

Minutes

City Council/Public Financing Authority City of Huntington Beach

Monday, August 20, 2018
3:30 PM - Council Chambers
6:00 PM - Council Chambers
Civic Center, 2000 Main Street
Huntington Beach, California 92648

**A video recording of the 3:30 PM and 6:00 PM portions of this meeting
is on file in the Office of the City Clerk, and archived at
www.surfcity-hb.org/government/agendas/**

Based on the amount of time needed to cover items in Study Session and Closed Session, the meeting was called to order at 3:30 PM

3:30 PM - COUNCIL CHAMBERS

CALLED TO ORDER — 3:30 PM

ROLL CALL

Present: O'Connell, Semeta, Peterson, Delgleize, Hardy and Semeta
Absent: Posey

Pursuant to Resolution No. 2001-54, Mayor Posey requested and was granted permission to be absent.

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

Pursuant to the Brown "Open Meetings" Act, City Clerk Robin Estanislau announced supplemental communications received by her office following distribution of the Council Agenda packet:

Study Session

Item No. 1 – 18-250 Email communication in support of the Public Art Master Plan received from Chris MacDonald.

Item No. 2 – 18-171 PowerPoint communication, submitted by Director of Community Services Marie Knight, entitled *Concerts on the Beach*.

PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS

(3 Minute Time Limit) — 8 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/>.

Susan Thomas, Chief Marketing Officer, Visit HB, was called to speak and stated support for Study Session Item No. 1. 18-278, regarding the Public Art Master Plan Proposal. (00:01:16)

Barbara Simone, Huntington Harbour Arts Association Past President, was called to speak and stated support for Study Session Item No. 1. 18-278, regarding the Public Art Master Plan Proposal. (00:03:51)

Pam Smart, Huntington Harbour Art Association Member, was called to speak and stated support for Study Session Item No. 1. 18-278, regarding the Public Art Master Plan Proposal. (00:07:13)

Jan McKinnon, Huntington Beach Art League member, was called to speak and stated support for Study Session Item No. 1. 18-278, regarding the Public Art Master Plan Proposal. (00:09:36)

Pati Kent, Allied Arts Board Member and art instructor, was called to speak and stated support for Study Session Item No. 1. 18-278, regarding the Public Art Master Plan Proposal. (00:11:57)

Kelly Miller, President and CEO of Visit HB, was called to speak and stated support for Study Session Item No. 1. 18-278, regarding the Public Art Master Plan Proposal, and support for Study Session Item No. 2. 18-171 regarding Consideration of Concerts on the Beach. (00:14:39)

Adam Wood, Building Industry Association - Orange County, was called to speak and expressed support for public art, but stated that in his opinion withholding building permits or certificates of occupancy could create an undue hardship on the business community, and suggested taking an incentive-based approach. (00:17:51)

Paula Lazicki, Member of the Huntington Beach Allied Arts Board, was called to speak and stated support for Study Session Item No. 1. 18-278, regarding the Public Art Master Plan Proposal. (00:18:45)

STUDY SESSION

1. 18-250 Presentation made regarding Public Art Master Plan Proposal

City Manager Wilson introduced Community Services Director Marie Knight and Director of Community Development Ursula Luna-Reynosa who jointly presented a PowerPoint communication entitled *Huntington Beach Public Art Master Plan Proposal* with slides entitled: *Task Force Members, Our Task, Council Direction for Consideration, Goal This Evening:, Research Best Practices, Nationally - 2015 Survey by the Americans for the Arts, Proposal for Master Plan for Public Art, Proposed Vision, Proposed Mission, Guiding Principles for the Plan (4), Goals (5), Goal 1 - Deeper Dive, A. Existing Public Art Program, Existing Program Overview, Existing Process, Results, Wal-Mart, Peninsula Marketplace, Lowe's Home Improvement Warehouse, Home Depot, 5th & PCH, Pacific City Residential - Public Park, Suggested Changes to Existing Program (2), B. Develop a Process for Art Installations on Public Land and Parks (2), C. Develop a Policy for Art Installations on Private Property That is Publically Visible That: (2), Example - City of Laguna Beach Public Art on Private Property, Goal 5:, Newly Created Arts Committee (2), Art in the Parks, Cultural Arts Master Plan, General Plan Cultural Resources Update, Next Steps:, and Questions?*

Councilmember Semeta expressed her appreciation for the detailed analysis, and stated her support of in-lieu fees for new developments, reviewing appropriate use of currently available funds, and postponement of the Cultural Arts Master Plan update until a Public Art Master Plan is in place.

