



## AGENDA

### City Council/Public Financing Authority Regular Meeting

**Monday, September 21, 2020 at 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*

**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 HDTV-3.

**The Council Chambers will be not open for in-person attendance to provide public comments.** 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.

**To ensure the public's right to fully participate in providing meaningful public comments at the September 21, 2020, City Council meeting:**

The public may submit a comment via Zoom Webinar. Due to Zoom technical difficulties of muting and unmuting experienced during the prior Council meeting, we are advising those wishing to speak to use the Zoom application rather than dialing in by phone. Zoom applications are available for Windows, Mac, iPhone, iPad, and Android devices. Proceed to <https://zoom.us/test> from the device you intend to use to ensure it is ready to join the meeting.

At 6:00 PM, individuals wishing to provide a comment on agendized or non-agendized items may join the webinar by entering via the Zoom app and entering **Webinar ID 971 5413 0528** or click the following link <https://huntingtonbeach.zoom.us/j/97154130528> or call (669) 900-6833 and enter Webinar ID 971 5413 0528. Individuals that enter the meeting will be placed in a holding queue as an attendee, and prompted to speak when the Clerk announces your name or the last three digits of your phone number. The holding queue will remain open for approximately 15 minutes and speakers are encouraged, but not required to identify themselves by name. Each person may have up to 3 minutes to speak, but the Mayor, at her discretion, may reduce the time allowance if warranted by the volume of calls. The public comment process as previously described will also be followed for items scheduled for Closed Session and speakers should enter the queue at 5:00 PM to comment on that topic. After a speaker concludes their comment, their call will be disconnected from the holding queue.

Members of the public may submit 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](mailto: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](mailto: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) - At approximately 5:00 PM, individuals wishing to provide a comment on Closed Session items may join the webinar by entering Webinar ID 971 5413 0528. Individuals that enter the meeting will be placed in a holding queue and prompted to speak when the Clerk announces your name or the last three digits of your phone number. The holding queue will remain open for approximately 15 minutes, and speakers are encouraged, but not required to identify themselves by name. Each caller may have up to 3 minutes to speak, but the Mayor, at her discretion, may reduce the time allowance if warranted by the volume of calls**

**RECESS TO CLOSED SESSION**

**CLOSED SESSION**

- 1. 20-1890 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION. Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) of Section 54956.9: Number of cases, two (2).**
- 2. 20-1894 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION. Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9 (Deciding Whether to Initiate Litigation): Number of cases, one (1).**

**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.

- 3.      20-1686      Mike Michaud of Dance 4 Joy Ministries and member of the Greater Huntington Beach Interfaith Council**

**CLOSED SESSION REPORT BY CITY ATTORNEY**

**AWARDS AND PRESENTATIONS**

- 4.      20-1870      Mayor Semeta to present the Making A Difference Award to Robert Mayer, Sr.**
- 5.      20-1751      Mayor Semeta to call on Victoria Albery to present the “Adoptable Pet of the Month”**
- 6.      20-1844      Mayor Semeta to recognize Hispanic Heritage Month celebrated nationwide from September 15 to October 15**
- 7.      20-1869      Mayor Semeta to present the Mayor’s HB Excellence Award to: Community Services Recreation Supervisor, Kristin Martinez**

**ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)**

**PUBLIC COMMENTS (3 Minute Time Limit) - At approximately 6:00 PM, individuals wishing to provide a comment on agendized or non-agendized items may join the webinar by entering Webinar ID 971 5413 0528. Individuals that enter the meeting will be placed in a holding queue and prompted to speak when the Clerk announces your name or the last three digits of your phone number. The holding queue will remain open for approximately 15 minutes, and speakers are encouraged, but not required to identify themselves by name. Each caller may have up to 3 minutes to speak, but the Mayor, at her discretion, may reduce the time allowance if warranted by the volume of calls**

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

- 8.      [20-1747](#)      Council Report/Appointment of a Voting Delegate and Alternate to the League of California Cities Annual Conference and Expo**

**Recommended Action:**

Appoint Mayor Lyn Semeta to serve as the voting delegate and City Council Member Kim Carr as alternate, to represent the City of Huntington Beach at the 2020 League of California Cities Annual Conference & Expo. The General Assembly will be held virtually on Friday, October 9, 2020.

**CITY MANAGER'S REPORT**

- 9.     [20-1887](#)     **Ascon Landfill Site Update**
- 10.    [20-1888](#)     **Update of the City COVID-19 Response Plan and Actions for Review and Discussion**
- 11.    20-1889     **Community Services Director Chris Slama to present a recap of summer 2020 programs, services and events for the department**

**CITY CLERK'S REPORT**

- 12.    20-1874     **City Clerk to announce National Voter Registration Day, Tuesday, September 22, 2020**

**CONSENT CALENDAR**

- 13.    20-1871     **Adopt Resolution No. 2020-57 amending the Fiscal Year 2020/21 Budget to carry over unspent appropriations from Fiscal Year 2019/20 for the continuation of Capital Improvement Program (CIP) projects**

**Recommended Action:**

Adopt Resolution No. 2020-57, "A Resolution of the City Council of the City of Huntington Beach Amending the Fiscal Year 2020/21 Budget to Carry Over Unspent Appropriations from Fiscal Year 2019/20," which incorporates and references the continuation of funding. Exhibit A lists individual capital improvement projects and their respective carryover amounts totaling \$16,530,872.

