



AGENDA

City Council/Public Financing Authority Regular Meeting

Monday, November 16, 2020 at 6:00 PM

MAYOR AND CITY COUNCIL

LYN SEMETA, Mayor

KIM CARR, Mayor Pro Tem

PATRICK BRENDEN, Councilmember

BARBARA DELGLEIZE, Councilmember

JILL HARDY, 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.

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 November 16, 2020, City Council meeting:**

The public may submit a comment via Zoom Webinar, with the preferred method of entry from a computer device. 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. A phone-in option is also available.

At 6:00 PM, individuals wishing to provide a comment on agenda items may join the webinar via the Zoom app and enter **Webinar ID 971 5413 0528**, or can click on the following link <https://huntingtonbeach.zoom.us/j/97154130528>. Individuals may also join the webinar by calling **(669) 900-6833** and entering **Webinar ID 971 5413 0528**. Attendees will be placed in a holding queue and prompted to speak when the Clerk announces their name or the last three digits of their phone number. 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 holding queue will remain open for approximately 15 minutes. The process as previously described will also be followed for items scheduled for Closed Session and speakers should enter the queue at the time associated with each specific event. After a speaker's comments conclude, they will be disconnected from the webinar.

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. 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, Carr, Semeta, Peterson, Hardy, 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 Zoom Webinar by entering Webinar ID 971 5413 0528, or join by phone by calling (669) 900-6833. 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. [20-2024](#) **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION.
(Paragraph (1) of subdivision (d) of Section 54956.9). Name of case:
Jeffrey (Terrence) v. City of Huntington Beach, et al.; OCSC Case
No.: 30-2020-01165156.**

2. [20-2025](#) **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION.
(Paragraph (1) of subdivision (d) of Section 54956.9). Name of case:
Brewster (Terri Lynn) v. City of Huntington Beach; OCSC Case No.
30-2020-01160094.**

6:00 PM – COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

ROLL CALL

Posey, Delgleize, Carr, Semeta, Peterson, Hardy, 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. [20-1916](#) **Pastor Joe Pedick, Calvary Chapel of the Harbour**

CLOSED SESSION REPORT BY CITY ATTORNEY

AWARDS AND PRESENTATIONS

4. [20-1988](#) **Mayor Semeta to present a video of the Navigation Center Ribbon Cutting Ceremony held on November 2, 2020**
5. [20-2028](#) **Mayor Semeta to present the Mayor's HB Excellence Award to Sarah Whitecotton, Senior Accounting Technician, Department of Public Works**

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 Zoom Webinar by entering Webinar ID 971 5413 0528, or join by phone by calling (669) 900-6833. 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

CITY MANAGER'S REPORT

CITY CLERK'S REPORT

6. [20-2002](#) **Recognition of Award by California Revealed Initiative of the State Library to Digitize Archival Materials**

CONSENT CALENDAR

7. [20-2008](#) **Approve and Adopt Minutes**

Recommended Action:

Approve and adopt the City Council/Public Financing Authority regular meeting minutes dated November 2, 2020 and the City Council special meeting minutes dated November 5, 2020, as written and on file in the office of the City Clerk.

8. [20-1970](#) **Adopt Resolution No. 2020-75 modifying the salary of the elected City Clerk**

Recommended Action:

Adopt Resolution No. 2020-75, "A Resolution of the City Council of the City of Huntington Beach Modifying the Salary for the Elected City Clerk," including Exhibit "A" - Exhibit 1 of the Non-Associated Executive Management Salary Schedule, Effective November 2, 2020.

9. [20-2004](#) **Adopt Resolution No. 2020-76 approving the M2 Expenditure Report for the City of Huntington Beach to comply with Renewed Measure M2 funding eligibility as administered by the Orange County Transportation Authority (OCTA)**

Recommended Action:

Adopt Resolution No. 2020-76, "A Resolution of the City Council of the City of Huntington Beach Concerning the Measure M2 Expenditure Report for the City of Huntington Beach."

10. [20-2011](#) **Receive and file a status update on the 6th Cycle Regional Housing Needs Assessment (RHNA) process**

Recommended Action:

Receive and file the Regional Housing Needs Assessment process status update.

