

MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT

In accordance with the Americans with Disabilities Act the following services are available to members of our community who require special assistance to participate in City Council and Redevelopment Agency meetings. If you require special assistance, 72-hour prior notification will enable the city to make reasonable arrangements. For American Sign Language interpreters, a reader during the meeting, and/or large print agendas, please call: **Office of the City Clerk (714) 536-5227**. To make arrangements for an assisted listening system (ALD) for the hearing impaired, please contact: the **Sergeant at Arms** at the meeting or the **City Clerk (714) 536-5227**.

AGENDA

CITY COUNCIL/REDEVELOPMENT AGENCY CITY OF HUNTINGTON BEACH

MONDAY– JUNE 16, 2008

4:00 P.M. - Room B-8

6:00 P.M. - Council Chambers

Civic Center, 2000 Main Street

Huntington Beach, California 92648

4:00 P.M. – Room B-8

Call City Council/Redevelopment Agency Meeting to Order

Roll Call Hansen, Hardy, Bohr, Cook, Coerper, Green, Carchio

Pursuant to the Brown (Open Meetings) Act the City Clerk Announces Late Communications Received by Her Office Which Pertain to Items on the Study Session and Closed Session Portion of the Agenda

(1) The Brown (Open Meetings) Act requires that copies of late communications submitted by City Councilmembers or City Departments are to be made available to the public at the City Council meeting. (2) Late communications submitted by members of the public are to be made available to the public at the City Clerk's Office the morning after the Council meeting. (Late Communications are communications regarding agenda items that have been received by the City Clerk's Office following distribution of the agenda packet.)

Public Comments Regarding 4:00 P.M. Portion of Council Meeting for Study Session and Closed Session Agenda Items

(City Council/Redevelopment Agency) Study Session #1 – Activities and Accomplishments for the Planning Department for Calendar Year 2007

(City Council/Redevelopment Agency) Study Session #2 – The Director of Public Works will Review the Status of Current Capital Improvement Projects

Call Closed Session of City Council/Redevelopment Agency

Recommended Action: Motion to recess to Closed Session on the following items:

(City Council) Closed Session – Pursuant to Government Code Section 54956.8, the City Council shall recess to Closed Session to give instructions concerning price and terms of payment to the City's Negotiator, Deputy City Administrator Bob Hall, regarding negotiations with the Huntington Beach City School District for the ***purchase or exchange of up to 10.12 acres of real property located at 20451 Craimer Lane in Huntington Beach*** and the purchase, sale or exchange of APN 114-150-94 in the City of Huntington Beach.

(City Council) Closed Session – Pursuant to Government Code Section 54957.6, the City Council shall recess to Closed Session to meet with its designated labor negotiators: Paul Emery, Interim City Administrator; Bob Hall, Deputy City Administrator; Michele Carr, Director of Human Resources; Dan Villella, Finance Director; Duane Olson, Fire Chief, ***regarding labor negotiations with FMA.***

(City Council) Closed Session – Pursuant to Government Code Section 54956.9(b)(3)(A), the City Council shall recess to Closed Session to confer with its attorney regarding pending litigation. Facts and circumstances that might result in litigation against the local agency but which the local agency believes are not yet known to a potential plaintiff or plaintiffs, which facts and circumstances need not be disclosed. Number of Potential Cases: Unknown at this time. Subject: ***Meet and Confer requirements of the Myers Milias Brown Act.***

The City Council and the Redevelopment Agency of the City of Huntington Beach will regularly convene in joint session for the purpose of considering the following City Council-Redevelopment Agency Agenda Items. The Huntington Beach Parking Authority, Civic Improvement Corporation, and the Huntington Beach Public Financing Authority are also agencies on which Council serves as members. On each Agenda these Agencies may have items scheduled. When an Agenda Item requires action by any of these Agencies, it will show in parenthesis preceding the item, for example (City Council-Redevelopment Agency).

