

**Minutes
City Council/Public Financing Authority
City of Huntington Beach**

Tuesday, September 8, 2015
4 00 PM - Room B-8
6 00 PM - Council Chambers
Civic Center, 2000 Main Street
Huntington Beach, California 92648

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

4:00 PM - ROOM B-8

CALL TO ORDER – 4:04 PM

ROLL CALL

Present Posey, O’Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
Absent None

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

Pursuant to the Brown “Open Meetings” Act, City Clerk Joan Flynn announced supplemental communications that were received by her office following distribution of the Council agenda packet

Study Session

#1. PowerPoint presentation submitted by Director of Public Works Travis Hopkins, dated September 8, 2015, entitled *Trash Enclosures*

#2. PowerPoint presentation submitted by Director of Planning and Building Scott Hess, dated September 8, 2015, entitled *Housing Element Amendment*

#2. Communication submitted by Amy Freilich of Armbruster Goldsmith & Delvac LLP, on behalf of McKenna Automotive, regarding the limitation of residential housing construction within the Beach and Edinger Specific Plan

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

(The number [hh mm ss] following the speakers’ comments indicates their approximate starting time in the archived video located at [http //www.surfcity-hb.org/government/agendas/](http://www.surfcity-hb.org/government/agendas/))

Adam R Van Dyke, local land and business owner, voiced concerns about Study Session Item No 2 and Adequate Site Option #E at Beach and Main He encouraged Council to not concentrate affordable housing in one area, and discussed issues related to ingress/egress between the Allen Tire Company and the adjacent lawnmower repair business (00 01 38)

Amy Freilich, representing McKenna Automotive, echoed the concerns shared about concentrating affordable housing in one area. While she indicated that McKenna is not opposed to affordable housing, she also voiced specific concerns about the future of McKenna Automotive, should affordable housing be built near the Beach Blvd dealership (00 04 44)

Mayor Hardy requested that Study Session Item No. 2 be heard first, and the Council concurred.

Councilmember O'Connell recused himself from participating in the item due to a potential conflict of interest.

STUDY SESSION

2. Staff provided an overview of the Amendment to the City of Huntington Beach Housing Element

Scott Hess, Director of Planning and Building, informed Council that the City sent notices to properties within 500 feet of each of the proposed sites identified for affordable housing. He also introduced Planning Manager Jennifer Villasenor who provided a PowerPoint presentation dated September 8, 2015, entitled *Huntington Beach Housing Element Amendment*, that included the following titled slides: Site Capacity Analysis (Oct '13 vs Jun '15), Housing Element Amendment Approach, Potential Sites Analysis, Site Requirements, Preliminary List of Qualifying Sites, Sites A & B Delaware and Florida, Site C Cameron (south of Slater), Site D Beach and Yorktown, Site E Beach and Main, Site F Beach and Stark, Potential Capacity, Other Housing Element Program Changes, and Next Steps.

Councilmember Peterson voiced concerns about staff's reported number of affordable units, and Manager Villasenor described what is included in that total. Manager Villasenor explained how the Southern California Association of Governments (SCAG) developed the number of Regional Housing Needs Assessment (RHNA) units for each jurisdiction in 2012 for the 2013 – 2021 planning period, and how the City must comply with housing element law for each cycle.

Councilmember Peterson and Manager Villasenor discussed parking requirements affected by requests for a density bonus. Manager Villasenor explained how the state requires the City to analyze parking requirements and demonstrate whether or not they are a constraint to the provision of housing in the City – in other words, they must be reasonable. If parking is a constraint, the City must include a program to eliminate the constraint. Mayor Hardy questioned whether a parking concession could be restricted to projects for low to moderate housing units. Councilmember Peterson suggested that something be written that allows concessions for only those projects considered one hundred percent affordable.

Councilmember Peterson reiterated his impression that the City has met its affordable housing requirements. Manager Villasenor discussed site capacity, RHNA targets and actual building permits issued in 2014, breaking down the number of building permits in 2014 for units considered very low, low, moderate, and above moderate, and how the City has not yet met the RHNA requirements for lower income categories.

