

**Minutes
City Council/Redevelopment Agency
City of Huntington Beach**

Tuesday, September 8, 2009
4:00 PM - Room B-8
6:00 PM - Council Chambers
Civic Center, 2000 Main Street
Huntington Beach, California 92648

**An audio recording of the 4:00 PM portion of this meeting
and a video recording of the 6:00 PM portion of this meeting
is on file in the Office of the City Clerk and is archived at
www.surfcity-hb.org/government/agendas/**

CALL TO ORDER – 4:03 PM

ROLL CALL

Present: Carchio, Dwyer, Green (arrived at 4:05pm), Bohr, Coerper (arrived at 4:06pm),
Hardy, and Hansen
Absent: None

ANNOUNCEMENT OF LATE COMMUNICATION

Pursuant to the Brown "Open Meetings" Act, City Clerk Joan Flynn announced the following late communication was received after distribution of the Council agenda packet:

PowerPoint communication submitted by Fred A. Wilson, City Administrator and Bob Wingenroth, Director of Finance, entitled *Proposed FY 2009/10 Budget*.

PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS (3 Minute Time Limit) - None.

STUDY SESSION

1. Study Session - The Director of Information Services presented an overview of the address change initiative necessary to resolve inconsistencies on City map, databases, and on street signs.

Jack Marshall, Director of Information Services, introduced Leslie Edwards, GIS Analyst. Both parties participated in presenting a PowerPoint entitled *City of Huntington Beach Addressing Initiative - City County Study Session September 8, 2009*. The presentation included the following topics for discussion: Addressing Initiative History, Standardized Address Database for Citywide Use, Discrepancies Occurring over Time, Becoming Consistent with Other Agency Databases, Addressing Initiative Committee, Project Notification Timeline, Street Name Resolution and Implementation Steps.

Councilmember Dwyer and staff discussed the City's process to notify people affected by the

proposed changes. Staff indicated that approximately 5,000 residents would be subject to some type of minor change, i.e., Lane vs. Street, with an additional 111 residents who are subject to an address change.

Analyst Edwards described the types of databases that are housed by Thomas Guide, MapQuest, Orange County Assessor, and others. She also discussed the timeline for affected businesses to make suggested changes.

Councilmember Dwyer suggested that the community be involved before a decision is made by Council, and Mayor Pro Tem Green discussed how changes affect Public Safety.

Analyst Edwards described the proposed changes as proactive in preventing future problems, and indicated that information will be made available to the public on the City's website.

Councilmember Hansen suggested that the 111 residents subject to an address change receive a formal notice from the City with receipt acknowledgment. Discussion ensued about notifying owners and renters.

Councilmember Hardy recommended that representatives from local post offices be present when the City schedules a public hearing on the item. Councilmember Dwyer requested affected businesses be given an extended notice prior to the public meeting.

2. Study Session - City Administrator and Director of Finance presented an overview of the City Administrator's recommended Proposed Fiscal Year 2009/2010 Budget.

Bob Wingenroth, Director of Finance, made a PowerPoint presentation entitled *Proposed FY 2009/10 Budget*. The presentation offered information on the following topics: FY 2009/10 Total Appropriations \$304,459,262; FY 2009/10 Proposed General Fund Budget; Proposed FY 2009/10 vs. Adopted 2008/09 Budget; FY 2009/10 Proposed General Fund Budget; Reserve Policy Update; and questions and comments.

Councilmember Dwyer discussed staff salary increases based on Memorandum of Understanding (MOU) obligations.

Director Wingenroth responded to Councilmember Coerper's inquiry about a previous commitment for a 2-month reserve, versus the 6-week reserve identified in the presentation.

Councilmember Hardy and City Attorney Jennifer McGrath discussed set-aside monies for Cal PERS.

Councilmember Hardy and Building and Safety Director Ross Cranmer discussed how revenues have dropped in relation to a debt figure identified within the presentation for the Building and Safety Department.

Discussion ensued on potential layoffs, furloughs, cutting part time staff, and Police Department cuts.

