



## AGENDA - \*Revised\*

### City Council/Public Financing Authority Regular Meeting

**Tuesday, February 16, 2021 at 4:00 PM**

#### **MAYOR AND CITY COUNCIL**

*KIM CARR, Mayor*

*TITO ORTIZ, Mayor Pro Tem*

*BARBARA DELGLEIZE, Councilmember*

*DAN KALMICK, Councilmember*

*NATALIE MOSER, Councilmember*

*ERIK PETERSON, Councilmember*

*MIKE POSEY, Councilmember*

#### **Virtual Location**

**Huntington Beach, CA**

#### **STAFF**

*OLIVER CHI, City Manager*

*MICHAEL E. GATES, City Attorney*

*ROBIN ESTANISLAU, City Clerk*

*ALISA BACKSTROM, City Treasure*

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.

**PUBLIC PARTICIPATION/ZOOM ACCESS:** In keeping with the Governor's mandate to limit in-person gatherings that can spread COVID-19, the Tuesday, February 16, 2021 meeting of the Huntington Beach City Council will be held virtually.

The City offers several ways to view City Council meetings live or on-demand. Council meetings are livestreamed on HBT Channel 3 (replayed on Tuesday's at 10:00 a.m., and Wednesday's at 6:00 p.m.). In addition, live and archived meetings for on-demand viewing can be accessed from <https://huntingtonbeach.legistar.com/calendar>, or from any Roku or Apple device by downloading the Cablecast Screenweave App and searching for the City of Huntington Beach channel.

**PUBLIC COMMENTS:** At 6:00 PM, individuals wishing to attend the meeting to provide a comment on agenda items may enter **Zoom Webinar ID 971 5413 0528** via computer device, or by phone at **(669) 900-6833**. The Webinar can be accessed here: <https://huntingtonbeach.zoom.us/j/97154130528>. Attendees utilizing computer devices to request to speak may select the "Raise Hand" feature in the Webinar Controls section. Attendees entering the Webinar and requesting to speak by phone can enter \*9 to enable the "Raise Hand" feature, followed by the \*6 prompt that unmutes their handheld device microphone. Attendees will be 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 process will only be active during designated portions of the agenda (Public Comment and/or Public Hearing). After a speaker concludes their comment, their microphone will be muted, but they may remain in Webinar attendance for the duration of the meeting.

Members of the public unable to attend the Zoom Webinar but interested in communicating with the City Council on agenda-related items, are encouraged to submit a written (supplemental) communication via email at [SupplementalComm@Surfcity-hb.org](mailto:SupplementalComm@Surfcity-hb.org), or [City.Council@surfcity-hb.org](mailto:City.Council@surfcity-hb.org). Supplemental Communications are public record, and if received by 2:00 PM on Tuesday, February 16, 2021, will be distributed to the City Council prior to consideration of agenda-related items, posted to the City website, and announced, but not read, at the meeting. Supplemental Communications received following the 2:00 PM deadline will be incorporated into the administrative record the following day.

**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.

4:00 PM - COUNCIL CHAMBERS

CALL TO ORDER

ROLL CALL

Peterson, Kalmick, Ortiz, Carr, Posey, Moser, Delgleize

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

**PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS (3 Minute Time Limit) - Anyone wishing to provide a comment on a Study Session or Closed Session item may join Zoom Webinar ID 971 5413 0528 via computer device, or by calling (669) 900-6833 (see agenda cover sheet for request to speak instructions). Individuals will be 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 speaker may have up to 3 minutes to speak; however, the time allowance may be reduced if warranted by the volume of speakers**

**STUDY SESSION**

1. [21-157](#) California Statewide Communities Development Authority (CSCDA) presentation on the Statewide Community Infrastructure and Workforce Housing Programs

**RECESS TO CLOSED SESSION**

**CLOSED SESSION**

2. [21-142](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION. (Gov. Code section 54956.9(d)(1).) Name of case: Kennedy Commission, et al. v. City of Huntington Beach; OCSC Case No. 30-2015-00801675.
3. [21-143](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION. (Gov. Code section 54956.9(d)(1).) Name of case: Wilson (Carrie) v. City of Huntington Beach, et al.; OCSC Case No. 30-2019-01094238.
4. [21-144](#) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION. (Gov. Code section 54956.9(d)(1).) Name of case: Rodriguez (Christian A.) v. City of Huntington Beach, et al.; OCSC Case No.: 30-2020-01131129.

- \*New [21-166](#) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION.  
Significant Exposure to Litigation Pursuant to Paragraph (2) of  
Subdivision (d) of Section 54956.9: Number of cases, one (1).**

**6:00 PM – COUNCIL CHAMBERS**

**RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING**

**ROLL CALL**

Peterson, Kalmick, Ortiz, Carr, Posey, Moser, Delgleize

**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. [21-117](#) Marsha Rechsteiner from Saints Simon and Jude Catholic Church  
and member of the Greater Huntington Beach Interfaith Council**

**CLOSED SESSION REPORT BY CITY ATTORNEY**

**AWARDS AND PRESENTATIONS**

- 6. [21-092](#) Mayor Carr to recognize American Heart Month during the month of  
February 2021**
- 7. [21-161](#) Mayor Carr to present the Mayor’s HB Excellence Award to  
Catherine Lukehart, Homeless Outreach Coordinator, Huntington  
Beach Police Department**

**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 Zoom Webinar ID 971 5413 0528 via computer device, or by calling (669) 900-6833 (see agenda cover sheet for request to speak instructions). Individuals will be prompted to speak when the Clerk announces their name or the last three digits of their phone number. Public comments will only be heard during this portion of the agenda. Speakers are encouraged, but not required to identify themselves by name. Each speaker may have up to 3 minutes to speak; however, the time allowance may be reduced if**

warranted by the volume of speakers

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

**CITY MANAGER'S REPORT**

8. [21-160](#) **Regional Housing Needs Assessment (RHNA) Update**

**CITY CLERK'S REPORT**

9. [21-123](#) **Presentation on the Safe and Sane Fireworks Stand Application and  
Lottery Process for 2021**

**CONSENT CALENDAR**

10. [21-116](#) **Approve and Adopt Minutes**

**Recommended Action:**

A) Approve and adopt the City Council special meeting minutes dated January 5, 2021;  
and,

B) Approve and adopt the City Council/Public Financing Authority regular meeting  
minutes dated February 1, 2021, as written and on file in the office of the City Clerk.

