

## **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**

**TUESDAY, JANUARY 18, 2005**

### **4:00**

~~3:30~~ P.M. - Room B-8

6:00 P.M. - Council Chambers

Civic Center, 2000 Main Street

Huntington Beach, California 92648

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

*The City Clerk will recess the 3:30 P.M. portion of the Meeting due to an anticipated lack of quorum.*

*Deputy City Clerk Kelly Mandic recessed the meeting.*

### **Call City Council/Redevelopment Agency Meeting to Order**

**Roll Call** Hansen, Coerper, Sullivan, Hardy, Green, Bohr, Cook

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

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

### **Study Session #2**

### **Public Comments Regarding 4:00 P.M. Portion of Council Meeting – Study Session Item and/or Closed Session Agenda Items**

**None**

**(City Council) Study Session #1 – Presentation by the Orange County Office on Aging on Future Trends in the Senior Population (590.10)**

PowerPoint presentation titled *Huntington Beach City Council Study Session – January 18, 2005* from Karen Roper, Executive Director, Office on Aging, is included in the agenda packet.

***Cathy Green introduced Supervisor Jim Silva and Karen Roper, Executive Director of Housing and Community Service Department, Office on Aging.***

***Supervisor Silva addressed Seniors' most current needs and how the State, County and City work together to meet those needs.***

***Karen Roper acknowledged Luann Brunson as a shining example of Huntington Beach's commitment to Senior and housing issues.***

***No questions were asked by Council.***

**(City Council) Study Session #2 – Presentation by the Public Works Department on the Citywide Urban Runoff Management Plan (CURMP) (520.10)**

The Public Works Department will present a PowerPoint presentation outlining the Citywide Urban Runoff Management Plan.

***Paul Emery, Acting Public Works Director, introduced Dave Webb, City Engineer who noted the timeliness of this issue with the recent rains. Geraldine Lucas, Public Works Principal Environmental Engineer walked Council through a PowerPoint presentation.***

***Council followed the presentation with questions about staff training, current drainage fees, National Pollutant Discharge Elimination System (NPDES) regionalized standards, time frame between presentation and adoption of plan, and others.***

***Council thanked staff and the community participants for a job well done, giving special thanks to Shirley Dettloff and Ralph Bauer.***

**Call Closed Session of City Council/Redevelopment Agency**

**Recommended Action: Motion to recess to Closed Session on the following item:**

**(City Council) Closed Session – Pursuant to Government Code Section 54957.6 to meet with its designated representatives: Agency Negotiators: Penelope Culbreth-Graft, City Administrator; Dan Villella, Finance Officer; and Irma Youssefieh, Human Resources Manager regarding labor relations matters – meet and confer with the following employee organizations: **MEO, MEA, PMA, FMA, HBPOA, HBFA, MSOA, SCLEA and Non-Associated.** 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. When an Agenda Item requires action by any of these Agencies, it will show in parenthesis preceding the item, for example (City Council-Redevelopment Agency).

### **6:10 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** Hansen, Coerper, Sullivan, Hardy, Green, Bohr, Cook

***Present***

**Pledge of Allegiance/Flag Salute** – To be led by the Mayor

In permitting a nonsectarian invocation, the City does not intend to proselytize or advance any faith or belief. Neither the City nor the City Council endorses any particular religious belief or form of invocation.

**Invocation – Led by *Father Bishoy Kamel, Coptic Orthodox Church***

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

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

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***Study Session, C-3a, E-2, E-5***

**Presentation** - Mayor Jill Hardy to call on Ken Inouye, Treasurer, and Sherrill Hanley, board member, from the Orange County Human Relations Board of Directors who will present a year-end review.

