

Special Meeting Minutes
City Council/Public Financing Authority
City of Huntington Beach

Tuesday, December 14, 2021
4:00 PM — Closed Session
4:30 PM — Special Meeting
Civic Center, 2000 Main Street
Huntington Beach, California 9264
or via Zoom webinar

A video recording of the 4:00 PM and 4:30 PM portions of this meeting
is on file in the Office of the City Clerk, and archived at
www.surfcity-hb.org/government/agendas/

4:00 PM — COUNCIL CHAMBERS

CALL TO ORDER — 4:04 PM

ROLL CALL

Present: Peterson (via Zoom), Bolton, Posey, Delgleize, Carr, Moser, and Kalmick
Absent: None

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS PERTAINING TO CLOSED SESSION
(Received After Agenda Distribution) — None

PUBLIC COMMENTS PERTAINING TO CLOSED SESSION ITEMS (3 Minute Time Limit) — None

A motion was made by Bolton, second Moser, to recess to Closed Session for Item 1.

RECESSED TO CLOSED SESSION – 4:06 PM

CLOSED SESSION

1. 21-993 **CONFERENCE WITH LEGAL COUNSEL — ANTICIPATED LITIGATION.** Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) of Section 54956.9: Number of cases, one (1).

4:30 PM - COUNCIL CHAMBERS

RECONVENED CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING — 4:42 PM

ROLL CALL

Present: Peterson (via Zoom), Bolton, Posey, Delgleize, Carr, Moser, and Kalmick
Absent: None

PLEDGE OF ALLEGIANCE — Led by Councilmember Bolton

CLOSED SESSION REPORT BY CITY ATTORNEY — None

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

Pursuant to the Brown “Open Meetings” Act, Assistant City Clerk Patty Esparza announced supplemental communications received by her office following distribution of the Council Agenda packet:

Administrative Items

#3 (21-997) Two (2) email communications regarding a declaration of a local emergency in Huntington Beach with regards to the current refuse service impacts

PUBLIC COMMENTS (3 Minute Time Limit) — 2 In-Person and 1 Call-In Public Speakers

The number [hh:mm:ss] following the speakers' comments indicates their approximate starting time in the archived video located at <http://www.surfcity-hb.org/government/agendas>.

Jeanette Barnes, representing the Teamsters Union Local 396, was called to speak and stated there was a very positive meeting earlier in the day with Republic Services, and a resolution is expected very soon. (00:08:52)

Elizabeth Gonzalez, representing the Teamsters Union Local 396, was called to speak and stated that Republic Services appears to be listening and understanding the importance of the Union workers' concerns, and everyone is focused on a quick resolution. (00:09:34)

Caller Mark Sheldon, a 30-year resident of Huntington Beach, was invited to speak and shared his opinions on Administrative Items No. 3 regarding the declaration of a local emergency in Huntington Beach with regards to the current refuse service impacts. (00:18:19)

ADMINISTRATIVE ITEMS

2. 21-989 Approved the appointment of Sean Joyce as Interim City Manager.

City Manager Oliver Chi introduced this item by briefly describing the process and qualifications of Mr. Sean Joyce. Highlights of the employment contract were also covered, including no benefits other than salary, the contract can be terminated at any time based on the Council's desire, and there is no severance consideration.

Mr. Joyce expressed appreciation for the opportunity to serve as Interim City Manager, and stated his commitment to work with Council and staff to achieving their aspirations for the community.

Mayor Pro Tem Posey stated that Mr. Joyce's reputation stands out, especially his service of 12 years in Irvine, which demonstrates a successful working relationship with about six different councils. Mayor Pro Tem also stated his support for the appointment.

Councilmember Carr expressed her appreciation that such a well-qualified individual has agreed to serve, which will certainly take some of the pressure off as Council works to find a new City Manager.

Councilmember Kalmick thanked Mr. Joyce for stepping forward and stated his support for this appointment.

