

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

Tuesday, February 19, 2008
4:00 P.M. - Room B-8
6:00 P.M. - Council Chambers
Civic Center, 2000 Main Street
Huntington Beach, California 92648

**An audio recording of the 4:00 p.m. portion of this meeting
and a video recording of the 6:00 p.m. portion of this meeting
are on file in the Office of the City Clerk and are archived at
www.surfcity-hb.org.**

The 4:00 p.m. portion of the meeting was recessed by Deputy City Clerk Kelly Mandic to 4:30 p.m. in Room B-8 due to a lack of quorum.

Call to Order

Mayor Cook called the regular meeting of the City Council/Redevelopment Agency of the City of Huntington Beach to order at 4:34 p.m. in Room B-8.

City Council/Redevelopment Roll Call

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

(Councilmember Green arrived at 4:38 p.m.)

The City Clerk Announced Late Communications

Pursuant to the Brown (Open Meetings) Act, City Clerk Joan L. Flynn announced no Late Communications were received by the City Clerk's Office pertaining to the Study Session portion of the meeting.

Public Comments — None

(City Council) Study Session Held - A Demonstration of NEOGOV, Human Resources New Online Employee Recruitment System

Michele Carr, Human Resources Director, indicated that the City has implemented an online employee recruitment and employment application system through NEOGOV, a software application that provides recruitment, selection, and applicant tracking solutions to government organizations nationwide. Director Carr stated that NEOGOV permits prospective candidates to apply for new positions online and permits Human Resources personnel to process applications electronically. She introduced her employees present, in particular, Patricia Albers, Personnel Analyst, who gave an online computer demonstration of NEOGOV.

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Analyst Albers reported that the City went live with NEOGOV on December 12, 2007, and discussed modifications made to the Human Resources webpage, the application process, and the benefits of NEOGOV from a Human Resources perspective. She demonstrated an application template for employment opportunities that included the online application process and answers provided to questions by prospective applicants. She noted that job descriptions are available that include information on employee types, salaries, closing date, benefits, supplemental questionnaire information and duties and qualifications for full-time/part-time/promotional jobs. She discussed the job interest card page which allows applicants to submit their email address information for notification by Human Resources when a job of interest becomes available in the future.

Analyst Albers then illustrated NEOGOV from the applicants' perspective, illustrating how an applicant would set up an account and the steps taken to fill out an application. She demonstrated a training site for a test account, and showed how to make edits and changes within an account, and how to check the status of an application submitted. Analyst Albers then demonstrated an Analyst's review of the information completed by an applicant.

Mayor Cook questioned the number of cities currently using NEOGOV. Analyst Albers stated that there are several hundred cities across the country, as well county and state agencies utilizing NEOGOV. Director Carr indicated that several cities in Orange County, as well as the County of Orange have implemented the NEOGOV system.

Councilmember Hardy asked if applicants are able to attach documents to their applications and Analyst Albers responded that one attachment may be attached that includes multiple pages or documents. Councilmember Hardy discussed a glitch she recently experienced when completing an online application for another agency and her inability to attach a document once the application was submitted. Analyst Albers indicated that once an application is submitted, you cannot go back in; however, the City's online application allows users to make corrections and re-submit after one day.

Councilmember Coerper asked if any major glitches in the system have been experienced. Analyst Albers identified minor learning curve experiences, however, no major incidents. Director Carr added that Human Resources has a technological person in the department as well as technical support available through Information Systems.

Director Carr reported that NEOGOV has been an extremely positive experience and well received by all. She noted that Human Resources has received 2,300 online applications during the last eight weeks, in comparison to 3,500 paper applications received over the 12-month period last year.

Councilmembers thanked staff for implementing the new technology and for tonight's presentation.

Motion to Recess to Closed Session — Approved

Motion by Coerper, second Bohr to recess to Closed Session on the following items: The motion carried by consensus of all present, none absent.

(City Council) Closed Session — Pursuant to Government Code Section 54956.9, the City Council shall recess into Closed Session to confer with the City Attorney regarding the lawsuit entitled Barbara L. Agee, et al. v. City of Huntington Beach, et al.; Orange County Superior

Court Case No. 06CC00125. This suit concerns the affordability covenant for the Cape Ann and Promenade subdivisions, both of which are located near the intersection of Main Street and Promenade.