6:00 P.M. – Council Chambers

Reconvene City Council/Redevelopment Agency Meeting

The City Attorney Shall Determine If Any Actions Taken By The City Council or Redevelopment Agency In Closed Session Shall Require A Reporting On Those Actions As Required By Law (Government Code §54957.1(a) (3) (B)).

Roll Call Hansen, Hardy, Bohr, Cook, Coerper, Green, Carchio

Pledge of Allegiance/Flag Salute – To be led by Tiger Cub Pack #557

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.

Invocation – To be announced by the Mayor

Hello and welcome to the Huntington Beach City Council meeting. If you would like to address the Council, please fill out the pink public comment sheet attached to the agenda. After completing the form, hand it to the Sergeant at Arms and he will give it to the City Clerk. **As a courtesy to those in attendance, I would ask that cellphones and pagers be turned off or set in their silent mode. Thank you.**

Pursuant to the Brown (Open Meetings) Act the City Clerk Announces Late Communications Received by Her Office Which Pertain to Items on the Agenda

(1) The Brown (Open Meetings) Act requires that copies of late communications submitted by City Councilmembers or City Departments are to be made available to the public at the City Council meeting. **(2)** Late communications submitted by members of the public are to be made available to the public at the City Clerk's Office the morning after the Council meeting. (Late Communications are communications regarding agenda items that have been received by the City Clerk's office following distribution of the agenda packet.)

Special Announcement – Mayor Debbie Cook to announce the Orange County Transit Authority’s special “Dump the Pump” week – June 16 to 20. The OCTA is encouraging everyone to trade in their car and try one of the many alternate forms of public transportation. In today’s OC Register and on the OCTA website, you can get a coupon for free day pass that will be good any day between today and the 20th.

Presentation – Mayor Cook to call on Community Services Commission Chair, Dr. David Bloom, to present the Youth Sports Grant Awards.

Presentation – Mayor Cook to call on Public Works Director Travis Hopkins to present commendations to three Huntington Beach Students that won in the Municipal Water District of Orange County’s Water Conservation Poster/Slogan contest and will have their art/slogans featured in the annual calendar.

Presentation – Mayor Cook to recognize David Daley for his perfect attendance from Kindergarten through High School. He attended all Huntington Beach schools and has graduated from Marina High School.

Mayor’s Award – Mayor Cook to call on Finance Director Dan Villella to present the Mayor’s Award to Richard “Rick” Amadril, the City’s Central Services Manager.

B. PUBLIC COMMENTS

This is the time of the meeting for the Council to receive comments from the public regarding items of interest or agenda items OTHER than Public Hearings. Generally, Council will not enter into a dialogue during this period.

Pursuant to the Brown (Open Meeting) Act, the City Council may not discuss items unless they are on our agenda. So if you are speaking on an item not on the agenda, we cannot discuss the issue with you at this meeting. However, if you wish to meet with any of us please call the Council's Secretary at 714-536-5553. Thank you for taking the time to come to the council meeting to address the Council. Councilmembers strive to treat members of the public with respect, and we ask that you also express your concerns and opinions in a civil and respectful manner.

Each speaker is allowed 3 minutes and time may not be donated to others. No action can be taken by Council/Agency on this date unless the item is agendized.

Complete the attached pink form and give to the Sergeant at Arms (the Police Officer located near the speakers’ podium).

C-1. Council Committee/Appointments/Liaison Reports and All AB 1234 Disclosure Reporting

(This is the opportunity for Councilmembers to make announcements regarding Council committees, appointments or liaison reports and all individuals as appropriate to disclose any conferences, training, seminars, etc. attended at the agency's expense, per Government Code §53232.3 (d))

Lists of the conferences, training, seminars, and other activities generally attended by the City Council, City Administrator, City Attorney, City Clerk, and City Treasurer are included as appendices to the City Budget on pages 321 through 325. The budget is available on the city's website at www.surfcity-hb.org. Exceptions to these lists have been submitted as a report to the City Clerk for inclusion in the record of this meeting.

