

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, American Sign Language interpreters, a reader during the meeting, and/or large print agendas, to make arrangements, 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 (714) 960-8806** or the **City Clerk (714) 536-5227**.

72 hours prior notification will enable the city to make reasonable arrangements to ensure accessibility to a meeting.

**ACTION
AGENDA**

**CITY COUNCIL/REDEVELOPMENT AGENCY
CITY OF HUNTINGTON BEACH**

TUESDAY, JANUARY 22, 2002

5:00 P.M. - Room B-8
7:00 P.M. - Council Chambers
Civic Center, 2000 Main Street
Huntington Beach, California 92648

5:00 P.M. - Room B-8

Call City Council/Redevelopment Agency Meeting To Order

Roll Call Green, Dettloff, Bauer, Cook, Houchen, Boardman

Present – Houchen absent (Boardman arrived 5:22 p.m)

Councilmember Houchen has requested to be absent from the meeting.

Public Comments Regarding Study Session and Closed Session Agenda Items

None

(City Council/Redevelopment Agency) Study Session Overview of Water Quality Issues by the Public Works Department Including the City's Revised Santa Ana Regional Water Quality Control Board's Stormwater National Pollutant Discharge Elimination System (NPDES) Permit

(600.25) – The Public Works Department will present a brief overview of water quality issues, concerns, and activities currently in process. The presentation will also include an overview of the city's revised Santa Ana Regional Water Quality Control Board's (SARWQB) Stormwater National Pollutant Discharge Elimination System (NPDES) permit.

Presentation of PowerPoint slide report (Late Communication) by Environmental Engineer Geraldine Lucas and Deputy City Engineer Dave Webb.

**COMPUTER INTERNET ACCESS TO CITY COUNCIL/REDEVELOPMENT AGENCY
AGENDAS IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS**

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Call Closed Session of City Council/Redevelopment Agency

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

Approved 5-0-1 (Houchen absent)

(City Council) Closed Session – Pursuant to Government Code Section 54957.6 to meet with its designated representatives, Agency Negotiators: William Workman, Assistant City Administrator; William Osness, Personnel Director; Clay Martin, Director of Administrative Services; Richard Whitmore, Esq. of Whitmore, Johnson & Bolanos; and Steven M. Berliner, Esq. of Liebert, Cassidy and Frierson regarding **labor relations matters – meet and confer** with the following employee organizations: **HBMEA, HBMEO, and HBFMA**. Subject: **Labor Relations – Meet & Confer**. (120.80)

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.

7:00 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 Green, Dettloff, Bauer, Cook, Houchen, Boardman

Present – Houchen absent

Councilmember Houchen has requested to be absent from the meeting.

Pledge of Allegiance

Announcement of the Passing of Former Mayor and Councilmember Ruth Finley (.)

The City Council extends condolences to the family of former Mayor and City Councilmember Ruth Finley who passed away on January 14, 2002 after an extended illness. Ruth was a Councilmember from 1979 through 1988.

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

(1) Copies of late communications submitted by City Councilmembers or City Departments are available for the public at the City Clerk's desk. (2) Late communications submitted by members of the public will be made available to the public at the City Clerk's Office the morning after the Council meeting.

- (1) City Clerk announced late communications relating to the 5:00 p.m. Study Session; C-1b; C-1c; C-3; F-3; and G-2a***
- (2) The City Attorney handed the City Clerk and directed the City Clerk to announce (Letter dated January 22, 2002 from Gresham, Savage, Nolan & Tilden, LLP, Attorneys at Law, written on behalf of Wal-Mart taking issue with City's position to not issue Certificate of Occupancy until conditions met. (Letter on File in City Clerk's Office)***

Presentation – By Mayor Debbie Cook to State Assemblyman Tom Harman, a Commendation for all his support to the City of Huntington Beach and residents, from his office in Sacramento. (160.40)

Presentation – By Mayor Debbie Cook to Huntington Beach Police Department Officer Arden Fick and Orange County Authority, Firefighter/Paramedic Pete Trapini, Certificates of Commendation for their selection as 2 of 38 Orange County Residents who carried the Olympic Torch as it winds its way to Salt Lake City, Utah. (160.40)

Mayor's Award – By Mayor Debbie Cook and Huntington Beach Police Captain Jim Cutshaw to "Team Cops": Sergeant Gary Meza, Sergeant Greg Moore and Sergeant Robert Orosco. (160.40)

B. PUBLIC COMMENTS

The City Council welcomes public comments on all items on this agenda or of community interest. We respectfully request that this public forum be utilized in a positive and/or constructive manner. Please focus your comments on the issue or problem that you would like to bring to the attention of the City Council.

