

## **Minutes**

### **City Council/Public Financing Authority City of Huntington Beach**

Monday, May 18, 2020  
5:00 PM - Council Chambers  
6:00 PM - Council Chambers  
Civic Center, 2000 Main Street  
Huntington Beach, California 92648

A video recording of the 6:00 PM portion of this meeting  
is on file in the Office of the City Clerk, and archived at  
[www.surfcity-hb.org/government/agendas/](http://www.surfcity-hb.org/government/agendas/)

#### **5:00 PM — COUNCIL CHAMBERS**

#### **CALL TO ORDER — 5:04 PM**

#### **ROLL CALL**

Present: Posey, Delgleize, Hardy, Semeta, Peterson, Carr (remote), and Brenden (remote)  
Absent: None

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

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

A motion was made by Peterson, second Posey, to recess to Closed Session for Items 2 - 6. With no objections, the motion passed.

#### **RECESSED TO CLOSED SESSION — 5:07 PM**

#### **CLOSED SESSION ANNOUNCEMENT(S)**

- 1. 20-1630 Mayor Semeta Announced: Pursuant to Government Code § 54957.6, the City Council shall recess into Closed Session to meet with its designated labor negotiator: Oliver Chi, City Manager; also in attendance: Travis Hopkins, Assistant City Manager, regarding the following: Huntington Beach Municipal Teamsters (HBMT); Management Employees' Organization (MEO); Police Officers' Association (POA); Police Management Association (PMA); Huntington Beach Firefighters' Association (HBFA); Fire Management Association (FMA); Marine Safety Management Association (MSMA) Surf City Lifeguard Employees' Association (SCLEA) and Non-Represented (Non-Associated) Employees (NA).**

**CLOSED SESSION**

2. 20-1620 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: Moore (Neal) v. City of Huntington Beach, et al.; OCSC Case No. 30-2019-01071686.
3. 20-1621 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: In re: RUBY'S DINER, INC., a California Corporation, US Bankruptcy Court Case No. 8:18-bk-13311-CB.
4. 20-1622 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. 20-1627 Pursuant to Government Code § 54957.6, the City Council recessed into Closed Session to meet with its designated labor negotiator: Oliver Chi, City Manager; also in attendance: Travis Hopkins, Assistant City Manager, regarding the following: Huntington Beach Municipal Teamsters (HBMT); Management Employees' Organization (MEO); Police Officers' Association (POA); Police Management Association (PMA); Huntington Beach Firefighters' Association (HBFA); Fire Management Association (FMA); Marine Safety Management Association (MSMA) Surf City Lifeguard Employees' Association (SCLEA) and Non-Represented (Non-Associated) Employees (NA).
6. 20-1628 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. Newsom; OCSC Case No.: 30-2020-01139512.

**6:00 PM — COUNCIL CHAMBERS**

**RECONVENED CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING — 6:26 PM**

**ROLL CALL**

Present: Posey, Delgleize, Hardy, Semeta, Peterson, Carr (remote), and Brenden (remote)  
Absent: None

**PLEDGE OF ALLEGIANCE — Led by Councilmember Carr**

**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.

7. 20-1551 Mark Currie of Bahia of Huntington Beach and member of the Greater Huntington Beach Interfaith Council

**CLOSED SESSION REPORT BY CITY ATTORNEY** — Relating to Closed Session Item No. 6 (20-1628), City Attorney Gates announced that City Council voted 4 - 3 (Hardy, Semeta, Peterson - No) to dismiss the City as plaintiff in the lawsuit City of Huntington Beach v. Newsom.

## **AWARDS AND PRESENTATIONS**

8. 20-1625 Mayor Semeta acknowledged National Nurses week (May 6-12), and proclaimed May 10-16 as National Police Week, and May 17-23 as National Emergency Medical Services (EMS) Week.

Proclamations will be presented later due to current social distancing requirements.

9. 20-1624 Mayor Semeta presented the "Making a Difference Award" to Reverend James Pike of Lutheran Church of the Resurrection and member of the Greater Huntington Beach Interfaith Council for donating his time, effort and resources to those in need during this pandemic, and playing an integral part in the success of "OneHB Connects."

Chris Slama, Director of Community Services, shared details of specific actions taken by the Greater Huntington Beach Interfaith Council under the leadership of Reverend Pike, with the cooperation of Waste Not OC and Meals on Wheels OC, to provide an additional 500 to 800 meals per week throughout the City during the COVID-19 pandemic.

Attending the meeting remotely, Reverend Pike thanked Connections Network, Lutheran Disaster Response, and those organizing the volunteers and scheduling to make this effort successful.

Councilmember Posey announced Reverend James Pike as his new appointee to the Community Services Commission.

## **ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS** (Received After Agenda Distribution)

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

### **Non-Agendized**

Email from Ben Pickens

### **City Manager's Report**

#10 (20-1487) A PowerPoint communication submitted by Assistant City Manager Travis Hopkins, entitled *Ascon Landfill Site Update*.

#11 (20-1626) Communications were submitted by:

Ryan Palmer	Michael Aguilar
Denton Mosier	Betty Elkins
Rita Risk	Robert Banzett

Ben Pickens
Steven Pusteria
Ella Xiong

### **Consent Calendar**

#14 (20-1587) email from Ben Pickens

**Councilmember Items**

**#19 (20-1642)** Communications were submitted by

Lindsay Parton, DJM Capital Partners	Rachel Rolnicki
Carol Monroe	Cruser Jon
Chris and Suzanne Hart	Janet Bean
	Sherry Daniels

