

## **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**

**MONDAY, SEPTEMBER 18, 2006**

4:00 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**

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

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

#### **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) Study Session #1**

##### **Santa Ana River Crossing – Garfield/Gisler Memorandum of Understanding**

Public Works staff presentation of conclusions of 14-month study conducted by Orange County Transit Authority (OCTA) evaluating the feasibility of a Garfield-Gisler bridge over the Santa Ana River and alternatives to construction of the bridge. A draft Memorandum of Understanding (MOU) will be presented which identifies a consensus strategy for addressing local agency concerns regarding the bridge.

**(City Council) Study Session #2****OCTA's Go Local Program – City-Initiated Transit Extensions to Metrolink**

Public Works staff presentation of a new program available through Orange County Transit Authority (OCTA) that offers local agencies a funding mechanism to identify potential future connections to Metrolink. Staff will discuss a proposed project concept connecting Huntington Beach to the Anaheim Metrolink station using existing freight rail track that could be pursued in cooperation with the cities of Westminster, Garden Grove, Stanton and Anaheim.

**Call Closed Session of City Council/Redevelopment Agency****Recommended Action: Motion to recess to Closed Session on the following items:**

**(City Council) Closed Session** – Pursuant to Government Code Section 54957.6 to meet with its designated representatives: Agency Negotiators: Penelope Culbreth-Graft, City Administrator; Bob Hall, Deputy City Administrator; Dan Villella, Finance Director; Renee Mayne, Chief Negotiator; and Irma Youssefieh, Human Resources Manager regarding labor relations matters – meet and confer with the following employee organizations: **MEO, FMA, HBFA, MSOA, SCLEA, and Non-Associated.** Subject: **Labor Relations – Meet and Confer.**

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, Green, Coerper, Sullivan, Hardy, Hansen, Cook

**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** – To be announced by the Mayor

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 Dave Sullivan to present commendations to the members of the South Huntington Beach Girls Softball 12 and Under All Star Team – the Sparx and 10 and Under All Star Team – the Surf City Breakers, who placed in the National Tournament.

**Presentation** – Mayor Dave Sullivan to invite Bob Dettloff from the Council on Aging, to present a check for \$18,000 to Community Services Director Jim Engle for funding of the Part-time Social Worker Assistant at the Senior Outreach Program.

**Mayor's Award** – Mayor Dave Sullivan to call on Public Works Director Robert Beardsley to present the Mayor's Award to Tree Maintenance Leadworker Jack Orris.

**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 speaker's podium).

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

(This is the opportunity for Councilmembers to make announcements regarding Council committees, appointments or liaison reports.)

**C-1a. (City Council) Announcement by Councilmember Jill Hardy of the Resignation of Steve Ray from the Huntington Beach Planning Commission, Effective September 13, 2006 and the Appointment of Blair Farley Effective September 18, 2006.**

Communication from Councilmember Jill Hardy transmitting the following

**Statement of Issue:** I have accepted the resignation of Steve Ray from the Huntington Beach Planning Commission, effective September 13, 2006. To replace him, I am appointing Blair Farley to the vacated position, effective September 18, 2006.

**C-3. City Treasurer's Report****C-3a. (City Council) Review and Accept Shari L. Freidenrich, City Treasurer's July 2006 Investment Summary Report Titled *City of Huntington Beach Summary of City Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity for July 2006***

Communication from City Treasurer Shari L. Freidenrich transmitting the Monthly Investment Report and Summary of Investments for July 2006.

**Recommended Action:** Motion to: Review and accept the Monthly Investment Report. Following review of the report, by motion of Council, accept the Monthly Investment Report entitled *Summary of Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity for July 2006*, pursuant to Section 17.0 of the Investment Policy of the City of Huntington Beach.

PowerPoint presentation titled *July Treasurer's Report* is included in the agenda packet.

**D. PUBLIC HEARING**

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. 2006-58 Approving an Annual Assessment Within the Huntington Beach Hotel/Motel Business Improvement District for Fiscal Year 2006-2007**

Communication from the Director of Economic Development transmitting the following:

**Statement of Issue:** At the City Council meeting of August 21, 2006 the City Council approved Resolution No. 2006-48. This action declared the City's intention to levy an assessment for the Huntington Beach Hotel/Motel Business Improvement District for 2006-2007 and authorized the City Clerk to schedule a public hearing to be held on September 18, 2006. Copies of the Resolution, Boundary Map and assessment formula were sent to each business to be assessed and were published in a newspaper of general circulation. In follow-up to this action, the City Council must now hold a public hearing and pass a resolution approving an annual assessment for the 2006-2007 fiscal year.

