

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 special assistance, 72-hour prior notification will enable the city to make reasonable arrangements. For American Sign Language interpreters, a reader during the meeting, and/or large print agendas, 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** at the meeting or the **City Clerk (714) 536-5227**.

AGENDA

CITY COUNCIL/REDEVELOPMENT AGENCY CITY OF HUNTINGTON BEACH

TUESDAY – SEPTEMBER 4, 2007

4:30 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 4:00 P.M. portion of the Meeting to 4:30 P.M. due to an anticipated lack of quorum. Council will reconvene in the Council Chambers at that time.

Call City Council/Redevelopment Agency Meeting to Order

Roll Call Bohr, Carchio, Cook, Coerper, Green, Hansen, Hardy

Pursuant to the Brown (Open Meetings) Act the City Clerk Announces Late Communications Received by Her Office Which Pertain to Items on the Study Session and Closed Session Portion of 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.)

Public Comments Regarding 4:00 P.M. Portion of Council Meeting for Study Session and Closed Session Agenda Items

(City Council/Redevelopment Agency) Study Session – Fire Department Emergency Response Standards – A study session PowerPoint discussion on the City's current station location and response standards. A further discussion on proposed station relocations and improvement in the response standards.

**PowerPoint presentation titled *Emergency Response Standards* is included in the agenda packet.

Call Closed Session of City Council/Redevelopment Agency

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

(City Council) Closed Session #1 – Pursuant to Government Code Section 54956.9, the Council shall recess to Closed Session to confer with the City Attorney regarding the following lawsuit: ***M.M.R. Family LLC, et al. v. City of Huntington Beach***; Orange County Superior Court Case No. 06CC07095. This suit challenges the validity of City Ordinance No. 3689, which established minimum relocation benefits in case of a mobile home park closure.

(City Council) Closed Session #2 – Pursuant to Government Code Section 54957.6, the Council shall recess to Closed Session to meet with its designated labor negotiators, Penelope Culbreth-Graft, City Administrator; Bob Hall, Deputy City Administrator; Dan Vilella, Finance Director; and Renee Mayne, Chief Negotiator, regarding labor negotiations with the following employee organizations: **MEO, MEA, HBFA, and Non-Associated.**

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).

6:00 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 Bohr, Carchio, Cook, Coerper, Green, Hansen, Hardy

Pledge of Allegiance/Flag Salute – To be announced by Mayor Coerper

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 – To be announced by Mayor Coerper

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

(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.)

Presentation – Mayor Coerper to call on Marine Safety Chief Kyle Lindo and Assistant Junior Guard Coordinator Mike Eich to present commendations to three Junior Lifeguards who acted quickly to assist another Junior Lifeguard who was struck in the neck with a surfboard. The commendations will be presented to Paige Bisson, Kylie Cucinotti and Carley Zylstra.

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.

Each speaker is allowed 3 minutes and time may not be donated to others. No action can be taken by Council/Agency on this date unless the item is agendized.

Complete the attached pink form and give to the Sergeant at Arms (the Police Officer located near the speakers' podium).

C-1. Council Committee/Appointments/Liaison Reports and All AB 1234 Disclosure Reporting

(This is the opportunity for Councilmembers to make announcements regarding Council committees, appointments or liaison reports and all individuals as appropriate to disclose any conferences, training, seminars, etc. attended at the agency's expense, per Government Code §53232.3 (d))

C-2. City Administrator's Report**C-4. City Attorney's Report of Litigation Filed****D. PUBLIC HEARING**

Anyone wishing to speak on an OPEN public hearing item 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/Redevelopment Agency) Public Hearing on the Proposed Fiscal Year 2007/2008 City Budget Appropriation of \$330,280,906; Adopt Budget Resolution No. 2007-55; and, Authorize the Professional Services Contract List Included in Fiscal Year 2007/2008 Budget to be Representative of Services Projected to be Utilized by Departments.

Communication from the Director of Finance transmitting the following

Statement of Issue: Notice is hereby given that a public hearing will be held by the City Council of the City of Huntington Beach, in the Council Chambers of the Civic Center, Huntington Beach located at 2000 Main Street, at the hour of 6:00 PM, or as soon as possible thereafter on Tuesday, the 4th of September 2007, for the purpose of considering the City Budget for Fiscal Year 2007/08.

