

Minutes
City Council/Public Financing Authority and the Special Meetings of the Huntington Beach Successor Agency and the Huntington Beach Housing Authority
City of Huntington Beach

Tuesday, February 19, 2013
4:30 PM – Study Session, Rm B-8
6:00 PM – Regular Meeting
Civic Center Council Chambers
2000 Main Street
Huntington Beach, California 92648

An audio recording of the 4:30 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/agengas/

CALL TO ORDER - 4:33 PM

ROLL CALL

Present: Sullivan, Hardy, Harper, Shaw, and Katapodis
Absent: Boardman (arrived at 5:00 PM), and Carchio (arrived at 6:00 PM)

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 City Council agenda packet:

Study Session

A Notice of Absence received from Councilmember Carchio indicating that he will not be attending the Study Session portion of the regular meeting.

PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS (3 Minute Time Limit) - None.

STUDY SESSION

1. The Department of Toxic Substances Control (DTSC) provided an update to the City Council regarding the proposed final remedy (final clean up) environmental review process for Ascon Landfill Site

Representatives from the Department of Toxic Substances Control (DTSC) included John Scandura, Branch Chief, Brownfields and Environmental Restoration Program; Stacy Lear, Public Participation Specialist; Safouh Sayed, Project Manager; and, Robert Senga, Unit Supervisor, Brownfields and Environmental Restoration Program. Consultants from other agencies included Heidi Bruce, Mike Hardin, Mary Urashima, and Kim Hudson.

Consultant Scandura provided a PowerPoint presentation entitled "*Third Study Session for*

Ascon Landfill Site," dated February 19, 2013 that included the following titled slides: Current Project Activity, Recent Site Activity, Project Timeline, and Questions.

Consultant Lear discussed public outreach and the Notice of Preparation (NOP).

In response to Councilmember Shaw's inquiry regarding material removed in 2011, Consultant Sayed referenced data included in the EIR.

Consultant Scandura provided an overview of the remedial action plan, relocation of sensitive plant species, and air quality action plan.

Councilmember Sullivan and Consultant Scandura discussed evening scoping meetings are likely to be held at Edison High School.

RECESS TO CLOSED SESSION

A motion was made by Shaw, second Hardy to recess to Closed Session. The motion carried by the following vote:

AYES:	Sullivan, Hardy, Harper, Shaw, and Katapodis
NOES:	None
ABSENT:	Boardman, and Carchio

CLOSED SESSION

2. Pursuant to Government Code § 54956.9(d)(1), the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuits [and potential lawsuits]: Puzert v. City of Huntington Beach, Orange County Superior Court Case No. 30-2011-00467413. In this case, Plaintiff Carol Puzert claims she tripped and fell over a parking block at Murdy Recreation Center.

3. Pursuant to Government Code § 54956.9(d)(2), the City Council recessed into Closed Session to confer with the City Attorney regarding based on existing facts and circumstances that a significant exposure to litigation against the City exist.

4. Pursuant to Government Code § 54956.9(d)(1), the City Council recessed into Closed Session to confer with the City Attorney regarding Pacific Mobile Home Park, LLC v. City of Huntington Beach (Atlanta Widening Project), Orange County Superior Court Case No. 30-2011-00449749, challenging the City's adoption of a mitigated negative declaration under CEQA for the Atlanta Avenue Widening Project.

6:00 PM – COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

CALL TO ORDER THE REGULAR MEETING OF THE CITY COUNCIL/PUBLIC FINANCING AUTHORITY AND THE SPECIAL MEETINGS OF THE SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF HUNTINGTON BEACH AND THE HUNTINGTON BEACH HOUSING AUTHORITY – 6:00 PM

CLOSED SESSION REPORT BY CITY ATTORNEY - None

ROLL CALL

Present: Sullivan, Hardy, Harper, Boardman, Carchio, Shaw, Katapodis
Absent: None

PLEDGE OF ALLEGIANCE - Led by Boy Scout Pack 557

INVOCATION - Led by Father Christian Mondor of Sts. Simon and Jude Catholic Church

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's Award - Mayor Boardman called on Finance Director Lori Ann Farrell to present the Mayor's Award to Accounting Technician Supervisor Carolyn Pederson

Mayor Boardman and Finance Director Lori Ann Farrell presented the Mayor's Award to Accounting Technician Supervisor Carolyn Pederson. She was commended on her great qualities and her leadership abilities.