Mayor Hardy and Manager Villasenor discussed counting existing housing units not officially declared low income, and Manager Villasenor explained the Committed Assistance Program designed to change/convert market rate for existing units, but that the program was included in the previous

Housing Element cycle and could not be used to accommodate the RHNA shortfall

Councilmember Sullivan went on record to declare that he had never spoken with Mr Van Dyke who spoke in opposition to considering Site E, and concurred with the speaker He held a discussion with Manager Villasenor about a non-profit's plans to build very low income units at that location

Mayor Hardy expressed a similar opinion of Site E, informing her colleagues of previous issues brought before the Council on that site, including, but not limited to its shape and ingress/egress problems

Councilmember Posey and Manager Villasenor discussed consequences should the City not meet its RHNA numbers, including being ineligible for types of state and federal funding, no longer presumed to have a legal Housing Element, no longer consistent with the City's General Plan, and legal matters preventing the City from issuing building permits Manager Villasenor also explained the process of developing a Maximum Amount of New Development (MAND) applicable only to each opportunity site

Mayor Hardy and Manager Villasenor discussed sites with zoning that provided credit/was presumed to build affordable units that did not actually occur, and how un-accommodated RHNA is folded into the next Housing Element analysis Discussion ensued about the City conditioning opportunity sites to build 100% very low to low income

Director Hess discussed recycling property to meet future requirements, how sites offer credit but the Department of Housing and Community Development (HCD) does not dictate the market

Councilmember Delgleize and Director Hess discussed mixed use zoning where at least 50% of development is residential Manager Villasenor described actions that occur during the housing cycle

Mayor Pro Tem Katapodis voiced concerns about what happens when the City is built out Manager Villasenor explained that HCD is in the process of reforming the RHNA process, and changes may be proposed for housing element law

Councilmember Peterson and Manager Villasenor discussed how population growth is used to formulate affordable housing numbers for purposes of RHNA allocation

The Council indicated their support/opposition to Items A-E on the Preliminary List of Qualifying Sites as follows

- Mayor Hardy voiced opposition to Sites C, D, and E
- Councilmember Peterson suggested looking at other areas outside of the Specific Plan area, and had concerns about Site B due to incompatibility
- Councilmember Delgleize spoke in favor of Sites A, B, C and F
- Councilmember Sullivan only objected to Site E
- Mayor Pro Tem Katapodis objected to Site F
- Councilmember Posey supported Sites A, B and F
- Mayor Hardy indicated that Site B is adjacent to the two tallest residential towers in the City and disagreed with Councilmember Peterson that residential is an incompatible use Councilmember Peterson indicated that he may have been thinking about a different property in expressing his concerns about Site B

1. CONTINUED TO 9-21-2015: ~~Staff will inform City Council of plans to upgrade trash receptacles and enclosures at the City Beach and various City Parks~~

RECESS TO CLOSED SESSION – 5 05 PM

A motion was made by Katapodis, second Sullivan to recess to Closed Session

The motion carried by the following vote

AYES	Posey, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES	None
RECUSED	O'Connell

Mayor Hardy Announced: Pursuant to Government Code §54956 8, the City Council takes this opportunity to publicly introduce and identify designated property negotiator, Assistant City Manager Ken Domer, who will be participating in today's Closed Session discussions concerning price and terms of payment for the real property located at 21500 Pacific Coast Highway (the Hyatt Property) The negotiating parties are The real property owner, the Successor Agency to the former Redevelopment Agency of the City of Huntington Beach and the current lessee/purchaser, PCH Beach Resorts, LLC

Mayor Hardy Announced: Pursuant to Government Code §54956 8, the City Council takes this opportunity to publicly introduce and identify designated property negotiator, Assistant City Manager Ken Domer, who will be participating in today's Closed Session discussions concerning price and terms of payment for the real property in located at 21100 Pacific Coast Highway (the Hilton Property) The negotiating parties are the real property owner, the Successor Agency to the former Redevelopment Agency of the City of Huntington Beach and the current lessee/purchaser, Mayer Financial LLP

Mayor Hardy Announced: Pursuant to Government Code § 54957 6, the City Council takes this opportunity to publicly introduce and identify designated labor negotiator, City Manager Fred Wilson, who will be participating in today's Closed Session discussions regarding labor negotiations with Fire Management Association (FMA), Huntington Beach Firefighters' Association (HBFA), Huntington Beach Municipal Employees' Association (MEA), Management Employees' Organization (MEO), Huntington Beach Police Officers' Association (POA), Police Management Association (PMA), Marine Safety Management Association (MSMA), and/or Surf City Lifeguard Employees' Association (SCLEA)

CLOSED SESSION

3. Pursuant to Government Code § 54956.9(d)(1), the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: Roger Mielke v. City of Huntington Beach, et al., Orange County Superior Court Case No. 30-2014-00729395.

