

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

Monday, August 7, 2006  
4:00 P.M. - Room B-8  
6:00 P.M. - Council Chambers  
Civic Center, 2000 Main Street  
Huntington Beach, California 92648

**An audiotape of the 4:00 p.m. portion of this meeting  
and a videotape of the 6:00 p.m. portion of this meeting  
are on file in the Office of the City Clerk.**

The 4:00 p.m. portion of the meeting was recessed by Deputy City Clerk Kelly Mandic to 5:30 p.m. in room B-8 due to a lack of quorum.

**Call to Order**

**City Council/Redevelopment Agency Meeting Roll Call**

Mayor Sullivan called the regular meeting of the City Council/Redevelopment Agency of the City of Huntington Beach to order at 5:40 p.m. in the Council Chambers.

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

Councilmember Green, Councilmember Cook, and Mayor Sullivan were present but out of the room at the time of the roll call.

**The City Clerk Announced No Late Communications Pertaining to the 5:30 P.M. Portion of the Meeting**

Pursuant to the Brown (Open Meetings) Act, City Clerk Joan L. Flynn announced no Late Communications regarding the Closed Session item had been received by her office following distribution of the agenda packet.

**No Public Comments Regarding the 5:30 P.M. Portion of the Council Meeting**

**Motion to Recess to Closed Session – Approved**

A motion was made by Coerper, second Hardy to recess to Closed Session on the following item. The motion carried by the consensus of all present, Green, Sullivan, and Cook out of the room.

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

**Reconvened City Council/Redevelopment Agency Meeting – 6:09 p.m.**

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

**No Actions Taken in Closed Session Which Require a Reporting Pursuant to Government Code Section 54957.1(a) (3) (B).**

**Pledge of Allegiance/Flag Salute** - Pledge of Allegiance led by Councilmember Green

**Invocation** - Led by Mayor Dave Sullivan

**The City Clerk Announced Late Communications**

Pursuant to the Brown (Open Meetings) Act, City Clerk Joan L. Flynn announced Late Communications regarding agenda items that had been received by her office following distribution of the agenda packet:

Communication submitted by Robert F. Beardsley, P.E., Director of Public Works dated August 7, 2006 and titled *Late Communication Item D-2, Adopt Resolutions Amending the Fee Schedule for Public Works and City Clerk.*

Communication submitted by Robert F. Beardsley, P.E., Director of Public Works dated August 7, 2006 and titled *Late Communication, City Council Agenda August 7, 2006 - Agenda Item G-2b - Accept Sewer Service Charge Performance Audit and Adopt Ordinance for Sewer Charge Modifications.*

Communication submitted by Bridget Byrne dated August 7, 2006 and titled *Agenda Item H-2a.*

**The Following Communications Were Submitted During the Meeting:**

PowerPoint presentation submitted by Topper Horack, undated and untitled.

Communication submitted by John Tepel, undated, titled *In L.A., Money Can Pave the Way for Sidewalk Repairs.*

**Presentation** - Mayor Sullivan called on Ron McLin from the Huntington Beach Restaurant Association who presented checks to Principal Librarian Nancy Williams for the Children's Library and Mayor Pro Tem Gil Coerper for the Huntington Beach 3-1 Committee. The money presented was from the Taste of Huntington Beach fundraiser.

Mr. McLin described the success of the fundraising event. Librarian Williams thanked the Restaurant Association and explained the \$38,000 is earmarked for over 2,000 new children's books. She also thanked the Friends of the Children's Library for the funds raised towards programs and remodeling. Mayor Pro Tem Coerper thanked the Mayer Corporation and Mr. McLin for the donation of \$13,000 to the 3-1 Committee.

**Presentation** - Mayor Sullivan called on Mayor Pro Tem Coerper who presented Police Chief Ken Small with a hat from Fort Polk, where Chief Small had spent time while in the U.S. Army. The Mayor Pro Tem received the hat from his son, who is currently serving at Fort Polk.

**Presentation** - Mayor Sullivan called on Mayor Pro Tem Coerper and Economic Development Director Stanley Smalewitz who presented City Administrator Penny Culbreth-Graft with a plaque to recognize her leadership in the Huntington Beach women-built Habitat for Humanity project.