(City Council) Closed Session — Pursuant to Government Code Section 54956.9, the City Council shall recess into Closed Session to confer with the City Attorney regarding the lawsuit entitled NextG Networks of California, Inc. v. City of Huntington Beach, U.S. District Court Case No. SACV07-1471 ABC (CTx). This suit concerns installation of 15 wireless antennas, 20 miles of new overhead aerial lines, and 1 mile of underground cable in the City.

(City Council) Closed Session – Pursuant to Government Code Section 54957, the City Council shall recess to Closed Session to discuss the following personnel matter: Subject: Recruitment of City Administrator

(City Council) Closed Session — Pursuant to Government Code Section 54957.6, the City Council shall recess to Closed Session to meet with its designated labor negotiators: Paul Emery, Interim City Administrator; Bob Hall, Deputy City Administrator; Michele Carr, Director of Human Resources; Dan Vilella, Finance Director; Duane Olson, Fire Chief; and Renee Mayne, Chief Negotiator, regarding labor negotiations with HBFA.

Reconvened City Council/Redevelopment Agency Meeting — 6:04 p.m.

Call to Order

City Council/Redevelopment Agency Roll Call

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

City Attorney Jennifer McGrath Reported the Following Action Taken in Closed Session Pursuant to Government Code 54957.1(a) (3) (B). By City Council vote of 7-0, the City Council authorized the City Attorney to file an appeal in the case of NextG Networks of California v. City of Huntington Beach.

Mayor Cook dedicated tonight's meeting in memory of Dewey Coerper, Councilmember Coerper's brother who passed away earlier this morning.

Pledge of Allegiance/Flag Salute - Led by Boy Scout Troop 92

Invocation - Provided by Mark Currie, Bahai Faith of Huntington Beach

Mayor Cook announced that in acknowledgement of the City's ongoing recognition of the Federal Cultural Heritage Months, this is National African American History Month and the recipient of the award will be formally recognized at the regular meeting of the City's Human Relations Task Force.

The City Clerk Announced Late Communications

Pursuant to the Brown (Open Meetings) Act, City Clerk Flynn announced no Late Communications were received by the City Clerk's office following distribution of the agenda packet.

The Following Communications Were Submitted During the Meeting

Communication submitted by Ken Inouye, Human Relations Task Force, undated and titled, *Orange County Human Relations Annual Report 2006-2007*.

Communication submitted by Dick Anderson, dated February 19, 2008, untitled, a letter addressed to Councilmember Cathy Green with attachments re: *Bartlett Park*.

Communication submitted by Dr. Chuck Moniak, undated, (a packet of photographs pertaining to Bartlett Park) and titled *Shopping Carts, Graffiti, Illegal Construction, Resident Campers and Homeless, and Trash and Dumping*.

Presentation — Annual Reports by Orange County Human Relations Commission and Huntington Beach Human Relations Task Force

Alan Chancellor, Chair of the Huntington Beach Human Relations Task Force, thanked Council for the opportunity to present highlights of the 2007 Annual Report. He shared a quote from the Huntington Beach Declaration of Policy related to Human Dignity, and thanked Council for its affirmation for hanging the Declaration on the Council Chambers wall. He discussed the benchmarks of tolerance and diversity in our community, and thanked Chief of Police Ken Small for the Department's support in the enforcement of reported hate crimes and incident protocol. He discussed activities held during 2007 and highlighted strategies for 2008. Chair Chancellor invited Council and the community to attend the Reads One Book Program (*Three Cups of Tea*) for the author's visit this Thursday evening, February 21, at 7:00 p.m., in the Huntington Beach High School gymnasium.

Ken Inouye, Chair Orange County Human Relations Commission, distributed the Annual Report for 2006-2007 and highlighted specific services provided to the Huntington Beach community. He described the "crown jewel" of the relationship with the City as the adoption of the award-winning model, BRIDGES Program and discussed achievements by high school students in Huntington Beach who learn life skills. Chair Inouye thanked Council for their support and presented a certificate from the Orange County Human Relation Commission to Mayor Cook.