4. Pursuant to Government Code § 54956.9(d)(1), the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: Ocean View School District v. City of Huntington Beach (Rainbow Disposal), Orange County Superior Court Case No. 30-2013-00692076, a CEQA challenge to the City's final EIR No. 07-001 on the rezoning of the Rainbow Disposal property at the southeast corner of Warner Avenue/Nichols Lane.

5. Pursuant to Government Code § 54956.8, the City Council recessed into Closed Session to give instructions to the City's Negotiator, Ken Domer, Assistant City Manager, concerning price and terms of payment for the purchase of real property in located at 21500 Pacific Coast Highway (APN 024-251-01) the "Hyatt Property". The negotiating parties are: The real property owner, the Successor Agency to the former Redevelopment Agency of the City of Huntington Beach and the current lessee/purchaser, PCH Beach Resorts, LLC.

6. Pursuant to Government Code §54956.8, the City Council recessed into Closed Session to give instructions to the City's Negotiator, Ken Domer, Assistant City Manager, concerning price and terms of payment for the real property in located at 21100 Pacific Coast Highway (APN 024-01 and 02) the "Hilton Property". The negotiating parties are: the property owner, the Successor Agency to the former Redevelopment Agency of the City of Huntington Beach and the current lessee/purchaser, Mayer Financial LLP.

7. Pursuant to Government Code § 54957.6, the City Council recessed into Closed Session to meet with its designated labor negotiators and Fred Wilson, City Manager regarding the following: Fire Management Association (FMA), Huntington Beach Firefighters' Association (HBFA), Huntington Beach Municipal Employees' Association (MEA), Management Employees' Organization (MEO), Huntington Beach Police Officers' Association (POA), Police Management Association (PMA), Marine Safety Management Association (MSMA), and/or Surf City Lifeguard Employees' Association (SCLEA).

6:00 PM - COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING - 6:16 PM

CLOSED SESSION REPORT BY CITY ATTORNEY – None

ROLL CALL

Present Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
Absent None

PLEDGE OF ALLEGIANCE – Led by Councilmember Sullivan

INVOCATION – Led by Father Christian Mondor of Saints Simon and Jude Catholic Church and member of the Greater Huntington Beach Interfaith Council

In permitting a nonsectarian invocation, the City does not intend to proselytize or advance any faith or belief. Neither the City nor the City Council endorses any particular religious belief or form of invocation.

AWARDS AND PRESENTATIONS

Mayor Hardy announced National Hispanic Heritage Month from September 15 through October 15. This year's theme is "Honoring our Heritage - Building our Future."

Mayor Hardy called on Huntington Beach Girls Softball "Legends" and team manager Anthony Dorame, who recently won the 2015 Fast Pitch Girls U14 Western National Champions in Prescott, Arizona.

Team Manager, Anthony Dorame, assisted by Coaches Allison Taylor, Scott Drake, Chuck Howard, Brian Locken and Michael Collado and players Nicole Berger, Maddie Botts, Cailey Collado, Ella Davison, Natalie Dorame, Katelyn Drake, Katelyn Howard, Corina Labrake, Leyla Locken, Brianna Rubalcava, Cassidy Samuelson, Lauren Taylor and Melia Thompson, reported that this was the first time in the City's history a Girls Softball National Championship title had been earned, and described the team as an incredible ambassador in representing the City of Huntington Beach

Mayor Hardy called on Don MacAllister and Peter "PT" Townend to report on the Surfing Heritage And Culture Center's (SHACC) recent donation to the Smithsonian of a permanent exhibit called "Wave of Innovation: Surfing and The Endless Summer."