### **Public Comments**

**Topper Horack** gave a PowerPoint report regarding the portion of the agenda that provides information pertaining to public comments, and about a web log he said was created by Councilmember Don Hansen, stating he was offended by comments made on the site. (14:50)

**Gerald Chapman**, President of Bolsa Chica Land Trust, spoke regarding a City staff request made to the Coastal Commission for postponement in hearing the LCP for the upper Bolsa Chica Wetlands. He asked why the delay was requested, stating his opinion that either the City was unprepared to argue its position, or that the developer felt its consultants could not refute the opponents opinion. (18:01)

City Administrator Culbreth-Graft asked acting Planning Director Scott Hess to address the previous speaker's question. Acting Director Hess explained the reason for the request for continuance was two-fold: the report was received by staff about a week ago, and included a 45-page addendum; also, the suggested modifications and complexity of the issue require further staff review.

**Jim Knapp**, lifelong resident, urged Council to vote in favor of reviewing the street reconstruction petition process. He stated he lives on Palisade Drive and has concerns with the condition of the sidewalks and standing water. He voiced his opinion the current program is wasteful, and asked Council to instruct staff to begin a comprehensive review of the program. (20:50)

**Tim Geddes**, southeast Huntington Beach resident, stated he is disturbed by the ballot language of the senior center measure. He voiced concerns with the ballot argument, the proposed use of developer fees, and future funding for the maintenance of the proposed center. (23:38)

**John Strada**, resident of Huntington Shorecliff Mobilehome Park, asked Council to protect the Mobilehome Conversion Ordinance as previously adopted by Council. He opined many elderly people might lose their homes if the ordinance is rescinded. (26:31)

**Brenda Schock**, resident of Huntington Shorecliff Mobilehome Park, voiced her opinion the lawsuit filed by mobile home park owners is frivolous. She stated concerns about the individuals at risk of being rendered homeless or bankrupt if the ordinance is rescinded and asked Council to support the ordinance. (29:33)

**John Tepel**, business owner and resident at the corner of Wheeler Circle and Brush Drive, stated he is concerned with a reduction in his property value since the mature trees were removed from the street. He submitted a copy of a newspaper article and asked Council to review the ideas contained therein, stating the City of Los Angeles removed only fifty trees last year. Mr. Tepel voiced his support for the Citizens' Emergency Response Team (CERT) and disaster preparedness programs and his opposition to the removal of trees in the City. (32:46)

**Judie Smith** voiced concerns with any changes in the Mobilehome Conversion Ordinance and stated her mother may lose her home if the ordinance is overturned. (35:43)

**Lorina Smith**, Second Harvest Food Bank Food Drive Coordinator, thanked Mayor Sullivan for the City's support of the event. She announced the first citywide food drive occurred in the year 2000, and that last year's drive resulted in a large increase in donations. Ms. Smith encouraged residents to participate in this year's drive and to call 714-771-1343 x139 for further information. (36:23)

**Theresa Chaque** spoke regarding the trees that were recently removed from her street and the birds that she said were living in a tree. She described the demolition of the trees and curbs and gutters and opined no improvements were made. (38:37)

**Bob Watts**, Surf City Senior, spoke regarding the existing senior center stating the computer center has been closed for four months every Thursday and Friday. He voiced his opinion a larger center is not needed. Mr. Watts suggested adding the Kettler School site as a senior center and refurbishing the existing senior center to service more seniors. (41:54)

Mayor Sullivan commented on statements made earlier by Topper Horack, stating it was inappropriate to attack Councilmember Hansen's integrity. He apologized to Councilmember Hansen for the occurrence and stated he admires his restraint. Councilmember Hansen clarified he did not sacrifice his First Amendment rights when he became a member of Council.

**(City Council) Announcement Made by Councilmembers Hardy and Bohr, Council Liaisons to the Youth Board, of Appointments of Rebecca Clopp, Kevin Edwards, Angelika Dimopoulos, Katherine Do, and Ashley Stickler, and Reappointments of Natalie Kumaratne, Amelia Huss, Dorey Poder, and Ann Quan**

The City Council considered a communication from Jill Hardy, City Council Member and Keith Bohr, City Council Member - Council Liaisons to Youth Board, transmitting the following **Statement of Issue**: As City Council liaisons to the Youth Board, we received twenty-one new applications and four requests for reappointment to the Huntington Beach Youth Board. All of the new applicants were offered interviews.