Mayor Cook encouraged everyone to attend the Reads One Book Program to meet and welcome Greg Mortenson, author of *Three Cups of Tea*, this Thursday night, February 21, at 7:00 PM in the Huntington Beach High School gymnasium.

Mayor's Award — Lieutenant Mike Reynolds

Mayor Debbie Cook was joined by Chief of Police Ken Small to present the Mayor's Award to Mike Reynolds, Police Lieutenant. Chief Small described the many accomplishments and positions held during Lieutenant Reynolds' 30-year tenure, and of particular recognition, his integral role in coordinating and participating in the City's special events. Chief Small acknowledged the imminent retirement of Lieutenant Reynolds and how much he will be missed by the department.

Public Comments

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

Dave Shenkman announced the 6th annual Kite Party to be held this weekend on the beach at 315 Pacific Coast Highway, and invited Council to attend. He described past celebrations and national event recognition. Councilmember Coerper asked the time of the event and if anybody can join in. Mr. Shenkman replied that the event will be held from 11:00 am until dusk, Saturday and Sunday, February 23 and 24, and although participants have already been selected, there will be professionals and experienced flyers available to teach technique. (21:52)

Dick Andersen, resident on Kingsdale Drive adjacent to Bartlett Park representing Coalition for the Improvement of Bartlett Park, voiced concerns of incidents that have occurred in the park during the past six months which required Police and Fire Departments' assistance. He presented to Council letters of support from merchants at Newland Center who are anxious to commence park clean-up. He restated his ongoing concerns with the homeless population in the park, and urged Council for their support. (24:28)

Paul Emery, Interim City Administrator, called on Travis Hopkins, Public Works Director to give Council and the viewers at home a status of the Bartlett Park area. Director Hopkins gave a PowerPoint presentation on Bartlett Park which included the following information: Maintenance Plan, Dead Vegetation, Invasive Plants, Trash and Debris, Bicycle Jumps, Environmental Compliance, DFG Permit Requirements and Maintenance Plan Benefits.

Mayor Cook asked City Attorney Jennifer McGrath if questions were permissible since this item was not on tonight's agenda. Attorney McGrath stated that questions would be permitted as long as no direction to staff was given or no action taken by Council.

Councilmember Hardy stated her support to have an action plan for Bartlett Park in the event park funds become available through state grants or volunteer opportunities. Jim Engle, Community Services Director, responded that a Constraints Study has been conducted by a consultant, and the Community Services Commission will be reviewing a plan during park development discussions and the upcoming budget process. He added that a recommendation will be prepared for Council consideration.

Councilmember Coerper reported that he and Councilmember Carchio recently visited the park area, met with surrounding neighbors, and questioned how soon park cleanup could occur. Director Hopkins indicated that tomorrow, good weather permitting, staff is prepared to begin the work to remove the bicycle jumps, trash debris, overgrown vegetation, scurrying trees for better visibility, and to provide an access path to the location. Councilmember Coerper asked Chief Small to address reported comments received by Council of hazardous conditions in the park. Chief Small indicated that although the location is difficult to patrol since it has no vehicle access, police officers on foot continue to patrol the park and several arrests have been made. Councilmember Coerper then questioned whether registered sex offenders have been identified in the park area. Chief Small indicated that he could not respond directly since 290 persons are registered as homeless in Huntington Beach (without a physical address), and eight of those persons are registered sex offenders.

Councilmember Carchio stated that he has worked with the Community Services Commission and has shared Council's commitment to get Bartlett Park cleaned up. He expressed his concern for maintaining safety for surrounding neighborhoods and merchants of the Newland Center. He inquired about the illegal activities occurring by the homeless population, and Chief Small assured Council that his department plans to continue its undercover work and enforce the law at the park area.

Discussion ensued regarding enforcement of the 10:00 p.m. curfew law, and strategies for adequate signage to be posted at the park.

