himself to the Sister City Association.

AB 1234 REPORTING — None.

OPENNESS IN NEGOTIATION DISCLOSURES — None.

CITY MANAGER'S REPORT — None.

CITY ATTORNEY'S REPORT

5. 23-531 City Attorney's Update on the Community Prosecutor Program

City Attorney Michael Gates presented a PowerPoint communication titled *Community Prosecutor Program Update* with slides entitled: *History of the Community Prosecutor Program (3); Program Goals; Success of the Community Prosecutor Program; Common State Crimes California Penal Codes; Ex. Theft; Ex. Vandalism; Ex. Public Intoxication; Ex. Resisting Arrest; Huntington Beach Municipal Code; Diversionary Programs (2); Ex. Homeless Outreach (2); and Case Load Statistics May 1, 2022 - June 15, 2023.*

Councilmember Kalmick asked for year-over-year statistics for the last 5 years. City Attorney Gates noted there would be anomalies during the time of COVID-19.

Councilmember Bolton and City Attorney Gates discussed how hate crimes are handled, and noted that generally speaking cases with a lot of witnesses or evidence usually stay with the District Attorney for chain of custody reasons.

CONSENT CALENDAR

City Clerk

6. 23-509 Approved and Adopted Minutes

A motion was made by Kalmick, second Van Der Mark to approve and adopt the City Council/Public Financing Authority regular meeting minutes of June 6, 2023; and approve and adopt the City Council/Public Financing Authority special meeting minutes of June 13, 2023.

The motion carried by the following roll call vote:

AYES: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns
NOES: None

City Manager

7. 23-495 Approved the re-appointments of KC Fockler, Kathleen McGowan, Bud Benneman, Joan Siegal, and Eric Bornstein to the Environmental & Sustainability Board as recommended by City Council Liaisons Bolton and Moser

A motion was made by Kalmick, second Van Der Mark to approve the re-appointment of the following current ESB members: KC Fockler and Kathleen McGowan for a 2-year term of July 1, 2023 through June 30, 2025; Bud Benneman, Joan Siegal, and Eric Bornstein for a 4-year term of July 1, 2023 through June 30, 2027.

The motion carried by the following roll call vote:

AYES: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns
NOES: None

8. 23-503 Approved and authorized execution of Professional Services Contracts with Dorado Creative, Inc., Tripepi Smith and Associates, and Marketworks for On-Call Video Production Services for a two-year contract term

A motion was made by Kalmick, second Van Der Mark to approve and authorize the Mayor and City Clerk to execute, "Professional Services Contract Between the City of Huntington Beach and Dorado Creative, Inc. for On-Call City of Huntington Beach Video Production Services"; and/ or approve and authorize the Mayor and City Clerk to execute, "Professional Services Contract Between the City of Huntington Beach and Tripepi Smith and Associates for On-Call City of Huntington Beach Video Production Services"; and/ or approve and authorize the Mayor and City Clerk to execute, "Professional Services Contract Between the City of Huntington Beach and Marketworks for On-Call City of Huntington Beach Video Production Services."

The motion carried by the following roll call vote:

AYES: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns
NOES: None

Community and Library Services

9. 23-459 Approved reappointments to the Historic Resources Board (HRB), with terms to expire June 30, 2027, as recommended by City Council Liaisons, Van Der Mark and Burns

A motion was made by Kalmick, second Van Der Mark to approve the reappointments of Susan Nguyen, David Wentworth, Sr., and Joseph Santiago for an additional term to the Historic Resources Board, effective July 1, 2023 through June 30, 2027.

The motion carried by the following roll call vote:

AYES: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns

NOES: None

Public Works

10. 23-455 Accepted the lowest responsive and responsible bid, approved appropriations, and authorized execution of a construction contract with All American Asphalt in the amount of \$1,559,316 for the Saybrook Lane Rehabilitation Project, CC-1690.

A motion was made by Kalmick, second Van Der Mark to accept the lowest responsive and responsible bid submitted by All American Asphalt in the amount of \$1,559,316.00, and; authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney.