Leigh Ann Gilmore  
Craig Frampton  
Vanessa Martinez

**#20 (20-1643)** Communications were submitted by:

Leigh Ann Gilmore	Carol Monroe
Joseph Dean	Holly Conway
Jill Groff	Gary Holder
Felicia Hartson	Dan Lucey
Cheryl & Shane Bieber	Paula Jones
Cam Rackam	Pam Rackam
Susan Dolhi	Mark Cohen
Ray Raines	Lelani Hailey
Gary Friedman	Jamie Kindschuh
Craig Frampton	Sue Cronmiller
Tiffanie	Dr. Avani Patel
Ann-Marie Krenik	Laura Conway
David McNeley	Holly Stein
Andrew Einhorn	Sue Jervik
Christine Cimabue	Paula Shawa
Greg Viele	Linda Klaw
John Nosich	Mary Camarillo
Shari Austin	Ron Troxell
Douglas & Heidi Wood	Roslyn Castaneda
Jared Cimabue	Jason Hilbert
Nancy Spence	Lanee Junghaus-Verdugo
Yvonne Mauro	Kevin McDaniels
Kristen Lane	Jacqueline Eisenberg
Georgina Troxell	Russ Neal
Patricia Griffin	Joseph Alvarado
Jenna Young	Janet Bean
Sylvia Calhoun	Jim Kirker (2)
Casey McKeon	Andi Goud
Libby Vince	Valentina Bankhead
Tina Viray	Brian Burley
Sherry Daniels	Austin Edsell
Tanya Gabbey	

Maria Sugranes (2)  
Alan Vaughan  
Arielle Parker  
Jeannie Waltz  
Pam Miryekta  
Annette DellaFlora  
Robert Wagner, Wagner Charters  
Carol Friedman  
Shellie Johnson  
Michael Sabaitis  
Erich Moreno  
Amory Hanson  
Norm Westwell  
Michael Jukam  
Meleesa Luna Ferris-Miller  
Misty Squires  
Steve Shepherd  
Christina Skinner  
Tammi Ameli  
Alan Hostetter  
Cathey Ryder  
Mary Ann Rocco  
Steve Farnsworth (2)  
Chris & Suzanne Hart  
Chris Costanzo  
Marilyn Boehm  
Michael Flory  
Cathy Haro  
Vanessa Martinez  
Lorraine Prinsky  
Adam Shorter

**PUBLIC COMMENTS**

Mayor Semeta announced that the time limit for public comments would be reduced to 1 minute per person due to the high volume of speakers (26 In-Person Speakers; 141 Comments by Phone).

At 6:00 PM, individuals wishing to provide a comment on an agendized or non-agendized item were instructed to call (669) 900-6833 and enter Webinar ID: 962 9013 0517. Once a caller entered the

meeting, their call was placed in a holding queue and answered in the order received. When invited to speak, callers were encouraged to identify themselves by name, and could speak for no more than 1 minute due to the high number of 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>.*

Cari Swan was called to speak and stated her support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:22:41)

Kathy Carrick was called to speak and stated her support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:24:26)

Amory Hanson, a Candidate for City Council in 2020 and a member of the Historic Resources Board (HRB), was called to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and expressed his opinion that all of the City's deliberative boards and commissions should be allowed to meet. (00:25:50)

Nancy S., a nurse, was called to speak and stated support for identifying all businesses in Huntington Beach as essential, and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:27:00)

An anonymous speaker stated support for identifying all business in Huntington Beach as essential, and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach (00:28:13)

Natalia Anderson was called to speak and stated support for identifying all businesses in Huntington Beach as essential, and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach (00:29:21)

An anonymous 52-year resident of Huntington Beach was called to speak and stated support for a phased reopening of Huntington Beach businesses, and shared concerns for the lack of enforcement of existing policies. (00:30:21)

An anonymous speaker stated support for the efforts of the City Council, but asked why Lithuania was used as an example in Councilmember Item No. 19 (20-1642) - Outdoor Dining Program for COVID-19 restaurant relief. (00:31:27)

Brian Burley was called to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and stated his opinion that all businesses should be considered essential. (00:32:12)

An anonymous speaker spoke in opposition to Item No. 19 (20-1642) regarding an outdoor Dining Program for COVID-19 restaurant relief because all businesses should receive relief, and in his opinion the Downtown Business Improvement District (DBID) members should be allowed to vote on any plan being considered. (00:33:22)

An anonymous speaker stated support for identifying all businesses in Huntington Beach as essential, and Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:34:31)

Linda Harris, a resident of Huntington Beach, was called to speak and stated support for removing the stay-at-home and closed business rules. (00:35:41)

John Deniloft, a resident of Riverside, was called to speak and stated support for reopening all businesses. (00:36:52)

Gay DePerio was called to speak and stated support for identifying all businesses in Huntington Beach as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:37:57)

An anonymous speaker was called to speak and stated support for reopening all businesses. (00:39:08)

Valentina Bankhead, a resident of Huntington Beach, was called to speak and stated support for identifying all businesses in Huntington Beach as essential and for reopening Huntington Beach. (00:40:08)

Scott Walker was called to speak and stated support for identifying all businesses in Huntington Beach as essential and for reopening Huntington Beach. (00:41:17)

An anonymous speaker was called to speak and stated support for identifying all businesses in Huntington Beach as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:42:57)

An anonymous speaker was called to speak and stated support for identifying all businesses in Huntington Beach as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:44:08)

Scott Tucker, owner of Gallagher's Pub and Grill, was called to speak and stated support for identifying all businesses in Huntington Beach as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and opposition to Councilmember Item No. 19 (20-1642) regarding Outdoor Dining Program for COVID-19 restaurant relief, unless it includes all businesses. (00:45:06)

Susie Smith, Making Waves Hair Salon, was called to speak and stated support for identifying all businesses in Huntington Beach as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:46:00)

Genevieve Peters was called to speak and stated support for identifying all businesses in Huntington Beach as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:46:37)

Kristopher Martin, a Huntington Beach hair stylist, was called to speak and stated support for identifying all businesses in Huntington Beach as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:47:47)

Charles Beleran was called to speak and stated support for identifying all businesses in Huntington Beach as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:48:51)

Rick Ogren, Huntington Beach native, was called to speak and stated support for identifying all businesses in Huntington Beach as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:49:55)

