

## **Minutes**

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

Monday, May 17, 2021  
4:00 PM — Virtual Location  
6:00 PM — Virtual Location  
Huntington Beach, California 92648

**A video recording of the 4:00 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/](http://www.surfcity-hb.org/government/agendas/)**

#### **4:00 PM - VIRTUAL LOCATION**

**CALLED TO ORDER — 4:01 PM**

#### **ROLL CALL**

Present: Peterson, Kalmick, Ortiz, Carr, Posey, Moser, and Delgleize  
Absent: None

**City Attorney Gates requested and was granted permission to be absent pursuant to City Charter Section 309(d). Chief Deputy City Attorney Mike Vigliotta attended the meeting on his behalf.**

**ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)**  
— None

**PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS — None**

#### **STUDY SESSION**

##### **1. 21-400 Fiscal Year 2021/22 Proposed Budget Review**

City Manager Oliver Chi presented a PowerPoint communication titled *City of Huntington Beach Proposed FY 2021/22 Budget Review* with slides entitled: *Presentation Overview, City's Financial Status Heading Into FY 2021/2022, Huntington Beach Is in a Terrific Financial Position!, The City Addressed Unprecedented Fiscal Challenges This Past Year, Difficult Decisions Previously Made are Providing Benefits Today, Current FY 2020-21 General Fund Update, and 2020/21 General Fund Budget Overview.*

Chief Financial Officer Dahle Bulosan continued the presentation with slides titled: *Proposed FY 2021-22 General Fund Budget Review, Economic Overview & Local Budgetary Impacts, FY 2021/22 General Fund Proposed Budget Review, FY 2021/22 General Fund Proposed Revenues, FY 2021/22 General Fund Proposed Revenues - \$228M (2), FY 2021/22 General Fund Proposed Expenditures, Recommended FY 2021/22 Authorized Positions, and, FY 2021/22 Full Time Equivalent - All Funds.*

City Manager Oliver Chi continued with slides titled: *FY Capital Improvement Budget Review, CIP Overview, CIP Funding Sources, Key Facility Upgrades (3), Key Park Upgrades, Key Street Upgrades,*



*Key Utility System Upgrades, FY Major Capital Equipment Acquisition, FY 2021-22 Proposed Capital Equipment Acquisition, Capital Equipment Replacement Options, American Rescue Plan Act Funding, American Rescue Plan Act, Fiscal Recovery Funds Allowable Uses, COVID-19 has significantly impacted the City's Revenues, Possible American Rescue Plan Act Funding Framework, Key City Council Police Consideration for FY 2021/22, City Council Policy Direction Needed, Homeless Response Position, Seasonal Parking Fees Proposal, Parking Meter Rate Survey for Coastal Cities, Other Proposed Parking Adjustments (2), Parking Adjustments Summary, Proposed Emergency Medical Service Fee Update, Proposed EMS Fee Level, Emergency Medical Services Comparable Agencies, Fee Comparison, City Council Feedback Requested, FY 2021/22 Budget Next Steps, and Questions*

Councilmember Kalmick and Fire Battalion Chief Jeff Lopez discussed Emergency Medical Services (EMS) transport fees compared to other local cities that have individual fee schedule contracts with Orange County Fire Authority (OCFA).

Councilmember Kalmick stated his preference to 1) finance new helicopters especially during times of historic low interest rates; 2) encourage use of evening rates for Main Street Promenade/Pacific Coast Highway & Fifth Street/Downtown District parking areas to encourage people to use the structures vs. neighborhood streets; 3) use "congestion" vs "seasonal" pricing for parking meters; 4) supports American Rescue Plan Act (ARPA) call for projects to engage the community; and 5) confirmed with staff the Bluff Top park and railing will be repaired this Fall.

Councilmember Posey stated his support for financing new helicopters and discussed with City Manager Chi outside legal counsel costs including amount other departments pay for certain legal expenses. Councilmember Posey would like to see "all" outside legal costs combined within the City Attorney's budget for public transparency, as well as revenue from Court fines and fees as a result of prosecution efforts. Subsequent discussion continued on costs to fund the Community Prosecutor's Office since its initiation.