This is the time to address Council regarding items of interest or on agenda items OTHER than Public Hearings.

3 minutes per person, time may not be donated to others.
No action can be taken by Council/Agency on this date unless agendized.

Complete the attached pink form and give to the Sergeant-At-Arms located near the speaker's podium

- (1) *Speaker recommending revisions to Agenda Item G-2a. He welcomed the new ordinance with the exception of the "1/2 cubic yard" standard.***
- (2) *Speaker giving reasons for support of Bill Borden for appointment to Council vacancy.***
- (3) *President of Council on Aging thanked Mayor Pro Tem Bauer and Councilmember Dettloff and Council for assistance to seniors and announced "Senior Saturday" on February 14, 2002 at Pier Plaza.***
- (4) *Speaker spoke on behalf of enabling auto dealers to increase their revenues so as to increase tax revenue to city.***
- (5) *Speaker requested budget deficit be solved by reducing government such as reducing Police Department budget.***
- (6) *Speaker opposed absence of Invocation and recited the Lord's Prayer.***
- (7) *Representative of Wal-Mart requested to be treated as other developers and be allowed to post bond so they can open.***
- (8) *Speaker presented reasons for opposition to Measure EE on City's March 5, 2002 ballot due to effort on low-income senior mobile home owners.***

- (9) Speaker expressed appreciation to Council for revising the application for Massage Therapists to reflect the high standards of the profession.**
- (10) Speaker invited all to “New Smooth Jazz Series.”**
- (11) Speaker opposed the removal of the Invocation from the Council meeting.**
- (12) Speakers requested that Wal-Mart be allowed to open and the Certificate of Occupancy issued.**
- (13) Speaker requested that Wal-Mart meet the Conditions of Approval prior to opening. He spoke in favor of Item C-1a.**
- (14) Speaker representing Huntington Beach Tomorrow informed Council that they voted to support former Mayor Grace Winchell to fill vacancy should she submit an application. Speaker opposed appointment of a particular candidate to fill vacancy on Council. Spoke regarding Councilmembers comments on O.C. Register Newspaper reporting.**
- (15) Speaker questioned the Board of Realtors’ support for Measure EE relative to the Measure’s effect on mobilehomes.**
- (16) Speaker requesting Council adopt a Resolution in opposition to Measure EE.**

C-1. Council Committee/Council Liaison Reports**C-1a. (City Council) Request Review of Code of Ethics (per Council Resolution No. 6524 Adopted October 4, 1993) for all Elected Officials, Officers, Employees and Boards/Commissions/Committee Members – Authorize the City Administrator to Enter into Professional Services Contracts for Training and Development in Support of Mayor’s Workshops on: (1) Conflict of Interest (2) the Ralph M. Brown (Open Meetings) Act (3) Ethics and (4) Regional Issues (.)**

Communication from Mayor Debbie Cook transmitting the following:

At the City Council meeting of October 4, 1993, Resolution No. 6524 was approved adopting a Code of Ethics for all elected officials, officers, employees and members of advisory boards, commissions, and committees. This Code specifies that it should be reviewed annually by the City Council, city departments, and all boards, commissions, and committees. It also specifies that all new employees are to be provided a copy of the Code when they are elected or appointed.

By way of this memorandum, I am reestablishing this practice and am requesting that all board, commission, and committee chairs also review this Code with their respective members.

This year during my term as Mayor, it is also my intent to hold a number of Mayor’s Workshops, in lieu of the traditional Mayor’s Breakfasts. The workshops will be open to council, staff, boards and commission members, as well as the public, and include such topics as conflict of interest, open meeting requirements, ethics, problem solving-resolution skills, and regional issues. The budget formally utilized for hosting Mayor’s Breakfasts (\$2,500) will be used in providing this training.

**Resolution No. 6524 with the Code of Ethics is included in the agenda packet.

Recommended Action: Motion to:

Authorize the City Administrator to enter into agreements with various professional service contractors for purposes of providing training and development in support of the Mayor’s Workshops in an amount not to exceed \$2,500.

