

**Minutes
City Council/Redevelopment Agency Meeting
City of Huntington Beach**

Monday, June 15, 2009
4:00 PM - Room B-8
6:00 PM - Council Chambers
Civic Center, 2000 Main Street
Huntington Beach, California 92648

**An audio recording of the 4:00 PM portion of this meeting
and a video recording of the 6:00 PM portion of this meeting
is on file in the Office of the City Clerk and is archived at
www.surfcity-hb.org/government/agendas/**

4:00 PM - ROOM B-8

CALL TO ORDER

Mayor Bohr called the Study Session portion of the regular meeting to order at 4:03 PM.

Pursuant to Resolution No. 2001-54, Mayor Bohr read into the record a request from Councilmember Hansen to be absent from tonight's meeting.

ROLL CALL

(The City Council granted permission for the absence of Councilmember Hansen pursuant to Resolution No. 2001-54.)

Present: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
Absent: Hansen

ANNOUNCEMENT OF LATE COMMUNICATION

Pursuant to the Brown "Open Meetings" Act, City Clerk Joan Flynn announced the late communications received by her office following distribution of the City Council agenda packet:

PowerPoint communication submitted for Study Session Item No. 1 by the Department of Building and Safety entitled *Status: City Hall Seismic Upgrade*.

PowerPoint communication submitted for Study Session Item No. 2 by the Economic Development Department entitled *Event Marketing Study, Summary Findings and Recommendations*.

Communication submitted for Study Session Item No. 2 by Ron McLin, dated June 15, 2009, entitled *The new parking plan is going to study session tonight. We need to save validations*.

PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS (3 Minute Time Limit) - None.

STUDY SESSION

(City Council/Redevelopment Agency) Study Session #1 Held - Status of the City Hall Seismic Upgrade. Presentation included a discussion about the current construction progress, the cost and cause for delays and the options available for completing the project.

City Administrator Fred Wilson introduced Ross Cranmer, Director of Building and Safety. Director Cranmer made a PowerPoint presentation entitled *Status: City Hall Seismic Upgrade* that depicted the north, east, south and west elevations of the Civic Center, provided cost information for hazardous material remediation, and examples of the south and west elevations with and without cladding.

Director Cranmer responded to inquiries made by Councilmember Coerper and Mayor Pro Tem Green about the pouring of concrete and design of cladding/steel bracing.

Councilmember Dwyer questioned if muffed spacing was the cause of a project delay. Director Cranmer described discovery of hazardous material that caused the project to stop on June 8, 2008, and discussed remediation by the DTSC and an approximate cost of \$1,450,000 to remove hazardous material. Councilmember Carchio questioned the contractor's construction management responsibilities.

Discussion ensued on final costs to complete the project. Director Cranmer described cost options to proceed with the project as designed with cladding, or without to save approximately \$295,000.

(City Council) Study Session #2 Held - Special Events Report. The City's consultant presented an overview of recommendations resulting from an analysis of existing events and recommended opportunities to further strengthen the City's special events process. The special events study is part of the Downtown Specific Plan.

James Lights, Vice President with IMG Consulting, made a PowerPoint presentation entitled *Event Marketing Study, Summary Findings and Recommendations*. The presentation provided an overview of the following information: Event Marketing Study (primary objectives, methodology, type of events); Specific Events Committee - Existing (primary discussion point, current make up); Existing Events Approval Process; Events Executive Committee (recommendation, structure & process, participants, duties); Events Approval Process; Event Criteria; Specific Events Committee (SEC); and Recommendations.

Councilmember Hardy questioned if having a rotating Mayor as a liaison would restrict the committee's progress. The consultant discussed the value of title recognition, and clarified that Council may consider the most appropriate members as liaisons. Councilmember Coerper recommended the three committee liaisons be the Past Mayor, Mayor and Mayor Pro Tem. Councilmember Coerper also questioned why an Executive Events Committee (EEC) is necessary. Consultant Lights discussed the possibility of expert stakeholders missing in the current process, and elaborated on tourism and economic development. He also clarified the types of decisions made by both the SEC and EEC.

