



AGENDA

CITY COUNCIL/PUBLIC FINANCING AUTHORITY

Tuesday, February 19, 2019
Council Chambers
2000 Main Street
Huntington Beach, CA 92648

Study Session - 4:00 PM / Closed Session - 5:00 PM
Regular Meeting - 6:00 PM

MAYOR AND CITY COUNCIL

ERIK PETERSON, Mayor
LYN SEMETA, Mayor Pro Tem
PATRICK BRENDEN, Councilmember
KIM CARR, Councilmember
BARBARA DELGLEIZE, Councilmember
JILL HARDY, Councilmember
MIKE POSEY, Councilmember

STAFF

FRED A. WILSON, City Manager
MICHAEL E. GATES, City Attorney
ROBIN ESTANISLAU, City Clerk
ALISA BACKSTROM, City Treasurer

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, or request assistance from the staff or Sergeant-at-Arms at the meeting.

PUBLIC COMMENTS: To address the legislative body on items of interest not scheduled for public hearing, *Request to Speak* forms will be made available at the meeting and are collected by the staff or Sergeant at Arms. Some legislative bodies may provide different *Request to Speak* forms for public hearing items.

AUDIO/VIDEO ACCESS TO BROADCASTED MEETINGS: City Council and Planning Commission meetings are televised live on HBTV-3 Channel 3, and can be viewed via live or archived website at <https://huntingtonbeach.legistar.com>.

4:00 PM - COUNCIL CHAMBERS

CALL TO ORDER

ROLL CALL

Brenden, Carr, Semeta, Peterson, Posey, Delgleize, Hardy

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS (3 Minute Time Limit)

STUDY SESSION

1. [19-124](#) **Comprehensive Annual Financial Report (CAFR) / Mid-Year Budget Update**

RECESS TO CLOSED SESSION

CLOSED SESSION

2. [19-202](#) **Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: Escontrias (Pilar) and Wilde (Rex) v. County of Orange, et al.; USDC Case No.: 8:18-cv-1567 DOC (AFMx).**
3. [19-203](#) **Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: Decock (Eugene and Sandra) v. City of Huntington Beach; OCSC Case No. 30-2017-00956312.**
4. [19-204](#) **Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: AKM Consulting Engineers, Inc. v. City of Huntington Beach; OCSC Case No.: 30-2017-00902740.**
5. [19-209](#) **Pursuant to Government Code § 54956.9(d)(2), the City Council shall recess into Closed Session to confer with the**

City Attorney regarding potential litigation. Number of cases, one (1).

6. [19-210](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: Calif. Dept. of Housing and Community Development v. City of Huntington Beach, et al.; OCSC Case No.: 30-2019-01045493.
7. [19-211](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: City of Huntington Beach v. State of California, et al. (SB35); OCSC Case No. 30-2019-01044945.
8. [19-212](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: City of Huntington Beach v. State of California, et al. (SB 166); OCSC Case No. 30-2019-01048692-CU-WM-CJC.
9. [19-213](#) Pursuant to Government Code § 54956.9(d)(1), the City Council shall recess into Closed Session to confer with the City Attorney regarding the following lawsuit: Kennedy Commission, et al. v. City of Huntington Beach, et al.; OCSC Case No. 30-2015-00801675.

6:00 PM – COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

ROLL CALL

Brenden, Carr, Semeta, Peterson, Posey, Delgleize, Hardy

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.

10. [18-638](#) **Marcy Tieger of the Greater Huntington Beach Interfaith**

Council

CLOSED SESSION REPORT BY CITY ATTORNEY

AWARDS AND PRESENTATIONS

11. [19-176](#) **Mayor Peterson to call on Victoria Albery to present the Adoptable Pet of the Month**
12. [19-177](#) **Mayor Peterson to call on Public Works Director Travis Hopkins to present the Mayor's Award to Electrician Corey Landrey**

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

PUBLIC COMMENTS (3 Minute Time Limit)

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

CITY MANAGER'S REPORT

CITY CLERK'S REPORT

13. [19-188](#) **Presentation on the Safe and Sane Fireworks Stand Application and Lottery Process for 2019**

CONSENT CALENDAR

14. [19-172](#) **Approve and Adopt Minutes**

Recommended Action:

Approve and adopt the City Council/Public Financing Authority regular meeting minutes dated February 4, 2019, as written and on file in the Office of the City Clerk.

15. [19-096](#) **Approve and authorize the execution of Amendment No. 2 to the Attachment Agreement by and between the City and Southern California Gas Company for Advanced Meter Facilities on City Owned Streetlights**

Recommended Action:

Approve and authorize the City Manager to execute "Amendment No. 2 to Attachment Agreement By and Between the City of Huntington Beach, California and Southern California Gas Company."

