

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

Monday, March 1, 2010
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
is on file in the Office of the City Clerk and is archived at
www.surfcity-hb.org/government/agendas/**

4:00 PM - ROOM B-8

CALL TO ORDER

Mayor Green called the Study Session portion of the City Council/Redevelopment Agency meeting to order at 4:01 PM.

ROLL CALL

Present: Carchio, Dwyer, Green, Bohr, Coerper, Hardy (arrived at 4:05 PM), and Hansen
Absent: None

ANNOUNCEMENT OF LATE COMMUNICATION

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

PowerPoint communication submitted by Bob Wingenroth, Director of Finance, dated March 1, 2010, and entitled *FY 2009/10 Budget Reductions*.

Communication submitted by Michael Bartlett, President, Marine Safety Officer's Association (MSOA), dated March 1, 2010.

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

Colleen Keith, President, Management Employees Organization (MEO), spoke to Council about the current budget reductions and MEO's proposed concessions to help alleviate a \$4 million dollar shortfall. She described MEO's support for picking up additional PERS contributions and raising the general leave bank cap to eliminate overage pay. She also described a transition in MEO leadership, and confirmed MEO's willingness to support the City.

Kreg Muller, President, Huntington Beach Police Officers' Association (HBPOA), spoke to Council about his positive impressions of City staff for approving concessions to help alleviate the budget crisis. He stated his opinion that City employees will expect frugality in spending from City leaders during the midterm budget activity.

Mayor Cathy Green thanked all associations for stepping up to help with the budget shortfall.

STUDY SESSION

(City Council) Study Session - The City Administrator and Director of Finance presented the proposed budget reductions needed to balance the FY 2009/10 General Fund Budget.

City Administrator Fred Wilson thanked labor groups for their voluntary concessions to help alleviate the current budget shortfall. He introduced Director of Finance Bob Wingenroth to present a PowerPoint presentation entitled "FY 2009/2010 Budget Reductions," that provided budget reduction information proposed by departments.

Mayor Pro Tem Hardy voiced concerns about focusing on expenditures and not revenue, citing the proposed removal of a Parking Control Officer that generates revenue. Police Chief Small described how the position funds itself.

Councilmember Coerper voiced concerns about minimum staffing in the Police Department. Chief Small discussed positions in uniform patrol, and how specialized positions are being put back into patrol to minimize impact on the public. He also identified current vacancies and assumed retirements, which will not be filled.

Councilmember Carchio questioned reducing specialty units. Chief Small described how people in current positions might be affected, and what specialty positions will prompt public concern. Discussion ensued on overtime expense and cutting positions that generate revenue. Administrator Wilson explained difficulties in correlating revenue, salary and benefits.

Councilmember Dwyer and Chief Small discussed recertification of the City's Helicopter Pilots.

Councilmember Bohr and Chief Small discussed July 4th staffing including maximum deployment and Orange County Sheriff's Department involvement. Discussion ensued on shifting some of the Police Department expense to the 4th of July Board fund.

Councilmember Dwyer posed questions about selling unneeded Public Works' equipment.

Councilmember Coerper and Fire Chief Patrick McIntosh discussed cutting Fire Department certifications that are not mandatory and overtime for search and rescue training. Councilmember Dwyer and Chief McIntosh discussed Emergency Response billing, Fire-Med revenue, homeland security funds, grant-seeking opportunities, and moving certain positions into the field.

Councilmember Carchio voiced concerns about removing the graffiti program.

Mayor Pro Tem Hardy and Community Services Director Engle discussed duties of the vacant Specific Events Manager position being absorbed by other staff. Mayor Pro Tem Hardy voiced

opposition to removing the fire rings on the beach, and questioned the proposed savings. Discussion ensued regarding shifting an Art Center employee to the Beach Division, lifeguard recertification, minimizing beach restroom maintenance, and the potential for the Downtown Business Improvement District (BID) to pick-up expenses for street steam cleaning.

Mayor Pro Tem Hardy recognized the Marine Safety Officers' Association's (MSOA) concerns about eliminating lifeguard service, and voiced her own concerns about reduced pool service at Huntington Beach High School.

Councilmember Bohr and Director Engle discussed why the Art Center should remain open on Mondays.

Councilmembers Carchio and Dwyer discussed closing the Central Library on Sundays versus Mondays, and facility rental operating expenses with Library Director Stephanie Beverage.

Councilmember Dwyer and City Attorney McGrath discussed why the City pays for Attorney certifications and state bar exams.

Councilmember Hansen and Chief Small continued discussion on Parking Control Officers and how they generate more revenue than they actually cost. Chief Small explained how a vacant full-time position equates to a "beat" not covered, and plans to move someone from sweeping enforcement to downtown meters in rotational shifts.

Discussion continued on allowing the full number of fire rings on the beach from Spring break through Labor Day.