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

**\*\*PowerPoint presentation titled *Huntington Beach Hotel/Motel Business Improvement District (BID) Annual Renewal for FY 2006-2007 September 18, 2006* is included in the agenda packet.**

**Recommended Action:** Motion to:

1. Conduct Public Hearing

**AND**

2. Adopt City Council **Resolution No. 2006-58** – “A Resolution of the City Council of the City of Huntington Beach Approving an Annual Assessment Within the Huntington Beach Hotel/Motel Business Improvement District for Fiscal Year 2006-2007.”

**D-2. (City Council) Public Hearing – Adopt Resolution No. 2006-59 Approving an Annual Assessment Within the Huntington Beach Downtown Business Improvement District for Fiscal Year 2006-2007.**

Communication from the Director of Economic Development transmitting the following:

**Statement of Issue:** At the City Council meeting of August 21, 2006, the City Council approved Resolution No. 2006-49. This action declared the City's intention to levy an assessment for the Huntington Beach Downtown Business Improvement District for 2006-2007 and authorized the City Clerk to schedule a public hearing to be held on September 18, 2006. Copies of the Resolution, BID Boundary Map and assessment formula were sent to each business to be assessed and were published in a newspaper of general circulation. In follow-up to this action, the City Council must now hold a public hearing and pass a resolution approving an annual assessment for the 2006-2007 fiscal year.

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

**\*\*PowerPoint presentation titled *Downtown Business Improvement District Annual Review FY 2006-2007; September 18, 2006* is included in the agenda packet.**

**Recommended Action:** Motion to:

1. Conduct Public Hearing

**AND**

2. Adopt City Council **Resolution No. 2006-59** "A Resolution of the City Council of the City of Huntington Beach Approving An Annual Assessment Within the Huntington Beach Downtown Business Improvement District for Fiscal Year 2006-2007."

**D-3. (City Council) Public Hearing – Adopt Resolution No. 2006-60 Approving an Annual Assessment for the Huntington Beach Auto Dealers Business Improvement District for Fiscal Year 2006-2007.**

Communication from the Director of Economic Development transmitting the following:

**Statement of Issue:** At the City Council meeting of August 21, 2006, the City Council approved Resolution No. 2006-52. This action declared the City's intention to levy an assessment for the Huntington Beach Auto Dealers Business Improvement District for 2006-2007 and authorized the City Clerk to schedule a public hearing to be held on September 18, 2006. Copies of the Resolution, BID Boundary Map and assessment formula were sent to each business to be assessed and were published in a newspaper of general circulation. In follow-up to this action, the City Council must now hold a public hearing and pass a resolution approving an annual assessment for the 2006-2007 fiscal year.

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

\*\*PowerPoint presentation titled *Huntington Beach Auto Dealers Business Improvement District (BID) Annual Renewal for FY 2006-2007 September 18, 2006* is included in the agenda packet.

**Recommended Action:** Motion to:

1. Conduct Public Hearing

**AND**

2. Adopt City Council **Resolution No. 2006-60** – “A Resolution of the City Council of the City of Huntington Beach Approving an Annual Assessment Within the Huntington Beach Auto Dealers Association Business Improvement District for Fiscal Year 2006-2007.”

**D-4. (City Council) Public Hearing – Adopt Resolution No. 2006-61 Approving General Plan Amendment (GPA) No. 04-04 and Approve for Introduction Ordinance No. 3750 Amending District Map 14, Zoning Map Amendment (ZMA) No. 04-01, Located on a 23.1 Acre Parcel of Land (Newland Street Residential Project)**

Communication from the Acting Director of Planning transmitting the following:

**Statement of Issue:**

NOTICE IS HEREBY GIVEN that on Monday, September 18, 2006, 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:

**GENERAL PLAN AMENDMENT NO. 04-04 AND ZONING MAP AMENDMENT NO. 04-01  
(NEWLAND STREET RESIDENTIAL PROJECT)**

**Applicant:** WL Direct Huntington Beach, LLC, 3121 Michelson Drive, Suite 200, Irvine, CA 92612

**Request:**

**GPA:** To amend the General Plan Land Use designation on 23.1 acres from the current I-F2-d (Industrial – 0.5 Floor Area Ratio – Design Overlay) to the proposed RM (Medium Density Residential) designation.

**ZMA:** To amend the Zoning designation from the current IL-O-FP2 (Limited Industrial – Oil District Overlay – Flood Plain) to the proposed RM-FP2 (Medium Density Residential – Flood Plain).