The motion carried by the following roll call vote:

AYES: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns

NOES: None

11. 23-467 Approved and authorized execution of a Cooperative Agreement with the Orange County Flood Control District for the East Garden Grove—Wintersburg Channel Flood Wall Improvements at Warner Avenue, Springdale Street, and Edwards Street Bridges

A motion was made by Kalmick, second Van Der Mark to approve and authorize the Mayor and City Clerk to execute "Cooperative Agreement between Orange County Flood Control District and City of Huntington Beach for Funding, Construction, and Maintenance of the East Garden Grove—Wintersburg Channel (C05) Bridges at Warner Avenue, Springdale Street, and Edwards Street Improvements Project."

The motion carried by the following roll call vote:

AYES: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns

NOES: None

12. 23-478 Accepted bid and authorized execution of a construction contract with Elecnor Belco Electric, Inc., in the amount of \$308,008, for the construction of a traffic control signal at the Heil Avenue Fire Station (5891 Heil Avenue) (CC-1673)

A motion was made by Kalmick, second Van Der Mark to accept the lowest responsive and responsible bid submitted by Elecnor Belco Electric, Inc., in the amount of \$308,008; appropriate \$68,827 of

undesignated Traffic Impact Fee balance to Traffic Impact Fee account 20690020.82700; and, authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney.

The motion carried by the following roll call vote:

AYES: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns
NOES: None

- 13. 23-482 Adopted Resolution No. 2023-22 concerning the status and update of the Local Signal Synchronization Plan (LSSP) for the Measure M2 Program; adopted Resolution No. 2023-29 concerning the status and update of the Circulation Element and Mitigation Fee Program for the Measure M2 Program; and adopted a 7-Year Capital Improvement Program for the Fiscal Years 2023/24 through 2029/30 for compliance with the renewed Measure M eligibility requirements**

A motion was made by Kalmick, second Van Der Mark to adopt Resolution No. 2023-22, "A Resolution of the City Council of the City of Huntington Beach Concerning the Update of the Local Signal Synchronization Plan for the Measure M (M2) Program"; adopt Resolution No. 2023-29, "A Resolution of the City Council of the City of Huntington Beach Concerning the Status and Update of the Circulation Element, and Mitigation Fee Program for the Measure M (M2) Program"; and adopt the 7-year Capital Improvement Program (Fiscal Years 2023/24 through 2029/30) included as Attachment #4 for compliance with the renewed Measure M eligibility requirements.

The motion carried by the following roll call vote:

AYES: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns
NOES: None

PUBLIC HEARING

- 14. 23-521 *CONTINUED to June 26, 2023 at 5:00 PM with Public Hearing open* — Request to Consider Adopting Resolution No. 2023-24 to Adopt a Budget for the City for Fiscal Year 2023/2024 and Authorize the Corresponding Appropriation and Transfer of \$4.9 Million of AES Reserves and \$3.9 Million of Equipment Replacement Reserves and Return to a 12-year Paving Cycle; Resolution No. 2023-25 Establishing the Gann Appropriation Limit for Fiscal Year 2023/2024; Resolution No. 2023-23 Levying a Retirement Property Tax for Fiscal Year 2023/2024 to Pay for Pre-1978 Employee Retirement Benefits; Resolution No. 2023-27 Amending the City's Classification Plan by Adding the Classifications of Graphic Designer, Multimedia Officer, and Municipal Records Manager; Resolution No. 2023-28 to Adopt a Revised General Fund Reserve Policy; Resolution No. 2023-26 Acknowledging Receipt of a Report Made by the Fire Chief of the Huntington Beach Fire Department Regarding the Inspection of Certain Occupancies Required to Perform Annual Inspections in such Occupancies Pursuant to Sections 13146.2 and 13146.3 of the California Health and Safety Code; Approve and Authorize the execution of Amendment No. 2 to the Agreement between the City of Huntington Beach and Mind OC for Pilot Mobile Crisis Response Program; and Approve and Authorize the Execution of Professional Services Contract between the City of Huntington Beach and National Council for Community Development (NDC) for Technical Assistance Services**

Pursuant to the Brown "Open Meetings" Act, City Clerk Robin Estanislau announced supplemental communications received by her office following distribution of the Council Agenda packet, which were uploaded to the City's website and Councilmember iPads prior to the start of the meeting: (1 email communication).

