

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

Monday, May 18, 2009  
4:30 PM - Room B-8  
6:00 PM - Council Chambers  
Civic Center, 2000 Main Street  
Huntington Beach, California 92648

**An audio recording of the 4:30 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/](http://www.surfcity-hb.org/government/agendas/)**

4:30 PM - ROOM B-8

The Deputy City Clerk recessed the 4:00 P.M. portion of the meeting to 4:30 P.M. due to an anticipated lack of quorum.

CALL TO ORDER

Mayor Bohr called the study session portion of the regular meeting to order at 4:32 p.m., and pursuant to Resolution No. 2001-54, announced Councilmember Dwyer's absence from tonight's meeting.

ROLL CALL

Present: Carchio, Green, Bohr, Coerper, Hardy, and Hansen  
Absent: Dwyer

ANNOUNCEMENT OF LATE COMMUNICATION

Pursuant to the Brown "Open Meetings" Act, City Clerk Joan Flynn announced the following late communications received by her office following distribution of the Council agenda packet:

PowerPoint communication submitted for Study Session Item No. 1 by the Department of Public Works Water Division, dated May 18, 2009, entitled *City of Huntington Beach Water Management Update, May 2009*.

Communication submitted for Study Session Item No. 2 by Fred Provencher and Mary Urashima dated May 15, 2009 entitled *Human Relations Task Force*.

PowerPoint communication submitted for Study Session Item No. 2 by Administration, dated May 18, 2009, entitled *Board & Commission Modifications, Intergovernmental Relations Committee Recommendations*. Slide five amended to show the Human Relations Task Force will continue to be staffed by the Community Services Department.

Communication submitted for Closed Session Item No. 2 by John Miles, dated May 16, 2009, entitled *City Council - Comment on Agenda Items*.

Communication submitted for Closed Session Item No. 2 by a concerned citizen (anonymous), dated May 16, 2009, entitled *City Council - Comment on Agenda Items*.

**PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS (3 Minute Time Limit)**

Chris Palmer, Chairman, Huntington Beach Investment Advisory Board (IAB), spoke in opposition to the City's proposal to merge the IAB and Finance Board, briefly discussing each board's respective responsibilities and functions. He also discussed cost estimates to keep both boards operating, but indicated that a merged board would produce "watered-down" results. He recognized the good advice made in the past by members of the IAB, and concluded by thanking Council for their consideration.

Mayor Pro Tem Green recognized Mr. Palmer's experience and knowledge of Federal legislation and how it has helped the City.

Councilmember Coerper asked for the costs associated with staff assigned as board liaisons. Staff to provide information at a later time.

**STUDY SESSION**

(City Council) - A presentation was made by the Public Works Director and Utilities Manager that provided an update on the City's water supply situation and ongoing water conservation efforts.

City Administrator Fred Wilson and Public Works Director Travis Hopkins introduced Howard Johnson, Utilities Manager, who provided a PowerPoint presentation dated May, 2009 and entitled, *City of Huntington Beach Water Management Plan Update*, that addressed the following topics: Authority, Huntington Beach Water Supply, Summary of FY 2009-10 BPP, BEA, Production, Limitation and Surcharge, Total Impact and Costs and Rates.

Mayor Pro Tem Green and Manager Johnson discussed how Huntington Beach's conservation efforts positively affected the numbers reflected in the report for groundwater.

Councilmember Carchio and Manager Johnson discussed an estimated 10% rate increase for the Metropolitan Water District in 2010, and Huntington Beach's anticipation that the City's groundwater basin will be in better shape next year. Discussion ensued regarding educating customers about possible rate increases, future water supply, rationing and continued conservation.

(City Council) - Presentation made regarding the City Council Intergovernmental Relations Committee (IRC) review of Board, Commissions and Committees.

Mayor Bohr informed Council and the public of his participation in the item, bringing it forward in December 2008 for the City to analyze board, commission, committee efficiency, consider consolidations, eliminations, mission statements, etc.

Mayor Bohr announced that the late communication's changed the recommendation for the Human Relations Task Force - leaving it under the Community Services Department.

Paul Emery, Deputy City Administrator, provided a PowerPoint presentation entitled, *Board & Commission Modifications - Intergovernmental Relations Committee (IRC) Recommendations*, opening with a statement indicating review of original mission statements, followed by a matrix that identified citizen advisory bodies appointed by Council, citizen task force created by Council, and City Council committees, including the date they were created, purpose, and a recommendation. Mr. Emery discussed potential opportunities and impacts and stated that all boards and commission members who would have the potential to be affected by the recommended modifications were notified. The matrix recommended elimination of the Board of Appeals, removal of City staff liaison from the Design Review Board and add a member from Historic Resources Board, allow Administration to assign a staff liaison to the Environmental Board, consolidate the Investment Advisory and Finance Boards, and changing the method of appointment of certain board members from individual Council appointment to appointment through a Council liaison committee (with the exception of the Planning Commission).

Councilmember Coerper and Deputy Administrator Emery discussed when the suggested modifications would go into effect, and how current members would continue to function in their capacity their current term expired.

Other changes include assigning a staff liaison from the Planning Department to the Historic Resources Board, allowing the Community Services Department to assign a staff liaison to the Human Relations Task Force (HRTF), and assigning the Ascon/Nesi Site Task Force to the Southeast Area committee.

Discussion ensued regarding City Council Committees including Animal Control Services, Citywide Water Quality Subcommittee, Green Committee, Santa Ana River & Parkway Committee, School District Quarterly Meeting, and Southeast Area Committee.

Mayor Pro Tem Green and Deputy Administrator Emery discussed reasons behind the IRC's recommendation to eliminate a staff liaison for the Design Review Board (DRB). Mayor Pro Tem Green requested that the Environmental Board and Ad-Hoc Green committee finish the solar project currently underway prior to turning the committee over to another department. City Administrator Fred Wilson responded by acknowledging issues related to AB 811.

Mayor Bohr and Councilmember Hardy discussed change through attrition. Administrator Wilson discussed financing mechanisms and Councilmember Hardy voiced concerns related to the proposed method of appointment for IAB and Finance Board members. She stated support for direct appointments to certain commissions, discussed funding the Santa Ana River and Parkway Committee through links to parks and wetlands funds, and recommended that the current committee be replaced by a Council liaison.

Community Services Director Jim Engle described how the Orange County River Parks (OCRP) and other County associations support each other in fundraising efforts, continuity and design, participation in blue ribbon reports and grant opportunities.

