



AGENDA – Revised Final

City Council/Public Financing Authority
Monday, May 4, 2020 at 5:00 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

Recorded live from the
City Council Chambers
2000 Main Street
Huntington Beach, CA 92648

STAFF

OLIVER CHI, City Manager
MICHAEL E. GATES, City Attorney
ROBIN ESTANISLAU, City Clerk
ALISA BACKSTROM, City Treasurer

SPECIAL NOTICE REGARDING COVID-19

On March 4, 2020, Governor Newsom proclaimed a State of Emergency in California as a result of the threat of COVID-19. On March 17, 2020, Governor Newsom issued Executive Order N-29-20 which allows a local legislative body to hold public meetings via teleconferencing, and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and to address the local legislative body. Pursuant to Executive Order N-29-20, please be advised that some members of the Huntington Beach City Council and/or City staff may participate in this meeting telephonically or electronically.

PUBLIC PARTICIPATION/AUDIO/VIDEO ACCESS TO BROADCASTED MEETINGS: Pursuant to Executive N-29-20 and given the current health concerns, members of the public are encouraged to access the meeting live on-line at <https://huntingtonbeach.legistar.com>, or can elect to view the meeting via cable television channel HBTV-3.

To ensure the public's right to participate in this legislative session, please perform the following:

1. In order to ensure adequate social distancing, the City will not make a physical location available for the public to observe the meeting or offer public comment in person. The City Council Chambers will be closed to the public.
2. **PUBLIC COMMENTS:** Members of the public wishing to participate in the City Council meeting by submitting public comments on agenda or non-agenda items, can submit one communication per person of 300 words or less at <https://huntingtonbeachca.gov/HBPublicComments/>. Public Comment communications received in this way will be included as part of the meeting and read aloud to the City Council during the meeting. Public Comments must be received no later than 4:00 PM the day of the meeting in order to ensure inclusion into, and read during, the meeting.
3. **SUPPLEMENTAL COMMUNICATION** (information received by the City Clerk's Office following distribution of the Council agenda packet): Members of the public wishing to submit written (supplemental) communication on agenda items for distribution to the City Council and placed into the administrative record can email SupplementalComm@Surfcity-hb.org. Supplemental Communications received by 2:00 PM the day of the meeting will be distributed to City Council prior to consideration of agenda-related items, and will be announced, but not read, and placed into the administrative record during the Supplemental Communications portion of the Meeting. In addition, any communications sent to city.council@surfcity-hb.org on Council agenda items will be treated as Supplemental Communications and announced, but not read, during the meeting.

MEETING ASSISTANCE NOTICE: In accordance with the Americans with Disabilities Act, services are available to members of our community who require special assistance to participate in public meetings. If you require special assistance, 48-hour prior notification will enable the City to make reasonable arrangements for an assisted listening device (ALD) for the hearing impaired, American Sign Language interpreters, a reader during the meeting and/or large print agendas. Please contact the City Clerk's Office at (714) 536-5227 for more information.

5:00 PM - COUNCIL CHAMBERS

CALL TO ORDER

ROLL CALL

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

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS PERTAINING TO CLOSED SESSION
ITEMS (Received After Agenda Distribution)

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

RECESS TO CLOSED SESSION

CLOSED SESSION ANNOUNCEMENT(S)

1. [20-1602](#) 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; also in attendance: Travis Hopkins, Assistant City Manager, regarding the following: Huntington Beach Municipal Teamsters (HBMT); Management Employees' Organization (MEO); Police Officers' Association (POA); Police Management Association (PMA); Huntington Beach Firefighters' Association (HBFA); Fire Management Association (FMA); Marine Safety Management Association (MSMA) Surf City Lifeguard Employees' Association (SCLEA) and Non-Represented (Non-Associated) Employees (NA).

CLOSED SESSION

2. [20-1590](#) Pursuant to Government Code § 54956.9(d)(4), the City Council shall recess into Closed Session to confer with the City Attorney regarding whether to authorize the City Attorney to provide Amicus Support in the Petition to the United States Supreme Court for review of the case Higginson v. Xavier Becerra, et al. Higginson v. Becerra, No. 18-55455 (9th Cir. Jul. 31, 2018).
3. [20-1601](#) 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, Assistant City Manager, regarding the following: Huntington Beach Municipal Teamsters (HBMT); Management Employees' Organization (MEO); Police Officer's Association (POA); Police Management Association (PMA); Huntington Beach Firefighters' Association (HBFA); Fire Management Association (FMA); Marine Safety Management Association (MSMA) Surf City Lifeguard Employees' Association (SCLEA) and Non-Represented (Non-Associated) Employees (NA).

4. [20-1605](#) 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).

