



AGENDA

City Council/Public Financing Authority

Tuesday, June 7, 2022

Special Meetings of the Charter Revision Committee and Housing Authority

4:00 PM Study Session / 5:00 PM Closed Session

6:00 PM Regular Meeting

MAYOR AND CITY COUNCIL

BARBARA DELGLEIZE, Mayor
MIKE POSEY, Mayor Pro Tem
RHONDA BOLTON, Councilmember
KIM CARR, Councilmember
DAN KALMICK, Councilmember
NATALIE MOSER, Councilmember
ERIK PETERSON, Councilmember

Council Chambers

2000 Main Street
Huntington Beach, CA 92648

--or--

Virtual via Zoom Webinar

STAFF

SEAN JOYCE, Interim City Manager
MICHAEL E. GATES, City Attorney
ROBIN ESTANISLAU, City Clerk
ALISA BACKSTROM, City Treasurer

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

Assembly Bill 361 (AB 361) authorizes public meetings to take place via teleconference (i.e., virtual using Zoom), or in person if in part, State and Local officials continue to recommend measures to promote social distancing. In addition to this hybrid format, 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: Individuals wishing to provide a comment on agendized or non-agendized items, including Study Session, Closed Session, and Public Hearing, 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>. Instructions for those utilizing computer devices to request to speak are provided in each section of the agenda where public comments are accepted.

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 the day of the meeting, 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. Communications received following the 2:00 PM deadline will be incorporated into the administrative record.

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

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS (3 Minute Time Limit) - At approximately 4:00 PM, individuals wishing to provide a comment on item(s) scheduled for Study Session or Closed Session may do so either in person by filling out a Request to Speak form delivered to the City Clerk, via computer through Zoom Webinar ID 971 5413 0528, or Zoom Webinar by phone by calling (669) 900-6833. Once the Mayor opens Public Comments, in-person participants will be called to speak first. Zoom Webinar participants wishing to speak will be provided a 15-minute window to 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. Individuals will be prompted to speak when the Clerk announces their name or the last three digits of their phone number. After a virtual speaker concludes their comment, their microphone will be muted. All speakers are encouraged, but not required to identify themselves by name. Each speaker may have up to 3 minutes unless the volume of speakers warrants reducing the time allowance.

STUDY SESSION

CHARTER REVISION COMMITTEE ROLL CALL: Benton, McKeon, Miller, Mircheff, Mulvihill, Ray, Thompson

1. [22-479](#) Charter Revision Committee's Proposed Recommendations

RECESS TO CLOSED SESSION

CLOSED SESSION

2. [22-496](#) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION. Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) of Section 54956.9: Dalia Hijazi vs. City of Huntington Beach, Claim No. COHB 2020-116.
3. [22-499](#) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION. Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) of Section 54956.9: Litigation threatened in

December 21, 2021 letter from Cole/Huber, LLP.

6:00 PM – COUNCIL CHAMBERS

**RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING AND CALL TO ORDER
THE SPECIAL MEETING OF THE HOUSING AUTHORITY**

ROLL CALL

Peterson, Bolton, Posey, Delgleize, Carr, 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.

4. [22-314](#) **Rev. James Pike of Lutheran Church of the Resurrection in Huntington Beach and member of the Greater Huntington Beach Interfaith Council**

CLOSED SESSION REPORT BY CITY ATTORNEY

AWARDS AND PRESENTATIONS

5. [22-457](#) **Mayor Delgleize to call on Victoria Alberty to present the Adoptable Pet of the Month**
6. [22-425](#) **Mayor Delgleize to invite Fire Engineer Kane Johnson to introduce to the community Kingman, the Fire Department's new Peer Support Dog**
7. [22-408](#) **Mayor Delgleize to present the Mayor's HB Excellence Award to Chris Kelemen, Senior Legal Assistance in the City Attorney's Office**

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 delivered to the City Clerk, via computer through Zoom Webinar ID 971 5413 0528, or Zoom Webinar by phone by calling (669) 900-6833. Once the Mayor opens Public Comments, in-person participants will be called to speak first. Zoom Webinar participants wishing to speak will be provided a 15-minute window to 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. Individuals will be prompted to speak when the Clerk announces their name or the last three digits of their phone number. 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. All speakers are encouraged, but not required to identify themselves by name. 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

8. [22-466](#) **Selection of members to serve on the Charter Review Ballot Measure Ad Hoc Committee**

Recommended Action:

Appoint up to three Council Members to serve as members of the Charter Review Ballot Measure Ad Hoc Committee.