The proposed budget for FY 2007/08 totals \$330,280,906 including General Fund Expenditures of \$188,128,179. The complete, proposed budget for FY 2007/08 may be reviewed by the public from 8:00 AM to 5:00 PM, Monday through Friday in the City Clerk's Office at City Hall, 2000 Main Street, Huntington Beach. Copies of the proposed budget are also available for public review at the City's Central Library located at 7111 Talbert Avenue (Golden West Street and Talbert Avenue), and all branch libraries. Copies of the **Proposed Budget FY2007/08** may be obtained by the public from the City's website at <http://www.surfcity-hb.org>.

Pursuant to the authority granted under Municipal Code Section 14.55.030, subsection (a), the sewer service user charge shall be adjusted to reflect the annual percentage adjustment in the Consumer Price Index available as of July 1 for all Urban Customers (CPIU) in Los Angeles, Orange and Riverside Counties. Per Section 14.54.070, such rates shall be modified by the City Council during the annual budget process and public hearing. Adjustments will be implemented the following October 1, which is the beginning of the City's fiscal year.

All interested persons are invited to attend the budget hearing to express their opinions for, or against, the proposed budget with written or oral comments. Written communications to the City Council should be mailed to the Office of the City Clerk at the address below. Further information may be obtained from the Finance Department, 2000 Main Street, Huntington Beach, CA, 92648-2702 (telephone number: (714) 536-5630).

The City of Huntington Beach endeavors to accommodate persons of handicapped status in the admission or access to, or treatment or employment in, city programs or activities. The City of Huntington Beach is an equal opportunity employer.

- Staff report
- City Council discussion
- Open public hearing
- Following public input, close public hearing

**PowerPoint presentation titled *City of Huntington Beach Proposed Budget Fiscal Year 2007/08* is included in the agenda packet.

Recommended Action: Motion to:

1. Open the Public Hearing on the proposed fiscal year 2007/2008 City Budget appropriation of \$330,280,906 as outlined in the proposed budget document and all revisions contained in the Exhibits of the Budget Resolution, including the sewer service user charge which shall be adjusted to reflect the annual percentage adjustment.

AND

2. Adopt **Resolution No. 2007-55**, "A Resolution of the City Council of the City of Huntington Beach Adopting a Budget for the City for Fiscal Year 2007/2008."

AND

3. Authorize the *Professional Services Listing* included in Fiscal Year 2007/2008 Budget to be representative of services projected to be utilized by departments in 2007/2008.

D-2. (City Council) Public Hearing to Consider the Adoption of Resolution Nos. 2007-58, 2007-59, and 2007-60 Amending the Comprehensive Fee Schedule Including City User Fees, Rates/Charges, and Development Fees

Communication from the Director of Finance transmitting the following

Statement of Issue: Notice is hereby given that a public hearing will be held by the City Council of the City of Huntington Beach, in the Council Chambers of the Civic Center, Huntington Beach located at 2000 Main Street, at the hour of 6:00 PM, or as soon as possible thereafter on Tuesday, the 4th of September, 2007, for the purpose of considering the Adoption of Resolutions Amending the Comprehensive Fee Schedule including City User Fees, Rates/Charges, and Development Fees.

The revisions to be considered are for cost recovery purposes and to set charges for public access and use of certain City property for the purpose of raising revenue and fall under the responsibility of the following City Departments:

- Building and Safety Department
- City Administrator's Office
- City Clerk's Office
- City Treasurer's Office
- Community Services Department
- Economic Development Department
- Finance Department
- Fire Department
- Library Services Department
- Police Department
- Planning Department
- Public Works Department

All interested persons are invited to attend to express their opinions for, or against, the proposed fee revisions with written or oral comments. Written communications to the City Council should be mailed to the Office of the City Clerk at the address below. Further information may be obtained from the Finance Department, 2000 Main Street, Huntington Beach, CA, 92648-2702 (telephone number: (714) 536-5630).

