

**REGULAR MEETING OF THE CITY COUNCIL
CITY OF COSTA MESA**

May 01, 2007

The City Council meeting of the City of Costa Mesa, California met in regular session May 01, 2007, at 5:00 p.m., in the Council Chambers of City Hall, 77 Fair Drive, Costa Mesa. The meeting was called to order by the Mayor.

I. ROLL CALL

Council Members Present: Mayor Allan Mansoor
Mayor Pro Tem Eric Bever
Council Member Linda Dixon
Council Member Katrina Foley
Council Member Wendy Leece

Council Members Absent: None

Officials Present: City Manager Allan Roeder
Assistant City Manager Thomas Hatch
City Attorney Kimberly Hall Barlow
City Clerk Julie Folcik

II. PUBLIC COMMENTS

There were no public comments.

III. CLOSED SESSION

1. Conference with Legal Counsel pursuant to Government Code Section 54956.9(a) - Existing Litigation, Jimenez v. City of Costa Mesa, Case No. CV 02- 2482-RGK (U.S. District Court) and Case No. 06-56440 (Ninth Circuit Court of Appeals).
2. CONFERENCE WITH LABOR NEGOTIATORS pursuant to California Government Code Section 54957.6: Agency designated representatives: Allan Roeder, City Manager, and Employee organizations: Costa Mesa City Employee Association (CMCEA), Costa Mesa Firefighters Association (CMFA), Costa Mesa Police Officers Association (CMPOA), and Costa Mesa Police Management Association (CMPMA), Confidential Employees.
3. Conference with Legal Counsel - Anticipated Litigation: Significant exposure to litigation, one case, pursuant to Government Code Section 54956.9(b)(1).

Mayor Mansoor recessed the meeting at 5:03 P.M. to the closed session in Conference Room 1B.

The Mayor reconvened the meeting at 6:05 p.m.

PLEDGE OF ALLEGIANCE - Council Member Wendy Leece

MOMENT OF SOLEMN EXPRESSION

The Mayor requested the audience to remain silent for a moment of solemn expression and to remember those who are serving in the Armed Forces and locally to keep our Country safe.

ROLL CALL

Council Members Present: Mayor Allan Mansoor
Mayor Pro Tem Eric Bever
Council Member Linda Dixon
Council Member Katrina Foley
Council Member Wendy Leece

Council Members Absent: None

Officials Present: City Manager Allan Roeder
Assistant City Manager Thomas Hatch
City Attorney Kimberly Hall Barlow
Development Services Director Donald Lamm
Public Services Director William Morris
Neighborhood Improvement Manager Muriel Ullman
Management Analyst Jacqueline Reeves
CDBG/HOME Coordinator Mike Linares
Management Analyst Alma Penalosa
Chief of Police Christopher Shawkey
Gang Sergeant Paul Beckman
City Clerk Julie Folcik

CLOSED SESSION REPORT

City Attorney Kimberly Barlow reported no action was taken on the closed session items.

It was unanimously agreed to address Public Hearing No. 1 out of order.

VI. PUBLIC HEARING

1. PUBLIC HEARING: Continued from the meeting of April 17, 2007, appeal of the Planning Commission's denial of Planning Application PA-07-04, for The Saywitz Company, to allow a common interest development

conversion of four apartment units to condominiums with a variance from private open space requirements for two second-floor balconies (10 ft. minimum dimension required; 5 ft.-10 in. and 8 ft.-6 in. minimum dimensions proposed), located at 679 W. 18th Street, in an R3 (Multiple Family Residential) zone. Environmental determination: exempt.

The Mayor announced the the applicant had requested a continuance for the hearing to the second meeting in May.

**MOTION: Continued to the meeting of May 15, 2007, at 7:00 p.m.
Moved by Mayor Allan Mansoor, seconded by Council Member Linda Dixon.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

PRESENTATIONS

The Mayor recognized Field Ambassador Cesar Olivares of the Administrative Services/Recreation Division as the Employee of the Month. He was recognized for his role in reporting graffiti and vandalism at Killybrooke Elementary School. The Mayor commended him for his commitment to excellence, professionalism, and sense of duty demonstrated as a Field Ambassador.

The Mayor presented a proclamation to Debbe Magnusen of Project Cuddle and recognized their efforts for over ten years to save infants from being abandoned. Debbe Magnusen announced Project Cuddle Race for a Life 5K Run and Walk event to be held on May 12, 2007, at Fairview Park.