***Treasurer Inouye and member Hanley reported on hate crime statistics and presented Mayor Hardy with a Certificate of Recognition.***

**Presentation** - Mayor Jill Hardy will call on Karen Jackle, Chair of the city's Human Relations Task Force and Alan Chancellor, Vice Chair who will be presenting three grants of \$500 each to representatives of Valley Vista High School, Marine View Middle School, and Stacey Middle School on behalf of the Huntington Beach Human Relations Task Force (HBHRTF) for the purpose of funding student field trips to the Los Angeles Museum of Tolerance. The mission of the HBHRTF is to promote tolerance and diversity in the community through education and understanding. The grants are being awarded from donations received by the HBHRTF.

**Presentation** - Mayor Jill Hardy to call on Police Officer Corwin Bales to present a check for \$50,000 to the Huntington Beach Therapeutic Riding Center. The money was raised from the Guns and Hoses Annual Golf Tournament.

**Mayor's Award** - Mayor Jill Hardy to be joined by City Clerk Joan Flynn to present the Mayor's Award to a worthy individual in the City Clerk's Office.

***City Clerk Joan L. Flynn presented the Mayor's Award to Deputy City Clerk Robin Roberts of her office. City Clerk Flynn cited the positive comments given by Ms. Roberts' supervisor and peers.***

**B. PUBLIC COMMENTS**

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

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

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.

***Speaker spoke on behalf of his role on the Council on Aging (COA) and thanked Councilmember Green and Sullivan for their work, and Community Services Director Jim Engle and Superintendent of Recreation/Human Cultural Services, Janeen Laudenback. He stated he was looking forward to working with the two newly elected Councilmembers, Bohr and Hansen, in the coming year.***

***Speaker spoke in opposition to agenda item E-5, alleging reasons including that the agreement conflicts with an existing one with the high school district in that area.***

***Speaker informed Council of his organization, Saveourfield.org, a grass roots organization to save Wardlow field in Huntington Beach. The speaker stated the field is being considered as surplus and may soon be up for sale by the Fountain Valley School District to a private developer. Speaker spoke regarding a petition of over 500 signatures in opposition to the proposed sale and noted a scheduled hearing. Councilmember Sullivan inquired and the speaker confirmed that the hearing is at 7PM on Wednesday, January 19, 2005, Fountain Valley District boardroom at 17210 Oak Street, Fountain Valley.***

***Speaker stated Little League of Huntington Valley has contributed to the support of preserving the Wardlow field mentioned by the previous speaker.***

***Speaker offered post election comments and spoke in regards to federal spending choices and taxes.***

**C-1. Council Committee/Council Liaison Reports**

**C-1a. (City Council) Announcement by Councilmember Keith Bohr of Individual Appointment of ~~Barbara Delglieze~~ to the Finance Board (110.20)**  
***Appointment of Barry Bussiere announced.***

**C-1b. (City Council) Announcement by Councilmember Don Hansen to be Made at the January 18, 2005 Meeting of Individual Appointments to the Finance Board, Fourth of July Executive Board and the Investment Advisory Board. (110.20)**  
***Frank Lograsso to Finance Board; Fourth of July Executive Board and Investment Advisory Board to be appointed at the next Council meeting.***  
***Item continued for appointments at the 2/7/05 meeting.***

**C-1c. (City Council) Announcement by Councilmember Cathy Green Regarding Central Orange County Corridor Study Open House (110.10)**

Councilmember Cathy Green, Orange County Transportation Authority (OCTA) Board Member, to announce three open house locations on the Central Orange County Corridor Study. This study will analyze several alternative traffic congestion relief and growth accommodation projects including a potential extension of Freeway 57 south of Freeway 22, along the Santa Ana River, to Pacific Coast Highway. Details are available at <http://www.octa.net/freeway/centralcounty/intro.asp>

***Announced three workshops detailed in the agenda packet. Acting Assistant City Administrator, Robert F. Beardsley reported regarding the scope of this project.***

**C-2. City Administrator's Reports**

***None***

**C-3. City Treasurer's Report**

**C-3a. (City Council) Review and Accept Shari Freidenrich, City Treasurer's November 2004 Report Titled *City of Huntington Beach Summary of City Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity* (310.20)**

Communication from City Treasurer Shari Freidenrich transmitting the Monthly Investment Report for November 2004.

