City of Costa Mesa
Council Agenda

TUESDAY, NOVEMBER 15, 2005

Allan Mansoor
Mayor

Eric Bever
Mayor Pro Tem

Linda Dixon
Council Member

Katrina Foley
Council Member

Gary Monahan
Council Member

City Attorney
Kimberly Hall Barlow

City Manager
Allan Roeder

Development Services Director
Donald Lamm

Director of Public Services
William Morris

Deputy City Clerk
Julie Folcik

Council Chambers, 77 Fair Drive
5:00 p.m. – Closed Session and 6:00 P.M. – Council Meeting

TIME LIMIT FOR COUNCIL MEETINGS – except by majority vote of the Council to continue, Council meetings shall conclude at midnight. If there is unfinished business on the Agenda, these items will be continued to the next regularly scheduled council meeting (Resolution No. 05-8).

Welcome to the City Council Meeting

Your attendance at this public meeting is valued and appreciated.

The following City codes, guidelines, and reminders are provided for your information:

1. In accordance with Costa Mesa Municipal Code, Sec. 2-64 (1): No person in the audience shall "engage in disorderly, disruptive, disturbing, delaying or boisterous conduct including but not limited to, handclapping, stomping of feet, whistling, making noise, use of profane language or obscene gestures, yelling or similar demonstrations, which may disrupt the peace and good order of the Council proceedings."

2. All cell phones and pagers are to be turned off or set to vibrate. Members of the audience are requested to step outside the Council Chambers to respond to a page or to conduct a phone conversation.

3. In accordance with City Council Policy 000-11, and among other requirements, any video submitted for display at a public meeting must have been previously reviewed by staff to verify appropriateness for general audiences. A copy of this policy is available at City Hall during normal office hours.

4. Please use the podiums on either side of the dais to speak to the City Council. Direct all verbal communications, requests, and/or questions to the mayor.

5. Any written communications, pictures, etc., to be provided to the Council should be directed to the Deputy City Clerk. Any exhibits to be displayed on the overhead screen may be given to the appropriate staff member.

NOTE : In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Deputy City Clerk, (714) 754-5225. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102.35.104 ADA Title II].

CLOSED SESSION
5:00 p.m.

At the conclusion of the Public Comment, Council will adjourn to Conference Room 1B for meeting in closed session. Please note that if there are not any closed session items listed, Council will convene at its regular meeting time of 6:00 p.m.

I ROLL CALL

II PUBLIC COMMENT Members of the public are welcome to address the City Council only on those items listed on the Closed Session agenda. Each member of the public will be given three (3) minutes to speak.

III CLOSED SESSION: None Scheduled

RECESS TO STUDY SESSION:
The Council will recess to/convene an ***Agenda Review Study Session*** *beginning at* ***5:30 p.m.*** *in Conference Room 1-A of City Hall. The public is welcome to attend and offer comment.*

Pursuant to Resolution No. 05-8, each member of the public will be given an opportunity to speak for one (1) minute on study session agenda items. A maximum overall time of 10 minutes will be permitted for public comment. Note that no action may be taken by the Council prior to the 6:00 p.m. meeting.

RECONVENE REGULAR MEETING

REGULAR CITY COUNCIL AGENDA
6:00 p.m.

PLEDGE OF ALLEGIANCE Council Member Dixon

MOMENT OF SOLEMN EXPRESSION Rabbi Haim Asa, Fairview Hospital Chaplain

[Per Council Policy 000-12, these presentations are made by community volunteers stating their own views. The Council disclaims any intent to endorse or sponsor the views of any speaker. Interested presenters, please contact the City Clerk's office.]

ROLL CALL

CLOSED SESSION REPORT

PRESENTATION Employee of the Month, Cynthiia Larkins
Superior Court's Annual Orange County Grand Jury Presentation

SPEAKERS: PLEASE PRINT YOUR NAME AND ADDRESS (Optional) ON THE SPEAKER FORM(S) AND PRESENT TO THE DEPUTY CITY CLERK PRIOR TO THE ITEM .