RECESS TO CLOSED SESSION

A motion was made by Coerper, second Carchio to recess to Closed Session by the following roll call vote:

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

CLOSED SESSION

1. Pursuant to Government Code Section 54956.9, the City Council recessed into Closed Session to confer with the City Attorney regarding the following lawsuit: Parks Legal Defense Fund v. The City of Huntington Beach; Orange County Superior Court Case No. 30-2008-00051261-CU-PT-CXC. This action arises out of allegations of violations of the California Environmental Quality Act ("CEQA"), violations of the City General Plan and the Quimby Act.

2. Pursuant to Government Code Section 54957.6, the City Council recessed to Closed Session to meet with its designated labor negotiators: Fred Wilson, City Administrator; Paul Emery, Deputy City Administrator; Bob Hall, Deputy City Administrator; Michele Carr, Director of Human Resources; and Bob Wingenroth, Director of Finance, regarding labor negotiations with MEO, MEA, PMA, HBPOA, HBFA, FMA, MSOA, SCLEA, and Non-Associated.

6:00 PM - COUNCIL CHAMBERS

RECONVENE CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

Mayor Green reconvened the City Council/Redevelopment Agency meeting at 6:18 PM.

CLOSED SESSION REPORT BY CITY ATTORNEY - None.

ROLL CALL

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

PLEDGE OF ALLEGIANCE - Led by Cub Scout Wolves Pack 101 Den 1.

INVOCATION - Led by Reverend Peggy Price, Huntington Beach Interfaith Council.

AWARDS AND PRESENTATIONS

Presentation - Mayor Green introduced Kate Hoffman who reported on the Huntington Beach Alliance for Arts Education Advocacy breakfast held on February 18 at the Shorebreak Hotel.

Huntington Beach Art Center Director Kate Hoffman reported on the Huntington Beach Alliance for Arts Education Advocacy, and a breakfast held on February 18 at the Huntington Shorebreak Hotel.

Presentation - Mayor Green called on representatives from Mothers Against Drunk Driving (MADD) to present annual awards to Huntington Beach Police Officers.

Mary Beth Griffin representing Mothers Against Drunk Drivers (MADD) presented annual awards to Huntington Beach Police Officers honored for their work with victims of DUI crashes and DUI offenders. Police Chief Ken Small announced the following names of Police Officers recognized by MADD for 25 to 99 DUI arrests: Corwin Bales, David Dereszynski, Michael Dexter, Ryan Price, Phil Scott, Keith Smith and John Baggs. Chief Small also recognized Officers who exceeded 100 DUI arrests, and Detective Dave McCain, Officer Bob Barr and Forensic Computer Examiner Chris Curran who will be honored by MADD for their work in the investigation of a fatal accident involving Huntington Beach resident Danny Oats.

ANNOUNCEMENT OF LATE COMMUNICATION

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

Communications received from Joseph and Christine DiSomma (2), Karen Jackle, Vern H. Hart and John Erskin of Nossaman LLP regarding Public Hearing Item No. 2 (Beach and Edinger Corridors Specific Plan).

Communication submitted for Public Hearing Item No. 2 from Scott Hess, Director of Planning and Building dated March 1, 2010 and entitled Beach and Edinger Corridors Specific Plan - Late

Communication.

Communication submitted by Michele Carr, Director of Human Resources for Consent Item No. 6 dated March 1, 2010, and entitled *Replacement of RCA Exhibits for the Police Officers' Association (POA)*.

Communication submitted by Michele Carr, Director of Human Resources for Consent Item No. 7 dated March 1, 2010, and entitled *Replacement of RCA Exhibits for the Fire Management Association (FMA)*.

Communication submitted by Michele Carr, Director of Human Resources for Consent Item No. 8 dated March 1, 2010, and entitled *Resolution for the Municipal Employees' Association (MEA) General Leave in excess of 640 hours*.

Communication submitted by Michele Carr, Director of Human Resources for Consent Item No. 9 dated March 1, 2010, and entitled *Municipal Employees' Association (MEA) CalPERS Side Letter Agreement*.

Communication submitted by Michele Carr, Director of Human Resources for Consent Item No. 11 dated March 1, 2010, and entitled *RCA for Marine Safety Officers' Association (MSOA)*.

Communication submitted by Michele Carr, Director of Human Resources for Consent Item No. 12 dated March 1, 2010, and entitled *Replacement RCA for the Huntington Beach Firefighters' Association (HBFA)*.

Communications submitted by Jacquelyn Storrer, Jayne Bradley, Anonymous (2), for Administrative Item No. 13 regarding budget cuts and keeping the fire pits.

COMMUNICATIONS RECEIVED DURING THE MEETING

Communication submitted by Edith Gonzales dated March 1, 2010 entitled *McFadden/Sugar Safe Exit* pertaining to Public Hearing Item No. 2 (Beach and Edinger Corridors Specific Plan).

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

Councilmember Coerper discussed the 3/1 Run event scheduled for March 13 at Pier Plaza, with proceeds benefiting military families.

Mayor Pro Tem Hardy discussed the upcoming Youth In Government Day event on April 15 and noted that applications are due on March 12.