**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 2004*, pursuant to Section 17.0 of the Investment Policy of the City of Huntington Beach.

***City Treasurer presented PowerPoint and asked per Late Communication, as announced by the City Clerk, to remove page C-3a.5 from the report.***

***Approved 7 – 0***

**D - 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** (120.65) - Approve and adopt the minutes of the City Council/Redevelopment Agency Regular Meetings of December 20, 2004 and January 3, 2005 as written and on file in the Office of the City Clerk. Submitted by the City Clerk.

**Approved 7 – 0**

**E-2. (City Council) Direct the City Clerk to Record Presentation of the City's Code of Ethics to Council, the City Administrator, Chairpersons and City Department Directors for their Annual Review and Distribution** (110.40) – Direct the City Clerk to record in the official minutes that the Code of Ethics was presented to the City Council, the City Administrator, Chairpersons, and City Department Directors for their review and distribution as required. Submitted by Mayor Jill Hardy. Funding Source: Not applicable.

**Mayor deferred to the 2/7/05 meeting for a resolution.**

**E-3. (City Council) Adopt Resolution No. 2005-4 Regarding Military Leave Compensation and Benefits for Employees Called to Active Duty** (700.20) – Adopt **Resolution No. 2005-4 – “A Resolution of the City of Huntington Beach Providing for Additional Temporary Partially Paid Military Leave of Absence and Continuation of Benefits for City Employees Called to Active Duty with the Armed Forces.”** Submitted by the Acting Administrative Services Director. Funding Source: Pay and benefits are currently funded in the existing budget.

**Adopted 7 – 0**

**E-4. (City Council) Approve Sole Source Procurement from Allstar Fire Equipment for Firefighter Turnout Protective Clothing Worn on Emergency Responses** (600.10) – Approve sole source procurement from Allstar Fire Equipment for the purchase of Firefighter turnouts. Submitted by the Fire Chief Director. Funding Source: Funds are budgeted in the Homeland Security Grant business unit 76765301.83600.

**Approved 7 – 0**

**E-5. (City Council) Give Written Notice Terminating the Terms and Rights Granted by the Huntington Beach Company to the City in the 1982 Landscaping and Right-of-Way Agreement for a Portion of Estate Circle (Formerly Veladare Circle)** (600.05) – Instruct the City Attorney to give written notice terminating the terms and rights granted by the Huntington Beach Company to the City of Huntington Beach in the 1982 Landscaping and Right-of-Way Agreement, as amended by Document Number 93-0670-669. Submitted by the Public Works Director. Funding Source: Not applicable.

**Councilmember Sullivan reiterated change in recommended action per Late Communication. Approved as amended 6 – 0 – 1 (Hardy abstain)**

**E-6. (City Council) Approve the Release of Securities for Tract No. 14135 Located w/s of Seapoint Street, n/o Pacific Coast Highway – Approve the Notice of Acceptance of Public Improvements (Developer, Oceancrest Partners, L.P. (420.60) – 1.** Accept the improvements constructed and dedicated for public use with Tract No. 14135; and **2.** Accept Guarantee and Warranty Bond No. SU5012148, the security furnished for guarantee and warranty of improvements, and instruct the City Clerk to file the bond with the City Treasurer; and **3.** Release the Faithful Performance/Labor and Material Bond No. 11119331723 and Monument Bond No. 11119331715 pursuant to California Government Code Section No. 66499.7(a); and **4.** Instruct the City Clerk to notify the developer, Oceancrest Partners, L.P., of this action and the City Treasurer to notify the Surety, **The American Insurance Company**, of this action; and **5.** Instruct the City Clerk to record the “Acceptance of Public Improvements” with the Orange County Recorder. Submitted by the Public Works Director. Funding Source: Not Applicable.

