



# **AGENDA – REVISED FINAL**

## **CITY COUNCIL/PUBLIC FINANCING AUTHORITY**

**Monday, November 4, 2019**

**Council Chambers**

**2000 Main Street**

**Huntington Beach, CA 92648**

**No Study Session / Closed Session - 5:00 PM**

**Housing Authority Special Meeting – 6:00 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**

*OLIVER CHI, 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>.

**5:00 PM - COUNCIL CHAMBERS**

**CALL TO ORDER**

**ROLL CALL**

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

**Mayor Peterson has requested permission to be absent pursuant to Resolution No. 2001-54**

**ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS PERTAINING TO CLOSED SESSION**

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

**RECESS TO CLOSED SESSION**

**CLOSED SESSION ANNOUNCEMENT(S)**

1. [19-1113](#) **Mayor Pro Tem Semeta to announce: Pursuant to Government Code § 54957.6, the City Council shall recess into Closed Session to meet with its designated labor negotiators: Oliver Chi, City Manager; also in attendance: Travis Hopkins, Acting Assistant City Manager regarding the following: Municipal Employees' Association (MEA); Management Employees' Organization (MEO); Police Officers' Association (POA), Police Management Association (PMA); Marine Safety Management Association (MSMA) Surf City Lifeguard Employees' Association (SCLEA), and Non-Associated.**

**CLOSED SESSION**

2. [19-1099](#) **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, three (3).**
3. [19-1100](#) **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: Cruz v. City of Huntington Beach; USDC Case No.: 8:19-cv-1449-DOC (ADSx).**
4. [19-1101](#) **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 v. State of California (SB 54); OCSC Case No. 30-2018-00984280.

5. [19-1112](#) Pursuant to Government Code § 54957.6, the City Council shall recess into Closed Session to meet with its designated labor negotiator: Oliver Chi, City Manager; also in attendance: Travis Hopkins, Acting Assistant City Manager regarding the following: Municipal Employees Association (MEA); Management Employees' Organization (MEO); Police Officer's Association (POA); Police Management Association (PMA); Marine Safety Management Association (MSMA) Surf City Lifeguard Employees' Association (SCLEA) and Non-Associated.

- \*6. 19-1124 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: Californians for Homeownership, Inc. v. City of Huntington Beach; OCSC Case No. 30-2019-01107760

6:00 PM – COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING AND CALL TO ORDER THE SPECIAL MEETING OF THE HOUSING AUTHORITY

ROLL CALL

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

Mayor Peterson has requested permission to be absent pursuant to Resolution No. 2001-54

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.

7. [19-1087](#) Mark Currie of Baha'i of Huntington Beach and member of the Greater Huntington Beach Interfaith Council

CLOSED SESSION REPORT BY CITY ATTORNEY

**AWARDS AND PRESENTATIONS**

8. [19-1115](#) **Mayor Pro Tem Semeta to call on Board Members of the Friends of the Huntington Beach Public Library who will present a check for \$150,000 to Director of Library Services, Stephanie Beverage, for books and other library materials**

**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 TREASURER'S REPORT**

9. [19-809](#) **Receive and File the City Treasurer's September 2019 Quarterly Investment Report**

**Recommended Action:**

Receive and File the City Treasurer's Quarterly Investment Report for September 2019, pursuant to Section 17.0 of the Investment Policy of the City of Huntington Beach.

**CONSENT CALENDAR**

10. [19-1083](#) **Approve and Adopt Minutes**

**Recommended Action:**

Approve and adopt the City Council/Public Financing Authority regular meeting minutes dated October 21, 2019, as written and on file in the office of the City Clerk.

11. [19-1040](#) **Approve and accept donation of \$150,000.00 from the Friends of the Huntington Beach Public Library (FOTL); and, approve allocation**

**Recommended Action:**

Approve and accept the donation from the Friends of the Huntington Beach Public Library, and allocate \$150,000.00 to Adult Donations Account 10350102.64455 for books.

12. [19-1109](#) **Adopt Resolution No. 2019-79 Adopting the City's Debt Management Policy**

**Recommended Action:**

Adopt Resolution No. 2019-79, "A Resolution of the City Council of the City of Huntington Beach Adopting the City's Debt Management Policy."

13. [19-1004](#) **Approve and authorize execution of Lease Agreements for two concession buildings at the Huntington Beach Pier with Kite Connection and Surf City Store**

**Recommended Action:**

A) Approve and authorize the Mayor, City Clerk, and City Manager to execute "Lease Between the City of Huntington Beach and Dave Shenkman, Doing Business As Kite Connection International Incorporated;" and,

B) Approve and authorize the Mayor, City Clerk, and City Manager to execute "Lease Between the City of Huntington Beach and Tina Viray and Nelson Wescott, a General Partnership, Doing Business As the Surf City Store."

