

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) 536-5693** 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**

MONDAY, APRIL 1, 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, Winchell, Boardman
All Present

Public Comments Regarding Study Session and Closed Session Agenda Items
None

(City Council/Redevelopment Agency) Joint Study Session Between City Council and Finance Board – Review of Inception-to-Date Activities and Initiatives and Discussion Re: Direction from Council Re: Finance Board Activities for Next Eight Months (110.10)

Roll Call – Finance Board Falzon, Geddes, Stanton, Donaven
Present – Vice Chairman Falzon reported

Overview Report dated April 1, 2002 and titled *Huntington Beach City Council and Finance Board Study Session* is included in agenda packet and available for public review.

**COMPUTER INTERNET ACCESS TO CITY COUNCIL/REDEVELOPMENT AGENCY
AGENDAS IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS
<http://www.ci.huntington-beach.ca.us>**

Call Closed Session of City Council/Redevelopment Agency
Approved 7-0

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

1. **(City Council) Closed Session** – Pursuant to Government Code Section 54956.9(a) to confer with its attorney regarding pending litigation which has been initiated formally and to which the city is a party. The title of the litigation is **David Goss v. City of Huntington Beach**; Workers' Comp Case Nos. LBO 0310792, LBO 0310793, and LBO 0311632; Claim Nos. COHB 97-0235, COHB 00-0039, and COHB 00-0040. Subject: **David Goss v. City of Huntington Beach**. (120.80)
2. **(City Council) Closed Session** – Pursuant to Government Code Section 54956.9(a) to confer with its attorney regarding pending litigation which has been initiated formally and to which the city is a party. The title of the litigation is **Patrick Gildea v. City of Huntington Beach**; Workers' Comp Case Nos. AHM 0068575, ANA 0311717, and AHM 0073796; Claim Nos. COHB 93-0159 and COHB 95-0145. Subject: **Patrick Gildea v. City of Huntington Beach**. (120.80)
3. **(City Council) Closed Session** – Pursuant to Government Code Section 54956.9(a) to confer with its attorney regarding pending litigation which has been initiated formally and to which the city is a party. The title of the litigation is **Michael McKay v. City of Huntington Beach**; Workers' Comp Case No. ANA 0334865; City Claim Nos. COHB-99-0108 and COHB-98-0196. Subject: **Michael McKay v. City of Huntington Beach**. (120.80)
4. **(City Council) Closed Session** – Pursuant to Government Code Section 54956.9(a) to confer with its attorney regarding pending litigation which has been initiated formally and to which the city is a party. The title of the litigation is **Philip Holt v. City of Huntington Beach, et al.**; United States District Court Case No. CV-SA 02-28 DOC (ANX). Subject: **Philip Holt v. City of Huntington Beach**. (120.80)
5. **(City Council) Closed Session** – Pursuant to Government Code Section 54956.9(a) to confer with its attorney regarding pending litigation which has been initiated formally and to which the city is a party. The title of the litigation is **City of Huntington Beach v. Huntington Beach Police Officers Association**; United States District Court, Case No. SA 01-1125 GLT. Subject: **City of Huntington Beach v. HBPOA [Gun Range]**. (120.80)
6. **(City Council) Closed Session** – Pursuant to Government Code Section 54957.6 to meet with its designated representatives, Agency Negotiators: William Workman, Assistant City Administrator; Clay Martin, Director of Administrative Services; and Steven M. Berliner, Esq. of Liebert Cassidy Whitmore regarding **labor relations matters – meet and confer** with the following employee organizations: **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)).**

None

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

All Present

Pledge of Allegiance

Cub Scout Pack #287, Culver Patrol, Village View School, Scout Leader John Briscoe

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.

City Clerk announced Late Communications received on Agenda Items D-1; D-2; D-3; D-4; E-1; E-9; and G-1a

Informational Oral Report Regarding Huntington Center Mall (Bella Terra) – Representatives from Jh Snyder Company and Jerde Architects (460.30) – Announcement of plans for Bella Terra which have been approved by the Planning Director.

Presentation made by Milton Swimmer and model and renderings displayed.