Councilmember Carchio voiced objection to removing direct appointments from the four committees identified, expressing his opinion that diverse viewpoints are critical in the decision-making process.

Councilmember Coerper questioned why the proposal recommends eliminating the School District/City Quarterly meetings that in his opinion provides a forum to voice concerns. Councilmember Hansen explained how the School District is struggling to find relevance to holding the meeting. Mayor Bohr indicated that the group could meet on an as-needed basis.

Mayor Bohr discussed sensitivities involved with eliminating direct appointments, taking into account relationships with staff, loss of give-and-take, campaign support, stating his opinion that applications and appointments through Council liaisons attract better, more qualified candidates.

Councilmember Hansen voiced concerns about the potential for liaison appointment to committees in certain directions, stating his confidence in his appointments and the importance of making sure that every committee has a scoped mission that is in line with Council's Strategic Plan Goals.

Councilmember Hardy acknowledged some communication problems, but was ambivalent about merging the IAB and Finance Boards, voicing concerns with stacking through soliciting members.

Discussion provided a majority of interest for direct appointment versus Council liaison appointment and the continued separation of the IAB and Finance Boards.

#### RECESS TO CLOSED SESSION

A motion was made by Hardy, second Coerper to recess to Closed Session. The motion carried by the following roll call vote:

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

#### CLOSED SESSION

Pursuant to Government Code Section 54956.9, the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: Van De Walker v. City of Huntington Beach, et al; Orange County Superior Court Case No. 30-2008-00105354. This action arises out of an automobile accident involving a police vehicle where Plaintiff and passenger have both filed suit against the City and the officer.

Pursuant to Government Code Section 54956.9(b)(3)(A), the City Council recessed to Closed Session to confer with its attorney regarding potential litigation. Facts and circumstances that might result in litigation against the local agency but which the local agency believes are not yet known to a potential plaintiff or plaintiffs, which facts and circumstances need not be disclosed. Number of Potential Cases: Unknown at this time. Subject: Potential Litigation re Site License Agreement with Omnipoint Communications, Inc. (A T-Mobile USA, Inc, Subsidiary) for Wireless Telecommunication Facility at Harbour View Park.

6:00 PM - COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

Mayor Bohr reconvened the City Council meeting at 6:03 PM. Pursuant to Resolution No. 2001-54, Mayor Bohr read into the record a request from Councilmember Dwyer to be absent for a portion of tonight's meeting.

CLOSED SESSION REPORT BY CITY ATTORNEY - None

ROLL CALL

Present: Carchio, Green, Bohr, Coerper, Hardy, and Hansen  
Absent: Dwyer (arrived to the meeting at 6:30 PM)

PLEDGE OF ALLEGIANCE - Led by Scout Pack 1226 Den 12.

INVOCATION - Led by Reverend Allison English, Associate Priest at Saint Wilfrid's Episcopal Church.

ANNOUNCEMENT OF LATE COMMUNICATION

Pursuant to the Brown "Open Meetings" Act, City Clerk Flynn announced the following late communications received by her office following distribution of the agenda packet:

Various communications received from individuals regarding Agenda Item No. 1 - Brethren Christian School Gymnasium (Brian Scott, Richard and Leslie Rudolph, Jason and Deanna Miller, Marilyn LaBollita, Deanna Miller, Alison Goldenberg, Kathrene Hansen Kin, John Kin, Timothy Dowell, Ed Pang, Debra Schumann, Richard Huigenga and Jeff Percival).

Communication submitted for Agenda Item No. 3 by the Economic Development Director, dated May 18, 2009, entitled Late Communication – Consent Calendar Item 3 – Approval of Loan Request Huntington Beach Marketing and Visitors Bureau.

Communication submitted for Agenda Item No. 4 by Drew Kovacs, dated May 15, 2009, entitled Support for Veterans' Parking Exemption.

Communication submitted for Agenda Item No. 4 by Bob Watts, dated May 18, 2009, entitled City Council – Comment on Agenda Items.

AWARDS AND PRESENTATIONS

PRESENTATION: Mayor Bohr invited former Mayor Debbie Cook to introduce the students who participated in the Sister City Exchange to Waitakere, New Zealand.

Alison Goldenbloom, President of the Sister City Association, thanked Ms. Cook who acted as chaperon during a Sister City visit. Ms. Cook discussed the future of the Sister City Program in Waitakere, and showed slides that depicted building design features at the newly built City Hall there, and other art elements in surrounding areas, and introduced student ambassadors Hanna

Troutwein, Lauren Tenney, Megan Kabre, and Dana Jorgensen.

Dana Jorgensen discussed visiting a cultural center and recognized various landmarks; Lauren Tenney discussed visiting the Auckland Harbour; Megan Kabre discussed visiting the Auckland Skytower; and, Hanna Troutwein discussed visiting Tree Adventures Park.

**PRESENTATION:** Mayor Bohr invited Public Works Director Travis Hopkins to receive a proclamation for Public Works Week.

Travis Hopkins, Director of Public Works, accepted a Council proclamation from Mayor Bohr and thanked the City Council for recognizing Public Works Week.

**PRESENTATION:** Mayor Bohr invited Public Works Director Travis Hopkins, Police Captain Bill Stuart, and Community Services Division Head Janeen Laudenback to distribute Public Service Recognition Awards given out by the Greater Los Angeles Federal Executive Board.

Director Hopkins recognized the work of Public Works staff members Randy Menzel, Art Jensen and Ron Kilborne in restoring Norma Gibbs Park, also known as Butterfly Park. Police Captain Stuart recognized Police Officers Dan Boldt, Dave Wiederin and Jerry Goodspeed for their work with the Public Nuisance Task Force. Division Head Laudenback recognized Luann Brunson and Chris Slama for their work with two community partnerships including the Oakview Collaborative and Project Self-Sufficiency programs.

**PRESENTATION:** Mayor Bohr invited Fire Chief Duane Olson to come forward and accept a proclamation for Emergency Medical Services Week.

Chief Olson accepted a Council proclamation recognizing Emergency Medical Services (EMS) Week, and called on Fire Department personnel assigned to the EMS system including Battalion Chief Bob Brown and the Lake Street EMS Crew. Chief Olson described activity/training associated with cardiac and stroke receiving centers.

**PRESENTATION:** Mayor Bohr invited Marine Safety Chief Kyle Lindo forward to accept a proclamation for Beach Safety Week.