- 14.    20-1567     **Adopt Resolution No. 2020-60 amending the City's Classification Plan, and approve the modified Classification Titles of Marine Safety Officer, Marine Safety Captain, and Marine Safety Battalion Chief**

**Recommended Action:**

Adopt Resolution No. 2020-60, "A Resolution of the City Council of the City of Huntington

Beach Amending the City's Classification Plan and Approve the Modified Classification Titles of Marine Safety Officer, Marine Safety Captain and Marine Safety Battalion Chief."

- 15. 20-1831 Approve and authorize the execution of a License Agreement with Palermo Investments, LLC, for the 401 Main Street Project**

**Recommended Action:**

Approve and authorize the Mayor and City Clerk to execute and record the "License Agreement Between the City of Huntington Beach and Palermo Investments, LLC, to Provide Installation and Maintenance of Landscaping and Landscaping Improvements in the Public Right-of-Way" for the 401 Main Street Project.

- 16. 20-1833 Approve an Amendment to the Professional Services Contract with Dudek for On-Call Construction Management and Engineering Services**

**Recommended Action:**

Approve and authorize the Mayor and the City Clerk to execute "Amendment No. 1 to Agreement between the City of Huntington Beach and Dudek for On-Call Construction Management and Engineering Services" to increase the contract amount from \$1,500,000 to \$1,875,000.

- 17. 20-1872 Approve and authorize execution of the Operational Area Agreement of the County of Orange and Political Subdivisions to comply with Standardized Emergency Management System regulations**

**Recommended Action:**

Approve and authorize the Mayor and City Clerk to execute, "Operational Area Agreement of the County of Orange and Political Subdivisions."

- 18. 20-1875 Approve the Acquisition and Sale Agreement between the City of Huntington Beach and the Huntington Beach City School District for the acquisition of three portable buildings for use at the City's Homeless Navigation Center**

**Recommended Action:**

Authorize the Director of Public Works to execute the "Acquisition and Sale Agreement" with the Huntington Beach City School District for three portable buildings in a form approved by the City Attorney.

- 19. 20-1885 Approve and authorize a One-Year Professional Services Contract Term Extension for as-needed Design/Landscape Architectural Services with RJM Design Group, Inc., as well as a contract increase**

**with a not-to-exceed amount of \$500,000; and a One-Year Term  
Extension with Integrated Consulting Group, Inc. (ICG)**

**Recommended Action:**

A) Approve and authorize the Mayor and City Clerk to execute "Amendment No. 1 to Professional Services Contract Between The City of Huntington Beach and RJM Design Group, Inc., for As-Needed Professional Design/Landscape Architectural Services" to increase the contract amount with a not-to-exceed amount of \$500,000 and extend the term to November 20, 2021; and,

B) Approve and authorize the Mayor and City Clerk to execute "Amendment No. 1 to Professional Services Contract Between The City of Huntington Beach and Integrated Consulting Group, Inc., for As-Needed Professional Design/Landscape Architectural Services" to extend the term to November 20, 2021.

- 20.    20-1886        Authorize the release of a Request for Proposals (RFP) and the  
formation of an Ad-Hoc Review Committee for the commissioning of  
a Public Art Element in Huntington Central Park**

**Recommended Action:**

A) Authorize the release of a Request for Proposals (RFP) to commission a public art component of the Central Library Fountain Restoration project currently included in the FY 2020/21 CIP; and,

B) Authorize Mayor Semeta to appoint an ad-hoc Huntington Central Park Public Art Committee to develop a scope of services for the RFP, review the proposals, and recommend to the City Council the final art selection and location.

- 21.    [20-1873](#)        Adopt Ordinance No. 4211 approving Zoning Map Amendment No.  
20-001 to rezone property located at 311 17th Street (Nguyen  
Properties)  
Approved for introduction September 8, 2020 - Vote: 7-0**

**Recommended Action:**

Approve Zoning Map Amendment No. 20-001 with findings (Attachment 1) and adopt Ordinance No. 4211, "An Ordinance of the City of Huntington Beach Amending District Map 10 (Sectional Map 10-6-11) of the Huntington Beach Zoning and Subdivision Ordinance to Rezone the Real Properties Located at 311 17th Street (APN # 023-156-13 and APN # 023-156-14) from Commercial General (CG) to Residential Medium High Density - Subdistrict (RMH-A) (Zoning Map Amendment No. 20-001)" (Attachment 2).

**ADMINISTRATIVE ITEMS**

**22. 20-1884 Approve the Huntington Central Park West Playground Equipment Design Concept**

**Recommended Action:**

Approve the Huntington Central Park West playground equipment design concept as approved by the Community Services Commission at their September 10, 2020 meeting.

**23. 20-1837 City Council consideration of directing staff to prepare an Ordinance regulating Short-Term Rentals (STRs)**

**Recommended Action:**

Provide staff with direction on one of the following options which would require the City Council to consider if these proposed regulations apply to the entire City or only portions of town:

1. Direct staff to prepare an Ordinance regulating STRs with the Low Threshold Regulations;
2. Direct staff to prepare an Ordinance regulating STRs with the Medium Threshold Regulations;
3. Direct staff to prepare an Ordinance regulating STRs with the High Threshold Regulations.

**COUNCILMEMBER ITEMS**

**24. 20-1883 Submitted by Councilmember Delgleize - Development of an Internet Access Pilot Program**

**Recommended Action:**

I recommend that the City Council direct the City Manager to develop a school internet access pilot program for economically disadvantaged families in Huntington Beach for formal City Council consideration.

**COUNCILMEMBER COMMENTS (Not Agendized)**

**ADJOURNMENT**

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Monday, October 5, 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>**