C-1a. (City Council) Submitted By Councilmembers Cathy Green and Gil Coerper, Liaisons to the Human Relations Task Force Regarding the Huntington Beach "Reads One Book" Program

Last year the Human Relations Task Force inaugurated the "HB Reads One Book" Program. Given the enthusiastic community support for this program, the Task Force is proud to announce the selection of the 2009 HB Reads One Book. The book they have selected is "The Kids From Nowhere: The Story Behind the Arctic Educational Miracle" by George Guthridge."

"The Kids from Nowhere," is an inspiring true story of a teacher who moved to a small village on an island in the Bering Sea off the coast of Alaska in 1982 to teach at a small school.

Working with few resources and with a group of students who are bright but lack focus and training, Mr. Guthridge adopts, motivates, and coaches. He soon enters his students into a national academic competition that stretches him and his students to the limits. In the end, they prevail and become the only team of northern Native Americans in U.S. history to ever win a national championship in academics.

The Task Force believes the story captures the essence of its mission – to understand and learn from cultures other than our own. "The Kids from Nowhere" will be a great tool to spark conversation and discussion groups regarding cultural diversity issues for both our local high school students and community members. The high schools are extremely supportive of the program, and they have already expressed an interest in participating in the program next year.

Representatives from both the Library Board and the Friends of the Library also participated in the selection of this book for the 2009 HB Reads One Book program.

Background

“Read One Book” projects around the country first started in Seattle in 1998. Since then, cities across the nation have adopted the program and participated in community-wide efforts to share fiction and non-fiction titles. Books chosen are read by members of the community, including students, and discussed in a variety of forums. There are opportunities for a wide variety of related activities, such as lectures, book clubs, author visits, exhibits, arts programming and programs with schools.

This program began last year with the selection of “Three Cups of Tea” by Greg Mortenson and David Oliver Relin. The Human Relations Task Force developed a series of programs surrounding Mr. Mortenson’s mission to build schools in Central Asia. These included music, food, photography, as well as a number of book discussion groups. Sets of books were purchased for each of the seven high schools within the Huntington Beach Union High School District (HBUHSD) and the program culminated with a presentation by Mr. Mortenson to 600 high school students the morning of February 21, 2008. This was followed by a presentation that same evening to an audience of over 1,200 in the Huntington Beach High School gymnasium.

C-2. City Administrator’s Report

C-3. City Treasurer’s Report

C-3a. (City Council) Review and Accept Shari L. Freidenrich, City Treasurer’s April 2008 Investment Summary Report Titled *City of Huntington Beach Summary of City Investment Portfolio, Bond Proceeds, Deferred Compensation, and Retiree Medical Trust Activity for April 2008*

Communication from City Treasurer Shari L. Freidenrich transmitting the Monthly Investment Report and Summary of Investments for April 2008.

Recommended Action: Motion to: Review and accept the Monthly Investment Report. Following review of the report, by motion of Council, accept the Monthly Investment Report entitled *Summary of Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity for April 2008*, pursuant to Section 17.0 of the Investment Policy of the City of Huntington Beach.

PowerPoint presentation titled *April Treasurer’s Report* is included in the agenda packet.

C-5. City Clerk’s Report

D. PUBLIC HEARING

Anyone wishing to speak on an OPEN public hearing item is requested to complete the attached pink form and give it to the Sergeant at Arms located near the Speaker's Podium.

D-1. (City Council) Public Hearing to Consider the Adoption of Resolution No. 2008-29 Approving General Plan Amendment (GPA) No. 07-002 for the 2008-2014 Housing Element Update Which Identifies Specific Programs to Address the Community's Housing Needs, Including Adequate Site Provision, Removal of Governmental Constraints, the Preservation and Development of Affordable Housing and Equal Housing Opportunity

Communication from the Director of Planning transmitting the following

Statement of Issue:

NOTICE IS HEREBY GIVEN that on Monday, June 16, 2008, at 6:00 p.m. in the City Council Chambers, 2000 Main Street, Huntington Beach, the City Council will hold a public hearing on the following planning and zoning items:

GENERAL PLAN AMENDMENT NO. 07-002 (2008-2014 HOUSING ELEMENT UPDATE):

Applicant: City of Huntington Beach

Request: To update the General Plan Housing Element for the 2008-2014 planning period pursuant to California Government Code Section 65588.