Report submitted by Councilmember Bohr is on file and available in the City Clerk's Office.

PUBLIC COMMENTS (3 Minute Time Limit)

(The number following the speaker's comments reflect the approximate point in the archived audio file located at <http://www.surfcity-hb.org/government/agendas>).

Mayor Green announced that the City will continue to fund 167 fire rings on the beach from Spring Break (mid March) through Labor Day, saving approximately \$13,500, leaving a shortfall of \$10,200 that will be made through other concessions without layoffs. (00:18:31)

Ken Deagle spoke to Council regarding the American Cancer Society's *Relay for Life* event on May 15 & 16, and the kick-off party held at the Waterfront Hilton on February 26. He thanked Councilmembers for attending the party, and discussed ways to sponsor and donate to the cause. (00:19:13)

Clem Dominguez complimented the Academy for Performing Arts production of *Retrofest: Class of '72* at Huntington Beach High School, voiced support for cancelling the physical fitness program in the Police Department, and voiced concerns related to money spent on other City projects such as the downtown specific plan and eminent domain. He discussed stalled projects and his opinion on consultant fees, and suggested that Council focus on pension reform, public safety, and infrastructure. (00:22:04)

Lindsey Walter, member of the Huntington Beach Junior Lifeguards, presented a slide show of the Junior Guards' trip to New Zealand that depicted beautiful landscape and glaciers. She discussed exchanging information on lifeguarding systems, accommodations, wrangling sheep, and CPR lessons.

In response to Councilmember Coerper, Lindsey elaborated on her trip experiences and described life saving events. (00:25:09)

Gerald Chapman spoke about budget reductions, and questioned if Council had looked at private businesses that receive City services to ensure the City is receiving the maximum amount of revenue without subsidizing the business. He cited the Central Park Disc Golf Course as a private entity receiving City services. (00:28:15)

Dave Shenkman announced the City's annual kite party to be held on Saturday, March 13 and Sunday, March 14 from 11:00 a.m. to dusk on the Huntington Beach Municipal Pier. (00:32:15)

CITY ADMINISTRATOR'S REPORT

1. (City Council) Review and accept the Finance Update for February 2010 - **No Action Taken.**

PUBLIC HEARING

2. (City Council) Public hearing held to consider a City-initiated request to adopt the Beach and Edinger Corridors Specific Plan encompassing 459 acres by approving General Plan Amendment (GPA) No. 08-002 and adopting Resolution No. 2010-18; Zoning Text Amendment (ZTA) No. 08-002 and approving for introduction Ordinance No. 3874; and, Zoning Map Amendment (ZMA) No. 08-002 and adopting Resolution No. 2010-19.

City Administrator Fred Wilson Introduced Planning and Building Director Scott Hess, who described the item from its conception. Director Hess introduced Associate Planner Rosemary Medel who provided a PowerPoint presentation entitled, "Beach and Edinger Corridors - Specific Plan 15," with the following slide topics: Specific Plan Project Area; Beach and Edinger

Corridors Specific Plan; Request - Overview; Background; Corridors Study; Study Session - Community Workshops; Planning Commission Action; Originally Proposed Amount of Development, Specific Plan Purpose; Beach and Edinger Corridors Specific Plan; Specific Plan Document Organization; Specific Plan: Book I Community Intent; Specific Plan: Book I; Specific Plan: Core Centers; Corridor Centers and Segments; Envisioned Core Districts; Town Center Core Areas; Transformation: Town Center Core Areas; Beach Blvd: Discourages, walking, bicycling, transit stop waiting; Envisioned Future Environment Along Beach Blvd in the Neighborhood and Town Center Blvd.; Town Center Neighborhood; Town Center Boulevard; Envisioned Town Center Boulevard; Classic Boulevard (Edinger Avenue between Goldenwest and Parkside); Classic Boulevard (Edinger Corridor); Palm Boulevard (Beach Blvd. between Edinger and Ellis); Neighborhood Boulevard (Five Points to Warner); Neighborhood Parkway Segment (Five Points to Warner); Envisioned Residential Parkway; Parkway Design; Neighborhood Centers; Auto Dealerships; Specific Plan: Book II - Development Code; Book II - MAND (Maximum Amount of New Development); Specific Plan Processing; Specific Plan: Form Based Code; Development Standards; Parking Regulations; Architectural Elements Regulations; Sign Regulations; Open Space; Planning Commission Recommendation: Jan. 12th; Book III Public Improvements; Street Improvements - Classic Blvd. (Edinger - between Goldenwest and Parkside), Palm Tree Blvd. (Beach Blvd. - north of Five Points), Beach Blvd. - Parkway (south of Main St. to Specific Plan boundary); Infrastructure Facilities; and Recommendation.

Councilmember Hardy and staff discussed public park/open space requirements. Director Hess described unique definitions for public park/public open space, and Planning Manager Mary Beth Broeren explained Quimby Act requirements.