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. ***Invitation extended to all from Orange County Coastkeepers to participate in Huntington Harbour Clean Up and Awareness Day on April 13, 2002, 8:30 a.m. to 12:00 noon.***
2. ***Speakers opposed to adoption of Agenda Item G-1a.***
3. ***Speaker advised Council of problems at the derelict Spano house, pool, and property being used by transients and students causing calls to Police Department and Fire Department and effect on nearby church also.***
4. ***Marine Safety Officers' Association President stated Association's support of Agenda Item E-14.***
5. ***Speaker in opposition to Agenda Item E-12.***
6. ***Speaker in opposition to removal of Invocation from Agenda***
7. ***Speakers in opposition to O.C. Sanitation District gaining a 301-Waiver of Compliance with Federal Clean Water Act.***
8. ***Speakers in opposition to Cambro property due to alleged toxic immersions, noise, traffic speed with children in area***
9. ***Speaker regarding bad effect as a result of Measure "W" being adopted***
10. ***Speaker requesting delay of Agenda Item G-1a until authors of Measure "C" can meet. Also stated opposition to a recent Notice of Intent filed to circulate a Charter Amendment to reduce Council seats from 7 to 5 and elect Council from districts.***

Mayor announced she has recused herself from Agenda Item G-1a.

Mayor Pro Tem Bauer gave reasons why he opposes recent Notice of Intent to Circulate Petition regarding establishment of Council districts and reduction of Councilmembers from 7 to 5.

**C-1. Council Committee/Council Liaison Reports
*None***

**C-2. City Administrator's Report
*None***

D. PUBLIC HEARINGS

Anyone wishing to speak on an OPEN public hearing 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 – Adopt Resolution No. 2002-19 – Approve Issuance by the California Statewide Communities Development Authority of Multi-Family Housing Revenue Bonds for the Fountains at Huntington Beach Senior Apartments – (271 Unit Senior Rental Housing Project on Main Street – 7200 Fountain Glen Drive) (330.30)

Public hearing to consider approval of the issuance by the California Statewide Communities Development Authority of multifamily housing revenue bonds in the aggregate principal amount of approximately \$31,500,000 the principal amount of which will be applied to the financing of the acquisition and rehabilitation of a 271-unit multifamily residential rental senior facility to be commonly known as the Fountain at Huntington Beach Apartments (the "Project") located at 7200 Glen Drive in the City of Huntington Beach, California.

The owner of the Project will be Fountains Huntington Beach, LLC, a Delaware limited liability company.

All those interested in matters related to the issuance of the revenue bonds are invited to attend and be heard at the meeting, which will commence at 7:00 p.m., and will be held in the City Council Chambers, located at 2000 Main Street, Huntington Beach California. If you have any questions regarding this matter please call Michael LaPierre of the California Statewide Communities Development Authority, at (925) 933-9229.

1. Staff report
2. City Council discussion
3. Open public hearing
4. Following public input, close public hearing

Environmental Status: Categorically excluded under the National Environmental Protection Act (NEPA). Categorically exempt under the California Environmental Quality Act (CEQA), Section 15061 (b)(3).

Recommended Action: Motion to:

1. Open the public hearing, take testimony, and close the public hearing on the proposed issuance of Multifamily Housing Revenue Bonds;
- and**
2. Adopt **Resolution No. 2002-19** – *“A Resolution of the City Council of the City of Huntington Beach Approving the Issuance of Multifamily Housing Revenue Bonds for the Purpose of Financing the Acquisition and Construction of the Fountains at Huntington Beach Apartments.”*

Adopted 7-0

D-2. (City Council) Public Hearing – Approve Zoning Text Amendment No. 01-09 Public-Semipublic 2 Acre Requirement – Approve Introduction of Ordinance No. 3553 – Amends Chapters 211C and 214.04 Relating to Commercial Districts and Public-Semipublic Districts (450.20)

Public hearing to consider:

Applicant: City of Huntington Beach, Planning Department

Request: To amend: 1) Section 211.04 of the Huntington Beach Zoning and Subdivision Ordinance by deleting provision (A) which limits public-semipublic uses in Commercial Districts to sites less than acres and; 2) Section 214.04 by adding a provision which states that the requirement that public-semipublic uses on sites two acres or greater must be zoned PS (Public-Semipublic) does not apply to Commercial Districts.

Location: Citywide

Environmental Status: Categorically exempt from the provisions of the California Environmental Quality Act.