Councilmember Posey asked for confirmation on whether or not a new Memorandum of Understanding (MOU) exists with current Orange County District Attorney Todd Spitzer's office. Chief Deputy City Attorney Vigliotta stated he would research that.

Councilmember Posey suggested that Council contemplate whether two Deputy City Attorneys are necessary, and confirmed that currently there are four Attorney vacancies with two of those positions in the process of being filled.

Councilmember Posey applauded City Manager Chi and Director of Community and Library Services Slama for being judicious with available funds for parks, and discussed with City Manager Chi plans for park funding after 2022, considering that park improvement funds come from development projects. Councilmember Posey explained for the benefit of new Councilmembers that development, including Regional Housing Needs Assessment (RHNA) units, provides revenue through park fees.

Councilmember Delgleize expressed her excitement at seeing so many scheduled Public Works and Parks projects in the proposed budget. She also stated her support for taking advantage of low interest rates to finance new equipment needs, and requested to see statistical information on parking meter use to assist Council in determining the most productive rates.

Councilmember Moser expressed her appreciation for the detailed proposed budget, and that it would be helpful to see a 3-year budget comparison, including pie charts. She stated her support for financing



new equipment purchases, and concerns about gaps in remediating homelessness, such as where someone goes after 90 days in the HB Shelter. Councilmember Moser also expressed strong support to fund the new Deputy Director of Homeless and Behavioral Services position.

Councilmember Peterson stated his support for financing the purchase of helicopters, fire engines and boats. Councilmember Peterson also confirmed with City Manager Chi that the biggest expense for parks is annual maintenance; and Development Impact Fees (DIF) can only be used for new parkland acquisition or replacement of park equipment, but not for annual maintenance costs.

Councilmember Peterson stated his support for continuing to subsidize transport costs, and parking plans. He could not support adding the new position of Deputy Director of Homeless and Behavior Services, but rather suggested that a Police Lieutenant position be added to bifurcate time between law enforcement and homelessness, especially since in his opinion this job and expense should be provided by the County. Chief Harvey articulated details on the proposed full-time position that would coordinate and oversee efforts from multiple available resources to allow for increased effectiveness.

Councilmember Posey and City Manager Chi discussed park maintenance fees built into the base General Fund Operating Budget, vs. DIF fees used for park infrastructure such as land acquisition and rehabilitation of equipment and facilities. Councilmember Posey reiterated that DIF funds would be depleted at the end of FY 2023, and there is currently no major development to feed that fund. Councilmember Posey also described the tremendous amount of potential property tax revenue that is being lost due to past Council decisions oppose housing projects.

Councilmember Moser reiterated her reasons for supporting the Deputy Director of Homeless and Behavior Services position, including oversight of homeless spending and determining best use of available resources.

Mayor Carr stated her support for funding the new Deputy Director of Homeless and Behavior Services position.

#### **RECESSED TO CLOSED SESSION — 5:39 PM**

A motion was made by Delgleize, second by Posey to recess to Closed Session for Items 2 – 5. With no objections the motion passed.

#### **CLOSED SESSION**

2. 21-404 CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION. (Paragraph (1) of subdivision (d) of Section 54956.9). Name of case: Chris Hartman vs City of Huntington Beach, Worker's Comp. Case No. COHB-14-0306.
3. 21-405 CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION. (Paragraph (1) of subdivision (d) of Section 54956.9). Name of case: John Domingo vs City of Huntington Beach, Worker's Comp. Case No. COHB-19-0097.
4. 21-406 CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION. (Paragraph (1) of subdivision (d) of Section 54956.9). Name of case: Rodney Besuzzi vs City of Huntington Beach, Worker's Comp. Case No. COHB-19-0280.