Stanley Smalewitz, Director of Economic Development, described the types of interest the City receives from a variety of promoters, and why a process is needed to implement Council vision. Councilmember Carchio suggested developing criteria before developing the committee to prevent loss of time and money. Director Smalewitz explained how the proposal gives Council a chance to evaluate events on the front end.

Councilmember Coerper voiced concerns about outside entities collecting fees for large scale events, not the City, and reiterated his liaison recommendation to participate with staff representatives from the Economic Development and Community Service departments.

Councilmember Dwyer made reference to the City of Anaheim who uses a similar process for event planning.

Councilmember Hardy and Director Smalewitz discussed why this specialty committee would operate better on its own, rather than be integrated into the functions of the existing downtown Economic Development Committee (EDC). Councilmember Hardy stated support for appointing three Councilmembers who express an interest to serve on the committee. Mayor Pro Tem Green stressed the importance of ensuring that representatives will be able to meet other standing commitments. Councilmember Carchio also stated support for liaisons being selected for interest and creativity, not title.

Mayor Bohr expressed support for flexibility when establishing the appointment of Council liaisons.

RECESS TO CLOSED SESSION -- 5:02 PM

A motion was made by Coerper, second Hardy to adjourn to Closed Session. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

CLOSED SESSION

Pursuant to Government Code § 54956.9, the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: Catherine Denise Cranford v. City of Huntington Beach, et al., Orange County Superior Court Case No. 30-2008-001106397. Plaintiff, a former supervisor in the City's jail, has sued the City alleging violation of her right to privacy in releasing confidential medical information and has sued the City and another jail supervisor alleging sexual harassment and retaliation based on her sexual orientation.

Pursuant to Government Code Section 54956.9(b)(3)(A), the City Council recessed to Closed Session to confer with its attorney regarding potential 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: Potential Litigation re Site License Agreement with Omnipoint Communications, Inc. (A T-Mobile USA, Inc, Subsidiary) for Wireless Telecommunication Facility at Harbour View Park.

Pursuant to Government Code Section 54957.6, the Council recessed to Closed Session to meet with its designated labor negotiators: Fred Wilson, City Administrator; Paul Emery, Deputy City Administrator; Michele Carr, Director of Human Resources; and Bob Wingenroth, Finance Director, regarding labor discussions with MEO, MEA, PMA, FMA, HBPOA, and HBFA.

6:00 PM - COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

Mayor Bohr reconvened the City Council meeting at 6:04 PM. Pursuant to Resolution No. 2001-54, Mayor Bohr read into the record a request from Councilmember Hansen to be absent from tonight's meeting.

CLOSED SESSION REPORT BY CITY ATTORNEY - None.

ROLL CALL

(The City Council granted permission for the absence of Councilmember Hansen pursuant to Resolution No. 2001-54.)

Present: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
Absent: Hansen

PLEDGE OF ALLEGIANCE - The First Battalion 558 Infantry Explorer Post Boy Scouts of America presented the colors and led the Flag Salute.

INVOCATION - Led by Father Christian Mondor, Huntington Beach Interfaith Council.

ANNOUNCEMENT OF LATE COMMUNICATION

Pursuant to the Brown "Open Meetings" Act, City Clerk Joan Flynn announced the following late communications submitted to her department following distribution of the City Council agenda packet:

Communication submitted for Agenda Item No. 9 by Stanley Smalewitz, Director of Economic Development dated June 15, 2009, entitled *Late Communication - Consent Calendar Item No. 09 - Approve Non-Exclusive License Agreement with Continuing Development, Inc. (CDI)*.

Communication submitted for Agenda Item No. 22 (Downtown Image Ad Hoc Committee) by Suzanne Hart, dated June 15, 2009 entitled *Agenda Item 22*.

Communication submitted for Agenda Item No. 22 (Downtown Image Ad Hoc Committee) by Richardson Gray, member of the Huntington Beach Downtown Residents Association, dated June 13, 2009 entitled *Agenda Item 22, City Council meeting, June 15, 2009*.

COMMUNICATIONS RECEIVED AT THE MEETING

Communication submitted by Tami Bui, Regional Manager/Local Public Affairs, dated June 15, 2009, entitled *Southern California Edison Summer 2009 Update - Huntington Beach*.