16. [19-130](#) **Approve and authorize execution of Amendment No. 4 to Agreement with Biggs Cardosa Associates, Inc. (BCA) for bridge design services in the amount of \$446,372, for a total contract amount not to exceed \$2,813,797 and extending the contract term three (3) years**

Recommended Action:

Approve and authorize the Mayor and City Clerk to execute "Amendment No. 4 to Agreement Between the City of Huntington Beach and Biggs Cardosa Associates, Inc. for Bridge Design Services" in the amount of \$446,372 and extending the contract term three (3) years.

17. [19-169](#) **Approve and authorize execution of a Lease Agreement between the City of Huntington Beach and Primo Nosh Chefs LLC, for operation of food concessions at the Huntington Beach Sports Complex**

Recommended Action:

A) Approve the "Lease Agreement Between the City of Huntington Beach and Primo Nosh Chefs LLC, For Operation of a Food Concession at the Huntington Beach Sport Complex;" and,

B) Authorize City Manager to execute the Agreement and other related documents.

18. [19-200](#) **Adopt Ordinance No. 4163 amending Huntington Beach Municipal Code Chapter 5.56 related to Alarm Systems both residential and commercial, burglary alarms**

Approved for introduction February 4, 2019 - Vote: 7-0

Recommended Action:

Adopt Ordinance No. 4163, "An Ordinance of the City of Huntington Beach Repealing Chapter 5.56 of the Huntington Beach Municipal Code Relating to Burglar Alarms and Adding Back a Revised Chapter 5.56 Relating to the Regulation of Burglar Alarms."

19. [19-118](#) **Adopt Ordinance No. 4166 expediting the Permit Process for Electric Vehicle (EV) Charging Stations on Private Property**

Approved for introduction January 22, 2019 - Vote: 6-0-1 (Delgleize out of room) and Continued from February 4, 2019

Recommended Action:

Adopt Ordinance No. 4166, "An Ordinance of the City of Huntington Beach Adding Chapter 17.62 to the Huntington Beach Municipal Code Regarding Expedited Electric Vehicle Charging Station Permitting."

ADMINISTRATIVE ITEMS

20. [19-167](#) Fiscal Year 2018/19 Mid-Year Budget Adjustments

Recommended Action:

Approve mid-year budget adjustments to the FY 2018/19 Revised Budget in the Funds and by the amounts contained in Attachment 1.

21. [19-173](#) Adopt Resolution No. 2019-07 increasing fees for burglar alarm businesses and alarm system subscribers collected by the Police Department as established pursuant to Resolution No. 6656, and incorporating the increased fees into the Consolidated Comprehensive Citywide Master Fee and Charges Schedule as established by Resolution No. 2016-59, and amended by Resolution Nos. 2017-46, 2018-01, 2018-29, 2018-48, and 2018-55 (Supplemental Fee Resolution No. 8) - Continued from February 4, 2019.

Recommended Action:

Adopt Resolution No. 2019-07, "A Resolution of the City Council of the City of Huntington Beach Increasing Fees for Burglar Alarm Businesses and Alarm System Subscribers Collected by the Police Department as Established Pursuant to Resolution No. 6656, and Incorporating the Increased Fees Into the Consolidated Comprehensive Citywide Master Fee and Charges Schedule as Established by Resolution No. 2016-59, and Amended by Resolution Nos. 2017-46, 2018-01, 2018-29, 2018-48, and 2018-55 (Supplemental Fee Resolution No. 8)."

22. [19-198](#) City Charter Review Options

Recommended Action:

It is recommended that the City Council direct the City Manager to either:

1. Convene the Charter Review Commission with appointed members as outlined in the Council Member item; or
2. Convene an Ad Hoc Committee comprised of three Council Members, the City Manager, and the City Attorney to analyze and determine if any changes are needed to the City Charter.

23. [19-208](#) Approval of Tentative Agreement and Introduction of Proposed Memorandum of Understanding Between the Huntington Beach Police Officers' Association (HBPOA) and the City of Huntington Beach for October 1, 2017, through

December 31, 2019

Recommended Action:

Approve the "Tentative Agreement Between The City of Huntington Beach and The Huntington Beach Police Officers' Association January 24, 2019" and the introduction of the proposed "Memorandum of Understanding between the Huntington Beach Police Officers' Association and the City of Huntington Beach" for the period October 1, 2017, through December 31, 2019.

COUNCILMEMBER COMMENTS (Not Agendized)

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Tuesday, February 19, 2019, 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>