City Manager Allan Roeder reported on the success of the Neighbors for Neighbors Clean-Up Event at Fairview Park. Neighborhood Improvement Manager Muriel Ullman and Management Analyst Jacqueline Reeves presented a visual presentation of the Neighbors for Neighbors Spring Event and commented on the community support and volunteers.

IV. PUBLIC COMMENTS

1. Trevor Murphy, Executive Director of Save Our Youth (SOY), requested that the Council support a prevention and intervention component of the Gang Prevention Initiative.
2. Carmen Barrios, Costa Mesa, Co-Founder of Save Our Youth (SOY), spoke about the history of SOY and the programs that help keep the youths from joining gangs.

3. Chris Bunyan, Costa Mesa, referred to the Gang Initiative and asked Council's support on House Bill HR 638, Violent Crimes Reduction Act, relating to federal, state, and local efforts combining resources against local gang activity.
4. Mildred Nicholson, Costa Mesa, expressed concern on street closures from the Orange County Cattle Run Event; stated no fireworks and the removal of campers in front of residential properties; commented on the lack of services for the mentally ill and of sufficient library services in the City.
5. Donald Nicholson, Costa Mesa, expressed concern on the effects of fireworks on neighborhood pets and the closure of streets from the Orange County Cattle Run Event.
6. Anne Hogan Shereshevsky, Costa Mesa, reiterated her plea to eliminate fireworks and leaf blowers in the City; and asked everyone to use their turn signals.
7. Joe Tyndall, Costa Mesa, urged Council to support Senate Bill (SB) 840, California Universal Healthcare Act; and distributed to Council, a Lewin Group Report, an independant analysis of SB 921 an ealier version of SB 840.
8. Sandra Genis, Costa Mesa, reminded everyone that fireworks are only allowed on the 4th of July; spoke about unfunded state mandate AB 1634 relating to the spay or neuter of all dogs over four months and urged Council's support of opposing the bill.
9. Terry Gist-Queener, Costa Mesa, stated she was one of the recipients who got her house painted from the Neighbors for Neighbors Spring Event. She expressed appreciation to the City and staff and thanked City Council for the program.
10. Judi Berry, Costa Mesa, referred to City funds for the Estancia Stadium and Costa Mesa High School Aquatics and suggested those funds be allocated for a City library.
11. Mike Berry, Costa Mesa, commented announced the Department of Toxic Substance Control meeting on Westside pollution to be held on May 9, 2007, at the City Hall Council Chambers.
12. Martin Millard, Costa Mesa, commented on the Westside pollution on the 6.8 acres site; spoke about eliminating gangs suggesting the City purchase dilapidated property and redevelop into soccer fields or quality affordable housing.
13. Jose Sanchez, Costa Mesa, reported an incident at a soccer field where he and his friends were not allowed to play soccer at Baleric Park

because they of the age and number restriction; and commented on the need of fields for recreational soccer.

V. COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS

Council Member Linda Dixon thanked community volunteers for the Neighbors for Neighbors Spring Event; thanked the Police Officers for volunteering at the Claim Jumpers for the Special Olympics Fund; asked the Public Services Director to clean up trash on Charley Street; inquired on the Orange Coast United funds and suggested reallocation of such funds; and referred to the Westside pollution site and asked staff to investigate or refer to the South Coast Air Quality Management District (AQMD).

Mayor Pro Tem Eric Bever asked staff review Senate Bill 550 and House Bill HR 638 relating to gangs; expressed concern on street closures and emergency access that would be effected due to the Cattle Drive Event; referred to an AQMD Newsletter on the trade-in of leaf blowers; and requested information on Assembly Bill 1634.

Council Member Wendy Leece commended the Graffiti Hotline and recognized staff efforts on the removal of graffiti.

Mayor Allan Mansoor thanked the volunteer efforts for the Neighbors for Neighbors Spring Event.

Council Member Katrina Foley thanked the youth audience for their attendance; in reference to a speakers comments on the use of soccer fields, inquired on the interpretation of a rule on recreational soccer; reported she attended the tour of Santa Ana River Trail by the Blue Ribbon Committee held on April 28, 2007, and was impressed with the ideas suggested for trail improvements, the east-west connections, and additional open space that were presented by the committee.

VI. CONSENT CALENDAR

CONSENT CALENDAR ITEMS NOS. 1 THROUGH 11.