Communication submitted for Agenda Item No. 2 (Comprehensive Fee Schedule) by Joyce Riddell, President/CEO, Huntington Beach Chamber of Commerce, untitled and dated June 12, 2009.

AWARDS AND PRESENTATIONS

Presentation - Mayor Bohr invited Tami Bui, Region Manager for Local Public Affairs for Southern California Edison to present the annual update for SCE.

Ms. Bui provided a PowerPoint presentation entitled *Southern California Edison Summer 2009 Update - Huntington Beach* that gave an overview of SCE's investment in infrastructure, empowering customers through energy-efficiency programs, and investment in renewal energy resources and the environment.

Presentation - Councilmember Coerper invited LTC Miguel D. Howe to accept a proclamation for United States Army Day, and described his achievements and experiences.

Mayor Bohr read an excerpt from the proclamation, and Lieutenant Colonel Howe accepted the proclamation and thanked the Mayor, City Council, City staff and citizens. He also recognized soldiers from the Southern California Recruiting Battalion present at the meeting, and presented a certificate of appreciation to Huntington Beach Fire Captain Jeffry Nelson, President of the Huntington Beach Fire Association, for his support of the recent U. S. Army Training Event held in Huntington Beach.

Presentation - Mayor Bohr called on Stephani Inbody, General Manager and Managing Partner with Fred's Mexican Cafe, to present a Centennial event raffle winner Jeff Derringer 100 free dinners. Ms. Inbody thanked Councilmember Coerper for attending the event and drawing the raffle ticket, and presented him with a t-shirt.

Presentation - Mayor Bohr invited Lake View Elementary School Principal Colette Wright and Jon Crawford from Hurley to make a special announcement about the fourth graders at Lake View Elementary and the Water Innovation Now Contest.

Mr. Crawford recognized Lake View's water conservation efforts, and described how the project they submitted to the Water Innovation Now contest encouraged students to think more about conserving water. Their efforts resulted in receipt of the Hurley H₂O Ripple Award, and requests for appearances at other public awareness events.

Mayor Bohr presented Principal Wright with a certificate of commendation from the City Council.

Presentation - Mayor Bohr invited Jay Kreitz, Chair of the Community Services Commission (CSC) to present the Youth Sports Awards.

Mr. Kreitz thanked Council on behalf of the CSC and announced the five youth groups that would be honored at the meeting and receive grants. They are the Gold Coast Extreme Soccer Club for Pleasant View Elementary School site upgrade, the North Huntington Beach Girls Softball League/Steve Glasgow for Pleasant View Elementary School site upgrade, the Huntington Beach Baseball Boosters/Bill Johns for varsity and junior varsity pitching mound

upgrades, the Huntington Valley Little League/Todd Talbert for the Wardlow Park irrigation upgrade, and Huntington Beach Pop Warner Football/Paul Loughlin for Edison High School football field upgrades.

Mayor's Award - Mayor Bohr invited City Administrator Fred Wilson to present the Mayor's Award to Community Relations Officer Laurie Payne.

Administrator Wilson was joined by Ron Shenkman, Steve Bone, and other members from the Centennial Committee to honor Laurie, and described her dedication and hard work. Accolades were also shared by Ron Shenkman.

Laurie recognized the support of fellow staff members from Administration, the Community Services Department, audio/video personnel, members of the Centennial Committee, and her husband Randy.

PUBLIC COMMENTS (3 Minute Time Limit)

(The number following the speaker's comments reflect the approximate point in time in the archived video the speaker appears at <http://www.surfcity-hb.org/government/agendas>)

Laura DuBow appeared before the Council regarding Ficus tree removal on various streets in her neighborhood. She expressed concern that the City has not provided clear or consistent information regarding reasons for tree removal. She requested that the City provide information regarding sidewalk, curb and gutter repairs related to tree and sewer issues and inquired as to whether the Council has studied global warming. (00:41:43)

Cecelia Aguirre, Galway Circle homeowner, expressed concerns regarding the removal of trees and whether the removal's impact on the Seal Beach Natural Wildlife Refuge had been studied. Ms. Aguirre inquired as to the City's methodology regarding tree removal. (00:45:05)

Councilmember Hardy notified the community that the Beautification, Landscape, and Tree (BLT) Committee would be meeting on June 23, at 4:30 p.m. in the Public Works Conference Room and requested that a larger room be located if members of the public would like to attend.