Councilmember Hardy concurred with Councilmember Semeta regarding in-lieu fees. She also expressed her concerns regarding what happens to public art when property ownership changes. Councilmember Hardy believes that a definition is needed for "temporary" art, and would like to see the

Design Review Board (DRB) be involved in the approval process. She also expressed the need for more information on the rules regarding how private property is managed as it relates to public art.

Councilmember Delgleize expressed her support for Councilmember Hardy's comments and concerns.

Councilmember Brenden agreed with Councilmember Hardy that clarification on the artistic expression rights of homeowners as well as placement of public art on developments is needed. He also expressed a need to better understand possible costs related to the review process and the hiring of a consultant. Councilmember Brenden asked for more specifics related to the suggestion of possibly adding Public Art as a budget line item.

Director of Community Development Luna-Reynosa explained that generally an "in lieu fee" is a choice offered to a developer: pay the in-lieu fee, or install public art. The bottom line is that Council needs to decide if they want to require or encourage public art.

Councilmember Brenden stated his interest in encouraging participation through incentives, but was also sensitive to not creating additional burden on any building activity within the City.

Councilmember O'Connell thanked everyone who had a part in providing this report and stated his support of the plan but would like to see incentives rather than an in-lieu fee approach.

Mayor Pro Tem Peterson and Director Luna-Reynosa discussed the current public art guidelines which encourage developers to install public art. Mayor Pro Tem Peterson expressed his frustration that some public art, even if questionable, is not actually visible to the general public. He stated support for allowing in-lieu fees, and encouraging the work of more local artists in public art projects.

Regarding standards for artistic expression such as colors and style on private property, Mayor Pro Tem Peterson pointed to standards within adopted specific plans that receive DRB review.

Councilmember Semeta and staff discussed the percentage of cities that have a public art master plan, and how private organizations often contribute funds to support public art.

Councilmember Brenden expressed appreciation for the apparent Council consensus that the review process should not add another layer of fees, and his expectation that the process should not incur costs for the City.

Director Luna-Reynosa stated staff would return with a final proposal based on input received at this Study Session.

2. 18-171 Presentation made regarding consideration of Concerts on the Beach

City Manager Wilson introduced Director of Community Services Marie Knight who presented a PowerPoint communication jointly with Police Chief Handy titled *Concerts on the Beach* with slides entitled: *Issue and Consideration, History (3), Public Safety Concerns (3), Staff Recommendation: If the policy is changed to allow concerts, staff recommends: (2), and Questions?*

Councilmember Delgleize and Chief Handy discussed that if the City decides to allow events on the beach, how crowd control is managed considering the spill-over effect, if there is really enough staffing to ensure safety, and determining beach event locations.

Councilmember Hardy stated that the current policy to not have concerts was strongly supported by the residents who asked for a focus on family-oriented events. She further stated that any beach concert location will impact either hotel and/or camping guests who may not be fans of any particular concert. In her opinion it will be near impossible to contain the music to a specific area, and any policy cannot be discriminatory by only allowing a certain type of music, and therefore she will not support this item.

Councilmember Semeta stated that Chief Handy's staffing, safety and noise control concerns are compelling reasons to not support this item. However, she added that maybe smaller concerts with no alcohol allowed, which are family oriented, and offered as part of a bigger event, might be considered in the future.

Councilmember Brenden stated his agreement with other Councilmember comments, plus his concern about the issues created when dispersing up to 8,000 people at one time in the Downtown area. The State beach does not have some of the limitations that the City beach does such as proximity to residents and businesses as well as parking limitations. Councilmember Brenden further stated he believes that residents are entitled to enjoy the City's amenities without a parking hassle or having to join big crowds every weekend.