11. [20-2019](#) **Approve one (1) appointment and two (2) reappointments to the Harbor Commission, as recommended by City Council Liaisons, Mayor Semeta and Councilmember Erik Peterson**

Recommended Action:

A) Approve the appointment of Brian Griley as a Member of the Harbor Commission through December 31, 2024; and,

B) Approve the re-appointment of John Ochs as a Member of the Harbor Commission through December 31, 2024; and,

C) Approve the re-appointment of Michael Van Voorhis as a Member of the Harbor

Commission through December 31, 2024.

12. [20-2033](#) **Consider an Interim Extension of the Temporary Closure of the Second and Third Blocks of Main Street to Vehicular Traffic Through February 28, 2021, to Allow Restaurants and Select Retail to Serve Patrons in the Public Right-of-Way**

Recommended Action:

Authorize the City Manager to continue the temporary closure of the second and third blocks of Main Street to vehicular traffic to accommodate outdoor dining and retail in the public right-of-way until February 28, 2021.

13. [20-1981](#) **Accept the lowest responsive and responsible bid and authorize execution of a construction contract with Golden State Constructors in the amount of \$845,925 for the Zone 3 Residential Curb Ramp Project, CC-1620; and, authorize appropriation of funds**

Recommended Action:

A) Accept the lowest responsive and responsible bid submitted by Golden State Constructors in the amount of \$845,925; and,

B) Appropriate \$190,000 from the undesignated Measure “M” Fund (213) fund balance to Account 21390004.82300; and,

C) Authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney.

14. [20-1982](#) **Approve an increase in contingency for the Water Well No. 1A, Replacement Project of Well No. 1, CC-1495 by allocating additional funds of \$270,000**

Recommended Action:

Approve an increase in contingency for the Water Well No. 1A, Replacement Project of Well No. 1, CC-1495, from ten percent (10%) to seventeen percent (17%), allocating an additional \$270,000.

15. [20-2027](#) **Approve and authorize the Mayor and City Clerk to execute Professional Service Contracts with Dakota Communications and Barrios & Associates, LLC, for On-Call Public Affairs Services**

Recommended Action:

A) Approve and authorize the Mayor and City Clerk to execute “Professional Services Contract Between the City of Huntington Beach and Dakota Communications”; and

B) Approve and authorize the Mayor and City Clerk to execute “Professional Services Contract Between the City of Huntington Beach and Barrios & Associates LLC.”

16. [20-2009](#) **Adopt Ordinance No. 4221 to amend Section 2.76.010 of the Huntington Beach Municipal Code related to exclusions from competitive service (Fiscal Year 2020/21 Reorganization Plan in Response to COVID-19)**
Approved for introduction November 2, 2020 - Vote: 7-0

Recommended Action:

Adopt Ordinance No. 4221, “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.”

ADMINISTRATIVE ITEMS

17. [20-2029](#) **Approve Professional Services Contracts between the City of Huntington Beach and Soundskilz, Inc. for Production and Management of the Annual Fourth of July Celebration; and, between the City of Huntington Beach and Stacey Newton, Independent Contractor for Consultative Services for the Annual Fourth of July Celebration**

Recommended Action:

A) Approve and authorize the Mayor and City Clerk to execute a “Professional Services Contract between the City of Huntington Beach and Soundskilz, Inc. for production and management service of the annual Fourth of July Celebration,” and;

B) Approve and authorize the Mayor and City Clerk to execute a “Professional Services Contract between the City of Huntington Beach and Stacey Newton, Independent Contractor for consultation service of the annual Fourth of July Celebration.”

ORDINANCES FOR INTRODUCTION

18. [20-1978](#) **Approve for Introduction Ordinance No. 4224 amending the Huntington Beach Municipal Code by adding Chapter 5.120 (Short-Term Rentals)**

Recommended Action:

Approve for introduction Ordinance No. 4224, “An Ordinance of the City Council of the City of Huntington Beach Amending the Huntington Beach Municipal Code by Adding Chapter 5.120, Regulating Short-Term Rentals” (Attachment 1).

19. [20-2030](#) **Approve for Introduction Ordinance No. 4223 Amending Chapter 10.44 of the Huntington Beach Municipal Code Regarding Recreational Vehicles**

Recommended Action:

Approve for Introduction Ordinance No. 4223, "An Ordinance of the City Council of the City of Huntington Beach amending Chapter 10.44 of the Huntington Beach Municipal Code regarding recreational vehicles."

COUNCILMEMBER COMMENTS (Not Agendized)

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Monday, December 7, 2020, at 6:00 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>