Public Speakers — 1

Amory Hanson was called to speak and stated his support for Public Hearing Item #14 (H), the addition of three Classifications to the City's Classification Plan. (06:06:41)

Councilmember Kalmick shared his disappointment that this item is being continued, and advised interested individuals to review attachments to the Monday, June 26, meeting agenda, specifically cuts to services that may be proposed. (06:07:07)

A motion was made by Burns, second McKeon to ***continue to Monday, June 26, 2023 at 5:00 PM***, request to consider adopting Resolution No. 2023-24, "A Resolution of the City Council of the City of Huntington Beach Adopting a Budget for the City for Fiscal Year 2023/2024" (Attachment 2); and, authorize the Professional Services included in the FY 2023/24 budget to be representative of the services projected to be utilized by departments in FY 2023/24 (Attachment 3); and, authorize the appropriation and transfer of the full balance (\$4.9 million) of the AES Reserve from the General Fund to the AES Mitigation Fund 1284; and, authorize the appropriation and transfer of \$3,903,803 from the General Fund Equipment Replacement Reserve to the Equipment Replacement Fund 324; and, approve the return to a 12 year paving cycle; and, adopt Resolution No. 2023-25, "A Resolution of the City Council of the City of Huntington Beach Establishing the Gann Appropriation Limit for Fiscal Year 2023/2024" of \$1,171,687,773" (Attachment 4); and, adopt Resolution No. 2023-23, "A Resolution of the City Council of the City of Huntington Beach Levying a Retirement Property Tax for Fiscal Year 2023/2024 to Pay for Pre-1978 Employee Retirement Benefits" (Attachment 5); and, adopt Resolution No. 2023-27, "A Resolution of the City Council of the City of Huntington Beach Amending the City's Classification Plan by Adding the Classifications of Graphic Designer, Multimedia Officer, and Municipal Records Manager" (Attachment 6); and, adopt Resolution No. 2023-28, "A Resolution of the City Council of the City of Huntington Beach Adopting a Revised General Fund Reserve Policy" (Attachment 7) and authorize the City Manager or designee to execute all administrative and budgetary actions necessary to consolidate certain General Fund Assigned Fund Balances to the Economic Uncertainties Reserve in order to meet the City's two-month Emergency Reserve requirement; and, adopt Resolution No. 2023-26, "A Resolution of the City Council of the City of Huntington Beach, California Acknowledging Receipt of a Report Made by the Fire Chief of the Huntington Beach Fire Department Regarding the Inspection of Certain Occupancies Required to Perform Annual Inspections in such Occupancies Pursuant to Sections 13146.2 and 13146.3 of the California Health and Safety Code" (Attachment 8); and, approve and authorize the Mayor and City Clerk to execute "Amendment No. 2 to Agreement between the City of Huntington Beach and Mind OC for Pilot Mobile Crisis Response Program" (Attachment 9); and, approve and authorize the Mayor and City Clerk to execute "Professional Services Contract between the City of Huntington Beach and National Council for Community Development (NDC) for Technical Assistance Services" (Attachment 10).

The motion as amended carried by the following roll call vote:

AYES: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns
NOES: None

ADMINISTRATIVE ITEMS

15. 23-522 WITHDRAWN FROM CONSIDERATION — Future Development of 17642 Beach Blvd.

~~Receive and file this report, and provide direction to staff regarding future use of the Site.~~

16. 23-525 Approved Introduction of the Proposed Memorandum of Understanding between the Huntington Beach Police Management Association (PMA) and the City of Huntington Beach for July 1, 2023 through June 30, 2026.

Assistant City Manager Travis Hopkins presented a PowerPoint communication titled *Introduction of Proposed Memorandum of Understanding with the Police Management Association (PMA)* with slides entitled: *Overview; Proposed Memorandum of Understanding; Fiscal Impact; and City Council Options.*

A motion was made by Strickland, second Van Der Mark to approve introduction of the proposed Memorandum of Understanding between the Huntington Beach Police Management Association and the City of Huntington Beach for the period July 1, 2023 through June 30, 2026.