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (Received After Agenda Distribution)

City Clerk Joan Flynn announced supplemental communications received after distribution of the Agenda as follows.

Consent Calendar

#4. Communication received from Bob Hall, Assistant City Manager, dated February 15, 2013 entitled, *"Supplemental Community for Item #4 – Adopt Successor Agency Resolution Nos. 2013-01 and 2013-02 approving the Recognized Obligation Payment Schedule (ROPS) and Administrative Budget for the Huntington Beach Successor Agency for the Period of July 1 through December 31, 2013 in accordance with Health and Safety Code Section 34177 and related actions."*

#8. Communication received from Patrick E. McIntosh, Fire Chief, dated February 14, 2013 entitled, *"Supplemental Communication – City Council Agenda February 19, 2013 – Agenda Item 8 – Approval of Appropriation for Repair of Civic Center Oil Well #3."*

PUBLIC COMMENTS (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/>).

Bill Richardson reported on his experience working with the City's Marine Safety Division. He

commented positively on the City's Junior Lifeguard Program under the leadership of David Simcox. He addressed benefits of the training and expressed concerns regarding Mr. Simcox's retirement and not being able to work this summer. He announced the program's upcoming 50th anniversary event and a visit by Junior Lifeguards from New Zealand who are part of an international exchange program between Huntington Beach and New Zealand. He commended Mr. Simcox for his leadership and felt that he deserves consideration to participate at the upcoming events. (00:10:30)

David Simcox thanked those who signed a petition and commented positively on his experience and involvement in the City's Junior Lifeguard Program. He reported on elements of the program and its purpose and expressed his appreciation to the City and its employees. He hoped that Council will take care of the program in the future. (00:14:02)

Mayor Boardman reported that Council is prohibited from involving itself in the hiring process.

City Manager Fred Wilson reported that staff would like nothing more than to have Mr. Simcox participate in the Junior Lifeguard Program through its 50th Anniversary celebration. However, because of changes in State law, when someone retires from the City, the City is unable to re-hire them as a paid employee.

Shawn Thompson addressed the purpose of the recent State changes to CALPERS including exceptions. She listed four main requirements for legal employment of a public agency retiree and commented on how Mr. Simcox meets those exceptions. She asked that the City reinstate Mr. Simcox so that he can finish the task of the New Zealand exchange and promote the City to the world by celebrating the man and the program that have benefited the City for fifty years. (00:18:53)

Hollie West commented positively on her experience in the Huntington Beach Junior Lifeguard Program and on Mr. Simcox's efforts in leading and expanding the program. She spoke in support of allowing Mr. Simcox to participate in the organization through the upcoming summer and the program's 50th Anniversary event. (00:22:16)

Trevor Powley reported on his experience with the Huntington Beach Junior Lifeguard Program and attributed its success to Mr. Simcox. He commended Mr. Simcox for his guidance and leadership and expressed his appreciation to him. He asked that the City allow Mr. Simcox to participate in the organization through the summer and the program's 50th Anniversary event. (00:25:17)

Nikol King, on behalf of the Sunset Beach Junior Lifeguards, spoke on the value and benefits of the program and read a statement from her son who participated in the program and is now a Member of the U.S. Armed Forces serving in the Navy. He commented in support of continuing the program. (00:29:45)

David Cavano spoke in opposition to the possible closure of the Sunset Beach Junior Lifeguard Program and commented on the benefits of the program. He listed reasons why the program should continue and expand rather than being terminated. (00:32:03)