Mayor Pro Tem Peterson and Chief Handy discussed recouping staff time costs associated with planning for major events. Mayor Pro Tem Peterson encouraged further discussions regarding possible solutions to the additional seasonal event staffing needs, and summarized the Council consensus that current policies will stay in place for holding concerts on the beach.

A motion was made by O'Connell, second Semeta to recess to Closed Session for Items 3 – 12. With no objections, the motion carried.

RECESSED TO CLOSED SESSION — 5:03 PM

CLOSED SESSION ANNOUNCEMENT(S)

- 3. 18-278 Mayor Pro Tem Peterson Announced: Pursuant to Government Code § 54957.6, the City Council takes this opportunity to publicly introduce and identify designated labor negotiators: Fred A. Wilson, City Manager, Peter Brown, outside counsel and Chief Negotiator, Lori Ann Farrell-Harrison, Assistant City Manager; also in attendance: David Segura, Fire Chief, Robert Handy, Chief of Police, Gilbert Garcia, Chief Financial Officer, Michele Warren, Director of Human Resources regarding the following: Huntington Beach Firefighters' Association (HBFA), Management Employees' Organization (MEO), Municipal Employees' Association (MEA), and Huntington Beach Police Officers' Association (POA).**
- 4. 18-198 Pursuant to Government Code § 54956.9(d)(2) the City Council recessed into Closed Session to confer with the City Attorney regarding potential litigation. Number of cases, one (1).**
- ~~5. 18-233 Pursuant to Government Code § 54956.9(d)(1), the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: Anthony Duran v. City of Huntington Beach, United States District Court Case No. 8:18-cv-00659 JVS (DFMx).~~**

- ~~6. 18-234 Pursuant to Government Code § 54956.9(d)(1), the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: Tiffany Tabares v. City of Huntington Beach and Eric Esparza, United States District Court Case No. 8:18-cv-00821 JLS (JDEx).~~
7. 18-271 Pursuant to Government Code § 54956.9(d)(1), the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: Stephan Shay and Nathan Shay v. City of Huntington Beach; Rockett; Subia, United States District Court Case No. 8:17-CV-00744-AG (JCGx)
8. 18-273 Pursuant to Government Code § 54956.9(d)(1), the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: City of Huntington Beach v. Randy Wooten, et al., Orange County Superior Court Case No. 30-2016-00848029
9. 18-274 Pursuant to Government Code § 54956.9(d)(1), the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: City of Huntington Beach v. James Ishihara, et al., Orange County Superior Court Case No. 30-2017-00933769
10. 18-277 Pursuant to Government Code § 54957.6, the City Council recessed into Closed Session to meet with its designated labor negotiators: Fred A. Wilson, City Manager, Peter Brown, outside counsel and Chief Negotiator, Lori Ann Farrell-Harrison, Assistant City Manager; also in attendance: David Segura, Fire Chief, Robert Handy, Chief of Police, Gilbert Garcia, Chief Financial Officer, Michele Warren, Director of Human Resources regarding the following: Huntington Beach Firefighters' Association (HBFA), Management Employees' Organization, Municipal Employees' Association (MEA), and Huntington Beach Police Officers' Association (POA).
11. 18-283 Pursuant to Government Code § 54956.9(d)(1), the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: City of Huntington Beach vs. Surf City Beach Cottages, LP, Orange County Superior Court Case No. 30-2016-00874885
12. 18-287 Pursuant to Government Code § 54956.9(d)(1), the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: Huntington Beach Police Officers' Association (HBPOA) v. City of Huntington Beach, Orange County Superior Court Case No. 30-2016-00884624

6:00 PM - COUNCIL CHAMBERS

RECONVENED CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING — 6:30 PM

ROLL CALL

Present: O'Connell, Semeta, Peterson, Delgleize, Hardy and Brenden
Absent: Posey

Pursuant to Resolution No. 2001-54, Mayor Posey requested, and was granted permission to be absent.

PLEDGE OF ALLEGIANCE — Led by Councilmember Delgleize

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.

13. 18-260 Led by Reverend James Pike, Pastor, Lutheran Church of the Resurrection, and member of the Greater Huntington Beach Interfaith Council.

