



AGENDA

CITY COUNCIL/PUBLIC FINANCING AUTHORITY

Monday, February 3, 2020
Council Chambers
2000 Main Street
Huntington Beach, CA 92648

No Study Session / Closed Session - 4:00 PM
Regular Meeting - 6:00 PM

MAYOR AND CITY COUNCIL

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

4:00 PM - COUNCIL CHAMBERS

CALL TO ORDER

ROLL CALL

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

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

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

RECESS TO CLOSED SESSION

CLOSED SESSION ANNOUNCEMENT(S)

1. [20-1385](#) Mayor Semeta to announce: 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 and Peter Brown; also in attendance: Travis Hopkins, Assistant City Manager and Robert Handy, Chief of Police, regarding the following: Huntington Beach Municipal Teamsters (HBMT); Management Employees' Organization (MEO); and Police Officer's Association (POA).
2. [20-1386](#) Mayor Semeta to announce: Pursuant to Government Code § 54956.8, the City Council takes this opportunity to publicly introduce and identify designated property negotiator; City Manager, Oliver Chi, who will be participating in today's Closed Session discussion regarding negotiations with Mitsuru Yamada Living Trust concerning price and terms of payment for the disposition of real property located on a portion of 17631 Cameron Lane, Huntington Beach, California.

CLOSED SESSION

3. [20-1376](#) 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, two (2).

4. [20-1382](#) 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: Rosier (Maliek) v. City of Huntington Beach, et al.; USDC Case No.: SACV 18-2175 DOC (DFMx).

5. [20-1383](#) 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 and Peter Brown; also in attendance: Travis Hopkins, Assistant City Manager and Robert Handy, Chief of Police, regarding the following: Huntington Beach Municipal Teamsters (HBMT); Management Employees' Organization (MEO); and Police Officer's Association (POA).

6. [20-1384](#) Pursuant to Government Code § 54956.8, the City Council shall recess to Closed Session to give instructions to the City's Negotiator, Oliver Chi, City Manager, regarding negotiations with Mitsuru Yamada Living Trust concerning price and terms of payment for the disposition of real property located on a portion of 17631 Cameron Lane, Huntington Beach, California.

7. [20-1387](#) 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

ROLL CALL

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

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.

8. [20-1378](#) **Rev. James Pike of Lutheran Church of the Resurrection and member of the Greater Huntington Beach Interfaith Council**

CLOSED SESSION REPORT BY CITY ATTORNEY

AWARDS AND PRESENTATIONS

9. [20-1377](#) **Mayor Semeta to announce February as National African American History Month**

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

10. [20-1309](#) **Receive and File the City Treasurer's December 2019 Quarterly Investment Summary Report**

Recommended Action:

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

11. [20-1363](#) **Joint meeting of the Investment Advisory Board (IAB) and City Council - Investment Advisory Board Annual Report**

Roll Call: Urling, Attardo, Sternberg, Dowds, Handy, Ellett, McKeon

Recommended Action:

Receive and File the Investment Advisory Board's Annual Report.

CONSENT CALENDAR

12. [20-1362](#) **Approve Fiscal Year 2019/20 mid-year budget adjustments, and authorize additional Professional Services authority**

Recommended Action:

A) Approve mid-year budget adjustments to the FY 2019/20 Revised Budget in the Funds

and by the amounts contained in Attachment 1; and,

B) Authorize additional Professional Services authority in the Fiscal Year 2019/20 Revised Budget in the departments and by the amounts contained in Attachment 2.

13. [19-1192](#) **Approve Sole Source Procurement Request with Murcal for hardware and software upgrades at the City's Flood Control and Water Pump Stations**

Recommended Action:

Approve Sole Source Procurement Request with Murcal for hardware and software upgrades at the City's Flood Control and Water Pump Stations.

14. [20-1326](#) **Approve the Escheatment of Unclaimed Funds Pursuant to Government Code Sections 50050-50057**

Recommended Action:

Review and approve the transfer of \$28,320.64 of unclaimed funds from the City's Unclaimed Funds Liability Account to the City's Miscellaneous Revenue Account #10000100.48550.10035209 in compliance with Government Code Sections 50050-50057.

15. [20-1335](#) **Adopt Resolution No. 2020-05 ordering the Summary Vacation of a Public Water Line Easement at 14900 Bolsa Chica Street**

Recommended Action:

A) Adopt Resolution No. 2020-05, "A Resolution of the City Council of the City of Huntington Beach Ordering the Summary Vacation of a Public Water Line Easement on Property Located at 14900 Bolsa Chica Street;" and,

B) Instruct the City Clerk to record Resolution No. 2020-05 (and attachments) with the Orange County Recorder.

16. [20-1353](#) **Adopt Resolution No. 2020-09 approving the 2020 Investment Policy**

Recommended Action:

Adopt Resolution No. 2020-09, "A Resolution of the City Council of the City of Huntington Beach Approving the Statement of Investment Policy 2020."