Chief Lindo accepted a Council proclamation recognizing Beach Safety Week and described the amount of life-saving events that occurred in 2008 in Huntington Beach. He discussed the importance of public education, and announced that the Marine Safety division also received a national award for professional marine safety for 2008.

**PRESENTATION:** Mayor Bohr invited Police Chief Ken Small and Huntington Beach Police Officers' Association President Kreg Muller to accept a proclamation for National Police Officers' Week.

Chief Small was joined by Association President Muller who accepted a Council proclamation recognizing National Police Officers' Week. President Muller thanked Council for their support.

**PRESENTATION:** Mayor Bohr invited Ocean View Athletic Director Tim Walsh to introduce the outstanding Ocean View Basketball Team and their coaches for special recognition of their season's accomplishments.

Director Walsh (who also serves as Assistant Coach) was joined by Head Coach Jim Harris and Assistant Coaches Jimmy Harris, Chris Melton and Dan Johnson to recognize the members of the Ocean View Varsity Basketball Team, including Mason Jones, Steven Yoon, Aaron Delgado, Billy Keller, Kevin Wilson, Andrew Shigemasa, Chris Martinez, Avery Johnson, Anthony Brown, Cristian Rivera, Keith Delawder, Trey Gouridine, Ryan Okwudibonye, Conor Clifford, Aaron Kosai, Luke Davis, Joey Calise and Blake Skorich.

**MAYOR'S AWARD:** Mayor Bohr invited Police Chief Ken Small to present the Mayor's Award to the Parking Control Unit.

Chief Small commended the efforts of the entire Parking Control Unit, and presented the award to Traffic and Parking Supervisor Karen Peterson who represents unit members Anita Averill, Nathan Baca, James Breen, John Burgoyne, Sharilyn Castro, Melissa Dobson, Tina Fox, Rudy Gartner, Josh Harvey, Adam Lazette, Tina Oleson, Ken Rehak, Glen Rogers, Bobbie Sierra, Cindy Sprague, Daniel Stewart and Steven Tilton.

#### **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>)

Eric Holly, Cadet, promoted the West Point United States Military Academy and the opportunities provided to young men and women who are appointed to complete college and military service at the Academy. (00:36:15)

Mayor Bohr presented a Centennial Coin to Cadet Holly.

Dean Albright spoke to Council about the outstanding service he received from the Huntington Beach Paramedics during a recent personal medical emergency. He described activity by the Huntington Beach Police Department in response to a crime reported by his wife, and recognized the City's traffic department. He requested a review of the sidewalks surrounding his residence which impede his mobility. (00:38:45)

Del Catron, Military Order of the Purple Heart Combat Wounded, spoke in support of Council's Consent Item No. 4 - Resolution No. 2009-24 making parking allowances downtown for military veterans. (00:48:39)

Marnie Pavlick, voiced concerns about the Edison Park Redevelopment Project, specifically mentioning the removal of trees which will threaten hummingbirds who nest in that area. She discussed more open space for games, removing a fence to accommodate additional sports and expressed concerns that parking lots will threaten picnic areas. (00:51:35)

Councilmember Hardy invited Ms. Pavlick to attend a meeting of the Southeast Huntington Beach Subcommittee at City Hall on Tuesday, May 19 at 4:30 p.m. where the issues she identified will be discussed.

Robert Johnson, resident, praised the Huntington Beach Police Department who assisted him recently with a matter of identity theft. He also voiced concerns related to Cape Ann inclusionary housing program. (00:55:11)

Blake Rose provided an exhibit entitled *Retirement Needs Analysis for Private Sector Joe, and Retirement Needs Analysis for Government Employee Joe*, and discussed formula differences between programs for those employed in the private versus the public sector. (00:58:08)

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

Mayor Pro Tem Green reported attending an OCTA meeting where the Board voted to give Measure M payment to Huntington Beach totaling \$33,321,454 and \$1.8 Million for the Heil Avenue widening project.

Councilmember Dwyer reported that the OCTA is considering cutting bus routes by 40%.

Mayor Pro Tem Green noted that the routes would likely remain in place, however the frequency of service may be reduced. In particular, weekend and "night owl" services may be in jeopardy.

Councilmember Dwyer stated that Measure M funds cannot be used for bus services.

CITY ADMINISTRATOR'S REPORT - None.

CONSENT CALENDAR (Items #2 through #9)

The Consent Calendar was conducted out of its original agenda order.

Councilmember Coerper requested to pull Consent Item 4 for discussion.

2. (City Council/Redevelopment Agency) - Approved and adopted minutes.

A motion was made by Hardy, second Green to approve and adopt the minutes of the City Council/Redevelopment Agency regular meeting of April 20, 2009, and the City Council/Redevelopment Agency special meeting of April 27, 2009 as written and on file in the office of the City Clerk. The motion carried by the following roll call vote:

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

3. (Redevelopment Agency) - Approved request to enter into a loan agreement with the Huntington Beach Marketing and Visitors Bureau (HBMVB) for a loan of \$50,000 from future transient occupancy tax (TOT) revenues to fund the Meeting Marketing Campaign to promote Huntington Beach to the business meeting market.

A motion was made by Hardy, second Green to authorize the Executive Director to enter into a loan agreement in an amount of \$50,000 with the Huntington Beach Marketing and Visitors Bureau, in a written loan agreement and promissory note that has been approved as to form by the City Attorney. The motion carried by the following roll call vote:

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

4. (City Council) - Adopted Resolution No. 2009-24 allowing military veterans whose vehicles meet certain weight criteria, and vehicle license plates display Pearl Harbor Survivors, Legion of Valor recipients, former American Prisoners of War, Congressional Medal of Honor recipients and Purple Heart recipients, to park in any City operated parking stall without charge.

Councilmember Coerper questioned if the Resolution allows benefits throughout the City or just in the downtown area. The City Administrator noted the benefit would be city-wide. Police Chief Small reported that the state vehicle codes are tonight being implemented by this Resolution and that the pay-and-display lots are also included in tonight's recommended action.

Councilmember Dwyer requested that the motion be amended to include pay-and-stay lots. He called forward Mr. Leonard Gillian, who originally brought the program to the City's attention. Mr. Gillian briefly outlined the creation and purpose of the program, and noted that the benefits would be conferred on specific veterans who carry the required proof of combat service.

In response to an inquiry from Mayor Pro Tem Green, Mr. Gillian noted that approximately 9,000 Purple Heart veterans could access this program statewide.