Location: Citywide

Project Planner: Jennifer Villasenor

NOTICE IS HEREBY GIVEN that General Plan Amendment No. 07-002 is covered by Negative Declaration No. 08-002, adopted by the Planning Commission on May 27, 2008, in accordance with CEQA requirements. The Planning Commission approved General Plan Amendment No. 07-002 at a public hearing on May 27, 2008, and recommended adoption of General Plan Amendment No. 07-002 to the City Council.

ON FILE: A copy of the proposed request is on file in the Planning Department, 2000 Main Street, Huntington Beach, California 92648, for inspection by the public. A copy of the staff report will be available to interested parties at the City Clerk's Office on Thursday, June 12, 2008.

ALL INTERESTED PERSONS are invited to attend said hearing and express opinions or submit evidence for or against the application as outlined above. If you challenge the City Council's action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City at, or prior to, the public hearing. If there are any further questions please call the Planning Department at 536-5271 and refer to the above items. Direct your written communications to the City Clerk

- Staff report
- City Council discussion
- Open public hearing
- Following public input, close public hearing

**PowerPoint presentation titled *2008-2014 Housing Element, GPA No. 07-002* is included in the agenda packet.

Funding Source: Not applicable

Planning Commission and Staff Recommended Action: Motion to:

Adopt **Resolution No. 2008-29**, *“A Resolution of the City Council of the City of Huntington Beach Approving General Plan Amendment No. 07-002 Housing Element Update.”*

D-2. (City Council) Public Hearing to Consider the Adoption of Resolution No. 2008-31 Acknowledging Receipt of the California Coastal Commission Action and Accepts and Agrees to Local Coastal Program Amendment (LCPA) No. 1-06 As Modified (Parkside Estates); and, the Adoption of Resolution No. 2008-32 Amending the Local Coastal Program by Amending the Coastal Element

Communication from the Director of Planning transmitting the following

Statement of Issue:

NOTICE IS HEREBY GIVEN that on Monday, June 16, 2008, at 6:00 p.m. in the City Council Chambers, 2000 Main Street, Huntington Beach, the City Council will hold a public hearing on the following planning and zoning items:

LOCAL COASTAL PROGRAM AMENDMENT NO. 1-06 (PARKSIDE ESTATES):

Applicant: City of Huntington Beach

Request: 1) To accept modifications to the Huntington Beach Local Coastal Program Coastal Element approved by the California Coastal Commission on May 7, 2008 for LCPA No. 1-06. 2) To amend the City's Local Coastal Program Coastal Element to reflect the California Coastal Commission's modifications.

Location: The Parkside Estates project is proposed for 17301 Graham St. (west side of Graham, south of Kenilworth, adjacent to the East Garden Grove-Wintersburg Channel). The California Coastal Commission also approved modifications that have applicability to all properties in the coastal zone.

Project Planner: Mary Beth Broeren

NOTICE IS HEREBY GIVEN that Item No. 1 affects property located in the appealable jurisdiction of the Coastal Zone and includes a Local Coastal Program Amendment that has been approved by the California Coastal Commission. The City Council's action on Item No. 1 will be forwarded to the California Coastal Commission for Executive Director Determination.

NOTICE IS HEREBY GIVEN that the preparation and approval of Local Coastal Program Amendment No. 1-06 is exempt from the requirements of CEQA, pursuant to Section 21080.9 of CEQA and Sections 15251(f) and 15265 of Title 14, California Code of Regulations. In any event, Local Coastal Program Amendment No. 1-06 is covered by Environmental Impact Report No. 97-2, certified by the City Council on October 21, 2002, in accordance with CEQA requirements as well as the California Coastal Commission's approval of the Local Coastal Program Coastal Element on November 14, 2007, pursuant to Section 21080.5 of CEQA.