Councilmember Coerper inquired as to whether any of the streets that the speaker referenced were on the City's tree removal list. Director of Public Works Travis Hopkins noted that they were not and also commented on the City's liability in regard to tree removal.

Guy Van Patten, property owner, expressed concerns regarding a property repair matter and the excessive nature of the fines. (00:51:33)

Councilmember Dwyer noted that he had spoken with Mr. Van Patten. City Attorney Jennifer McGrath noted that the City Council does not have jurisdiction to waive the fines, the fines were validly issued and the timeline for appeals had passed. She further noted that the matter was not on tonight's agenda and that it would need to be placed on a future agenda for any action to amend the code. City Attorney McGrath provided a few methods of recourse for Mr. Van Patten's matter.

In response to an inquiry from Councilmember Carchio, the City Attorney affirmed that the Municipal Code would need to be amended for the Council to have any jurisdiction over this matter.

Bob Backoff, Irvine resident, spoke to Council about his knowledge of the City's plans to rehabilitate property once used as a gun range in Huntington Beach into a park, and offered comments regarding landfill remediation that would facilitate the removal of lead. (01:00:10)

Mayor Bohr requested that Mr. Backoff provide the Sergeant At Arms a comment card with his contact information.

Terry Crowther, resident, presented a scale model of the Brethren Christian School property and new gymnasium, and expressed concerns regarding how the project will affect the surrounding neighbors. He informed the Council that he and other residents are filing a lawsuit against the City over this project. (01:01:33)

Richardson Gray, Downtown Resident's Association, appeared to support Councilmember Hansen's request that the Downtown Image Ad Hoc Committee, be expanded to seven (7) members of the business community and sixteen (16) residents. He introduced the many residents who were also in support of the committee expansion. (01:04:40)

Councilmember Dwyer noted that he would be amending the proposed action tonight to fifteen (15) residents, as one potential member expressed a conflict in being able to participate.

Clint Orr, resident, spoke about the benefits of a theater in the Downtown. He presented a variety of data in support of the project and requested a feasibility study for a destination theater in the Downtown. (01:07:01)

Robert Johnson, resident, expressed concerns regarding affordable housing in Huntington Beach. He presented comments regarding housing market rates.

COUNCIL COMMITTEE / APPOINTMENTS / LIAISON REPORTS AND ALL AB 1234
DISCLOSURE REPORTING - None.

CITY ADMINISTRATOR'S REPORT - None.

CITY TREASURER'S REPORT

1. (City Council) Reviewed and accepted Shari L. Freidenrich, City Treasurer's Investment Summary Report of City Investment Portfolio, Bond Proceeds, Deferred Compensation, and Retiree Medical Trust Activity for April 2009.

City Treasurer Freidenrich gave a PowerPoint presentation.

A motion was made by Coerper, second Carchio to review and accept the Monthly Investment Report. Following review of the report by motion of Council, accept the Monthly Investment Report for April 2009, pursuant to Section 17.0 of the Investment Policy of the City of Huntington Beach. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

PUBLIC HEARING

(The number following the speaker's comments reflect the approximate point in time in the archived video the speaker appears at <http://www.surfcity-hb.org/government/agendas>)

2. (City Council) Public Hearing held to consider the adoption of Resolution Nos. 2009-31, 2009-32, and 2009-33 amending the Comprehensive Fee Schedule including city user fees, development fees, and charges for facility rentals and recreation services.

Mayor Bohr opened the public hearing.

Bob Wingenroth, Director of Finance, made a PowerPoint presentation that covered the purpose and process of the fee study, the fee structure, the approach used to develop fee recommendations, and the summary of recommendations. Staff noted that the City's consultant MGT of America provided a comprehensive study of the City's 800 fees, and provided an overview of the types of cost recovery the City would receive.