CITY MANAGER'S REPORT

9. [22-482](#) **"California Drought Update" to be presented by Alvin Papa, Deputy Director of Public Works**

CONSENT CALENDAR

10. [22-452](#) **Approve and Adopt Minutes**

Recommended Action:

Approve and adopt the City Council/Public Financing Authority regular, and Housing Authority special meeting minutes dated May 17, 2022.

11. [22-445](#) **Approve the appointment of Vanessa Chow to the Huntington Beach Human Relations Committee (HBHRC) as recommended by City Council Liaisons Rhonda Bolton and Natalie Moser**

Recommended Action:

Approve the appointment of Vanessa Chow as a member of the Huntington Beach Human Relations Committee through December 31, 2025, the end of term for the current

unscheduled vacancy, as recommended by City Council Liaisons Bolton and Moser.

12. [22-485](#) **Approve appointments to the Huntington Beach Historic Resources Board (HRB) as recommended by City Council Liaisons Rhonda Bolton and Erik Peterson**

Recommended Action:

A) Approve the appointment of Austin Edsell to the Huntington Beach Historic Resources Board for a term set to expire June 30, 2026, as recommended by City Council Liaisons Bolton and Peterson; and/or,

B) Approve the appointment of Catherine Johnson to the Huntington Beach Historic Resources Board for a term set to expire June 30, 2026, as recommended by City Council Liaisons Bolton and Peterson.

13. [22-484](#) **Approve the naming of the City-operated beach recreational vehicle (RV) campground located at 20903 Pacific Coast Highway as the “Huntington Beach RV Campground” as recommended by the Community & Library Services Commission**

Recommended Action:

Approve the recommendation made by the Community and Library Services Commission to name the City-operated beach RV campground located at 20903 Pacific Coast Highway to the “Huntington Beach RV Campground.”

14. [22-486](#) **Approve the renaming of the former Michael E. Rodgers Seniors’ Center site as recommended by the Community and Library Services Commission as 17th Street Park (for the parkland) and Michael E. Rodgers Clubhouse (for the community building)**

Recommended Action:

A) Approve recommendation by the Community and Library Services Commission to formally name the parkland located at 1706 Orange Avenue as 17th Street Park; and,

B) Approve recommendation by the Community and Library Services Commission to formally name the community building at 1706 Orange Avenue as the Michael E. Rodgers Clubhouse.

15. [22-460](#) **Approve the Fiscal Year 2020-2021 Infrastructure Fund Annual Report.**

Recommended Action:

Approve the Infrastructure Fund Annual Report for FY 2020/21.

16. [22-461](#) **Consider positions on legislation pending before the State**

**Legislature, as recommended by the Intergovernmental Relations
Committee (IRC)**

Recommended Action:

Approve the following positions on State legislation:

1. Oppose AB 2011 (Wicks)
2. Support SB 904 (Bates)
3. Support SB 1338 (Umberg, Eggman)

17. [22-448](#) **Adopt Resolution No. 2022-22 concerning the status and update of the Pavement Management Plan for the Measure M2 Program and adopt a 7-year Capital Improvement Program for Fiscal Years 2022/23 through 2028/29 for compliance with renewed Measure M eligibility requirements**

Recommended Action:

A) Adopt Resolution No. 2022-22, "A Resolution of the City Council of the City of Huntington Beach Concerning the Status and Update of the Pavement Management Plan for the Measure M2 Program"; and,

B) Adopt the 7-year Capital Improvement Program for Fiscal Years 2022/23 through 2028/29 for compliance with renewed Measure M eligibility requirements.