Marsha Andersen, resident on Kingsdale Drive adjacent to Bartlett Park, thanked Council and staff for addressing the much-needed improvements at Bartlett Park, and for attempting to preserve our City park as the "jewel" that it is. (43:08)

Eric Vinje, resident on Kingsdale Drive adjacent to Bartlett Park, thanked Council for supporting the park clean-up, and reported that he frequently walks the park at 7:00 a.m., and for the past two years he has witnessed two people waking up and leaving their tent at the same time every morning. He described the location of the tent to be approximately 20 feet from Coldwater Lane and Adams Avenue. He also reported dirty piled mattresses, and his disillusionment with the overall condition of the park. (44:16)

Dan Hunter, resident on Kingsdale Drive and representing Friends of Bartlett Park, thanked Director Hopkins for commencing park clean-up, and discussed park access, fish habitation in the park, the abundance of tumbleweed and Canadian thistle for removal, and his desire to have walking trails/paths in the park similar to the paths at the City beach and Central Park. Mayor Cook advised the speaker that archeological sites on the bluffs at the beach, Bartlett Park and Central Park require that surveys and studies be conducted, and these studies have financial ramifications. (46:31)

Councilmember Coerper asked Attorney McGrath if Bartlett Park, designated as an unimproved park, would be subject to police enforcement of the City's 10:00 p.m. curfew ordinance. Attorney McGrath stated that the ordinance is applicable for enforcement. Discussion ensued pertaining to adequate police patrol, criminal concerns raised in the park, and Chief Small reiterated applicable police policies and his intent to investigate allegations made this evening of the couple living in the tent.

John Marcin, resident on Kingsdale Drive adjacent to Bartlett Park, voiced his concerns of perceived crime issues at the park. In his opinion, there is little park oversight and/or proactive control. He discussed the embarrassment he feels when entertaining at his home because of the lack of cleanup and voluminous trash at the park. He cited a recent accident of a child who crashed on the unsafe bike ramps for which the paramedics were called. He urged Council to be proactive and clean up the area. (56:15)

Clarice Marcin, wife of previous speaker, thanked Council for their attention to the problems identified tonight at Bartlett Park. She expressed her hope that the surrounding neighbors and staff can work together in the future to create a great vision for this area. (59:30)

Stephen Marcin, son of previous speakers, voiced his concerns of the polluted waters in the park that may harm birds. (1:00:47)

Joseph Dale, resident on Cade Circle near Bartlett Park, thanked Council for developing an action plan to clean up the park. He commented on the park's potential and his support of mitigation measures reported by Director Hopkins. In terms of park vegetation, he asked Council and staff to replace any overgrown vegetation with appropriate vegetation, and urged Council to remove the existing fencing to keep Bartlett Park open. (1:01:27)

Dr. Chuck Moniak, resident on Kingsdale Drive adjacent to Bartlett Park, expressed his desire for community members and the City to work together to clean up the park. He distributed a packet of photographs to Council depicting park graffiti, illegal construction, shopping carts, and the homeless population. He thanked Councilmembers Carchio and Coerper and Mayor Pro Tem Bohr for their support, and Director Engle for developing a short-term plan and goal of creating a long-term plan. He voiced concern of the potential for crime activity due to the close proximity of the homeless population and the adjacent daycare facility, and urged Council to be proactive and implement safety measures to keep children and citizens safe. (1:04:34)

Councilmember Coerper thanked staff for their efforts in working with the community to clean up Bartlett Park.

(City Council) AB 1234 Disclosure Reporting

City Clerk Flynn announced receiving a report from Mayor Pro Tem Bohr, which is available in the City Clerk's Office.

Councilmember Coerper reported attending the Downtown Los Angeles Renaissance Tour and the ULI Los Angeles District Council Young Leader Group on February 13, and the ULI Annual Conference - Reinventing Retail: Community, Mixed Use, and Environment in Los Angeles on February 14 and 15.

City Administrator's Report — None

Convened Huntington Beach Public Finance Authority Meeting — 7:10 p.m.

Call to Order

Public Finance Authority Roll Call

Present: Hansen, Hardy, Bohr, Cook, Coerper, Green, and Carchio.

Absent: None.

(City Council/Public Financing Authority) Joint Public Hearing Held — Adopted Public Financing Authority (PFA) Resolution No. 17 Authorizing the Issuance and Sale of Lease Revenue Bonds to Refund the Authority's Outstanding PFA Lease Revenue Bonds, 1997 Series A (Public Facilities Project), and to Refund a Portion of the Authority's Outstanding PFA Lease Revenue Bonds, 2000 Series A (Capital Improvement Financing Project)

Chair Cook announced that this is the time noticed for a public hearing to consider a communication from the Finance Director and the City Clerk transmitting the following **Statement of Issue**: Should the City of Huntington Beach and Huntington Beach Public Financing Authority (PFA) refinance prior debt issues in order to realize significant annual debt service savings.