Councilmember Hardy expressed concerns about "classic boulevard" design on the south side of Edinger, and asked if the Red Oak "Ripcurl" project EIR considered a transit center as indicated in Specific Plan 15. Staff explained that the Ripcurl EIR did not make assumptions on an expanded transit Center.

In response to Councilmember Coerper, Director Hess confirmed that the request does not authorize eminent domain in any part of the project. Discussion ensued regarding how Beach/Edinger development impacts density including what the EIR analyzed, 20-year growth in this Specific Plan area, and building height.

In response to Councilmember Dwyer's concerns about walkability, Manager Broeren explained illustrations in the reference material that address connectivity, and suggested that language included within the Bella Terra Specific Plan be added here.

Staff responded to Councilmember Hardy's request for clarification on proposed building heights at Beach and Warner.

Staff responded to Mayor Green's request for clarification on receiving affordable housing credit for mobile homes as identified on page 32, 2.2.3Cii.

Mayor Green opened public hearing.

City Clerk Flynn announced receipt of the following late communications:

Communications received from Joseph and Christine DiSomma (2), Karen Jackle, Vern H. Hart

and John Erskin of Nossaman LLP regarding Public Hearing Item No. 2 (Beach and Edinger Corridors Specific Plan).

Communication submitted for Public Hearing Item No. 2 from Scott Hess, Director of Planning and Building dated March 1, 2010 and entitled Beach and Edinger Corridors Specific Plan - Late Communication.

Communication submitted by Edith Gonzales dated March 1, 2010 entitled *McFadden/Sugar Safe Exit* pertaining to Public Hearing Item No. 2 (Beach and Edinger Corridors Specific Plan).

Blair Farley, representing the Planning Commission, spoke regarding the differences in the recommendations from the Commission and City staff. He discussed Commission concerns related to traffic, Planning and Building Director approval for a Variance (up to 10% change), building height at Beach and Edinger, and residential zone overlay. He emphasized the importance of transit in future development that prompted a 4-3 vote of the Commission to change the residential overlay zoning designation to transit district. (01:25:13)

Steve Dodge, Huntington Executive Park, discussed interest in redeveloping the property but voiced concerns related to height limitations. He recommended that the City consider a landmark project at that location with increased height, and requested 14 stories and increased density. He made comments related to the property residing near the freeway, onsite traffic circulation, view corridors, and open space. (01:29:34)

Gerald Chapman, a practicing dentist in the Pacifica Building, voiced concerns about preserving medical facilities in the Specific Plan 14 area. He voiced concerns about removing the residential overlay zoning designation that would threaten medical offices if their existing buildings were sold. He also expressed concerns about parking, and urged Council to ensure that existing medical facilities are preserved. (01:32:46)

Pamela Vallot, homeowner and business owner, referred to a "green" statement on the local and global environment made by Councilmember Bohr, suggesting that Council consider putting the request on hold until its negative impacts are removed. She discussed impacts associated with proposed Costco and Whole Foods Market development, and recommends that the City allow Beach Boulevard to evolve naturally. (01:35:10)

John Erskine representing the Watt Companies, referenced a late communication he submitted, and discussed working with staff to communicate concerns related to Book II - Development Code (6,000 to 7,000 square feet of restaurants, 15% expansion, and what triggers new plan requirements). He expressed opposition to land owners being required to implement a 50-foot setback on Edinger or pay in lieu fees. (01:37:29)

Scott Huffman, Watt Companies, representing owners of Edinger Plaza Shopping Center, informed Council of their interest in reinvesting in the shopping center, but expressed concerns about the apparent obstacles related to public frontage improvements and setback requirements. He discussed encouraging activity and his opinion that forced parking in front of center will not attract people. He referenced the requests identified in a late communication, and requested that Council consider continuing the item. (01:41:21)

Brett Feuerstein, Brookhurst Shopping Center representing the Home Expo Center at

Goldenwest and Edinger, spoke in support of staff's recommended language regarding development, but wanted certain language he feels is ambiguous in Section 2.01 - property owner improvements, to be clarified for future developers. (01:44:33)

Perry Cain, President of the Huntington Beach Chamber of Commerce, discussed the importance of expanding the transit center because, in his opinion, high speed rail is needed in Huntington Beach. He voiced support for the Planning Commission's recommendation for a transit district overlay, and to expand the transit center. (01:46:21)

Edith Gonzales, McFadden/Sugar Safe Exit, spoke in support of the Planning Commission's recommendation to lower the number of dwelling units for associated traffic impacts. She stated her opinion that 4 to 6-story buildings are overwhelming, put a strain on utilities, and require increased safety resources. She discussed affordable housing at McFadden and Gothard, and offered support for a trolley station at that location. She asked Council to consider residents' feelings before making a decision. (01:48:15)

Staff discussed a 6-story maximum building height at McFadden and Gothard in response to an inquiry by Councilmember Hansen. Councilmember Hansen also commented that Specific Plan 14 makes no mention of high speed rail. (01:52:28)

