

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

Monday, May 5, 2008
4:00 PM - Council Chambers
6:00 PM - Council Chambers
Civic Center, 2000 Main Street
Huntington Beach, California 92648

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

The 4:00 PM portion of the Council meeting regularly held in Room B-8 convened in the Council Chambers.

Call to Order

Mayor Cook called the regular meeting of the City Council/Redevelopment Agency of the City of Huntington Beach to order at 4:04 PM, in Council Chambers.

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

(Councilmember Coerper arrived at 4:15 PM)

The Senior Deputy City Clerk Announced Late Communications

Pursuant to the Brown (Open Meetings) Act, Senior Deputy City Clerk Rebecca Ross announced no communications were received by the City Clerk's Office pertaining to the Closed Session portion of the meeting.

Public Comments — None

Motion to recess to Closed Session — 4:05 PM

A motion was made by Green, second Hardy 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 54956.8, the City Council recessed into Closed Session to give instructions concerning price and terms of payment to the City's Negotiator, Deputy City Administrator Bob Hall, regarding negotiations with the Huntington Beach City School District for the purchase or exchange of up to 10.12 acres of real property located at 20451 Craimer Lane in Huntington Beach and the purchase, sale or exchange of APN 114-150-94 in the City of Huntington Beach.

(City Council) Closed Session - Pursuant to Government Code Section 54957, the City Council recessed into Closed Session to discuss the following personnel matter: Subject: Recruitment of City Administrator

Reconvened City Council/Redevelopment Agency Meeting — 6:00 PM

There Were No Actions Reported By The City Attorney Taken During Closed Session Pursuant to Government Code §54957.1(a) (3) (B).

City Council/Redevelopment Agency Roll Call

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

Absent: None

Pledge of Allegiance/Flag Salute — Led by Councilmember Don Hansen

Invocation — Provided by Peggy Price, Greater Huntington Beach Interfaith Council

Special Presentation — National Tourism Week, May 10 - 18, 2008

Shirley Dettloff, former Mayor and President of the Huntington Beach Conference and Visitors Bureau, was joined by Doug Traub, Executive Director of the Huntington Beach Conference and Visitors Bureau, to thank Council for acknowledging National Tourism Week, May 10-18, 2008. Mrs. Dettloff gave a PowerPoint presentation titled *Tourism Works for Huntington Beach*, which highlighted the importance of tourism and the monetary benefits it provides to all citizens of Huntington Beach. Director Traub stated that communities throughout the nation are celebrating National Tourism Week and recognizing it as an important element in all economies. Mayor Cook thanked them for tonight's presentation and presented a proclamation for National Tourism Week.

Special Presentation — Mayor Bob Harvey — Waitakere, New Zealand

Mayor Cook introduced Bob Harvey, Mayor from our Sister City of Waitakere, New Zealand, who thanked Mayor Cook for inviting him to attend tonight's Council meeting and greeted everyone in his native language of the Maori. Mayor Harvey described elements of New Zealand's Maori culture and acknowledged America as a haven for hope and vision for the rest of the world. He discussed a recent trip he took to Shanghai, China and how positively the Chinese spoke of Americans. He informed the public that he has been visiting Huntington Beach for over 20 years, and gave examples of how the Sister City relationship has enriched his life. He presented Mayor Cook with a gift. She thanked Mayor Bob for his wonderful hospitality always shown to our visitors in New Zealand, and in particular those shown to her during the time she spent there five years ago.

Councilmember Green dedicated tonight's meeting to Leila Robitaille, wife of former Chief of Police Earle Robitaille, who recently passed away and Ann Mailman who was killed in an automobile accident in Fountain Valley last week.

The City Clerk Announced Late Communications

Pursuant to the Brown (Open Meetings Act), Senior Deputy City Clerk Rebecca Ross announced the following communications received by the City Clerk's Office following distribution of the agenda packet:

Communication submitted by Larry K. Gallup, dated April 28, 2008, and titled *Proposed Ordinance No. 3803 Amending Chapter 2.07 of HBMC*.

