

**MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT**

In accordance with the Americans with Disabilities Act the following services are available to members of our community who require special assistance to participate in City Council and Redevelopment Agency meetings. If you require, American Sign Language interpreters, a reader during the meeting, and/or large print agendas, to make arrangements, please call: **Office of the City Clerk (714) 536-5227**.

To make arrangements for an assisted listening system (ALD) for the hearing impaired, please contact: the **Sergeant at Arms (714) 536-5693** or the **City Clerk (714) 536-5227**.

*72 hours prior notification will enable the city to make reasonable arrangements to ensure accessibility to a meeting.*

**ACTION AGENDA  
CITY COUNCIL/REDEVELOPMENT AGENCY  
CITY OF HUNTINGTON BEACH**

**MONDAY, JUNE 16, 2003**

**6:00 P.M. - Room B-8**

7:00 P.M. - Council Chambers  
Civic Center, 2000 Main Street  
Huntington Beach, California 92648

***The 5:00 p.m. portion of the meeting will be recessed by the City Clerk to 6:00 p.m. in Room B-8 due to an anticipated lack of quorum.***

**6:00 P.M. - Room B-8**

**Call City Council/Redevelopment Agency Meeting to Order**

**Roll Call** Sullivan, Green, Boardman, Cook (Councilmember Coerper has requested permission to be absent from the meeting pursuant to Resolution No. 2001-54.)

***Present (Hardy arrived 6:01 p.m., Houchen arrived 6:05 p.m.; Coerper absent)***

**Pursuant to the Brown (Open Meetings) Act the City Clerk Announces Late Communications Received by Her Office Which Pertain to Items on the Agenda**

(1) The Brown (Open Meetings) Act requires that copies of late communications submitted by City Councilmembers or City Departments are to be made available to the public at the City Council meeting. (2) Late communications submitted by members of the public are to be made available to the public at the City Clerk's Office the morning after the Council meeting. (Late Communications are communications regarding agenda items that have been received by the City Clerk's office following distribution of the agenda packet.)

***Assistant City Clerk announced Late Communication for Study Session – PowerPoint report titled Sewer Master Plan (with Executive Summary).***

**Public Comments Regarding 6:00 P.M. Study Session Portion of Council Meeting and Closed Session Agenda Items (listed on the following page)**

***None***

**COMPUTER INTERNET ACCESS TO CITY COUNCIL/REDEVELOPMENT AGENCY  
AGENDA IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS  
<http://www.surfcity-hb.org>**

**(City Council) Study Session – Review by the Public Works Director of the Sewer Master Plan ( . )**

The Director of Public Works will provide an overview of the city's Sewer Master Plan.

***Public Works Director Robert F. Beardsley reported.***

***Principal Civil Engineer Todd Broussard and City Engineer Dave Webb also reported from PowerPoint presentation titled Sewer Master Plan, which had been announced as a Late Communication by Assistant City Clerk.***

**Call Closed Session of City Council/Redevelopment Agency**

***Approved 6-0-1 (Coerper absent)***

**Recommended Action:** Motion to recess to Closed Session on the following items:

1. **(City Council) Closed Session** – Pursuant to Government Code Section 54956.9(c) to confer with its attorney regarding pending litigation. Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation. Number of Potential Cases: one. Subject: **Potential Litigation re Injunction against New Life Acupuncture.** (120.80)
  
2. **(City Council) Closed Session** – Pursuant to Government Code Section 54956.9(b)(3)(B) to confer with its attorney regarding pending litigation. Facts and circumstances, including, but not limited to, an accident, disaster, incident, or transactional occurrence that might result in litigation against the agency and that are known to a potential plaintiff or plaintiffs, which facts or circumstances shall be publicly stated on the agenda or announced. Subject: **Claim of City Clerk Connie Brockway.** (120.80)

The City Council and the Redevelopment Agency of the City of Huntington Beach will regularly convene in joint session for the purpose of considering the following City Council-Redevelopment Agency Agenda Items.

The Huntington Beach Parking Authority, Civic Improvement Corporation, and the Huntington Beach Public Financing Authority are also agencies on which Council serves as members.

On each Agenda these Agencies may have items scheduled.

When an Agenda Item requires action by any of these Agencies, it will show in parenthesis preceding the item, for example (City Council-Redevelopment Agency).