Karen Jackle, President of HB Tomorrow, spoke in support of the Planning Commission recommendation. She stated that Council should initiate a dialogue with the OCTA regarding future plans in relation to the transit district overlay zoning designation, and urged they take action on impacts identified within the Specific Plan, stating her opinion that mitigation measures are too costly. She voiced concerns related to eminent domain, traffic impacts, and placing affordable housing near high voltage power lines. (01:54:08)

Diane Rya, McFadden/Sugar Safe Exit, stated her opinion that Specific Plan 14 lacks concerns for existing residents. She voiced concerns related to density, providing support for the Planning Commission's recommendation on density and a transit district overlay regulation. (01:58:12)

Howard Burns of Thrifty Oil spoke to Council regarding his property at Beach and Adams, and a letter he addressed to the Planning Commission regarding new development requirements. He discussed certain requirements that prohibit his chances of remodeling his property. (02:01:25)

Shelly La Ruffa, City resident who is employed by a business at the Towers at Bella Terra, spoke in support of the Specific Plan that, in her opinion, will improve the City and increase our tax base. She discussed deterioration of businesses within the Specific Plan area, and urged Council not to delay the process and approve the request. (02:03:05)

Robert Sternberg, Goldenwest Neighborhood Association, spoke in support of transit district overlay, expressing his opinion that the area needs open space. He discussed smart growth and referenced past conflicting opinions of Councilmembers related to open space during the Red Oak "Ripcurl" project hearing and low income housing. He stated his opinion that increased size and density does not mean more revenue. (02:04:26)

Mike Winter spoke in support of the Specific Plan and discussed redevelopment of the Levitz site, design standards and making the area a successful regional destination. (02:08:03)

Steve Semingson encouraged Council to continue efforts to revitalize the community, referencing business deterioration along the corridor. He encouraged a long term view to create future economic success, and discussed smart growth policies and affordable housing. (02:09:11)

Mark Porter, City resident, spoke of spending 13 years on the Planning Commission and addressed form based code and his opinion that it throws density issues out the window. He revisited past discussions on density and expressed concerns related to traffic impacts and his opinion that form based code will increase density and potentially harm open space. He encouraged Council to reject the EIR's Statement of Overriding Consideration. (02:12:24)

Janette Ditkowsky, Freeway Industrial Park, informed Council that she owns 23 acres within the Specific Plan 14 area and supports the request, urging Council approval.

Tom Schiff, Decron Properties, representing the property owner of the southwest corner of Beach and Warner, discussed keeping the community livable, and endorsed staff's recommendation action.

There being no other speakers, Mayor Green closed the Public Hearing.

Mayor Pro Tem Hardy and staff addressed Dr. Chapman's concerns about existing medical facilities and parking requirements. Discussion ensued about shared parking, a market study that addressed future site development in the next 20 years, existing senior housing in the area, and the differences between what the current code allows, and what is proposed in the Specific Plan.

Mayor Pro Tem Hardy and staff addressed concerns made by Howard Burns with Thrifty Oil about what triggers new development requirements, versus remodeling an existing structure at Beach and Edinger. Discussion ensued regarding the types of uses allowable, and new state/federal building requirements being allowed without triggering new development is square footage doesn't change.

Mayor Pro Tem Hardy and staff discussed density by sections of the Specific Plan, and building controls

Councilmember Coerper and Transportation Manager Bob Stachelski discussed the concept of expanding the transit center for high speed rail access. Manager Stachelski explained that the high speed rail concept is not included within the Specific Plan, and that the Planning Commission recommended preserving the transit district overlay zoning designation, and staff's recommendation that it remain residential.

Councilmember Dwyer expressed support for an expanded transit center. Staff responded to Councilmember Dwyer's acknowledgment of development concerns expressed by the owner of Thrifty Oil at Beach and Adams.

In response to Councilmember Dwyer, Manager Broeren read language from the Bella Terra Specific Plan that addressed walkability and connectivity between properties within the Specific Plan area, suggesting it be modified and incorporated into the Specific Plan 14 document.

Discussion ensued on conceptual versus mandatory obligations for walkability and connectivity.

Councilmember Carchio and staff discussed street improvements anticipated to mitigate traffic impacts.