Communication submitted by Norm "Firecracker" Westwell dated May 5, 2008, and titled, *Late Communication in Support of Agenda Item G-1b*.

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>)

William Davis, Teamsters 911 General Counsel, spoke in support of Ordinance No. 3802 pertaining to the City's contract with the California Public Employees Retirement System (CalPERS), and thanked Councilmembers who have supported this contractual benefit on behalf of the employees he represents. He also voiced opposition, in consultation with Municipal Employees Association (MEA), to proposed Ordinance No. 3803 pertaining to campaign contribution limits. He stated that the current limit of \$300 serves the City well, and opening the door to big money invites government to be run by the "dollar bill." (17:41)

Councilmember Hansen asked Representative Davis what, if any, limitations are placed on his union for contributions to independent campaigns. Mr. David replied that Teamsters Local 911 has a local political action committee (PAC), and for various elections they do donate in excess of \$300, but they impose their own limitations for contribution. Councilmember Hansen inquired if a specific limitation is imposed for independent expenditure, and Representative Davis responded that there are no limitations.

John Merzweiler spoke to Council about a personal encounter he had with a particular Huntington Beach Police Officer. He explained that he approached the Officer to discuss his involvement with a previous shooting that occurred in Huntington Beach, and voiced concern for the Officer's perceived temper. He requested Council investigate this Officer's ability to remain on the Huntington Beach police force. (20:33)

Connie Boardman, former Mayor, spoke in opposition to increasing campaign contribution limits in proposed Ordinance No. 3803, and thanked Mayor Cook, Mayor Pro Tem Bohr and Councilmember Hardy for their support of trying to keep limits at the current \$300 per contributor. She acknowledged the increased costs of running a campaign today, but discussed the feasibility of raising the limits minimally, and not eliminate the limits altogether. She stated her support of increasing limits up to a maximum of \$500, and urged Council to oppose the adoption of this ordinance as it was presented for first reading with no limits. (22:08)

Grace Winchell, former Mayor, spoke in opposition to increasing campaign contribution limits in proposed Ordinance No. 3803, and noted the abuses that come into politics because of money. She stated that increasing campaign contribution limits is directly against the tide of public opinion, and suggested Council work with the City Attorney to place requirements on the

political action committees (PACs) to reveal how contributions are received and what special interest(s) they represent. She urged Council to work in this direction versus against the public's will to not raise campaign contribution limits for individual candidates. (24:09)

Joe Shaw spoke in opposition to increasing campaign contribution limits in proposed Ordinance No. 3803, and discussed the perceived negative reputation of Huntington Beach politicians. In an attempt to heal and move forward in a positive direction for the City's campaign process, he urged Council to preserve the integrity of our campaign process by maintaining a cap of \$300-\$500 on campaign contribution limits. (26:24)

Guy O'ffill spoke to Council about receiving a letter from the City's Finance Department requesting him to pay a business license tax as an independent contractor. He voiced objection to the City attempting to enforce State Law that allows for persons to be subject to this taxation with reported Form 1099 compensation. He described his frustration to be categorized as an independent contractor since he is a licensed broker working for a local mortgage corporation, acting as a salesperson. He added that other salespersons in the office received extension letters from the City, delaying enforcement of the business license tax until June 9 when a determination is made between the City and the Orange County Association of Realtors, explaining he did not receive an extension letter since he is classified as a broker. He urged Council to invoke their authority to enlarge the pool of those who qualify for an extension. (27:42)

Mark Bixby spoke in opposition to increasing campaign contribution limits in proposed Ordinance No. 3803, and responded to arguments made by those who support unlimited campaign contributions to improve transparency in government. It is his opinion that PACs would have to disclose their source of money just as individuals do under the current \$300 limit, and he explained why he does not believe the proposed limits would lessen the roles of PACs in campaigns. He urged Council to maintain the \$300 limit, or at most, adopt the contribution limits indexed to the cost of first-class postage. He encouraged Councilmembers to think this through clearly and better represent the citizens of Huntington Beach by defeating the proposed option of unlimited campaign contributions. (30:55)