A motion was made by Dwyer, second Carchio to adopt Resolution No. 2009-24 as amended, "A Resolution of the City Council of the City of Huntington Beach allowing military veterans to park in any metered parking stall without charge" when the required license plate is displayed, amended by Councilmember Dwyer to include the following language: Approve a Resolution of the City Council of the City of Huntington Beach, California, with modified language to allow military veterans displaying special license plates issued under Vehicle Code Sections 5101.3, 5101.4, 5101.5, 5101.6, or 5101.8 to park in any metered parking space in the beach parking lots, and city-operated parking structures without charge when the required license plates are displayed. This resolution will still include the language that the vehicles may not weight more than 6,000 lbs. gross weight. The motion carried by the following roll call vote:

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

NOES: None

5. (City Council) - Adopted Resolution No. 2009-25 authorizing the City to enter into a financial assistance agreement with the State of California Water Resources Control Board to obtain funds for the Talbert Lake Diversion Project.

A motion was made by Hardy, second Green to adopt Resolution No. 2009-25, "A Resolution of the City Council of the City of Huntington Beach authorizing entering into a financial assistance agreement with the State of California Water Resources Control Board." The motion carried by the following roll call vote:

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

NOES: None

6. (City Council) - Approved the West Orange County Water Board (WOCWB) proposed budget for Fiscal Year 2009/10.

A motion was made by Hardy, second Green to approve the Fiscal Year 2009/10 proposed West Orange County Water Board Budget in the amount of \$109,000. The motion carried by the following roll call vote:

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

7. (City Council/Redevelopment Agency) - Approved a cooperative agreement by and between the City of Huntington Beach and the Redevelopment Agency of the City of Huntington Beach to transfer ownership of certain property located at 18191 Parktree Circle (Emerald Cove Senior Apartments).

A motion was made by Hardy, second Green to approve "Cooperation Agreement by and between the Redevelopment Agency of the City of Huntington Beach, a public body, corporate and politic, and the City of Huntington Beach, a municipal corporation of the State of California (18191 Parktree Circle)" for conveyance of Emerald Cove; authorize the Mayor and the Chairman of the Redevelopment Agency to execute the agreement and all necessary documents in furtherance of the Agreement; and, direct the City Clerk to record the Grant Deed, Assignment of Intangibles and Assignment of Leases. The motion carried by the following roll call vote:

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

8. (City Council) - Approved the Strand Parking Structure Operating Budget for May 2009 through April 2010, and appropriate \$450,000 for payment of Strand Parking Structure operating expenditures incurred between November 2008 through September 2009.

A motion was made by Hardy, second Green to approve the May, 2009 - April 2010 Strand Parking budget which establishes estimated revenues and expenditures relating to the parking structure; and, appropriate \$450,000 in expenditures (from Strand Parking Revenue) in Fund 712 for FY 2008/09 for payment of operating expenditures related to the Strand Parking Structure incurred from its opening in November, 2008 through the end of the City's fiscal year (September, 2009). The motion carried by the following roll call vote:

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

9. (City Council) - Received and filed City of Huntington Beach Strategic Plan Status Update

A motion was made by Hardy, second Green to receive and file the updated status of the Six-Month Strategic Objectives. The motion carried by the following roll call vote:

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

## 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>)

1. (City Council) Public hearing held to consider appeals filed by Councilmember Jill Hardy and Stephen M. Miles of the Planning Commission's approval of Negative Declaration No. 08-

018/Conditional Use Permit (CUP) 08-052 for the Brethren Christian School gymnasium located at 21141 Strathmoor Lane.

Rami Talleh, Senior Planner, provided a PowerPoint report entitled "Appeal of Planning Commission's Approval of Negative Declaration No. 08-018/Conditional Use Permit No. 08-052 - Brethren Christian High School Gymnasium." Slides depicted the following titles: Request, Location and Surroundings, Gymnasium, Football Field and Bleachers, Background, Planning Commission Action, Appeal of Planning Commission Action, Analysis, and Recommendation.

In response to inquiries from Councilmember Hardy, staff noted the capacity of the gymnasium at 625, and referenced the analysis conducted when assessing peak vehicle trips versus gym capacity. In response to further inquiries from Ms. Hardy, staff also referenced the parking capacity requirements allowed for gymnasium events, that the school has jurisdiction in negotiating agreements for field usage with AYSO, and that the school has ultimate jurisdiction over the types of groups it allows to utilize its facilities. Staff also noted that the conditions of this project require the school to provide the City with calendar of events.

Councilmember Hardy expressed interest in a condition which limits the number of games conducted at the school's facilities in a given year.

In response to an inquiry from Councilmember Coerper, staff noted that the lights are located on school district property; however, the usage agreement is between Brethren School and the School District. Staff further responded that the noticing for the community meeting was sent first class mail to all property owners within 1000 feet of project site.

Councilmember Carchio expressed concerns about Brethren's need for a 27,000 square foot gymnasium compared to the smaller size utilized by nearby schools with larger enrollments. His concerns also included inquiries regarding the number of weekend and evening events. He commented on the architectural elements of the proposed gym, stating that the existing neighbors did not expect a "box-like" project to be constructed in their neighborhood. Finally, he expressed reticence over Saturday construction.

Staff addressed Councilmember Dwyer's concerns about extra "100" capacity in gym when fields were in use. They noted that the extra "100" capacity was not included in the original study, however, was added as part of the Planning Commission action at the time.

Mayor Bohr opened the Public Hearing.

City Clerk Joan Flynn announced the following late communications received by her office following distribution of the Council agenda packet:

Communications regarding the Brethren Christian School gymnasium received from the following eight individuals: Brian Scott, Richard and Leslie Rudolph, Jason and Deanna Miller, Marilyn LaBollita, Deanna Miller, Alison Goldenberg, Kathrene Hansen Kin, and John Kin.

Additional written testimony/communication was submitted during the meeting by: Stephen Miles, Gary Worthington, Pamela Tyloch, Ron Bywater, Margret Cerecedes, Terry Crowther, Sharon Crowther, Alison Goldenberg, Mike Beuerlein, Tom Watt, Stephanie Beuerlein, Ian & Jackie Thompson, Kim Thompson, Dennis and Shirley Bowman, Larry Waterhouse, Jennifer

Percival, Richard Huizenga, Debbie Schumann, Ed Pang, Timothy Dowell, Alicia Waterhouse and Brian Cleugh, and receipt of a one-page petition submitted by an unnamed individual.