5. 21-407 **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION. Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9 (Deciding Whether to Initiate Litigation): Number of cases, one (1): 17511 Griffin Lane #7, Huntington Beach, California. (Note: Corrected street number from 17211 to 17511 Griffin Lane #7)**

\*Discussion held at end of meeting.

6:00 PM — VIRTUAL LOCATION

RECONVENED CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING — 6:09 PM

#### ROLL CALL

Present: Peterson, Kalmick, Ortiz, Carr, Posey, Moser, and Delgleize  
Absent: None

City Attorney Gates requested and was granted permission to be absent pursuant to City Charter Section 309(d). Chief Deputy City Attorney Mike Vigliotta attended the meeting on his behalf.

PLEDGE OF ALLEGIANCE — Led by Councilmember Kalmick

#### 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.

6. 21-265 **Rabbi Stephen Einstein (Emeritus) of Congregation B'nai Tzedek in Fountain Valley and member of the Greater Huntington Beach Interfaith Council**

**CLOSED SESSION REPORT BY CITY ATTORNEY** — No report, but Chief Deputy City Attorney Vigliotta announced that Council will recess into Closed Session at the end of the meeting to discuss Closed Session Item #5.

#### AWARDS AND PRESENTATIONS

7. 21-402 **Mayor Carr proclaimed May 22 to 29 as National Beach Safety Week and presented a proclamation to Fire Chief Scott Haberle**

Mayor Carr thanked the men and women in the Marine Safety Division for working 24/7 to ensure beaches are kept clean and safe for residents and visitors, and reviewed basic beach safety behaviors.

Fire Chief Haberle stated that next week, and throughout the summer, the Public Safety website and social media communications will address public safety issues.

8. 21-403 **Mayor Carr proclaimed May 16-22 as National Public Works Week and presented a proclamation to Public Works Director Sean Crumby**



Mayor Carr recognized the amazing and hard-working men and women in the Public Works Department and announced this is the 61st Annual recognition sponsored by The American Public Works Association, and Canadian Public Works Association to recognize their focus on public health and quality-of-life issues.

Public Works Director Sean Crumby, on behalf of the Department's 203 staff members, thanked the Mayor and City Council for this proclamation. Director Crumby expressed appreciation for the effort staff put out this past year to provide consistent services such as trash pick-up and safe drinking water, in spite of the pandemic, to demonstrate this year's theme: Stronger Together. Director Crumby stated he is looking forward to next year when National Public Works Week can be celebrated through public equipment displays and open house.

**9. 21-408 Mayor Carr presented the Mayor's HB Excellence Award to Library Specialist Claudia Locke in Community & Library Services**

Mayor Carr described this award as recognizing City employees who go above and beyond the call of duty and are nominated by their fellow employees to recognize humility, social awareness, passion, exceptionality, and integrity and team orientation.

Mayor Carr introduced Library Specialist Claudia Locke, Oak View Library Branch Manager, who has served the City for over 20 years. Claudia was described as a person willing to help out, teach, train, join and collaborate, and who is a shining example of a stellar employee.

Mayor Carr introduced Community and Library Services Director Chris Slama who expressed his appreciation for the way Claudia speaks out for the needs of the Oak View community for not only library services, but through the Oak View Task Force, Oak View Collaborative, and the U. S. Census. Director Slama thanked Claudia for her years of service.

Ms. Locke thanked the Mayor and City Council for recognizing her passion of service to the Oak View community and expressed her appreciation for the support, guidance and leadership the City has provided her. Muchas Gracias!

**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**

**#10 (21-414)** PowerPoint presentation entitled *COVID-19 Operational Transition — In-Person City Council Meeting Protocols* submitted by Oliver Chi, City Manager.

**Consent Calendar**

**#15 (21-372)** Email communication received regarding the construction contract with Elecnor Belco Electric, Inc. for construction of Fiber Optic Communications.