Mr MacAllister and Mr Townend explained how it will take a year or two for the Smithsonian staff to curate all of the items they have received and create the public exhibit

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

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

City Manager's Report

#1 - A PowerPoint presentation submitted by Police Chief Robert Handy, entitled *Hunting Beach Police Crime Update September 2015*

Consent

#13 and #14 - An email communication submitted by Keith Bohr, Shea Homes, requesting continuation of each item regarding the Rodgers Seniors' Center site to the next regular meeting of September 21, 2015

Public Hearing

#17 - A PowerPoint presentation submitted by Director of Finance Lori Ann Farrell, dated September 8, 2015, entitled *Fiscal Year 2015/2016 Proposed Budget*

PUBLIC COMMENTS (3 Minute Time Limit) -- 5 speakers

(The number [hh mm ss] following the speakers' comments indicates their approximate starting time in the archived video located at [http //www.surfcity-hb.org/government/agendas/](http://www.surfcity-hb.org/government/agendas/))

Bob Dettloff, as co-chair, announced Huntington Beach Council on Aging's 27th Annual Senior Saturday Festival on September 12 at Pier Plaza from 9 a m to 2 p m He invited everyone to come, enjoy the entertainment, and view the products and services offered by the 70 exhibitors (00 18 55)

Gina Clayton-Tarvin, Ocean View School District (OVSD), as President of the Ocean View School Board of Trustees, thanked those who showed up at Hope View School re-opening last week She also announced Dr Carol Hansen is the new Superintendent at OVSD, and expressed support from OVSD for a "Heritage Park" on the Wintersburg property at Warner and Nichols (00 20 31)

Victor Valladares, Oakview Comunidad, thanked City Attorney Michael Gates and Councilmember Peterson for attending the Tools for Schools fundraiser in August to benefit Hope View, Lake View and

Westmont elementary schools and teachers He also announced that a protest is being planned for October 30th to target Rainbow Environmental and Zodiac Aerospace for the parking issues they create for neighborhood residents (00 23 38)

Margaret Friedmann, President of the Ocean View Teachers' Association, and a teacher at Oak View Elementary for 17 years, voiced concern for what she believes is the persistent problem and environmental injustices of the Rainbow Transfer Station and expanding operations that is just 50 ft from Oak View Elementary, Oak View Child Development Center, Oak View Head Start, and the Oak View Community Center On behalf of the community she implored the City Council to force Rainbow Republic to completely enclose all dump sites (00 25 33)

Steve Grabowski, as President of the Huntington Beach Downtown Business Improvement District, requested Council support for agenda Item 18, consider adoption of Resolution No 2015-44 approving an Annual Assessment within the Huntington Beach Downtown Business Improvement District (HBDBID) for Fiscal Year 2015-2016, and, authorize \$20,000 appropriation (00 28 00)

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

Councilmember Peterson reported attending the recent Administration Board meeting of the Orange County Sanitation District

CITY MANAGER'S REPORT

1. Police Chief Robert Handy provided an overview of the Police Department and current state of crime and public safety in Huntington Beach via a PowerPoint presentation entitled *Hunting Beach Police Crime Update September 2015* that included the following titled slides *Overview, Part 1 Crimes - thru July 2015, (Areas Down) Part 1 Crimes - thru July 2015, (Areas Up) Part 1 Crimes - thru July 2015, Crime by Area, Average Crime Rate - Orange County and Huntington Beach, 2014-2015 Traffic Accident Data, Possible Reasons, Strategies, and Questions*

Councilmember Posey and Chief Handy discussed specific efforts that have resulted in the reduced crime rate in the Downtown area

Councilmember Delgleize and Chief Handy discussed specific ways the community can help, i e , securing their valuables, and locking their vehicles and doors and windows at home

Mayor Pro Tem Katapodis and Chief Handy discussed the increase in auto theft on the North part of town

Councilmember O'Connell and Chief Handy discussed how police resources are spread across town, specifically patrol vs foot beat officers, number of officers downtown (days/nights/weekdays/weekends), discussion ensued on the optimal number of police officers on the street at any given time Chief Handy said additional officers and detectives would allow the Police Department to be more proactive in preventing crime

2. The City Manager provided an update on the status of meet and confer with all bargaining units relative to a proposed transparency ordinance

City Manager Fred Wilson presented a slide entitled **Summary of Meet and Confer by Bargaining Unit** that listed by Association meeting date(s) and notes/comments