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- Staff report
- City Council discussion
- Open public hearing
- Following public input, close public hearing

Recommended Action: Motion to:

1. Conduct a public hearing.

AND

2. Adopt **Resolution No. 2007-58**, *“A Resolution of the City Council of the City of Huntington Beach Establishing a Citywide User Fees Schedule and Repealing Resolution No. 2005-74 and All Supplemental Resolutions Thereto”*

AND

3. Adopt **Resolution No. 2007-59**, *“A Resolution of the City Council of the City of Huntington Beach Establishing a Citywide Development Fees Schedule and Repealing Resolution No. 2005-75 and All Supplemental Resolutions Thereto”*

AND

4. Adopt **Resolution No. 2007-60**, *“A Resolution of the City Council of the City of Huntington Beach Establishing a Citywide Schedule for Charges for Facility Rentals and Recreation Services and Repealing Resolution No. 2005-76 and All Supplemental Resolutions Thereto”*

D-3. (City Council) Public Hearing to Consider the Adoption of Zoning Text Amendment (ZTA) 06-08 for Wireless Communication Facilities; Approve for Introduction Ordinance No. 3779 Amending Chapter 230.96 of the Huntington Beach Zoning and Subdivision Ordinance (HBZSO) Titled Wireless Communications Facilities; Approve for Introduction Ordinance No. 3780 Amending Chapter 12.13 of the Huntington Beach Municipal Code (HBMC) Relating to Street Work Generally; Approve for Introduction Ordinance No. 3781 Amending Chapter 12.38 of the Huntington Beach Municipal Code (HBMC) Relating to Encroachments; Approve for Introduction Ordinance No. 3782 Amending Chapter 12.48 of the Huntington Beach Municipal Code (HBMC) Relating to Wireless Digital Communications Radio Networks; and, Approve for Introduction Ordinance No. 3783 Amending Chapter 17.64 of the Huntington Beach Municipal Code (HBMC) Relating to Undergrounding of Utilities

Communication from the Director of Planning, the Acting Director of Public Works/Engineering and the City Attorney transmitting the following

Statement of Issue: Notice is hereby given that on Tuesday, September 4, 2007, at 6:00 p.m. in the City Council Chambers, 2000 Main Street, Huntington Beach, the City Council will hold a public hearing on the following Planning and zoning items:

ZONING TEXT AMENDMENT NO. 06-008 (WIRELESS COMMUNICATION FACILITIES)

Applicant: City of Huntington Beach

Request: To amend Chapter 230 of the Zoning and Subdivision Ordinance and Chapters 12 and 17 of the Huntington Beach Municipal Code as they pertain to wireless facilities.

Location: Citywide

Project Planner: Rosemary Medel

NOTICE IS HEREBY GIVEN that Item No. 1 is categorically exempt from the provisions of the California Environmental Quality Act.

NOTICE IS HEREBY GIVEN that Item No. 1 will require a Local Coastal Program Amendment certified by the California Coastal Commission.

ON FILE: A copy of the proposed request is on file in the Planning Department, 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 the City Clerk's Office on August 30, 2007 (Thursday before meeting).

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.

- Staff report
- City Council discussion
- Open public hearing
- Following public input, close public hearing

**PowerPoint presentation titled *Zoning Text Amendment No. 06-08 and Amendments to HBMC Chapters 12 and 17* is included in the agenda packet.

Recommended Action: Motion to:

Planning Commission and Staff Recommendation:

1. Approve Zoning Text Amendment No. 06-08 with Findings for Approval, and Approve for Introduction **Ordinance No. 3779**, "*An Ordinance of the City of Huntington Beach Amending Chapter 230.96 of the Huntington Beach Zoning and Subdivision Ordinance Titled Wireless Communications Facilities*"

Additional Staff Recommendation:

2. Approve for Introduction **Ordinance No. 3780**, "*An Ordinance of the City of Huntington Beach Amending Chapter 12.13 of the Huntington Beach Municipal Code Relating to Street Work Generally*"

3. Approve for Introduction **Ordinance No. 3781**, “An Ordinance of the City of Huntington Beach Amending Chapter 12.38 of the Huntington Beach Municipal Code Relating to Encroachments”
4. Approve for Introduction **Ordinance No. 3782**, “An Ordinance of the City of Huntington Beach Amending Chapter 12.48 of the Huntington Beach Municipal Code Relating to Wireless Digital Communications Radio Networks”
5. Approve for Introduction **Ordinance No. 3783**, “An Ordinance of the City of Huntington Beach Amending Chapter 17.64 of the Huntington Beach Municipal Code Relating to Undergrounding of Utilities”

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) Approve Minutes – Approve and adopt the minutes of the City Council/Redevelopment Agency regular meeting of August 20, 2007 as written and on file in the Office of the City Clerk. Submitted by the City Clerk.