Mayor Pro Tem Green, Councilmember Hardy, Administrator Wilson and Community Services Director Jim Engle discussed cuts affecting the Human Relations Task Force, the Bridges Program, and Youth in Government Day.

Councilmember Dwyer voiced concerns about the City aligning its budget based on money received from the State on a one-time basis. Director Wingenroth discussed receipt of \$1.7 million in one-time funds that will not be received for FY 2010/2011, but that the remainder of revenue is ongoing. Discussion ensued about the difficulties in cutting services.

Councilmember Dwyer voiced concerns about future budget balancing acts, and Administrator Wilson discussed a 5-year plan which would strategize for the difficult years ahead.

Councilmember Carchio and Director of Library Services Stephanie Beverage discussed the Library Budget, with no stated Library closures at the present time.

Mayor Bohr and Director of Public Works Travis Hopkins discussed Capital Improvement Program (CIP) expenditures being reduced from \$10.5M in 2008/09, to \$1M in 09/10.

RECESS TO CLOSED SESSION

A motion was made at 4:45 PM by Green, second Hardy to recess to Closed Session. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None

CLOSED SESSION

3. Pursuant to Government Code Section 54956.9, the City Council recessed into Closed Session to confer with the City Attorney regarding the following potential lawsuit: The letter received by the City Attorney on August 20, 2009, threatening litigation regarding the Poseidon Desalination Facility located at 21730 Newland Street. A copy of the letter is available for public inspection in the City Attorney's Office.

4. Pursuant to Government Code Section 54956.9, the City Council recessed into closed session to confer with the City Attorney regarding the following lawsuit: Stephen McDaid v. City of Huntington Beach, et al., Orange County Superior Court Case No. 30-2008 00106320. This suit is a Claim for Civil Rights violations (false arrest and excessive force) arising from Plaintiff's arrest on April 8, 2007.

RECONVENE CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

Mayor Bohr reconvened the regular meeting of the City Council/Redevelopment Agency at 6:09 PM.

CLOSED SESSION REPORT BY CITY ATTORNEY - None.

ROLL CALL

Present: Carchio, Dwyer, Green, Bohr, Coerper, Hardy, and Hansen
Absent: None

PLEDGE OF ALLEGIANCE - Mayor Bohr led the Pledge of Allegiance.

INVOCATION - Given by Reverend Allison English, St. Wilfred's Episcopal Church.

ANNOUNCEMENT OF LATE COMMUNICATION - None.

AWARDS AND PRESENTATIONS

Presentation - Mayor Bohr invited members of the Centennial Celebration Committee to talk about the Centennial Month of Celebrating 100 Years of Art, Music and Culture. Co-Chair Ron Shenkman provided an overview of the month of September which will feature three (3) major events. Mary Lou Shattuck spoke about the Plein Air Festival Sept. 12 & 13. John Erskine commented about the Golden Bear Reunion Sept. 25 & 26 and noted that everyone seems to have a great memory related to the Golden Bear. Lloyd Paine discussed the Surfboards in the Sand Sept. 19

Presentation - Mayor Bohr invited Sue Gordon from Rainbow Disposal to help present a commendation to Annie Adams, a member of the Huntington Valley Boys and Girls Club, who won a national prize in Microsoft's Club Tech Digital Arts Festival by writing a screenplay.

Mayor's Award - Mayor Bohr invited Fire Chief Duane Olson to present the Mayor's Award to Fire Department Engineer Robert Farrar. Chief Olson commented on the extensive achievements of Engineer Farrar. Mr. Farrar introduced his family in attendance. The family and Fire Department personnel in attendance were invited down for a group picture.