CITY ATTORNEY'S REPORT

3. City Attorney reported to Mayor Hardy regarding four actions filed by the City:

1 On February 5, 2014, the City filed an action to close a medical marijuana dispensary located at 17511 Griffin, Unit 6, Huntington Beach, known as *City of Huntington Beach v Med-Aid*

2 On September 16, 2015, the City filed an action to close a medical marijuana dispensary located at 17416 Beach Blvd , Huntington Beach, known as *City of Huntington Beach v Daniel Richmond and Huntington Beach Care Givers*

3 On July 24, 2015, the City filed action to close a medical marijuana dispensary located at 18090 Beach Blvd , Unit 1, Huntington Beach, known as *City of Huntington Beach v Beach City Meds, LLC, Lucy Yvette Garcia*

4 On July 24, 2015, the City filed action to close a medical marijuana dispensary located at 19142 Beach Blvd , Unit Y, Huntington Beach, known as *City of Huntington Beach v CHC Organization, Inc*

City Attorney Gates stated that each action is at a different stage of the legal process and, for a couple, injunctions have been obtained to shut the businesses down In other actions the court has asked for full motion hearings, which adds another 45 - 60 days before the judge will consider the same type of request

CONSENT CALENDAR

Mayor Hardy announced that Item Nos 13 and 14 regarding redevelopment of the Michael E Rodgers Seniors' Center Site with Shea Homes Limited Partnership will be continued to the regular meeting of September 21, 2015, and that the action should be included in the Consent Calendar motion

Councilmember Peterson pulled Item No 9 - Office of Traffic (OTS) Safety STEP Grant, for further discussion

4. Approved and adopted minutes

A motion was made by Katapodis, second Sullivan to review and approve the City Council/Public Financing Authority regular meeting minutes dated August 3, 2015, and the regular meeting minutes dated August 17, 2015, as written and on file in the office of the City Clerk

The motion carried by the following vote

AYES	Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES	None

5. Adopted Resolution 2015-46 changing the location of regular City Council meeting Study Sessions from Room B-8 to the City Council Chambers

A motion was made by Katapodis, second Sullivan to adopt Resolution No 2015-46, "A Resolution of the City Council of the City of Huntington Beach Changing the Location of Regular City Council Meeting Study Sessions "

The motion carried by the following vote

AYES Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES None

6. Approved Personnel Commission appointments and reappointment with terms to expire June 30, 2017, as recommended by City Council Liaisons, Councilmembers Sullivan and O'Connell

A motion was made by Katapodis, second Sullivan to approve the re-appointment of Dianne Thompson, and the appointments of Marcie Edwards and Phillis Lane with terms effective July 1, 2015, through June 30, 2017 as recommended by the City Council Liaisons to the Personnel Commission, Councilmembers Dave Sullivan and Billy O'Connell

The motion carried by the following vote

AYES Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES None

7. Approved an appropriation in the amount of \$1.2 million for purchase of a replacement Fire Truck

A motion was made by Katapodis, second Sullivan to approve an appropriation of \$1 2 million from the \$1 6 million in SB 90 reimbursement funds to the Equipment Replacement business unit (10040209 85350) for the purchase of a replacement aerial ladder truck

The motion carried by the following vote

AYES Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES None

8. Received and filed the Infrastructure Fund Annual Report for FY 2014-2015

A motion was made by Katapodis, second Sullivan to receive and file the Infrastructure Annual Report for FY 2014-2015

The motion carried by the following vote

AYES Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES None

9. Adopted Resolution No. 2015-45 authorizing execution of grant agreement for Office of Traffic Safety (OTS) STEP Grant, in the amount of \$500,000; authorized appropriation and expenditure of funds; and funded an additional sworn position

Councilmember Peterson pulled the item to clarify 9 (E) and stated that he is not in support of increasing Police Department staff using "one-time funds" or funds that don't come in regularly from year-to-year. Any increase in staffing should be accomplished with residual funding.

Police Chief Handy stated that this grant is specifically for a person to be pulled out of a current assignment to work DUIs. This grant has been awarded six out of the last ten years, and this is a way to get one more position into the funded category in the budget. It takes a year (6 months in Academy and 6 months in training) before an officer is on the street solo. Because of the way the grant is worded, any extra funds become salary savings which can be used with overtime or other areas that may be over budget. If there is any attrition in the next year, the new hire would be moved into that position.