MOTION: Approve recommended actions for Consent Calendar Items Nos. 1 through 11, except for Consent Calendar Items Nos. 2 and 5. Moved by Mayor Allan Mansoor, seconded by Council Member Linda Dixon.

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

1. Reading Folder.

The following claim was received and processed by the City Clerk: *Revised* Claim for Anna Torres on behalf of Southern California Edison (SCE).

The following request for Alcoholic Beverage Control Licenses was received and processed:

Michelle Tam Le, for the Vans Liquor, 145 East 19th Street, Suite D, for a person-to-person transfer of an existing type 21 (off-sale general).

3. Warrant Resolution 2158, funding Payroll No. 707 for \$2,377,556.77, and City operating expenses for \$1,355,316.09 including payroll deductions.

ACTION: Resolution adopted.

4. Warrant Resolution 2159, funding City operating expenses for \$618,010.75.

ACTION: Resolution adopted.

6. Final Map For Tract No. 16896 located at 1202 Bristol Street, Costa Mesa, for a one (1) lot sub-division for commercial condominium purposes.

ACTION: Approved map; authorized City Engineer and City Clerk to sign.

7. California Office of Traffic Safety (OTS) grant funds, awarded by the California Office of Traffic for vehicle seat belt enforcement, in the amount of \$39,929.

(a). Budget Adjustment No. 07-072 for \$39,929 to appropriate grant funds to the Police Department's operating budget.

ACTION: Accepted grant; approved Budget Adjustment and authorized the Mayor to sign.

8. Completion of Costa Mesa Senior Center Heating, Ventilation, Air Conditioning (HVAC) and Controls Replacement Project, Project No. 06-18, by F.M. Thomas Air Conditioning, Inc., 231 Gemini Avenue, Brea.

ACTION: Work was accepted; City Clerk was authorized to file a Notice of Completion; authorization was given to release of retention monies 35 days thereafter; the Labor and Material Bond was ordered exoneration seven (7) months thereafter; and exonerate the Faithful Performance Bond twelve (12) months thereafter.

9. 2006-2007 CDBG Projects: Cassia Avenue (Project "A") and Valencia Street (Project "B"), City Project No. 07-01.

(a). Budget Adjustment No. 07-070 for \$30,000.

(b). Award Construction Contract to R.J. Noble Company, 15505 E. Lincoln Avenue, Orange, in the amount of \$387.109.

ACTION: Accepted grant; approved Budget Adjustment and authorized the Mayor to sign; Approved Construction Contract and authorized the Mayor and City Clerk to sign.

10. A report on Interim Ordinance No. 07-8, placing a moratorium on the approval of conversions of apartments to residential condominiums (common interest developments).

ACTION: Received and filed.

11. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING RECORDS DESTRUCTION FOR THE RECORDS DIVISION OF THE POLICE DEPARTMENT OF THE CITY OF COSTA MESA, PURSUANT TO ORDINANCE NO. 75-60.

ACTION: Adopted Resolution No. 07-42.

ITEMS REMOVED FROM THE CONSENT CALENDAR

2. **Special Joint Study Session with the City Council and the Parks and Recreation Commission Minutes of March 27, 2007, Regular Meeting Minutes of April 3, 2007; and Regularly Adjourned Meeting/Study Session Minutes of April 10, 2007.**

MOTION: Approve; continue Special Joint Study Session with the City Council and the Parks and Recreation Commission Minutes of March 27, 2007.

Moved by Mayor Allan Mansoor, seconded by Council Member Linda Dixon.

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

5. **Final Map For Tract No. 16917 located at 1011 to 1045 El Camino Drive, Costa Mesa, for the sub-division of 24 residential numbered lots and one lettered lot into a common interest residential development.**

Council Member Dixon inquired on the progress of the project and expressed

she would like to see the project proceed forward. Brad Barlow, applicant, advised on the progress of the project and noted the payment of City fees, preparation of outside improvements, and demolition of the existing site.

Martin Millard, Costa Mesa, hoped that the applicants would move forward and build the proposed developments.

Fred Bockmiller, hoped this project moves forward and reminded applicants to check with the Mesa Consolidated Water District and the Costa Mesa Sanitary District for water and sanitary service compliance.

MOTION: Approved map; authorized City Engineer and City Clerk to sign. Moved by Mayor Pro Tem Eric Bever, seconded by Council Member Katrina Foley.

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece
Noes: None.
Absent: None.