On File: A copy of the proposed request is on file in the City Clerk's Office, 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 City Hall or the Main City Library (7111 Talbert Avenue) on March 29, 2002.

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.

1. Staff report
2. City Council discussion
3. Open public hearing
4. Following public input, close public hearing

Recommended Action:

Planning Commission and Staff Recommendation: Motion to:

1. Approve Zoning Text Amendment No. 01-09 with Findings (Attachment No. 1);

Approved 7-0

and

2. After City Clerk reads by title, approve introduction of **Ordinance No. 3553** – *“An Ordinance of the City of Huntington Beach Amending the Huntington Beach Zoning and Subdivision Code by Amending Chapter 211C and 214.04 Thereof Relating to Commercial Districts and Public Semipublic Districts.”* (Attachment No. 2)

Approved Introduction 7-0

D-3. (City Council) Public Hearing to Consider Approval of General Plan Amendment No. 01-02 and Negative Declaration (Environmental Assessment) No. 01-10 – Huntington Beach Hospital Medical Complex – (8 Parcels Located at the Southeast Corner of Beach Boulevard at Newman Avenue) – Adopt Resolution No. 2002-23 (440.50)

Public hearing to consider:

Applicant: City of Huntington Beach, Planning Department

Request: To amend the General Plan land use designation for the 13.8 acre site from P (Public) to CO (Commercial Office) to be consistent with the existing zoning designation of CO (Commercial Office).

Location: 17742, 17752, 17772, and 17822 Beach Blvd. (southeast corner of Newman Ave.)

Environmental Status: An initial environmental assessment was processed and completed in accordance with the California Environmental Quality Act. It was determined that this item would not have any significant environmental effect and, therefore, a negative declaration is warranted. The environmental assessment is on file at the City of Huntington Beach Planning Department, 2000 Main Street, and is available for public inspection and comment by contacting the Planning Department, or by telephoning (714) 536-5271.

1. Staff report
2. City Council discussion
3. Open public hearing
4. Following public input, close public hearing

Planning Commission and Staff Recommendation: Motion to:

1. Approve Negative Declaration No. 01-10 with Findings (Attachment No. 1);

Approved 7-0

and

2. Approve General Plan Amendment No 01-02 by adopting **Resolution No. 2002-23** – a resolution approving the redesignation of property at the southeast corner of Beach and Newman from Public to Commercial Office (Attachment No. 2) – *“A Resolution of the City Council of the City of Huntington Beach, California, Approving General Plan Amendment No. 01-02 Regarding the Redesignation of Certain Real Property Located at the Southeast Corner of Beach Boulevard and Newman Avenue in the City of Huntington Beach.”*

Adopted Res. 2002-23 7-0

D-4. (City Council) Public Hearing to Consider Formation of Holly-Seacliff Area (Ellis/Goldenwest) of Benefit District No.1 for Financing of Certain Street Improvements and Approve MuniFinancial Benefit Report – Approve Introduction of Ordinance No. 3554 – Adopt Resolution No. 2002-25 for Reimbursement to PLC (the Developer) for Portion of Costs for Widening of Goldenwest/Garfield/Gothard/Main Streets (350.30)

Public hearing to consider establishment of the Holly-Seacliff Area of Benefit District No. 1, for the financing of certain street improvements. Submitted by the City Administrator, City Attorney, and the Public Works Director.

The public hearing notice sets forth the following: Your property is located within the proposed boundaries of the Area of Benefit of District, and may be subject to a charge to pay a portion of the costs of providing street improvements which benefit your parcel of land. If, after the date of formation of this District, you either file a final map (subdivision, parcel or consolidation of property), or apply for a building permit, a charge and an inflation adjustment will become due and payable.

The public hearing before the City Council on April 1, 2002, will be the opportunity for all persons who desire to testify with respect to the necessary of the street improvements constructed within the Holly-Seacliff Area of Benefit District, the costs of the street improvements, the benefited area and the amount of costs eligible to be recovered.

Copies of documents and other materials regarding this public hearing are available from the Office of the City Clerk, 2000 Main Street, Huntington Beach, California 92648 after Friday, March 29, 2002. If you should have any questions, please call Scott Field, Assistant City Attorney, City of Huntington Beach (714) 536-5555.