The motion carried by the following roll call vote:

AYES: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns
NOES: None

17. 23-524 Adopted Resolution No. 2023-31 Approving and Implementing the Memorandum of Understanding (MOU) between the Huntington Beach Police Officers' Association (POA) and the City of Huntington Beach for July 1, 2023, through June 30, 2026; and authorized appropriation of funds.

Assistant City Manager Travis Hopkins presented a PowerPoint communication titled *Consideration of the Proposed Memorandum of Understanding with Police Officers' Association* with slides entitled: *Overview; Proposed Memoranda of Understanding (2); Fiscal Impact; and City Council Options.*

A motion was made by Strickland, second Van Der Mark to adopt Resolution No. 2023-31, "A Resolution of the City Council of the City of Huntington Beach Approving and Implementing the Memorandum of Understanding Between the Huntington Beach Police Officers' Association (POA) and the City for July 1, 2023, through June 30, 2026;" and, authorize City Manager or designee to take all administrative and budgetary actions necessary for implementation of Resolution No. 2023-31.

The motion carried by the following roll call vote:

AYES: Kalmick, Moser, Van Der Mark, Strickland, McKeon, Bolton, and Burns
NOES: None

COUNCILMEMBER ITEMS

18. 23-532 *Approved as amended* Item Submitted by Mayor Pro Tem Van Der Mark — Selection, Display and Circulation of Library Books and Other Materials within Huntington Beach Public Libraries (HBPL)

Mayor Pro Tem Van Der Mark introduced her item by reading information included in the Issue Statement that described problems with children exposed to obscene and age-inappropriate materials by adults, federal obscenity laws, First Amendment protections, etc. She further explained that federal law

would prevent her from displaying certain uncensored examples of obscene and/or pornographic material found in children's books that are included in her prepared PowerPoint titled, *Huntington Beach Library Children's Books*, with slides titled *Books Currently Available to Children, Grades 7-12 (3)*, *Children Section Books Available to All Children, All Ages (3)*, *Book Currently on Order for Children Section Recommended Ages, 3-6 (2)*, and, *Book Available for All, Including Children to Checkout (3)*. Mayor Pro Tem Van Der Mark then provided a warning to parents that certain images and or excerpts from books she was about to highlight, may not be appropriate for children.

City Attorney Michael Gates clarified for the record that his proposed role for this process is only to review and provide a legal analysis and evaluation for First Amendment protections for books brought to leadership as objectionable.

There was general discussion on possible ways that do not violate free speech to categorize books according to age appropriateness.

Mayor Pro Tem Van Der Mark reiterated she is not proposing any books be banned nor restricting materials for any specific gender, but rather putting safeguards in place to protect children and help educate parents so they can make informed decisions about what is appropriate for their families.

Councilmember McKeon stated his opinion that a simple question needs to be answered: "Is pornography to be allowed in a public library that is paid for by the taxpayer residents?" He stated his support for guidelines and policies that protect children and allows parents to decide what is appropriate, such as policies and regulations provided by the movie industry.

Councilmember Bolton shared her observation that media refused to show any images or text provided to them as examples of pornography or obscenity because the examples were taken out of context. She further shared her opinion the City Council has much more important issues to be spending their time on because there are already procedures and policies in place to handle this concern.

Councilmember Bolton added her opinion that book sellers have already received a legal opinion on the appropriate age level; librarians cannot be expected to have reviewed every single book on the shelves; government at any level is not in the business of censorship; the system and policies in place are not perfect; and parents are responsible to determine what their children see and read.

Mayor Strickland stated he believes that a majority of parents are probably not aware of the content of the books used as examples for this discussion; his support for looking at possible options for ensuring obscene and/or pornographic materials are unavailable to minors without parental approval in Huntington Beach Public Libraries; and thanked Mayor Pro Tem Van Der Mark for educating the public.

Councilmember Moser stated her belief that with regards to the rating system, Mayor Pro Tem Van Der Mark's argument misses the fundamental difference between voluntary guidelines adopted by private industry, and the imposition of government restrictions on speech. She thanked the public for their overwhelming support of the library system; described the slippery slope which can be created when censorship is used; noted that appropriate policies and procedures already exist for handling potentially objectionable library materials; noted that parents are able to view their family's library account online to see which books have been checked out; and stated the City's Librarian confirmed to her that the City is not associated with the American Library Association because of budget restrictions.