Linda Scott spoke in opposition to increasing campaign contribution limits in proposed Ordinance No. 3803. She described a hypothetical scenario of running a campaign funded by deep pocket contributors versus a campaign organized in a grassroots fashion, and the benefits of keeping an even playing field. She urged Council to maintain the current limit of \$300, or at most, indexing contribution limits to the cost of first-class postage. (33:44)

Tim Geddes spoke in opposition to increasing campaign contribution limits in proposed Ordinance No. 3803, and voiced support for limitations remaining status quo of \$300. He discussed the perceived differences of State law versus local cities, and the benefits of providing more transparency by keeping limitations capped at \$300. He voiced concerns of partisan patrons and special interest groups having the ability to run campaigns and the perceived loss of grassroots campaigns, urging Council not to make the change in limitations open ended, stating his support of contributions not to exceed \$500 maximum. (36:30)

Councilmember Coerper indicated to Speaker Geddes that he would be happy to talk with him after the meeting about Speaker Geddes' email inquiry regarding Councilmember Coerper's vote at the Council meeting of April 21, 2008.

(City Council) AB 1234 Disclosure Reporting

Mayor Pro Tem Bohr submitted a report, which is available in the City Clerk's Office.

City Administrator's Report

Interim City Administrator Paul Emery acknowledged the efforts of the departments of Police, Fire, Public Works and Community Services for their outstanding efforts associated with the Association of Volleyball professionals (AVP) Huntington Beach Open event held May 1 - 4 at the Pier.

(City Council) Reviewed and Accepted Shari L. Freidenrich, City Treasurer's March 2008 Investment Summary Report Titled City of Huntington Beach Summary of City Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity for March 2008

Communication from City Treasurer Shari L. Freidenrich transmitting the Monthly Investment Report and Summary of Investments for March 2008.

Councilmember Coerper thanked Treasurer Freidenrich for an outstanding report.

Councilmember Green discussed a news article that reported higher interest rates for CDs, and questioned how it would affect City investments. Treasurer Freidenrich discussed the interest rate curves of short- and long-term rate fund investments.

Councilmember Carchio asked Treasurer Freidenrich if she anticipated the State taking away City funds. Treasurer Freidenrich explained how the State has already deferred funds such as the highway user tax consisting of approximately \$300,000, and she added that over the next six months, the City will no longer receive a monthly allocation; rather, a lump sum amount in September. Administrator Emery indicated that staff will continue to monitor the State's activities and with the position of Proposition 1A providing enhanced protection to municipal government, will continue to monitor what the State proposes in coordination with the California League of Cities.

A motion was made by Green, second Carchio to accept the Monthly Investment Report entitled *Summary of Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity for March 2008*, pursuant to Section 17.0 of the Investment Policy of the City of Huntington Beach. The motion carried by the following roll call vote:

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

(City Council) Administrative Public Hearing Held - Pursuant to Resolution No. 2008-07 Adopted February 19, 2008, Heard Protests and Objections Regarding Weed, Rubbish and Refuse Abatement of Certain Public and Undeveloped Private Properties at Owners' Expense

The Council considered a communication from the Director of Public Works transmitting the following **Statement of Issue**: Pursuant to Resolution No. 2008-07, a public hearing must be held before staff can initiate the removal of weeds, refuse and rubbish from undeveloped private properties at the owners' expense. **Funding Source**: Funds in the amount of \$20,000 are budgeted in the General Fund Weed Abatement Account No. 10085416.64620, for abatement of public and private properties. Costs for abatement of private properties will be added to the County Assessor's tax role.

Travis Hopkins, Public Works Director, gave a PowerPoint report titled *Annual Weed, Rubbish, and Refuse Abatement Program* which highlighted the program's timeline and dates affecting the properties identified in the staff report.

Mayor Cook opened the public hearing.

Fausto Castillo informed Council that he owns a piece of property in the vicinity of Warner Avenue and Beach Boulevard and that the Public Works Department has been aggressively targeting his property for clean-up through two separate notices. Mr. Castillo believed this action was excessive and Director Hopkins advised Council that he would obtain the speaker's contact information and follow-up with him for further discussion.