17. [20-1373](#) **Adopt Ordinance Nos. 4193, 4194, 4195, 4196, 4197, 4198 and 4199 - Zoning Text Amendment No. 19-002 (Huntington Beach Zoning and Subdivision Ordinance Update)**

Approved for introduction 1/21/2020 - Vote: 7-0

Recommended Action:

Approve Zoning Text Amendment No. 19-002 with findings (Attachment No. 1) and adopt:

Ordinance No. 4193, "An Ordinance of the City Council of the City of Huntington Beach Amending Chapter 210 of the Huntington Beach Zoning and Subdivision Ordinance Titled R Residential Districts (Zoning Text Amendment No. 19-002);"

Ordinance No. 4194, "An Ordinance of the City Council of the City of Huntington Beach Amending Chapter 203 of the Huntington Beach Zoning and Subdivision Ordinance Titled Definitions (Zoning Text Amendment No. 19-002);"

Ordinance No. 4195, "An Ordinance of the City Council of the City of Huntington Beach Amending Chapter 204 of the Huntington Beach Zoning and Subdivision Ordinance Titled Use Classifications (Zoning Text Amendment No. 19-002);"

Ordinance No. 4196, "An Ordinance of the City Council of the City of Huntington Beach Amending Chapter 231 of the Huntington Beach Zoning and Subdivision Ordinance Titled Off-Street Parking and Loading Provisions (Zoning Text Amendment No. 19-002);"

Ordinance No. 4197, "An Ordinance of the City Council of the City of Huntington Beach Amending Chapter 230 of the Huntington Beach Zoning and Subdivision Ordinance Titled Site Standards (Zoning Text Amendment No. 19-002);"

Ordinance No. 4198, "An Ordinance of the City Council of the City of Huntington Beach Amending Chapter 212 of the Huntington Beach Zoning and Subdivision Ordinance Titled I Industrial Districts (Zoning Text Amendment No. 19-002);" and,

Ordinance No. 4199, "An Ordinance of the City Council of the City of Huntington Beach Amending Chapter 211 of the Huntington Beach Zoning and Subdivision Ordinance Titled C Commercial Districts (Zoning Text Amendment No. 19-002);" (Attachment Nos. 3 - 9).

18. [19-1289](#) **Adopt Ordinance No. 4202, which amends Chapter 13.54 of the Huntington Beach Municipal Code regarding specific events to prohibit weapons at parades and protests**
Approved for introduction 1/21/2020 - Vote: 7-0

Recommended Action:

Adopt Ordinance No. 4202, "An Ordinance of the City of Huntington Beach Amending Chapter 13.54 Regarding Specific Events to Prohibit Weapons at Parades and Protests."

PUBLIC HEARING

19. [19-1186](#) **Approve Zoning Map Amendment (ZMA) No. 18-002 by approving for introduction Ordinance No. 4191 to amend the zoning designation from CG (Commercial General) to RM (Residential Medium Density)**

Recommended Action:

PLANNING COMMISSION AND STAFF RECOMMENDATION:

A) Find the Proposed Project Exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15183 - Projects Consistent With a Community Plan or Zoning; and,

B) Approve Zoning Map Amendment No. 18-002 with findings (Attachment No. 1) and approve for introduction Ordinance No. 4191, "An Ordinance of the City of Huntington Beach Amending District Map 2 (Section Map 2-6-11) of the Huntington Beach Zoning and Subdivision to Rezone the Real Property Located at 712 Utica Avenue from Commercial General (CG) to Residential Medium Density (RM) (Zoning Map Amendment No. 2018-002)."

20. [20-1357](#) **Adopt Resolution Nos. 2020-06 and 2020-07 approving General Plan Amendment (GPA) No. 19-003 (Housing Element amendment) and Zoning Text Amendment (ZTA) No. 19-006 (Beach and Edinger Corridors Specific Plan amendment) and approve the 2019 Housing Element Progress Report**

Recommended Action:

PLANNING COMMISSION AND STAFF RECOMMENDATION:

A) Approve General Plan Amendment No. 19-003 and adopt Resolution No. 2020-06 (Attachment No. 1), "A Resolution of the City Council of the City of Huntington Beach Approving General Plan Amendment No. 19-003 (Housing Element Amendment)," and finding that it is covered under Negative Declaration No. 12-007, which was adopted by the City on August 27, 2013; and

B) Approve Zoning Text Amendment No. 19-006 with findings (Attachment No. 2) and adopt Resolution No. 2020-07, "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. 19-006)." (Attachment No. 3); and,

C) Approve the 2019 Housing Element Progress Report and forward to the California Department of Housing and Community Development and Governor's Office of Planning and Research.

ADMINISTRATIVE ITEMS

21. [20-1375](#) **Review and consider the Community Choice Energy (CCE) Feasibility Study options**

Recommended Action:

Consider moving forward with the proposed Community Choice Feasibility Study and provide staff with direction on the following options:

- A) Direct staff to complete a CCE Feasibility Study and authorize the City Manager approve the required agreements with MRW & Associates for completion of the study for an amount not to exceed \$66,000.
Or
- B) Direct staff not to move forward with the CCE Feasibility Study.
Or
- C) Direct staff to move forward with the CCE Feasibility Study with MRW & Associates for an amount not to exceed \$66,000, and as part of that study, assess the feasibility of joining the City of Irvine's CCE program.

ORDINANCES FOR INTRODUCTION

22. [19-1288](#) **Approve for introduction Ordinance No. 4204 repealing Chapter 10.40.125 of the Huntington Beach Municipal Code regarding vehicles marked for sale on streets, as it is no longer legally valid**

Recommended Action:

Approve for introduction Ordinance No. 4204, "An Ordinance of the City of Huntington Beach Repealing Chapter 10.40.125 of the Huntington Beach Municipal Code Relating to Sale On Vehicles Upon Streets."

COUNCILMEMBER ITEMS

23. [20-1388](#) **Submitted by Councilmember Peterson - Direct staff to reassess Bluff Top Guard Rail option**

Recommended Action:

I am requesting that the City Council vote to direct staff to assess the possibility of utilizing an anodized aluminum safety rail as part of the Bluff Top Improvement Project, and that the full analysis be brought back for formal City Council consideration within 30 days.

COUNCILMEMBER COMMENTS (Not Agendized)

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Tuesday, February 18, 2020, 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>