Councilman Delgleize and Chief Handy discussed that the Office of Traffic (OTS) Safety STEP Grant position is an officer in a car or motorcycle to address checkpoints, saturation control, under-age-drinking, etc. throughout the whole city.

Councilmember O'Connell and Chief Handy discussed that DUI fatalities/injuries in the City are in the highest per capita (population) in the state, although the numbers are a bit deceiving because they don't take into consideration the 10M+ Huntington Beach visitors every year.

A motion was made by Katapodis, second O'Connell to adopt Resolution No. 2015-45, "A Resolution of the City Council of the City of Huntington Beach Authorizing the Police Chief to Accept Grant Funds From the State of California Office of Traffic Safety for Selective Traffic Enforcement Program," and, approve and accept the OTS STEP Grant agreement #PT1649 between OTS and the City of Huntington Beach for \$500,000, and, approve appropriations and estimated revenue in the amount of \$500,000, and, establish a separate business unit for this funding and authorize the Chief of Police to expend up to a total of \$500,000 plus accrued interest on the Selective Traffic Enforcement Program (STEP) grant, and, increase the Police Department's number of funded positions by one Police Officer.

The motion carried by the following vote:

AYES	Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES	None

10. Adopted Resolution No. 2015-49 authorizing the examination of Prepaid Mobile Telephony Services Surcharges and Local Charge Records; and, adopted Resolution No. 2015-50 authorizing the City Manager to execute an Agreement with the State Board of Equalization (BOE) for implementation of the Local Prepaid Mobile Telephony Services Collection Act

A motion was made by Katapodis, second Sullivan to adopt Resolution No. 2015-49, "A Resolution of the City Council of the City of Huntington Beach, California, Authorizing the Examination of Prepaid Mobile Telephony Services Surcharge and Local Charge Records," and, adopt Resolution No. 2015-50, "A Resolution of the City of Huntington Beach Authorizing City Manager to Execute Agreement With the State Board of Equalization for Implementation of the Local Prepaid Mobile Telephony Services Collection Act."

The motion carried by the following vote:

AYES	Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
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14. CONTINUED TO 9-21-15 ~~Approve and authorize execution of a Professional Services Contract with Environmental Science Associates (ESA) for preparation of environmental documentation for the redevelopment of the Michael E. Rodgers Seniors' Center Site; approve and authorize execution of a Reimbursement Agreement with Shea Homes Limited Partnership, and approve an appropriation of \$254,062.10~~

A motion was made by Katapodis, second Sullivan to continue this item to the September 21, 2015, meeting

The motion carried by the following vote

AYES Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES None

15. Adopted Ordinance No. 4068 adding section 13.48.075 to the Huntington Beach Municipal Code (HBMC) prohibiting feeding, disturbing or physical contact with wildlife on City property Approved for introduction August 17, 2015, Vote: 6-0-1 (Delgleize-Out of Room)

A motion was made by Katapodis, second Sullivan to adopt Ordinance No 4068, "An Ordinance of the City of Huntington Beach Adding Section 13 48 075 to the Huntington Beach Municipal Code Relating to Parks "

The motion carried by the following vote

AYES Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES None

PUBLIC HEARING

16. Approved Zoning Text Amendment (ZTA) No. 14-002 (Wireless Communication Ordinance Regarding Data Collection Units) with Findings and approved for introduction Ordinance No. 4069 amending Chapter 230 of the Huntington Beach Zoning and Subdivision Ordinance (HBZSO) to add definitions for City property and data collection unit and simplify the process for installation of such infrastructure

Associate Planner Tess Nguyen provided a PowerPoint entitled *Data Collection Units, Zoning Text Amendment No 14-002* that included the following titled slides *Request, Background, Analysis, and Recommendation*

Mayor Hardy opened the public hearing With no one present to speak on the item, the public hearing was closed

A motion was made by Peterson, second Katapodis to approve Zoning Text Amendment No 14-002 with findings for approval and after the City Clerk reads by title, approve for introduction Ordinance No 4069, "An Ordinance of the City of Huntington Beach Amending Chapter 230 of the Huntington Beach Zoning and Subdivision Ordinance Relating to Wireless Communication Facilities (Zoning Text Amendment No 14-002) "