PUBLIC COMMENTS (3 Minute Time Limit)

(The number following the speaker's comments reflect the approximate point in time in the archived video the speaker appears at <http://www.surfcity-hb.org/government/agendas>)

Martha Espiritu, CSP, commented on the variety of programs provided by the organization. She noted that funding was recently received to provide DUI prevention efforts in Huntington Beach. (00:23:03)

Debbie Cook, spoke about a recent "sustainable design" presentation set up by herself and Councilmember Hardy. She expressed concerns regarding the upcoming Senior Center construction project, its viability in terms of "sustainable design," and its current estimated cost per square foot. (00:24:08)

Kelly Pointer expressed concerns regarding the proposed 2009/2010 budget cut of the use of Huntington Beach High School pool for contract-based exercise classes. She expounded on the wellness benefits of the classes and that this pool is the only local aquatics facility available for these uses. (00:26:34)

Susan Johnson, a member of the aqua aerobics class, spoke about the benefits of the program and expressed concerns regarding increase in fees. (00:28:36)

Benjamin Jackson, owner of "Extreme Fight Night," a novelty event show, spoke about the variety of entertainment novelties at these types of events and requested that the City consider amending the permit for the venue (Octaine Alley) at which they would like to conduct the event. (00:34:00)

Roberta Long, resident, expressed concerns about the discontinued bus service program by the School District and the lack of parking near school sites. Councilmembers made various inquiries regarding the red zoning and parking matters at the school site. (00:36:19)

Catherine Vigneron, resident, spoke about her concerns regarding the School District's cancellation of the bus program. (00:41:27)

Carolyn DiMarco, resident, confirmed with the City Clerk that the submission's she provided were for the Council's consideration and outlined several residents' concerns about the busing/school site parking issues. (00:54:24)

Mary Jo Baretich, spoke about the "Newland Street Project." She submitted resident petition requesting the installation of a pedestrian pathway as part of the project. Ms. Baretich also requested updates or a progress report from the Council on the project. (00:54:44)

John McGregor, resident, expressed concerns regarding the "Newland Street Project." (00:55:04)

Teri Thompson, resident, expressed concerns regarding the potential discontinuation of the lap swim program. She suggested several ways that the City could increase revenue to support the program's use of the pool. (00:58:51)

Tom Shaw, resident, requested that the City Council consider keeping the use of the High School pool for community use. He noted historical fundraising efforts of the "Take the Plunge" campaign. (01:02:53)

Joe Shaw, former member of the Planning Commission, expressed his support to make the new senior center building "LEEDS" certified. He spoke of the Council's previous support of "green" initiatives. (01:03:05)

Nicole Lyons, resident, requested that the Council reconsider cutting the community-use programs conducted at the High School pool. She spoke of the personal health benefits she has received from the various programs. (01:04:51)

Christina Skoski, MD, resident, spoke about the benefits of the various community classes conducted by the City at the High School pool. Mr. Skosi also noted that she is an amputee and the aqua exercises benefit her. She requested this program not be cut from the 2009/2010 proposed budget. (01:08:18)

George Mancewicz, resident, spoke about the benefits of the community classes conducted at the High School pool and requested that the Council not remove the funding for the programs from the 2009/2010 proposed budget. He inquired about the \$140,000 funding that was supposed to be used for the High School pool from the last budget year. (01:10:17)

Barbara Deckmeyer, resident, spoke about the new First Time Homebuyers Down Payment Assistance Program. She noted that she was a recipient of the City's first Homebuyer's Assistance Program. She requested that the City set-aside funds for low-income housing rather than for moderate income housing. (01:14:35)

COUNCIL COMMITTEE / APPOINTMENTS / LIAISON REPORTS AND ALL AB 1234
DISCLOSURE REPORTING

1. (City Council) Announcement by Councilmembers Hardy and Dwyer, Council Liaisons to the Youth Board, of the appointments of Chelsea Ostovarpour, Whitney Loo, Audrey Taylor, Dallas Heyden, Cecilia Walker, and Lauren Morse, and the reappointments of Carrie Huss, Grace Le, and Alison Baskin.

Councilmembers commented on the high caliber of this group of appointees to the City's Youth Board.

A motion was made by Dwyer, second Hansen to approve the appointments of Chelsea Ostovarpour, Whitney Loo, Audrey Taylor, Dallas Heyden, Cecilia Walker, and Lauren Morse to the Youth Board with their term to expire in June 2010; and, reappoint Carrie Huss, Grace Le, and Alison Baskin to the Youth Board with their term to expire in June 2010. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None

CITY ADMINISTRATOR'S REPORT - None.