1. Staff report
2. City Council discussion
3. Open public hearing
4. Following public input, close public hearing

**Communication stating objections from the Law Office of Palmieri, Tyler, Wiener, Wilhelm & Waldron, LLP dated March 28, 2002 Re: *Proposed Holly-Seacliff Area of Benefit District No. 1* is included in the agenda packet.

**Two City Attorney memoranda dated March 27, 2002 and March 28, 2002 transmitting letters of opposition from 1) 4 Pals, Inc. Plumbing & Fire Protection; 2) B.G. Williams; and 3) S & C Oil Co., Inc. are included in the agenda packet.

Recommended Action: Motion to:

1. ~~After City Clerk reads by title, approve introduction of **Ordinance No. 3554** titled “An Ordinance of the City of Huntington Beach Amending Chapter 17.68 of the Huntington Beach Municipal Code Regarding Area of Benefit Districts;”~~

and

2. Conduct a public hearing for considering the adoption of the Holly-Seacliff Area of Benefit District;

(Continued on Next Page)

and

- ~~3. Receive, adopt and approve the *Holly-Seacliff Area of Benefit Report*, dated March 20, 2002, prepared by MuniFinancial;~~

and

- ~~4. Adopt **Resolution No. 2002-25** titled "*A Resolution of the City Council of the City of Huntington Beach Establishing the Holly-Seacliff Area of Benefit District*" that would levy a charge on new development within Holly-Seacliff that would reimburse PLG and the City for a portion of the costs of widening Goldenwest, Garfield, Gothard and Main Streets.~~

MuniFinancial Corporation Sr. Analyst Diane Montgomery presented Power Point presentation (Late Communication).

***Approved Alternate Action: Do not establish the Holly-Seacliff Area of Benefit District
Approved 4-3 (Dettloff, Bauer, Winchell No)***

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 Adjourned Regular meetings of Friday, February 22, 2002 and Regular meetings of March 4, 2002 as written and on file in the Office of the City Clerk. Submitted by the City Clerk.
Approved 4-0-3 (Cook, Houchen, Boardman abstain)
- E-2. **(City Council) Approve Final Tract Map No. 16272 of Tentative Tract Map No. 16272 – Ash Street Condominiums – Westgate Homes – Ash Street, LLC – w/s Ash Street – s/o Cypress Street** (420.60) – Approve Final Tract Map No. 16272 pursuant to the Findings and Requirements as set forth in Attachment No. 1 to the Request for Council Action dated April 1, 2002. **Findings for Acceptance of Final Map:** Final Tract Map No. 16272 is in conformance with the California Subdivision Map Act, the City of Huntington Beach Subdivision Ordinance and Tentative Tract Map No. 16272 Conditions of Approval as approved by the Zoning Administrator. (The City Clerk is instructed to affix her signature to the map and release it for recordation by the County of Orange.) Submitted by the Planning Director. Funding Source: Not Applicable.
Approved 7-0
- E-3. **(City Council/Redevelopment Agency) Adopt Council Resolution No. 2002-18 and Agency Resolution No. 333 – Sets Date of May 20, 2002 for a Joint Public Hearing for the Southeast Coastal Redevelopment Project Plan and Final Environmental Impact Report – (Hamilton/Magnolia/Newland/Pacific Coast Highway)** (410.05) – Redevelopment Agency Motion: Adopt Resolution No. 333 – “A Resolution of the Redevelopment Agency of the City of Huntington Beach Consenting To and Calling for a Joint Public Hearing on the Proposed Redevelopment Plan and Related Environmental Impact Report for the Southeast Coastal Redevelopment Project;” and City Council Motion: Adopt Resolution No. 2002-18 – “A Resolution of the City Council of the City of Huntington Beach Consenting To and Calling for a Joint Public Hearing on the Proposed Redevelopment Plan and Related Environmental Impact Report for the Southeast Coastal Redevelopment Project.” Submitted by the Economic Development Director/Deputy Executive Director. Funding Source: None required as a result of this action.
Approved 7-0