**PUBLIC COMMENTS (3-Minute Time Limit) — 4 Speakers via Zoom**

*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>.*



Jerry Raburn was invited to speak, stated his support for the City acknowledging Pride Month, and asked for City Council support for AB 557, State legislation to establish a hate crime hotline. (01:56:27)

Amory Hanson, a City Council Candidate in 2022 and member of the Huntington Beach Historic Resources Board, was invited to speak and thanked City Manager Chi for his presentation on plans to return to in-person meetings for all deliberative agencies. (01:58:13)

Avery Counts, Constituents Services Manager for OC 2nd District Supervisor Katrina Foley, was invited to speak and congratulated Huntington Beach on the installation of the Mobi-Mat; provided a brief update on the work that OC Supervisor Foley is doing for Huntington Beach; invited residents to the upcoming June 23rd, 10 AM virtual Job Fair, and announced details will be forthcoming on June's virtual Small Business Roundtable. OC Supervisor Foley may be reached through [avery.counts@ocgov.com](mailto:avery.counts@ocgov.com) or calling 714-559-8364. (01:59:35)

Caller #6367, Ray Raines, was invited to speak and stated his opposition to Public Hearing Item No. 18 regarding Zoning Text Amendment No. 21-002 and Introduction of Ordinance No. 4230 to eliminate the Environmental Assessment Committee and Subdivision Committee, and his support for Mayor Pro Tem Ortiz. (02:01:49)

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

Councilmember Posey reported attending meetings of the Southern California Association of Government (SCAG) General Assembly where Budget and Assessments were unanimously approved; the Association of California Cities – Orange County (ACC-OC) Housing Committee to review legislation; and Orange County Vector Control Budget Committee to recommend that assessments not be increased.

Councilmember Delgleize reported attending an Orange County Transportation Authority (OCTA) Board meeting to review various Orange County construction projects, as well as a Budget Workshop to review OCTA's balanced budget. As the new President of the Association of California Cities – Orange County (ACC-OC), she led a successful Lunch and Learn session that included City Manager Oliver Chi and Marshall Moncrief, Chief Executive of Mind OC, for an overview of Be Well OC mobile services.

Councilmember Moser reported attending a meeting of the Human Relations Task Force for planning the next Day of Dialogue, and upcoming Cultural Cinema Showcase; Mobi-Mat Installation and Ribbon Cutting Ceremony at the beach; Be Well OC virtual town hall on Project Hope; and Downtown Business Improvement District (DBID) regarding block closures.

Mayor Carr reported attending meetings of the Youth Board, Youth and Government Day, and announced it is time for Huntington Beach high school students to complete applications if interested in serving on the Youth Board; the OC Sanitation Legislative Committee National Water Research Institute; Human Relations Task Force; Visit HB Advocacy Task Force; and, League of California Cities two-day Legislation Action event.

#### **CITY MANAGER'S REPORT**

- 10. 21-414 Update on Guidelines to Facilitate a Planned Return to In-Person City Council and Commission/Board Meetings**



City Manager Chi presented a PowerPoint communication entitled *COVID-19 Operational Transition, In-Person City Council Meeting Protocols* with slides titled: *COVID-19 Situational Update, In-Person Council Meetings, Public Participation, Safety Guidelines and Protocols for In-Person City Council, City Commission, and City Board Meetings During the COVID-19 Pandemic, City Hall Reopening Plans, June 15 Shift Pending, and Questions?*

Mayor Carr emphasized that Zoom webinar call-in will be an ongoing option for public speakers.

Councilmember Peterson expressed concerns about the COVID-19 check-in procedure for meetings to ensure Health Insurance Portability and Accountability Act (HIPAA) compliance.

Mayor Pro Tem Ortiz and City Manager Chi clarified that the Negative COVID-19 test can be a Rapid or PCR test completed within the last 48 hours.

### **CONSENT CALENDAR**

Councilmember Kalmick pulled Consent Calendar Item #15 for further discussion.

#### **11. 21-369    Approved the Infrastructure Fund Annual Report for Fiscal Year 2019/20**

A motion was made by Posey, second Delgleize to approve the Infrastructure Fund Annual Report for FY 2019/20.

