



AGENDA - *Revised

City Council/Public Financing Authority

Tuesday, July 20, 2021

Closed Session – 5:00 PM
Regular Meeting – 6:00 PM

MAYOR AND CITY COUNCIL

KIM CARR, Mayor

BARBARA DELGLEIZE, Mayor Pro Tem

DAN KALMICK, Councilmember

NATALIE MOSER, Councilmember

ERIK PETERSON, Councilmember

MIKE POSEY, Councilmember

Council Chambers

2000 Main Street

Huntington Beach, CA 92648

--or--

Virtual via Zoom Webinar

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.

IN-PERSON PUBLIC PARTICIPATION/ZOOM ACCESS: Members wishing to attend the meeting in person are encouraged to wear a face covering unless fully vaccinated.

Alternate ways to view City Council meetings live or on-demand remain: livestreamed on HBTB Channel 3 (replayed on Wednesday's at 10:00 a.m., and Thursday's at 6:00 p.m.); live and archived meetings for on-demand viewing accessed from <https://huntingtonbeach.legistar.com/calendar>; or, from any Roku, Fire TV 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 provide a comment on agendized or non-agendized items may do so in person by completing a **Request to Speak** form delivered to the City Clerk, or from a virtual location by entering **Zoom Webinar ID 971 5413 0528** via computer device, or by phone at **(669) 900-6833**. The **Zoom Webinar** can be accessed here: <https://huntingtonbeach.zoom.us/j/97154130528>. Those 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, in-person attendees will be called to speak first. Speakers attending via Zoom 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. All speakers are encouraged, but not required to identify themselves by name. Each individual 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. The Public Comment process will only be active during designated portions of the agenda (Public Comments and/or Public Hearing). After a virtual 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 personally participate in the meeting 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 Tuesday, July 20, 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.

5:00 PM - COUNCIL CHAMBERS

CALL TO ORDER

ADMINISTER OATH OF OFFICE

City Clerk Estanislau to administer the Oath of Office to newly appointed member of the City Council

ROLL CALL

Peterson, _____, Delgleize, Carr, Posey, Moser, Kalmick

City Attorney Michael Gates has requested permission to be absent pursuant to City Charter Section 309(d)

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 item(s) scheduled for Closed Session may do so either in person by filling out a Request to Speak form, via computer through Zoom Webinar ID 971 5413 0528, or Zoom Webinar by phone by calling (669) 900-6833 (see agenda cover sheet for request to speak instructions). Zoom Webinar participants wishing to speak will be provided a 15-minute window to “raise their hands,” and prompted to speak when the Clerk announces their name or the last three digits of their phone number. All speakers are encouraged, but not required to identify themselves by name. Speakers providing comments in person will be called to speak first, and each speaker may have up to 3 minutes unless the volume of speakers warrants reducing the time allowance.

RECESS TO CLOSED SESSION

CLOSED SESSION

1. [21-521](#) **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. [21-527](#) **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. (Gov. Code section 54956.9(d)(1).) Name of case: Gonzalez (Joshua) v. City of Huntington Beach, et al.; USDC Case No.: 8:18-cv-00953-DOC (DFMx).**

3. [21-547](#) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -
Initiation of Litigation (Government Code § 54956.9(d)(4)) Orange
County Council of Governments v. Gustavo Velasquez, et al. Los
Angeles Superior Court, Central District Case No. 21STCP01970

6:00 PM – COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

ROLL CALL

Peterson, _____, Delgleize, Carr, Posey, Moser, Kalmick

City Attorney Michael Gates has requested permission to be absent pursuant to City Charter
Section 309(d)

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.

4. [21-452](#) Maha Ragab of the Muslim Community, HB and member of the
Huntington Beach Interfaith Council

CLOSED SESSION REPORT BY CITY ATTORNEY

AWARDS AND PRESENTATIONS

5. [21-497](#) Mayor Carr to call on Coach Ryan Parker and the Marina High School
Boys Volleyball to recognize their accomplishment as CIF Champs
6. [21-528](#) Mayor Carr to present the Mayor's HB Excellence Award to Mike
Dean, Building Inspector III, Community Development Department

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

CITY MANAGER'S REPORT

7. [21-525](#) **Crime Statistics: Update**

CONSENT CALENDAR

8. [21-523](#) **Approve and Adopt Minutes**

Recommended Action:

Approve and adopt the City Council/Public Financing Authority regular meeting minutes dated July 6, 2021, as written and on file in the office of the City Clerk.

9. [21-484](#) **Approve and authorize execution of Professional Services Contracts for On-Call Grant Writing and Administration Consulting Services with Advanced Avant-Garde, Inc., Engineering Solution Services, KOA Corporation, and Villa Civil, APC**

Recommended Action:

A) Approve and authorize the Mayor and City Clerk to execute, “Professional Services Contract Between the City of Huntington Beach and Advanced Avant-Garde Corporation, for On-Call Grant Writing and Administrative Consulting Services,” in an amount not to exceed \$250,000; and,

B) Approve and authorize the Mayor and City Clerk to execute, “Professional Services Contract Between the City of Huntington Beach and Engineering Solutions Services for On-Call Grant Writing and Administrative Consulting Services,” in an amount not to exceed \$250,000; and,

C) Approve and authorize the Mayor and City Clerk to execute, “Professional Services Contract Between the City of Huntington Beach and KOA Corporation for On-Call Grant Writing and Administrative Consulting Services,” in an amount not to exceed \$250,000; and,

D) Approve and authorize the Mayor and City Clerk to execute, “Professional Services

Contract Between the City of Huntington Beach and Villa Civil, APC, for On-Call Grant Writing and Administrative Consulting Services,” in an amount not to exceed \$250,000.