PLEASE NOTE:
- **THE YELLOW FORM IS FOR PUBLIC COMMENTS – TOPICS NOT ON THE AGENDA.**
- **THE GREEN FORM IS FOR AGENDA ITEMS (PLEASE FILL OUT FOR EACH AGENDA ITEM YOU WISH TO ADDRESS)**

IV PUBLIC COMMENTS-To ensure fair and equal treatment of all who appear before the City Council, and to expedite City business, speakers will be limited to three minutes during Oral Communications to speak on any item within the Council's jurisdiction and which is not listed on the Agenda. The three-minute per speaker time limit may be extended for good cause by the Mayor, or by majority vote of the Council Members.

V COUNCIL MEMBERS REPORTS, COMMENTS, AND SUGGESTIONS

1. Council Member Linda Dixon
2. Mayor Pro Tem Eric Bever
3. Council Member Gary Monahan
4. Mayor Allan Mansoor
5. Council Member Katrina Foley

VI CONSENT CALENDAR-All matters listed under the Consent Calendar are considered to be routine and will be enacted in one motion in the form listed below. There will be no separate discussion of these items prior to the time the Council votes on the motion, unless members of the Council, staff, or the public request specific items to be removed from the Consent Calendar for discussion. Items removed from the Consent Calendar will be discussed and voted upon immediately following Council action on the remainder of the Consent Calendar.

Members of the public who wish to discuss Consent Calendar items should come forward to the microphone upon invitation by the Mayor, state their name, city in which they reside, and item number.

Written Communications

1. Reading Folder.
Recommendation: Receive and process

Minutes

2. Regular meeting of November 1, 2005.
Recommendation: Approve

Warrants

3. Warrant Resolution 2082, funding City operating expenses for $855,352.25.
Recommendation: Approve

4. Warrant Resolution 2083, funding Payroll No. 522 for $2,210,280.11, and City operating expenses for $993,249.90, including payroll deductions.
Recommendation: Approve

Administrative Actions

5. Agreement with California Forensic Phlebotomy, Inc. 25012 Marguerite Parkway, Suite H-235, Mission Viejo, for Bid Item No. 1086, Blood Withdrawal Testing Services, for a three-year period, in an amount not to exceed $75,000.00 per year.
Recommendation: Approve; authorize Mayor and Clerk to sign

CONSENT CALENDAR—continued

Administrative Actions

6. Award contract for Costa Mesa Police Substation Renovation, 567 West 18th Street, Project No. 05-25, to Enkay Engineering, 1639 Monrovia Avenue, Costa Mesa, for $27,989.00, to address air quality issues relating to roof leaks and mold.
Recommendation: Approve; authorize Mayor and Clerk to sign

7. Award contract for Wilson Street/Pomona Avenue Traffic Signal Installation, Project No. 05-23, to Inspection Engineering Construction, Inc., 2973 Harbor Boulevard, Suite 516, Costa Mesa, for $148,000.00.
Recommendation: Approve; authorize Mayor and Clerk to sign

   (a) Budget Adjustment No. 06-025 for $148,000.00.
   Recommendation: Approve

8. Agreement with MTSI Inc., 145 South State College Blvd., Suite 180, Brea, for $50,000.00, to fund the services of a Network Administrator for the Management Information Systems Division.
Recommendation: Approve; authorize City Manager to sign

