



AGENDA

CITY COUNCIL/PUBLIC FINANCING AUTHORITY

Tuesday, November 16, 2021

Council Chambers

2000 Main Street

Huntington Beach, CA 92648

No Study Session / Closed Session 4:00 PM

Regular Meeting - 6:00 PM

MAYOR AND CITY COUNCIL

KIM CARR, Mayor

BARBARA DELGLEIZE, Mayor Pro Tem

RHONDA BOLTON, Councilmember

DAN KALMICK, Councilmember

NATALIE MOSER, Councilmember

ERIK PETERSON, Councilmember

MIKE POSEY, Councilmember

STAFF

OLIVER CHI, City Manager

MICHAEL E. GATES, City Attorney

ROBIN ESTANISLAU, City Clerk

ALISA BACKSTROM, City Treasurer

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, or request assistance from the staff or Sergeant-at-Arms at the meeting.

PUBLIC COMMENTS: To address the legislative body on items of interest not scheduled for public hearing, *Request to Speak* forms will be made available at the meeting and are collected by the staff or Sergeant at Arms. Some legislative bodies may provide different *Request to Speak* forms for public hearing items.

AUDIO/VIDEO ACCESS TO BROADCASTED MEETINGS: City Council and Planning Commission meetings are televised live on HBTV-3 Channel 3, and can be viewed via live or archived website at <https://huntingtonbeach.legistar.com>.

4:00 PM - COUNCIL CHAMBERS

CALL TO ORDER

ROLL CALL

Peterson, Bolton, Delgleize, Carr, Posey, Moser, Kalmick

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

PUBLIC COMMENTS PERTAINING TO CLOSED SESSION ITEMS (3 Minute Time Limit) - At approximately 4:00 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 should "raise their hands," and will be 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 ANNOUNCEMENT(S)

1. [21-874](#) **Mayor Carr to Announce: Pursuant to Government Code § 54957.6, the City Council takes this opportunity to publicly introduce and identify designated labor negotiators: Oliver Chi, City Manager and Travis Hopkins, Assistant City Manager, who will be participating in today's Closed Session discussions regarding labor negotiations with: Huntington Beach Firefighters' Association (HBFA), Fire Management Association (FMA), Police Management Association (PMA), Marine Safety Management Association (MSMA), Management Employees' Organization (MEO) and Huntington Beach Municipal Teamster (HBMT)**

CLOSED SESSION

2. [21-854](#) **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION. (Paragraph (1) of subdivision (d) of Section 54956.9). Name of case: Kennedy Commission, et al. v. City of Huntington Beach**

(Beach-Edinger Corridor); OCSC Case No 30-2015-00801675.

3. [21-864](#) **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION.**
 (Paragraph (1) of subdivision (d) of Section 54956.9). Name of case:
 Tater (Michael George), Staniskis (Kyla Skye) v. City of Huntington
 Beach, et al.; USDC Case No. 8:20-cv-01772-JVS (JDEX)
4. [21-865](#) **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION.**
 (Paragraph (1) of subdivision (d) of Section 54956.9). Name of case:
 In re: National Prescription Opiate Litigation; USDC Case No.:
 1:17md2804.
5. [21-887](#) **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. [21-872](#) **PUBLIC EMPLOYEE APPOINTMENT (Gov. Code section 54957(b)(1).)**
 Title: Interim City Manager.
7. [21-873](#) **PUBLIC EMPLOYEE APPOINTMENT (Gov. Code section 54957(b)(1).)**
 Title: City Manager.
8. [21-888](#) **PUBLIC EMPLOYEE APPOINTMENT (Gov. Code section 54957(b)(1).)**
 Title: Police Chief.
9. [21-867](#) **CONFERENCE WITH LABOR NEGOTIATORS (Gov. Code section**
 54957.6.) Agency designated representatives: Oliver Chi, City
 Manager and Travis Hopkins, Assistant City Manager. Employee
 Organizations: Huntington Beach Firefighters' Association (HBFA),
 Fire Management Association (FMA), Police Management
 Association (PMA), Marine Safety Management Association (MSMA),
 Management Employees' Organization (MEO) and Huntington Beach
 Municipal Teamsters (HBMT).
10. [21-897](#) **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION.**
 Significant Exposure to Litigation Pursuant to Paragraph (2) of

Subdivision (d) of Section 54956.9: Number of cases, two (2).

6:00 PM – COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

ROLL CALL

Peterson, Bolton, Delgleize, Carr, Posey, Moser, Kalmick

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.

11. [21-790](#) **Rev. Nathan Biornstad of St. Wilfrid’s Episcopal Church in Huntington Beach and member of the Greater Huntington Beach Interfaith Council**

CLOSED SESSION REPORT BY CITY ATTORNEY

AWARDS AND PRESENTATIONS

12. [21-858](#) **Mayor Carr to proclaim November 27 as “Small Business Saturday” and present proclamation to Huntington Beach Chamber of Commerce Chair-Elect and Interim CEO John Villa**
13. [21-807](#) **Mayor Carr to present commendations for the “HB Making a Difference Award” to local non-profits who went above and beyond with the oil spill cleanup efforts including: Bolsa Chica Conservancy, the Wetlands and Wildlife Care Center and the Bolsa Chica Land Trust**
14. [21-857](#) **Mayor Carr to present the Mayor’s HB Excellence Award for the month of October to Renee Van Arsdale, Administrative Secretary, Public Works Department**
15. [21-893](#) **Mayor Carr to present the Mayor’s HB Excellence Award for the month of November to Mark Birchfield, Wastewater Supervisor,**

Public Works 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 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). 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.