**Location:** 21471 Newland Street (northwest corner of the Newland Street/Hamilton Avenue intersection).

**Project Planner:** Jane James

**NOTICE IS HEREBY GIVEN** that Item No. 1 is covered by Environmental Impact Report No. 05-01, certified as adequate and complete in accordance with CEQA requirements by the Planning Commission on August 8, 2006.

**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 (Thursday before meeting) September 14, 2006.

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

**\*\*PowerPoint presentation titled *Newland Street Residential Project, City Council Meeting, September 19, 2006, General Plan Amendment No. 04-04 and Zoning Map Amendment No. 04-01* is included in the agenda packet.**

**Recommended Action:** Motion to:

- A)** Approve General Plan Amendment No. 04-04 and adopt **Resolution No. 2006-61**, "*A Resolution of the City Council of the City of Huntington Beach Approving General Plan Amendment No. 04-04,*" amending the land use designation of 23.1 acres of property located at the northwest corner of Newland Street and Hamilton Avenue from I-F2-d (Industrial-0.5 Floor Area Ratio-Design Overlay) to RM (Medium Density Residential) and removing the site from Subarea 9F of the Community District and Subarea Schedule; and
- B)** Approve Zoning Map Amendment No. 04-01 with findings for approval and Approve for Introduction **Ordinance No. 3750**, "*An Ordinance of the City of Huntington Beach Amending District Map 14 (Sectional District Map 13-6-11) to Rezone the Real Property Generally Located at the Northwest Corner of Newland Street and Hamilton Avenue from IL-O-FP2 (Limited Industrial-Oil District Overlay-Floodplain) to RM-FP2 (Medium Density Residential-Floodplain) (Zoning Map Amendment No. 04-01).*"

**D-5. (City Council) Public Hearing – Approve Conditional Use Permit (CUP) No. 06-24 (Third Master CUP for 16 Condominium Conversions) as Part of a Settlement Agreement Reached Between the City and Five Title Insurance Companies Representing Sixteen Property Owners**

Communication from the Acting Director of Planning transmitting the following:

**Statement of Issue:**

NOTICE IS HEREBY GIVEN that on Monday, September 18, 2006, 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:

**CONDITIONAL USE PERMIT NO. 06-24 (CONDOMINIUM CONVERSIONS)**

**Applicants:** Multiple Property Owners

**Request:** To approve approximately 16 condominium units on four separate properties.

**Locations:** 209 Thirteenth Street, 413 Fourteenth Street, 409 Twentieth Street, and 7681 Fir Avenue

**Project Planner:** Jane James

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

**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 (Thursday before meeting) September 14, 2006.

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

**\*\*PowerPoint presentation titled *Condominium Conversions, City Council Meeting, September 18, 2006; Master Conditional Use Permit No. 06-24* is included in the agenda packet.**

**Recommended Action:** Motion to:

Approve Conditional Use Permit No. 06-24 with findings and conditions for approval.

**D-6. (City Council) Public Hearing – Adopt Resolution No. 2006-62 Extending Interim Ordinance No. 3748 for Six Months Which Established a Moratorium on the Installation of Wireless Telecommunication Facilities in the Public Right-of-Way**

Communication from the City Attorney 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 P.M, or as soon as possible thereafter on Monday, the 18th of September, 2006 for the purpose of considering extending the moratorium on the installation of wireless telecommunication facilities in the public right-of-way.

ALL INTERESTED PERSONS (especially senior citizens and handicapped individuals) are invited to attend to express their opinions for, or against, the proposed extension with written or oral comments. Written communications to the City Council also may be mailed to the City Clerk. Further information may be obtained from the Office of the City Clerk, 2000 Main Street, Huntington Beach, CA, 92648 (telephone number: (714) 536-5227.

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.

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

**Recommended Action:** Motion to:

Approve and adopt **Resolution No. 2006-62**, *“A Resolution of the City Council of the City of Huntington Beach Extending Interim Ordinance No. 3748 for Six Months,”* with specific findings regarding the detriment to public health, welfare and safety.

**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 21, 2006 as written and on file in the Office of the City Clerk. Submitted by the City Clerk.

**E-2. (City Council) Authorize a One-Year Extension of Contract with Advocation, Inc. to Assist the City in Acquisition of State Funding for Priority Projects Within the City and Related State Legislative Issues**

– **1)** Approve waiving Municipal Code Section 3.03.120, prohibiting the extension of an agreement beyond three years; **2)** Approve extending the contract with Advocation, Inc.; and **3)** Authorize the Mayor and City Clerk to execute *Amendment #4 to Agreement between the City of Huntington Beach and Advocation, Inc.* Submitted by Councilwoman Jill Hardy, Chair on behalf of the Intergovernmental Relations Committee Members, Mayor Pro Tem Gil Coerper and Councilman Don Hansen. Funding Source: Funds for the contract have been budgeted in the 2006-07 fiscal year budget in the General Fund Administration's Account #10030201.69365. The total cost for this contract as amended is not to exceed \$70,000.