**7:00 P.M. - Council Chambers**

**Reconvene City Council/Redevelopment Agency Meeting**

- \*\* **The City Attorney Shall Determine If Any Actions Taken By The City Council or Redevelopment Agency In Closed Session Shall Require A Reporting On Those Actions As Required By Law (Government Code §54957.1(a) (3) (B)).**

***City Attorney Jennifer McGrath reported #1: Voted to initiate litigation - Approved 6-0-1 (Coerper absent)***

**Roll Call:** Sullivan, Green, Boardman, Cook, Houchen, Hardy (Councilmember Coerper has requested permission to be absent from the meeting pursuant to Resolution No. 2001-54.)  
***Present (Coerper absent)***

**Pledge of Allegiance** - Boy Scouts Troop 1. Joe Hammer, Scoutmaster; Bill Hodge, Troop Committee Chair. Troop 1 is in its 86<sup>th</sup> year and was chartered by First Christian Church.  
***Mayor requested moment of silence observed.***

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***Assistant City Clerk announced Late Communications for Study Session (5 p.m. portion of meeting); F-2; G-2b.***

**Presentation** - To Mayor Connie Boardman, Community Services Director Mr. Jim Engle, and Cultural Services Supervisor Kate Hoffman, a check in the amount of \$35,000 by Diana Casey and Gerald Chapman of the Huntington Beach Art Center Foundation. (160.40)

**Presentation** - To Mayor Connie Boardman and Community Services Director Jim Engle, a presentation by the 4<sup>th</sup> July Executive Board members. Vice President Carole Ann Wall, Karen Pederson, Mike Ali, and Mary Ellen Cianciabella. Mayor Connie Boardman will draw the winner of an opportunity to ride in the 4<sup>th</sup> of July Parade. (160.40)

***4<sup>th</sup> of July Parade Grand Marshal will be Mickey Rooney and Sports Grand Marshal will be Reggie Jackson.***

**Mayor's Award** - By Mayor Connie Boardman and Public Works Director Robert F. Beardsley, to Contract Administrator, Eric Charlonne of the Public Works Department. (160.40)

***Mayor announced Agenda Item G-2b will be pulled but invited the public to pick up Police Chief Kenneth Small's business card for continuing further dialogue.***

**B. PUBLIC COMMENTS**

Hello and welcome to the Huntington Beach City Council meeting.

If you would like to address the Council please fill out the pink public comment sheet attached to this agenda.

After completing the form, hand it to the Sergeant at Arms and he will give it to the City Clerk. Council members strive to treat members of the public with respect and we ask that you also express your concerns and opinions in a civil and respectful manner.

Due to the Brown (Open Meeting) Act, the City Council may not discuss items unless they are on our agenda.

So if you are speaking on an item not on the agenda, we cannot discuss the issue with you at this meeting.

However, if you wish to meet with any of us please call the Council's Secretary at 714-536-5553. Thank you for taking the time to come to the council meeting to address the council.

**This is the time to address Council regarding items of interest or on agenda items OTHER than Public Hearings.**

3 minutes per person, time may not be donated to others.

No action can be taken by Council/Agency on this date unless agendized.

Complete the attached pink form and give to the Sergeant-At-Arms located near the speaker's podium

\*\*\*\*\*

**Public Comments:**

- 1. ***Speakers in support of Agenda Item H-1a, expressing appreciation of Councilmember Houchen's memo. Spoke of need to keep trash from accumulating in downtown area and of meetings between Downtown Merchants and staff. Also opposed to promotional materials being littered and distributed on street corners.***
- 2. ***Speakers stating reasons opposed to Agenda Item G-2b, including that 12-hour time limit is too short a timeframe to unload vehicles and for visitors to park; and width reductions.***

***Mayor Boardman reminded that Item G-2b is pulled and for speakers to pick up Police Chief Small's business card if they wish to continue further dialogue.***

- 3. ***Speakers in opposition to Agenda Item F-2 and on behalf of Cam Ha, Library Information Systems Manager, that the Library Information Systems staff not be consolidated with the City Information Services (IS) Department. Stated that if nevertheless approved, IS commitment to Library be implemented (partnership agreement).***
- 4. ***Speaker requesting Council consider any potential adverse impact if Council supports state-mandated legislation as perhaps costs would not be reimbursed to city. Distributed 2 Late Communications to Council and City Clerk titled (1) Public Comments; and (2) Constitution Article 13B Government Spending Limitation Sec. 6.***
- 5. ***Speaker opposed to use of dumping by nursery onto Southern California Edison to raise property level by Santa Ana River and requesting that stop order and flood control measures be upheld.***