E-2. (City Council) Approve the Huntington Beach Auto Dealers Business Improvement District (BID) Annual Report for FY 2007-2008; Adopt Resolution No. 2007-56, Declaring the City’s Intention to Levy an Annual Assessment Within the Huntington Beach Auto Dealers Association Business Improvement District (BID) for FY 2007-2008; and, Direct the City Clerk to Schedule a Public Hearing for October 1, 2007, Notify Each Business to be Assessed and Provide Public Notification – **1)** Approve the Huntington Beach Auto Dealers Business Improvement District Annual Report for FY 2007-2008; and **2)** Adopt City Council **Resolution No. 2007-56**, “A Resolution of the City Council of the City of Huntington Beach Declaring the City’s Intention to Levy an Annual Assessment Within the Huntington Beach Auto Dealers Association Business Improvement District for Fiscal Year 2007-2008”; and, **3)** Direct the City Clerk to schedule a public hearing to be held on October 1, 2007, and send copies of the Resolution of Intention and assessment formula to each business to be assessed and publish the same in a newspaper of general circulation as required. Submitted by the Director of Economic Development. Funding Source: Revenues and expenses are included in the 2007/08 Huntington Beach Auto Dealers Business Improvement District Budget (Fund 701.)

E-3. (City Council) Approve the Huntington Beach Hotel/Motel Business Improvement District (BID) Annual Report for FY 2007-2008; Adopt Resolution No. 2007-57, Declaring the City's Intention to Levy an Annual Assessment Within the Huntington Beach Hotel/Motel Business Improvement District (BID) for FY 2007-2008; and, Direct the City Clerk to Schedule a Public Hearing for October 1, 2007, Notify Each Business to be Assessed and Provide Public Notification – 1) Approve the Huntington Beach Hotel/Motel Business Improvement District Annual Report for FY 2007-2008; and **2)** Adopt City Council **Resolution No. 2007-57**, *“A Resolution of the City Council of the City of Huntington Beach Declaring the City's Intention to Levy an Annual Assessment for Fiscal Year 2007-2008 Within the Huntington Beach Hotel/Motel Business Improvement District”*; and, **3)** Direct the City Clerk to schedule a public hearing to be held on October 1, 2007, and send copies of the Resolution of Intention and assessment formula to each business to be assessed and publish same in a newspaper of general circulation as required. Submitted by the Director of Economic Development. Funding Source: Revenues and expenses are included in the 2007/08 Huntington Beach Hotel/Motel Business Improvement District Budget (Fund 709.)

E-4. (City Council) Accept Annual Review of the Flood Management Plan (FMP) for Period Covering July 1, 2006 Through June 30, 2007 and Authorize Submittal to the Federal Emergency Management Agency (FEMA) – Accept the annual review of the Flood Management Plan as adequate and complete and forward it to FEMA. Submitted by the Director of Planning. Funding Source: Not applicable.

E-5. (City Council/Redevelopment Agency) Adopt Resolution 369 of the Redevelopment Agency of the City of Huntington Beach Amending the Agency Debt Pursuant to the Operative and Cooperation Agreements Between the City of Huntington Beach and the Redevelopment Agency of the City of Huntington Beach for the Merged Huntington Beach Project Area and Southeast Coastal Project Area – Adopt **Resolution 369**, *“A Resolution of the Redevelopment Agency of The City of Huntington Beach Amending The Agency Debt Pursuant To The Operative Agreement Between The City of Huntington Beach and The Redevelopment Agency of The City of Huntington Beach For The Huntington Beach Redevelopment Project, And The Cooperation Agreement Between The City of Huntington Beach and the Redevelopment Agency of The City of Huntington Beach Regarding Certain Capital Improvements Within, or of Benefit to, The Southeast Coastal Redevelopment Project.”*

The debt at September 30, 2007 will be as follows:

| | |
|--------------------------------|---------------------|
| Merged Project Area | \$84,841,925 |
| Southeast Coastal Project Area | <u>7,334,100</u> |
| Total Debt | \$92,176,025 |

Submitted by the Finance Director and the Director of Economic Development /Deputy Executive Director. Funding Source: Not Applicable.