A motion was made by Hansen, second Bohr to approve Staff Recommended Action: Approve General Plan Amendment No. 08-002 and adopt Resolution No. 2010-18, "A Resolution of the City Council of the City of Huntington Beach Approving General Plan Amendment No. 08-002 to Amend the Land Use Element of the General Plan and Changing Land Use Designations Located Within the Beach and Edinger Corridors Specific Plan to Mixed Use-Specific Plan-Design Overlay (M-sp-d); and, Approve Zoning Map Amendment No. 08-002 with findings of approval and after the City Clerk reads by title, approve for introduction Ordinance No. 3874, "An Ordinance of the City of Huntington Beach Amending District Maps 1Z, 2Z, 12Z, 13Z, 14Z, 15Z, 17Z, 25Z, 26Z, 27Z, 30Z, 31Z, 39Z, and 40Z of the Huntington Beach Zoning and Subdivision Ordinance for Real Property Within the Beach and Edinger Corridors Specific Plan Project (SP14) Zoning Map Amendment No. 08-002;" and, Approve Zoning Text Amendment No. 08-002 with findings for approval and adopt Resolution No. 2010-19, "A Resolution of the City Council of the City of Huntington Beach Adopting Zoning Text Amendment No. 08-002 Establishing the Beach and Edinger Corridors Specific Plan (SP14); and, Approve CEQA Findings of Fact and a Statement of Overriding Considerations - EIR No. 08-008, **as amended by late communication modifying Section 2.0.1 Applicability (pg. 9), Section 2.5.1 Improvements to existing streets (pg. 47); adding new language "Expansion of the OCTA transit center to adjacent properties, such as the Southern California Edison right-of-way and the Redevelopment Agency-owned parcel, should be evaluated," to pg. 108 and direct staff to evaluate other locations that can be used to satisfy the Redevelopment Agency's housing production obligation and the City's General Plan Housing Element for the purpose of facilitating the expansion of the OCTA transit center; modify Development Standards Charts Legend on pg. 20 - (C14) up to 14 stories; and, add the following language to the end of page 7, and as new item 5 on page 105: "Connection between Town Center Neighborhood and Bella Terra - As a supplement to an on-site pedestrian walkway system, potential future pedestrian and bicycle access such as an at-grade crossing or an above-ground crossing shall be pursued across the existing rail line between the former Levitz and Montgomery Ward (Village at Bella Terra) sites. Funding mechanisms, including a fair share analysis for the Edinger Corridor, shall be pursued by the City of Huntington Beach in conjunction with affected property owners."** The motion carried by the following roll call vote:

Discussion ensued on deviations that require a Variance, inclusion of transit district overlay, discrepancies between Bella Terra Specific Plan height requirements, and the Classic Boulevard design concept on Edinger. Councilmember Bohr discussed existing buildings at certain locations near the freeway that benefit from an increase in building height requirements.

Discussion continued on the Classic Boulevard concept (various techniques, bond improvements), public frontage improvements, and pedestrian walkways that meander and serve as a buffer from traffic.

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

CONSENT CALENDAR

Mayor Green pulled Consent Items 6-12 to thank all associations on behalf of the entire Council for their voluntary concessions to alleviate the City's current \$4M budget shortfall. Administrator Wilson reminded Council of a late communication that requests continuance of Consent Item No. 10.

3. (City Council) Adopted Resolution No. 2010-17 finding and declaring weeds and rubbish on specific properties to be a public nuisance and fixing the City Council meeting of May 3, 2010 as the Administrative Public Hearing date for protests and objections to the abatement thereof.

A motion was made by Coerper, second Carchio to adopt Resolution No. 2010-17, "A Resolution of the City Council of the City of Huntington Beach Finding and Declaring That Certain Weeds Growing in the City, and Rubbish and Refuse Deposited on Public Ways and Private Property are a Public Nuisance; and Fixing the Time for Hearing Protests and Objections to the Abatement Thereof." The motion carried by the following roll call vote:

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

4. (City Council) Approved the appointments of Elizabeth Alex and Mary Baretich and the reappointment of Steve Gullage to the Mobile Home Advisory Board, each serving a full four-year term until August 5, 2013.

A motion was made by Coerper, second Carchio to approve the appointment of Elizabeth Alex as a Resident-at-Large Representative, approve the appointment of Mary Baretich as Mobile Home Resident Representative, and approve the reappointment of Steve Gullage, as Mobile Home Resident Representative to the Mobile Home Advisory Board, each serving a full four-year term until August 5, 2013. The motion carried by the following roll call vote:

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

5. (Redevelopment Agency) Approved and authorized the Chairperson and Agency Clerk to execute Amendment No. 1 to the Professional Services Contract with PBS&J for preparation of an Environmental Impact Report (EIR) for the Beach Boulevard/Edinger Avenue Corridor Study, in the amount of \$149,706 for a new total contract amount of \$666,451; authorized a budget transfer of \$40,000 from the Water Enterprise Fund account to the Redevelopment Agency professional services account; and, authorized a budget transfer of \$10,000 from Sewer Enterprise Fund to the Redevelopment Agency professional services account.

A motion was made by Coerper, second Carchio to approve "Amendment No. 1 to Agreement Between the Redevelopment Agency of the City of Huntington Beach and PBS&J for Preparation of an Environmental Impact Report for the Beach Boulevard/Edinger Corridor Study;" and, authorize the Chairman and Agency Clerk to execute the agreement; and, City Council to authorize a budget transfer of \$40,000 from the Water Enterprise Fund Professional Services account 50685201.69365 to Redevelopment Agency Professional Services account 30580101.69320; and, City Council to authorize a budget transfer of \$10,000 from the Sewer

Enterprise Fund 51185201.79100 to the Redevelopment Agency Professional Services account 30580101.69320. The motion carried by the following roll call vote:

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

6. (City Council) Adopted Resolution No. 2010-13 approving and implementing a Side Letter Agreement to the Memorandum of Understanding (MOU) between the City and the Police Officers' Association (HBPOA) effective April 3, 2010 extending the MOU term through September 30, 2011 with several concession items.