The motion carried by the following vote

AYES Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES None

17. Approved Resolution No. 2015-47 adopting a Budget for the City for Fiscal Year 2015/2016 and Resolution No. 2015-48 establishing the Gann Appropriation Limit; and, authorized the Professional Services included in the Fiscal Year 2015/2016 proposed budget

City Manager Wilson stated that in summary this budget is balanced, and is just a little under a one percent (1%) increase from last fiscal year

Carol Molina-Espinosa, Budget Manager, provided a PowerPoint presentation entitled *City of Huntington Beach Fiscal Year 2015/16 Proposed Budget* that included the following titled slides *FY 2015/16 Proposed Budget, "Making It Count", FY 2015/16 General Fund Overview, Making It Count - Public Safety, Quality of Life, Economic and Financial Sustainability, Infrastructure, Capital Improvement Program, FY 2015-16 Proposed Council Approved Revisions, and FY 2015/16 Proposed Budget Recap*

Lori Ann Farrell, Finance Director, continued to present slides titled *Police Officer Staffing, Police Officer Funding, Potential Sources of Funding for Additional Police Officers, Revised Police Officer Funding, Increased Parking Meter Revenue (Summer Months Only), Parking Meter Comparison - Other Cities, Parking Citation Revenue Options, Parking Citation Comparison - Other Cities, Municipal Code Violations, and Questions*

Councilmember O'Connell asked if Chief Handy felt that 221 Sworn Officers in the Police Department table of organization was enough Chief Handy responded it was a step in the right direction As discussed in a staff Study Session several months ago, the plan is to move ahead with incremental staff increases to eventually get back up towards 237 Officers again

Councilmember O'Connell and Director Farrell discussed how to capture/record funds (sales tax, etc) received from daily visitors who do not stay overnight

Councilmember Posey and Director Farrell discussed the process of hiring Police Officers to fill a retired position, use of STEP grant funds, and use of increased parking meter revenue and whether or not increasing the parking fee would divert visitors

Councilmember Peterson and Director Farrell discussed the process of transferring desk positions in the Police Department to the field

Councilmember Peterson voiced opposition to charging for parking between the hours of 6 00 PM and 8 00 AM, and thought proposed revenue to pay for new officers should be more secure than parking fees that can change

Mayor Hardy and Community Services Director Laudenback discussed Sunset Vista Camping Fees, increasing the number of spaces, and costs during the non-camping season

Mayor Hardy opened the public hearing

Kim Carr, Chair of the Public Works Commission, described the extensive analysis of the Commission in determining that expanding Sunset Vista to the proposed 60 spaces (an increase of 14 spaces) was not in the best interests of the residents. The Commission did provide a compromise solution which would keep the north part of the parking lot open for the residents, visitors and surfers. The compromise recommended by the Public Works Commission allows for 6 more spaces for Sunset Vista (01 39 35)

With no one else present to speak, the public hearing was closed by Mayor Hardy

Mayor Hardy voiced support for the compromise of adding 6 more spaces for Sunset Vista, as well as increasing the citation fee for smoking on the beach, and increased meter parking rates

Councilmember Sullivan voiced his opposition to raising the citation fee for smoking on the beach. Chief Handy shared that a warning is usually provided for smoking on the beach or skateboarding. Citations are only issued when multiple warnings have been ignored.

Mayor Pro Tem Katapodis stated his support for increasing police staff to be proactive in keeping Huntington Beach a safe city.

Councilmember Posey asked for a "guesstimate" on the crime reduction percentage to be expected with increasing the number of officers. Chief Handy responded that it is impossible to project a number for expected crime reduction based on adding X number of officers. Adding resources will help in identifying the more serious offenders. The crime pendulum swings back and forth and is affected by things like the "3 Strikes" legislation. Councilmember Posey asked if adding officers would cut overtime costs, and if more vehicles (cars or motorcycles) will be required with added staff. Chief Handy replied that if more motorcycle officers are hired, there would be a need for more motorcycles. Currently there are enough patrol cars. Adding staff positions would relieve those who are putting in overtime.