ON FILE: A copy of the proposed request is on file in the Planning Department, 2000 Main Street, Huntington Beach, California 92648, for inspection by the public. A copy of the staff report will be available to interested parties at the City Clerk's Office on Thursday, June 12, 2008.

ALL INTERESTED PERSONS are invited to attend said hearing and express opinions or submit evidence for or against the application as outlined above. If you challenge the City Council's action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City at, or prior to, the public hearing. If there are any further questions please call the Planning Department at 536-5271 and refer to the above items. Direct your written communications to the City Clerk.

- Staff report
- City Council discussion
- Open public hearing
- Following public input, close public hearing

**PowerPoint presentation titled *Local Coastal Program Amendment No. 1-06 (Parkside Estates)* is included in the agenda packet.

Funding Source: Not applicable

Recommended Action: Motion to:

1. Adopt **Resolution No. 2008-31**, "*A Resolution of the City Council of the City of Huntington Beach, California, Which Acknowledges Receipt of the Coastal Commission Action and Accepts and Agrees to Local Coastal Program Amendment No. 1-06 As Modified*" and forward to the California Coastal Commission.
2. Adopt **Resolution No. 2008-32**, "*A Resolution of the City Council of the City of Huntington Beach Amending the Local Coastal Program by Amending the Coastal Element.*"

E. CONSENT CALENDAR

All matters listed on the Consent Calendar are considered by the City Council and Redevelopment Agency to be routine and will be enacted by one motion in the form listed.

Recommended Action: Approve all items on the Consent Calendar by affirmative roll call vote.

E-1. (City Council/Redevelopment Agency) Approve Minutes – Motion to: Approve and adopt the minutes of the City Council/Redevelopment Agency regular meeting of June 2, 2008 as written and on file in the Office of the City Clerk. Submitted by the City Clerk.

E-2. (City Council) Adopt Resolution No. 2008-27 to Establish the Annual Appropriation Limit of the Proceeds From Taxes in the Amount of \$602,877,623 for Fiscal Year 2008/2009, Pursuant to Article 13B of the State of California Constitution (Gann Appropriation Limit) – Motion to: Adopt **Resolution No. 2008-27**, “A Resolution of the City Council of the City of Huntington Beach Establishing the Appropriation Limit for Fiscal Year 2008-2009” of \$602,877,623. Submitted by the Director of Finance. Funding Source: Not applicable.

E-3. (City Council) Adopt Resolution No. 2008-28 Amending the City’s Classification Plan to Incorporate Changes Considered by the Personnel Commission at their Regularly Scheduled Meetings of February 20, 2008 and May 21, 2008 – Motion to: Adopt **Resolution No. 2008-28**, “A Resolution of the City Council of the City of Huntington Beach Amending the City’s Classification Plan by Deleting the Job Specification for the Position of Alarm Services Coordinator; Establishing a New Job Specification and Setting Compensation for the Position of Rideshare Coordinator; and Revising the Job Specification for the Position of Housing and Real Estate Manager and Changing the Job Title to Housing Manager.” Submitted by the Director of Human Resources. Funding Source: Funding for the proposed compensation adjustment is included in the FY 2007-08 budget.

E-4. (City Council) Approve and Authorize the Mayor and City Clerk to Execute a Services Contract Between the City of Huntington Beach and Turbo Data Systems (TDS), Inc. in the Amount of \$507,000 over a Three Year Term for Citation Processing Services – Motion to: Approve the *Services Contract Between the City of Huntington Beach and Turbo Data Systems, Inc. for Citation Processing Services*. Submitted by the City Treasurer. Funding Source: Appropriations are budgeted in the 2007/08 budget in the Other Contracts account, 10025201.69450. Appropriations have been requested for the 2008/09 budget.