Joe Lockwood, owner of Joe on the Grow local organic farm and Ground Wave, was called to speak and stated support for identifying all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:50:37)

City Clerk Robin Estanislau announced that speakers using the call-in line would be acknowledged in the order the calls were received. Each caller, identified by the last 3 digits of their phone number, who did not immediately respond to her invitation to speak would be disconnected. Callers not identifying themselves would be recorded in the minutes as an "unidentified" speaker. Call-in speakers were also limited to one (1) minute. (00:51:39)

Caller 436, an unidentified speaker, was invited to speak and stated support for a "No" vote as not all businesses are essential. (00:52:58)

Caller 294, Carla Watson, was invited to speak and stated support for Councilmember Item No. 19 (20-1642) regarding an Outdoor Dining Program for COVID-19 restaurant relief. (00:53:34)

Caller 355, Mike Elliott, 70+ year resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, as in his opinion the City should be following State and Federal guidelines. (00:54:39)

Caller 431, Denise, was invited to speak and stated support for identifying all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:55:55)

Caller 514, an unidentified speaker, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:57:10)

Caller 645 was invited to speak, but did not respond at (00:58:27), at (01:01:07), at (01:02:45), and at (01:07:00).

Caller 713, Rebecca, was invited to speak and stated support for identifying all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, as in her opinion businesses should not ever have been closed down. (00:58:44)

Caller 825 was invited to speak, but did not respond at (00:59:27), at (01:02:59), at (01:07:09), and at (01:10:30).

Caller 876, a 20+ year resident of Huntington Beach with a small business owner in the family, was invited to speak and stated support for Councilmember Item No. 19 (20-1642) regarding an Outdoor Dining Program for COVID-19 restaurant relief, and opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (00:59:49)

Caller 750, Robert, a resident of Huntington Beach and retired biomedical scientist, was invited to speak and stated opposition for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:01:23)

Caller 015, Lisa Bertolini, a resident since 2012, was invited to speak and asked that Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach be modified to support the State definition of essential businesses and encouraged Council to enforce State guidelines. (01:03:12)

Caller 002 was invited to speak, but did not respond. (01:04:16)

Caller 825, an unidentified speaker, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:04:34)

Caller 025, Jeff, a resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:05:56)

Caller 026, Anna, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:06:41)

Caller 055 was invited to speak, but did not respond. (01:07:15)

Caller 074, Mary Carl, a 22-year resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:07:28)

Caller 075, Cathy, a resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 19 (20-1642) regarding an Outdoor Dining Program for COVID-19 restaurant relief, and opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:08:13)

Caller 078, Mike, a resident of Huntington Beach since 2004, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:08:37)

Caller 090, Monique Duarte, a resident of Huntington Beach since 1986, was invited to speak and stated support for calling all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:09:20)

Robin Goodfellow was invited to speak, but did not respond. (01:10:36)

Caller 102, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:10:48)

Caller 825, Nancy, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:12:00)

Caller 120 was invited to speak, but did not respond at (01:12:17) and (01:13:50).

Caller 122, Gina Clayton-Tarvin, long-time resident of Huntington Beach and President, Ocean View School District (OVSD) Board of Trustees, speaking on behalf of herself and OVSD Trustee Jack Souders, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, as it appears to ignore State and County mandates. (01:12:30)



Caller 160, Bethany Webb, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:13:55)

Caller 188, Julie Coleen, a resident of Huntington Beach for 42 years, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:15:11)

Caller 191, an unidentified speaker, was invited to speak and stated support for identifying all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:16:29)

Caller 102 was invited to speak, but did not respond. (01:17:41)

Caller 872, Lily Huffington, a resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:17:45)

Caller 208, Bill, a resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:18:28)

Caller 234 was invited to speak, but did not respond. (01:19:37)

Caller 191, an unidentified speaker and Huntington Beach business owner, was invited to speak and stated support for calling all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:20:44)

Caller 234 was invited to speak, but did not respond. (01:21:45)

Caller 246, Pixel 3, was invited to speak, but did not respond to request to unmute on their end. (01:21:54)

Caller 261, an unidentified speaker, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:22:39)

Duran was invited to speak and stated support for opening all businesses and allowing the virus to run its course. (01:23:22)

Ramona Belgivia, a 20+ year resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:24:14)

Caller 471, Alysia, resident of Newport Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:25:16)

Caller 282, Diane, a 30-year resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and stated her opinion that State guidelines should be followed. (01:26:14)

Caller 321, Skye, a resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:27:19)

Caller 329, Donald B., a homeowner in Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:28:12)

Caller 102, Mallory Hutchins, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:29:23)

Caller 350, Annette, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and support for Councilmember Item No. 19 (20-1642) regarding Outdoor Dining Program for COVID-19 restaurant relief. (01:30:35)

Caller 353, an unidentified speaker, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and support for Councilmember Item No. 19 (20-1642) regarding Outdoor Dining Program for COVID-19 restaurant relief. (01:31:18)

Caller 357, Kathy McGuire, a 29-year resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and stated her opinion that State guidelines should be followed. (01:32:25)

Caller 384, Barbara, a registered nurse and 40-year resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:33:38)

Caller 400, Bobbi Ashurst, was invited to speak and stated support for Councilmember Item No. 19 (20-1642) regarding Outdoor Dining Program for COVID-19 restaurant relief, and opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and stated her opinion that State guidelines should be followed. (01:34:50)

Spencer Hagaman, a resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and stated his opinion that State, County, and Federal guidelines should be followed. (01:36:04)

Ron Roberts was invited to speak, but did not respond. (01:37:11)

Caller 403, an unidentified speaker, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:37:26)

Caller 261 was invited to speak, but did not respond. (01:38:42)

Caller 414, an unidentified speaker, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and support for Councilmember Item No. 19 (20-1642) regarding Outdoor Dining Program for COVID-19 restaurant relief. (01:38:58)

Caller 452, Rev. Roz Esposito, a new resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, suggesting that State guidelines be followed, and stated support for Councilmember Item No. 19 (20-1642) regarding an Outdoor Dining Program for COVID-19 restaurant relief. (01:40:16)

Pat Sterling and Ron Roberts were invited to speak, but did not respond when asked to unmute their system. (01:41:32)

Caller 456, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:41:45)

Caller 303, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:42:59)

Caller 457, Steve Farnsworth, a long-time resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:43:15)

Caller 299, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:43:55)

Caller 470, Mary, a resident of Huntington Beach since 1974, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, support for following State guidelines, and support for Councilmember Item No. 19 (20-1642) regarding an Outdoor Dining Program for COVID-19 restaurant relief. (01:44:44)

Caller 488 was invited to speak, but did not respond at (01:45:44) and (01:46:03).