The motion carried by the following vote:

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

#### **12. 21-377    Adopted Resolution No. 2021-31 authorizing certain City Officials to execute Grant Applications and Documents related to the City's Emergency Management and Homeland Security Program**

A motion was made by Posey, second Delgleize to adopt Resolution No. 2021-31, "A Resolution of the City Council of the City of Huntington Beach Authorizing Certain City Officials to Execute Grant Applications and Documents."

The motion carried by the following vote:

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

#### **13. 21-384    Approved and accepted the Public Improvements, released the Securities for Tract 17661 and accepted Guarantee & Warranty Bond**

A motion was made by Posey, second Delgleize to accept the improvements constructed and dedicated for public use with Tract 17661, and instruct the City Clerk to record the "Notice of Acceptance of Public Improvements" (Attachment 2) with the Orange County Recorder; and, accept Guarantee and Warranty Bond No. 4422016W (Attachment 3), the security furnished for guarantee and warranty of public

improvements, and instruct the City Clerk to file the bond with the City Treasurer; and, release the Faithful Performance Bond No. 4422016, Labor and Material Bond No. 4422016 and Monument Bond No. 4422017; and, instruct the City Clerk to notify Bonanni Development and JB Construction, the developer of Tract 17661, and the City Treasurer to notify SureTec Insurance Company, of these actions.

The motion carried by the following vote:

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

- 14. 21-370 Accepted bid and authorized execution of a construction contract with Elecnor Belco Electric, Inc., in the amount of \$357,636 for the construction of Traffic Signal Modifications at the intersections of Warner Avenue at Graham Street (CC-1548), Warner Avenue at Nichols Lane (CC-1550), and Brookhurst Street and Indianapolis Avenue (CC-1625), and authorized change orders not to exceed 15 percent**

A motion was made by Posey, second Delgleize to accept the lowest responsive and responsible bid submitted by Elecnor Belco Electric, Inc., in the amount of \$357,636; and, authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney; and, authorize the Director of Public Works to execute change orders not to exceed a total of 15 percent of the contract construction costs or \$53,645, as required.

The motion carried by the following vote:

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

- 15. 21-372 Accepted bid and authorized execution of a construction contract with Elecnor Belco Electric, Inc., in the amount of \$626,451 for the construction of Fiber Optic Communications from City Hall to Pier Plaza, CC-1621**

Councilmember Kalmick pulled this item to ask Public Works Director Sean Crumby to describe the project for community members asking for clarification. Director Crumby explained this project would provide reliable internet service for various City facilities in the area such as the Central Library, Yard Center, Lake Fire Station, Downtown Substation at Pier Plaza, Marine Safety Building, and Junior Lifeguards. Director Crumby further explained that funding comes from the Public Education and Government Public Access (PEG), energy efficiency and infrastructure funds.

Councilmember Kalmick provided an overview of the services that the City may be able to offer in the future to area businesses, residents and visitors with this fiber optic cabling in place.

Councilmember Posey stated his support for this modernization of infrastructure to ensure the ability to communicate internally and externally.

Councilmember Delgleize stated her support for this "foundation" project that will allow for expanded opportunities in the future.



Mayor Carr stated her support for this project, which she believes is an appropriate use of PEG funds to provide improved community and safety services.

A motion was made by Kalmick, second Delgleize to accept the lowest responsive and responsible bid submitted by Elecnor Belco Electric, Inc., in the amount of \$626,451; 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: Peterson, Kalmick, Ortiz, Carr, Posey, Moser, and Delgleize  
NOES: None

**16. 21-376 Awarded and authorized execution of a construction contract in the amount of \$197,808.48 to Prestige Striping Services, Inc., for the Alley Rehabilitation Project, CC-1617, and authorized change orders not to exceed 20 percent**

A motion was made by Posey, second Delgleize to accept the lowest responsive and responsible bid submitted by Prestige Striping Services, Inc., in the amount of \$197,808.48; and, authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney; and, authorize the Director of Public Works to approve up to twenty percent (20%) in construction change orders, as required.