14. [19-1089](#) **Approve and authorize execution of License Agreements with the County of Orange to install, operate and maintain official and secure Ballot Drop Boxes at the Huntington Beach Civic Center, 2000 Main Street, and the Main Street Branch Library, 525 Main Street, in Huntington Beach**

**Recommended Action:**

A) Approve and authorize the Mayor and City Clerk to execute a "License Agreement" with the County of Orange for installation, operation and maintenance of a Ballot Drop Box as identified in Exhibits A and B (License Area description and location) at the Huntington Civic Center, 2000 Main Street, Huntington Beach; and,

B) Approve and authorize the Mayor and City Clerk to execute a "License Agreement" with the County of Orange for installation, operation and maintenance of a Ballot Drop Box as identified in Exhibits A and B (License Area description and location) at the Main Street Branch Library, 525 Main Street, Huntington Beach.

15. [19-1103](#) **Authorize the appointment of Marie Knight to the position of Director of Organization Learning and Engagement; create the Director of Organizational Learning & Engagement classification by approving for introduction Ordinance No. 4200; Adopt Resolution No. 2019-78 amending the Non-Associated Salary Resolution to add the classification of Director of Organizational Learning & Engagement, while also clarifying the compensation range for the City Manager; delegate authority for execution of the employment agreement for**

**the Director of Organizational Learning & Engagement to the City Manager**

**Recommended Action:**

A) Approve for introduction Ordinance No. 4200," An Ordinance of the City of Huntington Beach Amending the Huntington Beach Municipal Code by Amending Section 2.76.010 Thereof Related to Exclusions From the Competitive Service" by adding the Director of Organization Learning & Engagement; and,

B) Adopt Resolution No 2019-78, "A Resolution of the City Council of the City of Huntington Beach Modifying Salary and Benefits for Non-Represented Employees By Adding the Director of Organizational Learning & Engagement Classification and Establishing Compensation and Amending the Compensation for the City Manager;" and,

C) Delegate authority to the City Manager and City Attorney to execute Employment Agreement for the Director of Organizational Learning & Engagement; and,

D) Approve the appointment of Marie Knight to the position of Director of Organizational Learning & Engagement; and,

E) Approve and authorize the City Manager to execute the "Employment Agreement Between the City of Huntington Beach and Marie Knight" for the position of Director of Organizational Learning and Engagement.

16. [19-1104](#) **Approve the appointment of Christopher Slama to the position of the Director of Community Services and authorize the City Manager to execute the Employment Agreement**

**Recommended Action:**

Approve and authorize the City Manager to execute the "Employment Agreement Between the City of Huntington Beach and Christopher Slama" for the position of Director of Community Services.

**ADMINISTRATIVE ITEMS**

17. [19-1119](#) **Approve and authorize execution of a Lease Agreement for Let's Go Fishing at the Huntington Beach Pier**

**Recommended Action:**

A) Approve and authorize the Mayor, City Clerk, and City Manager to execute "Lease between the City of Huntington Beach and Marian Johnson, a sole proprietor, doing business as Let's Go Fishing and Surf City Snack Bar in the City of Huntington Beach"; and,

B) Direct staff to review expectations/options for the Pier Concession and bring back as a

Study Session item.

18. [19-1024](#) **Approve and authorize execution of an Acquisition Loan Agreement between the City and Jamboree Housing Corporation for development of up to 43 senior apartment units located at 18431 Beach Boulevard; and approve allocation of funds**

**Recommended City Council and Housing Authority Action:**

A) Approve the Loan Agreement (as defined later in this Staff Report) by and between the City of Huntington Beach, the Housing Authority and JHC-Acquisitions LLC. Authorize the City Manager/Executive Director and City Attorney/Authority Counsel to make non-substantive changes if required; and,

B) Authorize and direct the City Manager/Executive Director, after City Attorney/Authority Counsel review, to sign any necessary documents to implement the Agreement; and,

C) Appropriate funds of \$2.1 million from Fund 217 and \$900,000 from Fund 352 for this purpose.

19. [19-1094](#) **Direct staff to prepare Amendments to the Housing Element of the General Plan and to the Beach Edinger Corridor Specific Plan (BECSP) to obtain Housing and Community Development (HCD) certification for the purpose of being eligible to apply for SB 2 Funds**

**Recommended Action:**

Direct staff to prepare an amendments to the Housing Element and BECSP for City Council consideration.

**COUNCILMEMBER COMMENTS (Not Agendized)**

**ADJOURNMENT**

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Monday, November 18, 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>