Elizabeth Shier Burnett, Chair of the Huntington Beach Planning Commission, noted the Commission's three-hour consideration of this item. She noted that significant items discussed by the Commission included: concerns regarding traffic impacts on the neighborhood, the March 8 community meeting, and public comment received on March 10. She reported that she personally visited the site where she observed and counted 202 total vehicle trips during the half-hour time frame (including buses, 115 Brethren traffic trips in and out of the campus, 84 residential trips, and 2 pedestrians at the school site). She further noted that the Planning Commission voted for a six-month review of the project with a follow up modification of the conditionals of approval, if necessary. She requested that the Council uphold the Planning Commission's decision and to consider the project as an asset expressing the highest and best use for this land. (01:45:09)

Rick Hernandez, resident and coach in Huntington Beach, expressed concerns about the size and impact of a larger gymnasium which will result in more traffic and decreased neighborhood quality of life issues. He requested more responsibility from the school district, the City, and Brethren. He noted that often there is no monitoring of sports events and requested that Council use a "common sense" approach in addressing the constant traffic due to the potential increased usage of facilities. (01:52:35)

In response to an inquiry from Mayor Pro Tem Green, the speaker felt that the negative sporting impacts were largely due to usage of the facilities by the AYSO organization.

Alicia Waterhouse, resident, submitted a petition signed by 400 project area residents who are in opposition to the project. She referenced the impacts of Brethren Christian's current athletic events as expressed in the school's website (heavily impacted home game and tournament schedule with over 55 events on evening and weekend hours) and expressed concerns about the noise and other negative issues involving football games, marching bands, and elevated stadium bleachers, which will encroach into the neighbor's privacy. Finally, she mentioned Brethren's alleged violation of their existing permit. (01:58:40)

John Kin, representing Neighborhoods for Safety and Quality, did not receive a letter regarding community meetings, expressed concerns about Brethren's lack of concern for residents, and the lack of due diligence by the Planning Commission. Mr. Kin noted that potential of the school "renting out" the facility on a daily basis and alleged that Brethren school intentionally withheld information from the community due to fear of potential opposition. (02:02:15)

Katherine Hansen Kin, thanked Councilmember Hardy for supporting the appeal and expressed several concerns about the project including "unrestricted use" under the conditional use permit. She implored the Council to decide whether unrestricted use will have no negative impacts, as put forth by staff. Ms. Kin expressed that she did not purchase her home expecting this type of expansion project and that Brethren school is violating the conditions of the current permit. She inquired as to why staff did not require an Environmental Impact Report or Traffic Study and noted that Brethren "cherry-picked" residents for notification of the community meeting. Finally, she noted that the neighborhood does not have the infrastructure to support this capacity, that there will be more graffiti in the adjacent park, and to expect an increase in the number of Police calls if the project is approved. (02:05:42)

Bryan Bullette, resident in project area, noted his experience in coaching, as a member of the PTA, Indian Guides, and the Asset Management Committee, which negotiated the long-term lease between Brethren Christian and the School District. He commended Brethren Christian as a long-term good neighbor, however, expressed concerns that this project's impacts will "get out of control." He noted that the proposed stadium stands would create a method by which stadium patrons could visually encroach upon the private property of adjacent neighbors. He suggested that the stand's construction be manageable, with a proposed 8 foot maximum height. Last, he mentioned that the vast majority of Brethren students live in Long Beach, where the congregation is headquartered. (02:08:56)

In response to an inquiry from Mayor Pro Tem Green, the speaker indicated the location of his home and how patrons may be able to visually encroach on his property.

Maria Jones, Orient Drive resident, spoke in opposition to the proposed expansion of this facility and noted her inability to reconcile the school's need for such a large gymnasium facility. She requested that the conditions of approval include prohibition of Sunday usage and daily evening activities. (02:13:42)

Larry Waterhouse, resident of Indigo Circle, thanked Councilmember Hardy and other members of Council for their consideration of this matter. He stated a portion of Huntington Beach Municipal Code Chapter 2.41, which details that CUPs will be issued as long as the impacts "will not be detrimental to general welfare or to value of property" in the project area. He expressed particular concerns regarding the amplification of noise from field activities and the potential for their increase due to the lack of restrictions placed on the expanded facility. He cautioned the Council that the expanded project will increase the number of vehicle trips through the neighborhood by teenage drivers. (02:15:55)

Karen Noteboom, Neighborhoods for Safety and Quality, expressed respect for Councilmembers in considering this difficult decision. She reported that she did not receive notice about the proposed project and expressed concerns about the liability to the City if someone is injured in the adjacent City property if this project is approved. She also noted that the proposed gymnasium is too large for a residential neighborhood. (02:19:13)

Pamela Tyloch, a thirty year resident of Richmond Circle, expressed opposition to the proposed Brethren expansion, based upon her contention that the facts are clear and evident. The proposed expansion is detrimental to the quality of life and "safety/liability" of the neighborhood. Lastly, she noted that the Planning Commission did not exercise due diligence in their approval of this project. (02:21:39)

Debbie Schumann, representing Neighborhoods for Safety and Quality and as a homeowner on Richmond Circle, spoke in opposition to Brethren's expansion. She stated the names and ages of neighborhood children, noting that they were the "22 most beautiful reasons" for denying the project. She expressed concerns about traffic impacts on the safety of the children if the project were approved. (02:22:54)

Bill Killam, resident of Cocabana Lane, mentioned that he fought to bring Brethren in to the community; however, he expressed serious concerns about the gymnasium size and resulting usage which will bring tremendous traffic to the neighborhood. He suggested a smaller gymnasium size along with the conditions of approval if the Council were to approve this project. (02:24:36)

Gary Worthington, resident at Loch Haven Circle, thanked the Council for their guidance of the City's quality of life. He expressed opposition to the project and contends the Planning Commission made an error in approving the project without regard to the negative impacts. Mr. Worthington reported that the project will violate three current Huntington Beach land use restrictions and that staff was in error to present a "poor" staff report. He noted that proper notices were not distributed by the City and that the residents had to hire an attorney to protect their interests. (02:25:50)

Councilmember Dwyer mentioned that each Planning Commission serves in a voluntary capacity and receives only a small \$50 per meeting stipend.