The motion carried by the following vote:

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

**17. 21-411 Approved and authorized execution of Amendment No. 1 to the Professional Services Agreement with IK Consulting for as-needed Project Management and Implementation Services**

A motion was made by Posey, second Delgleize to approve and authorize the Mayor and City Clerk to execute "Amendment No. 1 to Professional Services Contract between the City of Huntington Beach and IK Consulting, LLC for Project Management and Implementation Services" extending the contract term by one year and increasing the on-call contract amount not to exceed \$480,000.

The motion carried by the following vote:

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

**PUBLIC HEARING**

**18. 21-379 Approved Zoning Text Amendment (ZTA) No. 21-002 (Environmental Assessment Committee and Subdivision Committee) and approved for introduction Ordinance No. 4230 amending the Municipal Code and Zoning and Subdivision Code to eliminate the Environmental Assessment Committee and Subdivision Committee**



Community Development Director Ursula Luna-Reynosa addressed a comment from earlier in the evening and clarified that the proposed amendments are categorically exempt from the California Environmental Quality Act (CEQA), and there is no intent to circumvent CEQA.

Director Luna-Reynosa introduced Associate Planner Tess Nguyen who presented a PowerPoint communication entitled *EAC and Subdivision Committee, Appeal of Zoning Text Amendment No. 21-002* with slides titled: *Request, PC Action, Appeal of PC Action, Analysis (5), and Recommendation*.

Mayor Carr opened the Public Hearing for this item.

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

**Public Hearing**

#18 (21-379) PowerPoint presentation entitled *EAC and Subdivision Committee – Appeal of Zoning Text Amendment No. 21-002* submitted by Ursula Luna-Reynosa, Director of Community Development

#18 (21-379) Two (2) email communications received regarding Appeal of Zoning Text Amendment No. 21-002.

Public Speakers via Zoom — 1

John Scandura, Planning Commissioner, was invited to speak and shared his personal opinion that eliminating the Environmental Assessment Committee (EAC) and Subdivision Committee would shift burdens to the Planning Commission, which may overlook map and code requirements because they also consider Conditional Use Permit (CUP) and environmental documents in addition to public comments. As an example, Mr. Scandura stated the Magnolia Tank Farm project required review of over 2,000 pages, including an 800-page Environmental Impact Report (EIR), and hundreds of written comments. Currently, the EAC makes an assessment based on their technical, legal and professional judgement, overturned only upon appeal to the City Council or the Planning Commission. In his opinion, this helps to preserve integrity and the City to withstand legal challenges. In his opinion, eliminating this Committee shifts critical decision making to staff who work behind closed doors and out of public view which may provide opportunity for political pressure from opposing sides, and these committees add possibly a month, a minimal amount of time, to the total process.

City Clerk Estanislau called on a speaker prepared to deliver comments on an unrelated topic, and then announced there were no more public speakers.

Mayor Carr closed the Public Hearing for this item.

Councilmember Kalmick thanked Mr. Scandura for serving on the Planning Commission and sharing his personal perspective. Councilmember Kalmick shared his personal opinion, as a former member of the Subdivision Committee, these were pro forma meetings and the City no longer has the need to consider large subdivision projects.

Councilmember Kalmick reviewed the process, stated his experience that staff has always been very objective in their decision-making, and confirmed there will still be opportunities for public input. He



stated this is strictly a policy change that Council unanimously approved in an effort to streamline the development process.

Councilmember Posey stated his support for this item and noted the minimal meetings and minutes for these committees going back to 2018 to underscore their lack of current relevance.

Councilmember Peterson stated Mr. Scandura made some valid points and confirmed his support for the Planning Commission recommendation to provide transparency throughout the process.

Mayor Carr stated her support for this item as in her opinion it will eliminate redundancy and streamline the process.

