



AGENDA – Revised

City Council/Public Financing Authority Regular Meeting

Tuesday, January 18, 2022

Closed Session – 5:00 PM

Regular Meeting – 6:00 PM

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

Virtual Location

Huntington Beach, CA

STAFF

SEAN JOYCE, Interim City Manager

MICHAEL E. GATES, City Attorney

ROBIN ESTANISLAU, City Clerk

ALISA BACKSTROM, City Treasurer

PUBLIC PARTICIPATION/ZOOM ACCESS: In keeping with the Governor’s mandate to limit in-person gatherings that can spread COVID-19, the Tuesday, January 18, 2022 meeting of the Huntington Beach City Council will be held virtually.

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 agenda items, including Study Session, Closed Session, and Public Hearing, may do so 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.

5:00 PM - VIRTUAL LOCATION

CALL TO ORDER

ROLL CALL

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

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 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 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. 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.

RECESS TO CLOSED SESSION

CLOSED SESSION

1. [22-037](#) **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION.**
 (Paragraph (1) of subdivision (d) of Section 54956.9). Name of case:
 Hernandez (Angela) v. City of Huntington Beach, et al., OCSC Case
 No. 30-2020-01137506.

2. [22-038](#) **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION.**
 (Paragraph (1) of subdivision (d) of Section 54956.9). Name of case:
 Emmer (Cynthia) v. City of Huntington Beach, OCSC Case No.
 30-2020-01145487.

3. [22-049](#) **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.

- *New 4. [22-058](#) **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION.**
(Paragraph (1) of subdivision (d) of Section 54956.9). Name of case:
Malaszewski (Aaron) v. City of Huntington Beach, et al., OCSC Case
No.: 30-2021-01206676.

6:00 PM – VIRTUAL LOCATION

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

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.

5. [21-962](#) **Marsha Rechsteiner, of 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. [22-025](#) **Mayor Delgleize to present commendation to 15-year-old Huntington Beach resident, Jack Rico, the youngest graduate ever at the University of Las Vegas**
7. [22-026](#) **Mayor Delgleize to present commendations to Murdy Community Center Recreation Leader Valerie Sanudo, and Parking and Camping Assistant, Monica Candelario for their individual heroic efforts**
8. [22-027](#) **Mayor Delgleize to present the Mayor's HB Excellence Award for the month of January to Richard Crosthwaite, Media Services Specialist, Community and Library Services 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 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 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. 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

CITY MANAGER'S REPORT

CONSENT CALENDAR

9. [21-1014](#) Approve and Adopt Minutes

Recommended Action:

- A) Approve and adopt the City Council/Public Financing Authority special meeting minutes dated November 12, 2021, as written and on file in the office of the City Clerk; and,
- B) Approve and adopt the City Council/Public Financing Authority special meeting minutes dated December 14, 2021, as written and on file in the office of the City Clerk; and,
- C) Approve and adopt the City Council/Public Financing Authority regular and special meeting minutes of the Housing Authority, Parking Authority, and Successor Agency dated December 21, 2021, as written and on file in the office of the City Clerk.

10. [22-006](#) Annual Review of the City Code of Ethics

Recommended Action:

Direct the City Clerk to record in the official minutes that the City Code of Ethics was

presented to the City Council, City Manager, Chairpersons, and City Department Directors for their review and distribution as required by Resolution No. 2016-73.

11. [21-972](#) **Reaffirm adoption of Resolution No. 2021-62 finding a proclaimed state of emergency continues to impact the ability to meet safely in person, and allows meetings of the City Council and all City boards, commissions and committees to be conducted remotely as needed in compliance with new Brown Act provisions identified in Assembly Bill 361**

Recommended Action:

Reaffirm Resolution No. 2021-62, "A Resolution of the City Council of the City of Huntington Beach, California, Finding that the Proclaimed State of Emergency Continues to Impact the Ability to Meet Safely in Person."

12. [21-1010](#) **Approve appointment of Iliana Velazquez to the Huntington Beach Human Relations Committee (HBHRC) as recommended by City Council Liaisons, Councilmember Rhonda Bolton and Councilmember Natalie Moser**

Recommended Action:

Approve the appointment of Iliana Velazquez 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.