**Added Item

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.

5. [20-1550](#) Marilyn Anonia of Saint Simon and Jude Catholic Church and member of the Greater Huntington Beach Interfaith Council

CLOSED SESSION REPORT BY CITY ATTORNEY

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

PUBLIC COMMENTS (all agenda and non-agenda items): Members of the public wishing to submit comments on agenda or non-agenda items that will be read live during the Public Comments portion of the meeting can submit one communication per person of 300 words or less at: <https://huntingtonbeachca.gov/HBPublicComments/>. Public Comments must be received no later than 4:00 PM the day of the meeting.

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

CITY MANAGER'S REPORT

6. [20-1486](#) **Ascon Landfill Site Update**
7. [20-1597](#) **Update of the City COVID-19 Response Plan and Actions for Review and Discussion**

CONSENT CALENDAR

8. [20-1579](#) **Approve and Adopt Minutes**

Recommended Action:

A) Approve and adopt the City Council/Public Financing Authority special meeting minutes dated March 31, 2020, as written and on file in the office of the City Clerk; and,

B) Approve and adopt the City Council/Public Financing regular, and Housing Authority special meeting minutes dated April 6, 2020, as written and on file in the office of the City Clerk.

9. [20-1574](#) **Receive and File the City Treasurer's March 2020 Quarterly Investment Summary Report**

Recommended Action:

Receive and File the City Treasurer's Quarterly Investment Report for March 2020, pursuant to Section 17.0 of the Investment Policy of the City of Huntington Beach.

10. [20-1537](#) **Approve the West Orange County Water Board (WOCWB) proposed budget for Fiscal Year 2020/21, with the City of Huntington Beach amount of \$1,048,936**

Recommended Action:

Approve the WOCWB proposed budget for Fiscal Year 2020/21, with the City of Huntington Beach amount of \$1,048,936.

11. [20-1576](#) **Adopt Resolution No. 2020-23 authorizing certain City Officials to execute Grant Applications and Documents**

Recommended Action:

Adopt Resolution No. 2020-23, "A Resolution of the City Council of the City of Huntington

Beach Authorizing Certain City Officials to Execute Grant Applications and Documents.”

12. [20-1593](#) **Request for approval to establish a Payment Deferral Program for Tourism Business Improvement District (TBID) assessments collected by the City in Response to COVID-19 - Resolution No. 2020-27**

Recommended Action:

Adopt Resolution 2020-27, “A Resolution of the City Council of the City of Huntington Beach Establishing a City Policy Regarding the Deferral of Huntington Beach Tourism Business Improvement District Assessment in Response to COVID-19,” related to the establishment of a TBID payment deferral program, which has been approved by the board of VisitHB.

PUBLIC HEARING

13. [20-1594](#) **Adopt Resolution No. 2020-29 to authorize and adopt a Five-Year Plan for Permanent Local Housing Allocation (PLHA) Program Funds and to submit an application for funding in year 1 (Fiscal Year 2020-2021)**

Recommended Action:

Adopt Resolution No. 2020-29, “A Resolution of the City Council of the City of Huntington Beach to Authorize and Adopt a Five-Year Plan for Permanent Local Housing Allocation Program Funds and to Submit an Application for Funding in Year 1 (Fiscal Year 2020-2021).”

ADMINISTRATIVE ITEMS

14. [20-1592](#) **Recommendations for establishing the Huntington Beach Economic Recovery Task Force**

Recommended Action:

A) Form a nine (9) member Huntington Beach Economic Recovery Task Force comprised of local business leaders to provide guidance and recommendations to the City Council on matters related to potential COVID-19 economic recovery efforts; and,

B) Appoint two members of the City Council to act as liaisons to the Task Force, including the Mayor and immediate past Mayor.

15. [20-1603](#) **Adopt Resolution No. 2020-30 supporting the Orange County Board of Supervisors’ efforts to address Commercial Re-Openings in response to COVID-19**

Recommended Action:

Adopt Resolution No. 2020-30, "A Resolution of the City Council of the City of Huntington Beach Supporting the Orange County Board of Supervisors' Efforts to Address Commercial Re-Openings in Response to COVID-19."

COUNCILMEMBER ITEMS

16. [20-1604](#) **Submitted by Councilmember Posey - Direct staff to research expanded Outdoor Dining Program for COVID-19 restaurant relief**

Recommended Action:

Based on my assessment of the situation, I am requesting that the City Council vote to direct staff to develop a program that would temporarily convert adjacent public spaces into outdoor dining areas to allow restaurants greater dining capacity, given COVID-19 social distancing requirements.

COUNCILMEMBER COMMENTS (Not Agendized)

ADJOURNMENT

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