

SUNSET BEACH COMMUNITY ASSOCIATION MEETING (SBCA)

December 2, 2010

The regular meeting opened at 7:30 PM with the Pledge of Allegiance and Introductions of all those present at the meeting.

Roll call of Officers: Greg Griffin, President, present
Mike Van Voorhis, Vice President, present
Marilyn Crosby, Treasurer, present
Gretchen Hoad, Secretary, present
Tim McCormack, present
Scot Dodson, present
Maureen Graybeal, present

Minutes: Gretchen reported that the November minutes were posted at the Post Office, sent to the SBCA website, and mailed to the mail list members. A motion to accept the November minutes was made and approved.

Treasurer's Report: Marilyn reported the following balances: Interest checking account, \$15,124.21
Cash Maximizer Fund, \$6,994.03; Peter Duval Fund, \$1,572.58. A deposit of \$460.00 was made representing calendar sales. Additionally, a \$5,000.00 transfer was made from the cash maximizer fund to interest checking. Expenses totaled \$8,130.55.

Guest Speaker: Greg introduced Mike Wellborn, representing Orange County Code Enforcement. He emphasized that the County was not "abandoning" Sunset Beach and would still be responsible for code enforcement until the annexation is final. He said that the county still controls land use issues until the Coastal Commission gives permission for the transfer of the LCP to Huntington Beach. He also explained the new County ordinance forbidding medical marijuana clinics throughout the county, as does Huntington Beach. The dispensary prohibition will take effect 30 days after final action of the county supervisors, expected on January 7. Since no permits have been given to dispensaries in Sunset Beach, all will be declared illegal. It was reported that the West County site on Pacific Coast Highway is reopening with new owners.

New Business:

Transition Committee Issues:

Taxes: Greg explained that an issue has arisen about whether LAFCO will condition annexation on Huntington Beach's not imposing various taxes on Sunset Beach. The Huntington Beach city attorney sent a letter on to the SBCA saying that Huntington Beach will impose on Sunset Beach all taxes currently charged to Huntington Beach residents. They intend to do this "post-annexation." It was remarked that the letter, dated November 9, was not sent until after the City Council meeting on November 15. Greg reported that he attended the meeting on November 15, to speak about the proposed Memorandum of Understanding.

A meeting with the LAFCO staff was held on November 23 clarified LAFCO's position that LAFCO will not impose a condition regarding taxes on the annexation.

In response to the above, the SBCA attorney, Peg Battersby, has drafted a letter which will be sent to the California Attorney General from Jim Silva, our California assemblyman, regarding the taxation/annexation issue and asking for a directive to LAFCO to make a vote on taxation a condition of annexation.

Memorandum of Understanding: Mike VanVoorhis announced that Huntington Beach has made some changes to the Memorandum of Understanding with Huntington Beach which will require re-approval of the Board. He explained each one as follows:

1. Retention of the configuration of the greenbelt: It is proposed that upon agreement of the SBCA Board and Huntington Beach, the greenbelt area can be enlarged.

2. Parking permits shall be kept at the present cost per permit for a period of 5 years instead of for 50 years originally agreed upon.

3. The beach programs prohibition be changed to allow the present Junior Lifeguard contract to continue for a period of two years.

Several comments followed the presentation: Both board members and Association members expressed the feeling that Huntington Beach, because of it's intent to impose post-annexation property tax overrides, utility and other taxes upon Sunset Beach residents and property owners, has shown bad faith toward Sunset Beach, and destroys the trust that the MOU requires. Other Board members and Association members expressed their view that the MOU and the tax issue were mutually exclusive. They stated that not to vote for the MOU would be against the SBCA attorney's advice, short sighted, and would leave Sunset Beach with no agreement whatsoever. A motion was made to accept the terms of the revised MOU. Four members: Greg Griffin, Gretchen Hoad, Scot Dodson, and Maureen Graybeal voted against acceptance. Three members; Mike VanVoorhis, Marilyn Crosby, and Tim McCormack voted for acceptance. The motion failed, 4-3.

Fire Station Status: Mike has spoken to the Fire Authority Board of Directors. He announced that the Fire Station will be offered for sale for a period of 60 days and that an appraisal will be made during the first week of December.

LCP Report: Tom Burke announced that a vacancy will occur on the LCP and that volunteers to fill the vacant position will be reviewed by the LCP and then names will be forwarded to the SBCA board in January and the SBCA will select one candidate; the candidate's name will then be forwarded to the OC Supervisors for approval. Present members of the LCP are Tom Burke, Aurea Hoad, Mike Lyon, Phyllis Maywhort, Tim McCormack, and Stan Wolf.

Undergrounding of Utilities: Mike reported that Edison is now looking at the undergrounding project on Bayview. Mike will ask Edison to upgrade the transformers in Sunset Beach to avoid the frequent outages experienced here.

Election Results: Mike VanVoorhis, Gretchen Hoad and Carol Wolfe received the most votes as a result of the election and will take office immediately.

Calendar Sales: Calendars have been ordered. There are many people who have reserved a calendar, but have not picked them up. The calendars are \$20.00 each. If you want to buy a calendar, contact Pat Thies, 562-592-1055.

By-Laws Committee: The committee continues working on by-laws changes. A meeting will be held next week. It is estimated that the by-laws will be ready for Board approval sometime in January.

Signage at Community Lot: A prohibition on Smoking will be added to the new signs at the Community Lot. The expected cost of the signs is between \$200-\$300.

Peter Duval Fund: The fund will be held until the disposition of the Fire Station is known. If either the SBCA or the Sanitary District buys the Fire Station, the Peter Duval Fund will be used toward purchase.

No Parade: We will have a Fire Truck to lead us on the parade. It's the original Seal Beach Pumper from 1929. A motion was made and passed to allocate \$50.00 of SBCA funds for the cost of gas for the fire truck.

Good of the Order: Scot Dodson asked the board to refer to the Citizens' Association of Sunset Beach by it's name, rather than call it "Jack's group."

A motion was made to have a special meeting of the SBCA on December 8 to elect officers for the 2011 term. The motion was seconded and passed. The meeting venue was changed to the Community Lot, because of Christmas party set-up at the women's club.

The meeting was adjourned at 8:55 p.m. The next regular meeting will be on January 6, 2011, 7:30 p.m.

Respectfully submitted, Gretchen Hoad, Secretary. Ammended 12/14/2010 by Tim McCormack, Secretary