Councilmember Hardy congratulated the appointees and thanked those who have served.

Councilmember Bohr commented on the quality of every candidate.

A motion was made by Hardy, second Bohr to **1.** Approve the appointments of Rebecca Clopp, Kevin Edwards, Angelika Dimopoulos, Katherine Do, and Ashley Stickler to the Youth Board with their term to expire in June 2007; and **2.** To reappoint Natalie Kumaratne, Amelia Huss, Dorey Poder, and Ann Quan to the Youth Board with their term to expire in June 2007. The motion carried by the following roll call vote:

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

**City Administrator Penny Culbreth-Graft Announced Availability of the 2006/2007 Budget Proposal**

City Administrator Penny Culbreth-Graft announced the 2006/2007 Budget Proposal is now available on City's website, [www.surfcity-hb.org](http://www.surfcity-hb.org).

**City Attorney's Report of Litigation Filed – None**

**(City Council) Public Hearing Held – Approved a Proposed Revision to Drainage Fees Reflecting the Increased Cost of Construction; Adopted Resolution No. 2006-23 Establishing the Schedule for Drainage Fees; and, Approved for Introduction Ordinance No. 3741 Amending the Huntington Beach Municipal Code Relating to Drainage Fees (Postponed from the June 5, 2006 Meeting)**

Mayor Sullivan announced that this was the time noticed for a public hearing to consider the following:

A revision to the Drainage Fee is proposed to reflect the increased cost of construction. Funding Source: No funding is required for this action.

Legal notice as provided to the City Clerk's Office by staff had been published and posted.

Principal Civil Engineer Todd Broussard presented an oral report.

Councilmember Bohr inquired about fee minimums and the impact of this item on pending applications. Engineer Broussard explained the fees are by acre, or divided by portion of acre. City Attorney Jennifer McGrath clarified the ordinance would not take effect for approximately 45 days.

Mayor Sullivan declared the public hearing open.

The City Clerk announced no Late Communications that pertain to this public hearing.

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

A motion was made by Coerper, second Hardy to **1)** Adopt Ordinance No. 3741, *An Ordinance of the City of Huntington Beach Amending Chapter 14.48 of the Huntington Beach Municipal Code Relating to Drainage Fees*; and **2)** Adopt Resolution No. 2006-23, *A Resolution of the City of Huntington Beach Establishing the Schedule for Drainage Fees Authorized by Huntington Beach Municipal Code Chapter 14.48*. The motion carried by the following roll call vote:

AYES: Bohr, Coerper, Sullivan, Hardy, Hansen, and Cook  
NOES: None  
ABSENT: Green (Councilmember Green was out of the room at the time of the vote.)

**(City Council) Public Hearing Held – Approved Adoption of Resolution No. 2006-46 Amending Resolution No. 2005-74 (City Fee Schedule) – Miscellaneous Services Provided by the City Clerk and Public Works Department; and, Adopted As Amended by Late Communication Resolution No. 2006-47 Amending Resolution No. 2005-75 (Citywide Fee Schedule) – Establishing New Development Fees for Various Services Provided by the Public Works Department**

Mayor Sullivan announced that this was the time noticed for a public hearing to consider the following:

Amendments to the City Fee Schedule must be made through adoption of new resolutions. The Public Works Department and City Clerk's Office request fee updates. As development related fees are effective 60 days after adoption, and miscellaneous fees are effective immediately, two resolutions have been prepared. Funding Source: No funding is required. Minor adjustments to General Fund revenue are possible and discussed in the analysis.

Legal notice as provided to the City Clerk's Office by staff had been published and posted.

Deputy Public Works Director Dave Webb presented an oral report and described amendments to the Recommended Action requested in a Late Communication submitted by Public Works Director Beardsley.

Mayor Sullivan declared the public hearing open.