Councilmember Delgleize and Chief Handy discussed devoting an officer to police the homeless on the streets and in city parks, and the number of individuals arrested who possess serious crime warrants. The current trend coming from the federal, state and county levels of the criminal justice system is to release, reduce sentences and decriminalize certain drugs – all of which impact the situation.

Mayor Pro Tem Katapodis asked City Manager Wilson to bring back the fee increase issues at the next meeting.

A motion was made by Katapodis, second O'Connell to approve the FY 2015/16 City Proposed Budget appropriation of \$344,640,988 as outlined in the Proposed Budget document and related Exhibits, and, adopt Resolution Number 2015-47, "A Resolution of the City Council of the City of Huntington Beach Adopting a Budget for the City for Fiscal Year 2015/16," **as amended to include Public Works Commission recommendation regarding CIP on the expansion of Sunset Vista Camping by reducing the proposed spaces from 14 to 6;** and, authorize the Professional Services included in the FY 2015/16 Proposed Budget to be representative of the services projected to be utilized by departments in FY 2015/16, and, adopt Resolution Number 2015-48, "A Resolution of the City Council of the City of Huntington Beach Establishing the Gann Appropriation Limit for Fiscal Year 2015/2016" of \$791,233,225,

The motion, as amended, carried by the following vote

AYES Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES None

18. CONTINUED FROM 8-17-15 WITH PUBLIC HEARING CLOSED - adopted Resolution No. 2015-44 approving an Annual Assessment within the Huntington Beach Downtown Business Improvement District (HBDBID) for Fiscal Year 2015-2016; and, authorized \$20,000 appropriation

City Manager Wilson summarized the inclusion of the detailed line item budget, as well as a report from the HBDBID accountant detailing costs in the Council packet

Councilmember Peterson voiced his appreciation at receiving the details that were previously missing

Councilmember Delgleize agreed with Councilmember Peterson and praised the Downtown BID for the benefits provided to the Main Street area, and voiced her support for this item

Councilmember Posey complimented Steve Daniels and Steve Grabowski for meeting with him, and providing the details the Council asked for

A motion was made by Katapodis, second O'Connell to adopt City Council Resolution No 2015-44, "A Resolution of the City Council of the City of Huntington Beach Approving an Annual Assessment Within the Huntington Beach Downtown Business Improvement District for Fiscal Year 2015-2016," and appropriate \$20,000 into Fund 710 for 2015-2016

The motion carried by the following vote

AYES Posey, O'Connell, Katapodis, Hardy, Sullivan, Delgleize, and Peterson
NOES None

COUNCILMEMBER COMMENTS (Not Agendized)

Councilmember Peterson reported attending the Tools for Schools Oak View fundraising event, and that he was the speaker for the Grand Reopening Celebration and Tour of Hope View Elementary School

Councilmember Delgleize attended the Assistance League HB 65th Anniversary Ribbon Cutting and Open House, and the Family Literacy Awards Night at Oak View Family & Community Center She congratulated those who received the awards

Councilmember Posey reported attending the Fuel Docks meeting in Huntington Harbour, the 8th Annual Blessing of the Waves, and the Chamber of Commerce Ribbon Cutting and Grand Opening at MOD Pizza in SeaCliff Village

Councilmember O'Connell reported attending the Fuel Docks meeting in Huntington Harbour, 4th Annual Tee It Up for the Troops, and the Justice and Peace Ministry - Human Trafficking Awareness Forum

Mayor Pro Tem Katapodis reported attending the 8th Annual Blessing of the Waves and marvels at Father Christian Mondor, the star of the show, still surfing at 90 years He also attended the Ocean View School District Grand Reopening Celebration and Tour of Hope View Elementary School

Mayor Hardy congratulated the Assistance League on their 65th Anniversary, and reported also being the speaker for the Tee It Up for the Troops Welcome and Commendation Presentation, tour of the Beach Set for 20th Century Fox's new TV show "Rosewood", the 8th Annual Blessing of the Waves, Reopening Celebration of Hope View Elementary School, and the Labour of Love Music Fest at Bolsa Chica State Beach where she sang the National Anthem

ADJOURNMENT - 8 25 PM to the next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority on Monday, September 21, 2015, at 4 00 PM in Council Chambers, 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 Secretary of the Public Financing Authority of the City of Huntington Beach, California

ATTEST:



City Clerk-Secretary



Mayor-Chair