Larry Jacklin commented positively on the Sunset Beach Junior Lifeguard Program and encouraged Council to do the right thing and continue the program for the benefit of residents

and youth. (00:35:15)

Jed Donahue commented on the plastic bag ordinance and felt that it is not a problem in the City of Huntington Beach. He expressed concerns with negative impacts of the ordinance on businesses and noted there are surrounding cities that have not implemented a ban. He felt that reusable bags are not as hygienic and spoke in support of allowing individual choices. (00:38:05)

Kona Kalamian commented on his experience in the Sunset Beach Junior Lifeguard Program and voiced his support for continuing the program. (00:41:12)

Scott Roberts commented on his experience in the Sunset Beach Junior Lifeguard Program as well as his friend's and spoke in support of continuing the program. He noted the importance of the program in building physical fitness and changing lives. (00:42:15)

Craig Smith spoke on behalf of the Sunset Beach Junior Lifeguard Program, commented on his daughter's involvement and the quality of those involved and encouraged Council to continue the program. (00:43:50)

Bekah Smith reported that she has been in the Sunset Beach Junior Lifeguard Program for eight years and commented on the benefits of the program for its participants. She urged Council to continue the program. (00:45:47)

Tara Coffey reported that she has been in the Sunset Beach Junior Lifeguard Program for eight years and spoke on the merits of the program. She addressed issues that led to consideration of terminating the program and urged Council to continue it. She reported conducting a survey and obtaining over one hundred signatures of homeowners, beach goers and businesses who are in support of continuing the program. (00:47:52)

Ryan Fay spoke on behalf of Britt DeVille, a co-worker in the Sunset Beach Junior Lifeguard Program, who could not attend the meeting but wanted her ideas heard. She proposed suggestions to deal with the issues of traffic, noise and dust and felt that the issues can be resolved. She urged Council to consider placing the issue on its next agenda and continue the program for the benefit of participants and the community. (00:51:04)

Howard Hills provided personal testimony on the proposed social hosting ordinance and felt that Council should be wary of the trend towards these types of ordinances. He noted that the issue of serving alcohol to children is already covered under the State's Criminal Code as well as through Businesses and Professionals Codes related to selling alcohol to minors. He stated that Council should be aware of the distinction between regulating alcohol consumption in public and in private. He stressed the high standards of legal duties and police discretion related to the ordinance and noted that the proposal addresses alcohol only and not other drugs. (00:54:31)

There being no others wishing to address Council, Mayor Boardman closed the public comments portion of the meeting.

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

Councilmember Carchio reported attending the Public Policy Makers Academy City Leaders Reception at Anaheim Stadium as well as the State of the County Luncheon.

Councilmember Shaw reported attending the Administrative Committee of the Orange County Sanitation District Board meeting.

Councilmember Sullivan reported attending the Association of California Cities event and commented positively on the learning experience.

Mayor Pro Tem Harper reported attending the Public Policy Makers Academy City Leaders Reception as well as other meetings on behalf of the second district for OCTA.

CITY MANAGER'S REPORT – None

CONSENT CALENDAR

Councilmember Sullivan requested pulling Item No. 7 for separate discussion and consideration.

1. Approved and adopted minutes

A motion was made by Councilmember Shaw, second by Councilmember Sullivan to approve and adopt the minutes of the City Council/Public Financing Authority Regular Meeting of January 22, 2013, approve and adopt the minutes of the City Council Special Meeting of January 25, 2013, approve and adopt the minutes of the City Council/Public Financing Authority Regular Meeting of February 4, 2013, as written and on file in the office of the City Clerk and approve and adopt the minutes of the Housing Authority Special Meeting of January 22, 2013.

The motion carried with the following roll call vote:

AYES:	Sullivan, Hardy, Harper, Boardman, Carchio, Shaw, Katapodis
NOES:	None
ABSTAIN:	Hardy (Minutes of the City Council/Public Financing Authority Regular Meeting of January 22, 2013)

2. Received and Filed the Updated City of Huntington Beach Strategic Plan

A motion was made by Councilmember Shaw, second by Councilmember Sullivan to receive and file the updated status of the Six-Month Strategic Objectives and the Strategic Plan Grid.