***Mayor Boardman requested speaker to submit a blue contact card to Public Works.***

- 6. ***Speaker spoke in opposition to airplane noise decibel levels and flight path of the Long Beach Airport, informing Council of upcoming meeting in Los Angeles.***
- 7. ***Speaker in support of Assembly Bill 496, Santa Ana River for good water quality.***
- 8. ***Speaker offering Invocation.***
- 9. ***Speaker requesting info in City Council Budget meeting packets be available on the Internet and that recent packet material should have been available at the meeting.***
- 10. ***Speaker requesting Surf City credit card holders receive two hours' free parking downtown and in support of Agenda Item H-1a.***

**C-1. Council Committee/Council Liaison Reports****C-1a. (City Council) Approve Recommendations from the Intergovernmental Relations Committee for Improving Process by which the City Council Takes Positions on Legislation Pending before the Federal, State or Regional Governments ( . )**

Communication from Councilmember Jill Hardy, Chair, Intergovernmental Relations Committee on behalf of members, Mayor Connie Boardman and Councilmember Debbie Cook transmitting the following **Statement of Issue**: Approve recommendations for improving the process by which legislative positions are taken by the City Council.

**Recommended Action:**

After reviewing the current process for taking legislative positions, the Intergovernmental Relations Committee would like to recommend the following amendments to the existing process for taking positions on legislation pending before a Federal, State, or Regional body:

**Motion:**

1. To assure we remain in compliance with the Brown Act, when the Mayor is a member of the Committee and the need arises to use the "Fast Track" process for pending legislation amend the current the Mayor, the Mayor Pro Tem (or when one of these people is unavailable), the next member of Council based on seniority), and the City Administrator will:
  - Determine that the "Fast Track" process is warranted,
  - Formulate the City's position, and
  - Authorize that a letter be sent under the Mayor's signature.
 (The other components of the "Fast Track" process will remain in place.)
2. Items to be considered by the INTERGOVERNMENTAL RELATIONS COMMITTEE will only be placed on the Committee's agenda:
  1. When requested by any member of the City Council or
  2. By a recommendation from staff.
3. Positions of the Committee and of the City Council will be stated with reference to the specific version of the bill on which the position is being taken, e.g. "as introduced" or "as amended (date)."
4. Amendments to bills on which the Council has taken a position will be distributed weekly to the Council with the "Legislative Tracking List" and reconsideration of the City's position on a bill will occur only when so requested by any member of the Council.
5. Positions on legislation are to be taken only when that legislation has an impact on the City.

***Councilmember Hardy reported.***

***Approved 6-0-1 (Coerper absent)***

**C-1b. (City Council) Mayor Connie Boardman's Announcement of Individual Appointment by Councilmember Gil Coerper of John Scandura to the Planning Commission ( . )**

Communication from Councilmember Gil Coerper transmitting the following **Statement of Issue**: Due to my absence at the June 16, 2003 City Council Meeting, I have asked Mayor Connie Boardman to announce my appointment of John Scandura to the Planning Commission. I would also like to extend my appreciation to Mayor Pro Tem Cathy Green and City Council Member Dave Sullivan for assisting me in the interview process, and to each of the applicants who responded to my call for applications.

**Recommended Action**: Motion to:

Direct the City Clerk to make record in the minutes to reflect the individual appointment by Councilmember Gil Coerper of John Scandura to the Planning Commission.

***John Scandura introduced.***

***Approved 6-0-1 (Coerper absent)***

**C-2. City Administrator's Reports**

**C-2a. (City Administrator's Report) Request for Council Approval to Open at the June 30, 2003 City Council Budget Meeting a Designation Period for the Two-Year Additional Service Credit under the Public Employees' Retirement System (CalPERS) for Certain Eligible City Employees ( . )**

Communication from the Assistant City Administrator detailing the request is included in the agenda packet.