Mayor Bohr announced the upcoming Charter Review Public Hearing.

PUBLIC HEARING

(The number following the speaker's comments reflect the approximate point in time in the archived video the speaker appears at <http://www.surfcity-hb.org/government/agendas>)

2. (City Council) Public hearing held to consider adoption of Resolution No. 2009-49 approving General Plan Amendment (GPA) No. 08-010 amending the Environmental Hazards Element of the General Plan identifying the City's adopted Hazard Mitigation Plan (HMP) and requiring its review, maintenance, and update as necessary.

City Administrator Wilson noted the staff presentation by Hayden Beckman of the Planning Department. A PowerPoint Presentation was made with slides entitled, "Background, Analysis, Planning Commission Action, and Recommendation.

Mayor Bohr opened the public hearing. Noting that there was no one requesting to provide public testimony, Mayor Bohr closed public comments and the public hearing.

A motion was made by Green, second Hansen to adopt Resolution No. 2009-49, "A Resolution of the City Council of the City of Huntington Beach Approving General Plan Amendment No. 08-010." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Hardy, and Hansen
NOES: None
OUT OF ROOM: Coerper

3. (City Council/Redevelopment Agency) Public Hearing held on the proposed Fiscal Year 2009/2010 city budget appropriation of \$304,459,262, as outlined in the proposed budget document and all revisions contained in the Exhibits of the Budget Resolution; adopted Budget Resolution No. 2009-50; authorized the Professional Services Contract List included in fiscal year 2009/2010 budget to be representative of services projected to be utilized by departments; and, approved updated Financial Policies to include revised reserve policy language.

City Administrator Wilson noted that the City Council had conducted three previous public hearings on the proposed 2009/2010 budget. Overall, there was an approximate 10% reduction in this proposed budget as compared to last year's adopted budget. The proposed budget is balanced and he noted the *Department Directors' diligence in identifying areas for reduction.*

The Finance Director provided a PowerPoint Presentation with slides entitled, "FY 2009/10 Proposed General Fund Budget, General Fund Revenue, FY 2009/10 General Fund Revenue, FY 2009/10 Expenditures, General Fund Expenditures by Department, FY 2009/10 Total Appropriations \$304,459,262, Capital Improvement Program (CIP), Future Challenges, and Reserve Policy Changes - Benefits."

Councilmember Carchio thanked staff for all of their hard work on constructing a balanced budget.

In response to Councilmember Hardy, staff noted that aquatic fees generally pay for pool rental and staff costs. Annually, the fees for lap swim would need to be doubled to make up the shortfall. Councilmember Hardy suggested that an attempt be made regarding the rent for the High School pool seeing if it could be renegotiated lower with the School District.

The Community Services Director noted that staff could work with aquatics program participants and the school district to discuss various options for funding of aquatics programs. The City Administrator suggested that the Council adopt the budget and bring back a report on this item on a future agenda.

Mayor Pro Tem Green commented that many part-time worker hours were cut from the proposed 2009/2010 budget.

In response to Councilmember Coerper, the Community Services Director spoke about the City's historical relationship with the School District regarding the use of the pool.

Mayor Bohr opened the public hearing.

George Mancewicz, resident, noted that there were various increases in the City budget that did not line up with the staff's report that the overall budget for the upcoming fiscal year represented an overall decrease. (01:59:14)

Teri Thompson suggested various options for the pass program for the City aquatics program. (02:01:07)

Kelly Pointer provided various suggestions for maintaining the City's community aquatics programs. (02:02:19)

With no one else present to speak, Mayor Bohr closed the public hearing.

Councilmember Dwyer expressed support for the prioritization of various City infrastructure projects. He also noted the City's contractual obligations to fund current employee agreements.

The City Administrator noted that the budget would be coming back on a quarterly basis to the Council for review, as well as anytime a significant impact to either revenue or expenditures would be projected.

Councilmember Hansen suggested that the Council reduce their expense account by 10% so as to support the aquatics program which is proposed to be cut from the upcoming year's budget. Any extra funding should go to support other community services programs that have been reduced.

Councilmember Dwyer expressed concerns about the funding going toward the pool. He noted that there may be priorities for other projects in the City.