The motion carried with the following roll call vote:

AYES:	Sullivan, Hardy, Harper, Boardman, Carchio, Shaw, Katapodis
NOES:	None

3. Approved appropriation for State Mandated Disability Access Fee SB 1186

A motion was made by Councilmember Shaw, second by Councilmember Sullivan to approve an appropriation of \$21,000 in the newly created Disability Access Special Revenue Fund – Fund 234 within the Non-Departmental Budget. This fund will segregate the State's 30 percent remittances from the City's 70 percent share and will allocate resources accordingly. Future adopted budgets will contain appropriations for these expenditures in the out-years.

The motion carried with the following roll call vote:

AYES: Sullivan, Hardy, Harper, Boardman, Carchio, Shaw, Katapodis
NOES: None

4. Adopted Successor Agency Resolution No. 2013-01 and 2013-02 approving the Recognized Obligation Payment Schedule (ROPS) and Administrative Budget for the Huntington Beach Successor Agency for the Period of July 1 through December 31, 2013 in accordance with Health and Safety Code Section 34177 and related actions

A motion was made by Councilmember Shaw, second by Councilmember Sullivan to adopt Resolution No. 2013-01, "A Resolution of The Successor Agency To The Redevelopment Agency of The City of Huntington Beach Approving The Recognized Obligation Payment Schedule For The Period July 1 – December 31, 2013 ("ROPS IV");" and, adopt Resolution No. 2013-02, "A Resolution of The Successor Agency To The Redevelopment Agency of The City of Huntington Beach Approving The Successor Agency Administrative Budget For The Period July 1 – December 31, 2013"; and, increase the Housing Authority's budget for Fiscal Year 2012/13 by \$1,210,901 and the Successor Agency budget by \$528,754 to pay for Housing DDR and the IRS Arbitrage Rebate, *as amended by Supplemental Communication revising page two of the ROPS summary section with new information provided by the Orange County Auditor/Controller (Six-Month Anticipated RPTTF Funding Report).*

The motion carried with the following roll call vote:

AYES: Sullivan, Hardy, Harper, Boardman, Carchio, Shaw, Katapodis
NOES: None

5. Approved and authorized execution of a Site Access Agreement between the City and Chevron Environmental Management Company (EMC) to conduct environmental work

A motion was made by Councilmember Shaw, second by Councilmember Sullivan to approve and authorize the Mayor and City Clerk to execute the "Site Access Agreement" with Chevron Environmental Management Company (EMC).

The motion carried with the following roll call vote:

AYES: Sullivan, Hardy, Harper, Boardman, Carchio, Shaw, Katapodis
NOES: None

6. Adopted Resolution No. 2013-08 authorizing Fiscal Year 2012-2013 Budget Appropriation Amendments for Grants

A motion was made by Councilmember Shaw, second by Councilmember Sullivan to adopt Resolution No. 2013-08, "A Resolution of the City Council of the City of Huntington Beach Authorizing the City Manager and/or Finance Director to Amend the Adopted Budget, As Needed, to Accept and Appropriate Certain Grant Funding Donations."

The motion carried with the following roll call vote:

AYES: Sullivan, Hardy, Harper, Boardman, Carchio, Shaw, Katapodis
NOES: None

7. Fireworks Booths for July 2013

Councilmember Sullivan reported that a number of school athletic groups won the predominance of fireworks booths and that although he is confident that it was done through a fair process, a number of people expressed concerns that it wasn't. He suggested that future drawings continue to be conducted in the open during Council meetings.

Mayor Pro Tem Harper inquired regarding the number of booths planned for the coming year.

City Manager Wilson noted that the action this evening would limit the number of booths to ten. And, that although the ordinance allows up to twenty, staff believes that ten is a more-manageable number than twenty.