While the City Council welcomes public involvement and free speech, it rejects comments from anyone that are discriminatory, defamatory or otherwise not protected speech. Those comments will not inform nor be considered by the City Council and may be cause for the Mayor to interrupt the public speaker. Such public comments will not be consented to or otherwise adopted by the City Council in its discussions and findings for any matter tonight.

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

CITY MANAGER'S REPORT

CONSENT CALENDAR

16. [21-835](#) Approve and Adopt Minutes

Recommended Action:

Approve and adopt the City Council/Public Financing Authority regular meeting minutes dated November 2, 2021, and the City Council special meeting minutes dated November 6, 2021, as written and on file in the office of the City Clerk.

17. [21-824](#) Adopt Resolution No. 2021-60 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. 2021-60, "A Resolution of the City Council of the City of Huntington Beach Concerning the Measure M2 Expenditure Report for the City of Huntington Beach."

18. [21-832](#) **Adopt Resolution No. 2021-63 authorizing an application for grant funds from the California Division of Boating and Waterways to purchase a marine vessel sewer pump-out/dump station; and, authorize appropriation of funds**

Recommended Action:

A) Adopt Resolution No. 2021-63, "A Resolution of the City Council of the City of Huntington Beach to Authorize an Application for Funds to Purchase a Marine Vessel Sewer Pump-out/Dump Station;" and,

B) Appropriate \$25,000 in grant funding, once officially awarded, into a grant account established by the Finance Department.

19. [21-823](#) **Adopt Resolution No. 2021-64 certifying the City of Huntington Beach has authorized the Project List Submittal for Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (CRRSAA) Funding through the Orange County Transportation Authority (OCTA) 2021 Pavement Relief Funding Program; and authorize appropriation of funds**

Recommended Action:

A) Adopt Resolution No. 2021-64, "A Resolution of the City Council of the City of Huntington Beach Which Certifies the City of Huntington Beach has Authorized the Project List Submittal for Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (CRRSAA) Funding through the Orange County Transportation Authority 2021 Pavement Management Relief Funding Program;" and,

B) Appropriate \$578,011 in grant funding, once officially awarded, into a grant account established by the Finance Department.

20. [21-817](#) **Approve and authorize execution of the First Amendment to Site License Agreement with Cingular Wireless for the Wireless Communications Facility at Fire Station - Edwards**

Recommended Action:

Approve and authorize the Mayor and City Clerk to execute the "First Amendment to Site License Agreement Between City of Huntington Beach and Cingular Wireless for a Wireless Communications Facility at Fire Station 6 - Edwards" based on the terms and conditions as presented herein.

22. [21-855](#) **Appropriate grant and matching funds for the Local Roadway Safety Plan (LRSP)**

Recommended Action:

- A) Appropriate \$139,650 to LRSP grant fund account 127285201.69365; and,
- B) Appropriate \$50,350 to Prop 42 fund account 21985201.69365.

23. [21-868](#) **Approve and authorize the execution of a Professional Services Agreement with Revize to Redesign and Maintain the City's Website; and authorize appropriation of funds**

Recommended Action:

- A) Approve a three-year Professional Services Agreement with Revize for website redesign and annual maintenance; and,
- B) Authorize the appropriation of \$75,000 from the General Fund into the Public Information Office account.

PUBLIC HEARING

Individuals wishing to provide a comment on items scheduled for public hearing 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). Zoom Webinar participants wishing to speak are encouraged 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. 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.

24. [21-831](#) **Public Hearing to consider acceptance of the Five-Year Economic Development Subsidy Report for McKenna Motors Huntington Beach, Inc. Sales Tax Sharing Agreement**

Recommended Action:

- A) Open the public hearing and receive written and oral testimony; and,
- B) Receive and file the "Five-Year Economic Development Subsidy Report Pursuant to California Government Code Section 53083 for a Sales Tax Sharing Agreement by and Between the City of Huntington Beach and McKenna Motors Huntington Beach, Inc.," in compliance with Government Code Section 53083.

ADMINISTRATIVE ITEMS

21. [21-852](#) **Authorize the City Manager to execute a Sole Source purchase order for the purchase of two (2) Tesla Model Y Electric Vehicles for**

addition to the Police Department fleet

Recommended Action:

Approve the sole source purchase of two (2) Tesla Model Y Electric Vehicles.