11. [21-072](#) **Approve, accept, and authorize the appropriation of a donation in the  
amount of \$150,000 from the Friends of the Huntington Beach Public  
Library**

**Recommended Action:**

Approve, accept, and authorize the appropriation of \$150,000 donation from the Friends  
of the Huntington Beach Public Library during Fiscal Year 2020/21 for use to expand the  
collection.

12. [21-111](#) **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.

13. [21-107](#) **Adopt Resolution No. 2021-09 authorizing the Director of Public  
Works to request a project delay from the Orange County  
Transportation Authority (OCTA) for the commencement of the Bolsa**

**Chica Street/Valley View Street Corridor Project**

**Recommended Action:**

Adopt Resolution No. 2021-09, "A Resolution of the City Council of the City of Huntington Beach Authorizing a Request to Pursue a Project Delay from the Orange County Transportation Authority (OCTA) for the Bolsa Chica Street/Valley View Street Corridor Project - Project P Regional Traffic Signal Synchronization Program - Comprehensive Transportation Funding Program."

14. [21-047](#) **Authorize execution of a License Agreement with C3 DLG 414 Main Street, LLC, for the 414 Main Street Mixed-Use Project located on the east side of Main Street between Orange Avenue and Pecan Avenue**

**Recommended Action:**

Authorize the Mayor and City Clerk to execute and record the, "License Agreement between the City of Huntington Beach and C3 DLG 414 Main Street, LLC, to Provide Installation and Maintenance of Landscaping and Landscaping Improvements in the Public Right-of-Way," for the 414-424 Main Street mixed-use project (Attachment 1).

15. [21-067](#) **Accept bid and authorize execution of a construction contract with Alfaro Communication Construction, Inc., in the amount of \$284,270 for the construction of fiber optic communications to Murdy Park, the Joint Powers Training Facility and the Water Operations Facility, CC-1593 and CC-1594**

**Recommended Action:**

A) Accept the lowest responsive and responsible bid submitted by Alfaro Communication Construction, Inc., in the amount of \$284,270; and,

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

**PUBLIC HEARING**

Anyone wishing to provide a comment on a Public Hearing item may join Zoom Webinar ID 971 5413 0528 via computer device, or by calling (669) 900-6833 (see agenda cover sheet for request to speak instructions). Individuals will be 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 speaker may have up to 3 minutes to speak; however, the time allowance may be reduced if warranted by the volume of speakers

16. [21-078](#) **Appeal of Conditional Use Permit No. 20-012, Coastal Development Permit No. 20-013, and Special Permit No. 20-001 (714 Pacific Coast**

**Highway Mixed Use)**

**Recommended Action:**

Staff recommends the City Council take the following actions:

- A) Find the proposed project exempt from the California Environmental Quality Act pursuant to Section 15332 of the CEQA Guidelines; and,
- B) Approve Conditional Use Permit No. 20-012, Coastal Development Permit No. 20-013, and Special Permit No. 20-001 with findings and conditions of approval (Attachment No. 1).

**ADMINISTRATIVE ITEMS**

- 17. [21-100](#) **Consider an Extension of the Temporary Closure of the Second Block of Main Street to Vehicular Traffic Through Labor Day (September 6, 2021); Authorize Staff to Engage an Urban Design Firm; and, Appoint the Mayor, Mayor Pro Tem, and a City Council Member to Serve on an Ad Hoc Downtown Urban Design Study Committee**

**Recommended Action:**

- A) Authorize the City Manager to continue the temporary closure of the second block of Main Street to vehicular traffic to accommodate outdoor dining and retail in the public right-of-way through September 6, 2021; and,
- B) Authorize staff to engage an Urban Design Firm; and,
- C) Establish an Ad Hoc Downtown Urban Design Study Committee; and,
- D) Appoint the Mayor, Mayor Pro Tem, and a City Council Member to the Ad Hoc Committee.

- 18. [21-124](#) **Year-End Audit results for the FY 2019/20 Comprehensive Annual Financial Report (CAFR) and FY 2020/21 Mid-Year Budget Adjustments & Updates**

**Recommended Action:**

- A) Receive and File the FY 2019/20 Comprehensive Annual Financial Report; and,
- B) Approve mid-year budget adjustments to the FY 2020/21 Revised Budget in the funds and by the amounts contained in Attachment 1.

**ORDINANCES FOR INTRODUCTION**

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19. [21-052](#) **Approve for introduction Ordinance No. 4228 to amend Chapter 13.10 of the Huntington Beach Municipal Code Prohibiting the Storage of Personal Property on Public or Private Property**

**Recommended Action:**

Approve for introduction Ordinance No. 4228, "An Ordinance of the City of Huntington Beach Amending Chapter 13.10 of the Huntington Beach Municipal Code Prohibiting the Storage of Personal Property on Public or Private Property."

**COUNCILMEMBER COMMENTS (Not Agendized)**

**ADJOURNMENT**

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Monday, March 1, 2021, 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>