CLOSED SESSION REPORT BY CITY ATTORNEY

City Attorney Gates announced that by a vote of 6-0-1 (Posey - Absent), the City Council granted an extension of time from 45 to 120 days from tonight for the City Attorney and staff to investigate any and all legal action against the State of California in regards to Senate Bill 35 to exempt Huntington Beach from the requirements of Senate Bill 35, and return to Council during Closed Session with findings.

City Attorney Gates also stated that discussions on Closed Session Items 5. 18-233 and 6. 18-234 were postponed to the next regular City Council meeting of September 4th.

AWARDS AND PRESENTATIONS

14. 18-262 Mayor Pro Tem Peterson called on Victoria Alberty who presented the Adoptable Pet of the Month.

Happy, a nearly 16-year old Bichon rescue, likes to walk nearly a mile each day and be around people. More details can be found at www.waggintrails.org.

15. 18-197 Mayor Pro Tem Peterson presented a commendation to the Huntington Beach Chamber of Commerce's Jeny Carpenter for her recent award from the Orange County Business Council recognizing her volunteer efforts with the Cystic Fibrosis Foundation.

Ms. Carpenter explained that there has been great progress made in the last forty years for cystic fibrosis patients, stating that she enjoys supporting the Cystic Fibrosis Foundation and appreciates the community support.

16. 18-264 Mayor Pro Tem Peterson called on students who participated in the Anjo, Japan Sister City Exchange Program who provided an overview of their experiences overseas.

Frank Nakabayashi, President of the Sister City Association of Huntington Beach, introduced the students from Anjo and provided a brief overview of the exchange program. The students from Anjo and Huntington Beach participated in a musical performance and each student from Anjo shared highlights of their trip. The students from Anjo were Maho Tahara, Mahiro Asaoka, Kanna Takami, Kana Matsuo, and Chaperone; Hiroki Terashima.

17. 18-263 Mayor Pro Tem Peterson called on Fire Chief David Segura who presented the Mayor's Award to Fire Battalion Chief Mark Daggett.

Fire Chief David Segura stated that Fire Battalion Chief Daggett came to Huntington Beach from the Vernon Fire Department in 1993, and has served Huntington Beach as Firefighter Paramedic, Captain, Deputy Fire Marshall and was promoted to Battalion Chief in 2007. Battalion Chief Daggett oversees 40 personnel, including staffing and personnel issues for 8 fire stations. In addition, Battalion Chief Daggett is involved with the specifications for the City's fire apparatus and ensuring everything is built to specs with pre-build, mid-build and final-delivery inspections. He also ensures that all communication equipment functions properly and coordinates communication with the Region, County and Homeland Security staffs. Since 2006 Battalion Chief Daggett has overseen the background process for every Fire Department employee, reviewing about 2,000 applications each year. Chief Segura added that he has personally watched Battalion Chief Daggett remain calm as he efficiently and effectively makes split-second decisions to manage countless local major incidents. As a Sr. Battalion Chief, Mark is also involved in developing the younger and newer Battalion Chiefs for the region, such as when there are major wild fires. Battalion Chief Daggett was honored for his commitment to the community and to the Fire Department. His wife, Susan, was also acknowledged for volunteering as "Sparky" for many community events.

Battalion Chief Daggett thanked the Fire Department staff for making his job of managing incidents possible and stated that without their expertise the Department would not be successful. He also thanked Chief McBride for his leadership and mentorship through the years, as well as his personal extended family for their support.

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

Pursuant to the Brown "Open Meetings" Act, City Clerk Robin Estanislau announced supplemental communications received by her office following distribution of the Council Agenda packet:

City Manager's Report

Item No. 17 – 18-175 PowerPoint communication submitted by the Information Services Department entitled *Citizen Engagement With 'My HB.'*

Consent Calendar

Item No. 21 – 18-199 Interdepartmental Communication received from City Manager Fred Wilson requesting this item be pulled from the agenda for consideration.

Administrative Items

Item No. 23 – 18-099 Email communication regarding Huntington Beach Downtown Business Improvement District (DTBID) received from Moe Kanoudi.