Approved 5-0-1 (Houchen absent)

C-1b. (City Council) Approve Interview Questions Relative to Interviews of Persons Applying to Fill Vacancy on City Council (.)

Communication from Mayor Pro Tem Bauer submitting the following:

Input was received from all Council Members about questions for Council aspirants. As you might expect, there were more questions than would be reasonable to ask in a 15-minute interview. To remedy this, the recommended questions were made somewhat more generic. Some possible alternative questions were added in a second group.

Even though they may not be asked during the interview, the candidates for Council will undoubtedly recognize that Group 2 questions relate to issues that are important to the Council and the city.

Group 1 – General Questions: 1. What are your qualifications to serve the city of Huntington Beach? What has been your involvement in city affairs? 2. What do you believe are the top issues for the city over the next five years and how would you address them? 3. How would you enhance city income to pay for needed services and capital improvements? 4. What is your vision for Huntington Beach?

Group 2. – Specific Questions: 1. How would you address the city's infrastructure needs? 2. How would you deal with youth sports needs? 3. How would you deal with senior citizen needs? 4. What are your views on the 301H waiver under which the Orange County Sanitation District is operating? 5. What do you think should happen on the Bolsa Chica Mesa? 6. How can the city recruit and retain a highly qualified staff?

Recommended Action: Motion to:

Approve **Group 1** – General Questions with additional questions from **Group 2** – Specific Questions as recommended by the Council

Approved 5-0-1 (Houchen absent)

C-1c. (City Council) Procedure to Fill Vacancy on City Council (.)

Communication from Mayor Debbie Cook submitting the following:

I am requesting that Council consider amending the procedure set out at the January 7, 2002 Council meeting wherein the City Council is to interview all applicants.

The City Clerk has given out, as of Friday January 18, 2002, 33 applications to fill the vacancy on the City Council. The closing date is Friday, January 25, 2002.

Attached, for Council's consideration, is a calendar setting forth a proposed revised procedure similar to the procedure used in filling the last vacancy. This procedure consists of each Councilmember selecting up to 3 applicants to be interviewed. The number of applicants to be interviewed would be no more than 18 and most likely less.

Recommended Action: Motion to:

- ~~1. Approve the revised procedure wherein each Councilmember submits up to 3 applicants for interview by the City Council;~~

and

- ~~1. 2. Approve the revised proposed calendar of events or~~ **Revised the calendar as necessary follows:**

- 1. Interviews to be conducted at Adjourned Council meeting on Monday, January 28, 2002 from 2:00 p.m. to 6:00 p.m. (6:00 p.m. to 6:30 p.m. break) continue 6:30 p.m. to 9:00 p.m.**
- 2. Continuation of Interviews to Adjourned Council meeting on Friday, February 1, 2002, at 3:00 p.m. until such time as interviews completed.**
- 3. Appointment to be made at Adjourned Council meeting to be held Saturday, February 2, 2002, at 9:00 a.m.**

Approved by consensus (Houchen absent)

C-2. City Administrator's Report
None

C-3. (City Council) Review and Accept Shari Freidenrich, City Treasurer's November 2001 Report, City of Huntington Beach Summary of City Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity (310.20)

Communication from the City Treasurer Shari Freidenrich transmitting the Monthly Investment Report for November 2001.

Recommended Action: Motion to:

Review and accept the monthly report. Following review of the report, by motion of Council, accept the Monthly Investment Report *Summary of Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity for November 2001*, pursuant to Section 17.0 of the Investment Policy of the City of Huntington Beach.

City Treasurer presented PowerPoint slide report (Late Communication).

Approved 5-0-1 (Houchen absent)