10. [21-493](#) **Approve and authorize execution of Professional Services Contracts for On-Call Architectural Engineering Services with Johnson Favaro, Kitchell, PBK-WLC, Studio One Eleven, and Westberg White**

Recommended Action:

A) Approve and authorize the Mayor and City Clerk to execute, “Professional Services Contract Between the City of Huntington Beach and Johnson Favaro for On-Call Architectural Engineering and Professional Consulting Services,” in an amount not to exceed \$2,000,000; and,

B) Approve and authorize the Mayor and City Clerk to execute, “Professional Services Contract Between the City of Huntington Beach and Kitchell/CEM, Inc. for On-Call Architectural Engineering and Professional Consulting Services,” in an amount not to exceed \$1,000,000; and,

C) Approve and authorize the Mayor and City Clerk to execute, “Professional Services Contract Between the City of Huntington Beach and PBK-WLC for On-Call Architectural Engineering and Professional Consulting Services,” in an amount not to exceed \$1,000,000; and,

D) Approve and authorize the Mayor and City Clerk to execute, “Professional Services Contract Between the City of Huntington Beach and RDC-S111, Inc. dba Studio One Eleven for On-Call Architectural Engineering and Professional Consulting Services,” in an amount not to exceed \$1,000,000; and,

E) Approve and authorize the Mayor and City Clerk to execute, “Professional Services Contract Between the City of Huntington Beach and Westberg White, Inc. for On-Call Architectural Engineering and Professional Consulting Services,” in an amount not to exceed \$1,000,000.

11. [21-492](#) **Approve and authorize execution of Amendment No. 1 to the Agreement Between the City of Huntington Beach and Central Net Operations/Joint Powers for Fire Emergency Training Services**

Recommended Action:

Approve and authorize the Mayor and City Clerk to execute, “Amendment No. 1 to the Agreement Between the City of Huntington Beach and Central Net Operations/Joint Powers for Fire Emergency Training Services.”

12. [21-520](#) **Approve and authorize execution of Amendment No. 1 to**

**Cooperative Agreement No. C-3-1845 with Orange County
Transportation Authority (OCTA) for Project V Community Based
Transit/Circulators**

Recommended Action:

Approve and authorize the Mayor and City Clerk to execute, "Amendment No. 1 to Cooperative Agreement No. C-3-1845 Between Orange County Transportation Authority and the City of Huntington Beach for Project V Community Based Transit/Circulators (Project No. 14-HBCH-CBT-3743)."

13. [21-524](#) **Approve and authorize execution of Amendment No. 3 to Professional Services Contract with Goal Productions for On-Call Video Production Services for HBTB Channel 3**

Recommended Action:

Approve and authorize the Mayor and City Clerk to execute, "Amendment No. 3 to Professional Services Contract Between the City of Huntington Beach and Goal Productions, Inc. for On-Call Video Production Services."

14. [21-529](#) **Approve and authorize execution of a Ground Lease Agreement with the Ocean View School District of Orange County regarding the Oak View Library Branch and Parking Lot Site**

Recommended Action:

Approve and authorize the Mayor and City Clerk to execute, "Ground Lease Agreement between the City of Huntington Beach and Ocean View School District of Orange County RE: Oak View Library Branch and Parking Lot Site."

15. [21-541](#) **Accept the lowest responsive and responsible bid and authorize execution of a construction contract with J&A Engineering Corporation (J&A Fence) in the amount of \$1,096,227 for the Bluff Top Park Railing Project, CC-1631**

Recommended Action:

A) Accept the most responsive and responsible bid submitted by J&A Fence in the amount of \$1,096,227; and,

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

- ➡ *17. [21-550](#) **Approve an appointment to the Mobile Home Advisory Board (MHAB)**

Recommended Action:

Approve the appointment of Vickie Talley as an Owner Member of the MHAB effective immediately through August 5, 2025.

ADMINISTRATIVE ITEMS

16. [21-531](#) **Approve Middle Income Housing Program by adopting Resolution No. 2021-43 and Resolution No. 2021-44; Authorize the City Manager to enter into Public Benefit Agreements and execute Middle-Income Housing Program agreements, and determine that these actions are not subject to the California Environmental Quality Act**

Recommended Action:

A) Adopt Resolution Nos. 2021-43 and 2021-44 approving, authorizing, and directing execution of joint exercise of powers agreements relating to the CMFA Special Finance Agency VII and VIII (collectively the "Agency") supporting the Agency's issuance of bonds for the production, preservation, and protection of essential middle-income rental housing ("Middle-Income Housing Program"); and,

B) Authorize and direct the City Manager to enter into Public Benefit Agreements, substantially in the form attached, with the Agency, which may result in the City receiving surplus revenue from the future sale of the Projects; and,

C) Authorize and direct the City Manager to execute related documents and take any additional actions that may be required to implement the Middle-Income Housing Program; and,

D) Determine that this action is not subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15060(c)(2) and 15060(c)(3), because it will not result in a direct or reasonably foreseeable indirect physical change in the environment, and it is not a "project" pursuant to Section 15378(b)(5) of the State CEQA Guidelines.

COUNCILMEMBER COMMENTS (Not Agendized)

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Tuesday, August 3, 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>