Jay Kreitz provided comments in support of the new fee structure, particularly for the updated Community Services fees, so that services would not be compromised or cut. (01:20:40)

City Clerk Joan Flynn read into the record the a late communication submitted by Joyce Riddell, President/CEO, Huntington Beach Chamber of Commerce, untitled, dated June 12, 2009.

Mayor Bohr clarified with staff that the daily parking rates were included in the item, but that permits and validations discussed during the Study Session would come before the Council on a future agenda.

Councilmember Dwyer expressed concerns regarding increasing City fees in light of the current status of the national economy.

With no one else present to provide comments, Mayor Bohr closed the public hearing.

Councilmember Carchio expressed concerns regarding various fees and requested that they be considered individually by Department rather than as a whole. He made inquiries to Department Directors regarding specific items. He noted he would not be able to support tonight's staff recommendation based upon the manner in which the information was presented.

Mayor Pro Tem Green expanded on her review of the proposed fee structure and noted staff's care in analyzing the fees. She expressed support for the proposed fees so that the City would not suffer negative staff or service impacts.

Councilmember Hardy echoed Mayor Pro Tem Green's comments and offered support for the notion that the users of certain services and activities pay for the fee. She also mentioned that she reviewed each fee that was proposed.

Councilmember Coerper offered support for raising the fees so that users pay the reasonable cost for use of services and facilities.

Mayor Bohr expressed support for the proposed fee structure.

A motion was made by Green, second Hardy to adopt Resolution No. 2009-31, "A Resolution of the City Council of the City of Huntington Beach Establishing a Citywide User Fee Schedule and Repealing Resolution No. 2007-58 and All Supplemental Resolutions Thereto;" and, adopt Resolution No. 2009-32, "A Resolution of the City Council of the City of Huntington Beach Establishing a Citywide Development Fee Schedule and Repealing Resolution No. 2007-59 and All Supplemental Resolutions Thereto;" and, adopt Resolution No. 2009-33, "A Resolution of the City Council of the City of Huntington Beach Establishing a Citywide Schedule for Charges for Facility Rentals and Recreation Services and Repealing Resolution No. 2007-60 and All Supplemental Resolutions Thereto." The motion carried by the following roll call vote:

AYES: Green, Bohr, Coerper, and Hardy
NOES: Carchio, and Dwyer
ABSENT: Hansen

CONSENT CALENDAR (Items #3 through #12)

The Consent Calendar was considered out of its original agenda order.

Mayor Bohr pulled Consent Calendar Item No. 9 for separate consideration; Councilmember Dwyer pulled Consent Calendar Item Nos. 7 and 12 for separate consideration; Councilmember Carchio pulled Consent Calendar Item No. 11 for separate consideration; Councilmember Coerper pulled Consent Calendar Item No. 6 for separate consideration.

Mayor Pro Tem Green abstained from voting on Consent Calendar Item No. 3.

3. (City Council/Redevelopment Agency) - Approved and adopted minutes.

A motion was made by Coerper, second Green to approve and adopt the minutes of the City Council/Redevelopment Agency regular meeting of June 1, 2009. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Bohr, Coerper, and Hardy
NOES: None
ABSTAIN: Green
ABSENT: Hansen

4. (City Council) Approved the reappointments of three Library Board of Trustees members Dionne Cox, Donald Lewis and Ben Miles, each for a second term effective July 1, 2009 through June 30, 2013, as recommended by Council Liaisons, Councilmembers Gil Coerper and Joe Carchio.

A motion was made by Coerper, second Green to approve the reappointments of Dionne Cox, Donald Lewis and Ben Miles, each for a second term effective July 1, 2009 through June 30, 2013. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

5. (City Council) Approved the Library Board of Trustees appointment of Betty Croteau to her first four-year term, effective July 1, 2009 through June 30, 2013, as recommended by Council Liaisons, Councilmembers Gil Coerper and Joe Carchio.