D-1. (City Council) Public Hearings - None

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) Minutes** - Approve and adopt the minutes of the City Council/Redevelopment Agency Regular Meetings of December 17, 2001 as written and on file in the Office of the City Clerk. Submitted by the City Clerk.
Approved and Adopted 5-0-1 (Houchen absent)
- E-2. **(City Council) Receive Resignation of Linda Couey from the Historic Resources Board** (.) – Receive and accept letter of resignation dated December 5, 2001 of Linda Couey from the Historic Resources Board and direct the City Clerk to post the vacancy in accordance with the Maddy Act. Submitted by the Community Services Director. Funding Source: Not Applicable.
Approved 5-0-1 (Houchen absent)
- E-3. **(City Council) Approve Increase in Building and Safety Department's Building Inspection Table of Organization by Decreasing Contract Services – Approve Transfer of Funds** (.) – **1.** Approve the addition of two Inspector III positions to the Building and Safety Table of Organization and **2.** Authorize the transfer of approved funding from contract services to permanent salaries account to cover the salary costs for the remaining of the fiscal year. Submitted by the Building and Safety Director. Funding Source: The two Inspector III positions would be financed by transferring budgeted Contract Services funding from 10055201.69365 to permanent salary accounts for the remaining of the fiscal year. Thereafter, the positions would be included in the annual budget.
Approved 5-0-1 (Houchen absent)
- E-4. **(City Council) Approve Plans and Specifications for Overmyer Reservoir Rehabilitation Project (Phase I) and Authorize Advertisement for Bids – CC-1104** (.) – Approve the plans and specifications and authorize the Director of Public Works to request bids for Phase I of the Overmyer Reservoirs Rehabilitation Project, CC-1104. Submitted by the Director of Public Works. Funding Source: \$7,500,000 – Water Master Plan Fund, Overmyer Reservoir Account
Approved 5-0-1 (Houchen absent)

- E-5. **(City Council) Approve (1) Second Amendment to Easement and Maintenance Agreement and Accept Quitclaim Deeds between the City and PLC Land Co./ Lennar Homes/Boardwalk Shoreline and Lighthouse/Seacliff on the Greens and (2) Approve Amendment to Wall Easement and Maintenance Agreement Entered into by the City with PLC Land Co./Aminoil USA/Seacliff Estates for Tract No. 15795 (s/s Palm Avenue between Goldenwest Street and Cherryhill Drive)** (600.10) –
1. Approve *Second Amendment of Easement and Maintenance Agreement and Quitclaim Deed* and authorize the Mayor and City Clerk to execute on behalf of the City of Huntington Beach; and 2. Approve *Amendment of Wall Easement and Maintenance Agreement and Quitclaim Deed* entered into by Huntington Beach Company (now PLC Land Co.), Aminoil USA, Inc. and Seacliff Estates and enter and approve said Amendment and authorize the Mayor and City Clerk to execute on behalf of the City of Huntington Beach; and 3. Instruct the City Clerk to record the above documents with the Orange County Recorder. Submitted by the Public Works Director. Funding Source: Not Applicable.

Approved 5-0-1 (Houchen absent)

- E-6. **(City Council) Receive and Approve Inventory Report of the Civic Center Art Collection and Direct Staff to Implement a Collection Control Program** (.) – Receive and approve inventory report of the Civic Center art collection, direct staff to proceed with placing artwork throughout city hall, and implement a collection control program. Submitted by the Community Services Director. Funding Source: Not Applicable.

Approved 5-0-1 (Houchen absent)

- E-7. **(City Council) Adopt Resolution No. 2002-6 Establishing City Council Authority for Department Heads to Delegate Their Signature Authority to Departmental Positions (Relative to Huntington Beach Municipal Code Chapter 3.02 Purchase of Goods and Services and Chapter 3.03 Professional Services** (.) – Adopt **Resolution No. 2002-6** – “A Resolution of the City Council of the City of Huntington Beach Establishing the Delegations of Authority for the Execution of Contracts from Department Heads to Departmental Positions.” Submitted by Administration. Funding Source: Not Applicable.

Adopted 5-0-1 (Houchen absent)

- E-8. **(City Council) Approve Project Plans and Specifications for the Miscellaneous Sewer Lining Project – Phase I – Authorize the Public Works Director to Advertise for Bids – CC-1178 (a Portion of Santa Ana Regional Water Quality Control Board’s (SARWQCB) Approved Work Plan)** (.) – Approve the project plans and specifications and authorize the Director of Public Works to request bids for the Miscellaneous Sewer Lining Project Phase I; CC-1178. Submitted by the Public Works Director. Funding Source: \$800,000 Sewer Service Fund, Sewer Line Repairs Account.