VII. PUBLIC HEARINGS

The City Clerk announced that this was the time and place set for a public hearing to consider:

2. PUBLIC HEARING: AN URGENCY ORDINANCE TO EXTEND INTERIM ORDINANCE 07-6 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA PLACING A MORATORIUM ON THE APPROVAL OF ANY SUBDIVISIONS, USE PERMITS, VARIANCES, OR ANY OTHER APPLICABLE ENTITLEMENT WHICH WOULD ALLOW FOR EXISTING INDUSTRIALLY ZONED PARCELS TO BE SUBDIVIDED INTO INDUSTRIAL CONDOMINIUMS IN THE CITY OF COSTA MESA.

The Affidavits of Publication and Mailing are on file in the City Clerk's Office.

The City Attorney gave a brief report advising that staff is requesting a six month extension.

MOTION: Adopt Ordinance No. 07-9, read by title only, and waived further reading. Moved by Council Member Linda Dixon, seconded by Mayor Allan Mansoor.

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council

Member Wendy Leece
Noes: None.
Absent: None.

The City Clerk announced that this was the time and place set for a public hearing to consider:

3. PUBLIC HEARING: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ADOPTING GENERAL PLAN AMENDMENT GP-07-01 THAT AMENDS THE CIRCULATION ELEMENT TO REDESIGNATE GISLER AVENUE AND THE FUTURE GISLER BRIDGE CROSSING OVER THE SANTA ANA RIVER ON THE MASTER PLAN OF HIGHWAYS TO "RIGHT-OF-WAY RESERVE." ENVIRONMENTAL DETERMINATION: FINAL PROGRAM ENVIRONMENTAL IMPACT REPORT NO. 1049 FOR THE 2000 COSTA MESA GENERAL PLAN.

The Affidavits of Publication and Mailing are on file in the City Clerk's Office.

Public Services Director William Morris summarized the staff report referring to the Memo Of Understanding with the cities of Fountain Valley, Huntington Beach, and the Orange County Transportation Authority (OCTA) agreeing to place the Garfield/Gislerbridge in a "Right-of-way Reserve" category; and stated that it would not allow any of the cities to use as a mitigation measure for future developments.

Ann Hogan Shereshevsky, Costa Mesa, questioned the agenda item and expressed support of the removal of the bridge from the Master Plan.

Beth Refakes, Costa Mesa, expressed support of the removal of the bridge and suggested the removal of the 19th Street bridge from the Master Plan.

Cindy Brenneman, Costa Mesa, expressed support of the move to place this bridge on "hold"; spoke about the history on Gisler Bridge; and commented on the removal of the 19th Street bridge from the Master Plan.

Judith Gielow, Costa Mesa, spoke in support of removing the Gisler Bridge from the Master Plan; and hoped the same accommodation would be made for the 19th Street Bridge.

**MOTION: Adopt Resolution No. 07-43.
Moved by Council Member Linda Dixon, seconded by Council Member Katrina Foley.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council

Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

RECESS: The Mayor declared the meeting recessed at 7:22 p.m.

AFTER RECESS: The Mayor reconvened the meeting at 7:31 p.m.

The City Clerk announced that this was the time and place set for a public hearing to consider:

4. PUBLIC HEARING: 2007-2008 Community Development Block Grant (CDBG) Public Service Grant Allocations.

The Affidavits of Publication and Mailing are on file in the City Clerk's Office.

CDBG/HOME Coordinator Mike Linares presented the staff report and explained the grant allocation process and the Redevelopment and Residential Rehabilitation (3R) Committee recommendations.

Trevor Murphy, Director of the Save Our Youth (SOY) Center, spoke about the history of SOY and the CDBG process; and requested the Council to remove the "label" of supporting illegal immigration.

Robyn Greenstein, Representative of Mercy House, expressed support and appreciation of the CDBG grant allocations stating their performance is due to City's support of the program.

Fred Bockmiller, Representative of Youth Employment Services (YES), thanked the Council for their support and commended the 3R Committee for their review; commented on the continued success of YES due to CDBG funding.

Chandinie Parasram, Representative of Human Options, spoke about the services their organization provides and explained the need for the proposed funds; and encouraged Council to support the recommendations by the 3R Committee.

Spencer Mason, Costa Mesa, represented the Youth Employment Services, spoke about his experience with the program and expressed appreciation for the program.