A motion was made by Coerper, second Hardy to appoint Betty Croteau to her first four-year term (07/01/09 - 06/30/13) to the Library Board of Trustees as recommended by the City Council Library Liaisons, Councilmembers Gil Coerper and Joseph Carchio. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

6. (City Council) Approved the appointments to the Citizen Participation Advisory Board (CPAB) of William Correia for a partial term that ends September 30, 2010, and Carolyn Kanode for a partial term that ends September 30, 2011, as recommended by Council Liaisons, Mayor Pro Tem Cathy Green and Councilmembers Gil Coerper and Joe Carchio.

Councilmember Coerper welcomed Mr. Correia and Ms. Kanode to the Board.

A motion was made by Coerper, second Green to approve the appointment of William Correia to the CPAB for the partial term that ends September 30, 2010; and approve the appointment of Carolyn Kanode to the CPAB for the partial term that ends September 30, 2011. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

7. (City Council) Rejected all bids received from Granitex Construction and Harbour Constructors on May 19, 2009 for the Pacific Coast Highway Transit Center Project, CC-1267; and authorized staff to redesign and re-advertise the modified project.

Councilmember Dwyer confirmed with staff that the project bids returned much higher than anticipated and exceeded available funding. Staff also noted that there is adequate time left in the grant period to initiate a re-bid.

A motion was made by Dwyer, second Green to reject all bids; and authorize staff to re-advertise after a detailed review and redesign of project within budget. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

8. (City Council) Approved receiving and filing of the 2009-2010 Refuse Solid Waste Disposal Rate Certification Letter and Addendum from Rainbow Disposal Company, Inc. which requests maintaining the existing residential refuse rates through June 30, 2010, and received and filed the rate sheet for Commercial Solid Waste Disposal Service Effective July 1, 2009.

A motion was made by Coerper, second Green 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, 2009 through June 30, 2010; and receive and file the rate sheet for Commercial Solid Waste Disposal Service effective July 1, 2009. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

9. (City Council) Approved and authorized the Mayor and City Clerk to execute a five-year, non-exclusive license agreement between the City of Huntington Beach and Continuing Development, Inc. (CDI) in the amount of one dollar (\$1) per year for the purpose of operating a child development program located at 17241 Oak Lane (Oak View Day Care.)

Mayor Bohr requested that an update return to the Council at roughly the four and a half year mark prior to the extension of the contract. Staff affirmed that this matter would come back before the Council for review at that particular benchmark and City Clerk Joan Flynn read the amended language into the record.

Staff responded to Councilmember Coerper's request for information on CDI's liability insurance.

A motion was made by Coerper, second Dwyer to approve and authorize the Mayor and City Clerk to execute the "Non-Exclusive License Agreement between the City of Huntington Beach and Continuing Development, Inc." as amended by late communication to include that staff will complete a review of the performance of CDI with an update to the Council on the group's performance six (6) months prior to the initial five (5) year term expiration date. This will allow Council to determine if they would like to allow the five (5) year renewal option to proceed six (6) months later or not. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

10. (City Council) Approved and authorized the Mayor and City Clerk to execute a 10-year Waste Disposal Agreement with the County of Orange for landfill dumping.

A motion was made by Coerper, second Green to approve and authorize the Mayor and City Clerk to execute the "Waste Disposal Agreement Between the County of Orange, California and the City of Huntington Beach." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

11. (City Council) Approved and authorized the Mayor and City Clerk to execute a one-year Memorandum of Understanding (MOU) between the City of Huntington Beach and the Huntington Beach Downtown Business Improvement District (HBDBID), with an option to renew not to exceed three (3) years, in the amount of \$162,000 per year, with the City providing three months payment in the amount of \$40,500 upon execution of the MOU to manage a cleaning and maintenance pilot program in the downtown district.

Councilmember Carchio called on Billy Cuppy with the HBDBID to explain their proposal to manage street cleaning and porter service in the first four blocks of the Downtown.

In response to an inquiry from Councilmember Coerper, Mr. Cuppy provided the timeline for the cleaning and maintenance pilot program.