***Assistant City Administrator William Workman reported.***

**C-2b. (City Administrator's Report) Announcement of Agenda Item E-10 re: the City's Award of Funding for Street Rehabilitation Projects under the Orange County Transportation Authority's (OCTA) Arterial Highway Rehabilitation Program ( . )**

The City Administrator will announce that in 2000, the Public Works Department applied for funding under the Orange County Transportation Authority's (OCTA) Arterial Highway Rehabilitation Program for various street rehabilitation projects. As a result of the application, the city was awarded funding for 14 street rehabilitation projects over three fiscal years. Item **E-10** referenced on this agenda represents \$1,333,211 in OCTA grant funding for the remaining nine projects.

***Assistant City Administrator Workman reported.***

***Public Works Director Robert F. Beardsley delivered one-slide PowerPoint presentation included in the staff report; provided update on Warner Avenue and other projects to be completed by end of Summer 2003; and clarified method by which OCTA appropriates funding.***

**C-3. City Treasurer's Report**

**(City Council) Review and Accept Shari Freidenrich, City Treasurer's April 2003 Report Titled *City of Huntington Beach Summary of City Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity* (310.20)**

Communication from City Treasurer Shari Freidenrich transmitting the Monthly Investment Report for April 2003.

**Recommended Action:** Motion to:

Review and accept the monthly report. Following review of the report, by motion of Council, accept the Monthly Investment Report *Summary of Investment Portfolio, Bond Proceeds, and Deferred Compensation Activity for April 2003*, pursuant to Section 17.0 of the Investment Policy of the City of Huntington Beach.

***City Treasurer Shari Freidenrich reported from PowerPoint slides included in the packet. Approved 5-0-2 (Coerper absent, Hardy out of room)***

**D. Public Hearings – None**

**E. CONSENT CALENDAR**

All matters listed on the Consent Calendar are considered by the City Council and Redevelopment Agency to be routine and will be enacted by one motion in the form listed.

**Recommended Action:** Approve all items on the Consent Calendar by affirmative roll call vote.

- E-1. (City Council) Adopt Resolution No. 2003-41 Establishing Voluntary Payroll Deduction Program Fund Permitting Non-Associated Employees and City Council Members to Participate in Statewide "Save Our Services" (SOS) Campaign Organized by Action for Better Cities ( . ) – Adopt Resolution No. 2003-41 – “A Resolution of the City Council of the City of Huntington Beach Establishing a Voluntary Payroll Deduction Program.” Submitted by the City Administrator. Funding Source: City funds are not involved.  
*Adopted 6-0-1 (Coerper absent)***
- E-2. (City Council) Adopt Resolution No. 2003-42 Establishing Annual Tax Proceeds - Gann Appropriation Limit for Fiscal Year 2003-2004 ( . ) – Adopt Resolution No. 2003-42 – “A Resolution of the City Council of the City of Huntington Beach Establishing the Appropriation Limit for Fiscal Year 2003/2004.” Submitted by the Administrative Services Director. Funding Source: Not applicable.  
*Adopted 6-0-1 (Coerper absent)***
- E-3. (City Council) Approve Exception to Hiring Freeze for Position of Police Lieutenant – Fiscal Year 2002-2003 ( . ) – Authorize the City Administrator to approve the position of Police Lieutenant as an exception to the current hiring freeze to maintain productivity and efficiency in the Police Department. Submitted by the Administrative Services Director. Funding Source: Budgeted within Fiscal Year 2002-2003.  
*Approved 6-0-1 (Coerper absent)***
- E-4. (City Council) Accept the Resignations of Patricia Falzon, Richard Warren and John DeWitt and Approve the Appointments of Elaine Keeley, Anita Brace and Jeanette Mueller to the Allied Arts Board of the Community Services Department (with Terms to Expire June 30, 2007) ( . ) Accept the resignations of Patricia Falzon, Richard Warren and John DeWitt and approve the appointments of Elaine Keeley, Anita Brace and Jeanette Mueller to the Allied Arts Board with terms to expire June 30, 2007, as recommended by Council Liaisons Mayor Connie Boardman and Councilmember Pam Houchen. Submitted by Council Liaisons Mayor Connie Boardman and Councilmember Pam Houchen. Funding Source: Not applicable.  
*Approved 6-0-1 (Coerper absent)***

- E-5. **(City Council) Adopt Resolution No. 2003-43 Authorizing Execution of Amendment Nos. 1 and 2 to Agreement to Lease PRC 6616.9 between the City and the California State Lands Commission for Operation and Maintenance of Huntington Beach Pier and Related Concessions ( . ) – Adopt Resolution No. 2003- 43 – “A Resolution of the City Council of the City of Huntington Beach Authorizing Execution by the Mayor and City Clerk of Amendments to a Lease Agreement between the City and California State Lands Commission for Operation of Huntington Beach Pier and Related Concessions.” Submitted by the Community Services Director. Funding Source: Not applicable. (Resolution No. 2003-43 contains as an attachment the Agreement titled State of California State Lands Commission Amendment #1 to Lease PRC 6616.9.)**