Judith Gielow, Costa Mesa, urged Council to approve the 3R Committee recommendations and spoke about the services provided by the Orange Coast Interfaith Shelter.

Eunice Pumentel, Representative of Family and Schools Together

(FAST), thanked Council for the recommended funding.

Michelle Rose stated she is employed by Hoag Hospital Mental Health Counseling Program and advised she have been supporting FAST with her services on an in-kind format and encouraged Council's support of the recommendation.

Laura Miller, Representative of the Orange Coast Interfaith Shelter, thanked the 3R Committee and City Council for their support of the homeless shelter.

Jeannie Flint, Executive Director of Women Helping Women, commended the 3R Committee process and encouraged the approval of the recommendations.

Martin Millard, Costa Mesa, indicated that there are too many non-profit organizations on the Westside and commented the recommended allocations could be used for serving low-income areas in the City.

Robert Norling, 3R Committee member, commended Mike Linares for his work in the CDBG grant process; expressed support of the different agencies and commented on the willingness to work with the agencies on their presentation for CDBG grant applications.

Christina Parker, Costa Mesa, expressed appreciation of the community concerns and of the agencies that applied for CDBG funding.

Council Member Dixon suggested reconsidering allocations to Mercy House and Save Our Youth recommending an increase of allocated funds to our youth. She expressed concern of the youth in our community and stated that they are our future leaders.

Council Member Foley recused herself from the discussion and the decision relating to the Costa Mesa Senior Corporation due to a financial interest of her business partner and left the Council Chamber at 8:01 p.m.

MOTION: Approve recommended allocations to the Costa Mesa Senior Corporation - Lunch Box, Costa Mesa Senior Corporation - Transitions, and the Costa Mesa Senior Corporation Health. Moved by Mayor Allan Mansoor, seconded by Mayor Pro Tem Eric Bever.

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Wendy Leece

Noes: None.

Abstain: Council Member Katrina Foley

Absent: None.

Council Member Foley returned to the Council Chamber at 8:02 p.m.

Mayor Mansoor expressed support of the 3R Committee recommendations and review process.

MOTION: Approve CDBG Public Service Grant Allocations of \$5,000 to Mercy House and an additional \$10,000 to Save Our Youth (SOY). Moved by Council Member Linda Dixon, seconded by Council Member Katrina Foley.

Council Member Leece commented on the 3R Committee criterias and review process and expressed support of the recommendations.

SUBSTITUTE MOTION: Approve the remainder of the CDBG Public Service Grant Allocations as presented. Moved by Mayor Allan Mansoor, seconded by Mayor Pro Tem Eric Bever.

In reference to questions from Council Member Foley, Trevor Murphy of SOY, explained their application was submitted as a gang and violence prevention agency; noted SOY has multiple programs to prevent youth violence; and pointed out a concern on measuring objectives of such program.

Council Member Dixon stated forthe record that she would support the substitute motion but opined that the youth of the community would not be adequately supported by the proposed allocation.

The substitute motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

The City Clerk announced that this was the time and place set for a public hearing to consider:

5. PUBLIC HEARING: Fiscal Year 2007-2008 funding priorities and reprogramming of funds for Community Development Block Grant (CDGB) and Home Investment Partnership Program (HOME):

(a). Recommended allocation for the Fiscal Year 2007-2008 Community Development Block Grant (CDBG) Application.

(b). Recommended allocation for the Fiscal Year 2007-2008 HOME Investment Partnership Grant.

(c). A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA

MESA, CALIFORNIA, AUTHORIZING FISCAL YEAR 2007-2008 COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIP ACT ENTITLEMENT FUNDS APPLICATION SUBMISSION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; authorizing the City Manager to act as the official representative of the City in order to submit the Annual Action Plan, and all certificates and assurances contained therein, and directing and authorizing the City Manager to act in connection with the submission of the Annual Action Plan, and to provide such additional information as may be required.

(d). Consider replacing the Fall Mobile Home "Neighbors for Neighbors" Project with the proposed Mission-Mendoza Clean-up Project.

The Affidavits of Publication and Mailing are on file in the City Clerk's Office.

Management Analyst Alma Penalosa along with Neighborhood Improvement Manager Muriel Ullman presented the staff report and responded to questions from the City Council.

RyanSim, Community Organizer of Orange County Congregation Community Organization (OCCCO), supports St. Joachim Church, Presbyterian Church of the Covenant, and a Mesa Del Mar Project; spoke about the Mission/Mendoza Clean-Up Program and read a letter from the Presbyterian Church asking for Council's support of the program.