A motion was made by Carchio, second Bohr to approve the "Memorandum of Understanding Between the City of Huntington Beach and the Downtown Business Improvement District" (HBDBID) for a one (1) year pilot program, with an option to renew not to exceed three (3) years; and authorize a payment not to exceed \$40,500, to be transferred to the HBDBID to manage a cleaning and maintenance pilot program in the downtown. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

12. (City Council) City of Huntington Beach Strategic Plan Status Update

Councilmember Dwyer inquired about the item on page 12-6 of the staff report regarding evaluating the methodologies the City uses for contracting for public improvements and maintenance. Staff responded to various inquiries regarding the recent improvements to City beach restrooms, and sewer issues. The City Administrator noted that this matter would return to the Council on a future agenda.

A motion was made by Dwyer, second Bohr to receive and file the updated status of the Six-Month Strategic Objectives. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

13. Item removed from agenda prior to posting and distribution - no action taken.

ORDINANCES FOR INTRODUCTION

14. (City Council) Approved for introduction Ordinance No. 3836 amending the Huntington Beach Municipal Code (HBMC) by deleting section 2.109.070 which requires the members of the Finance Board to complete a Statement of Economic Interest.

A motion was made by Hardy, second Coerper to after the City Clerk reads by title, approve for introduction Ordinance No. 3836, "An Ordinance of the City of Huntington Beach Amending the Huntington Beach Municipal Code by Deleting Section 2.109.070 Thereof Relating to Financial Disclosure by the Finance Board." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

15. (City Council) Approved for introduction Ordinance No. 3837 amending Chapter 12.37 of the Huntington Beach Municipal Code (HBMC) relating to newsracks; adopt Resolution No. 2009-30 establishing solid colors for all newsracks in the City of Huntington Beach outside the Downtown Specific Plan boundary.

A motion was made by Carchio, second Coerper to after the City Clerk reads by title, approve for introduction Ordinance No. 3837, "An Ordinance of the City of Huntington Beach Amending Chapter 12.37 of the Huntington Beach Municipal Code Relating to Newsracks;" and adopt Resolution No. 2009-30, "A Resolution of the City Council of the City of Huntington Beach Establishing Solid Colors for all Newsracks in the City of Huntington Beach Outside the Downtown Specific Plan Boundary." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

16. (City Council) Approved for introduction Ordinance No. 3838 amending the Huntington Beach Municipal Code (HBMC) by deleting section 2.110.070 which requires the members of the Investment Advisory Board to complete a Statement of Economic Interest.

A motion was made by Coerper, second Green to after the City Clerk reads by title, approve for introduction Ordinance No. 3838, "An Ordinance of the City of Huntington Beach Amending the Huntington Beach Municipal Code by Deleting Section 2.110.070 Thereof Relating to Financial Disclosure by the Investment Advisory Board." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

ORDINANCES FOR ADOPTION

17. (City Council) Adopted Ordinance No. 3831 amending the Huntington Beach Zoning and Subdivision Ordinance (HBZSO) (Zoning Map Amendment No. 96-5(R).
(Approved for introduction June 1, 2009)

A motion was made by Dwyer, second Green to after the City Clerk reads by title, adopt Ordinance No. 3831, "An Ordinance of the City of Huntington Beach Amending the Huntington Beach Zoning and Subdivision Ordinance (Zoning Map Amendment No. 96-5(R)." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, and Coerper
NOES: Hardy
ABSENT: Hansen

18. (City Council) Adopted Ordinance No. 3832 amending Chapter 210 of the Huntington Beach Zoning Code (HBZSO) relating to Residential Districts.
(Approved for introduction June 1, 2009)

A motion was made by Green, second Carchio to after City Clerk reads by title, adopt Ordinance No. 3832, "An Ordinance of the City of Huntington Beach Amending Chapter 210 of

the Huntington Beach Zoning Code Relating to Residential Districts." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, and Coerper
NOES: Hardy
ABSENT: Hansen

19. (City Council) Adopted Ordinance No. 3833 amending Chapter 216 of the Huntington Beach Zoning Code (HBZSO) relating to the Coastal Conservation District.
(Approved for introduction June 1, 2009)

A motion was made by Green, second Carchio to after the City Clerk reads by title, adopt Ordinance No. 3833, "An Ordinance of the City of Huntington Beach Amending Chapter 216 of the Huntington Beach Zoning Code Relating to the Coastal Conservation District." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