Brian Cleugh, Loch Haven Circle, distributed a handout stating the Department of Education recommended sizes for school site facilities and opined that the expansion is too large for the school's footprint. He mentioned that there are actually three uses proposed for the facility, and the applicant misleadingly folded them into two uses. He mentioned additional suggestions for conditions of approval including no conflicts in operating hours among the usage of the school, field, and gymnasium and that all restrictions on usage should be written and on file with the State architect. (02:29:30)

Erika Cleugh, Loch Haven resident, thanked the Council for their efforts, and noted she is a "stay-at-home" mom. In the past, she has reviewed environmental documents through her previous employment and expressed concerns about the quality of the "personal" traffic study reported earlier by the Chair of the Planning Commission. She encouraged the Council to consider the submitted negative declaration as grossly inadequate. Lastly, she mentioned the increase environmental impacts on children due to higher vehicle emissions. (02:32:54)

Bob Rudd, Chairman of Brethren Christian Church School Board, thanked Council for their consideration and requested support of the conditional use permit. He stated that school followed the correct process for approval and attempted to address each concern by promoting corrective actions. He reported that the school has requested additional Police and neighborhood traffic patrols, their traffic and neighborhood safety educational outreach program to all students and their parents, and their internal assignment of school staff to monitor traffic impacts. The school keeps records of all complaints, has purchased a radar gun, established a policy for directing traffic onto campus for football games, and provides an information packet to neighborhood residents on an annual basis. They further have adjusted the light fixture on the main building to avoid ambient light spillage to the neighborhood across from the park, have met with AYSO, and sent request letters to the Public Works Commission for deceleration lanes, speed bumps, crosswalk markings, stop sign installation, and various other traffic calming measures. (02:36:41)

Dennis Bowman, Homeowner, Villa Pacific, noted that her homeowners association pays to maintain their own streets and spoke in opposition to the proposed expansion. She suggested that the City Council rethink staff's recommendation to "approve without limitation" activities related to the gymnasium expansion. She expressed concerns about the lack of appropriate parking and requested that the Council read and consider the rebuttals submitted by the residents. Lastly, he noted that the invitation by Brethren Christian to the community meeting stated that members of the Planning Commission and Council would be in attendance; however, they were not present. He felt that Brethren Christian has not acted in good faith and

has not made any voluntary concessions in order to find compromise with the residents.  
(02:40:05)

Mike Beuerlein, representing Neighbors for Safety and Quality and as a resident of Effingham Drive, noted his respect for Brethren Christian School and his support for their new lease. He is in opposition to the expansion plan as the negative impacts will affect the adjacent homeowners, but will not affect non-Huntington Beach residents who attend or are employed at Brethren. He mentioned Brethren's violation of the Conditional Use Permit by holding Friday night football games last fall, and voiced concerns about the Planning Commission approving a negative declaration instead of Environmental Impact Report, eliminating the City's obligation to analyze impacts associated with traffic, architectural design, commercial use inside a residential neighborhood and property value. He further stated that this project would turn the neighborhood into a "destination" and bring year-round impacts. (02:43:15)

James Larson, 12 years old and a resident in the adjacent neighborhood, expressed opposition to the expansion project, stating that it would bring too much traffic to the quiet and safe neighborhood. (02:46:42)

Tom Watt, resident of the Villa Pacific community adjacent to Giesler School, expressed concerns raised by the 290 residents of his association related to the potential increase in traffic and parking problems if the project is approved. He stated that there is not enough parking at current facilities and impacts are already felt. Villa Pacific Association maintains its own streets and the negative impacts of the project will directly affect them in terms of additional street maintenance issue, traffic safety, noise level, and air quality impacts. He also mentioned that the proposed gymnasium size is too big and suggested the City halt the project until a reasonable solution could be found. (02:48:08)

Terry Crowther, resident, complimented City paramedics who attended to him on a recent emergency. He thanked the Council for Council's efforts on the proposed expansion project and distributed a summary prepared regarding his seven page rebuttal to the City's staff report. He alleged that the proposed expansion does not meet requirements of land use pursuant to the existing zoning code and that the design of the gymnasium structure should be compatible with adjacent residential schemes. He also expressed concerns about the project's apparent lack of appropriate parking. (02:51:24)

Alison Goldenberg, Neighborhoods for Safety and Quality and a resident of the neighborhood adjacent to Geisler School, stated that homeowners did not expect this type of high intensity use when purchasing in this neighborhood. She expressed concerns about the applicants need to rent the facility to outside users in order to defray future expenses related to construction and operational costs. She further stated the negative impacts of AYSO and existing school traffic on the quality of life in the neighborhood. Lastly, she reported that supporters of the project were largely non-residents who would not feel the day-to-day impacts of the project. (02:54:55)

Sharon Crowther, resident of Richmond Circle, expressed concerns that City staff noted no significant environmental impacts in the staff report even though project approval would allow unrestricted use of the expanded facilities. She expressed further concerns including the lack of required impact studies and the incompatibility of proposed expansion with existing General Plan objectives. She inquired as to the reasons why the school would require a gymnasium of the proposed size and that a "community center-sized" building is not compatible with the neighborhood. (02:58:30)

Ed Pang, representing Neighborhoods for Safety and Quality, thanked the Council for their stewardship of the City, spoke in opposition to the proposed expansion stating the negative impacts of increased neighborhood traffic and other impacts due to "unrestricted use." He stated that City staff report was "flawed" and that impacts have not been properly reviewed. He expressed support for the project if the gymnasium could be appropriately sized. (03:01:36)

Kiana Pang, 12 years old, resident of neighborhood adjacent to Brethren school, spoke in opposition to the project, stating the impacts of unrestricted use of facilities, parking overflows into the neighborhood and fear for children who will have to cross the streets in between parked cars. (03:05:15)

Rick Niswonger, Principal of Brethren Christian School, noted the school's accomplishments including its 60 year history, their successful lease and clean up of the Giesler school property, their working relationship with neighborhood residents and their efforts in preserving this pleasant relationship. He reported that the student body included ninety-five Huntington Beach residents, with the remainder being from surrounding communities and international locations. He reported on the school's extensive financial aid program and services to the disabled. He expressed that the School's Advisory Board does not seek a large student enrollment and the proposed gymnasium is scaled to serve the existing student body's need for sports competition and practice. (03:06:44)

Margret Cerecedes, resident of the Villa Pacific tract, expressed support for Brethren's clean up of the Geisler school site and understood that her home was zoned in a middle school area and not a high school. She expressed opposition to the proposed expansion and inquired as to the reasons for the lack of the Environmental Impact Report. She expressed further concerns about the lack of adequate parking and noted that local sports fields are prohibited from usage by sports organizations on Sundays. Lastly, she expressed concerns about late night usage of facilities. (03:10:00)

Jason Miller, resident, expressed concerns that the Brethren School representatives were not responsive or forthcoming at the recent community meeting. He stated that school staff admitted to having to "rent" the facilities in order to "pay" for their expansion. He requested the Council to ask the "hard," poignant questions of the applicant and require specific answers to the community's concerns. (03:13:08)

John Gray, recently retired AYSO Region 56 Commissioner, spoke to address comments regarding issues raised at the Planning Commission meeting about AYSO. He reported that the AYSO program seeks to instill positive values in its participants and to combat childhood obesity and lack of fitness. He made inquiries into the ownerships of the lights at Brethren Christian but was unable to determine the responsible party. He mentioned the possibility of a grant fund to replace the lights, but was unable to meet the grantor's requirement for AYSO to have a five-year guarantee to practice rights on the fields. (03:14:55)

In response to an inquiry from Councilmember Dwyer, Mr. Gray responded with the email address of AYSO region 56 as [drc@ayso56.org](mailto:drc@ayso56.org).