Councilmember Coerper noted that he supported the 10% Council expense budget cut as long as the money could go toward the Human Relations Task Force.

Mayor Pro Tem Green wanted the savings from the 10% Council expense budget cut to go to backfill the cuts that may be made to the City budget in the future.

A motion was made by Hansen, second Hardy to adopt Resolution No. 2009-50, "A Resolution of the City Council of the City of Huntington Beach Adopting a Budget for the City for Fiscal Year 2009/10;" and, authorize the Professional Services included in fiscal year 2009/10 budget to be representative of services projected to be utilized by departments in FY 2009/10; and, approve updated Financial Policies to include revised reserve policy language, and to include the reduction of the City Council expense allowance by 10% allowing \$12,000 to increase the reserve fund. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None

CONSENT CALENDAR (Items #4 through #13)

Mayor Pro Tem Green pulled Item Nos. 9 and 11 for separate consideration. Mayor Bohr pulled Item No. 12 for separate consideration. Councilmember Carchio pulled Item No. 13 for separate consideration.

4. (City Council/Redevelopment Agency) - Approved and adopted minutes and approve revision of past minutes.

A motion was made by Green, second Dwyer to approve and adopt the minutes of the City Council/Redevelopment Agency regular meeting of August 17, 2009, and a revision to page 3 of the City Council/Redevelopment Agency regular meeting minutes of April 20, 2009 as written and on file in the Office of the City Clerk. The motion carried by the following roll call vote:

AYES: Carchio, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None
ABSTAIN: Dwyer

5. (City Council/Redevelopment Agency) Received and filed the City Clerk's quarterly report listing of Professional Service Contracts filed in the City Clerk's Office between April 1, 2009 and June 30, 2009.

A motion was made by Green, second Dwyer to receive and file the "List of Professional Service Contracts Approved by Department Heads Pursuant to Huntington Beach Municipal Code Chapter 3.03 and submitted to the Office of the City Clerk during the period of April 1, 2009 through June 30, 2009." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None

6. (City Council) Approved plans and specifications, authorized contract execution and change order approval of up to twenty percent (20%), and award construction contract in the amount of \$251,920 to Caliaqua, Inc., for the Central Park Pump Station Project, CC-1268.

A motion was made by Green, second Dwyer to approve the project plans and specifications for Central Park Pump Station Project, CC-1268; and, accept the lowest responsive and responsible bid submitted by Caliaqua, Inc., in the amount of \$251,920.00; and, authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney; and, authorize the Director of Public Works to approve up to twenty percent (20%) in construction changes orders. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None

7. (City Council) Approved Amendment No. 2 to the Franchise Agreement between the City and Clear Channel Outdoor, Inc. for transit advertising services (bus benches and shelters) extending the contract expiration date to November 3, 2010; and, approved a 20% reduction in revenue paid to the City.

A motion was made by Green, second Dwyer to approve and authorize the Mayor and City Clerk to execute "Amendment No. 2 to Franchise Agreement Between the City of Huntington Beach and Clear Channel Outdoor, Inc. for Transit Advertising Services." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None

8. (City Council) Approved agreement between the County of Orange and City of Huntington Beach to accept and transfer funds for the Department of Justice's Federal Fiscal Year 2009 Edward Byrne Memorial Justice Assistance Grant (JAG) Program; approved appropriation and expenditure of up to \$197,946 to be fully reimbursed by grant funds; and, authorized the Mayor and City Clerk to execute the JAG Grant Agreements to transfer funds on the City's behalf.

A motion was made by Green, second Dwyer to approve and accept the "Agreement to Transfer Funds for FY 2009 Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Program" between the County of Orange and the City of Huntington Beach; and, authorize the Mayor and City Clerk to execute on the City's behalf the "Agreement to Transfer Funds for FY

2009 Recovery Act Edward Byrne Memorial (JAG) Program" between the County of Orange and the City of Huntington Beach; and, approve the appropriation and expenditure up to \$197,946 to be fully reimbursed by the grant from the Department of Justice via the County of Orange. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None

9. (City Council) Accepted the resignations of Dr. David Bloom, Buddy Roberts, and Barbara Steel from the Community Services Commission and approved the appointments of Dominic "Nick" Tomaino and Brian Rechsteiner with a term to expire July 1, 2013, as recommended by Council Liaisons Mayor Pro Tem Cathy Green and Councilmembers Joe Carchio and Don Hansen; and, advertise and continue to accept applications for the remaining vacancy.