Caller 491 was invited to speak, but did not respond at (01:45:56) and (01:47:38).

Caller 539, an unidentified speaker and salon owner, was invited to speak and stated support for identifying all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:46:21)

Caller 101, an unidentified speaker who is a long-time resident of Huntington Beach, was invited to speak and stated support for identifying all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:47:53)

Cheryl, a medical professional living near Huntington Beach, was invited to speak and stated her concerns about Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and believes it is too soon to reopen all businesses. (01:48:43)

Caller 405, Sally, a 25+ year resident of Huntington Beach, was invited to speak and stated support for identifying all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:49:33)

Arthur Dent was invited to speak and stated support for considering all businesses as essential, and support for opening all businesses because in his opinion Governor Newsom's Emergency Orders have expired. (01:50:29)

Loki, a former healthcare manager, was invited to speak and stated support for considering all businesses as essential and support for opening all businesses because in his opinion Governor Newsom's Emergency Orders have expired. (01:51:22)

Caller 067, Jeff, a 30-year resident of Huntington Beach, was invited to speak and stated that if Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach is approved, it is his

opinion this action will include enforcing the wearing of masks and social distancing guidelines, and asked if City Council really wants responsibility for enforcing a matter of life and death. (01:52:26)

Caller 268 was invited to speak, but could not be heard over the echo. (01:53:29)

Caller 422, Mike Lucero, a long-time resident of Huntington Beach, was invited to speak and stated support for identifying all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:54:15)

Caller 555, Mark Tonkovich, a resident of Huntington Beach, was invited to speak and stated support for identifying all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:54:58)

Caller 268, an unidentified speaker who is a long-time resident of Huntington Beach, was invited to speak and stated support for identifying all businesses as essential and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:56:02)

Caller 005 was invited to speak, but did not respond. (01:56:35)

Caller 154, Debbie Parrot, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and support for following State guidelines. (01:56:50)

Caller 566, Linda Rose, a 38-year homeowner in Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (01:57:52)

Caller 405, Don, was invited to speak and stated support for allowing restaurants to open now. (01:58:31)

Caller 610, Judy, a long-time resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and support for following State guidelines. (01:58:59)

Caller 613 was invited to speak, but did not respond at (01:59:48) and (02:00:59).

Caller 652, Natalie Rocos, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and support for following State guidelines. (02:00:04)

Caller 655, an unidentified speaker having a family member experience COVID-19, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:01:08)

Jeffrey was invited to speak, but did not respond at (02:02:16) and (02:16:23).

Jo McLachlan, was invited to speak and stated support for Councilmember Item No. 19 (20-1642) regarding an Outdoor Dining Program for COVID-19 restaurant relief, and opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:03:04)

Caller 219, Andrew, a long-time resident of Downtown Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:03:54)

Caller 511, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:04:45)

Tarcia Bresenio was invited to speak, but did not respond. (02:05:38)

Caller 613, Brandon, a 35-year resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:06:09)

Caller 106, an unidentified speaker, a long-time resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:07:11)

Caller 096, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:08:23)

Caller 971, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:09:09)

Caller 294, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:09:55)

Caller 613, Degian Vicente, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:10:19)

Caller 662, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:11:13)

Caller 663 was invited to speak, but did not respond. (02:12:25)

Caller 778, an unidentified speaker, a 15-year resident of Long Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:12:46)

Caller 070, Stephanie Green, was invited to speak and asked that the City Council push Orange County to do more testing. (02:13:16)

Caller 674, Karen Rodillo, a resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:14:15)

Caller 700, Ken, a 25-year resident, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:15:24)

Caller 707, Jeff Letourneau, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and support for Councilmember Item No. 19 (20-1642) regarding an Outdoor Dining Program for COVID-19 restaurant relief. (02:16:38)

Caller 719, Alexandra, owner of a small local business who lost a family member to COVID-19, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:17:21)

Caller Ben Chapman, a resident of Costa Mesa, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:18:39)

Caller 782, AJ, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and encouraged Council to follow State and County guidelines. (02:19:42)

Caller 802, Tara Hightrek, a resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and support for following Governor Newsom's directives. (02:20:42)

An unidentified speaker was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:21:30)

Caller 904 was invited to speak, but did not respond at (02:22:25) and. (02:27:32).

Caller 823, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:22:40)

Caller 841 was invited to speak, but did not respond. (02:24:18)

Caller 850, Ingrid Lee, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:24:43)

Caller 851, Paulette Fisher, a 44-year resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:25:19)

Caller 794, an unidentified speaker, a long-time resident, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:26:41)

Caller 621, Victor, a long-time resident of Huntington Beach, was invited to speak and stated his opinion that every governor is making decisions based on their personal political opinion. (02:27:43)

Caller 904, Dr. Sterling, Past Chair of the American Medical Association Council on Science and Public Health, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:29:20)

Caller 505, an unidentified speaker, was invited to speak and stated his opinion that actions taken should be dependent upon actual Huntington Beach Fire Department calls for service from people experiencing symptoms. (02:30:41)

Caller 904, Sue Vicente, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:32:16)

Caller 841, an unidentified speaker, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:32:40)

Caller 888, Steve French, a 25-year resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:33:14)