E-5. (City Council) Receive and File the Annual Refuse Solid Waste Disposal Rate Certification Letter and Addendum From Rainbow Disposal Company Which Maintains Existing Residential Refuse Rates Through June 30, 2009, and Receive and File Rate Sheet for Commercial Solid Waste Disposal Service Effective July 1, 2008 – Motion to: Maintain the existing residential refuse rate of \$0.6122 per unit per day (approximately \$18.62 per month) for the period from July 1, 2008 through June 30, 2009; and, Receive and file rate sheet for Commercial Solid Waste Disposal Service effective July 1, 2008. Submitted by the Director of Public Works. Funding Source: No funding is required for the recommended action.

E-6. (City Council) Approve Project Plans and Specifications and Award Construction Contract in the Amount of \$912,214.20 to Imperial Paving Company for the Reconstruction of Various Residential Streets, MSC-452; Approve the Reallocation of \$87,000 from the Unprogrammed Community Development Block Grant (CDBG) Account; and, Authorize the Mayor and City Clerk to Execute Contract in a Form Approved by the City Attorney – Motion to: **1)** Approve the project plans and specifications; **2)** Accept the lowest responsive and responsible bid submitted by Imperial Paving Company, in the amount of \$912,214.20 for MSC-452; **3)** Approve the reallocation of \$87,000 from the Unprogrammed CDBG Account 85782003 as follows: \$17,000 to account 85782011 (Forest Lane) and \$70,000 to account 85782012 (Audrey, Hollywood and Saratoga); and, **4)** Authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney. Submitted by the Director of Public Works. Funding Source: Funds in the amount of \$826,000 have been designated for this project from Community Development Block Grant (CDBG) FY 2007/08, Streets Improvement, Business Units 85782011.82300, 85782012.82300, and 85882012.82300. Funds in the amount of \$87,000 are available in Unprogrammed CDBG funds, Business Unit 85782003 to complete the base and alternate bids for this project.

E-7. (City Council) Adopt Resolution No. 2008-30 Delegating the Authority to the City Administrator or the Director of Public Works or his/her Designee to Execute Short Term Temporary Construction Leases Under \$30,000 – Motion to: Authorize the Mayor and City Clerk to adopt and execute **Resolution No. 2008-30**, *“A Resolution of the City Council of the City of Huntington Beach Delegating the Authority to Execute Short Term Temporary Construction Leases.”* Submitted by the Director of Public Works and the Director of Economic Development. Funding Source: Not applicable.

E-8. (City Council) Approve Project Plans and Specifications and Award Construction Contract in the Amount of \$42,052 to California Professional Engineering for the In-Roadway Warning Lights Project on Bushard Street at Yellowstone Drive, CC-1329; and, Authorize the Mayor and City Clerk to Execute Contract in a Form Approved by the City Attorney – Motion to: **1)** Approve the project plans and specifications for the In-Roadway Warning Lights Project on Bushard Street at Yellowstone Drive, CC-1329; **2)** Accept the lowest responsive and responsible bid submitted by California Professional Engineering, in the amount of \$42,052.00; and, **3)** Authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney. Submitted by the Director of Public Works. Funding Source: Funds in the amount of \$70,000 were budgeted for this project in the General Fund, Transportation Engineering, Professional Services, 10085301.69365. The estimated cost of the project is \$107,000 which includes the purchase of electrical equipment by the City. The amount of \$37,000 will be reallocated from the General Fund Transportation Management operating budget to cover the shortfall.