18. [22-414](#) **Adopt Resolution No. 2022-32 authorizing the Director of Public Works to execute agreements with the California Department of Transportation for the Oak View Neighborhood Cleanup and Beautification Project**

Recommended Action:

Adopt Resolution No. 2022-32, "A Resolution of the City Council of the City of Huntington Beach authorizing the Director of Public Works to execute agreements with Caltrans for the Oak View Neighborhood Cleanup and Beautification Project."

19. [22-449](#) **Reject bids for the Traffic Signal Modification Project at Main Street and Delaware Street, CC-1671**

Recommended Action:

Reject all bids for the Traffic Signal Modification project at the intersection of Main Street and Delaware Street, CC-1671.

20. [22-454](#) **Accept the lowest responsive and responsible bid and authorize execution of a construction contract with Horizons Construction Company in the amount of \$470,219 for the Gothard Restroom Improvements Project CC-1628; and, authorize change orders not to exceed 15%**

Recommended Action:

- A) Accept the lowest responsive and responsible bid submitted by Horizons Construction Company in the amount of \$470,219.00; and,
- B) Authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney; and,
- C) Authorize the Director of Public Works to execute change orders not to exceed a total of 15%.

21. [22-455](#) **Accept the lowest responsive and responsible bid and authorize execution of a construction contract with Tharsos, Inc. in the amount of \$642,355.00 for the Storm Water Pump Station Forebay Improvements Project (CC-1686); and, authorize change orders not to exceed a total of 20%**

Recommended Action:

- A) Accept the lowest responsive and responsible bid submitted by Tharsos, Inc., in the amount of \$642,355.00; and,
- B) Authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney; and,
- C) Authorize the Director of Public Works to execute change orders not to exceed 20% of the contract costs, or \$128,471.

22. [22-487](#) **Approve sole source purchase of a Spectrolab Search Light for the HBPD Aero Unit**

Recommended Action:

Approve Sole Source Purchase of a Spectrolab Search Light.

23. [22-422](#) **Approve Amendment No. 2 to the City's On-Call Water and Engineering Services Contract with HDR Engineering, Inc. extending the contract term for an additional two years**

Recommended Action:

Approve "Amendment No. 2 to Professional Services Contract Between the City of Huntington Beach and HDR Engineering, Inc. for On Call Water and Engineering Services."

24. [22-446](#) **Approve and authorize execution of an agreement with the City of Westminster for the Huntington Beach Police Department's continued use of the Westminster Firearm Training Facility**

Recommended Action:

Approve and authorize the Mayor and City Clerk to execute a two-year “Indemnification and Hold Harmless Agreement” with the City of Westminster to continue access and use of its Westminster Firearms Training Facility beginning July 1, 2022.

25. [22-450](#) **Approve and authorize execution and recordation of the First Amendment to Amended and Restated License and Maintenance Agreement with DCO Pacific City LLC, PC Group Retail LLC and Pacific City Hotel LLC for the Pacific City Project (Tract 16338)**

Recommended Action:

Approve and authorize the Mayor and City Clerk to execute and record the “First Amendment to Amended and Restated License and Maintenance Agreement” with DCO Pacific City LLC, PC Group Retail LLC and Pacific City Hotel LLC for the Pacific City project (Tract 16338) (Attachment 1).

26. [22-472](#) **Approve Final Tract Map No. 19154, accept Bonds, and authorize execution of a Subdivision Agreement for the Cameron Lane Townhomes Subdivision by S.G.V. Property Fund, LLC at 17532 Cameron Lane**

Recommended Action:

A) Approve Final Tract Map No. 19154 and accept the offer of easement pursuant to findings and requirements (Attachment No. 1); and,

B) Approve and authorize the Mayor and City Clerk to execute the Subdivision Agreement by and between the City of Huntington Beach and S.G.V. Property Fund, LLC (Attachment No. 6); and,

C) Accept Faithful Performance Bond No. 1001181018, Labor and Material Bond No. 1001181018 and Monument Bond No. 1001181019 as sureties (Attachment No. 7) for the installation of the subdivision’s required public improvements and survey monumentation; and,

D) Instruct the City Clerk to file the respective bonds with the City Treasurer and notify the Surety, American Contractors Indemnity Company of this action.

