



AGENDA

City Council/Public Financing Authority Regular Meeting

Monday, March 1, 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 Treasurer

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 Monday, March 1, 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 or non-agendized 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. Once the Mayor opens Public Comments, speakers will be provided a 15-minute window to raise their hands, and will be prompted to speak when the City 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, or City.Council@surfcity-hb.org. Supplemental Communications are public record, and if received by 2:00 PM on Monday, March 1, 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. 21-180 Joint Study Session of the Planning Commission and City Council to receive an overview on the 6th Cycle Housing Element process and public outreach plan**

Roll Call - Planning Commission: Alan Ray (Chair); Brendon Perkins (Vice-Chair); Kayla Acosta-Galvan; Connie Mandic; Oscar Rodriguez; John Scandura; Gracey Van Der Mark

RECESS TO CLOSED SESSION

CLOSED SESSION ANNOUNCEMENT(S)

- 2. 21-188 Mayor Carr to announce: Pursuant to Government Code § 54957.6, the City Council takes this opportunity to publicly introduce and identify designated labor negotiator, City Manager Oliver Chi; also in attendance Travis Hopkins, Assistant City Manager, to discuss the recruitment / appointment of the Chief of Police**

CLOSED SESSION

3. 21-185 **CONFERENCE WITH LABOR NEGOTIATORS (Gov. Code section 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, to discuss the recruitment / appointment of the Chief of Police**

4. 21-190 **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION. (Gov. Code section 54956.9(d)(1).) Name of case: City of Huntington Beach v. Surf City Beach Cottages, et al.; OCSC Case No. 30-2016-00874885**

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. 21-118 **Mark Currie of Bahai' of Huntington Beach and member of the Greater Huntington Beach Interfaith Council**

CLOSED SESSION REPORT BY CITY ATTORNEY

AWARDS AND PRESENTATIONS

6. 21-175 **Mayor Carr to proclaim the month of March 2021 as Women's History Month**

7. 21-183 **Mayor Carr to present a proclamation for California Arbor Day to the Huntington Beach Tree Society**

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0528 via computer device, or by calling (669) 900-6833 (see agenda cover sheet for request to speak instructions). Once the Mayor opens Public Comments, speakers will be provided a 15-minute window to raise their hands, and 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. [21-179](#) **E-Bike Enforcement Practices on the Beach Pedestrian Path**
9. 21-181 **Representatives from Orange County Transportation Authority (OCTA) to present a status report on the 405-Widening Project**

CONSENT CALENDAR

10. [21-171](#) **Approve and Adopt Minutes**

Recommended Action:

Approve and adopt the City Council/Public Financing Authority regular meeting minutes dated February 16, 2021, as written and on file in the office of the City Clerk.

11. 21-106 **Adopt Resolution No. 2021-13 authorizing submittal of a Grant Application to the California Department of Resources Recycling and Recovery for Rubberized Asphalt Concrete (RAC)**

Recommended Action:

Adopt Resolution No. 2021-13, "A Resolution of the City Council of the City of Huntington Beach Authorizing Submittal of Applications for all CalRecycle Grants for which the City of Huntington Beach is Eligible."

12. 21-162 **Approve and authorize execution of Amendment No. 1 to Cooperative Agreement No. C-8-1882 for the Orange County Enhanced Mobility for Seniors and Disabled (EMSD) Grant Program between the Orange County Transportation Authority (OCTA) and the City of Huntington Beach**

Recommended Action:

Approve and authorize the Mayor to execute "Amendment No. 1 to Cooperative Agreement No. C-8-1882 Between the Orange County Transportation Authority and City of Huntington Beach" for a term of May 23, 2019, through September 30, 2023.

13. 21-173 **Authorize the Public Works Director to request a two-year extension from the Orange County Transportation Authority for the City's Project V Grant for the Huntington Beach Southeast Rideshare Pilot Program**

Recommended Action:

Authorize the Public Works Director to request a two-year extension of the timeframe for the City's Project V Grant for the Huntington Beach Southeast Rideshare Pilot Program.

14. 21-164 **Adopt Resolution No. 2021-16 authorizing the application for a Drinking Water State Revolving Fund (DWSRF) Grant to fund the proposed Old Pirate Lane State Small Water System (SSWS) Consolidation project, and designate the Director of Public Works as an authorized representative for the application**

Recommended Action:

A) Adopt Resolution No. 2021-16, "A Resolution of the City Council of the City of Huntington Beach Approving the Application for Drinking Water State Revolving Grant Funds From the California Water Resources Control Board" to fund the proposed Old Pirate Lane State Small Water System Consolidation project; and,

B) Designate the position of Public Works Director as the authorized representative of the City of Huntington Beach, on behalf of the Old Pirate Lane State Small Water System, to sign documents pertaining to the funding application.