Approved 5-0-1 (Houchen absent)

- E-9. **(City Council) Approve Professional Services Contract between the City and Conrad Business Services, Inc. to Perform a Cost Allocation Plan and a Comprehensive User Fee Study** (600.10) – Approve a professional services contract with Conrad Business Services, Inc. to perform a Comprehensive Cost Allocation Plan and a Comprehensive Fee and Rate Study titled *Professional Services Contract between the City of Huntington Beach and Conrad Business Services, Inc. for Cost Allocation Study and Comprehensive Fee and Rate Study* and authorize execution by the Mayor and City Clerk. Submitted by the Administrative Services Director. Funding Source: Professional Services Account - \$57,760.
Approved 5-0-1 (Houchen absent)
- E-10. **(City Council) Accept Phase II of the City-Wide Energy Retrofit Project, and File a Notice of Completion – MSC-352 – Sempra Energy Solutions – (Through Huntington Beach Public Financing Authority Lease Revenue Bonds, 2000 Series A)** (.) – Accept Phase II of the City-Wide Energy Retrofit Project, as completed by Sempra Energy Solutions at a cost of \$2,165,195.79, and authorize the City Clerk to file a Notice of Completion with the County Recorder’s Office. Submitted by the Public Works Director. Funding Source: \$2.2 million were authorized for this project through the Huntington Beach Public Financing Authority Lease Revenue Bonds, 2000 Series A (Capital Improvement Financing Project).
Approved 5-0-1 (Houchen absent)
- E-11. **(City Council) Continued from January 7, 2002 – Adopt Resolution No. 2002-2 – To Modify Salary and Certain Benefits for the Elected City Attorney** (.) – Approve and adopt **Resolution No. 2002-2** – “*A Resolution of the City Council of the City of Huntington Beach Modifying Benefits and Salary for Calendar Year 2002 for the Elected City Attorney.*” Submitted by the City Attorney. Funding Source: Funding included in FY 01/02 budget.
Adopted 5-0-1 (Houchen absent)
- E-12. **(City Council) Continued from January 7, 2002 – Adopt Resolution No. 2002-3 – To Modify Salary and Certain Benefits for the Elected City Clerk** (.) – Adopt **Resolution No. 2002-3** – “*A Resolution of the City Council of the City of Huntington Beach Modifying Benefits and Salary for Calendar Year 2002 for the Elected City Clerk.*” Submitted by the City Clerk. Funding Source: Funding included in FY 01/02 budget.
Adopted 5-0-1 (Houchen absent)
- E-13. **(City Council) Continued from January 7, 2002 – Adopt Resolution No. 2002-4 – To Modify Salary and Certain Benefits for the Elected City Treasurer** (.) – Adopt **Resolution No. 2002-4** – “*A Resolution of the City Council of the City of Huntington Beach Modifying Benefits and Salary for Calendar Year 2002 for the Elected City Treasurer.*” Submitted by the City Treasurer. Funding Source: Funding included in FY 01/02 budget.
Adopted 5-0-1 (Houchen absent)

- E-14. **(City Council) Approve Affordable Housing Agreement between the City and Fountains Huntington Beach, LLC (The Fountains Senior Apartment Project) – s/w Corner of Main and Gothard Streets (Holly-Seacliff Specific Plan)** (600.10) – Approve the *Agreement Containing Covenants Affecting Real Property by and between the City of Huntington Beach and Fountains Huntington Beach, LLC, a Delaware Limited Liability Company* and authorize the Mayor and City Clerk to execute same (Attachment No. 1). Submitted by the Planning Director. Funding Source: Not Applicable. **Refer to Agenda Item F-1.**
Approved 4-0-2 (Green out of room; Houchen absent)
- E-15. **(City Council) Adopt Resolution No. 2002-7 Approving a Classification Plan Amendment for the Administrative Services and the Planning Departments and Approve an Amendment to their Table of Organization Charts** (.) – 1. Adopt **Resolution No. 2002-7** – “A Resolution of the City Council of the City of Huntington Beach to Amend the Classification Plan by Adding, Deleting and Modifying Classifications in the City Classification Plan;” and 2. Approve an amendment to the Administrative Services Department’s Table of Organization by adding a Personnel Analyst/Personnel Analyst, Senior; Payroll Technician; Senior Payroll Technician and Payroll Analyst and to the Planning Department’s Table of Organization by adding a Planning Manager. Submitted by the Administrative Services Director. Funding Source: The Personnel Analyst/Personnel Analyst, Senior is funded in FY 01/02 by General Funds in the Administrative Services Department, Payroll Classification Series and the Planning Manager is funded in the Planning Department Account.
Adopted 5-0-1 (Houchen absent)
- E-16. **(City Council) Approve a Professional Services Contract between the City and Diane Turner for Public Information (PIO) Departmental Support** (600.10) – Approve the *Professional Services Contract between the City of Huntington Beach and Diane Turner for Public Information Services* and authorize the Mayor and City Clerk to execute the agreement. Submitted by the Communication and Special Projects Director. Funding Source: Transfer from Public Information Office’s Personnel Services Account into Public Information Office’s Contract Services Account in an amount not to exceed \$50,000.
Approved 5-0-1 (Houchen absent)