25. [21-863](#) **Adopt Resolution Nos. 2021-65 and 2021-66 and approve for introduction Ordinance Nos. 4239, 4240, 4241, 4242, 4243, 4244 to update the Huntington Beach Municipal Code to reform, consolidate, and dissolve a select number of the City's Boards, Commissions, and Committees**

Recommended Action:

A) Approve the official dissolution of the Strategic Planning Ad-hoc Committee and BCC Review Ad-hoc Committee; and/or,

B) Approve the consolation of the Economic Development Committee and Downtown Economic Development Committee; and/or,

C) Approve the conversion of Smart Cities Ad-hob Committee into a standing, three-Council member, Smart Cities & Technology Committee; and/or,

D) Adopt Resolution No. 2021-65, "A Resolution of the City Council of the City of Huntington Beach repealing Resolution No. 2000-78 to formally dissolve the Children's Needs Task Force;" and/or,

E) Adopt Resolution No. 2021-66, "A Resolution of the City Council of the City of Huntington Beach amending and reconstituting the Human Relations Task Force to the Huntington Beach Human Relations Committee (HBHRC);" and/or,

F) Approve for Introduction Ordinance No. 4242, "An Ordinance of the City Council of the City of Huntington Beach amending the Huntington Beach Municipal Code by repealing Chapter 2.103 and 2.111 and creating a new chapter 2.111 titled "Citizen Infrastructure Advisory Board/Public Works Commission;" and approve the official dissolution of the Beautiful, Landscape, and Tree (BLT) Committee; and/or,

G) Approve for Introduction Ordinance No. 4241, "An Ordinance of the City Council of the City of Huntington Beach repealing the Huntington Beach Municipal Code Chapters 2.64 and 2.84 and adding a new chapter 2.64 titled Community Services Commission;" and/or,

H) Approve for Introduction Ordinance No. 4243, An Ordinance of the City Council of the City of Huntington Beach repealing the Huntington Beach Municipal Code Chapter Chapters 2.86 and 2.30 and add a new chapter 2.30 titled Community and Library Services Department;" and/or,

I) Approve for Introduction Ordinance No. 4240, "An Ordinance of the City Council of the City of Huntington Beach amending the Huntington Beach Municipal Code Chapter 2.102 entitled Environmental & Sustainability Board;" and/or,

J) Approve for Introduction Ordinance No. 4239, "An Ordinance of the City Council of the City of Huntington Beach amending the Huntington Beach Municipal Code Chapter 2.109 entitled Finance Commission;" and/or,

K) Approve for Introduction Ordinance No. 4244, "An Ordinance of the City Council of the City of Huntington Beach amending the Huntington Beach Municipal Code Chapter 2.100."

26. [21-875](#) **Consider 1) Directing Staff to Solicit Proposals to Prepare Construction Documents for a Redesign of Main Street and 2) an Extension of the Temporary Closure of the Second block of Main Street to Vehicular Traffic**

Recommended Action:

A) Direct staff to solicit proposals to prepare construction documents for Main Street reconfiguration.

And

B) Direct Staff to extend the temporary closure of the second block of Main Street to vehicular traffic during the reconfiguration evaluation.

27. [21-877](#) **Consider Approval of the Community Services Commission Approved Edison Park Reconfiguration Conceptual Plan**

Recommended Action:

Approve the final Edison Park reconfiguration conceptual plan, and authorize staff to move forward with initiating development of the design and bid package for construction of the updated facility.

28. [21-880](#) **Introduction of the Proposed Memorandum of Understanding Between the Huntington Beach Firefighters' Association (HBFA) and the City of Huntington Beach for July 1, 2021, through December 31, 2023**

Recommended Action:

Approve the introduction of the proposed Memorandum of Understanding between the Huntington Beach Firefighters' Association and the City of Huntington Beach for the period of July 1, 2021, through December 31, 2023.

29. [21-889](#) **Introduction of the Proposed Memorandum of Understanding**

**Between the Huntington Beach Fire Management Association (FMA)
and the City of Huntington Beach for July 1, 2021, through December
31, 2023**

Recommended Action:

Approve the introduction of the proposed Memorandum of Understanding between the Huntington Beach Fire Management Association and the City of Huntington Beach for the period of July 1, 2021, through December 31, 2023.

COUNCILMEMBER ITEMS

30. [21-898](#) **Submitted by Mayor Carr and Councilmember Kalmick - Proposal to
create a new position of Chief of Staff to better support City Council
activities**

Recommended Action:

It is recommended that the City Council vote to direct the City Manager to develop a job class specification establishing a "Chief of Staff" position modeled after the same role in Costa Mesa for City Council approval.

31. [21-900](#) **Submitted by Mayor Pro Tem Delgleize - Adopt an Ordinance to
prohibit the unlawful possession of Catalytic Converters**

Recommended Action:

Direct the City Manager, Police Chief, and City Attorney to draft an ordinance to prohibit the unlawful possession of catalytic converters and present it to the City Council for further consideration.

32. [21-899](#) **Submitted by Councilmembers Kalmick and Moser - Consider
implementing a study to identify Street Segments eligible for Speed
Limit Reductions under AB 43 (Friedman)**

Recommended Action:

It is recommended that the City Council direct the City Manager coordinate a citywide assessment to identify a list of qualifying streets that are recommended for speed limit reductions, with priority given to streets that have a history of fatal and severe injury collisions.

COUNCILMEMBER COMMENTS (Not Agendized)

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Tuesday, December 7, 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>