Mayor Pro Tem Green thanked the outgoing members of the Community Services Commission for their service and welcomed the new members.

A motion was made by Green, second Coerper to accept the resignations of Dr. David Bloom, Buddy Roberts, and Barbara Steel from the Community Services Commission; and, approve the appointments of Dominic "Nick" Tomaino and Brian Rechsteiner for a term each, to expire July 1, 2013, as recommended by Council Liaisons Joe Carchio, Cathy Green, and Don Hansen; and, advertise and continue to accept applications for the remaining vacancy and provide said applications to liaisons for recommendation to Commission at a later date. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hansen
NOES: None
ABSENT/OUT OF ROOM: Hardy

10. (City Council) Approved and accepted Library Services and Technology Act (LSTA) Grant in the amount of \$19,500 from the California State Library to pay for a one year subscription with Brainfuse, Inc. to provide the Out-of-School-Time (OST) Online Homework Help program for students in mathematics, English, social studies, and science; authorized the Director of Library Services to execute a contract not to exceed \$19,500; and, appropriated funds into an account number to be determined by the Finance Department.

A motion was made by Green, second Dwyer to approve and accept the "LSTA Grant Award #40-7414" in the amount of \$19,500 from the California State Library, and appropriate funds into an account number to be determined by the Finance Department to cover the cost of the annual subscription service; and, authorize the Director of Library Services to submit a claim form to the State Library for the grant award and execute a contract not to exceed the grant amount and in a form approved by the City Attorney for a subscription to online services with Brainfuse, Inc. to provide online homework help for students in mathematics, English, social studies, and science. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None

11. (City Council) Approved the design and construction of the new senior center in Huntington Central Park to be equivalent to a "Certified" Leadership in Energy and Environmental Design (LEED) building utilizing as many environmentally "green" elements in the building as feasible within the project funding.

Mayor Pro Tem Green noted a memo where the Senior Center building could also be certified as "Silver Equivalent." Staff noted that the proposed building is currently projected to be equivalent to LEEDS certified, and staff is working towards funding for additional green elements.

Councilmembers Coerper and Dwyer both supported staff's efforts to strive toward higher certifications for sustainable building on City projects. Staff noted that they would return on an upcoming agenda with a report on various "solar" energy savings programs.

Staff commented on the "payback" on a higher level "green" building. They noted that they are trying to make the measures that are cost effective and find a way to getting them into the project.

Councilmember Hardy supported all "green" initiatives that would bring long-term savings and also supported a "Silver Certified" Senior building.

Councilmember Carchio made a motion to have the building certified as "Silver" and Councilmember Coerper seconded for purposes of discussion.

Councilmembers and staff discussed the various options for the highest level of green certification, the related costs associated with such a program for the Senior Center building, the costs for changing certain elements of the proposed Senior Center building to achieve energy savings, the differences between the levels of LEEDS certification, and the costs for certification from LEEDS itself.

Councilmember Hardy noted her understanding of the LEEDS certification process and what is currently proposed would not meet current certification standards.

A motion was made by Dwyer, second Green to approve the design and construct the new senior center in Huntington Central Park to be equivalent to a "Certified" LEED building and direct staff to look for additional efficiencies/alternatives toward 2.2 Silver Equivalent Certification through potential savings in the bid process. The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, and Hansen
NOES: Hardy

12. (City Council) Approved and authorized execution of Amendment No. 1 to the Professional Services Contract with Ferguson Group, LLC in an amount not to exceed \$89,005 annually, reflecting a ten percent (10%) reduction in their current contract for professional services related to the acquisition of federal funds for priority projects within the City and related legislative issues.

Mayor Bohr recognized City's consultants for helping the City meet its budget cuts by reducing fees on various projects.