**E-3. (City Council) Authorize a One-Year Extension of the Contract with the Ferguson Group, LLC, to Assist the City in Acquisition of Federal Funding for Priority Projects Within the City and Related Legislative Issues**

– **1)** Approve waiving Municipal Code Section 3.03.120, prohibiting the extension of an agreement beyond three years; **2)** Approve extending the contract with the Ferguson Group, LLC; and **3)** Authorize the Mayor and City Clerk to execute *Amendment #4 to Agreement between the City of Huntington Beach and the Ferguson Group, LLC.* Submitted by Councilwoman Jill Hardy, Chair on behalf of the Intergovernmental Relations Committee Members, Mayor Pro Tem Gil Coerper and Councilman Don Hansen. Funding Source: Funds for the contract have been budgeted in the 2006-07 fiscal year budget in the General Fund Administration's Account #10030201.69365. The total cost for this contract as amended is not to exceed \$90,000.

**E-4. (City Council) Approve Professional Services Contract with Integrated Design Services, Inc. in the Amount of \$268,530 to Provide Construction Management and Support Services for the Seismic Retrofit of the Civic Center**

– **1)** Approve the Agreement and authorize the Mayor and City Clerk to execute the *Professional Services Contract Between the City of Huntington Beach and Integrated Design Services, Inc. for Construction Management and Support Services for the Seismic Retrofit of the Civic Center Tower*; and **2)** Authorize the Director of Building and Safety to expend up to \$268,530 for professional construction management services to provide support and oversight during the design, bidding and construction phases of the seismic strengthening of the civic center tower. Submitted by the Director of Building and Safety. Funding Source: Funds are available in Building and Safety Department Business Unit 81655101.82800.

**E-5. (City Council) Approve Five-Year Grant Agreement Between the City of Huntington Beach and the Huntington Beach Conference and Visitors Bureau (HBCVB) for 10% of Transient Occupancy Tax (TOT) Monthly Revenues and Public Relations Services**

– Approve and authorize execution by the Mayor and City Clerk of the attached five-year *Grant Agreement Between the City of Huntington Beach and the Huntington Beach Conference and Visitors Bureau for Public Relations Services*, for 10% of the TOT revenues, beginning October 1, 2006. Submitted by the Director of Economic Development. Funding Source: Funding for the Grant Agreement is included in the proposed budget for fiscal year 2006-07, Account No. 10080101.74020.

**E-6. (City Council) Approve and Authorize Execution of the Landscape License Agreement Between the City of Huntington Beach and Bella Terra Associates, LLC, and Approve and Authorize Execution of the Caltrans State Highway Planting Maintenance Agreement – 1)** Approve and authorize the Mayor and City Clerk to execute and record the *License Agreement between the City of Huntington Beach and Bella Terra Associates, LLC*; and **2)** Approve and authorize the City Administrator and City Clerk to execute the *State Highway Planting Maintenance Agreement* between the City of Huntington Beach and The State of California Department of Transportation. Submitted by the Director of Public Works. Funding Source: No funding is required for this action.

**E-7. (City Council) Accept and Execute Easement Deed from the Orange County Water District (OCWD) to Accommodate the Ultimate Right of Way for Both Ellis Avenue and Patterson Lane as a Condition of the Development of Well Site I-32 Project Located at 18461 Patterson Lane –** Authorize the Mayor and City Clerk to execute *Easement Deed Well Site I-32* for recordation by the Orange County Water District. Submitted by the Director of Public Works. Funding Source: No funding is required for this action.

**E-8. (City Council) Approve Professional Services Agreement with EDAW, Inc. in the Amount of \$213,700 for Preparation of an Environmental Impact Report for Update of the City's General Plan Circulation Element – 1)** Approve and authorize the Mayor and City Clerk to execute the *Professional Service Contract Between the City of Huntington Beach and EDAW, Inc.* in the amount of \$213,700 for preparation of an Environmental Impact Report for the update of the General Plan Circulation Element; and **2)** Authorize the Acting Director of Planning/Public Works to expend an amount not to exceed \$213,700 for Planning Services for preparation of Environmental Impact Report for Circulation Element Update. Submitted by the Acting Director of Planning and Director of Public Works. Funding Source: The allocation of \$213,700 is budgeted in the Fair Share Traffic Impact Fee Professional Services Account, 20685201.69365.