E-6. (City Council) Approve the Request to Transfer \$1,523,000 in Savings from the City's Participation in the California Public Employees' Retirement System (CalPERS) Prepayment Program and Deposit the Funds in the City's Retiree Medical Insurance Fund Reducing the City's Unfunded Liability for Other Post Employment Benefits by \$1,523,000 – 1) Approve the transfer of \$1,481,000 of savings in retirement expenditures from the General Fund to the Retiree Medical Insurance Fund; and **2)** Approve the transfer of \$42,000 of savings in retirement expenditures from the FireMed Fund to the Retiree Medical Insurance Fund. Submitted by the Finance Director. Funding Source: Savings in retirement expenditures for the General Fund and FireMed Fund for the 2006/2007 fiscal year.

E-7. (City Council) Accept Grant for Violence Against Women Collaboration Program for FY 2007-2008 Between the State of California, Office of Criminal Justice Planning (OCJP) and the City of Huntington Beach; Appropriate \$35,592 to be Fully Reimbursed by Grant Funds; Authorize the Transfer of \$11,864 for the Required City Match; and, Authorize Expenditure of \$47,456 Plus Interest Accrued to Pay for Contract Counseling Services and Operating Costs Related to the Domestic Violence Program – 1) Accept the grant between the State of California, Office of Criminal Justice Planning and the City of Huntington Beach; and **2)** Approve the appropriation of \$35,592 to be fully reimbursed by the grant from the Office of Criminal Justice Planning; and **3)** Authorize the transfer of \$11,864 required City match from the appropriations in the Police Department's 2007/2008 budget; and **4)** Authorize the expenditure of funds of \$47,456 plus interest to pay for contract counseling services, and some operating costs related to domestic violence program. Submitted by the Chief of Police. Funding Source: A 25% City match of \$11,864 is required which has been included in the Police Department's 2007-2008 budget, under the General Fund, Account Number 10070203. The balance of \$35,592 will be offset by new revenue. A new grant fund will be established upon approval by the City Council. No additional appropriation of funds is necessary.

E-8. (City Council) Accept Grant Award of \$391,824 from the County of Orange for the Supplement Law Enforcement Services Fund (SLESF); Appropriate and Authorize the Chief of Police to Expend \$391,824 Plus Interest Accrued on Technology Associated With Patrol Related Equipment; and, Establish a Business Unit for this Funding – 1) Accept the grant award of \$391,824 from the County of Orange SLESF for funding cycle year 2007/2008; and **2)** Authorize the Chief of Police to expend \$391,824, plus any accrued interest on technology associated with patrol related equipment as described; and **3)** Establish a separate business unit for this funding; and **4)** Appropriate \$391,824, plus any accrued interest to be expended on patrol related equipment. Submitted by the Chief of Police. Funding Source: No match will be required for this grant.

E-9. (City Council) Approve the Huntington Beach Downtown Business Improvement District (BID) Annual Report for FY 2007-2008 BID Renewal; Adopt Resolution No. 2007-61, Declaring the City's Intention to Levy an Annual Assessment Within the Huntington Beach Downtown Business Improvement District (BID) for FY 2007-2008; and, Direct the City Clerk to *Schedule a Public Hearing for October 1, 2007, and Notify Each Business to be Assessed and Provide Public Notification* – 1) Approve the Huntington Beach Downtown Business Improvement District Annual Report for FY 2007-2008 BID Renewal; and 2) Adopt City Council **Resolution No. 2007-61, "*A Resolution of the City Council of the City of Huntington Beach Declaring the City's Intention to Levy an Annual Assessment for Fiscal Year 2007-2008 Within the Huntington Beach Downtown Business Improvement District*"; and, 3) Direct the City Clerk to schedule a public hearing to be held on October 1, 2007, send copies of the Resolution of Intention, including the BID Boundary Map and assessment formula to each business to be assessed and publish same in a newspaper of general circulation as required. Submitted by the Director of Economic Development. Funding Source: Revenues and expenses are included in the 2007/08 Downtown Business Improvement District Budget (Fund 710.)**

F. Administrative Items

F-1. (City Council) Approve a City Council Position on Legislation Pending Before the Federal, State, or Regional Governments as Recommended by the City Council Intergovernmental Relations Committee (IRC)

Communication from Councilmember Jill Hardy, Chair on behalf of Intergovernmental Relations Committee Members Councilmember Don Hansen and Councilmember Keith Bohr transmitting the following

Statement of Issue: Approve a City Council position as recommended by the City Council Intergovernmental Relations Committee (IRC) on legislation pending before a federal, state, or regional government, thereby authorizing the Mayor to communicate the City's position to the elected members of the federal or state legislature, or regional body.