Councilmember Moser thanked Mr. Joyce for his willingness to step up and support the City's exceptional staff to continue serving the community.

Mayor Delgleize provided Mr. Joyce the opportunity to introduce his wife, Veronica.

A motion was made by Posey, second Carr to approve the employment agreement between the City and Sean Joyce, naming Mr. Joyce as Interim City Manager.

The motion carried by the following vote:

AYES: Peterson, Bolton, Posey, Delgleize, Carr, Moser, and Kalmick
NOES: None

3. 21-997 Approved the declaration of a local emergency in Huntington Beach with regards to the current refuse service impacts in the City by adopting Resolution No. 2021-77

Chris Kentopp, General Manager, Republic Services, was called to speak and stated Republic Services values its relationship with Huntington Beach, as well as the rights of their employees for collective bargaining, and is encouraged by the progress made today. Mr. Kentopp described measures Republic is taking to provide continued service to critical infrastructures like hospitals, assisted care facilities and schools, and to address residential needs. Mr. Kentopp stated his opinion that involving a third-party hauler will only create additional confusion and disruption. He closed his comments stating Republic is optimistic, based on conversations with the Teamsters today, and Republic looks forward to resuming full service as quickly as possible.

City Manager Chi and Director of Public Works Sean Crumby presented a PowerPoint communication titled *Trash Service Disruption Overview*, with slides entitled: *City Response Issued on December 11, 2021; City Develops Trash Disruption Mitigation Response Plan; Additional HB Support Provided; Trash Services Update; Temporary Trash Drop-Off Locations; and Questions?*

Mayor Pro Tem Posey thanked Teamster Representatives and Mr. Kentopp for their positive and encouraging reports, and added that declaring a local emergency is a proactive step by delegating to staff the ability to exercise an alternate carrier appointment if it becomes necessary. Mayor Pro Tem Posey stated his support for proactively providing authority if it needs to be exercised.

Councilmember Kalmick thanked staff for stepping forward to address options under these unexpected circumstances, and stated his support for Mayor Pro Tem Posey's comments. He also stated that it is obvious that the City needs to develop a better method for community-wide communication for non-emergency situations.

Councilmember Carr thanked Teamster Representatives Ms. Gonzales and Ms. Barnes, and Republic Services General Manager Kentopp for taking the time to attend this meeting and sharing their positive comments. She also stated her support for being proactive and having a plan of action in place if it is needed for this health and safety issue. Councilmember Carr stated her support for getting accurate details out to the residents as timely as possible.

Councilmember Moser stated her appreciation for representatives stepping up with positive reports, and thanked staff for being proactive under the circumstances.

Councilmember Moser confirmed with City Manager Chi that the issue of making residents whole from this disruption of service will be an important part of the conversation with Republic Services after the labor negotiations are completed. She also stated this situation highlights the need for better non-emergency communication with residents.

Councilmember Bolton stated support for the comments of her colleagues, and added that from her perspective communication on this issue from Republic Services has been confusing, fragmented, and chaotic. She further stated that a work stoppage is potentially not the only reason for lack of trash pick-up, and expressed her expectation that Republic Services will make a better effort to share pertinent details for the residents.

Mayor Delgleize stated her appreciation for the attendance of the Teamster's Representatives as well as Republic Services General Manager, and called for a motion.

A motion was made by Kalmick, second Moser to consider a declaration of a local emergency in Huntington Beach with regards to the current refuse service impacts in the City by adopting Resolution No. 2021-77

The motion carried by the following vote:

AYES: Peterson, Bolton, Posey, Delgleize, Carr, Moser, and Kalmick
NOES: None

COUNCILMEMBER COMMENTS (Not Agendized) — None

ADJOURNMENT — 5:21 PM to the next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority on Tuesday, December 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>

City Clerk and ex-officio Clerk of the City Council
of the City of Huntington Beach and Secretary of
the Public Financing Authority of the City of
Huntington Beach, California

ATTEST:

City Clerk-Secretary

Mayor-Chair