27. [22-478](#) **Approve and authorize execution of an Affordable Housing Loan Agreement between the Housing Authority, American Family Housing, and National Community Renaissance of California (National Core) for the Homekey HB Oasis Project located at 17251 Beach Boulevard and authorize the City Manager to enter into a future funding agreement between the City and the County of Orange for homelessness prevention supportive services; adopt**

**City Council Resolution No. 2022-20 and Housing Authority
Resolution No. 07**

Recommended Action:

A) Find the Homekey Project exempt from CEQA pursuant to Public Resources Code §21080.50 and direct staff to file a Notice of Exemption; and,

B) Adopt City Council Resolution No. 2022-20 (Attachment 1), "A Resolution of the City Council of the City of Huntington Beach Approving Actions Related to the Use of \$4.21 Million in Low and Moderate Income Housing Asset and HOME-ARP Funding for the Homekey Motel Conversion Project Located at 17251 Beach Boulevard; Finding the Homekey Project Exempt from California Environmental Quality Act Per Section 21080.50 and Directing Staff to File a Notice of Exemption; and Authorizing the City Manager to Negotiate, Execute, and Implement a Future Funding Agreement As Necessary Related to the \$1.81 Million in HOME-ARP Funds"; and,

C) Adopt Housing Authority Resolution No. 7 (Attachment 3), "A Resolution of the Huntington Beach Housing Authority Approving an Affordable Housing Agreement with American Family Housing and National Community Renaissance of California for \$2.4 Million of Low and Moderate Income Housing Asset Funds for the Homekey Motel Conversion Project located at 17251 Beach Boulevard and Authorizing the Executive Director to take Necessary Actions to Execute and Implement the Agreement"; and,

D) Appropriate \$2.4 million in the Low and Moderate Income Housing Fund (Fund 352) for the Homekey Conversion Project and appropriate \$1.81 million in HOME-ARP Funds to go toward the fifth year supportive services costs as needed.

28. [22-453](#) **Adopt Ordinance No. 4252 approving Zoning Text Amendment No. 22-001 amending development standards for minor accessory structures**
Approved for introduction May 17, 2022 - Vote: 7-0

Recommended Action:

Approve Zoning Text Amendment No. 22-001 with findings (Attachment No. 1) by adopting Ordinance No. 4252, "An Ordinance of the City Council of the City of Huntington Beach Amending Chapter 203 and Chapter 230 of the Huntington Beach Zoning and Subdivision Ordinance Relating to Minor Accessory Structures (Zoning Text Amendment No. 22-001)" (Attachment No. 2).

PUBLIC HEARING

Individuals wishing to provide a comment on an item scheduled for Public Hearing may do so either in person by filling out a Request to Speak form delivered to the City Clerk, via computer through Zoom Webinar ID 971 5413 0528, or Zoom Webinar by phone by calling (669) 900-6833. Once the Mayor opens Public Comments, in-person participants will be called to speak first. Zoom Webinar participants wishing to speak will be provided a 15-minute window to select the "Raise Hand" feature in the Webinar Controls section. Attendees entering the Webinar and requesting to

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29. [22-451](#) **Approve Mitigated Negative Declaration No. 21-003, Resolution No. 2022-23 approving General Plan Amendment No. 21-002, and Ordinance No. 4257 approving Zoning Map Amendment No. 21-001 (Olson Townhomes located at Talbert Avenue and Newland Street)**

Recommended Action:

A) Approve Mitigated Negative Declaration No. 21-003 with findings (Attachment No.1) and mitigation measures; and,

B) Approve General Plan Amendment No. 21-002 by adopting City Council Resolution No. 2022-23, "A Resolution of the City Council of the City of Huntington Beach Approving General Plan Amendment No. 21-002" (Attachment No. 2); and,

C) Approve Zoning Map Amendment No. 21-001 with findings (Attachment No. 1) and approve for introduction Ordinance No. 4257, "An Ordinance of the City of Huntington Beach Amending the Huntington Beach Zoning and Subdivision Ordinance to Rezone the Real Property Located at 8371 to 8461 Talbert Avenue from Residential Low Density (RL) to Residential Medium Density (RM)(Zoning Map Amendment No. 21-001)." (Attachment No. 3)

30. [22-489](#) **Continue an Appeal of Planning Commission's Denial of Entitlement Plan Amendment No. 22-003 to July 5, 2022 (7-11 Gas Station and Convenience Store)**

Recommended Action:

Continue an Appeal of the Planning Commission's Denial of Entitlement Plan Amendment No. 22-003 to July 5, 2022 at the applicant's request.