Councilmember Coerper asked the speaker for his specific violations and speaker Castillo described storing 20 sheets of stacked plywood and one motorhome. He further described how he cleans the weeds monthly, and has taken photos of neighboring properties that are in much worse condition than his.

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

Councilmember Green asked Director Hopkins to have a crew investigate an overgrowth condition she observed on the street portion in the vicinity of Goldenwest and Talbert, near the Central Library.

A motion was made by Green, second Coerper to authorize the Superintendent of Streets (Director of Public Works) to proceed with the abatement of said nuisance. The motion carried by the following roll call vote:

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

Consent Calendar — Items Removed for Separate Discussion

(City Council) Accept a Grant in the Amount of \$100,126 Awarded by the State of California Office of Criminal Justice Planning for Funding of the 2008 Violence Against Women Domestic Violence Program; Approve Appropriation and Authorize Expenditure of \$100,126; and, Approve and Authorize the Mayor and City Clerk to Execute a Professional Services Contract Between the City of Huntington Beach and Community Service Programs Inc. (CSP) in the Amount of \$244,013 Over Three Years for the Victim/Witness Advocate Program

(City Council) Approve and Authorize the Mayor and City Clerk to Execute Two Land Purchase Agreements to Complete Improvements of the Heil Avenue Widening Improvement Project Between Beach Blvd. and Silver Lane (CC-1230): Michael Fey in the Amount of \$233,730 for Partial Acquisition of Real Property Located at 7832 Alhambra Avenue, (APN 142-103-08) and, Kent Martin in the Amount of \$261,497 for Partial Acquisition of Real Property Located at 7842 Alhambra Avenue (APN 142-103-09)

Consent Calendar — Items Approved

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

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

(City Council/Redevelopment Agency) Approved Minutes — Approved and adopted the minutes of the City Council/Redevelopment Agency regular meeting of April 21, 2008 as written and on file in the Office of the City Clerk. Submitted by the City Clerk.

(City Council) Approved and Authorized the Mayor and City Clerk to Execute the Agreement Between the City of Huntington Beach and the County of Orange for the Federal Beach Erosion Control Project, Stage 12 Project Area (Anaheim Bay Harbor to the West Jetty of Newport Beach Harbor) for Sand Replenishment; and, Authorized the Director of Finance to Transfer \$39,200 from the Second Tier Reserve Fund — 1) Approved Agreement with *Federal Beach Erosion Control Project Stage 12 with the County of Orange*, and directed the Mayor and City Clerk to execute same; and, **2)** Authorized the Director of Finance to transfer \$39,200 from the Second Tier Reserve Fund into Contractual Services account #10045101.69450 for the Federal Beach Erosion Control Project, Stage 12 for sand replenishment. Submitted by the Director of Community Services. **Funding Source:** Second Tier Reserve Fund. Transfer \$39,200 into Community Services Administration Contractual Services account #10045101.69450.

(City Council) Received and Filed the Mobile Home Advisory Board (MHAB) Annual Summary Report for the Year 2007 — Received and filed the Mobile Home Advisory Board (MHAB) 2007 Summary Report for the year 2007. Submitted by the Director of Economic Development. **Funding Source:** Not applicable.

(City Council) Approved Project Plans and Specifications and Awarded Construction Contract in the Amount of \$312,242.60 to California Engineering and Contracting, Inc., for the Safe Routes to School Project in the Vicinity of Newland School, CC-1304; and, Authorized the Mayor and City Clerk to Execute Contract in a Form Approved by the City Attorney — 1) Approved the project plans and specifications for the Safe Routes to School Project, Cycle VI Project in the vicinity of Newland School, CC-1304; and, **2)** Accepted the lowest responsive and responsible bid submitted by California Engineering and Contracting, Inc. in the amount of \$312,242.60; 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. **Funding Source:** Grant funds in the amount of \$251,700 are budgeted in the Safe Routes to School Fund Traffic Improvements, 87890004.82700. Matching funds in the amount of \$220,300 are budgeted in the Traffic Impact Fund 20690007.84400 and \$100,000 is

budgeted in the Gas Tax Fund 20790007.82700. The estimated cost of the project is \$572,000, which includes the purchase of traffic signal equipment by the City.