- E-4. **(City Council) Approve Additional Appropriation for Sales Tax Auditing Services – For HdL Hinderliter de Llamas Assoc** (320.45) – Approve appropriation of \$23,000 in additional revenue for sales tax auditing service. Submitted by the Administrative Services Director. Funding Source: General Fund Unreserved Fund Balance in the amount of \$23,000.
Approved 7-0
- E-5. **(City Council) Adopt Resolution No. 2002-20 Reciting the Facts of the Special Municipal Election and Declaring Results – March 5, 2002** (620.30) – Adopt **Resolution No. 2002-20** – “A Resolution of the City Council of the City of Huntington Beach, California, Reciting the Fact of the Special Municipal Election Held on March 5, 2002, Consolidated with the County of Orange Declaring the Results and Such Other Matters as Provided by Law.” Submitted by the City Clerk. Funding Source: Election Program Account. (The March 5, 2002 Special Municipal Election showed a **39.75%** overall turnout. The total number of registered voters was **107,902**. Results: Measure EE – Property Rights Protection Measure YES: 27,513 – NO: 12,558; Measure FF – Creation of Infrastructure Fund YES: 21,314 – NO: 15,667; Measure GG – Advisory Vote – Infrastructure Fund: Power Plant, Utility Tax YES: 21,327 – NO: 15,398; Measure HH – Amendment of Gas Tax by Removing Electric Power Plant Exclusion YES: 13,098 – NO: 24,974.)
Approved 7-0
- E-6. **(City Council) Adopt Resolution No. 2002-21 – Approves Side Letter to Memorandum of Understanding Between the City and the Huntington Beach Police Officer Association (HBPOA) Regarding Legal Holiday Policy** (720.20) – Adopt **Resolution No. 2002-21** – “A Resolution of the City Council of the City of Huntington Beach Amending the Memorandum of Understanding Between the City and the Huntington Beach Police Officers’ Association, by Adopting the Side Letter of Agreement Regarding Holidays.” Submitted by the Administrative Services Director. Funding Source: Not Applicable.
Approved 7-0
- E-7. **(City Council) Adopt Resolution No. 2002-22 – Approval of Wage Increase for Temporary Part-Time Employees** (720.20) – Adopt **Resolution No. 2002-22** – “A Resolution of the City Council of the City of Huntington Beach Establishing a Salary Schedule for Non-Permanent Employees” to provide equal wages increases for temporary unrepresented employees as provided permanent part-time and full-time employees assigned to the same classifications. Submitted by the Assistant City Administrator and the Administrative Services Director. Funding Source: Fiscal Year 2001/2002 budget Acct. No. 10040101.79100. The total cost can not be determined due to the fluctuating nature of temporary part-time hours worked.
Approved 7-0

- E-8. **(City Council) Approve Second Amendment to Water Facilities Agreement (Business Park Specific Plan No. 11) Among McDonnell Douglas Corporation, Boeing Realty Corporation and the City of Huntington Beach** (600.10) – Approve and authorize the Mayor and City Clerk to execute the *Second Amendment to Water Facilities Agreement* among McDonnell Douglas Corporation, Boeing Realty Corporation and the City of Huntington Beach. Submitted by the Public Works Director. Funding Source: No funding required at this time.

Approved 7-0

- E-9. **(City Council) Accept Bid and Award Construction Contract for the Civic Center Health, Safety and Work Environment Improvement Project, CC-1184 – Dinalli Construction Inc. – Approve Sample Contract** (600.80) – **1.** Accept the lowest responsive and responsible bid submitted by Dinalli Construction, Inc.; and **2.** Authorize the Mayor and City Clerk to execute the construction contract in substantially the same form as the attached sample contract, for the Civic Center Tenant Improvement, CC-1184, for a total bid amount of \$2,293,667; and **3.** Direct the Finance Director to appropriate \$1,393,500 from the General Fund undesignated fund balance to the Capital Projects Fund, Civic Center Improvement Account Number 30187012.82200; and **4.** Authorize the Director of Public Works to expend a total of \$2,928,700 for the Civic Center Tenant Improvement project. Submitted by the Public Works Director. Funding Source: Funds are budgeted in the Capital Improvement Fund; City Hall Rehabilitation accounts (\$930,000); Civic Center Fire Sprinklers (\$555,200); Equipment Replacement Fund, Communications Equipment, (\$50,000) and the Undesignated Unreserved Fund Balance (\$1,393,500).