Mayor Pro Tem Harper echoed some of the concerns expressed by Councilmember Sullivan and commented on the need by many school groups to generate funds for activities. He stated that he would be inclined to expand the number of booths to twenty.

Councilmember Carchio reported that upon speaking with the Fire Department, they believe that twenty booths are too many. However, he suggested that if one or two additional spots can be accommodated, they should be. He felt that the fireworks manufacturers should be allowed to make that decision rather than limiting it to ten or twenty.

A motion was made by Councilmember Shaw, second by Mayor Boardman to approve 10 fireworks booths, operated by local non-profit groups, to sell Safe and Sane fireworks in accordance with Municipal Code Chapter 5.90 in the City of Huntington Beach.

The motion carried with the following roll call vote:

AYES: Sullivan, Hardy, Harper, Boardman, Shaw, Katapodis
NOES: Carchio

8. Approved appropriation for repair of Civic Center Oil Well #3

A motion was made by Councilmember Shaw, second by Councilmember Sullivan to approve appropriation of \$187,350 from the General Fund Equipment Replacement Reserves to the Equipment Replacement - Fire business unit (10040209.83000) for the Repair of Civic Center

Oil Well #3, as amended by supplemental communication to remove the term "Reserves" in the funding language of the recommended action.

The motion carried with the following roll call vote:

AYES: Sullivan, Hardy, Harper, Boardman, Carchio, Shaw, Katapodis
NOES: None

9. Adopted Ordinance No. 3970 amending Municipal Code 14.12.010 to replace the 2005 Water Master Plan Approved for introduction February 4, 2013 - (Vote: 7-0)

A motion was made by Councilmember Shaw, second by Councilmember Sullivan to adopt Ordinance No. 3970, "An Ordinance of the City of Huntington Beach Amending Chapter 14.12 of the Huntington Beach Municipal Code Pertaining to Water Fees," to replace the 2005 Water Master Plan.

The motion carried with the following roll call vote:

AYES: Sullivan, Hardy, Harper, Boardman, Carchio, Shaw, Katapodis
NOES: None

PUBLIC HEARING

10. Approved Recirculated Mitigated Negative Declaration (MND) No. 09-001 for the Atlanta Avenue Widening Project

Associate Planner Jennifer Villasenor presented a brief report addressing background, approvals to date, results of a CEQA lawsuit for the City to conduct additional environmental analyses, project overview, removal of eight mobile homes within Pacific Mobile Home Park, results of additional environmental analyses, updates to studies and new studies conducted and additional mitigation measures recommended. Ms. Villasenor reported receipt of three letters that provided no comments on the re-circulated MND. She presented recommendations as stated in the report.

Mayor Boardman opened the public hearing and invited interested parties to address the Council on this matter.

Steve Schulz provided a brief history of his experience in the City and commented positively on the City's Junior Lifeguard Program. He reported that he lives in the area where the street widening is planned and has spoken with many of his neighbors regarding the matter. He reported that there are two alleys that parallel Huntington Street on both sides of the Huntington and Atlanta intersection and that there are approximately seven homes that back up to one of the alleys. Mr. Schulz noted that the alley acts as both an alley and a street to some of the homes. He reported speaking with the City's Planning Department regarding the possibility of installing bollards or a one-way sign to control traffic in the alley. He stated that many of his neighbors are not opposed to closing the alley altogether and reported many people use the alley in order to avoid stopping at the intersection and to transit through the

alley at high speeds. (01:12:03)

Mayor Boardman asked Mr. Schulz to fill out a card so that staff can follow up as to whether the widening of Atlanta will impact the alley and discuss ways of increasing safety in the alley.

There being no others wishing to address Council, Mayor Boardman closed the public hearing.

A motion was made by Councilmember Carchio, second by Councilmember Shaw to set aside and vacate the January 28, 2011 certification of Mitigated Negative Declaration No. 09-001 and approve Recirculated Mitigated Negative Declaration No. 09-001 with findings for approval.