Councilmember Items

Item No. 24 – 18-276 Email communications regarding potential expansion of Pickleball opportunities received from: Joy Millay, Rita Sipes, Maureen & Rob Moorland, Gerry de Boer, and Judy Carls.

PUBLIC COMMENTS (3 Minute Time Limit) — 27 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>.

Paul Arms, a 25-year resident of Huntington Beach, was called to speak and asked for City Council and Police Department clarification on the City's towing policy and California Vehicle Code governing vehicle towing. Mayor Pro Tem asked Mr. Arms to complete a blue card for staff follow up. (02:16:52)

Dave Shenkman, lifetime resident of Huntington Beach and Downtown Business Improvement District (DTBID) Board Member, was called to speak and stated his support for keeping Pacific City and Waterfront Properties in the DTBID, or Option 1 of Administrative Item No. 23. 18-099 regarding the Annual Report and Fiscal Year 2018-19 DTBID Budget and the City's intention to levy an annual assessment. (02:19:35)

John Taylor, a resident of Huntington Beach for more than 50 years, was called to speak and stated his support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (02:21:48)

Shelly Amsden, a resident of Huntington Beach for over 11 years, was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (02:24:25)

Amory Hanson, a candidate for City Council in 2018, was called to speak and shared his campaign platform as related to the earlier Study Session topics of public art and beach concerts. (02:26:06)

John Partington was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (02:27:56)

Catherine Navetta was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (02:30:38)

Shelly Luth, a long-time resident of Huntington Beach, was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (02:33:12)

Deirdre Gan was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (02:35:12)

Corvi Urling, four-year resident of Huntington Beach, was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (02:36:58)

John Thorndike was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (02:38:34)

Edward Pinchiff, Huntington Beach Council on Aging (HBCOA) President, was called to speak and announced the 30th Annual Senior Saturday Community Festival on Saturday, September 8th, at Pier Plaza from 9 a.m. to 1 p.m. and encouraged community attendance. (02:39:03)

Ralph Kajdasz, a 20-year resident of Huntington Beach, was called to speak and stated his support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (02:41:54)

Christian Lepore, Liiv Organic CBD Founder, was called to speak and asked for Council's assistance in being allowed to return to Surf City Nights so they can continue to educate and provide safe healing products. (02:43:17)

Joseph Palesano, U. S. Navy Desert Storm disabled veteran, was called to speak and shared his personal experience with using hemp CBD. (02:46:07)

Henry Carey, business owner and hemp CBD patient, was called to speak and shared his personal experience with using hemp CBD, and suggested that Huntington Beach follow the example of Costa Mesa and provide a zone for non-retail cannabis businesses. (02:48:14)

Daniel Walton, Orange County resident for over 20 years, was called to speak and shared his passion for plant-based natural healing, and requested that Huntington Beach lift the ban. (02:51:28)

Kathleen Brown, 28-year resident of Huntington Beach, was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (02:53:49)

Tim Grasso, was called to speak and stated his support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. He also stated his support for Liiv Organics and the benefits of hemp CBD products. (02:57:03)

Leslie Gilson was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (02:59:55)

James Jeter, a resident of Huntington Beach, was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (03:01:27)

Kathryn Levassiur, Huntington Beach resident since 1999, was called to speak and shared her opinions about the potential sustainable revenue from Short-Term Rentals, and encouraged the City to implement processes to regulate and tax this service which many residents are already providing. (03:03:03)

Tamara Berardi, a 37-year resident of Huntington Beach, was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (03:05:30)

Cynthia Nguyen, who claims to be the youngest Huntington Beach Pickleball Tournament player and a Kiwans Lt. Governor, was called to speak and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (03:07:58)

Bill Bush, owner and director of Tennis Anyone, was called to speak and stated his opinion that pickleball is a great sport, however, tennis players would prefer to play on courts that do not have an extra set of lines for another great sport, and he believes trying to have dual-purpose courts will be detrimental to the flourishing Huntington Beach tennis community. (03:10:48)

Bobbi Ashurst was called to speak and shared her support for legalized cannabis and a booth at SurfCity Nights, and encouraged the City Council to investigate how other area cities are zoning for legalized cannabis businesses. (03:13:24)

Diana Abruscato, USAPA Pickleball Ambassador for Huntington Beach, was called to speak and made an appeal for the development of 12 dual purpose pickleball/tennis courts or dedicated 12 courts on City property and stated support for Councilmember Item 24. 18-276 regarding Potential Expansion of Pickleball Opportunities. (03:17:17)

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

Councilmember Hardy invited all Councilmembers to the California League of Cities Conference in September where the Coastal Cities Group, of which she is a member, will have a meeting for all coastal cities attendees.