Finance Director Dan Villella gave an oral report that included the fluctuation in interest rates and the review conducted by consultants and staff. He identified the net present value and economic savings of refinancing prior debt issues to be approximately \$700,000.

Councilmember Hansen indicated that while attending the League of Cities Annual Conference last year, he attended a seminar on bond potential, and explained a valid point made that cities that engage in the competitive bidding of these bonds were able to shave additional basis points off, versus sole sourcing or using a specific group. Director Villella responded that the bonds presented tonight for consideration would be part of the competitive bid process. In the future, Councilmember Hansen would like to investigate other market-driven competitive program opportunities, and offered to circulate the applicable materials he obtained from the conference.

Mayor Cook declared the public hearing open.

Jack Brooks, indicated that he had a prepared presentation but most of his concerns were addressed under Director Villella's report. He stated that since most financing requires interest be paid up front, he is of the opinion that the City would lose all those interest payments when it refinanced. He commented that Director Villella indicated that the term would not change, so he questioned if the City would lose interest from previous refinancings and/or from refinancing at this time. He discussed a theory of paying a loan off as soon as possible to realize a greater savings than you could by refinancing.

Councilmember Coerper inquired if the City would lose money by refinancing and what the costs would be. Director Villella clarified that there is no extension as to the time to pay off this debt, and that the savings are due to the interest rates. He also explained that the bonds mature annually at various interest rates, with the latest bonds maturing in the latter part of 2030 at 5.5% interest rate, and indicated that value and savings are factored into the net value savings of the anticipated \$700,000 as reported.

There being no further persons to speak on the matter and there being no further protests filed, either written or oral, the Mayor closed the public hearing.

A motion was made by Coerper, second Bohr to

Public Finance Authority: Adopt **Resolution No. 17**, "*A Resolution Authorizing the Issuance and Sale of Lease Revenue Bonds to Refund the Authority's Outstanding Huntington Beach Public Finance Authority Lease Revenue Bonds, 1997 Series A (Public Facilities Project), and to Refund a Portion of the Authority's Outstanding Huntington Beach Public Financing Authority Lease Revenue Bonds, 2000 Series A (Capital Improvement Financing Project), and Approving Related Documents and Official Actions.*"

and

City Council: Adopt **City Resolution No. 2008-10**, "*A Resolution Approving Proceedings by the Huntington Beach Public Finance Authority for the Issuance and Sale of Lease Revenue Bonds to Refund the Authority's Outstanding Huntington Beach Public Finance Authority Lease Revenue Bonds, 1997 Series A and to Refund a Portion of the Authority's Outstanding Huntington Beach Public Finance Authority Lease Revenue Bonds, 2000 Series A (Capital Improvement Financing Project), and Approving Related Documents and Official Actions.*"

and

Public Finance Authority: Adopt **Resolution No. 18**, "*A Resolution of the Huntington Beach Finance Authority Designating the Time and Place of the Regular Meetings*;

and

Public Finance Authority: Approve and Adopt the Minutes of December 17, 2007 from the Annual Meeting of the Huntington Beach Public Financing Authority as written and on file in the Office of the Secretary. The motion carried by the following roll call vote:

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

NOES: None

Adjournment — Public Finance Authority Meeting

Chair Cook adjourned the Huntington Beach Public Finance Authority Meeting and Reconvened the City Council/Redevelopment Agency Regular Meeting at 7:20 p.m.

Consent Calendar — Items Removed for Separate Discussion

(City Council) Approve Sole Source Procurement from Westnet, Inc., in the Amount of \$93,737 for Alarm Boxes in all Eight City of Huntington Beach Fire Stations

Consent Calendar — Items Approved

A motion was made by Hardy, second Hansen to approve the following Consent Calendar items as recommended:

(City Council) Adopted Resolution No. 2008-07 Finding and Declaring Weeds and Rubbish on Specific Properties to be a Public Nuisance and Fixing the City Council Meeting of May 5, 2008 as the Administrative Public Hearing Date for Protests and Objections to the Abatement Thereof Adopted **Resolution No. 2008-07**, "*A Resolution of the City Council of the City of Huntington Beach Finding and Declaring That Certain Weeds Growing in the City, and Rubbish and Refuse Deposited on Public Ways and Private Property are a Public Nuisance; and Fixing the Time for Hearing Protests and Objections to the Abatement Thereof.*" Submitted by the Director of Public Works. **Funding Source:** No funds are required at this time.