***Adopted 6-0-1 (Coerper absent)***

- E-6. **(City Council) Approve Five-Year Extension of City Beach Trash Receptacle Sponsorship Agreement between the City (as a Member of the Orange Coast Marketing Coalition) and Adopt-A-Highway Maintenance Corporation ( . ) – Authorize the Mayor and City Clerk to sign the Agreement to Extend the Orange Coast Marketing Coalition’s (OCMC) Trash Receptacle Sponsorship Agreement.” Submitted by the Community Services Director. Funding Source: Not applicable. (In 1997 the City became a member of the Orange Coast Marketing Coalition. In 1998 the Coalition received an offer from Adopt-A-Highway Maintenance Corporation for the provision of free trash receptacles.)**

***Approved 6-0-1 (Coerper absent)***

- E-7. **(City Council) Approve Instructional Class Budget Amendment and Authorize Appropriation of Funds for Recreational Instructors at the Seniors’ Center; City Gym and Pool; and Edison and Murdy Community Centers ( . ) - Authorize the appropriation of \$210,000 from the General Fund Unappropriated Fund Balance into Instructional Classes-Professional Services Account #10045406.69505 to pay recreation class instructors. Submitted by the Community Services Director. Funding Source: The transfer of funds will be offset by revenue generated by instructional classes.**

***Approved 6-0-1 (Coerper absent)***

- E-8. **(City Council) Approve Amendment No. 1 to the License Agreement between the City and California Federal Bank (Citbank) for the Provision of ATM (Automated Teller Machine) Services at Pier Plaza ( . ) – Approve Amendment No. 1 to License Agreement between the City of Huntington Beach and California Federal Bank. Submitted by the Community Services Director. Funding Source: Not applicable.**

***Approved 6-0-1 (Coerper absent)***

- E-9. **(City Council) Adopt Resolution No. 2003-44 Amending the City’s Classification Plan (Public Sector Personnel Consultants) ( . ) – Adopt Resolution No. 2003-44 “A Resolution of the City Council of the City of Huntington Beach to Amend the Classification Plan by Adding, Deleting and Modifying a Classification and Compensation in the City Classification Plan.” Submitted by the Administrative Services Director. Funding Source: Fiscal Year 2002-2003 budget.**

***Adopted 6-0-1 (Coerper absent)***

- E-10. (City Council) Approve Project Plans and Specifications and Authorize Advertisement of Bids - Arterial Highway Rehabilitation Projects (AHRP) ; CC-1150 through CC-1156, CC-1158 and CC-1159 ( . ) – Approve the project plans and specifications and authorize the Director of Public Works to request bids for the Arterial Highway Rehabilitation Projects, CC-1150 to CC-1156, CC-1158 and CC-1159. Submitted by the Public Works Director. Funding Source: A combination of Federal AHRP Grant - \$1,333,211 and Gas Tax Funds - \$1,448,976 for a total of \$2,782,187.**

**The projects are:**

<b>Warner Avenue</b>	<b>CC-1150</b>	<b>Hamilton Avenue</b>	<b>CC-1155</b>
(Bolsa Chica to Sims)		(Bushard to Santa Ana River)	
<b>Springdale Street</b>	<b>CC-1151</b>	<b>Yorktown Avenue</b>	<b>CC-1156</b>
(McFadden to Edinger)		(Bushard to Brookhurst)	
<b>McFadden Avenue</b>	<b>CC-1152</b>	<b>Graham Street</b>	<b>CC-1158</b>
(Goldenwest to I-405/City Limit)		(Warner to Heil)	
<b>Magnolia Street</b>	<b>CC-1153</b>	<b>Warner Avenue</b>	<b>CC-1159</b>
(Atlanta to Indianapolis)		(Graham to Springdale)	
<b>Gothard Street</b>	<b>CC-1154</b>		
(Ellis to Heil)			