The City Clerk restated for the record the following Late Communication which pertains to this public hearing:

Communication submitted by Robert F. Beardsley, PE, Director of Public Works dated August 7, 2006 and titled *Late Communication Item D-2, Adopt Resolutions Amending the Fee Schedule for Public Works and City Clerk*.

Councilmember Green asked for clarification on any fee reductions. Deputy Director Webb explained the Recommended Action reflects a reduction in the Overhead Rate and Encroachment Permit Fees.

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

A motion was made by Green, second Coerper to **1)** Adopt Resolution No. 2006-46, *A Resolution of the City Council of the City of Huntington Beach Amending Resolution No. 2005-74 Entitled, 'A Resolution of the City Council of the City of Huntington Beach Establishing a City Fee Schedule' for City Clerk and Public Works Services (Supplemental Fee Resolution No. 4.);* and **2)** Adopt **as amended by Late Communication** Resolution No. 2006-47, *A Resolution of the City Council of the City of Huntington Beach Amending Resolution No. 2005-75 Entitled, 'A Resolution of the City Council of the City of Huntington Beach Establishing a Citywide Fee Schedule,' and Establishing New Development Fees for Various Services Provided by the Public Works Department (Supplemental Fee Resolution No. 5.)* The motion carried by the following roll call vote:

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

### **Consent Calendar – Items Approved**

A motion was made by Green, second Coerper to approve the following Consent Calendar items, as recommended. The motion carried by the following roll call vote:

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

**(City Council/Redevelopment Agency) Approved and Adopted Minutes** - Approved and adopted the minutes of the City Council/Redevelopment Agency Regular Meeting of July 3, 2006 and July 17, 2006 as written and on file in the Office of the City Clerk. Submitted by the City Clerk.

**(City Council) Accepted Grant Award, Approved Agreement with the County of Orange for Federal Fiscal Year 2005 Department of Homeland Security Grant Program for the Purchase of Equipment/Services and Reimbursement of Training Costs Associated with Homeland Defense and Appropriated Funds in the Amount of \$600,000** - **1)** Accepted the Department of Homeland Security Grant between the County of Orange and the City of Huntington Beach for federal fiscal year 2005; **2)** Approved and authorized the Fire Chief to execute the Agreement between the County of Orange and the City of Huntington Beach allowing the City to accept funding, equipment and/or property from the Department of Homeland Security grant for 2005; and, **3)** Approved the appropriation of up to \$600,000 to be reimbursed by the grant from the Department of Homeland Security via the County of Orange. Submitted by the Fire Chief. Funding Source: Grant funds not anticipated in the original FY 2005/06 City budget, estimated to be up to \$600,000, will be fully reimbursed by the grant from the Department of Homeland Security. No other matching or in-kind City funds are required for this grant. A new business unit will be established for this funding.

**(City Council) Accepted Grant Award From the Bill and Melinda Gates Foundation and Appropriated Expenditure of \$25,500 for Library Access Public Computers** - **1)** Accepted grant award in the amount of \$25,500 from the Bill and Melinda Gates Foundation; **2)** Authorized expenditures of \$25,500 for new computers; and **3)** Appropriated funds into Account Number to be determined by the Finance Department. Submitted by the Director of Library Services. Funding Source: New grant - from the Bill and Melinda Gates Foundation not anticipated in the 2005/06 budget adoption.

**(City Council) Accepted Grant Award, Approved a Two-Year Grant Agreement with the California Office of Traffic Safety (OTS) for the Driving Under the Influence Enforcement Team Program and Appropriated Funds in the Amount of \$664,130 -** **1)** Approved and accepted the two-year agreement #AL0756 between the State of California, Office of Traffic Safety and the City of Huntington Beach and authorized the Chief of Police to execute the Agreement; **2)** Approved the appropriation of \$664,130 into a new fund to be reimbursed by the grant from the Office of Traffic Safety; **3)** Established a separate fund for this grant funding; and **4)** Authorized the Chief of Police to expend up to \$664,130 plus any accrued interest on the DUI Enforcement Team program. Submitted by the Chief of Police. Funding Source: This is a two-year reimbursable grant, which is funded by the State of California, Office of Traffic Safety, through the National Highway Traffic Safety Administration, in the amount of \$664,130, for the period of October 1, 2006 through December 31, 2008 (total of 27 months). The grant, which was not anticipated for the original budget, will be established upon approval by the City Council. The appropriation for FY 06/07 budget year under this grant will be fully offset by this new revenue. In FY 07/08 budget year, the City is required to match approximately \$133,502 for the two officer positions. In FY 08/09 budget year, another City match fund is required in an amount of \$44,501 for the two officer positions.