Councilmember Delgleize reported meeting with representatives of the Huntington Beach Police Officers' Association (HBPOA) and, as a member of the Orange County Transit Authority (OCTA) Board, reminded the public that the McFadden Bridge renovation at the 405 Freeway will impede freeway traffic from 11 p.m. to 7 a.m. during the next year.

Councilmember Brenden reported that the Air Traffic Noise Working Group continues to meet with other area groups having the same concerns, and this collaborative approach is expected to slowly provide appropriate solutions.

Councilmember O'Connell reported speaking with members of the Huntington Beach Police Officers' Association (HBPOA).

Councilmember Delgleize added that she has also been meeting with the Air Traffic Noise Working Group and praised the efforts of the local residents who are so knowledgeable and resourceful and very important to the progress that is being made.

CITY MANAGER'S REPORT

18. 18-175 City Manager Fred Wilson called on Chief Information Officer (CIO) Behzad Zamanian and Technology Analyst Nicole Arms, who provided an overview of MyHB App Phase II

City Manager Wilson introduced Chief Information Officer Behzad Zamanian who, along with Senior Technology Analyst Nicole Arms, presented a PowerPoint communication entitled *Citizen Engagement with "My HB"* with slides titled: *My HB Phases, Phase 1: Mobile App My HB, Phase 2: Service Requests, Phase 3: Work Order Integration, Beyond, Citizen Engagement with "My HB", My HB App Phase 2, Report an Issue, Ask A Question, Staff App, Status Update, Citizen Engagement with "My HB", Availability, www.huntingtonbeachca.gov (4), Mobile Device Stores, and Spread the Word.*

Councilmember Brenden congratulated CIO Zamanian and his team for an outstanding app and encouraged residents to use it.

Councilmember Semeta thanked CIO Zamanian and his staff for enhancing transparency and providing ease of access.

Councilmember Delgleize also thanked CIO Zamanian and his staff for providing a means to improve efficiency and keeping people aware as an issue is addressed.

Councilmember O'Connell commended CIO Zamanian and his team for a great job on this project.

CONSENT CALENDAR

19. 18-211 Received and filed City Clerk's Quarterly listing of Professional Services Contracts filed in the City Clerk's office between April 1, 2018, and June 30, 2018

A motion was made by Brenden, second O'Connell to receive and file the "List of Professional Services Contracts Approved by Department Heads and Submitted to the Office of the City Clerk During the Period of April 1, 2018, through June 30, 2018."

The motion carried by the following vote:

AYES:	O'Connell, Semeta, Peterson, Delgleize, Hardy and Brenden
NOES:	None
ABSENT:	Posey

20. 18-181 Approved and authorized execution of Professional Services Contract with Davis Farr, LLP, in an amount not to exceed \$121,500 for Transient Occupancy Tax, Utility User Tax, and Lease Concession Audit Services

A motion was made by Brenden, second O'Connell to approve and authorize the Mayor and City Clerk to execute the "Professional Services Contract between the City of Huntington Beach and Davis Farr LLP, for Transient Occupancy Tax, Utility User Tax, and Lease Concession Audit Services" in an amount not to exceed \$121,500.