**Approved 6-0-1 (Coerper absent)**

- E-11. (City Council) Accept Bid and Award Contract to Inspection Engineering Construction, Inc. for the Safe Routes to School Improvements Project; CC-1210 for Improvements (including Traffic Signal Installation at 17<sup>th</sup> Street and Palm Avenue) within the Agnes L. Smith Elementary School ( . ) – 1. Accept the lowest responsive and responsible bid submitted by Inspection Engineering Construction, Inc. in the amount of \$229,474 for the Safe Routes to School Improvements, CC-1210; and 2. Authorize the Mayor and City Clerk to execute a construction contract in substantially the same form as the attached sample contract. Submitted by the Public Works Director. Funding Source: \$264,000 – Safe Routes to School Grant and Traffic Impact Fund Accounts. Total project costs - \$319,000. Grant funds - \$237,600 will be reimbursed upon completion of project.**

**Approved 6-0-1 (Coerper absent)**

- E-12. (City Council) Approve Revisions to a Sample License Agreement to Permit Encroachment into the Public Right-of-Way for Outdoor Dining in the Downtown Area of Huntington Beach ( . ) – Approve revisions to the attached sample license agreement for encroachment into the public right-of-way for outdoor dining in the Downtown. Submitted by the City Attorney, the Planning Director and the Public Works Director. Funding Source: Not Applicable. (The staff report sets forth that the license agreement has been revised to include the following items: 1.) Include an annual renewal clause allowing businesses with outdoor dining to renew their license agreements annually provided they are in compliance with the conditions of the license agreement. 2.) Include a provision to late penalties for non-payment pursuant to Huntington Beach Municipal Code Chapter 3.48 entitled “Late Charges.” 3.) Allow for a payment escalator which indicates that the fees may be readjusted to reflect the current part-time code enforcement salary and number of participating establishments in the fee program.)**

**Approved as amended on page 2 - # 2. TERMS, FEES AND CHARGES.**

**Approved 6-0-1 (Coerper absent)**

**F. Administrative Items**

**F-1. (City Council) Approve City Council Position on Legislation Pending Before the Federal, State, or Regional Governments as Recommended by the City Council Intergovernmental Relations Committee ( . . )**

Communication from Councilmember Jill Hardy, Chair, Intergovernmental Relations Committee, on behalf of members, Mayor Connie Boardman and Councilmember Debbie Cook transmitting the following **Statement of Issue**: Should the City Council authorize the Mayor to communicate the City of Huntington Beach's support for or opposition to legislation currently pending before the elected members of the Federal or State Legislatures or a regional body?

**Recommended Action:** The City Council Intergovernmental Relations Committee has reviewed the legislation below and is recommending that the City Council take a position on these items, and authorize the Mayor to send letters to the legislators reflecting the approved position:

**Motion to:**

1. **Watch HR 1478 (Israel) as introduced on 03/27/03. Amateur Radio Antennas.  
*Approved 6-0-1 (Coerper Absent)***
2. **Support AB 496 with amendments as distributed to the Council by Bill Orton (representing Assemblyman Correa) at the City Council meeting of May 19, 2003. Santa Ana River Conservancy.  
*Approved 6-0-1 (Coerper Absent)***
3. **Reconsider, withdraw support and take no position on AB 608 (Daucher) as amended on 04/23/03 - Crimes: School Employees as it no longer impacts either Huntington Beach or city governments in general.  
*Approved 6-0-1 (Coerper Absent)***
4. **Support AB 947 (Correa) as amended on 04/22/03 – California Ocean Resource Management Plan.  
*Approved 6-0-1 (Coerper Absent)***
5. **Reconsider and Reinstate Support for SB 17 (Escutia) as amended on 05/14/03 - Change in ownership of Commercial, non-residential property.  
*Approved 6-0-1 (Coerper Absent)***
6. **Oppose SB 744 (Dunn / Ducheny) as amended on 04/21/03 - Planning Housing.  
*Approved 6-0-1 (Coerper Absent)***
7. **Watch SB 55 (Ackerman) State Mandated Local Programs.  
*Approved 5-1-1 ( Sullivan No, Coerper Absent)***
8. **Support ACA 5 (Cogdill, Garcia) as introduced - Local government finance: property tax revenue allocation: local agency relief – a Constitutional Amendment.  
*Approved 6-0-1 (Coerper Absent)***
9. **Support ACA 9 (Levine) as amended on 04/21/03 - Local governmental taxation: special taxes: voter approval – a Constitutional Amendment.  
*Approved 4-2-1 (Sullivan, Green No, Coerper Absent)***
10. **Oppose AB 359 (Koretz) as amended on 05/14/03 - Public safety officers: off-duty employment.  
*Approved 6-0-1 (Coerper Absent)***
11. **Watch AB 968 (Correa) as amended on 03/16/03 - Worker's Compensation – Bio-terrorism.  
*Approved 6-0-1 (Coerper Absent)***