Councilmember Green highlighted a total of almost \$1.3 million in grant awards received by the City for Fire, Police, and Library reimbursements.

**(City Council) Approved Purchase and Authorized Appropriation of Funds in the Amount of \$69,969 for Automated Issuance Management System (AIMS) Electronic Handheld Parking Citation Computers -** **1)** Approved the purchase of 16 AIMS Ticketer 3000i Citation devices; **2)** Authorized the Chief of Police to appropriate \$69,969 from the SAAV fund; and **3)** Authorized the Chief of Police to expend \$69,969 for the purchase of 16 AIMS Ticketer 3000i Citation devices. Submitted by the Chief of Police. Funding Source: Appropriate \$69,969 from the Services Authority for Abandoned Vehicles (SAAV) fund 875.

**(City Council) Approved Change Order Increase in the Amount of \$240,000 for Contract with Nobest, Inc. to Complete Necessary Pavement Overlays and Possibly Construct ADA Access Ramps That Have Been Requested, MSC-430-** Approved an increase in the change order amount of \$240,000 for Nobest, Inc. for MSC-430, Reconstruction of Various Residential Streets. Submitted by the Director of Public Works. Funding Source: Funds in the amount of \$240,000 are budgeted in Measure M funds, Pedestrian Improvements, Account No. 21390004.82300.

Councilmember Green highlighted Measure M funds in the amount of \$240,000.

**(City Council) Approved Plans and Specifications and Awarded 20-Inch Downtown Water Transmission Main, Well Anode Rehabilitation Contract CC-1276 in the Amount of \$104,261 to Corpro Companies, Inc. -** **1)** Approved plans and specifications; **2)** Accepted the lowest responsive and responsible bid submitted by Corpro Companies, Inc., in the amount of \$104,261.00; **3)** Authorized the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney; and **4)** Authorized the Director of Public Works to approve up to thirty percent (30%) in construction change orders. Submitted by the Director of Public Works. Funding Source: Funds are budgeted in the Water Fund, Account 50691006.82100. With contingency and supplemental expenses, the full project cost will be approximately \$150,000.

**(City Council) Approved Change Order Increase in the Amount of \$49,000 for Contract CC-1166 with Lonerock, Inc. to Complete the Michael Drive Storm Drain Project** - Recommended an increase in the change order amount of an additional \$49,000 to Michael Drive Storm Drain, CC-1166. Submitted by the Director of Public Works and Director of Economic Development. Funding Source: Funds in the amount of \$696,200 were budgeted for the project in Community Development Grant (CDBG) Storm Drain Repairs, Drainage Improvements Account No. 86288007.82500. Additional funding for the contract change order, in the amount of \$49,000, has been allocated from CDBG unprogrammed funds.

**(City Council) Approved City Council Position on Legislation Pending Before the Federal, State, or Regional Governments as Recommended by the City Council Intergovernmental Relations Committee (IRC)**

The City Council considered a communication from Councilmember Jill Hardy, Chair, Intergovernmental Relations Committee, on behalf of members, Mayor Pro Tem, Gil Coerper and Councilmember Don Hansen transmitting the following **Statement of Issue**: Approve a City Council position as recommended by the City Council Intergovernmental Relations Committee (IRC) on legislation pending before a federal, state, or regional government, and authorize the Mayor to communicate the City's position to the elected members of the federal or state legislature, or regional body.  
**Funding Source**: Not Applicable

Councilmember Hansen highlighted the committee's recommendation to support of AB 3005 (Emmerson) and the bill's relevance to concerns recently expressed by residents on residential care facilities.