(City Council) Received and Filed the City Clerk's Quarterly Report Listing of Professional Service Contracts Filed in the City Clerk's Office Between October 1, 2007 and December 31, 2007 - Received and Filed 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 October 1, 2007 and December 31, 2007. Submitted by the City Clerk. **Funding Source:** No funds are required.

(City Council) Reviewed and Accepted the City Attorney's Quarterly Report of Activity for October 1, 2007 through December 31, 2007 — Reviewed and Accepted the City Attorney's Fourth Quarterly Report for October 1, 2007 through December 31, 2007. Submitted by the City Attorney. **Funding Source:** Not applicable.

(City Council) Approved the Amended Project Concept for the Orange County Transportation Authority (OCTA) Go Local Grant Program in Partnership with the Cities of Stanton, Westminster, and Fountain Valley to Conduct a Needs Analysis and Transit Connection Study — Approved the amended Go Local, Step One Project Concept overview to conduct a needs analysis and transit connection study. Submitted by the Director of Public Works. **Funding Source:** OCTA has allocated up to \$100,000 for each Orange County local agency to study alternatives. City participation funds are not required and not anticipated to be needed to complete the study effort.

(City Council) Adopted Resolution No. 2008-08 Accepting \$40,000 in Grant Funds from the Orange County Regional Integrated Waste Management Department for Recycling and Public Education Programs — Adopted Resolution No. 2008-08, "*A Resolution of the City Council of the City of Huntington Beach Accepting Funds From the Orange County Regional Recycling and Waste Diversion Grant Program.*" Submitted by the Director of Public Works. **Funding Source:** No funding is required for this action. Revenue of \$40,000 for recycling and public education programs is anticipated.

(City Council) Approved Project Plans and Specifications and Award Construction Contract in the Amount of \$167,123.40 to Golden State Constructors, Inc. for the Construction of Curb Access Ramps at Various Locations, MSC-453 and Authorized the Mayor and City Clerk to Execute Contract in a Form Approved by the City Attorney — 1) Approved the project specifications; 2) Accepted the lowest responsive and responsible bid submitted by Golden State Constructors, Inc. in the amount of \$167,123.40 for MSC 453; and, 3) Authorized the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney. Submitted by the Director of Public Works and the Director of Economic Development. **Funding Source:** Funds in the total amount of \$180,000 have been budgeted for this project from Community Development Block Grant (CDBG), FY 2007/08, Citywide ADA Ramps, Account No. 85782010.82300. The engineer's cost estimate for this project is \$170,000.

(City Council) Adopted Resolution No. 2008-09 Amending the Conflict of Interest Code Requiring Designated Employees and Members of City Boards, Commissions and Committees to File a Statement of Economic Interest; and, Reviewed and Approved the Amended City Code of Ethics — 1) Adopted Resolution No. 2008-09, "*A Resolution of the City Council of the City of Huntington Beach Amending Its Conflict of Interest Code;*" and 2) Reviewed and approved City Code of Ethics. Submitted by the City Attorney and the Deputy City Administrator. **Funding Source:** None.

(City Council) Approved and Authorized the Mayor and City Clerk to Execute the Trust Agreement with California Public Retirement System (CalPERS) to Provide Investment Services and Prefund Retiree Medical Benefits; Adopted Resolution No. 2008-11 Approving the Agreement with the California Employers Retiree Benefit Trust (CERBT) Program; and, Adopted Resolution No. 2008-12 Delegating the Authority to Request Disbursements From the CERBT — 1) Approved and authorized the Mayor and City Clerk to execute the California Employer's Retiree Benefit Trust Program (CERBT) Agreement and Election of the City of Huntington Beach to Prefund Other Post Employment Benefits Through CalPERS; 2) Adopted Resolution No. 2008-11, "*A Resolution of the City Council of the City of Huntington Beach Approving Agreement With the California Employers Retiree Benefit Trust Program and Authorizing the Mayor to Sign Such An Agreement on Behalf of the City;*" 3) Adopted Resolution No. 2008-12, "*A Resolution of the City Council of the City of Huntington*