A motion was made by Coerper, second Carchio to adopt Resolution No. 2010-13, "A Resolution of the City Council of the City of Huntington Beach Amending the Memorandum of Understanding Between the City and the Huntington Beach Police Officers' Association (HBPOA), by Adopting the Side Letter of Agreement," **as amended by late communication to Exhibit A, the Side Letter Agreement.** The motion carried by the following roll call vote:

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

7. (City Council) Adopted Resolution No. 2010-20 approving and implementing a Side Letter Agreement to the Memorandum of Understanding (MOU) between the City and the Fire Management Association (FMA) by increasing the employee-paid portion of CalPERS by 2% (two-percent) effective April 3, 2010 through September 30, 2011.

A motion was made by Coerper, second Carchio to adopt Resolution No. 2010-20, "A Resolution of the City Council of the City of Huntington Beach Amending the Memorandum of Understanding Between the City and the Huntington Beach Fire Management Association (FMA), by Adopting the Side Letter of Agreement," **as amended by late communication.** The motion carried by the following roll call vote:

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

8. (City Council) Adopted Resolution No. 2010-21 approving and implementing a Side Letter Agreement to the Memorandum of Understanding (MOU) between the City and the Municipal Employees Association (MEA) authorizing a temporary suspension of payment of General Leave earned in excess of 640 hours, effective March 6, 2010 through September 30, 2011.

A motion was made by Coerper, second Carchio to adopt Resolution No. 2010-21, "A Resolution of the City Council of the City of Huntington Beach Amending the Memorandum of Understanding Between the City and the Municipal Employees' Association (MEA), by Adopting the Side Letter of Agreement," **as amended by late communication.** The motion carried by the following roll call vote:

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

9. (City Council) Adopted Resolution No. 2010-22 approving and implementing a Side Letter Agreement to the Memorandum of Understanding (MOU) between the City and the Municipal Employees Association (MEA) by increasing the employee-paid portion of CalPERS by 2% (two-percent) effective April 3, 2010 through September 30, 2011.

A motion was made by Coerper, second Carchio to adopt Resolution No. 2010-22, "A Resolution of the City Council of the City of Huntington Beach Amending the Memorandum of Understanding Between the City and the Municipal Employees' Association (MEA), by Adopting the Side Letter of Agreement," **as amended by late communication to Exhibit A, the Side Letter Agreement.** The motion carried by the following roll call vote:

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

10. (City Council) Update on discussions between the City and the Management Employees Organization (MEO) regarding options to assist the City in meeting its future projected economic shortfalls and possible labor-related concessions - **CONTINUED TO A DATE UNCERTAIN.**

A motion was made by Coerper, second Carchio to continue discussions until agreement is reached. The motion carried by the following roll call vote:

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

11. (City Council) Update on discussions between the City and the Marine Safety Officers' Association (MSOA) regarding options to assist the City in meeting its future projected economic shortfalls and possible labor-related concessions.

A motion was made by Coerper, second Carchio to **accept the late communication's direction** to adopt Resolution No. 2010-24, a "Resolution of the City Council of the City of Huntington Beach Amending the Memorandum of Understanding between the City and the Marine Safety Officers' Association (MSOA), by Adopting the Side Letter Agreement." The motion carried by the following roll call vote:

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

12. (City Council) Adopted Resolution No. 2010-23 approving and implementing a Side Letter Agreement to the Memorandum of Understanding (MOU) between the City and the Huntington Beach Firefighters Association (HBFA) extending the present term of the existing MOU and deferring a scheduled wage increase for a period of approximately 18 months.

A motion was made by Coerper, second Carchio to adopt Resolution No. 2010-23, "A Resolution of the City Council of the City of Huntington Beach Amending the Memorandum of Understanding Between the City and the Huntington Beach Firefighters' Association (HBFA), by Adopting a Side Letter of Agreement," **amending the estimated savings to the City from \$394,000 to \$590,000 listed in the Council staff report (RCA).** The motion carried by the following roll call vote:

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

ADMINISTRATIVE ITEMS

13. (City Council) Fiscal Year 2009/2010 Budget Reduction of \$4 million subject to the City receiving signed Side Letters from all Associations providing concessions.

A motion was made by Carchio, second Hansen to Reduce General Fund appropriations for the fiscal year 2009/10 by \$4 million and direct the City Administrator to implement the reductions to maximize General Fund savings, **amended to continue funding for fire rings on the beach, effective on or about March 15 through Labor Day.** The motion carried by the following roll call vote:

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

ORDINANCES FOR ADOPTION

14. (City Council) Adopted Ordinance No. 3867 amending Chapter 210 of the Huntington Beach Zoning and Subdivision Ordinance (HBZSO) titled Residential Districts. Approved for introduction February 16, 2010.