E-9. (Redevelopment Agency) Authorize the Chairman and Agency Clerk to Execute the Assumption Agreement with Yaron Levy, Yael Levy, and Sea Aire Apartments, LLC Owners of Sea Aire Apartments, an Affordable 36-Unit Apartment Complex Located at 725-733 Utica Avenue; and, Authorize the Chairman and Agency Clerk to Execute the Subordination Agreement Which Will Place the Agency's Loan With Sea Aire Apartments, LLC in Second Position to a New Loan Being Extended by Union Bank of California to Sea Aire Apartments, LLC; and, Authorize the Deputy Executive Director to Provide Written Confirmation of the Forgiveness of 11 Years of Loan Principal and Interest of the Affordable Housing Loan, as Provided by the Affordable Housing Agreement – Motion to: **1)** Authorize the Chairman and Agency Clerk to execute, as Holder, the *Assumption Agreement* between the Redevelopment Agency of the City of Huntington Beach, and Yaron Levy, an individual, Yael Levy, an individual, and Sea Aire Apartments, LLC, a California limited liability company; and, **2)** Authorize the Chairman and Agency Clerk to execute the *Subordination Agreement* which will place the Agency's loan with Sea Aire Apartments, LLC, in second position to the new loan being extended by Union Bank of California to Sea Aire Apartments, LLC; and, **3)** Authorize the Deputy Executive Director to provide written confirmation of the forgiveness of 11/30 of the affordable housing loan (principal and all accrued interest from May 2, 1997 through May 2, 2008) to the owners of 725-733 Utica Avenue, a 36-unit affordable housing complex. Submitted by the Deputy Executive Director. Funding Source: Approval of this request will not result in a cost to the Agency.

E-10. (City Council) Approve and Authorize the Mayor and City Clerk to Execute and Record With the Orange County Clerk Recorder the Memorandum of Termination of Lease Agreement for the Pay N' Play Racquetball Facility in Huntington Beach Community Park No. 845 (Worthy Park), Bordered by Utica Avenue, Main and Seventeenth Streets – Motion to: **1)** Authorize the Mayor and City Clerk to execute the *Memorandum of Termination of Agreement Regarding Huntington Beach Community Park No. 845*; and **2)** Direct the City Clerk to record same. Submitted by the Director of Community Services and the Director of Economic Development Funding Source: Not applicable.

E-11. (Redevelopment Agency) Approve and Authorize the Chairperson and Agency Clerk to Execute the Acquisition of Leasehold Interest Agreement With C.S.B. Partnership (Big O Tires) in the Amount of \$1,350,000 As Consideration for Displacement From the Real Property Purchased by the Redevelopment Agency Located at 7872 Edinger Avenue (APN 142-081-28); and, Appropriate \$1,350,000 from the Merged Redevelopment Agency Capital Projects Fund – Motion to: 1) Approve the *Acquisition of Leasehold Interest Agreement* between the Redevelopment Agency of the City of Huntington Beach and C.S.B. Partnership; 2) Authorize the Chairperson and Agency Clerk to sign and execute the *Acquisition of Leasehold Interest Agreement*; 3) Authorize the Executive Director or designee to take any action and execute any and all documents and agreements necessary to implement this agreement; and, 4) Appropriate \$1,350,000 from the Merged Redevelopment Agency Capital Projects Fund balance into account 30580101.81100. Submitted by the Deputy Executive Director. Funding Source: An appropriation of \$1,350,000 from the Undesignated Fund Balance Merged Redevelopment Agency Capital Projects Fund to the Redevelopment Agency business unit account (30580101.81100) is recommended.

F. Administrative Items

F-1. (City Council) Approve a City Council Position on Legislation Pending Before the Federal, State, or Regional Governments as Recommended by the City Council Intergovernmental Relations Committee (IRC)

Communication from Councilmember Jill Hardy, Chair on behalf of Intergovernmental Relations Committee Members Mayor Pro Tem Keith Bohr and Councilmember Don Hansen and transmitting the following

Statement of Issue: Approval of City Council positions as recommended by the City Council Intergovernmental Relations Committee (IRC) on legislation or budget issues pending before a federal, state, or regional government, and approval of the City's federal funding agenda for the year.

Funding Source: Not applicable

Recommended Action: Motion to:

1. **SUPPORT AB 36 (Niello) – Public Employees Retirement Fund – As Amended 5/5/08**
2. **SUPPORT SB 1185 (Lowenthal) – Land Use: Subdivision Maps – As Amended on 4/23/08**
3. **SUPPORT SB 1391 (Padilla) – Water Reuse/Recycling – As Amended 4/21/08**
4. **SUPPORT AB 2938 (DeLeon) – Delta Diversions – As Amended 5/23/08**
5. **SUPPORT AB 844 (Berryhill) – Junk Dealers and Recyclers: Nonferrous Materials – As Amended 5/29/08**
6. **SUPPORT SB 227 (Harman/Silva) – Legislation Related to the Huntington Beach Readerboard – as most recently amended**