Beach Delegating Authority to Request Disbursements From the California Employers Retiree Benefit Trust." Submitted by the City Treasurer, the Director of Human Resources and the Finance Director. **Funding Source:** There are sufficient appropriations in the 2007-2008 fiscal year (and subsequent years) for all of the required payments to the trust. Sufficient amounts will be appropriated in future years' budgets.

(City Council) Approved Sole Source Procurement from Westnet, Inc. in the Amount of \$93,737 for Alarm Boxes in all Eight City of Huntington Beach Fire Stations

Councilmember Coerper pulled this item from the Consent Calendar for staff clarification of costs. Fire Chief Duane Olson indicated that the Fire Department has funds for this project budgeted for the last three years and MetroNet has suggested that if the City doesn't repair the alarms, it may have delayed notifications from the Computer Aided Dispatch (CAD) system. Chief Olson added that the updated systems will allow messages to be identified by the various types of calls for emergency response, allowing Fire personnel to have a more specific idea as to what they are responding.

A motion was made by Coerper, second Carchio to approve sole source procurement from Westnet, Inc., for the purchase of fire station alarm boxes. The motion carried by the following roll call vote:

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

(City Council) Adopted Resolution No. 2008-14 Authorizing City Staff and its Legislative Lobbyist to Pursue Legislation Pertaining to Advertising Content on the Existing Freeway Readerboard Sign, Located South of the 405 Freeway and West of Beach Boulevard Along Center Avenue to Exempt Huntington Beach from Caltrans Requirements that Limit Advertising on the Sign to Businesses Within the Redevelopment Project Area

The City Council considered a communication from the Director of Economic Development transmitting the following **Statement of Issue:** The City has received notification from the Outdoor Advertising Division of the California Department of Transportation (Caltrans) that the existing freeway reader board sign, located south of the 405 Freeway and west of Beach Boulevard along Center Avenue, is not in compliance with Caltrans requirements that limit advertising on the sign to businesses within the redevelopment project area.

Stanley Smalewitz, Economic Development Director, called on Paul DaVeiga, Project Manager, to give an oral report to pursue legislation on the City's readerboard sign at the 405 Freeway and Beach Boulevard. Manager DaVeiga reported that City staff has received notification from Caltrans that the existing 405 freeway readerboard sign at Beach Boulevard along Center Avenue is not in compliance with Caltrans' requirements that limit sign advertising to businesses within the redevelopment project area. To resolve this issue, Manager DaVeiga identified two options proposed by Caltrans: 1) to expand the redevelopment project area to include all of the auto dealerships along Beach Boulevard; and 2) the introduction of special State legislation that would exempt Huntington Beach from the advertising limitations posed by Caltrans. Manager DaVeiga stated staff's desire to move forward with Option Two.

Councilmember Coerper asked if the proposed special legislation would be reviewed by the Intergovernmental Relations Committee (IRC), and Councilmember Hardy indicated that the IRC supports the recommended action.

A motion was made by Green, second Hansen to Adopt **Resolution No. 2008-14**, "*A Resolution of the City Council of the City of Huntington Beach Supporting Special Legislation Pertaining to Advertising Content on the Existing Freeway Readerboard Sign.*" The motion carried by the following roll call vote:

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

(City Council) Adopted Resolution No. 2008-13 Approving a Memorandum of Understanding (MOU) Between the City of Huntington Beach and the Huntington Beach Firefighters' Association (HBFA) for the Period September 25, 2007 Through June 24, 2011

The City Council considered a communication from the Director of Human Resources transmitting the following **Statement of Issue**: The City and the Huntington Beach Firefighters' Association (HBFA) have tentatively agreed to enter into a new Memorandum of Understanding (MOU) for the period September 25, 2007 through June 24, 2011. **Funding Source**: Funding is contained in the current Fiscal Year 2007/2008 budget and funding will be included in the budgets for Fiscal Years 2008/2009, 2009/2010, 2010/2011. The cost to implement the HBFA MOU:

Bob Hall, Deputy City Administrator, gave a PowerPoint presentation that included the following information pertaining to the Huntington Beach Firefighters' Association MOU: Wage Increases for Years 2007 - 2011, Health Benefits, Retirement, Special Pays, Summary of Negotiated Provisions, Contract Language Updates, and Total Cost Summary.