A motion was made by Hardy, second Hansen to After City Clerk reads by title, adopt Ordinance No. 3867, "An Ordinance of the City of Huntington Beach Amending Chapter 210 of the Huntington Beach Zoning and Subdivision Ordinance Titled Residential Districts." The motion carried by the following roll call vote:

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

15. (City Council) Adopted Ordinance No. 3868 amending Chapter 211 of the Huntington Beach Zoning and Subdivision Ordinance (HBZSO) Titled Commercial Districts. Approved for introduction February 16, 2010.

A motion was made by Hardy, second Hansen to After City Clerk reads by title, adopt Ordinance No. 3868, "An Ordinance of the City of Huntington Beach Amending Chapter 211 of the Huntington Beach Zoning and Subdivision Ordinance Titled Commercial Districts." The motion carried by the following roll call vote:

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

16. (City Council) Adopted Ordinance No. 3869 amending Chapter 212 of the Huntington Beach Zoning and Subdivision Ordinance (HBZSO) titled Industrial Districts. Approved for introduction February 16, 2010.

A motion was made by Hardy, second Hansen to After City Clerk reads by title, adopt Ordinance No. 3869, "An Ordinance of the City of Huntington Beach Amending Chapter 212 of

the Huntington Beach Zoning and Subdivision Ordinance Titled Industrial Districts." The motion carried by the following roll call vote:

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

17. (City Council) Adopted Ordinance No. 3870 amending Chapter 213 of the Huntington Beach Zoning and Subdivision Ordinance (HBZSO) titled Open Space District. Approved for introduction February 16, 2010.

A motion was made by Hardy, second Hansen to After City Clerk reads by title, adopt Ordinance No. 3870, "An Ordinance of the City of Huntington Beach Amending Chapter 213 of the Huntington Beach Zoning and Subdivision Ordinance Titled Open Space District." The motion carried by the following roll call vote:

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

18. (City Council) Adopted Ordinance No. 3871 amending Chapter 214 of the Huntington Beach Zoning and Subdivision Ordinance (HBZSO) titled Public-Semipublic District. Approved for introduction February 16, 2010.

A motion was made by Hardy, second Hansen to After City Clerk reads by title, adopt Ordinance No. 3871, "An Ordinance of the City of Huntington Beach Amending Chapter 214 of the Huntington Beach Zoning and Subdivision Ordinance Titled Public-Semipublic District." The motion carried by the following roll call vote:

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

19. (City Council) Adopted Ordinance No. 3872 amending Chapter 233 of the Huntington Beach Zoning and Subdivision Ordinance (HBZSO) titled Signs. Approved for introduction February 16, 2010.

A motion was made by Hardy, second Hansen to After City Clerk reads by title, adopt Ordinance No. 3872, "An Ordinance of the City of Huntington Beach Amending Chapter 233 of the Huntington Beach Zoning and Subdivision Ordinance Titled Signs." The motion carried by the following roll call vote:

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

20. (City Council) Adopted Ordinance No. 3873 amending Chapter 244 of the Huntington Beach Zoning and Subdivision Ordinance (HBZSO) titled Design Review. Approved for introduction February 16, 2010.

A motion was made by Hardy, second Hansen to After City Clerk reads by title, adopt Ordinance No. 3873, "An Ordinance of the City of Huntington Beach Amending Chapter 244 of

the Huntington Beach Zoning and Subdivision Ordinance Titled Design Review." The motion carried by the following roll call vote:

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

COUNCILMEMBER COMMENTS (Not Agendized)

Councilmember Carchio congratulated Dianna Casey for her work on the Olive Crest Centers for Abused Children event on Sunday, February 21, and Victoria Alberty for her work on the Relay for Life Kick-Off Event on Friday, February 16. He also congratulated all bargaining units and City Administrator Wilson for their work to help alleviate the current budget shortfall.

Councilmember Dwyer recognized inventor Jason, a resident in Huntington Beach who invented the "Jupiter Jack."

Councilmember Coerper congratulated those involved in the Centennial Time Capsule burial.

Councilmember Hardy reported attending the Wells Fargo Bank Ribbon Cutting and Grand Opening Ceremony on Saturday, February 20, thanking them for generous contributions to the community.

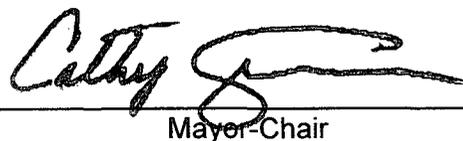
Mayor Green reported attending the send off for Brett Simpson, Huntington Surf & Sport on Friday, February 19 with Councilmember Carchio, the Disaster Preparedness Expo 2010 at the Central Library on Saturday, February 20 with Councilmembers Carchio and Coerper, and the California Municipal Finance Conference on Monday, March 1.

ADJOURNMENT - The meeting adjourned at 10:41 p.m. to the next regularly scheduled meeting of Monday, March 15, 2010, at 4:00 p.m. in Room B-8, Huntington Beach Civic Center.



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

ATTEST:


City Clerk-Clerk
Mayor-Chair