Caller 307, Paul, a long-time resident of Downtown Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:34:21)

Jamal Abdelmuti was invited to speak, but did not respond. (02:35:16)

Caller 949, an unidentified speaker and resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:35:28)

Ms. Hamad, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:36:23)

Caller 850, an unidentified speaker, an 18-year resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:37:40)

Caller 888, Christine, a resident of Huntington Beach for over 25 years, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:38:35)

Caller 214, Dave, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:39:57)

Caller 598, Cindy, was invited to speak and stated support for declaring all businesses as essential, and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:40:36)

Caller 966, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:41:19)

Caller 733, Julian, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and requested that the Council follow Governor Newsom's directives. (02:42:33)

Caller 409, an unidentified speaker, was invited to speak and stated his opinion that there need to be plans in place if COVID-19 cases suddenly increase after opening businesses. (02:43:58)

Caller 904, Dan Hytrek, a resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:45:31)

Caller Janine was invited to speak and stated support for considering all businesses as essential, and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:46:28)

Caller 922, Krista, a 46-year resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:47:16)

Caller 987 was invited to speak, but did not respond at (02:48:29) and (02:49:57).

Caller 815, Nancy Kerr, an Orange County business owner, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:48:39)

Caller 208, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:50:04)

Caller 922, Rob, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:51:04)

Caller 978, Leigh, a resident/homeowner in Huntington Beach for over 32 years, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:51:48)

Caller 689, Louise, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:53:02)

Caller 981, Natalie Moser, a 40-year resident of Huntington Beach, and Candidate for City Council in 2020, was invited to speak and stated support for Councilmember Item No. 19 (20-1642) regarding an Outdoor Dining Program for COVID-19 restaurant relief, and opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:54:04)

Caller 458, John Nada, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:55:27)

Caller 841, an unidentified speaker and lifetime resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:56:45)

Caller 544, Maria, a 35-year resident, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (02:58:06)

Pat Davis was invited to speak, but did not respond. (02:59:54)

Caller 800, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:00:01)

Caller 987, an unidentified speaker, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:00:43)

Caller 547, Sean Duane, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:01:53)

Caller 375, Heather, a 15-year homeowner and 8-year local business owner, was invited to speak and stated support for all businesses being considered essential, and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:02:22)



Caller Mr. Elliott was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach because in his opinion this is a decision that can only be made at the County level. (03:03:30)

Caller Lisa was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:04:19)

Caller 841, Rita Folio, a 47-year Huntington Beach homeowner, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and encouraged Council to follow County guidelines. (03:05:17)

Caller 760 was invited to speak, but did not respond at (03:06:20) and (03:22:12)

Caller 998, Spencer Kelly, born and raised in Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:06:30)

Caller 112, an unidentified speaker, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and support for Councilmember Item No. 19 (20-1642) regarding an Outdoor Dining Program for COVID-19 restaurant relief. (03:07:25)

Caller 987, an unidentified speaker, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach because of lack of necessary testing. (03:07:56)

Caller 483 was invited to speak, but did not respond at (03:09:10) and (03:10:31).

Caller 199, Tom, a resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:09:45)

Caller 525, Jasmine Gardiner, a resident of Huntington Beach, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach, and asked Council to focus on working with State and County officials to increase testing. (03:10:41)

Caller 568, an unidentified speaker who is a military first responder, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:11:52)

Caller 199 was invited to speak, but did not respond. (03:13:14)

Caller 219, an unidentified speaker, was invited to speak and stated his opinion that if a person expects to exercise free will they will have to move to another country. (03:13:30)

Caller 947, Ameliana Angelo, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:14:47)

Caller 499, Wendy Rincon, a life-long resident and Huntington Beach homeowner, was invited to speak, but the connection was lost. (03:15:34)

Caller Sonya Green, Huntington Beach resident, was invited to speak and stated support for considering every business as essential, and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:16:04)

Caller Kelly was invited to speak and stated support for listening to Orange County medical professionals. (03:17:21)

Caller 499, Wendy Rincon, a life-long resident and Huntington Beach homeowner with family members who have survived COVID-19, was invited to speak and stated opposition to Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach until adequate testing is available. (03:18:48)

Caller 815, Mike Stockton, a resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:19:54)

Caller 361, Linda, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:20:36)

Caller 175, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:21:32)

Caller 872, Kim, was invited to speak and stated support for all jobs being essential, and for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:22:33)

Caller Ben Pickens, a resident of Huntington Beach, was invited to speak and asked that City Council consider the park plans that he has provided in the past, and to ensure that infected people stay quarantined. (03:23:00)

Caller 973, an unidentified speaker, a life-long resident of Huntington Beach, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:23:38)

Caller 509, an unidentified speaker, was invited to speak and stated support for Councilmember Item No. 20 (20-1643) regarding Reopening Huntington Beach. (03:24:36)

#### **COUNCIL COMMITTEE — APPOINTMENTS — LIAISON REPORTS, AB 1234 REPORTING, AND OPENNESS IN NEGOTIATIONS DISCLOSURES**

Mayor Pro Tem Hardy reported that she and Councilmember Carr met with the Youth Board, and announced that Youth Board applications will be on the City's website beginning Tuesday, May 19, for any Huntington Beach resident who is a high school student next year, and applications are due by 5 p.m. on June 5th.

Councilmember Delgleize reported attending a Board meeting of the Orange County Transportation Authority (OCTA), and a meeting with Poseidon Water and the Santa Ana Water District.

Councilmember Posey reported participating in a Zoom meeting with Southern California Association of Governments (SCAG) Community and Human Development Committee members, and announced approval for another 120 days for anyone to review the documentation for the Regional Transportation Needs through 2045.