The motion carried by the following vote:

AYES:	O'Connell, Semeta, Peterson, Delgleize, Hardy and Brenden
NOES:	None
ABSENT:	Posey

**~~21. 18-199 ITEM WITHDRAWN~~
~~Approve and award the service contract for the fabrication and implementation of Central Library Wayfinding system to AHR Inc., dba Ampersand Contract Sign Group in the amount of \$180,503; accept and approve the donation of \$100,000 from the Friends of the Huntington Beach Public Library; and, allocate the funds to account number 10350101.64280~~**

22. 18-267 Approved City Council Position on Legislation pending before the State Legislature and Congress as recommended by the City Council Intergovernmental Relations Committee (IRC)

A motion was made by Brenden, second O'Connell to approve a City position of Oppose on S. 3157 - Streamlining the Rapid Evolution and Modernization of Leading-edge Infrastructure Necessary to Enhance (STREAMLINE) Small Cell Deployment Act; and, approve a City position of Oppose on Senate Bill 828 (Weiner) - Land Use Housing Element.

The motion carried by the following vote:

AYES: O'Connell, Semeta, Peterson, Delgleize, Hardy and Brenden
NOES: None
ABSENT: Posey

ADMINISTRATIVE ITEMS

- 23. 18-099 Approved the Annual Report and Fiscal Year 2018-19 Huntington Beach Downtown Business Improvement District (DTBID) Budget; and adopted Resolution No. 2018-43 Repealing Resolution No. 2018-33 and declaring the City's intention to levy an annual assessment for Fiscal Year 2018-19 within the Huntington Beach Downtown Business Improvement District (DTBID); and, scheduled a Public Hearing for September 17, 2018**

Councilmember O'Connell recused himself for this item due to his financial interest in Legends Sports Bar on Main Street, and left the dais.

City Manager Wilson introduced this item and stated that the City has received communication from four Downtown business owners requesting that they be removed from the Downtown Business Improvement District: Pacific City, Pasea, Hyatt and Hilton Hotels. If the four requests are approved, the financial impact would be approximately \$33,220 less in annual revenue.

Councilmember Brenden recognized the new Board for their efforts to address issues that were raised during the IDA study. Fiscal policies and management have been improved, including additional security in the Downtown area. Councilmember Brenden and Deputy Director of Economic Development Kellee Fritzal discussed the two options before the Council in greater detail and reviewed budget numbers.

Mayor Pro Tem Peterson stated that he doesn't believe a budget reduction of about \$30,000 would make a major difference, and he believes that the new BID Board will continue to work hard to make improvements and are working very collaboratively to benefit all areas of the BID. Mayor Pro Tem Peterson stated his support for Option 1 which would keep the current BID boundaries and provide an opportunity for the continued success of the new board. This BID will be reviewed again next year and changes can be made then if the Board fails to perform as expected.

Councilmember Delgleize stated her initial support for Option 1 because of the dramatic improvements she has seen recently, but is also aware of the concerns shared by Pacific City and the three hotels.

Councilmember Hardy stated that in her opinion Main Street needs support because if it is not successful then the whole rest of the area will suffer, and that is exactly why the BID was set up with the current boundaries. Councilmember Hardy stated her support for Option 1 with a clear intent to revisit the boundaries issue next year.

Councilmember Brenden stated his support for Option 2 because there are BID members who do not see any benefit, and he believes that Option 2 would provide proper focus for only the historical downtown area. He further re-stated his full support for the new BID Board. Councilmember Brenden added that regardless of which Option the Council approves, he would like to request that at the scheduled Public Hearing the BID Board address 1) the issue of updating the database to ensure it is correct and complete with local contact details, and 2) clarification on the plans for using the surplus funds.

Councilmember Semeta stated her agreement with Councilmember Hardy's comments and expects that at the end of another year Pacific City and the referenced hotels will feel differently.

A motion was made by Semeta, second Hardy to approve OPTION 1 to adopt Resolution No. 2018-43, "A Resolution of the City Council of the City of Huntington Beach Repealing Resolution No. 2018-33 and Declaring the City's Intention to Levy an Annual Assessment for Fiscal Year 2018-2019 Within the Huntington Beach Downtown Business Improvement District," including Exhibit A - Huntington Beach Downtown Business Improvement District 2017-2018 Annual Report, Exhibit B - Assessment Schedule, Boundary Map and List of Businesses to be Assessed, and Exhibit C - Types of Improvements and Activities to be funded by the levy of assessments on businesses within the Business Improvement Area; and, direct the City Clerk to schedule a public hearing to be held on September 17, 2018, and send copies of the Resolution of Intention, including the BID Boundary Map and assessment formula to each business to be assessed, and publish same in a newspaper of general circulation.