(Redevelopment Agency) Approved and Authorized the Chairperson and Agency Clerk to Execute the Agreement and Escrow Instructions Between the Redevelopment Agency of the City of Huntington Beach and HB Auto I, LLC for Purchase and Sale in the Amount of \$3,500,000 for Real Property Located at 7872 Edinger Avenue (APN 142-081-28); Authorized an Appropriation of \$3,500,000 from the Undesignated Fund Balance, Merged Redevelopment Agency Capital Projects Fund to the Redevelopment Agency Business Unit — 1) Approved the Agreement and Escrow Instructions for Purchase and Sale of Real Property between the Redevelopment Agency of the City of Huntington Beach and HB Auto I, LLC for the purchase of property located at 7872 Edinger Avenue; and, 2) Authorized Chairperson and Agency Clerk to sign and execute the Agreement and Escrow Instructions for Purchase and Sale of Real Property; and, 3) Authorized the Executive Director or designee to take any action and execute and all documents and agreements necessary to implement this agreement; and, 4) Appropriated \$3,500,000 from the Merged Redevelopment Agency Capital Projects Fund balance into account 30580101.81100. Submitted by the Deputy Executive Director. **Funding Source: An appropriation of \$3,500,000 from the Undesignated Fund Balance, Merged Redevelopment Agency Capital Projects Fund to the Redevelopment Agency business unit account (30580101.81100) is recommended.**

(City Council) Accepted a Grant in the Amount of \$100,126 Awarded by the State of California Office of Criminal Justice Planning for Funding of the 2008 Violence Against Women Domestic Violence Program; Approved Appropriation and Authorized Expenditure of \$100,126; and, Approved and Authorized the Mayor and City Clerk to Execute a Professional Services Contract Between the City of Huntington Beach and Community Service Programs Inc. (CSP) in the Amount of \$244,013 Over Three Years for the Victim/Witness Advocate Program — Submitted by the Chief of Police. **Funding Source: A 24.485% City match of \$24,516 is required which has been included in the Police Department's budget, under the General Fund, Account Number 10070203. The balance of \$75,610 will be offset by new revenue. A new grant fund will be established upon approval by the City Council. No additional appropriation of funds is necessary.**

Councilmember Coerper pulled this item from the Consent Calendar and asked Chief of Police Ken Small to briefly describe the Victim Witness in Advocacy Program and what it means to our community. Chief Small discussed the City's joint partnership with the State in the grant funded program over the past ten years, whereby funding is provided to the City for advocacy for domestic violence victims. He described how a contribution match from the City results in providing one full-time employee who works within the Investigation Division of the Police Department, adding that approval of the contract will provide this service for another year. Councilmember Coerper and Chief Small discussed the opportunity to donate used cell phones to the Community Service Program (CSP) victims.

A motion was made by Green, second Coerper to **1) Accept the grant between the State of California, Office of Criminal Justice Planning and the City of Huntington Beach; and, 2) Approve the appropriation of \$100,126, of which \$75,610 is to be fully reimbursed by the grant from the Office of Criminal Justice Planning. The remaining \$24,516 will be funded from appropriations in the Police Department's budget; and, 3) Authorize the expenditure of funds of \$100,126 plus interest to pay for the Professional Services Contract Between the City of Huntington Beach and Community Service Program, Inc. for Victim/Witness Advocate, and**

some operating costs related to the Domestic Violence Program for the first year of the contract; and, **4)** Approve and authorize the Mayor and City Clerk to execute the Professional Services Contract Between the City of Huntington Beach and Community Service Program, Inc. for Victim/Witness Advocate. The motion carried by the following roll call vote:

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

(City Council) Approved and Authorized the Mayor and City Clerk to Execute Two Land Purchase Agreements to Complete Improvements of the Heil Avenue Widening Improvement Project Between Beach Blvd. and Silver Lane (CC-1230): Michael Fey in the Amount of \$233,730 for Partial Acquisition of Real Property Located at 7832 Alhambra Avenue, (APN 142-103-08) and, Kent Martin in the Amount of \$261,497 for Partial Acquisition of Real Property Located at 7842 Alhambra Avenue, (APN 142-103-09) — Submitted by the Director of Economic Development and the Director of Public Works. Funding Source: Funds to cover purchase price and escrow fees are budgeted in the Traffic Impact Fund, Heil Avenue Street Widening, Land Purchase, Account No. 20690009.81100.