13. [22-030](#) **Approve and authorize execution of Professional Services Contracts for On-Call Professional Design/Landscape Architectural Services with David Volz Design, Integrated Consulting Group, Inc., Michael Baker International, Inc., Moore Iacofano Goltsman, Inc., NUVIS, and RJM Design Group, Inc. each in an amount not to exceed \$1,000,000 over a three-year term**

Recommended Action:

A) Approve and authorize the Mayor and City Clerk to execute a "Professional Services Contract Between the City of Huntington Beach and David Volz Design Landscape Architects, Inc. for As-Needed Professional Design/Landscape Architectural Services" in an amount not to exceed \$1,000,000 over a three-year term; and,

B) Approve and authorize the Mayor and City Clerk to execute a "Professional Services Contract Between the City of Huntington Beach and Integrated Consulting Group, Inc. for As-Needed Professional Design/Landscape Architectural Services" in an amount not to

exceed \$1,000,000 over a three-year term; and,

C) Approve and authorize the Mayor and City Clerk to execute Professional Services Contract Between the City of Huntington Beach and Michael Baker International, Inc. for As-Needed Professional Design/Landscape Architectural Services” in an amount not to exceed \$1,000,000 over a three-year term; and,

D) Approve and authorize the Mayor and City Clerk to execute a “Professional Services Contract Between the City of Huntington Beach and Moore Iacofano Goltsman, Inc. (MIG, Inc.) for As-Needed Professional Design/Landscape Architectural Services” in an amount not to exceed \$1,000,000 over a three-year term; and,

E) Approve and authorize the Mayor and City Clerk to execute a “Professional Services Contract Between the City of Huntington Beach and NUVIS for As-Needed Professional Design/Landscape Architectural Services” in an amount not to exceed \$1,000,000 over a three-year term; and,

F) Approve and authorize the Mayor and City Clerk to execute a “Professional Services Contract Between the City of Huntington Beach and RJM Design Group, Inc. for As-Needed Professional Design/Landscape Architectural Services” in an amount not to exceed \$1,000,000 over a three-year term.

14. [22-032](#) **Affirm the Employment Agreements for Sean Joyce as Interim City Manager and Eric Parra as Chief of Police**

Recommended Action:

Pursuant to Government Code Section 54956 (b), approve the following actions:

A) Affirm the employment agreement with Mr. Joyce who has been appointed to serve as Interim City Manager; and/or

B) Affirm the employment agreement with Mr. Parra who has been appointed to serve as the Chief of Police.

15. [21-1016](#) **Adopt Ordinance No. 4245 amending Ch. 3.02 of the Huntington Beach Municipal Code, Ordinance No. 4246 adding Ch. 17.52 to the Huntington Beach Municipal Code, and Ordinance No. 4247 amending Chapter 8.21 and adding Ch. 8.22 of the Huntington Beach Municipal to comply with State Mandated Organics Collection and Recycling Services, Edible Food Recovery, and Procurement As Required by CalRecycle**

Approved for Introduction December 21, 2021 - Vote: 7-0

Recommended Action:

A) Adopt Ordinance No. 4245, "An Ordinance of the City Council of the City of Huntington Beach Amending Chapter 3.02 of the Huntington Beach Municipal Code Purchase of Goods and Services;" and,

B) Adopt Ordinance No. 4246, "An Ordinance of the City Council of the City of Huntington Beach Adding Chapter 17.52 to the Huntington Beach Municipal Code Green Building Standards Code;" and,

C) Adopt Ordinance No. 4247, "An Ordinance of the City Council of the City of Huntington Beach Amending Chapter 8.21 of the Huntington Beach Municipal Code Refuse Management and Adding Chapter 8.22 Mandatory Organic Waste Disposal Reduction."

16. [21-1017](#) **Adopt Ordinance No. 4248 amending Chapter 5.48 of the Huntington Beach Municipal Code regulating Taxicabs to comply with California Government Code Section 53075.5 and Adopt Resolution No. 2021-78 to establish fees for the City of Huntington's Taxicab Program
Approved for Introduction December 21, 2021 - Vote: 7-0**

Recommended Action:

Adopt Ordinance No. 4248, "An Ordinance of the City of Huntington Beach Amending Chapter 5.48 of the Huntington Beach Municipal Code Taxicab-Vehicles for Hire."

ADMINISTRATIVE ITEMS

17. [22-014](#) **Adopt Resolution No. 2022-02 approving and implementing the Memorandum of Understanding (MOU) between the Huntington Beach Municipal Teamsters (HBMT) and the City of Huntington Beach for January 1, 2022, through December 31, 2024**

Recommended Action:

A) Adopt Resolution No. 2022-02, "A Resolution of the City Council of the City of Huntington Beach Approving and Implementing the Memorandum of Understanding Between the Huntington Beach Municipal Teamsters (HBMT) and the City for January 1, 2022, Through December 31, 2024;" and,

B) Authorize appropriations for all costs related to implementation of Resolution No. 2022-02 and all labor contracts approved by City Council on December 21, 2021.

COUNCILMEMBER COMMENTS (Not Agendized)

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Tuesday, February 1, 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>