As announced earlier in the meeting by the City Clerk, a Late Communication was received from the Public Works Director to request adding the following to the Recommended Action:

- 5. Reject the bid protest filed on March 6, 2002, by Sanders Construction Services, Inc. the second lowest monetary bidder.***

(The Late Communication further sets forth to include the following attachments to Item E-9 as part of the public record.

- 1. Sanders Construction Services bid protest dated March 6, 2002; and 2. City Attorney's office legal opinion regarding the bid protest.)***

Approved as Amended 7-0

- E-10. **(City Council) Approve Agreement for Dry Weather Urban Runoff Discharge Between City and Orange County Sanitation District** (600.25) – Approve and authorize the Mayor and City Clerk to execute the *Orange County Sanitation District Agreement for Dry Weather Urban Runoff Discharge.* Submitted by the Public Works Director. Funding Source: No funding required for this action.

Approved 7-0

- E-11. **(City Council) Approve Project Plans and Specifications and Sample Construction Contract and Authorize Advertisement of Bids for the Downtown Drainage Catch Basin Improvements – CC-1186** (600.60) – Approve the project plans and specifications, including the sample contract, and authorize the Director of Public Works to request bids for the improvements to five catch basins in the Downtown area; CC-1186. Submitted by the Public Works Director. Funding Source: \$70,000 General Fund, Storm Drain Maintenance, Drainage Improvements.
Approved 7-0
- E-12. **(City Council) Approve the Huntington Beach Municipal Employees Association (HBMEA) Classification and Compensation Study (Public Sector Personnel Consultants) and Adopt Resolution No. 2002-24 Regarding Memorandum of Understanding Between the City and the HBMEA Modifying FY 2001/02 and 2002/03 Salary and Benefits** (720.20) – 1. Approve the classification and compensation study as recommended by staff and Public Sector Personnel Consultants titled *City of Huntington Beach Municipal Employees Association Position Classification and FY 2002 Salary Plan*; and 2. Adopt **Resolution No. 2002-24** – “A Resolution of the City Council of the City of Huntington Beach modifying salary and benefits for Fiscal Years 2001/2002 and 2002/2003 for the Municipal Employees Association.” Submitted by the City Administrator, City Attorney, and the Public Works Director. Funding Source: Funding is included in the Fiscal Year 2001/2002 budget. The total cost to implement the classification and compensation study and Memorandum of Understanding is \$2,405,000 for Fiscal Year 2001/2002.
Approved 7-0
- E-13. **(City Council) Adopt Resolution of Intention No. 2002-26 to Approve the Formation of City of Huntington Beach Community Facilities District No. 2002-1 (McDonnell Centre Business Park Second Phase) Boeing Realty Corporation, Areas A & B – and to Set a Public Hearing for May 6, 2002 – Adopt Resolution of Intention No. 2002-27 to Incur Bond Indebtedness and to Schedule a Public Hearing for May 6, 2002** (350.30) – 1. Approve the Rate and Method of Apportionment of Special Tax for Area A and Area B, identified as Exhibit C and Exhibit D in proposed Resolution No. 2002-26 Resolution of Intention to Establish a Community Facilities District and to Authorize the Levy of Special Taxes; and 2. Adopt **Resolution No. 2002-26** – “A Resolution of the City Council of the City of Huntington Beach Declaring its Intention to Establish a Community Facilities District and to Authorize the Levy of Special Taxes Therein;” and 3. Adopt **Resolution No. 2002-27** – “A Resolution of the City Council of the City of Huntington Beach Declaring its Intention to Incur Bonded Indebtedness of the Proposed City of Huntington Beach Community Facilities District No. 2002-1 (McDonnell Centre Business Park);” and 4. Approve Proposed Boundary Maps of Community Facilities District No. 2002-1 (McDonnell Centre Business Park), Attachment No. 4; and 5. Set Public Hearing to Establish Community Facilities District at the regular City Council meeting to be held on May 6, 2002 as set forth in Resolution No. 2002-26.
Approved 7-0