15. 21-168 **Adopt Resolution No. 2021-18 (Supplemental Fee Resolution 13), establishing Short-Term Rental (STR) Permit Fees; adding a Code Enforcement Officer I and Code Enforcement Officer II to the Table of Organization; and amending the City's Fiscal Year 20-21 Budget to the extent necessary to accommodate such expenditures**

Recommended Action:

A) Adopt Resolution No. 2021-18, "A Resolution of the City Council of the City of Huntington Beach Establishing Short-Term Rental Permit Fees by Amending Resolution 2016-59, as Resolution 2016-59, as Amended by Resolution Nos. 2017-28, 2017-44, 2017-46, 2018-01, 2018-29, 2018-48, 2018-55, 2019-07, 2019-19, 2020-37 and 2021-17, Which Established a Consolidated Comprehensive Citywide Master Fee and Charges Schedule (Supplemental Fee Resolution 13)"; and,

B) Authorize the addition of a Code Enforcement Officer I and Code Enforcement Officer II to the Table of Organization; and,

C) Amend the City's Fiscal Year 20-21 Budget to the extent necessary to accommodate such expenditures.

16. **21-192** **Adopt Resolution No. 2021-20 (Carr Park Renovation) approving the application for Statewide Park Development and Community Revitalization program Grant Funds to the State of California Department of Parks and Recreation for Carr Park**

Recommended Action:

Adopt Resolution 2021-20, "A Resolution of the City Council of the City of Huntington Beach Approving the Application for Statewide Park Development and Community Revitalization Program Funds (Carr Park Renovation)."

17. **[21-170](#)** **Adopt 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
Approved as amended 6-1 (Peterson - No)**

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."

PUBLIC HEARING

When the Mayor opens the Public Hearing, individuals wishing to provide a comment 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). Speakers will be provided a 15-minute window to raise their hands, and 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

18. **21-172** **Adopt Resolution No. 2021-17 (Supplemental Fee Resolution 12), establishing Fees and Charges for Use and Operator Permits for Group Homes and Sober Living Homes and Hourly Billing Rates for Code Enforcement Services**

Recommended Action:

Adopt Resolution No. 2021-17, "A Resolution of the City Council of the City of Huntington

Beach Establishing and Updating Use Permit and Operator Permit Fees for Group Homes and Sober Living Homes and Hourly Billing Rates for Code Enforcement Services by Amending Resolution 2016-59, as amended pursuant to Resolution Nos. 2017-28, 2017-44, 2017-46, 2018-01, 2018-29, 2018-48, 2018-55, 2019-07, 2019-19, 2019-87 and 2020-37, Which Established a Consolidated Comprehensive Citywide Master Fee and Charges Schedule” (Supplemental Fee Resolution 12).

ADMINISTRATIVE ITEMS

- 19. 21-177 Adopt Resolution No. 2021-12 authorizing the refinance of the City’s Unfunded Accrued Liability Account Balance through the Sale of Taxable Pension Obligation Bonds to Refund All or a Portion of the City’s Obligation to the California Public Employees’ Retirement System, and authorizing the Execution and Delivery of a Bond Purchase Contract and a Continuing Disclosure Certificate and the Preparation of an Official Statement and Other Matters Related Thereto; and, authorize and approve Certain Actions with Respect Thereto; and, Adopt Resolution No. 2021-19 Adopting the City’s Unfunded Accrued Pension Liability Policy**

Recommended Action:

A) Adopt Resolution No. 2021-12, “A Resolution of the City Council of the City of Huntington Beach Authorizing the Sale of Taxable Pension Obligation Bonds to Refund All or a Portion of the City’s Obligation to the California Public Employees’ Retirement System, and Authorizing the Execution and Delivery of a Bond Purchase Contract and a Continuing Disclosure Certificate and the Preparation of an Official Statement and Other Matters Related Thereto; and,

B) Authorize the City Manager and City Clerk to take all administrative and budgetary actions necessary to perform the bond issuance; and,

C) Adopt Resolution No. 2021-19, “A Resolution of the City Council of the City of Huntington Beach Adopting the City’s Unfunded Accrued Pension Liability Policy.”

COUNCILMEMBER COMMENTS (Not Agendized)

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Monday, March 15, 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>