The motion carried with the following roll call vote:

AYES: Sullivan, Hardy, Harper, Boardman, Carchio, Shaw, Katapodis
NOES: None

ORDINANCES FOR INTRODUCTION

11. Approved for introduction Ordinance No. 3971 amending the Huntington Beach Municipal Code by adding Chapter 17.77 establishing Reasonable Accommodation Procedures

Associate Planner Jennifer Villasenor presented a brief overview of the matter addressing background and the City's adoption of the 2008/2013 Housing Element and goals of the latter. She reported that one of the programs within the Housing Element was to conduct an evaluation of the City's codes and determine if a procedure was needed to implement the goal of providing equal housing opportunities. The suggested ordinance was to comply with State law and have a mechanism in place where people with disabilities could request to deviate from zoning and building standards in order to improve their property without having to go through a variance or a conditional use permit. She explained the Reasonable Accommodation Procedure noting that it puts in place a "no fee" administrative permit which an individual with disabilities could apply for through the Planning and Building Department. She added that the ordinance will serve to remove a governmental constraint to providing fair housing in the City.

A motion was made by Councilmember Shaw, second by Mayor Pro Tem Harper to approve for introduction Ordinance No. 3971, "An Ordinance of the City of Huntington Beach Amending the Huntington Beach Municipal Code by Adding New Chapter 17.77 Thereto Entitled "Reasonable Accommodation Procedures."

The motion carried with the following roll call vote:

AYES: Sullivan, Hardy, Harper, Boardman, Carchio, Shaw, Katapodis
NOES: None

12. Approved for introduction Ordinance No. 3972 amending the Huntington Beach

Municipal Code by amending Chapter 8.42 relating to Loud Parties or Other Activities

Chief Assistant City Attorney Mike Vigliotta referenced a previous presentation made by City Attorney Jennifer McGrath and offered to answer questions from Council.

A motion was made by Councilmember Sullivan, second by Councilmember Carchio to set approve for introduction Ordinance No. 3972, "An Ordinance of the City of Huntington Beach Amending the Huntington Beach Municipal Code by Amending Chapter 8.42 Relating to Loud Parties or Other Activities."

Councilmember Hardy reported that she does not see the need for the ordinance and expressed concerns over parents being accused of hosting when they are not. While she does not want to encourage under-aged drinking, she stated that she's not sure there is a need to create another layer to the existing laws.

Mayor Pro Tem Harper stated that he shares many of the concerns expressed by Councilmember Hardy. He noted the existence of State laws regarding the matter and expressed concerns with creating a new ordinance that would add another layer to the laws and how discretion may not be applied. He wondered how the proposed ordinance would be applied to property owners or landlords that may not live within the residence and how much liability may be applied to them. He expressed concerns with possible unintended consequences and the lack of a complete vetting process.

Attorney Vigliotta reported that a person would have to make an intended step to cause a party to occur in order to be held liable.

Councilmember Carchio referenced previous comments from the PTA as well as meetings at a high school where discussion occurred regarding alcohol leading to other drugs. He noted that PTA representatives indicated that they were in favor of a hosting ordinance and reported that this would be another tool for use by the Police Department.

Police Chief Kenneth Small reiterated that in order to be in violation of the ordinance, a person would have to know, or should have known that a party would occur. He stated that groups involved with youth have urged the City to pass a hosting ordinance. He reported that State laws exist but that to most people "contributing to the delinquency of a minor" is nondescript. He noted that the ordinance speaks in plain language to the nature of the problem and allows Police Officers to have an additional tool that currently does not exist.

Mayor Pro Tem Harper felt that the issue is whether the ordinance will impact under-aged drinking and reiterated that there are tools within existing State law. He stated that this is not a problem for the City to tackle, but for everyone. He expressed concerns that the issue was not brought forward by the Police Department or staff, but rather a Councilmember.

Councilmember Hardy explained that it is too easy for her to come up with a scenario where a parent would have no knowledge of what teens are doing and they would be held in violation of the ordinance.