In response to an inquiry from Councilmember Coerper, staff noted that City staff works with different sites to install lights, however, the lights belong to the school district who now leases the Geisler site to Brethren. The City provides assistance to operate the lights.

Bruce Bergevin, resident of Effingham Drive, noted that his children must park remotely on evenings when Brethren hosts sporting events. He acknowledged Brethren's efforts in community outreach, however, he stated opposition to the expansion project. Specifically, he mentioned the speeding on his street and noted that his dog was hit and killed by a speeding car. He noted that it was a matter of time before a child will be hit if this project is approved. (03:20:25)

Ron Bell, a thirty-nine year resident of Huntington Beach and a retired educator, expressed support for Brethren School's lease extension and that he understood the typical noises associated with school activity. He expressed opposition to the proposed expansion as the lack of environmental review and increased traffic would negatively impact the residents' quality of life and safety. He noted that the expansion cannot be "undone" once construction is completed. (03:23:25)

Kim Healy, resident and parent of Brethren School students, spoke in support of the project and the school's efforts in educating students and parents about neighborhood traffic concerns. She also reported on the low attendance at the school's regular sporting events and that practice facilities are necessary. (03:26:30)

Tom Simpson, resident of Shackelford Circle, expressed opposition to the project stating the negative impacts to the adjacent residents. He noted that the residents will bear a disproportionate "cost" related to negative impacts of the project such as reduced property values and increase in police activity. Council's allegiance should be to Huntington Beach residents rather than the commercial interests of the School. (03:29:47)

Steve Reuter, resident, spoke in opposition to the expansion project citing the difficulty elderly residents will have in navigating the increased traffic. (03:33:19)

Trevor Guest, parent of a Brethren student, expressed support for the project and for Brethren's outreach efforts in relation to community impacts. (03:34:20)

Stephen Miles, Appellant, partner with Miles Chen Law Group, representing the Neighborhood for Safety and Quality, reported that he lodged a seven page testimonial responding to the staff report and negative declaration. He reiterated the assumption that the majority of speakers are not against gymnasium, but rather wanted an Environmental Impact Report conducted on the proposed project. He stated that the existing neighborhood was not designed for the magnitude of the proposed expansion. He suggested that the project as proposed is "low hanging fruit" and if approved, the organization will likely file a writ of mandate. A project of this magnitude, to his knowledge, has never been approved with the filing of a negative declaration. He reported several matters of concern to the residents including use of the facilities on Sunday, the recognition of potential traffic problems through the requirement of a six-month review, and the potential of the project resulting in excessive greenhouse gas emissions. (03:36:25)

Kevin A. Coleman, Applicant, representing Brethren Christian, thanked the Council for allowing the appropriate dialogue on this matter. He stated that the school has moved through the application and permitting process "by the book" and has adhered to all current code requirements. He reiterated that ninety-five students attending the school are Huntington Beach residents and that it is a "small school" campus. They have had a ten-year history in the community with positive relationships with the residents. He detailed that the gymnasium

construction will actually result in only approximately 18,000 square feet of usable floor space, since for safety reasons, the Board elected to install "fixed" bleacher stands. Lastly, he noted that the Board does not intend to "rent" out facilities, but rather, to attach a stipend to offset costs related to the cleaning and minor impacts to the facilities by outside users. (03:43:00)

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

In response to an inquiry from Councilmember Hansen, staff noted that a condition of approval limits the use of the building to 625 persons, however, the "true" occupancy rating will always be higher than the approved limits. In response to further inquiries, the City Attorney reported that staff had completed the appropriate analysis on this matter in the event there is a CEQA challenge.

Councilmember Hansen proposed an annual restriction on the number of non-Brethren events at twenty-four per year. Mr. Coleman, the applicant, expressed that although the request seemed restrictive, it was something that the Board could agree to.

In response to an inquiry from Councilmember Hardy, staff responded as to the method for establishing 625 as the maximum approved capacity for the gym facility (measuring length of bleachers by 18 inches per person). Ms. Hardy expressed concerns as to the logic of the calculation, when she is familiar with schools which have a much higher capacity. She suggested that there be a prohibition placed on Thursday evening football games. Discussion ensued on the number of games played per day, per sport, on campus. Mr. Hardy also requested that if the school were to submit a request to increase the non-Brethren events over twenty-four, that those requests must be reviewed and approved by the Planning Commission.

Councilmember Dwyer mentioned that the study conducted informally by the Planning Commission Chair was her own personal opinion and was not part of staff's evaluation. In response to inquiries from Councilmember Dwyer, staff noted that "peak traffic" study methodology and reported that based on maximum enrollment, the peak times are actually morning and afternoon "drop offs." Staff further reported that prior to the application for this project, there were minimal traffic complaints associated with Brethren School and that striping isn't typically put in unless there is observable need to encourage drivers to remain on their side of the street.

In response to inquiries from Mayor Pro Tem Green, staff and the applicant stated that the gymnasium will not be "rented out" to cover the costs of construction and maintenance, that Geisler was not an elementary, but a middle school, and that middle schools have sports teams and bands. The applicant further noted that the soccer fields are utilized during the week from 5:30 p.m. to 9:30 p.m., that the usage is exclusively by AYSO during those times, and that AYSO played on the fields on Saturday and occasionally Sunday during tournaments.

Mayor Pro Tem Green acknowledged that she was invited to the community meeting by Brethren, however, could not attend due to a family emergency. The applicant also further confirmed that the usable space for the gymnasium would actually be in the 18,000 to 20,000 square foot range.

In response to an inquiry from Councilmember Carchio, Mr. Coleman, the applicant reported that the community benefit of the gymnasium would be to serve kids, support their play needs,

and keep them off the streets. He also committed to continuous service to the community residents.