Mayor Semeta reported the Economic Recovery Task Force, for which she and Councilmember Peterson are Council Liaisons, met for the first time last week, and announced the names of the members: John Hobson, CEO, CIELO; Barbara Mason, Chief of Site Integration at Boeing; R. J. Mayer, Chairman of the Mayer Corp.; Kelly Miller, Executive Director of Visit HB; Lindsey Parton, President of DJM; John Patterson, President at HB Mazda; Pat Rogers of Fifth and PCH; Dave Shenkman, President of the Downtown Business Improvement District; and Pete Truxaw, Owner of Mama's on 39 Restaurants. Councilmember Peterson announced the Task Force will meet in small groups in the next few days, and he expects ideas to be forthcoming which will benefit every business in Huntington Beach.

## **CITY MANAGER'S REPORT**

### **10. 20-1487 Ascon Landfill Site Update**

Assistant City Manager Travis Hopkins provided a PowerPoint communication entitled *Ascon Landfill Site Update*, which included the following titled slides: *North Berm Repair Complete*, *North Berm Location*, *Current Site Activities*, *How to Stay Informed*, and *Questions or Concerns?* Manager Hopkins reported that the emergency berm repair was complete on May 8, and discussed activity at the site going forward.

Councilmember Delgleize and Manager Hopkins discussed the months-long process for securing permits and implementing the tents for future work at the site.

### **11. 20-1626 Update of the City COVID-19 Response Plan and Actions for Review and Discussion**

City Manager Oliver Chi provided a PowerPoint communication *COVID-19 Response Update*, which included the following titled slides: *Situational Update - U.S. Totals (2)*, *Situational Update - Orange County (2)*, *Situational Update - Huntington Beach (2)*, *Situational Update - HB EMS Response Statistics*, *Local Available Hospital Resources*, *Orange County Hospitalizations / ICU Utilization Rates*, *Huntington Beach - City Services Update*, *Economic Recovery Update - Planning Efforts Underway (2)*, and *Situational Update - Opening Up The California Economy*.

Marie Knight, Director of Organizational Learning and Engagement, described the presentation slide *Economic Recovery Update - New ONEHB Micro-Grant Program*, which includes the OneHB Theme, Goal - To Provide Micro-Grants of \$5,000, Eligibility Criteria, Partner Roles, and Program Roll Out.

City Manager Chi confirmed for Councilmember Delgleize that this program is designed to support small local businesses, not national chain operators. Director Knight announced the OneHB.org website will be functioning by May 25 and will have links to apply for a grant, make a donation, or purchase merchandise. Donation checks can be made out to CIELO, designated for OneHB. Director Knight stated that this effort is supported by staff from several Departments within the City, including Community Development.

Mayor Semeta and Director Knight discussed the recent survey completed by the Chamber of Commerce, and marketing efforts for available resources.

## CONSENT CALENDAR

Councilmember Carr pulled Item No. 13 for further discussion.

### 12. 20-1618 Approved and Adopted Minutes

A motion was made by Posey, second Delgleize to approve and adopt the City Council/Public Financing Authority regular meeting minutes dated April 20, 2020, as written and on file in the office of the City Clerk; and, approve and adopt the City Council emergency meeting minutes dated April 30, 2020, as written and on file in the office of the City Clerk.

The motion carried by the following vote:

AYES: Posey, Delgleize, Hardy, Semeta, Peterson, Carr, and Brenden

NOES: None

### 13. 20-1580 Accepted \$200,000 Coastal Commission grant and authorized City staff to establish a budget for the grant; approved and authorized execution of a Professional Services Contract with Michael Baker International for preparation of a Comprehensive Local Coastal Program Update; approved an increase in the Community Development Department's Professional Services listing authority by \$240,000; and appropriated funds

Councilmember Carr and Community Development Director Ursula Luna-Reynosa discussed details related to the amount of the grant received and amount of funds requested to allow for contingencies; the vendor selection; and timeline for the project, if approved.

A motion was made by Carr, second Hardy to accept a \$200,000 Coastal Commission grant for a Comprehensive Local Coastal Program Update and authorize City staff to establish a budget for the grant in Fund 715 (Attachment No. 1); and, approve and authorize the Mayor and City Clerk to execute a "Professional Services Contract Between the City of Huntington Beach and Michael Baker International, Inc. for a Comprehensive Local Coastal Program Update" in the amount of \$240,000 as prepared by the City Attorney (Attachment No. 2); and, approve an increase in the Community Development Department's professional services listing authority by \$240,000 for the preparation of a Comprehensive Local Coastal Program Update to ensure compliance with Administrative Regulation Number 228, Section 7.1; and, appropriate funds in the amount of \$200,000 from Fund 715, a grant from the Coastal Commission, for the Professional Services Contract between the City and Michael Baker International, Inc.

The motion carried by the following vote:

AYES: Posey, Delgleize, Hardy, Semeta, Peterson, Carr, and Brenden

NOES: None

### 14. 20-1587 Accepted the lowest responsive and responsible bid and authorized execution of a construction contract with Sancon Technologies, Inc. in the amount of \$839,073.00 for the Fiscal Year 19/20 Sewer Lining Project, CC-1599

A motion was made by Posey, second Delgleize to accept the lowest responsive and responsible bid submitted by Sancon Technologies, Inc. in the amount of \$839,073; and, authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney.

The motion carried by the following vote:

AYES: Posey, Delgleize, Hardy, Semeta, Peterson, Carr, and Brenden  
NOES: None

**15. 20-1591 Accepted the lowest responsive and responsible bid and authorized execution of a construction contract with Kana Pipeline Inc., in the amount of \$2,271,700 for the Sunset Beach Water Main Project Various Locations, Anderson Street to Warner Avenue, CC-1435**

A motion was made by Posey, second Delgleize to accept the lowest responsive and responsible bid submitted by Kana Pipeline Inc., in the amount of \$2,271,700; and, authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney.