Juana Casas, member of Mesa Del Mar Local Organizing Community, expressed concern of the cleanliness of the neighborhood and asked Council to improve their neighborhood and support the Mission Mendoza Clean-Up.

Paula Piscano, Costa Mesa, expressed concern of the cleanliness of her neighborhood and commented she would like to live in an area that is safe and healthy.

Jose Rosas, Costa Mesa, said he is worried about the gangs in his neighborhood and would like his neighborhood to be clean and safe.

Guadalupe Palomares, Costa Mesa, expressed concern of the gangs in her Mission/Mendoza neighborhood and commented she would like a calmer community without vandalism.

In reference to questions from Council Member Foley relating to the Mission/Mendoza Clean-Up Project, the Neighborhood Improvement Manager advised the project is identified as an interim assistance clean-up program and would be done once and noted that it is before Council for consideration due to the nature of the project.

MOTION: Approve recommended allocation for the Fiscal year 2007-2008 Community Development Block Grant (CDBG) Application. Moved by Mayor Allan Mansoor, seconded by Council Member Linda Dixon.

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

MOTION: Approve recommended allocation for the Fiscal year 2007-2008 HOME Investment Partnership Grant. Moved by Mayor Allan Mansoor, seconded by Mayor Pro Tem Eric Bever.

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

MOTION: Adopt Resolution No. 07-44: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING FISCAL YEAR 2007-2008 COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIP ACT ENTITLEMENT FUNDS APPLICATION SUBMISSION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. Moved by Mayor Allan Mansoor, seconded by Council Member Linda Dixon.

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

MOTION: Approved the Fall Mobile Home “Neighbors for Neighbors” Project and directed that, if desired, the 3R Committee may consider Mission Mendoza for a future project. Moved by Mayor Allan Mansoor, seconded by Council Member Wendy Leece.

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council

Member Linda Dixon, Council Member Wendy Leece
Noes: Council Member Katrina Foley
Absent: None.

VIII. OLD BUSINESS

1. Implementation of the Mills Act and Historic Resource Preservation Agreement for the Huscroft House, located at 546 Bernard Street.

(a). A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING THE IMPLEMENTATION OF THE MILLS ACT IN THE CITY OF COSTA MESA.

(b). A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, APPROVING THE DRAFT HISTORIC PRESERVATION AGREEMENT TO ALLOW IMPLEMENTATION OF THE MILLS ACT FOR 546 BERNARD STREET IN THE CITY OF COSTA MESA.

Director of Development Services Donald Lamm summarized the staff report.

MOTION: Adopt Resolutions No. 07-45 and 07-46.

Moved by Mayor Allan Mansoor, seconded by Council Member Linda Dixon.

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

2. From the meeting of April 3, 2007: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA AMENDING TITLE 11 (OFFENSES -- MISCELLANEOUS) OF THE COSTA MESA MUNICIPAL CODE REGARDING GRAFFITI IMPLEMENTS AND PENALTIES

The City Attorney introduced the staff report clarifying the ordinance and responded to questions from the Council. Chief of Police Christopher Shawkey and Gang Sergeant Paul Beckman presented graffiti implements and answered questions from the City Council.

Cindy Brenneman, Costa Mesa, commended the City Attorney, Police Chief, and Sergeant for their work on the graffiti ordinance.

Beth Refakes, Cost Mesa, expressed concern requiring a minor's consent notice prior to the purchase of the implements although

supported retailers' display notices for the purchase of graffiti implements. She indicated that she was in support of the ordinance.

MOTION: Introduce Ordinance No. 07-10 first reading, read by title only, and waived further reading.

Moved by Mayor Allan Mansoor, seconded by Council Member Katrina Foley.

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

IX. NEW BUSINESS

There were no New Business Items.

X. REPORTS

The City Manager commended the City Council and Council's predecessors on their support and action on the Gisler/Garfield Bridge. He recognized the Public Services Director William Morris, Transportation Manager Peter Naghavi, and staff for their work on the redesignation of Gisler Avenue.

XI. ADJOURNMENT - The Mayor declared the meeting adjourned at 9:25 p.m, to May 8, 2007 at 4:30 p.m., for a Study Session. The next Regular City Council Meeting is on May 15, 2007.

Mayor of the City of Costa Mesa

ATTEST:

City Clerk of the City of Costa Mesa