A motion was made by Bohr, second Hansen to adopt **Resolution No. 2008-13**, "*A Resolution of the City Council of the City of Huntington Beach Approving a Memorandum of Understanding (MOU) Between the City of Huntington Beach and the Huntington Beach Firefighters' Association (HBFA) for the Period September 25, 2007 Through June 24, 2011.*" The motion carried by the following roll call vote:

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

(City Council) Adopted Ordinance No. 3797 Amending Ordinance No. 3661 Which Established the Huntington Beach Downtown Business Improvement District (BID)
(Approved for Introduction February 4, 2008)

Councilmember Carchio asked if the BID will have staff's oversight, similar to the monitoring process for the Huntington Beach Conference and Visitor's Bureau. Director Smalewitz indicated that since the BID would have a non-profit status, the City would not contribute to its operating budget nor have oversight, and therefore, any monies would be processed on a pass-through basis.

A motion was made by Coerper, second Hardy to after the City Clerk reads by title, adopt **Ordinance No. 3797**, "*An Ordinance of the City of Huntington Beach Amending Ordinance No. 3661 Which Established the Huntington Beach Downtown Business Improvement District.*" The motion carried by the following roll call vote:

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

(City Council) Approved for Introduction Ordinance No. 3799 Amending Chapter 13.52 of the Huntington Beach Municipal Code (HBMC) Relating to the City Parking Structures

Councilmember Coerper inquired if this action would apply to all City parking structures, and Attorney McGrath responded affirmatively.

A motion was made by Green, second Hansen to after the City Clerk reads by title, approve introduction of **Ordinance No. 3799**, "*An Ordinance of the City of Huntington Beach Amending Chapter 13.52 of the Huntington Beach Municipal Code (HBMC) Relating to the City Parking Structures.*" The motion carried by the following roll call vote:

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

Council Comments — (Not Agendized)

Mayor Pro Tem Bohr invited anyone interested to attend the second workshop to discuss the pending update to the Downtown Specific Plan and Downtown Parking Master Plan tomorrow night, Wednesday, February 20th at 6:00 pm, at the downtown Art Center.

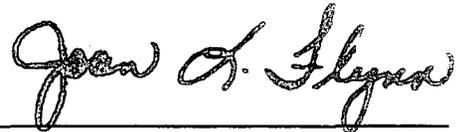
Councilmember Carchio reported attending the *Relay for Life* kickoff on February 15 at the Waterfront Hilton; the walk is scheduled for June 21-22 at a location in Huntington Beach yet to be determined. On February 15, he reported attending the funeral of Randall Simmons, the Los Angeles SWAT officer recently killed in the line of duty, and expressed his sympathy to the Simmons family.

Councilmember Coerper thanked Councilmember Carchio and Mayor Pro Tem Bohr for attending recent Eagle Scout Courts of Honor for Adam Clark, Eric Robert Moreland and James Michael Noehren. He stated that in the future, he will be presenting an H-item for celebratory events to honor Eagle Scout Courts of Honor for boys and Gold Awards for girls.

Councilmember Green announced the recent passing of long-time Huntington Beach citizen, Boots Morris. She also invited anyone interested to attend the Community Emergency Response Team (CERT) Prep Fair on Saturday, February 23 from 10:00 a.m.-2:00 p.m., at the Church of Jesus Christ Latter Day Saints (LDS), 531 McFadden in Huntington Beach.

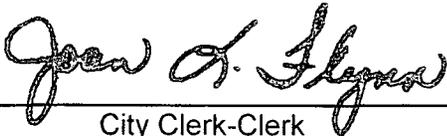
Council/Agency Adjournment

Mayor Cook adjourned the regular meeting of the City Council/Redevelopment Agency of the City of Huntington Beach at 7:39 p.m., to Monday, March 3, 2008, at 4:00 p.m., 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