Funding Source: Not Applicable

Recommended Action: Motion to:

1. **OPPOSE AB 414 (Jones)** – Local Planning: Housing, as amended on 07-10-07.

F-2. (City Council) Staff Report in Response to Council Direction of April 10, 2007 to Research the Cost and Other Issues Associated With Adopting a Mandatory Spay, Neuter, and Microchip Identification Program for Dogs and Cats

Communication from the Chief of Police transmitting the following

Statement of Issue: On April 10, 2007, the City Council directed staff to research the cost and other issues associated with adopting a Mandatory Spay, Neuter, and Microchip Identification Ordinance in the City of Huntington Beach.

The purpose of such an ordinance would be to reduce uncontrolled breeding of dogs and cats in the City of Huntington Beach. Microchipping would provide a reliable method to identify pets for a successful owner reunification process. Fewer stray and abandoned dogs and cats can improve public safety and reduce the euthanasia of strays picked up in Huntington Beach by the Orange County Animal Care Services (OCACS). Although the primary goal of the ordinance would be to provide a more humane way of managing the City's pet population, the ordinance would also reduce the strain on OCACS resources.

Funding Source: There is no funding required for the recommended action.

Recommended Action: Motion to:

Provide staff with direction regarding drafting an ordinance that requires spaying, neutering, and microchipping for dogs and cats.

G. Ordinances

G-1. Ordinance for Adoption

G-1a. (City Council) Adopt Ordinance No. 3777 Amending Chapter 17.10 of the Huntington Beach Municipal Code Relating to Graffiti

Approved for Introduction August 20, 2007.

Recommended Action: After City Clerk reads by title, Adopt **Ordinance No. 3777**, "*An Ordinance of the City of Huntington Beach Amending Chapter 17.10 of the Huntington Beach Municipal Code Relating to Nuisance/Graffiti*," by roll call vote.

G-2. Ordinances for Introduction

G-2a. (City Council) Approve for Introduction Ordinance No. 3778 Amending Chapter 9.20 of the Huntington Beach Municipal Code Relating to Public Dressing

Communication submitted by the City Attorney transmitting the following

Statement of Issue: The City Council adopted Ordinance No. 3773 which amended Chapter 9.20 of the Huntington Beach Municipal Code to add a section which specifically addressed public nudity. With the addition of this new section, certain parts of Chapter 9.20 are redundant and for the sake of clarity, should be deleted.

Recommended Action: After City Clerk reads by title, Approve Introduction of **Ordinance No. 3778**, *“An Ordinance of the City of Huntington Beach Amending Chapter 9.20 of the Huntington Beach Municipal Code Relating to Public Dressing”* by roll call vote.

H. City Council/Redevelopment Agency Items

H-1a. (City Council) Submitted By Councilmember Carchio – Regarding Allocation for Friends of Shipley Nature Center

Communication from Councilmember Carchio transmitting the following

Statement of Issue: Under Public Comments at the August 20, 2007, City Council Meeting, Connie Boardman represented the Friends of Shipley Nature Center and thanked the City Council for their continued support of the Friends' efforts at the Huntington Central Park Nature Center. The Friends, through their grassroots community effort, have made dramatic improvements to this facility. To assist them, two years ago the city funded \$30,000 for ongoing maintenance. Ms. Boardman indicated that the Friends need additional ongoing funding to maintain the Nature Center.

At the July 16 Study Session at City Council Member Green's request, Council approved by straw vote to allocate an additional \$10,000 as one-time funding for the Nature Center. With the additional work the Friends have done in continuing the renovation of the site over the last two years, I feel that the city should allocate the additional \$10,000 on an ongoing basis. The Friends will use the funds to maintain these improvements. The Nature Center is a great example of a public/private partnership, and I believe the city should continue to support the efforts these volunteers have made in creating and preserving this gem for our community.

Recommended Action: Motion to:

Approve a continuous allocation of \$10,000 for the Friends of Shipley Nature Center to perform ongoing maintenance at the Huntington Central Park Shipley Nature Center.

I look forward to discussing this item with you at the City Council Meeting.

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, September 17, 2007, 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. Videos of City Council Meetings from December 19, 2005 to present are available to view at no cost on the City's Website:
<http://www.surfcity-hb.org/government/agendas&minutes>

**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>**