31. [22-471](#) **Consider adopting Resolution 2022-28 to adopt a Budget for the City for Fiscal Year 2022/2023, Resolution 2022-29 establishing the Gann Appropriation Limit, Resolution 2022-31 levying a Retirement Property Tax, Resolution 2022-34 amending the Classification Plan, Resolution 2022-35 updating the Master Fee and Charges Schedule (Supplemental Fee Resolution 16); and, authorize Professional Services included in budget to be representative of services projected, approve budget adjustments and authorize the purchase**

of one Urban Search and Rescue (USAR) Heavy Rescue Vehicle

Recommended Action:

- A) Adopt Resolution No. 2022-28, "A Resolution of the City Council of the City of Huntington Beach Adopting a Budget for the City for Fiscal Year 2022/23;" and,
- B) Authorize the Professional Services included in the FY 2022/2023 budget to be representative of the services projected to be utilized by departments in FY 2022/2023; and,
- C) Approve budget adjustments to the FY 2022/2023 Proposed Budget in the Funds and by the amounts contained in Attachment 2, Exhibit A-1; and,
- D) Adopt Resolution No. 2022-29, "A Resolution of the City Council of the City of Huntington Beach Establishing the Gann Appropriation Limit for Fiscal Year 2022/2023" of \$1,126,155,850;" and,
- E) Adopt Resolution No. 2022-31, "A Resolution of the City Council of the City of Huntington Beach Levying a Retirement Property Tax for Fiscal Year 2022/2023 to Pay for Pre-1978 Employee Retirement Benefits;" and,
- F) Adopt Resolution No. 2022-34, "A Resolution of the City Council of the City of Huntington Beach Amending the City's Classification Plan by Adding the Classification of Records Specialist;" and,
- G) Adopt Resolution No. 2022-35, "A Resolution of the City Council of the City of Huntington Beach Adopting An Updated Master Fee And Charges Schedule By Amending 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, 2019-87, 2020-37, 2021-17, 2021-18, 2021-36 And 2021-78, Which Established A Consolidated Comprehensive Citywide Master Fee And Charges Schedule (Supplemental Fee Resolution 16);" and,
- H) Authorize the City Manager or designee to purchase one Urban Search and Rescue (USAR) Heavy Rescue Vehicle in the amount of \$1,337,023.

ADMINISTRATIVE ITEMS

- 32. [22-462](#) **Adopt Resolution No. 2022-30 approving and implementing the Memorandum of Understanding (MOU) between the Surf City Lifeguard Employees' Association (SCLEA) and the City of Huntington Beach for June 11, 2022, through June 30, 2025**

Recommended Action:

- A) Adopt Resolution No. 2022-30, "A Resolution of the City Council of the City of Huntington Beach Approving and Implementing the Memorandum of Understanding Between the Surf City Lifeguard Employees' Association and the City of Huntington Beach

for June 11, 2022, through June 30, 2025;" and,

B) Authorize appropriations for all costs related to implementation of Resolution No. 2022-30.

33. [22-481](#) **Authorize and direct the Executive Director to execute an Exclusive Negotiating Agreement with Jamboree Housing Corporation to establish an exclusive negotiating period to determine the feasibility of Developer's acquisition of 17642 Beach Boulevard for a mixed-use project consisting of a homeless shelter, affordable housing and various ancillary uses**

Recommended Action:

Authorize and direct the City Manager to execute the "Exclusive Negotiating Agreement" with Jamboree Housing Corporation, in a form approved by the City Attorney.

COUNCILMEMBER COMMENTS (Not Agendized)

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Tuesday, June 21, 2022, 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>