F. **Administrative Items**

F-1. **(Redevelopment Agency) Adopt Agency Resolution No. 329 – Approving Owner Participation Agreement (OPA) and Affordable Housing Agreement between Redevelopment Agency and Fountains Huntington Beach, LLC (formerly Huntington Woods) for Development of Fountains Huntington Beach Senior Apartment Complex – s/w Corner Main/Gothard and Adopt Agency Resolution No. 330 Declaring Intent to Reimburse Expenditures from Tax-Exempt Obligations – Approve Temporary Waiver of City’s Insurance Requirements (600.30)**

Communication from the Redevelopment Agency Deputy Executive Director transmitting a proposed Owner Participation Agreement (OPA)/Affordable Housing Agreement between the Redevelopment Agency and Fountains Huntington Beach, LLC, is submitted for Redevelopment Agency approval. This agreement provides for a residual receipts loan in the amount of \$2 million of Redevelopment Agency Housing set aside funds for the purpose of reducing the rents on 80 units of low and lower income senior households for a period of 60 years in the Fountains Huntington Beach Senior Apartments. The project is being built on the property located at the southwest corner of Main and Gothard Streets (formerly near Clay Avenue), immediately behind the new Seaclyff Shopping Center. Two Redevelopment Agency resolutions are submitted for adoption: (1) A Resolution approving the Owner Participation Agreement/Affordable Housing Agreement allowing the Agency to invest in low and moderate income housing outside the Project Area, and (2) A Resolution allowing the Agency to substitute bond proceeds as the source of financing for this project, at a later date, should it become feasible and necessary. Funding Source: Up to \$2 million of Agency Housing set aside funds are budgeted in the Fiscal Year 2001-2002 budget. **Refer to Agenda Item E-14.**

**A PowerPoint presentation titled *The Fountains Huntington Beach Senior Apartment Complex Owner Participation Agreement* is included in the agenda packet.

Redevelopment Agency Recommended Action: Motion to:

1. Adopt **Agency Resolution No. 329** – “A Resolution of the Redevelopment Agency of the City of Huntington Beach Approving an Owner Participation and Affordable Housing Agreement by and between the Redevelopment Agency of the City of Huntington Beach and the Fountains Huntington Beach, LLC;”

Adopted 5-0-1 (Houchen absent)

and

2. Adopt **Agency Resolution No. 330** – “A Resolution of the Redevelopment Agency of the City of Huntington Beach Declaring Intention to Reimburse Expenditures from the Proceeds of Tax-Exempt Obligations and Directing Certain Actions;”

Adopted 5-0-1 (Houchen absent)

and

(Continued on Next Page)

3. Authorize execution and recordation of the OPA, all attachments, and other necessary documents by the Agency Chairman, Agency Clerk, and the Executive Director, when advised by the Agency's General Counsel – *Owner Participation Agreement by and between Redevelopment Agency of the City of Huntington Beach, a public body, corporate and politic and Fountains Huntington Beach, LLC, a Delaware Limited Liability Company;*

Approved 5-0-1 (Houchen absent)

and

4. Temporarily waive the Agency's insurance requirements for the purpose of approving the Agency loan. Direct staff to ensure that insurance requirements as described in the Owner Participation Agreement are met by Fountains Huntington Beach, LLC by the close of escrow.

Approved 5-0-1 (Houchen absent)

F-2. (Redevelopment Agency) Adopt Agency Resolution Nos. 331 and 332 Circulating Certain Documents for the Proposed Southeast Coastal Redevelopment Project (410.75)

Communication from the Redevelopment Agency Deputy Executive Director submitting from the Agency's consideration of two resolutions relating to the proposed Southeast Coastal Redevelopment Project. The first resolution approves a Preliminary Report on the Draft Redevelopment Plan, and authorizes transmittal of the Preliminary Report and Draft Redevelopment Plan to the Planning Commission and affected taxing agencies as required by Redevelopment Law. The second resolution adopts and makes available for public inspection Draft Rules Governing Participation and Preferences by Property Owners and Business Occupants within the proposed Project Area.