**F-2. (City Council) Approve Reorganization of Information Services (IS) Department with an Effective Date of August 1, 2003 and Adopt Resolution No. 2003-45 Amending the Classification Plan ( . )**

Communication from the Information Services Director requesting Council to approve the proposed reorganization of the City's Information Services functions to staff the new Information Services and approve specific classifications for the new department. The staff report sets forth that IS positions were excluded from the hiring freeze.

\*\*PowerPoint presentation titled *Information Services Consolidation Plan 2003* is included in the agenda packet.

**Recommended Action:** Motion to:

1. Approve the reorganization of the Information Services Department with an effective date of August 1, 2003;

***Adopted 4-2-1 (Sullivan, Cook No, Coerper absent)***  
and

2. Adopt **Resolution No. 2003-45** – “A Resolution of the City Council of the City of Huntington Beach to Amend the Classification Plan by Modifying a Classification and Compensation in the City Classification Plan.”

***Assistant City Administrator reported. Information Services Director Janis Ingels presented PowerPoint. Approved 4-2-1 (Sullivan, Cook No; Coerper absent)***

**F-3. (City Council) Approve the Annual 2003-2004 Traffic Signal Installation Priority List ( . )**

Communication from the Public Works Director informing Council that the Department of Public Works annually evaluates intersections for potential signalization. The evaluation procedures are complete and a new Traffic Signal Priority List has been prepared. The City's proposed 2003-2004 budget will include recommendations for funds for two traffic signal installations from the Fair Share Traffic Impact Fee fund and the AQMD (Air Quality Management District) 2766 Subvention program.

The staff report further sets forth that the following four locations are **not** included on the list due to current or planned construction of signals: **1.** Palm Avenue/17<sup>th</sup> Street; **2.** Heil Avenue/Graham Street; **3.** Hamilton Avenue/Newland Street; and **4.** Slater Avenue/Nichols Street. Attachment 2 is a list of 21 city street intersections by order of priority.)

\*\*PowerPoint presentation titled *2003/04 Traffic Signal Priority List* is included in the agenda packet.

**Recommended Action:** Motion to:

Approve the 2003-04 Traffic Signal Installation Priority List.

***Traffic Engineer Robert Stachelski reported on PowerPoint.***

***Approved as amended to move the following on the Recommended 2003 Traffic Signal Priority List:***

***#1 Beach at Taylor***

***#2 Adams at Ranger***

***#3 Beach at Seabridge/Memphis***

***#4 Ellis at Delaware***

***Approved 6-0-1 (Coerper Absent)***

**G. Ordinances****G-1. Ordinances for Adoption - None****G-2. Ordinances for Introduction**

**G-2a. (City Council) Approve Introduction of Ordinance No. 3610 Amending Chapter 3.36 of the Huntington Beach Municipal Code Re: the City's Utility Users Tax (UUT) to Reflect Recent Regulatory, Technological, and Economic Changes in the Utilities Industries (Southern California Edison, The Gas Company, and Time Warner Cable) ( . ) – Ordinance No. 3610– “An Ordinance of the City of Huntington Beach Amending Chapter 3.36 of the Huntington Beach Municipal Code Regarding the Utilities Tax of the City of Huntington Beach.” Submitted by the City Attorney, the Administrative Services Director and the Finance Officer.**

**Recommended Action:** After City Clerk reads by title, approve introduction of **Ordinance No. 3610**, by roll call vote.

***City Attorney reported this is a clean-up ordinance.***

***Approved 6-0-1 (Coerper Absent)***

**G-2b. (City Council) Approve Introduction of Ordinance No. 3611 Amending Chapter 10.44 of the Huntington Beach Municipal Code Relating to Parking Time Limits for Oversized Vehicles (Recreational and Detached Trailers) in Residential Areas ( . ) – Ordinance No. 3611 – “An Ordinance of the City of Huntington Beach Amending Chapter 10.44 of the Huntington Beach Municipal Code Relating to Parking Time Limits.” Submitted by the Police Department. (The ordinance lists the affected arterial highways in the City.)**

**Recommended Action:** After City Clerk reads by title, approve introduction of **Ordinance No. 3611**, by roll call vote.