**Approved 7 – 0**

**E-7. (City Council) Adopt Resolution No. 2005-5 Concerning the Status of the Circulation Element for the City of Huntington Beach for Conformance with the Master Plan of Arterial Highways – Combined Transportation Funding Programs (CTFP) – Orange County Transportation Authority (OCTA) (440.50) - Adopt Resolution No. 2005-5- “A Resolution of the City Council of the City of Huntington Beach Designating the Circulation Element for the City of Huntington Beach.”** Submitted by the Public Works Director. Funding Source: No funding is required for this action.

**Adopted 7 – 0**

**E-8. (City Council) Adopt Resolution No. 2005-6 Approving the Submittal of Eleven Street Improvement Projects to the Orange County Transportation Authority (OCTA) for Street Rehabilitation under the Combined Transportation Funding Programs (CTFP) (800.45) - Adopt Resolution No. 2005-6 “A Resolution of the City Council of the City of Huntington Beach Approving the Submittal of Eleven Improvement Projects to the Orange County Transportation Authority for Street Rehabilitation Funding under the Combined Transportation Funding Program.”** Submitted by the Public Works Director. Funding Source: None required. (The resolution sets forth the following: **1. Bolsa Chica Street** (Oahu Drive to Warner Avenue); **2. Goldenwest Street** (McFadden Avenue to Laurelhurst Drive); **3. Goldenwest Street** (Laurelhurst Drive to Warner Avenue); **4. Bolsa Chica Street** (Rancho Road to McFadden Avenue); **5. Adams Avenue** (City limit to Sutton Lane); **6. Bolsa Chica Street** (McFadden Avenue to Oahu Drive); **7. Adams Avenue** (Sutton Lane to Magnolia Street); **8. Atlanta Avenue** (Huntington Street to Delaware Street); **9. Brookhurst Street and Pacific Coast Highway Intersection**; **10. Beach Boulevard and Talbert Avenue Intersection**; and **11. Beach Boulevard and Heil Avenue Intersection.**)

**Adopted 7 – 0**

**E-9. (City Council) Adopt Resolution of Intention No. 2005-7 Declaring to Grant a Water Pipeline Franchise to Southern California Water Company (600.45) – Adopt Resolution No. 2005-7 – “A Resolution of the City Council of the City of Huntington Beach Declaring its Intention to Grant a Water Pipeline Franchise to Southern California Water Company.”** Submitted by the City Attorney and the Public Works Director. Funding Source: None.

**Adopted 6 – 1 (Cook – No)**

**F. Administrative Item****F-1. (City Council) Approve City Council Position on Legislation Pending before the Elected Members of the State Legislature to Support and Sponsor AB 14 (Harman) Common Interest Developments – Condo Conversions (640.90)**

Communication from Mayor Jill Hardy, Chair, Intergovernmental Relations Committee, on behalf of members, Councilmember Gil Coerper and Councilmember Keith Bohr transmitting the following **Statement of Issue:** City Council support for or opposition to legislation currently pending before the elected members of the Federal or State Legislatures, a State or regional body or to be put on a ballot for approval by the voters; and authorization for the Mayor to communicate the City position on same.

**Recommended Action:** Motion to:

**Support and Sponsor AB 14 (Harman) Common Interest Developments – Condo Conversions**, and authorize the Mayor to send letters to the legislators reflecting that position and to address the State Legislature on behalf of this bill as needed.

**Mayor Hardy orally reported.**

**Approved 7 – 0**

**G. Ordinances****G-1. Ordinances for Adoption – None****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.

**None**

***Recessed to Closed Session and adjourned to Special Meeting (Closed Session) 1/28/05 at 4PM, Council Chambers.***

**Council/Agency Adjournment** to Monday, February 7, 2005, at 4:00 p.m., in Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California.

Council/Agency Agendas and Minutes are Available at No Charge to the Public at the City Clerk's Office, on the City's Website, Via Email, and Through Paid Subscription. Complete Agenda Packets are Available at the Central Library and Library Branches on Friday Prior to Meetings. Videotapes of Council Meetings are Available for Checkout at the Central Library at No Charge.

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

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 AGENDA WITH STAFF REPORTS IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS**  
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