The motion carried by the following vote:

AYES: Posey, Delgleize, Hardy, Semeta, Peterson, Carr, and Brenden  
NOES: None

**16. 20-1609 Adopted Resolution No. 2020-33 directing the execution of a Notice of Cessation of Special Tax - Improvement Area B of the City of Huntington Beach Community Facilities District (CFD) No. 2002-1 (McDonnell Centre Business Park)**

A motion was made by Posey, second Delgleize to adopt Resolution No. 2020-33, "A Resolution of the City Council of the City of Huntington Beach, Directing the Execution of a Notice of Cessation of Special Tax - Improvement Area B (APNs 195-111-03,64) of the City of Huntington Beach Community Facilities District No. 2002-1 (McDonnell Centre Business Park)," and approving other related documents and actions; and, authorize the City Manager and City Clerk to execute Notice of Cessation and other related documents and actions.

The motion carried by the following vote:

AYES: Posey, Delgleize, Hardy, Semeta, Peterson, Carr, and Brenden  
NOES: None

**17. 20-1632 Adopted Resolution No. 2020-34 to authorize and submit an application for Local Early Action Planning (LEAP) Grant Funds**

A motion was made by Posey, second Delgleize to adopt Resolution No. 2020-34, "A Resolution of the City Council of the City of Huntington Beach to Authorize an Application for, and Receipt of, Local Government Planning Support Grant Program Funds."

The motion carried by the following vote:

AYES: Posey, Delgleize, Hardy, Semeta, Peterson, Carr, and Brenden

NOES: None

## **ORDINANCES FOR INTRODUCTION**

### **18. 20-1534 Approved for Introduction Ordinance No. 4206 repealing Chapter 14.24 and amending Chapter 14.25 of the Huntington Beach Municipal Code (HBMC) regarding Stormwater and Urban Runoff Management Ordinance**

Assistant City Manager Hopkins introduced Environmental Services Manager Jim Merid who presented a PowerPoint communication entitled *Introduction of Ordinance No. 4206*, which included the following titled slides: *Repealing of Chapter 14.24 (Water Pollution Ordinance)*, and *Amending Chapter 14.25 (Stormwater & Urban Runoff Management Ordinance) (2)*.

A motion was made by Posey, second Delgleize to after the City Clerk reads by title, approve for introduction Ordinance No. 4206, "An Ordinance of the City of Huntington Beach Repealing Chapter 14.24 and Amending Chapter 14.25 of the Huntington Beach Municipal Code Regarding Stormwater and Urban Runoff Management."

The motion carried by the following vote:

AYES: Posey, Delgleize, Hardy, Semeta, Peterson, Carr, and Brenden

NOES: None

## **COUNCILMEMBER ITEMS**

### **19. 20-1642 Item submitted by Councilmembers Posey and Brenden Approved as Amended — Directed staff to research Outdoor Dining Program for COVID-19 restaurant relief**

Councilmember Posey introduced this item by stating his request to have staff evaluate how restaurants in Huntington Beach can utilize their outdoor (parking) spaces for table service in a fluid manner. He further stated this provision is in addition to the currently allowed pick-up of food and beverages/cocktails, and adding a provision to allow pick-up patrons to eat at a table adjacent to the restaurant. In response to a public speaker questioning reference to Vilnius, Lithuania in his report, Councilmember Posey explained that his wife's ancestors are from Lithuania, and listed various other U.S. and international examples of outdoor dining. Councilmember Posey read part of a letter of support for this item from Lindsay Parton, President, DJM Capital Partners, Inc., who wrote on behalf of the ownership and management of Pacific City and Bella Terra in Huntington Beach.

Councilmember Posey explained this item is not necessarily about closing Main Street, nor would it be mandatory, and described the effort as sensible, smart and approved by the Centers for Disease Control (CDC).

Councilmember Brenden added examples of additional U. S. cities and communities that have implemented policies for dining access within public and private (common area) spaces as part of their recovery process to COVID-19. He explained the effort is a reasonable accommodation to temporarily increase dining capacity through a Temporary Use Permit (TUP) with a fee waiver. Applications for this TUP would follow normal processes through zoning review and would include time for public comments.

Councilmember Posey added that the motion does not exclude retail establishments, and as a temporary solution time is of essence, therefore he would expect an action item for the next Council meeting in two weeks.

Mayor Pro Tem Hardy stated her support for this item, specifically because of the fluid nature which allows for decreased public/private area use as inside capacity is increased, i.e., the TUP will expire when businesses are allowed to return to one-hundred percent (100%) occupancy. She also favors following the recommendations of the Downtown Business Improvement District (DBID) in regards to that area of Main Street. She asked that staff review current alcohol service requirements, such as fencing, and asked for input from the Police Department including whether there could be a need to change hours of service.

Councilmember Carr stated support for this item, and encouraged looking at including many other businesses such as salons, grooming establishments, and fitness trainers. She also suggested that if a portion of Main Street is closed to vehicular traffic it wouldn't necessarily have to be for 24 hours, seven days a week. Councilmember Carr encouraged creativeness and flexibility in providing support for all local businesses.

Councilmember Peterson reminded everyone that public right-of-way laws cannot be violated, and asked if, or how, the TUP process could be streamlined. Councilmember Posey responded that the staff proposal is expected to cover both concerns.

Councilmember Delgleize stated her support for this item, especially since it will support businesses throughout Huntington Beach.

Councilmember Brenden reiterated that expediency is critical, and added that review of California Department of Alcoholic Beverage Control (ABC) regulations will be considered.

Discussion ensued, and the original recommended action was amended.

An motion was made by Brenden, second Posey, to direct staff to develop a program for Council consideration that would allow for the temporary conversion of adjacent public and private spaces into outdoor dining and retail use to provide local businesses with the opportunity for greater customer capacity up to, but not exceeding, the capacity limits that were in effect prior to COVID-19 restrictions.

The motion as presented carried by the following vote:

AYES: Posey, Delgleize, Hardy, Semeta, Peterson, Carr, and Brenden  
NOES: None

At 11:10 PM, a motion was made by Delgleize, second Peterson, to continue the meeting.