Councilmember Coerper pulled this item from the Consent Calendar for clarification from staff that the affected property owners indicated in this staff report are satisfied with what is deemed fair and equitable prices. Administrator Emery responded by referring Council to pages E.6.11 and E.6.22 of the staff report, and discussed how closely staff had been working with the affected property owners to everyone's satisfaction.

A motion was made by Green, second Coerper to **1)** Approve the Agreement for Acquisition of Real Property (Escrow Instructions) between the City of Huntington Beach and Michael Fey; and, **2)** Approve the Agreement for Acquisition of Real Property (Escrow Instructions) between the City of Huntington Beach and Kent Martin; and, **3)** Authorize the Mayor and City Clerk to execute the agreements and other related necessary documents. The motion carried by the following roll call vote:

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

(City Council) Adopted Ordinance No. 3802 Authorizing an Amendment to the Contract Between the City of Huntington Beach and the Board of Administration of the California Public Employees' Retirement System (CalPERS) Implementing Enhanced Retirement Benefits - CalPERS 2.5% @ 55 Formula for Municipal Employees' Association (MEA), Management Employees' Organization (MEO), Police Officers' Association (POA) Miscellaneous (Non-Safety) Members, and Non-Associated (NA) Employees (Approved for Introduction April 21, 2008)

Mayor Cook commented that her vote is not reflective of what she thinks about the City's hardworking, dedicated employees; instead her vote reflects her concern for the long-term financial viability of retirement benefits.

A motion was made by Coerper, second Green to after City Clerk reads by title, Adopt **Ordinance No. 3802**, *"An Ordinance of the City of Huntington Beach Authorizing an Amendment to the Contract Between the City Council of the City of Huntington Beach and the*

Board of Administration of the California Public Employees' Retirement System." The motion carried by the following roll call vote:

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

(City Council) Amended and Approved For Introduction Ordinance No. 3803 — Amending Chapter 2.07 of the Huntington Beach Municipal Code (HBMC) Relating to Campaign Reform.

A motion was made by Hansen to move adoption of Ordinance No. 3803. The motion failed for lack of a second.

Councilmember Green moved to delete **Section 2.07.160 Reporting of Late Contributions**, and identified the potential for mistakes that have occurred in the past. Mayor Cook asked Attorney McGrath if the requested action would trigger a first reading this evening and Attorney McGrath confirmed. The motion failed for lack of a second.

A motion was made by Coerper, second Green to exclude from consideration with this motion **Section 2.07.050, Campaign Contribution Limitations** and move the balance of Ordinance 3803 for introduction as amended to delete **Section 2.07.160 Reporting of Late Contributions. (Vote to follow)**

Councilmember Hardy stated her support of deleting Section 2.07.160 since early voting (absentee) has become more common and the issue of late contributions is not as critical because generally by the last two weeks of a campaign, the money has already been spent.

A call for the vote was made on the original motion made by Coerper, second Green to after the City Clerk reads by title, approve for introduction **Ordinance No. 3803, "An Ordinance of the City of Huntington Beach Amending Chapter 2.07 of the Huntington Beach Municipal Code Relating to Campaign Reform,"** excluding from consideration with this motion, **Section 2.07.050, Campaign Contribution Limitations**, and amending Ordinance No. 3803 to delete **Section 2.07.160 Reporting of Late Contributions.** The motion carried by the following roll call vote:

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

A motion was made by Coerper, second Bohr to after the City Clerk reads by title, **introduce Ordinance No. 3803, "An Ordinance of the City of Huntington Beach Amending Chapter 2.07 of the Huntington Beach Municipal Code Relating to Campaign Reform,"** amending **Section 2.07.050 Campaign Contribution Limitations** to reflect a \$500 limit. **(Vote to Follow)**

A lengthy discussion ensued amongst Councilmembers related to personal preferences pertaining to campaign contribution limits, the identification of differences between the City's campaign process versus the School District's, increased costs associated with running local campaigns, and a consensus of gratitude voiced by all Councilmembers for members of the public who participated in the Campaign Finance Reform Committee.