- E-14. (City Council) Approve Amendments to the City Classification Plan (Classification Specifications for Marine Safety Positions) and Side Letter of Agreement – Direct Preparation, Adoption and Execution of Resolution No. 2002-28 and Resolution No. 2002-29** (700.10) – **1.** Approve the following minute actions and approve and adopt in the format of **Resolution No. 2002-28** – to be prepared by the City Attorney, executed by the Mayor and attested to by the City Clerk: **a.** Approve new classification of Marine Safety Officer I; **b.** Approve new classification of Marine Safety Officer II, include reclassification certification and training requirements from Marine Safety Officer I to II; **c.** Approve revised classification for Marine Safety Lieutenant; **d.** Delete the former classification of Marine Safety Officer; and **2.** Approve Side Letter between the City of Huntington Beach and the Huntington Beach Marine Safety Officers Association and approve and adopt in the format of **Resolution No. 2002-29** – to be prepared by the City Attorney, executed by the Mayor and attested to by the City Clerk; and **3.** Authorize the Director of Administrative Services to appropriate \$15,000 from the unappropriated General Fund reserve Account #100.31100.19990 into Marine Safety Personnel Account #10045207.51100. Submitted by the Community Services Director. Funding Source: General Fund Unappropriated Fund Balance Account into Marine Safety Personnel Account.

Approved 7-0

F. Administrative Items –
None

G. Ordinances

G-1. Ordinances for Adoption

G-1a. (City Council) TO BE CONTINUED TO APRIL 15, 2002 – to Consider Adoption of Ordinance No. 3542 Repealing Ordinance No. 3287 (Relating to Designation of a Future Neighborhood Park Site Per Settlement and Release Agreement Approved Between Brindle/Thomas, et al. and City-OCSC No. 750203) (640.10)
Ordinance No. 3542 – “An Ordinance of the City of Huntington Beach Repealing Ordinance No. 3287 Related to the Designation of a Future Park Site Within the Ellis-Goldenwest Specific Plan Area.” Submitted by the City Attorney. (Introduction Approved on March 4, 2002.)

Recommended Action: Motion to:

Continue consideration to adopt **Ordinance No. 3542** to April 15, 2002.

Mayor Cook recused herself

Continue consideration of Ordinance No. 3542 to 4/15/02

Approved 4-2-1 (Bauer, Dettloff No; Cook Abstain)

G-1b. (City Council) Adopt Ordinance Nos. 3548, 3549, 3550, 3551, and 3552 Relating to the Departments of Planning and Building & Safety (640.10)

Transmitted for City Council's consideration is a request to amend Chapter 2.32 of the City of Huntington Beach Municipal Code (HBMC) by replacing the Department of Community Development with the Department of Building and Safety, and formally establish the Department of Planning under Chapter 2.33, and amend other associated Ordinances to conform with existing departmental responsibilities. (Introduction Approved on March 4, 2002)

Recommended Actions: Motions to adopt the following ordinances after readings by title by the City Clerk:

1. **Ordinance No. 3548**, amending Chapter 2.32 of the Huntington Beach Municipal Code **relating to the Department of Building & Safety** – *“An Ordinance of the City of Huntington Beach Amending Chapter 2.32 of the Huntington Beach Municipal Code Relating to the Department of Building and Safety;”*
2. **Ordinance No. 3549**, amending Chapter 8.32 of the Huntington Beach Municipal Code **relating to Standing Water** – *“An Ordinance of the City of Huntington Beach Amending Chapter 8.32 of the Huntington Beach Municipal Code Relating to Standing Water;”*
3. **Ordinance No. 3550**, adding Chapter 2.33 of the Huntington Beach Municipal Code **relating to the Department of Planning** – *“An Ordinance of the City of Huntington Beach Amending the Huntington Beach Municipal Code by Adding Chapter 2.33 Relating to the Department of Planning;”*
4. **Ordinance No. 3551**, amending Chapter 8.36 of the Huntington Beach Municipal Code **relating to Rubbish and retitling of Department Director** – *“An Ordinance of the City of Huntington Beach Amending Chapter 8.36 of the Huntington Beach Municipal Code Relating to Rubbish and the Retitling of Department Director;”*
5. **Ordinance No. 3552**, amending Chapter 8.48 of the Huntington Beach Municipal Code **relating to Inoperable Vehicles** – *“An Ordinance of the City of Huntington Beach Amending Chapter 8.48 of the Huntington Beach Municipal Code Relating to Inoperable Vehicles.”*

Adopted 7-0

G-2. Ordinances for Introduction -
None

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 at 10:00 p.m. to Monday, April 15, 2002, at 5:00 p.m., in Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California.

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