A motion was made by Kalmick, second Posey that the City Council finds that the municipal code amendments and Zoning Text Amendment No. 21-002 are categorically exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) (General Rule) of the CEQA Guidelines, because there is no potential for the project to have a significant effect on the environment; and, approve the municipal code amendments and Zoning Text Amendment No. 21-002 with findings (Attachment No. 1); and, after the City Clerk reads by title, approve for introduction Ordinance No. 4230, "An Ordinance of the City Council of the City of Huntington Beach Amending Chapters 2.33, and 2.56 of the Huntington Beach Municipal Code; Chapters 240, 248, 250 and 251 of the Huntington Beach Zoning and Subdivision Code Removing All References to the Subdivision and Environmental Assessment Subcommittees (Zoning Text Amendment No. 21-002)." (Attachment No. 2)

The motion carried by the following vote:

AYES: Kalmick, Ortiz, Carr, Posey, Moser, and Delgleize  
NOES: Peterson

**19. 21-394 Adopted Resolution No. 2021-24 authorizing the City of Huntington Beach to join the Statewide Community Infrastructure Program (SCIP); Authorizing the California Statewide Communities Development Authority (CSCDA) to Accept Applications from Property Owners, Conduct Special Assessment Proceedings and Levy Assessments and Special Taxes and to Form Assessment Districts and Community Facilities Districts Within the Territory of the City of Huntington Beach; Embodying a Joint Community Facilities Agreement Setting Forth the Terms and Conditions of Community Facilities Districts Financings; Approving Form of Acquisition Agreement for Use when Applicable; and, Authorizing Related Actions**

Director of Community Development Ursula Luna-Reynosa introduced Deputy Director of Community Development Steve Holt who presented a PowerPoint communication entitled *Consider Participation in the Statewide Community Infrastructure Program of the California Statewide Communities Development Authority* with slides entitled: *Statewide Communities Infrastructure Program, Program Benefits, and Questions?*

Deputy Director Holt introduced James Hamill, Deputy Director, California Statewide Communities Development Authority (CSCDA) who was available to answer Council questions.



Mayor Pro Tem Ortiz confirmed with staff that Huntington Beach does not lose any property tax revenue by participating in this program. Director Luna-Reynosa explained this is simply a means to assist developers finance project required off-site improvements and/or development impact fees.

Councilmember Peterson and Director Luna-Reynosa clarified that initially there were two programs presented, however this program does not impact property tax revenue. The Workforce Housing program, which would impact tax revenue, is still being researched by staff to determine their recommendation for future Council consideration.

Councilmember Delgleize and Director Luna-Reynosa discussed the Workforce Housing program that directs tax revenue from the City, where property appreciation is expected to compensate for the lost revenue.

Mayor Carr opened the Public Hearing for this item.

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

**Public Hearing**

#19 (21-394) PowerPoint presentation entitled *Consider Participation in the Statewide Community Infrastructure Program of the California Statewide Communities Development Authority* submitted by Ursula Luna-Reynosa, Director of Community Development.

City Clerk Estanislau announced there were no public speakers.

Mayor Carr closed the Public Hearing.

Mayor Carr stated her support for this program that can provide a financial resource for smaller development projects.

A motion was made by Carr, second Delgleize to conduct a public hearing to invite any interested members of the public to provide testimony regarding the SCIP and proposed action; and, adopt Resolution No. 2021-24, "Resolution of the City Council of the City of Huntington Beach Authorizing the City to Join the Statewide Community Infrastructure Program; Authorizing the California Statewide Communities Development Authority to Accept Applications From Property Owners, Conduct Special Assessment Proceedings and Levy Assessments and Special Taxes and to Form Assessment Districts and Community Facilities Districts Within the Territory of the City of Huntington Beach; Embodying a Joint Community Facilities Agreement Setting Forth the Terms and Conditions of Community Facilities District Financings; Approving Form of Acquisition Agreement for Use When Applicable; and, Authorizing Related Actions."