----------END OF CONSENT CALENDAR----------

ADJOURN THE MEETING TO THE SPECIAL MEETING OF THE PUBLIC FINANCE AUTHORITY

ROLL CALL

1. P. F. A. meeting minutes of September 8, 2003.
Recommendation: Approve

2. A RESOLUTION OF THE BOARD OF DIRECTORS OF THE COSTA MESA PUBLIC FINANCING AUTHORITY AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED $3,000,000 COSTA MESA PUBLIC FINANCING AUTHORITY REVENUE REFUNDING BONDS, SERIES 2005A; THE REFUNDING OF THE OUTSTANDING COSTA MESA PUBLIC FINANCING AUTHORITY 1991 LOCAL AGENCY REVENUE BONDS, SERIES A AND AN ESCROW AGREEMENT RELATING THERETO, AN AMENDED AND RESTATED INDENTURE OF TRUST, AN OFFICIAL STATEMENT AND A CONTRACT OF PURCHASE RELATING TO THE AFORESAID SERIES 2005A BONDS; AND CERTAIN OTHER ACTIONS IN CONNECTION WITH SUCH TRANSACTIONS.
Recommendation: **Adopt resolution**

ADJOURNMENT

RECONVENE CITY COUNCIL MEETING

VII PUBLIC HEARINGS – 7:00 P.M. (Resolution 05-55)

1. PUBLIC HEARING: Continued from the meeting of October 18, 2005, appeal from Lee Jamieson, Owner, Bristol Street Mini Storage, LLC, of the Planning Commission's denial of the six-month extension of time for Conditional Use Permit PA-05-30 for the County of Orange/Bristol Street Mini Storage, LLC, for the outdoor storage of recreation vehicles and a mini-storage facility (originally approved under PA-94-24 and PA-04-12) from September 1, 2005, to March 1, 2006, located at 1100 Bristol Street in a C1 (Local Business District) zone. Environmental determination: exempt.
Recommendation: **Adopt resolution to uphold, reverse or modify Planning Commission's decision**

2. PUBLIC HEARING: Refunding bonds by the City of Costa Mesa Public Financing Authority to refund all of the outstanding Costa Mesa Public Financing Authority 1991 Local Agency Revenue Bonds, Series A, and to finance up to $1 million in certain public capital improvements, including the acquisition, construction and equipping of certain capital improvements known as the "TeWinkle Park Athletic Field Complex" located at 970 Arlington in the City, and capital improvements to other existing City facilities and street improvements within the boundaries of the City.
   Recommendation: Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA FINDING SIGNIFICANT PUBLIC BENEFIT WITH RESPECT TO CERTAIN PUBLIC CAPITAL IMPROVEMENTS TO BE LOCATED WITHIN THE BOUNDARIES OF THE CITY AND APPROVING THE SALE OF BONDS IN CONNECTION THEREWITH and approving the issuance and sale of Costa Mesa Public Financing Authority Revenue Refunding Bonds, Series 2005A in principal amount not to exceed $2,515,000.00 for the purpose of refinancing the Costa Mesa Public Financing Authority 1991 Local Agency Revenue Bonds, Series A and financing such capital improvements

VIII OLD BUSINESS

1. From the meeting of November 1, 2005, second reading and adoption of Ordinance No. 05-15, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING TITLE 20 OF THE COSTA MESA MUNICIPAL CODE REGARDING THE USE OF TEMPORARY FENCING ON VACANT PROPERTIES.
   Recommendation: Adopt Ordinance 05-15, to be read by title only and waive further reading

2. From the meeting of November 1, 2005, second reading and adoption of Ordinance No. 05-16, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, REZONING 124 MELODY LANE FROM R2-HD (MULTIPLE-FAMILY RESIDENTIAL, HIGH DENSITY) TO R3 (MULTIPLE-FAMILY RESIDENTIAL) BY ADOPTION OF REZONE PETITION R-05-02.
   Recommendation: Adopt Ordinance 05-16, to be read by title only and waive further reading

IX NEW BUSINESS

1. Proposed Council Policy Regulating Discretionary Fund Expenditures.
   Recommendation: Provide direction on expenditures and adopt policy

X REPORTS

City Attorney

City Manager

XI ADJOURNMENT - Adjourn to Tuesday, December 6, 2005