A motion was made by Hardy, second Cook to:

1. **OPPOSE - AB 1368 (Umberg)** Workers' Compensation: Apportionment Presumption - as amended 06/25/06
2. **SUPPORT - AB 3005 (Emmerson)** Residential Care Facilities - as amended on 05/21/06
3. **SUPPORT - SB 1374 (Cedillo)** Taxpayer Information - as amended 06/21/06
4. **SUPPORT - SB 1125 (Chesbro)** Natural Resources Funding - as amended 05/21/06
5. **REMOVE OPPOSITION - AB 2922 (Jones)** Housing Set Aside - as amended 06/21/06

The motion carried by the following roll call vote:

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

**(City Council) Adopted Urgency Ordinance No. 3748 Establishing a Forty-Five (45) Day Moratorium With Specific Findings Regarding the Detriment to the Public's Health, Welfare and Safety on the Installation of Wireless Telecommunication Facilities in the Public Right-Of-Way, and Declaring the Urgency Thereof, to Take Effect Immediately and Direct Staff to Revise City Regulations Accordingly**

Councilmember Hansen inquired about the relevance of the moratorium if the City is pursuing a contract with a Wi-Fi vendor. City Attorney McGrath confirmed it could be relevant. Councilmember Hansen asked Council to be mindful of conflicts that could prevent the City from taking advantage of opportunities.

Mayor Pro Tem Coerper inquired about current litigation with Verizon and for clarification on the danger to the health and welfare of the public. Attorney McGrath stated the current litigation would not prohibit a moratorium if adopted. She explained risks to pedestrians when objects are placed in the public right of way sidewalks or parkland.

Councilmember Green asked about a Southern California Edison decision pertaining to using poles for Wi-Fi. Attorney McGrath stated she has no knowledge of that decision.

A motion was made by Hardy, second Cook to after the City Clerk read by title, adopt Ordinance No. 3748 - *An Interim Ordinance of the City Council of the City of Huntington Beach Establishing a Temporary Moratorium on the Installation of Wireless Telecommunication Facilities in the Public Right-Of-Way, and Declaring the Urgency Thereof, to Take Effect Immediately*. The motion carried by the following roll call vote:

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

**(City Council) Approved for Introduction Ordinance No. 3746 Amending Chapter 2.76 of the Huntington Beach Municipal Code Relating to Competitive Service Regulations by Adding the Position of Ambulance Operator**

A motion was made by Coerper, second Hardy to after City Clerk read by title, approve Introduction of Ordinance No. 3746, *An Ordinance of the City of Huntington Beach Amending Chapter 2.76 of the Huntington Beach Municipal Code Relating to Competitive Service Regulations*. The motion carried by the following roll call vote:

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

**(City Council) Accepted Sewer Service Charge Performance Audit – No Action on Ordinance No. 3747 Amending Chapter 14.55 of the Huntington Beach Municipal Code Relating to Rates, Charges and Annual Consumer Price Index for all Urban Consumers (CPIU)**

A motion was made by Hardy, second Coerper to **as amended** accept Sewer Service Charge Performance Audit and take **no action** on Ordinance No. 3747, *An Ordinance of the City of Huntington Beach Amending Chapter 14.55 of the Huntington Beach Municipal Code Relating to the Rates, Charges, Annual CPIU Adjustment, and Billing Methodology for the Sewer Service User Charge*. The motion carried by the following roll call vote:

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

**(City Council) Approved for Introduction Ordinance No. 3749 Amending Chapter 2.07.070 of the Huntington Beach Municipal Code Relating to Election Cycles**

Councilmember Green asked for clarification on elimination of past contributions. Attorney McGrath explained Council could modify election cycles going forward, however not with past contributions. Councilmember Cook opined contributions cover an election cycle and Council sets the date when the election year ends. Attorney McGrath clarified the \$300 maximum contribution is per campaign rather than per four year period.

A motion was made by Coerper, second Hardy to after the City Clerk read by title, approve Introduction of Ordinance No. 3749, *An Ordinance of the City of Huntington Beach Amending the Huntington Beach Municipal Code by Amending Section 2.07.070 Relating to Election Cycles*. The motion carried by the following roll call vote:

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

**(City Council) Appointed Voting Delegate and Alternate to the Annual League of California Cities Conference**

The City Council considered a communication from Mayor Sullivan transmitting the following **Statement of Issue**: The Annual Conference for the League of California Cities will be held in San Diego, September 6-9.