Councilmember Kalmick thanked the public for engaging in this conversation, and requested assistance from the City Attorney to explain the constitutional rights of children, and his response to the concerns

shared earlier by Councilmember Bolton on the City's potential violation of federal obscenity laws in our public libraries.

Councilmember Kalmick shared his opinion that "making obscene and/or pornographic materials unavailable to minors" is an action of banning, and his belief that confusion exists in this conversation on what folks consider a child vs. young adult, or adolescent vs. teenager, and that this whole effort is an attempt to protect parents from allowing their children to see things which Mayor Pro Tem Van Der Mark believes are inappropriate. Councilmember Kalmick stated he could not support this item because there are already effective policies and processes in place.

Councilmember Burns stated he agrees that a lot of misinformation has come about regarding this issue; he believes the real intent of this item is to protect children, and help parents to realize what is actually available through the library; and he supports this item as it provides an opportunity to "check" what appears to be expanding boundaries regarding what is considered obscene and/or pornographic.

City Manager Zelinka questioned if Mayor Pro Tem Van Der Mark and Council would consider having staff return with options to address identified concerns at a Study Session in September.

An amended motion was made by McKeon, second Strickland to direct the City Manager to work with the City Attorney to return to the City Council **at a Study Session in August ~~September~~** of this year **with options to establish safeguards that would prevent minor access to age-inappropriate, obscene, pornographic and/or sexually explicit materials in City libraries.** ~~a proposed Ordinance for the City's Libraries and other public facilities making obscene and/or pornographic materials, both in hard copy and digitally/electronically, unavailable to minors; with the City Attorney evaluating the materials under the First Amendment. The Ordinance should also present the policy for procurement, which would include new screening protocols for books/materials/content yet to be acquired by the Library or other City facilities that are intended for children at our public facilities, by screened for obscenity and/or pornography. The Ordinance should also present findings and authorities for "obscenity" within the meaning of the First Amendment. I would also like to direct our City Manager to look into the process to part ways with the American Library Association.~~

The motion as amended carried by the following roll call vote:

AYES: Van Der Mark, Strickland, McKeon, and Burns
NOES: Kalmick, Moser, and Bolton

19. 23-534 Approved as Amended Item Submitted by Council Members Kalmick, Bolton, and Moser — Denouncing Hate in Huntington Beach

Council Kalmick stated this issue should be addressed by City Council until the hate stops, and noted the item is in direct response to the recent hate flyers distributed in southeast Huntington Beach.

A motion was made by Kalmick, second Bolton, for a Minute Action (which shall be deemed a Council Resolution) that "The City Council of the City of Huntington Beach denounces antisemitism, white supremacy, and anti-LGBTQ hate.

A substitute motion was made by Strickland, second Van Der Mark for a Minute Action (which shall be deemed a Council Resolution) that "The City Council of the City of Huntington Beach denounces antisemitism, white supremacy, and anti-LGBTQ hate" **amended to also denounce hatred towards**

Catholics, Christians, African-Americans, Latinos, Asians, Pacific Islanders, Native Americans, Indians, Persians, Muslims, Hindu, Buddhist, Mormons, Whites, and Women.

Councilmembers Bolton and Moser stated that they intended this item to be specifically directed to the recent hate incidents during the last week, and not an attempt to be all-inclusive. Councilmember Moser noted she intends to revisit the Declaration of Human Dignity in an upcoming City Council meeting, as that is another discussion.

The substitute motion carried by the following roll call vote:

AYES: Moser, Van Der Mark, Strickland, McKeon, and Burns
NOES: None
ABSTAIN: Bolton
OUT OF ROOM: Kalmick

ADJOURNMENT — 1:25 AM on Wednesday, June 21, 2023, to the specially called meeting of Monday, June 26, at 5:00 PM for continuance of the Public Hearing for the Fiscal Year 23/24 Budget.

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority on Wednesday, July 5, 2023, has been cancelled for lack of a quorum.

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Tuesday, July 18, 2023, 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