Approval of these documents will provide the public more information on the proposed Redevelopment Plan scheduled to be considered by the City Council and Redevelopment Agency after a notices public hearing in May 2002.

**A PowerPoint presentation titled *Proposed Southeast Coastal Redevelopment Project* is included in the agenda packet.

Recommended Action: Motion to:

1. Adopt **Agency Resolution No. 331** – *“A Resolution of the Redevelopment Agency of the City of Huntington Beach Approving the Preliminary Report for the Proposed Southeast Coastal Redevelopment Project and Authorizing Submittal of the Preliminary Report and the Draft Redevelopment Plan for the Southeast Coastal Redevelopment Project;”*
Adopted 5-0-1 (Houchen absent)

and

2. Adopt **Agency Resolution No. 332** – *“A Resolution of the Redevelopment Agency of the City of Huntington Beach Adopting and Making Available for Public Inspection Draft Rules Governing Participation and Preferences by Property Owners and Business Occupants for the Southeast Coastal Redevelopment Project.”*
Adopted 5-0-1 (Houchen absent)

and

Directed copies of Environmental Impact Report be sent to the Southeast Area Neighborhood Association and also 3 copies to the Banning Library with two available for check out.

Approved 5-0-1 (Houchen absent)

F-3. **(City Council) Approve Plans and Specifications and Authorize Advertisement for Bids for the City Hall Tenant Improvement Project, CC-1184 (.)**

Communication from the Administrative Services Director, the City Treasurer, and the Public Works Director transmitting the following:

Statement of Issue: Plans and specifications for the completion of the first floor tenant improvement and lower level remodel are in final building plan review and will be ready for bid upon approval by the Director of Public Works. Staff requests permission to advertise for competitive bids.

Funding Source: Funds are budgeted in the Capital Improvement Fund in two City Hall Rehabilitation Accounts (\$980,000 and \$600,000); Lower Level Improvements (\$20,000); Civic Center Fire Sprinklers (\$175,000) and the Equipment Replacement Fund, Communications Equipment (\$50,000). Furniture costs totaling \$572,600 will be funded in subsequent budgets over 36 months. Total project costs is \$2,397,600.

Recommended Action: Motion to:

Approve the project plans and specifications and authorize the Director of Public Works to request bids for the City Hall Tenant Improvement Project, CC-1184.

Approved 5-0-1 (Houchen absent)

G. Ordinances**G-1. Ordinance for Adoption - None****G-2. Ordinances for Introduction**

- G-2a. (City Council) Approve Introduction of Ordinance No. 3535 – Amends Municipal Code Pertaining to Refuse (640.10) – Ordinance No. 3535 – “An Ordinance of the City of Huntington Beach Amending Chapter 8.20 of the Huntington Beach Municipal Code Pertaining to Refuse.” Submitted by the Public Works Director.**

Recommended Action: After City Clerk reads by title, approve introduction of Ordinance No. 3535, by roll call vote.

Senior Department Analyst Joan Flynn presented PowerPoint slide report (Late Communication).

Continued to February 4, 2002 – 5-0-1 (Houchen absent)

- G-2b. (City Council) Continued from January 7, 2002 – Approve Introduction of Ordinance No. 3534 Adding Chapter 5.71 to the Municipal Code Relating to the Escort Ordinance (640.10) – Ordinance No. 3534 – “An Ordinance of the City of Huntington Beach Adding Chapter 5.71 to the Huntington Beach Municipal Code Pertaining to Escort Services.” Submitted by the Chief of Police.**

Recommended Action: After City Clerk reads by title, approve introduction of Ordinance No. 3534, by roll call vote.

Motion to introduce FAILED – 3-2-1 (Cook, Boardman No; Houchen absent) (City Attorney stated motion to introduce failed)

H. City Council/Redevelopment Agency Items
None

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 **Monday, January 28, 2002, at 2:00 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 by Mail and Through Paid Subscription. Complete Agenda Packets are Available at the Central Library and Library Annexes on Friday Prior to Meetings. Video Tapes of Council Meetings are Available for Checkout at the Central Library at No Charge.

CONNIE BROCKWAY, CITY CLERK
City of Huntington Beach
2000 Main Street - Second Floor
Huntington Beach, California 92648

Internet: <http://www.ci.huntington-beach.ca.us>