An important aspect of the annual conference is the annual business meeting when the membership takes action on conference resolutions. Each city is entitled to one vote in matters affecting municipal or League policy. The League has requested that we notify them no later than Tuesday, August 15 of the names of our delegate and alternate.

Mayor Pro Tem Coerper and Councilmembers Bohr, Cook, Green, and Hansen are currently registered to attend.

Mayor Sullivan gave an oral report.

Councilmember Cook requested an amendment to the Recommended Action – to remove her name as alternate and appoint an alternate voting delegate who is able to attend the entire meeting.

Councilmember Green stated she would attend the entire meeting.

A motion was made by Coerper, second Hardy to **as amended** appoint Mayor Pro Tem Coerper to serve as the voting delegate and Councilwoman Cathy Green to serve as the alternate voting delegate for the City of Huntington Beach at this year's Annual Conference of the League of California Cities, September 6-9. The motion carried by the following roll call vote:

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

**(City Council) Approved Review of Street Reconstruction Petition Process**

The City Council considered a communication from Councilmember Keith Bohr transmitting the following **Statement of Issue**: The City Council recently concluded a series of agendized discussions concerning street reconstruction projects that were initiated by citizen petitions. During these discussions over the past six months, it became clear that the process is in need of revision so that the limited resources of the city can be best distributed to those streets that are most in need of reconstruction.

Councilmember Bohr gave an oral report.

Mayor Pro Tem Coerper asked for clarification on the Recommended Action. Councilmember Bohr explained the proposed direction to staff and clarified his intent to freeze the list until further action by Council.

Councilmember Hardy voiced her support for the Recommended Action and stated the Beautification, Landscape, and Tree (BLT) Subcommittee would attempt to address amending the process. She asked Public Works staff to address the grinding of tree roots as a substitute to tree removal and commented on the history of sidewalk and street repairs in the City. Director Beardsley described efforts made by staff to save the trees.

Councilmember Green inquired about driveway repairs, future lists for street repairs, and asked staff to address non-residential streets that need repairs. Director Beardsley explained often driveway repairs are necessary to align the concrete with the gutters. He clarified the Recommended Action only addresses the current petition list, and stated some streets with sidewalk issues have residents who do not want the trees removed.

Councilmember Cook asked the BLT Subcommittee to address the use of rubber in sidewalk repairs. Director Beardsley commented on investigation into rubber use, stating it is an expensive product that does offer improved technology.

A motion was made by Bohr, second Coerper to:

**1.** Freeze the current street tree petition list for six months. The current order of work will continue on the established list, but no further citizen-initiated petitions will be accepted during this period; and **2.** Direct staff to work with the City Council's Beautification, Landscape and Tree Subcommittee, to develop a comprehensive, amended process that will: (a) Equitably deal with those streets on the established petition list; and (b) Ensure that new streets added to this, or a similar petition list, are ranked according to relative need, and ensure that the rules of the revised petition process are clearly enumerated to minimize any misunderstanding of the process or the city's responsibilities.

The motion carried by the following roll call vote:

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

**(City Council) Mayor Pro Tem Coerper Congratulated Eagle Scout Ryan Alexander Camire**

Mayor Pro Tem Gil Coerper announced his attendance at the Eagle Scout Court of Honor for Ryan Alexander Camire of Troop 558.

**(City Council) Councilmember Green Congratulated Eagle Scouts Alex Russell Bostelman and Ian Andrew Perez**

Councilmember Cathy Green announced she had attended the Eagle Scout Court of Honor for Alex Russell Bostelman and Ian Andrew Perez.

**Adjournment – City Council/Redevelopment Agency**

Mayor Sullivan adjourned the regular meetings of the City Council/Redevelopment Agency of the City of Huntington Beach at 7:37 p.m. to Monday, August 21, 2006, at 4:00 p.m., in Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California.

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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:**

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City Clerk-Clerk

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Mayor-Chair