Councilmember Hansen discussed merits of adopting the State Law of no limits on campaign contributions, and why he believes it allows for transparency, while creating less controversy between the candidates.

Mayor Cook stated that she hadn't heard a compelling argument that would justify a change to the existing ordinance pertaining to campaign contributions, and she voiced concerns that the Council would ignore the public's input on substantive items made during the Campaign Finance Reform Committee meetings.

A **substitute motion** was made by Green, second Hansen to after the City Clerk reads by title, **Adopt Ordinance No. 3803**, "*An Ordinance of the City of Huntington Beach Amending Chapter 2.07 of the Huntington Beach Municipal Code Relating to Campaign Reform*," amending **Section 2.07.050 Campaign Contribution Limitations** to reflect State Law: no contribution limit. The motion failed by the following roll call vote:

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

A call was made for the vote on the original motion made by Coerper, second Bohr to after the City Clerk reads by title, **introduce Ordinance No. 3803**, "*An Ordinance of the City of Huntington Beach Amending Chapter 2.07 of the Huntington Beach Municipal Code Relating to Campaign Reform*," amending **Section 2.07.050 Campaign Contribution Limitations amended** to reflect a \$500 limit. The motion failed by the following roll call vote:

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

(City Council) Approved for Introduction Ordinance No. 3804 Amending Chapter 3.06 of the Huntington Beach Municipal Code (HBMC) Relating to Surplus Real Property; and, Authorized the City Engineer to Execute All Necessary Documents to Affect the Transfer of the City's Interest in the Edinger Bridge Easement to the County of Orange

Council considered a communication submitted by the Director of Public Works and the Director of Economic Development transmitting the following

Statement of Issue: An addition to Chapter 3.06.010, Surplus Real Property, of the Huntington Beach Municipal Code is proposed to empower the sales, conveyances, and leases of real property to a public agency. **Funding Source:** No funding is required for this action.

Travis Hopkins, Director of Public Works, gave a brief overview of the proposed Ordinance and informed Council that upon its approval, the City would convey its interest in the Edinger Bridge easement to the County of Orange, the current owner/operator of the Bridge.

A motion was made by Coerper, second Hansen to after City Clerk reads by title, **1) Approve Introduction of Ordinance No. 3804**, "*An Ordinance of the City of Huntington Beach Amending Section 3.06.010 of the Huntington Beach Municipal Code Relating to Surplus Real Property*," and **2) Authorize the City Engineer to execute all necessary documents to affect the transfer of the City's interest in the Edinger Bridge Easement to the County of Orange upon the effective date of the ordinance.** The motion carried by the following roll call vote:

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

Council Comments — (Not Agendized)

Councilmember Coerper reported attending the United States Army's Southern California Recruiting Battalion Change of Command at March Air Force Base naming outgoing officer LTC Kurt J. Ko and incoming officer LTC Miguel D. Howe. He also thanked Don and Betty McFarland, Mark and Jennie Bolotin, Roy and Elvera Smith, Joan Flynn, Cathy and Peter Green, Connie and Bob Mandic, and POA President Kreg Muller who all provided meals and flowers to his family during his wife Louann's recent foot surgery.

City Council/Agency Adjournment

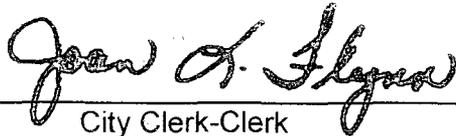
Mayor Cook adjourned the regular meeting of the City Council/Redevelopment Agency of the City of Huntington Beach at **7:44 PM**.

The next regularly scheduled meeting will be Monday, **May 19, 2008, at 4:00 PM**, in Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California.



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

ATTEST:



City Clerk-Clerk



Mayor-Chair