A motion was made by Bohr, second Green to approve and authorize the Mayor and City Clerk to execute "Amendment No. 1 to Agreement Between the City of Huntington Beach and the Ferguson Group, LLC." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None

13. (Redevelopment Agency) Approved and authorized the Chairperson and Agency Clerk to execute amendments between the City of Huntington Beach Redevelopment Agency and 1) Kimley-Horn and Associates, Inc., in the amount of \$126,000 for additional consulting services associated with the update of the Downtown Parking Master Plan, and authorized increasing the total contract amount to \$271,453; and, 2) RRM Design Group, Inc. in the amount of \$65,000 for additional consulting services associated with planning and urban design services to update the Downtown Specific Plan, and authorized increasing the total contract amount to \$680,574. On June 1, both consultants agreed to the ten percent (10%) reductions requested by the City/Agency, to be deducted on each invoice.

Councilmember Carchio pulled the item to discuss accelerated costs associated with the Downtown Specific Plan update. He mentioned having discussions with Scott Hess, Director of Planning, and recommended that the proposed motion include directing staff to return with an updated Resolution that includes a fee schedule to recover costs incurred by the City for Specific Plan updates. Director Hess explained that a resolution could be brought back to Council that would capture a proportionate rate of future development based on parcel size. Mayor Bohr voiced concerns and Councilmember Dwyer questioned if the Specific Plan consultant also recommended fee increases for parking downtown. Director of Economic Development Stanley Smalewitz clarified that fees would be reimbursed to the Redevelopment Agency.

Councilmember Hansen disagreed with adding additional fees, and Councilmember Hardy discussed indebtedness and property tax increment.

With no second, Councilmember Carchio's motion failed.

A motion was then made by Hansen, second Hardy to approve Amendments to the Professional Services Contract Agreement between the City of Huntington Beach Redevelopment Agency and Kimley-Horn and Associates in the amount of \$126,000 for additional services and to authorize increasing the total contract fee to \$271,453 and approve an Amendment to the RRM Design Group Agreement in the amount of \$65,000 for a total contract fee of \$680,574. Authorize the Chairperson and Agency Clerk to sign both Amendments. The motion carried by the following roll call vote:

AYES: Carchio, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None
ABSTAIN: Dwyer

ORDINANCES FOR ADOPTION

14. (City Council) Adopted Ordinance No. 3840 Amending Chapter 14.55 of the Huntington Beach Municipal Code Relating to the Sewer Services Rates Methodology. Approved for

introduction 08/17/2009. (Five affirmative votes are required to adopt this ordinance per Health and Safety Code Section 5471.)

A motion was made by Hardy, second Coerper to After the City Clerk reads by title, adopt Ordinance No. 3840, "An Ordinance of the City of Huntington Beach Amending Chapter 14.55 of the Huntington Beach Municipal Code Relating to the Sewer Service Rates Methodology." The motion carried by the following roll call vote:

AYES: Carchio, Dwyer, Green, Bohr, Coerper, Hardy, and Hansen
NOES: None

COUNCILMEMBER ITEMS

15. (City Council) Submitted by Councilmember Gil Coerper - Proposed Reward Program for tree vandalism.

Councilmember Coerper pulled this item so that it can be discussed at a future regular Council meeting.

COUNCILMEMBER COMMENTS (Not Agendized)

Councilmember Dwyer visited the Civil War reenactment at the Park.

Mayor Pro Tem Green commented on the passing of former City employee, Lynn Bolding, and requested that the meeting close in her honor.

Mayor Bohr attended a birthday celebration for a 105 year old resident, Chris Vanderwijck. He also attended the Town Hall meeting regarding "Water Issues."

ADJOURNMENT - Council/Agency adjourned at 9:51 PM to the next regularly scheduled meeting on Monday, September 21, 2009, at 4:00 PM in Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California.



City Clerk and ex-officio Clerk of the City Council of the City of Huntington Beach and Clerk of the Redevelopment Agency of the City of Huntington Beach, California

ATTEST:


City Clerk-Clerk
Mayor-Chair