***Item Pulled from Agenda***

**H. City Council/Redevelopment Agency Item****H-1a. Submitted by Councilmember Pam Houchen****(City Council) Direct Staff to: (1) Accept Rainbow Disposal's Offer of Additional Downtown Area Trash Collection and Restoration of Sidewalk Cleaning; (2) Revise Rainbow Disposal Agreement to Reflect Changes in the Collection Schedule and (3) Return to Council in December 2003 to Review and Report on the Recommendations - Authorize Appropriation of Funds ( . )**

Communication from Councilmember Pam Houchen transmitting the following **Statement of Issue:** Since 1998 the downtown trash collection schedule has remained unchanged. During those five years, both the numbers of residents and visitors to Huntington Beach have increased substantially. With the completion of major commercial/resort venues, along with the emphasis on making Huntington Beach a destination resort, we will need to accommodate thousands of additional people shopping and strolling in the City's burgeoning downtown area. An inevitable byproduct of this activity is the additional trash that will be generated and disposed of in one of the 96 public receptacles along Pacific Coast Highway, Main Street and the adjoining streets in the downtown area.

Rainbow Disposal has served the city of Huntington Beach since the mid 1950's. The company's involvement with the community is long-standing and the firm is very aware of our budgetary constraints. As a concerned local corporation, Rainbow has offered to contribute toward alleviating the blight that under-serviced collection can cause. They have offered to credit the City's "cap" account for one additional receptacle pick up in the downtown area on each Friday, Saturday and Sunday that collection occurs between now and December 31, 2003. Since the City will not need to compensate Rainbow Disposal for the extra weekend collections, the value of that service will be approximately \$15,000.

I propose that the City, supplement Rainbow's increased service by adding one collection on each of the weekdays that are scheduled for the remainder of 2003. That would equate to an additional cost to the City of approximately \$18,000. This increased service would be reviewed at the end of September. The downtown collection fee is part of the City's "cap" and any overage is billed to the City annually in February; therefore, compensation to Rainbow for the extra weekday collections will be due in February 2004.

In addition to the trash accumulation downtown, the sidewalks are not being pressure washed with enough frequency. As a result of NPDES requirements, the City's contractual costs have increased because it must provide a service that emits "zero discharge" of water to the storm drain system. This more costly process has forced the City to cut back on cleaning frequency in the peak season months from twice monthly to monthly to stay within budget.

To restore the badly-needed service level to twice monthly for the peak months of June, July, August and September this year, it will require the appropriation of \$6,000 of General Fund money to the Park, Tree and Landscape operating budget.

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**Recommended Action:** Motion to:

1. Accept Rainbow Disposal's offer to credit the City for one additional trash collection on Friday, Saturday and Sunday of June, July, August, September, and October; and Friday and Saturday in November and December, 2003;

and

2. Direct staff to appropriate in the FY 2003/04 operating budget, \$18,000 for enhanced weekday (Monday through Thursday) downtown trash collection services between June and December 2003. A review of this additional service would occur by the end of September 2003;

and

3. Direct staff to contact Rainbow Disposal and revise the collection schedule to reflect the additional collections

and

4. Direct staff to appropriate \$6,000 in the current fiscal year budget for the restoration of sidewalk cleaning frequency in the downtown area to twice monthly in June, July, August and September 2003;

and

5. Direct staff to review and report to the City Council in December 2003 on the recommended downtown area trash collection schedule for 2004.

***Councilmember Pam Houchen reported re: NPDES (National Pollutant Discharge Elimination System) permitting requirements. Public Works Director Beardsley, Deputy Public Works Director Paul Emery and Economic Development Director David Biggs reported on potential BID (Business Improvement District) for the Downtown. Approved 6-0-1 (Coerper Absent)***

**Council Comments - (Not Agendized)**

At this time Councilmembers may report on items not specifically described on the agenda which are of interest to the community. No action or discussion may be taken except to provide staff direction to report back or to place the item on a future agenda.

**Council/Agency Adjournment** to Monday, ***June 23, 2003, at 1:00 p.m., in the Council Chambers***, Civic Center, 2000 Main Street, Huntington Beach, California.

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