Councilmember Carchio expressed concerns that the six months review would come "too late" after the construction of the gymnasium. He also inquired as to who would monitor the twenty-four non-Brethren events. In response to Councilmember Carchio, Mr. Coleman expressed the difficulty in finding available local practice and competition field space.

Councilmember Coerper expressed concerns with the architectural design of the proposed gymnasium and inquired about the Design Review Board's involvement with the approval process. Staff noted the Design Review Board's suggested design elements for the building including: 1) landscaping on the southern elevation, 2) an enhanced element, such as a canopy or awning, about the main entrance to the gymnasium, and 3) the site should have pedestrian walkways between the gymnasium and main school buildings.

In response to Councilmember Coerper, staff noted that the negative declaration was prepared as required by CEQA and the General Plan land use element was reviewed and discussed in the staff report. The staff determined, based upon these reviews, that there were no significant impacts to the surrounding area. Staff also noted that the proposed height of the building is thirty-four feet.

Mayor Bohr stated that the AYSO and men's soccer program do not have any bearing on this matter. He requested that a condition be imposed that would restrict any gymnasium events with spectators when there is a sporting event, such as football, on the field. He stated his support for the suggested landscaping elements and inquired as to the feasibility of a dome roof. Mr. Coleman, the applicant, responded that a dome roof was considered, however, it would interfere with competition volleyball play.

In response to Mayor Bohr, Mr. Coleman volunteered to the following conditions: 1) restriction of outside uses, 2) no "rent" charged to outside users for use of the facilities, 3) the facilities could be utilized by the community as appropriate.

Mayor Pro Tem Green inquired as to the advantages of a fixed bleacher system versus a collapsible bleacher system in the event of a disaster, such as an earthquake. She stated that the school has a modern "industrial" design and adding architectural elements to the proposed gymnasium would make it incongruous with the existing school structures. She supports the construction of the outside restrooms for non-gymnasium users of the site.

Councilmember Hardy suggested that if a motion were proposed, that it include limitations on field use to no later than 8:00 p.m. on school nights.

A motion was made by Hansen, second Hardy to approve Negative Declaration No. 08-018 with findings; and approve Conditional Use Permit No. 08-052 with findings and conditions of approval, amended to include additional conditions: Non-Brethren Christian activities/events limited to 24 in a given year; Planning Commission to conduct a review of the CUP at 6-months and 12-months, respectively; Applicant to work with staff and the Design Review Board to revisit aesthetics and develop architectural enhancements to the Gym facade, and publicizing meetings to allow public participation; Football games will be restricted to Fridays and Saturdays, with a maximum of seven game days held in a given year; Add a center line stripe at

the corner of Strathmore and Effingham; Gymnasium cannot be used for any events while football games are in process.

Councilmember Hardy mentioned the value of the expansion, but expressed concerns that the proposed gymnasium was too large. She noted that open space is at a premium in Huntington Beach, and indicated that she could not support the approval of the project because the gymnasium is bigger than it needs to be due to the installation of fixed bleachers.

Councilmember Carchio expressed concerns regarding the size of the gymnasium as well as the usage of the facility on Sundays for non-school related activities.

Mayor Pro Tem Green reported her previous experience in living near a high school and that she did not feel there were significant negative impacts. She expressed support for the project.

Councilmember Coerper stated that it would be likely that a smaller project would only result in a future request for further expansion. He thanked staff for their diligence and the applicant for doing his part in meeting City requirements. He strongly suggested that the applicant continue working with the residents in order to resolve differences and come to a compromise on this project.

The motion carried by the following roll call vote:

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

#### ADMINISTRATIVE ITEMS

10. (City Council) - Request to approve a City Council position on legislation, a regulation or budget issues pending before a federal, state, or regional government as recommended by the City Council Intergovernmental Relations Committee (IRC).

A motion was made by Coerper, second Green to SUPPORT AB 1284 (Huffman) - Substance Abuse: Adult Recovery Maintenance Facilities as Introduced; and, SUPPORT SB 268 (Harman) - Alcoholism or Drug Abuse Recovery Facilities as Introduced; and, SUPPORT SB 696 (Wright) - Air Quality CEQA Exemptions; Emission Reduction - as amended 05/05/09; and, OPPOSE AB 1192 (Strickland) - Cities; powers - Creating an Entity for the Purpose of Issuing Debt as Amended 04/20/09; and OPPOSE AB 676 (Jeffries) - Sales and Use taxes: Consumer Destination Management as Introduced. The motion carried by the following roll call vote:

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

#### COUNCILMEMBER COMMENTS (Not Agendized)

Councilmember Hansen reported on his attendance at the "Duck-a-Thon" and the successful weekend on Main Street.

Councilmember Coerper attended the 33rd Annual Police Officers Memorial Ceremony in Sacramento and commented on the participation of the Huntington Beach Police Department in making the ceremony very special. He represented the City at the Las Vegas Change of

Command ceremony for Colonel Walsh, and attended the Eagle Court of Honor events for John Roberts, Adam Martin, and John Martin. He encouraged residents to attend the May 25th Memorial Day ceremony and the upcoming May 30th U.S. Army Future Soldiers event.

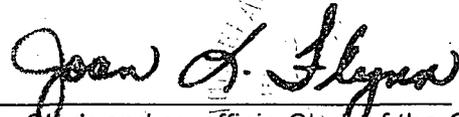
Councilmember Carchio provided an update on the Surf City Savings Program and introduced the new logo. He encouraged residents to support the program and shop locally.

Councilmember Dwyer acknowledged his attendance at the Police Officers' Memorial in Sacramento and noted the significance of the very moving event.

Mayor Pro Tem Green attended the water conservation award ceremony at the Nixon Library for the 4th grade Lakeview students. She also reported attending Camp Pendleton's Division Appreciation Day on May 16 where she witnessed a special demonstration by the 3-1 Marine Battalion, and the Library Volunteer Appreciation Luncheon that afternoon, complimenting all Library volunteers.

Mayor Bohr reported on his sprained ankle which prohibited him from attending several Eagle Scout events. He did attend the Girl Scouts Silver Ceremony and commented on the success of the event. He also commented on the successful opening of the Strand Shorebreak Hotel and his attendance at the Youth Character Awards.

ADJOURNMENT - Council/Agency adjourned at 11:29 PM to the next regularly scheduled meeting on Monday, June 1, 2009, at 4:00 PM, 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