



City of Costa Mesa Council Agenda

TUESDAY, JUNE 3, 2008

Eric R. Bever
Mayor

Linda W. Dixon
Council Member

Allan R. Mansoor
Mayor Pro Tem

Katrina Foley
Council Member

Wendy Leece
Council Member

City Attorney
Kimberly Hall Barlow

City Manager
Allan Roeder

Development Services Director
Donald Lamm

Public Services Director
Peter Naghavi

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 CITY COUNCIL MEETINGS: Except by majority vote of the City Council to continue, meetings shall conclude at midnight. If there is unfinished business on the Agenda, those items will be continued to the next regularly scheduled City Council meeting, pursuant to 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 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 City Clerk, (714) 754-5225. Notification of 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, the City Council will recess to Conference Room 1B for Closed Session. Please note that if there are not any closed session items listed, City Council will convene at its regular meeting time of 6:00 p.m.

I ROLL CALL

- II PUBLIC COMMENTS 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:

No Closed Session scheduled.

RECESS TO STUDY SESSION:

The Council will recess to and 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. 07-80, each member of the public will be given an opportunity to speak for two (2) minutes on Study Session agenda items. A maximum overall time of (15) minutes will be permitted for public comment. Note that no action may be taken by the City Council prior to the 6:00 p.m. meeting.

RECONVENE REGULAR MEETING
REGULAR CITY COUNCIL AGENDA
6:00 p.m.

PLEDGE OF ALLEGIANCE Mayor Pro Tem Allan Mansoor

**MOMENT OF SOLEMN
EXPRESSION**

[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

PRESENTATIONS One Water One Watershed – Santa Ana Watershed Project Authority

Proclamation for Martin Chekel and Talking Page

Proclamation for Donna Ferguson

Proclamation for Becky Bailey-Finley

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

PLEASE NOTE:

- **YELLOW FORM IS FOR PUBLIC COMMENTS – TOPICS NOT ON THE AGENDA.**
- **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 (3) minutes each to address any item within the City Council's jurisdiction and which is not listed on the Agenda. The three (3) minute per speaker time limit may be extended for good cause by the Mayor, or by majority vote of City Council Members. Questions and comments made by public speakers may be addressed by Council during Council Comments.

V COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS

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

VI **CONSENT CALENDAR:** All matters listed under the Consent Calendar are considered to be routine and will be acted upon in one motion. There will be no separate discussion of these items unless members of the City Council, staff, or the public request specific items to be discussed and/or removed from the Consent Calendar for discussion. Items removed from the Consent Calendar will be discussed and voted upon immediately following City 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 to be addressed.

CONSENT CALENDAR ITEM NOS. 1 THROUGH 8

Written Communications

1. Reading Folder.

Recommendation: Receive and process

Minutes

2. Regularly Adjourned/Study Session Meeting of May 13, 2008; and Regular Meeting of May 20, 2008.

Recommendation: Approve

CONSENT CALENDAR—continued

Warrants

3. Warrant Resolution 2215, funding Payroll No. 810 for \$2,518,822.24, and Payroll No. 809A for negative \$107.80 and City operating expenses for \$1,461,546.21 including payroll deductions.

Recommendation: Approve

4. Warrant Resolution 2216, funding City operating expenses for \$626,816.21.

Recommendation: Approve

Administrative Actions

5. [Professional Services Agreement with VA Consulting, 17801 Cartwright Road, Irvine, for design of Howard Way, Century Place and 16th Street Rehabilitation Project, in an amount not to exceed \\$81,900.](#)

Recommendation: Approve; authorize the Mayor and City Clerk to sign

6. [Sole Source Purchase of eight \(8\) Panasonic Toughbook pentabooks/laptops and wireless software and licenses from Accela, Inc., 2633 Camino Ramon, Suite 120, Bishop Ranch, San Ramon, for use by the building inspectors as wireless field units, in the amount of \\$127,211.85.](#)

Recommendation: Approve; authorize the City Manager to sign

7. [From the meeting of May 20, 2008, adopt plans, and specifications, and working details for the installation of netting along the sides adjacent to the Costa Mesa Golf Course for Fairview Developmental Center Sports Complex.](#)

Recommendation: Approve

CONSENT CALENDAR—continued

8. [General Municipal Election on November 4, 2008](#)

- (a) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD TUESDAY, NOVEMBER 4, 2008, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES.

Recommendation: Adopt resolution

- (b) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, REQUESTING THE ORANGE COUNTY BOARD OF SUPERVISORS TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD NOVEMBER 4, 2008, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THAT DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE.

Recommendation: Adopt resolution

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

VII PUBLIC HEARINGS - 7:00 p.m. (Resolution No. 05-55)

- 1. [PUBLIC HEARING: Continued from the meeting of May 6, 2008, review of the Planning Commission’s determination for Planning Application PA-08-07, for Laura Dunbar, authorized agent for Danny Dunbar, for construction of a two-story second dwelling unit with a minor design review for 91% second-to-first floor ratio \(80% maximum recommended\); administrative adjustments for 3-ft. side setback \(5 ft. required\); and 6 ft. and 7 ft. building separations \(10 ft. required\), with minor modifications to retain an existing driveway and to extend a nonconforming side setback of the existing front unit with a new closet, located at 242 Ogle Street, in an R2-HD \(Multiple-Family Residential District, High Density\) zone. Environmental determination: exempt.](#)

Recommendation: Continue to July 1, 2008, at 7:00 p.m.

PUBLIC HEARING—continued

2. [PUBLIC HEARING: Proposed Addendum to Agreement with Nestor Traffic Systems, Inc. to modify existing agreement and to install Proposed Automated Enforcement System installation \(Red light Cameras\) at the following locations:](#)
 - [Harbor and Gisler](#)
 - [Harbor and South Coast](#)
 - [Harbor and Baker](#)[Victoria and Placentia](#)

Recommendation: Approve the contract Addendum No. Three with Nestor Traffic Systems, Inc. for installation of additional red light camera approaches to meet the City’s original contractual commitment and for continuation of the Red Light Camera Enforcement Program with restructured pricing and terms.

VIII OLD BUSINESS

1. [From the meeting of March 20, 2008, second reading and adoption of Ordinance 08-4: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, REZONING A 0.2 ACRE PARCEL FROM I&R \(INSTITUTIONAL AND RECREATIONAL\) TO R2-MD \(MULTIPLE FAMILY RESIDENTIAL – MEDIUM DENSITY\) FOR PROPERTY LOCATED AT 320 E. 18TH STREET.](#)

Recommendation: Adopt Ordinance No. 08-4, to be read by title only, and waive further reading

IX NEW BUSINESS

1. [2008 Orange County Fair Cattle Drive](#)

Recommendation: Consider approval of temporary street closures for portions of Placentia Avenue, Victoria Street, Harbor Boulevard, and Fair Drive on July 26, 2008, as part of a Special Event Permit request for the proposed 2008 Orange County Fair Cattle Drive

X REPORTS

City Attorney:

City Manager:

- XI ADJOURNMENT – Adjourn to June 10, 2008, 4:30 p.m., for a Study Session. Next Regular City Council Meeting June 17, 2008.