The motion carried by the following vote:

AYES:	Semeta, Peterson, Delgleize and Hardy
NOES:	Brenden
ABSENT:	Posey
RECUSE:	O'Connell

COUNCILMEMBER ITEMS

24. 18-276 Approved Item Submitted by Councilmember Delgleize — Potential Expansion of Pickleball Opportunities

Councilmember Delgleize introduced this item by thanking the many members of the public who made the time to share their pickleball passion. Councilmember Delgleize also acknowledged Leslie Gilson as an example of what one dedicated person with a group of volunteers can do as demonstrated in the transformation at Gibbs Park. Councilmember Delgleize stated that she has similar expectations in the enthusiasm, dedication and leadership exhibited by Diana Abruscato.

Councilmember O'Connell stated his support for this item, and also thanked all the members of the community who shared their enthusiasm for more space to play pickleball.

Councilmember Hardy expressed a desire to see the Community Services Commission be a bit more creative than just to consider painting additional lines on existing tennis courts. She suggested there may be underutilized flat park space, or to consider if the School District might be interested in a cooperative effort to create pickleball courts that could benefit students and the community.

Councilmember Semeta stated her support for this item and expects to see creative solutions that will not negatively impact one sport over another.

Councilmember Brenden congratulated Diana Abruscato for a successful pickleball tournament and stated his support for finding workable options for expansion of pickleball opportunities.

Mayor Pro Tem Peterson stated that he believes an active park makes a safe park, and this is a good way to increase park activity.

A motion was made by Delgleize, second O'Connell to direct the Community Services Commission to review and provide recommendations to the City Council on the feasibility of expanding pickleball opportunities within the community.

The motion carried by the following vote:

AYES:	O'Connell, Semeta, Peterson, Delgleize, Hardy and Brenden
NOES:	None
ABSENT:	Posey

COUNCILMEMBER COMMENTS (Not Agendized)

Councilmember Hardy reported attending the National Night Out event sponsored by the Police and Fire Department at Target on Adams. She thanked the Fire and Police staff members for putting the event together and Target for hosting it in their parking lot. She also reported representing the City at the Chamber of Commerce AM Connect Breakfast, attending the Junior Lifeguard Sand Crab First Annual Graduation, and attending Scott O'Hanlon's memorial service.

Councilmember Semeta reported attending the unveiling of new public art by Martin Webb at the Senior Center, the OCTax Members Luncheon which addressed Pensions and what Public Agencies Can Do, and the I-Heart Art Lunch meeting. Councilmember Semeta expressed her condolences to the family and friends of Scott O'Hanlon, as well as to the family and friends of Ron Sterud, Finance Commissioner, whose father Darwin Strong recently passed away.

Councilmember Delgleize expressed her condolences to the Waterfront Hilton staff for the loss of Scott O'Hanlon, reported attending the Tee It Up for the Troops event, and reminded everyone that OCTA work on the McFadden Bridge will impact the 405 Freeway for the next year.

Councilmember O'Connell reported attending the OCTax Members Luncheon which addressed Pensions and what Public Agencies Can Do where one of the presenters was Assistant City Manager Lori Ann Farrell, the memorial service for Scott O'Hanlon, the National Night Out event, the Chamber of Commerce AM Connect Breakfast where City Attorney Gates was the featured speaker, and the Oak View Literacy Awards night.

Councilmember Brenden reported attending the National Night Out event, the OCTax Members Luncheon, unveiling of new public art at the Senior Center, Central Park Subcommittee meeting, an OC Forum Luncheon where the 2019 housing outlook was discussed, the Orange County Fair and a Forever Young performance, provided a City Update to a group of residents at Kathy May's Lakeview Cafe, attended the Celebration of Life for Scott O'Hanlon, the Grand Opening of Coast Surgery Center, and the Tee It Up For The Troops event.

Mayor Pro Tem Peterson expressed his honor in welcoming the supporters and the veterans to the Tee It Up for the Troops event on behalf of the City.

ADJOURNMENT — 9:06 PM

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is Tuesday, September 4, 2018, 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