**E-9. (City Council) Approve and Accept Federal 2006 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award in the Amount of \$24,127 and Authorize the Chief of Police to Execute on the City's Behalf an Agreement to Transfer Award Less One Percent (1%) to the County of Orange to Fund the Countywide Pro-Active Methamphetamine Laboratory Investigative Team Task Force (PROACT) Program – 1)** Approve and accept the *Agreement to Transfer Funds for 2006 Edward Byrne Memorial Justice Assistance Grant JAG Program* between the County of Orange and the City of Huntington Beach for federal fiscal year 2006; and **2)** Authorize the Chief of Police to execute on the City's behalf the Federal 2006 Edward Byrne Memorial JAG agreements between the County of Orange and the City of Huntington Beach that are approved as to form by the City Attorney. Submitted by the Chief of Police. Funding Source: Not applicable.

**E-10. (City Council) Approve Addendum in the Amount of \$20,000 to the Professional Services Contract with Turbo Data Systems, Inc. for Citation Processing Services –** Approve and authorize the Mayor and City Clerk to execute the *Addendum to Professional Services Contract Between the City of Huntington Beach and Turbo Data Systems, Inc. for Citation Processing Services*. Submitted by the Chief of Police. Funding Source: Expenses for this service are budgeted in the Parking Enforcement Unit, Account Number 10070209.

**E-11. (City Council) Escheat \$1,297.52 of Unclaimed Funds Over One Year Old and Less Than \$15.00 Each to the City's General Fund per Government Code Section 50055 –** Review and approve the transfer of \$1,297.52 of unclaimed funds less than \$15.00 to the unappropriated General Fund in compliance with Government Code Section 50055. Submitted by the City Treasurer. Funding Source: Not applicable.

**E-12. (City Council) Escheat \$63,890.64 of Unclaimed Funds Over Three Years Old and More Than \$14.99 Each to the City's General Fund per Government Code Section 50055 –** Review and approve the transfer of \$63,890.64 of unclaimed funds to the unappropriated General Fund in compliance with Government Code Section 20055. Submitted by the City Treasurer. Funding Source: Not applicable.

#### **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 Councilwoman Jill Hardy, Chair on behalf of Intergovernmental Relations Committee Members Mayor Pro Tem Gil Coerper and Councilmember Don Hansen 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. **SUPPORT S 2821 (Craig)** – Withholding Tax Relief Act of 2006, as introduced on 5/17/06.
2. **OPPOSE AB 573 (Wolk)** – Design Professionals Indemnification, as enrolled to Governor

## G. Ordinances

### G-2. Ordinances for Introduction

**G-2a. (City Council) Approve for Introduction Ordinance Nos. 3751, 3752 and 3753 Amending the Huntington Beach Municipal Code to Reflect the Duties and Assignments of the City Treasurer and the Finance Director; Add Chapter 2.15 Finance Department; and, Add Chapter 1.22 Relating to Claims Against the City of Huntington Beach –**

**1) Ordinance No. 3751** – *“An Ordinance of the City of Huntington Beach Amending the Huntington Beach Municipal Code to Reflect the Duties and Assignments of the City Treasurer and the Finance Director”*; **2) Ordinance No. 3752** – *“An Ordinance of the City of Huntington Beach Amending the Huntington Beach Municipal Code by Adding Chapter 2.15 Finance Department”*; and, **3) Ordinance No. 3753** - *“An Ordinance of the City of Huntington Beach Amending the Huntington Beach Municipal Code to Add Chapter 1.22 Relating to Claims Against the City of Huntington Beach.”*

- 1) Recommended Action:** After City Clerk reads by title, Approve Introduction of **Ordinance No. 3751**, by roll call vote.
- 2) Recommended Action:** After City Clerk reads by title, Approve Introduction of **Ordinance No. 3752**, by roll call vote.
- 3) Recommended Action:** After City Clerk reads by title, Approve Introduction of **Ordinance No. 3753**, by roll call vote.

## H. City Council/Redevelopment Agency Items

**H-1a. (City Council) Submitted By Mayor Sullivan – Designation of Funds for the Building of a New Senior Center**

Communication from Mayor Sullivan transmitting the following

**Statement of Issue:** Measure T has been placed on the ballot to consider a particular site for the location of a new Senior Center. If Measure T passes, a funding source will need to be identified. It is anticipated that at least \$25 million in Quimby Act park funds will be collected from the Pacific City project.

**Recommended Action:** Motion to:

Designate an amount not to exceed \$22 million from the Pacific City Quimby Act park fees or through the implementation of an Owner Participation Agreement to build a new Senior Center.

**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, October 2, 2006, 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>***