

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
SPECIAL CITY COUNCIL MEETING/REDEVELOPMENT AGENCY
CITY OF HUNTINGTON BEACH

TUESDAY, NOVEMBER 29, 2005

6:00 P.M. – Council Chambers

Civic Center, 2000 Main Street
Huntington Beach, California 92648

6:00 P. M. - Special Meeting Council Chambers

6:15 P.M.

Call City Council Special Meeting to Order

Roll Call Hansen, Coerper, Sullivan, Hardy, Green, Bohr, Cook
All Present

City Clerk Reads Call for Special Meeting

CALL FOR CITY COUNCIL/REDEVELOPMENT AGENCY SPECIAL MEETING

CITY OF HUNTINGTON BEACH

Tuesday, November 29, 2005

Jill Hardy, Mayor
Dave Sullivan, Mayor Pro-Tem
Don Hansen, Council Member
Gil Coerper, Council Member
Cathy Green, Council Member
Keith Bohr, Council Member
Debbie Cook, Council Member

You are hereby notified that a Special Meeting of the Huntington Beach City Council of the City of Huntington Beach, California, is called for and will be held in the **Civic Center Council Chambers, 2000 Main Street, Huntington Beach, CA 92648** at the hour of **6:00 p.m.** on **Tuesday, November 29, 2005** in order to allow discussion of the following:

(City Council/Redevelopment Agency) Reconsider the Continued Public Hearing Date of Conditional Use Permit 02-04/Coastal Development Permit 02-05 – Poseidon Seawater Desalination Project and the Associated Owners Participation Agreement (OPA) from December 19, 2005 to January 9, 2006.

Dated: November 28, 2005

ATTEST: City Clerk

Mayor

I hereby certify that I received the above notice, "Call of Special Meeting of the Huntington Beach City Council" prior to 6:00 p.m. on Monday, November 28, 2005.

Mayor

Pursuant to the Brown (Open Meetings) Act the City Clerk Announces Late Communications Received by the Clerk's Office Which Pertain to the Item 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.)

The City Clerk announced that there is no late communication on Agenda Item No. H-1a.

Public Comments Regarding Special Meeting Item

Thirteen (13) speakers urged the Council to deny Councilmember Bohr's request to reconsider holding a public hearing for Conditional Use Permit 02-04/Coastal Development Permit 02-05 – Poseidon Seawater Desalination Project and the Associated Owners Participation Agreement (OPA) on December 19, 2005, instead of January 9, 2006 as acted upon by the Council at their November 21, 2005 meeting.

H-1a. Submitted by Councilmember Bohr

(City Council/Redevelopment Agency) Reconsider the Continued Public Hearing Date of Conditional Use Permit 02-04/Coastal Development Permit 02-05 – Poseidon Seawater Desalination Project and the Associated Owners Participation Agreement (OPA) from December 19, 2005 to January 9, 2006. (.)

Statement of Issue:

At the City Council Meeting on November 21, 2005, the City Council passed a motion to reschedule the public hearing for the Seawater Desalination Facility Conditional Use Permit and Coastal Development Permit and an Owners Participation Agreement (OPA) between the City of Huntington Beach Redevelopment Agency and Poseidon Resources Inc. to January 9, 2006. I voted on the prevailing side during this meeting and am requesting that the City Council reconsider this matter. In an effort to insure attendance by all members of the City Council, I recommend that we move the hearing date back to December 19, 2005. By approving the recommended action the hearing will again be scheduled for December 19, 2005.

Recommended Action:

Motion to reconsider the continuance of Conditional Use Permit 02-04/Coastal Development Permit 02-05 - Poseidon Seawater Desalination Project and the associated OPA from December 19, 2005

to January 9, 2006. If the motion to reconsider is adopted, then set Conditional Use Permit 02-04/Coastal Development Permit 02-05 - Poseidon Seawater Desalination Project and the associated OPA to December 19, 2005.

Bohr/Coerper motion to reconsider the continuance of Conditional Use Permit 02-04/Coastal Development Permit 02-05 - Poseidon Seawater Desalination Project and the associated OPA from December 19, 2005 to January 9, 2006. If the motion to reconsider is adopted, then set Conditional Use Permit 02-04/Coastal Development Permit 02-05 - Poseidon Seawater Desalination Project and the associated OPA to December 19, 2005.

Discussion ensued and objections were made to the motion setting a specific date for public hearing.

Bohr/Coerper amended the motion to reconsider the item without setting a specific date for public hearing.

Discussion ensued regarding concerns voiced by the public on holding the Poseidon public hearing on December 19, optional dates and Council's availability, contract negotiations between Poseidon and AES, postponement history, negotiations between the City and Poseidon on the Owner Participation Agreement (OPA), and efforts to provide ample time for public notification and review of project-related material.

Bohr/Coerper amended the motion to reconsider the continuance of Conditional Use Permit 02-04/Coastal Development Permit 02-05 - Poseidon Seawater Desalination Project and the associated OPA from December 19, 2005 to a special meeting on Tuesday, December 20, 2006.

Discussion ensued on the items scheduled for public hearing on December 19, 2005.

Mayor Hardy called for a vote.

Failed 3-4 (Hansen, Sullivan, Hardy, Cook – No)

Council/Agency Adjournment at 7:24 p.m. to Monday, December 5, 2005 at 6:00p.m. in Council Chambers, 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**

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

<http://www.surfcity-hb.org>