F-2. (City Council) Approve the Memorandum of Understanding (MOU) Between the City of Huntington Beach and Huntington Beach City School District (HBCSD) for Future Negotiations Regarding Acquisition of LeBard School Site Located at 20451 Cramer Lane

Communication from the Deputy City Administrator transmitting the following

Statement of Issue:

The City of Huntington Beach has received notice from the Huntington Beach City School District of its intention to surplus the property commonly referred to as LeBard School site located at 20451 Cramer Lane in the City of Huntington Beach. On April 8, 2008, the City officially notified the school district of its intent to enter into negotiations to purchase all or part of LeBard School site. The City is now prepared to enter into a Memorandum of Understanding with the school district regarding said negotiations.

Funding Source: Not applicable; only requesting permission to enter into an MOU at this time.

Recommended Action: Motion to:

Authorize the Mayor and City Clerk to approve and execute the *Memorandum of Understanding Between the Huntington Beach City School District and the City of Huntington Beach* for future negotiations regarding the acquisition of the LeBard School site.

G. Ordinances

G-1. Ordinance for Adoption

G-1a. (City Council) Adopt Ordinance No. 3803 Amending Chapter 2.07 of the Huntington Beach Municipal Code (HBMC) Relating to Campaign Contribution Reform
Approved for Introduction June 2, 2008

Recommended Action: After City Clerk reads by title, Adopt **Ordinance No. 3803**, “*An Ordinance of the City of Huntington Beach Amending Chapter 2.07 of the Huntington Beach Municipal Code Relating to Campaign Reform*” by roll call vote.

H. City Council/Redevelopment Agency Items

H-1a. (City Council) Submitted By Councilmember Don Hansen – Real Estate Agent's Business License

Communication from Councilmember Hansen transmitting the following

Statement of Issue:

The City's current Business License ordinance does not recognize the nature of a real estate industry's relationship between a licensed salesperson and a licensed broker. The current ordinance requires each salesperson and broker to pay a separate tax. The proposal is to develop a method in which the salesperson is recognized as an employee of the broker.

Recommended Action: Motion to:

1. City Council direct staff to temporarily suspend for a period of 90 days, the business license audits directed at real estate professionals.
2. Concurrently, begin evaluating the City of Huntington Beach's business license ordinance relating to real estate professionals and establish updated code language if necessary.

Council Comments – (Not Agendized)

At this time Councilmembers may report on items not specifically described on the agenda which are of interest to the community. No action or discussion may be taken except to provide staff direction to report back or to place the item on a future agenda.

Council/Agency Adjournment to a Special Closed Session Meeting **Friday, June 20, 2008 at 9:00 a.m. at the Hyatt Hotel, Goldenwest Room, 21500 Pacific Coast Highway**, Huntington Beach, California.

The next regularly scheduled meeting will be **Monday, July 7, 2008 at 4:00 p.m.** in Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California.

Council/Agency Agendas and Minutes are Available at No Charge to the Public at the City Clerk's Office, on the City's Website, Via Email, and Through Paid Subscription. Complete Agenda Packets are Available at the Central Library and Library Branches on Friday Prior to Meetings. Videotapes of Council Meetings are Available for Checkout at the Central Library at No Charge. Videos of City Council Meetings from December 19, 2005 to present are available to view at no cost on the City's Website:
<http://www.surfcity-hb.org/government/agendas&minutes>

JOAN L. FLYNN, CITY CLERK
City of Huntington Beach
2000 Main Street - Second Floor
Huntington Beach, California 92648

**COMPUTER INTERNET ACCESS TO CITY COUNCIL/REDEVELOPMENT AGENCY
AGENDA WITH STAFF REPORTS IS AVAILABLE PRIOR TO CITY COUNCIL
MEETINGS**

http://www.surfcity-hb.org/Government/agendas/council_agendas.cfm