The motion carried by the following vote:

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



## ORDINANCES FOR INTRODUCTION

### **20. 21-383    Approved for Introduction Ordinance No. 4231 adding Section 17.48.050 to the Huntington Beach Municipal Code Chapter to amend Subsection A of Section 690.13 of the California Electrical Code**

City Manager Chi introduced Deputy Fire Marshal Steve Eros who presented the changes, which require that First Responders have the ability to disconnect all power sources from the exterior of a building during a fire or emergency.

Councilmember Peterson, as an electrician, stated his support for this important safety item.

Councilmember Posey clarified with Deputy Fire Marshal Eros this item will affect only future projects and not impact existing situations.

A motion was made by Peterson, second Posey to, after the City Clerk reads by title, approve for introduction Ordinance No. 4231, "An Ordinance of the City Council of the City of Huntington Beach Adding Section 17.48.050 to the Huntington Beach Municipal Code Chapter to Amend Subsection A of Section 690.13 of the California Electrical Code."

The motion carried by the following vote:

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

## **COUNCILMEMBER COMMENTS (Not Agendized)**

Councilmember Kalmick thanked Councilmember Moser for spearheading the Mobi-Mat installation and helping Huntington Beach to inspire other coastal cities to do the same; and, he reminded everyone of the Pride Flag raising at the Civic Center on Saturday, May 22 at 9 AM.

Councilmember Posey reminded everyone that this is Bicycle and Motorcycle Safety Month and suggested people ride their bike to the May 22 flag-raising event. He also reported attending former Councilmember and Mayor Bob Mandic's 80th surprise birthday celebration where he learned Mr. Mandic was a surfing champion in the 1960's.

Councilmember Moser expressed appreciation to Public Works staff, especially Public Works Commissioner David Gins, for their efforts to install the Mobi-Mat. She reported attending a Council on Foreign Relations Local Officials webinar on confronting extremism at the local level; participating in a Stand Up For Kids outreach; convening local religious leaders and homeless non-profits to discuss Project Zero; attending a webinar offered by Community Solutions titled Power to the Public: Tackling Homelessness; presenting at a Chamber of Commerce AM Connect meeting on Diversity, Equity and Inclusion with Mayor Carr and Human Relations Task Force Chair Vashia Rhone; joining Assemblywoman Cottie Petrie-Norris to honor and spotlight The Plant Nerd business; announced the second of three OC Human Relations/Human Relations Task Force sponsored Community Dialogues on Thursday, May 20, and the Asian American Pacific Islander (AAPI) Cultural Cinema Showcase on May 21-23.



Mayor Carr reported she and Police Chief Harvey will be participating with others on the HB Reads panel to discuss author George Takei's novel *They Called Us Enemy* on Tuesday, May 18 at 6 PM; thanked Police Chief Harvey for participating with her in the Kiwanis sponsored discussion on Project Hope and Mobile Crisis Unit; participating in the Greater Huntington Beach Interfaith Council virtual Day of Prayer with Councilmember Moser; participating with Councilmember Delgleize in the Keller Williams Realty sponsored Red Day to prepare 60 birthday boxes for foster youth; personally visiting Fountain Valley Hospital to thank the nurses for National Nurses Day; participating in the Be Well town hall; presenting at the Chamber of Commerce AM Connect meeting on Diversity, Equity and Inclusion with Councilmember Moser and Human Relations Task Force Chair Vashia Rhone; and announced that videographer Matt Lieffring, with support from Mary Urashima and Kathie Schey, has produced a series of vignettes on the contributions of local Asian Americans and Pacific Islanders which can be found on the City's YouTube channel.

**RECESSED TO CLOSED SESSION – 7:50 PM**

A motion was made by Posey, second Delgleize to adjourn to Closed Session for discussion on:

- 5. 21-407 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION. Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9 (Deciding Whether to Initiate Litigation): Number of cases, one (1): 17511 Griffin Lane #7, Huntington Beach, California. (Note: Corrected street number from 17211 to 17511 Griffin Lane #7)**

**RECONVENE/ADJOURNMENT — 8:05 PM** to the next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority on Tuesday, June 1, 2021, 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