



## AGENDA

### City Council/Public Financing Authority Regular Meeting

Monday, October 5, 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 HBTB-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 agenda 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 (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 speaker 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 speakers.**

**RECESS TO CLOSED SESSION**

**CLOSED SESSION**

1.     [20-1912](#)     **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION. Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) of Section 54956.9: Number of cases, three (3).**
  
2.     **20-1925     CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. (Paragraph (1) of subdivision (d) of Section 54956.9). Name of case: Cruz (Martin & Ana) and N.B.C. v. City of Huntington Beach, et al.; USDC Case No. 8:19-cv-1449-DOC (ADSx).**

**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.     **20-1913       Maha Ragab of the Muslim Community and member of the Greater Huntington Beach Interfaith Council**

**CLOSED SESSION REPORT BY CITY ATTORNEY**

**AWARDS AND PRESENTATIONS**

4.     **20-1877       Mayor Semeta to issue a proclamation recognizing October 4-10, 2020 as Fire Prevention Week**
5.     **20-1918       Mayor Semeta to present the Making a Difference Award to Mary Chiappetta of Soroptimist International of Huntington Beach**
6.     **20-1920       Presentation of the Orange County Mayors 34 Cities Strong Public Service Announcement**

**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 speaker 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 speakers.**

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

7.     **20-1927       Request by Mayor Pro Tem Jill Hardy to Consider Appointment of Council Member Kim Carr as Mayor Pro Tem for the Remainder of this Year**

**Recommended Action:**

Vote to appoint Council Member Kim Carr as Mayor Pro Tem for the remainder of this year.

**CITY MANAGER'S REPORT**

8.     **20-1922     Update of the City COVID-19 Response Plan and Actions for Review and Discussion**

**CONSENT CALENDAR**

9.     **[20-1856](#)     Approve and Adopt Minutes**

**Recommended Action:**

Approve and adopt the City Council/Public Financing Authority regular meeting minutes dated September 8, 2020 and the City Council/Public Financing Authority regular meeting minutes dated September 21, 2020, as written and on file in the office of the City Clerk.

10.    **20-1858     Approve and authorize execution of Amendment No. 1 to the Professional Services Contract with Derek J. McGregor, Inc. for On-Call Plan Check and Engineering Services**

**Recommended Action:**

Approve and authorize the Mayor and City Clerk to execute, "Amendment No. 1 to Professional Services Contract Between The City of Huntington Beach and Derek J. McGregor, Inc. DBA DMC Engineering for On Call Plan Check and Engineering Services" increasing the contract amount by \$180,000 from the original amount of \$400,000.

11.    **20-1910     Approve License Agreement between the City of Huntington Beach and Seaview Little League for use and maintenance of baseball fields and related improvements at LeBard Park**

**Recommended Action:**

Approve and authorize the Mayor and City Clerk to execute the License Agreement between the City of Huntington Beach and Seaview Little League for use and maintenance of ballfields and related improvements at LeBard Park.

12.    **20-1911     Approve License Agreement between the City of Huntington Beach and Huntington West Little League, Inc., for the use of baseball fields and related improvements at Marina Park**

**Recommended Action:**

Approve and authorize the Mayor and City Clerk to execute the License Agreement between the City of Huntington Beach and Huntington West Little League, Inc., for the use of baseball fields and related improvements in Marina Park.

**13. 20-1923 City Council Position on Two State Ballot Measures as Recommended by the City Council Intergovernmental Relations Committee (IRC)**

**Recommended Action:**

A) Approve to temporarily set aside Resolution No. 4344, Section 1.01.08 Statewide Ballot Propositions; and

B) Adopt Resolution No. 2020-63, "A Resolution of the City Council of the City of Huntington Beach Opposing Proposition 15;" and/or

C) Adopt Resolution No. 2020-64, "A Resolution of the City Council of the City of Huntington Beach in Support of Proposition 22."

**ORDINANCES FOR INTRODUCTION**

**14. 20-1909 Consider Regulations Related to Rules of Civility and Decorum at Public Meetings and at City Hall by Approving for Introduction Ordinance No. 4220 to Add Chapter 2.29 to the Huntington Beach Municipal Code (HBMC), and Adopting Resolution No. 2020-62 Related to Rules of Decorum at Public Meetings**

**Recommended Action:**

A) Approve for introduction Ordinance No. 4220, "An Ordinance of the City of Huntington Beach Adding Chapter 2.29 to the Huntington Beach Municipal Code Regarding Conduct on City Hall Campus;" and,

B) Adopt Resolution No. 2020-62, "A Resolution of the City Council of the City of Huntington Beach Governing Rules of Decorum at Public Meetings."

**15. 20-1926 Approve for Introduction Ordinance No. 4219 Adding Chapter 10.49 to the Huntington Beach Municipal Code (HBMC) Relating to the Prohibition on Repairs and Sales of Bicycles and Bicycles Parts on Public Property**

**Recommended Action:**

Approve for Introduction Ordinance No. 4219, "An Ordinance of the City of Huntington Beach adding Chapter 10.49 to the Huntington Beach Municipal Code relating to the prohibition on repairs and sales of bicycles and bicycle parts on public property."

**COUNCILMEMBER COMMENTS (Not Agendized)**

**ADJOURNMENT**

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Monday, October 19, 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>**