20. (City Council) Adopted Ordinance No. 3834 amending Chapter 221 of the Huntington Beach Zoning Code (HBZSO) relating to the Coastal Zone Overlay District.
(Approved for introduction June 1, 2009)

A motion was made by Coerper, second Dwyer to after the City Clerk reads by title, adopt Ordinance No. 3834, "An Ordinance of the City of Huntington Beach Amending Chapter 221 of the Huntington Beach Zoning Code Relating to the Coastal Zone Overlay District." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

21. (City Council) Adopted Ordinance No. 3835 amending Chapter 230 of the Huntington Beach Zoning Code (HBZSO) relating to site standards.
(Approved for introduction June 1, 2009)

A motion was made by Coerper, second Carchio to after the City Clerk reads by title, adopt Ordinance No. 3835, "An Ordinance of the City of Huntington Beach Amending Chapter 230 of the Huntington Beach Zoning Code Relating to Site Standards." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy
NOES: None
ABSENT: Hansen

COUNCILMEMBER ITEMS

22. (City Council) Submitted by Councilmember Don Hansen, Chair, on behalf of the Downtown Image Ad Hoc Committee members, Councilmembers Joe Carchio and Devin Dwyer, requesting an increase in the number of members on the Downtown Image Ad Hoc Committee

to seven (7) Business Improvement District (BID) members and sixteen (16) community members.

Councilmembers Dwyer requested the motion be amended, to not exceed twenty-two (22) members.

A motion was made by Coerper, second Carchio to increase the members of the Downtown Image Ad Hoc Committee, as amended, not to exceed twenty-two (22) members. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hardy

NOES: None

ABSENT: Hansen

COUNCILMEMBER COMMENTS (Not Agendized)

Councilmember Coerper commended Ron Lowenberg, Manager of the Year from Golden West College. He also reported on attending the 2009 Firefighters Quest Rally for Burn Survivors and submitted to the City Clerk a DVD and program that outlined the event. Councilmember Coerper also attended the Eagle Court of Honor ceremonies on June 13, 2009 for Nicholas Anthony Walts and Michael James Steinkirchner. He concluded by announcing that his son, Major Michael Coerper, was now deployed through the U.S. Army to Afghanistan.

Councilmember Hardy attended the baseball CIF finals at Anaheim Stadium in which Edison High School participated and she congratulated the participants. She also noted the other accomplishments by all four Huntington Beach High Schools.

Councilmember Carchio attended the Wildlife Rescue event and the 2009 Relay for Life. He commended City Clerk Joan Flynn and all of the participants and coordinators of the Relay for Life event. He concluded by reminding the community to participate in the "Surf City Savings" program.

Councilmember Dwyer commented on the success of the recent student interview program. He also attended the Relay for Life event.

City Clerk Joan Flynn thanked all those who participated and generated funds for the Relay for Life event, and announced that the "HB United" team raised approximately \$13,000 dollars.

Mayor Bohr attended the Eagle Scout Court of Honor ceremony for Joshua Roberts and the ceremony for Edith Hanlon at the Carden Academy. He also participated in the St. Bonaventure School Award Ceremony, the Homewatch CareGivers Ribbon Cutting Ceremony, the Eagle Scout Court of Honor for David Roy Galli, the Joie de Vivre opening of the Shorebreak Hotel, Trader Joe's Grand Opening, the Barefoot Wine and Surfrider Foundation Beach Rescue Project, and the Girl Scout Gold Award Ceremony for Alexandra Hart, Ariana Dispalatro, Jennifer Luna and Keely Toma.

Councilmember Dwyer also attended the Centennial Ceremony at the Library and announced his daughter's graduation from kindergarten.

ADJOURNMENT Council/Agency adjourned to a Special Meeting on Monday, June 22, 2009, at 3:00 PM in the Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California. The

next regularly scheduled meeting will be Monday, July 6, 2009, at 4:00 PM in Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California.



City Clerk and ex-officio Clerk of the City Council of the City of Huntington Beach and Clerk of the Redevelopment Agency of the City of Huntington Beach, California

ATTEST:



City Clerk-Clerk



Mayor-Chair