The motion carried by the following vote:

AYES: Posey, Delgleize, Hardy, Semeta, Peterson, Carr, and Brenden  
NOES: None

**20. 20-1643 Item Submitted by Councilmember Peterson Tabled — Reopening Huntington Beach**

Councilmember Peterson introduced this item by stating his purpose is to provide clarity for businesses and residents because of the conflicting orders and recommendations coming down from the federal, state and county levels of government. He described how historically the sick were quarantined, but the healthy were not, and added that since Huntington Beach has for the most part not been affected like more dense populations, he believes it is time for the City to step back and let the economy safely open. He supports deeming all Huntington Beach businesses and places of worship as essential and allowing the opportunity to open and operate following County Health and Human Services guidelines, and believes that business owners and clients will make responsible decisions.

Councilmember Delgleize stated her opinion that it is the responsibility of local government to be prepared and ready to reopen businesses, and reminded everyone that each Councilmember took an oath to support the Constitutions of the United States and State of California, and she supports planning for a safe reopening. Councilmember Delgleize stated that she does not see this item as responding in a responsible way to the unprecedented circumstances that exist.

Councilmember Posey explained that he used the CDC guidelines as his road map in preparing Councilmember Item No. 19 regarding researching an Outdoor Dining Program for COVID-19 restaurant relief, and proposed that Councilmember Peterson's item be postponed to allow time to consider the Economic Recovery Task Force recommendations and development of a sensible plan to follow.

Councilmember Brenden stated his support for "meeting in the middle" rather than responding in an "all open" or "all closed" manner. He suggested that the Economic Recovery Task Force and staff consult with local businesses to develop the safeguards that are necessary for safe reopening, while being aware of the concerns of both extremes.

Councilmember Brenden and City Attorney Gates discussed the issue of how long Governor Newsom's COVID-19 Emergency Declaration applies and how it can be legally extended by legislative action. City Attorney Gates added that most states have sunset provisions of either 30 or 60 days in their emergency declarations. In California an emergency declaration is indefinite and only ends when it is declared a non-emergency.

Councilmember Brenden further stated his support for allowing the Economic Recovery Task Force to produce business reopening guidelines which can be presented to the County for approval.

Mayor Pro Tem Hardy stated that regardless of what Governor Newsom portrayed for the media, the City coordinated with the State, County and neighboring cities regarding beach access policies; and she referenced City Council Resolution 2020-30, approved at the last Council meeting, supporting the Orange County Board of Supervisors efforts to address commercial re-openings in response to COVID-19. Her desire is to continue making decisions in a way where the rules and expectations are clear, and she supports moving ahead in measured steps in coordination with surrounding communities.

Councilmember Carr stated support for Councilmember Posey's recommendation to revisit this issue in a couple of months only because things are moving so quickly at both the State and County level. She expressed her desire to focus on ways the Council can support changes that follow State and County guidelines for safely re-opening businesses as soon as possible.



Mayor Semeta expressed her opinion that delaying this item will be devastating to the business community. She and City Manager Chi discussed Governor Newsom's new guidelines which were issued today.

Mayor Semeta stated she is not in favor of the Economic Recovery Task Force or City recommending particular safety guidelines, but rather the safety recommendations need to come from the businesses. Councilmember Brenden responded that his recommendation is only for the Economic Recovery Task Force to be a facilitator for business recommendations.

Councilmember Delgleize expressed a desire to revisit this in the not too distant future in light of the fact that things are changing quickly at the State and County level.

Councilmember Peterson clarified that his intention is not to force business openings, but rather an effort to declare all businesses and houses of worship as essential. He stated this is an effort to show respect and support for rights and the ability to act responsibly.

Councilmember Posey stated the Council has already agreed to support the Orange County Board of Supervisors, and developed the Economic Recovery Task Force, and he encouraged a continued focus in those areas because in his opinion the City cannot control which businesses are considered essential.

Councilmember Brenden stated his opinion that if the City declares all businesses as essential and allows them to open, it could actually put them in peril, and he would rather approach the situation by helping local businesses understand and comply with the State and County guidelines for reopening.

A motion was made by Brenden to direct staff, in coordination with the Economic Recovery Task Force, to assist various business segments in the City to create standard operating plans with appropriate public safety safeguards, and help them to obtain Orange County approval to reopen as quickly as possible. The motion failed due to lack of a second.

Councilmember Delgleize and Mayor Semeta discussed the issue of not putting the City in a position of even appearing to be developing public safety safeguards. Councilmember Delgleize stated she believes that positive changes are in the works at the State and County levels, and recommended this item be tabled for at least a couple of weeks.

Mayor Semeta stated she expects an update from the Economic Recovery Task Force, which will be meeting on May 29th, for the June 1 Council meeting.

Councilmember Carr stated that it is important to help Huntington Beach businesses understand that the City did not close down any businesses, therefore the City cannot open up any businesses, and expressed her opinion that this discussion has just added to the confusion. She further stated that the City doesn't need to reinvent the wheel, but should help facilitate the guidelines provided by the State and County, and ensure there are no obstacles or ordinances that are barriers to businesses opening up.

Mayor Semeta stated that she expects the Economic Recovery Task Force will uncover any barriers that may exist, and will be focused on long-term recovery.

Mayor Pro Tem Hardy stated no objection to re-visiting this item at Stage 4, and stated her expectation that, as specific conditions are uncovered, they will be brought to Council's attention.

A motion was made by Peterson to direct staff to return with a resolution that deems all businesses as essential so businesses may follow County guidelines to reopen. The motion failed due to lack of a second.

With no action taken, Mayor Semeta made a recommendation to table the item to a date uncertain. No objections were given.

**COUNCILMEMBER COMMENTS** (Not Agendized)

Councilmember Posey shared a compliment he received for Community Development Director Luna-Reynosa for her clear and concise response to a community inquiry.

ADJOURNMENT — At 12:17 AM on May 19<sup>th</sup> to the next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority on Monday, June 1, 2020, 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>

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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:**

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City Clerk-Secretary

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Mayor-Chair