Councilmember Katapodis noted that the ordinance provides additional specificity and noted

that the comments from the PTA served in his support of the ordinance.

Councilmember Shaw stated that he believes that the Police Department will be able to discern whether a parent has knowledge or not of alcohol being served to youth at their home. He reported that he will support the motion adding that the ordinance gives the City one more tool to fight under-aged drinking.

Mayor Pro Tem Harper noted that both he and Councilmember Hardy have worked intensively with teenagers in the City and are aware of the challenges involved.

Councilmember Carchio noted that he brought this item forward after having been approached by many people in the community as well as members of the PTA.

The motion carried with the following roll call vote:

AYES: Sullivan, Boardman, Carchio, Shaw, Katapodis
NOES: Hardy, Harper

COUNCILMEMBER COMMENTS (Not Agendized)

Councilmember Sullivan announced the annual run to support the Third Battalion, First Regiment Marines will be held on Saturday March 9, 2013 at the beach at 7:30 A.M.

Councilmember Hardy expressed her appreciation to the Assistance League for their recent presentation on dental hygiene at her daughter's kindergarten class. She congratulated Mayor Pro Tem Harper on his recent engagement and provided a brief history of his and his fiancée's relationship.

Mayor Pro Tem Harper expressed his appreciation. He requested clarification regarding the Sunset Beach Junior Lifeguard Program MOU and suggested making the MOU accessible on the City's website. He wondered regarding the existing of a process for modifying the MOU.

Mr. Wilson reported that staff will follow up with a memo to Council regarding the matter.

Councilmember Carchio congratulated Elsa Greenfield and the Huntington Beach Youth Shelter on the success of their recent fundraising event. In addition, he commented positively on the "9/11 Building to Remember" Gala and reported that the project is open for donations. He reported attending the Olive Crest Fundraiser and congratulated Diana Casey. Councilmember Carchio reported the recent loss of Fountain Valley Councilmember Gus Ayers.

Councilmember Katapodis reported attending the Police Department's Employee Awards Presentation and announced the recipients of the Medal of Honor, Officer of the Year, Civilian Employee of the Year, Supervisor of the Year, Awards of Merit and Distinguished Service Awards. He commented positively on the event. In addition, he reported attending the "9/11 Memorial Gala" and expressed his appreciation to those who attended.

Councilmember Shaw reported attending the "9/11 Building to Remember" fundraiser and commented positively on the event. He congratulated Mayor Pro Tem Harper on his

engagement and Councilmember Katapodis on his upcoming retirement from the LAPD. Councilmember Shaw provided an obituary on his friend and colleague, Gus Ayres.

Mayor Boardman reported attending the "9/11 Building to Remember" Gala and commented positively on the event. In addition, she reported attending a tour of the historic Wintersberg Building. She reported welcoming new members into the City's CERT program. In addition, she reported attending the grand opening of the Avocado Café on Main Street and wished the owners good luck.

Mayor Boardman commented on the passing of her friend and former Fountain Valley Mayor Gus Ayres and listed his many efforts in mentoring her and other Councilmembers. She listed his accomplishments and community involvement throughout all of Orange County and presented information regarding his memorial service.

ADJOURNMENT OF THE REGULAR MEETING OF THE CITY COUNCIL/PUBLIC FINANCING AUTHORITY AND THE SPECIAL MEETINGS OF THE SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF HUNTINGTON BEACH AND THE HUNTINGTON BEACH HOUSING AUTHORITY

There being no further business to come before Council, Mayor Boardman adjourned the meeting at 7:59 PM in memory of Gus Ayres.

The next regularly scheduled meeting of the Huntington Beach City Council/Public Financing Authority is **Monday, March 04, 2013**, at 4:30 PM in Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California.



Clerk and ex-officio Clerk of the City Council and Successor Agency of the City of Huntington Beach, and Secretary of the Huntington Beach Public Finance Authority and Housing Authority

ATTEST:


City Clerk, Clerk, Secretary
Mayor-Chair