

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

February 17, 2009

The City Council meeting of the City of Costa Mesa, California met in regular session February 17, 2009, at 6:00 p.m., in the Council Chambers of City Hall, 77 Fair Drive, Costa Mesa. The meeting was called to order by the Mayor.

ROLL CALL

Council Members Present: Mayor Allan R. Mansoor
Mayor Pro Tem Wendy Leece
Council Member Eric R. Bever
Council Member Katrina Foley
Council Member Gary Monahan

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 Peter Naghavi
Senior Planner Mel Lee
Senior Engineer Bart Mejia
Fairview Park Plan Administrator Robert Staples
City Clerk Julie Folcik

(Council Member Katrina Foley entered the Council Chambers at 6:18 p.m.)

PLEDGE OF ALLEGIANCE - Mayor Allan Mansoor

MOMENT OF SOLEMN EXPRESSION - Pastor Mark Wiley, Mesa Verde United Methodist Church

It was unanimously agreed to take the following item out of order.

IX. NEW BUSINESS

3. Letter of Support for Economic Stimulus Program including a variety of infrastructure project.

Mayor Mansoor announced a request for a continuance had been received from staff.

MOTION: To continue.

Moved by Mayor Allan R. Mansoor, seconded by Council Member Gary Monahan.

The motion carried by the following roll call vote:

Ayes: Mayor Allan R. Mansoor, Mayor Pro Tem Wendy Leece, Council Member Eric R. Bever, Council Member Gary Monahan

Noes: None.

Absent: Council Member Katrina Foley

PRESENTATIONS

Mayor Mansoor congratulated the Costa Mesa Eagles Pop Warner & Cheer Executive Board for being selected as the recipient of the Mayor's Award and presented them with certificates. He recognized their youth program (group ages 12-15 years) and for exceeding the expectations of the community as they became this years' League champions.

The Mayor announced the presentation of the 2008 MADD Deuce Awards to Officer Kelly Krueger and Officer Alberto Lopez of the Costa Mesa Police Department. He noted that the Deuce Award is to recognize officers who achieved between 25-99 DUI arrests in a calendar year.

The Mayor presented Certificates of Appreciation to former Planning Commissioners Donn Hall (absent) and Eleanor Egan, and former Parks & Recreation Commissioners Mark Harris and Robert Graham. He recognized their many years of service and dedication and expressed his appreciation for their contributions in making Costa Mesa a great place for everyone to enjoy.

The Mayor announced that requests for continuance were received for the following items and it was unanimously agreed to take them out of order.

VII. PUBLIC HEARINGS

1. PUBLIC HEARING: From the meeting of February 3, 2009, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, amending the City's Fee Schedule regarding penalties for parking violations to collect state surcharges pursuant to Senate Bill 1407.

MOTION: To continue the public hearing to March 3, 2009, at 7:00 p.m.

Moved by Mayor Allan R. Mansoor, seconded by Council Member Gary Monahan.

The motion carried by the following roll call vote:

Ayes: Mayor Allan R. Mansoor, Mayor Pro Tem Wendy Leece, Council Member Eric R. Bever, Council Member Katrina Foley, Council Member Gary Monahan

Noes: None.

Absent: None.

3. PUBLIC HEARING: Appeal of Planning Commission's determination regarding Planning Application PA-08-23, for J7 Architecture, authorized agent for Christ Lutheran Church, for renovation of an existing church campus, including demolition of 6,180 sq. ft. (parsonage, residential structure, classroom, fireside) and 9,749 square feet of new building addition containing a two-story administration office, café, and a youth lounge for a net increase of 3,569 square feet and a variance from maximum allowable height (27 feet required, 33 feet proposed) for the properties located at 760 Victoria Street and 2199 Raleigh Avenue in an R-1 zone (Single-Family Residential District). Environmental determination: exempt.

MOTION: To continue the Public Hearing to March 3, 2009, at 7:00 p.m.

Moved by Mayor Allan R. Mansoor, seconded by Council Member Gary Monahan.

The motion carried by the following roll call vote:

Ayes: Mayor Allan R. Mansoor, Mayor Pro Tem Wendy Leece, Council Member Eric R. Bever, Council Member Katrina Foley, Council Member Gary Monahan

Noes: None.

Absent: None.

IV. PUBLIC COMMENTS

1. James R. White, Costa Mesa, spoke about the programs, services, and volunteers of the Costa Mesa Senior Center and encouraged the senior community to become members.
2. Ed Riley, co-founder of New Life Serenity Home, stated they are a transitional home in the city and commented on the services they provide for the homeless and those seeking to change their lives. He invited the City Council and the Police Department to look into their program.
3. Judi Berry, Costa Mesa, referred to the City Budget and the 2008 Treasurer's Report noting the reduction in the General Fund cash amount. She pointed out that there was a 40 percent reduction in the cash opined "something has to be done about the budget" and the need to look at options such as furloughs or a salary freeze.
4. Eloise Ott, Costa Mesa, spoke about green building alternatives and helping homeowners economize. She encouraged the Council to hold a Green Expo in the city.
5. Patty Dwyer, Costa Mesa, proposed a plan to solve economic problems

stating it would reduce spending for government and businesses. She spoke about the unique strategy and workers compensation; and hoped to discuss her plan in detail with the Council.

6. Valerie Boston, Costa Mesa, spoke about visible street addresses on homes; and requested that the City enforce compliance of City Code concerning the posting of street address on homes.
7. L. Schwandt, Costa Mesa, referred to the Del Mar Community Garden and spoke about the need of an accessible restroom.
8. Martin Millard, Costa Mesa, referred to a letter of support concerning the federal economic package and encouraged the city to request funding allocation for the undergrounding of the 55 Freeway.
9. Chris McEvoy, Costa Mesa, suggested City revenue and cost-saving alternatives such as reducing electricity use, keeping tow services in the City, and promoting volunteer work. He commented on leaders leading by example and suggested reducing wages or benefits.

V. COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS

Council Member Eric Bever referred to the City's ABLE Program and questioned the charges to other agencies; commented on the billion dollar stimulus package pointing out the approximate amount that would be received by the City; in response to public speakers' comments noted that the Council encourages green building and agreed on the reduction in salaries.

Mayor Pro Tem Wendy Leece encouraged the senior community to participate at the Costa Mesa Senior Center; reported that the Senior Center Board approved participation in the Senior Center Task Force proposed by Council Member Monahan; shared that she attended the City/School District Liaison Committee meeting and noted agenda items were on field master plan, truancy, and the proposed magnet school; advised she represented the city at the *Go Red* Event in support of the American Heart Association; suggested a joint study session in the future with the Planning Commission on the vision of Costa Mesa; inquired on the hotel tax ruling concerning the City of Anaheim and online travel sites; and expressed appreciation of public speakers' ideas relating to the economy.

Mayor Allan Mansoor referred to the recommendation of pay reductions and stated that if there is one for staff, he would be interested in a reduction of salary for City Council Members. He requested the matter regarding consideration for a pay reduction for Council be agendaized. He announced the passing of former Deputy City Clerk Mary Elliott and noted that he would be adjourning the meeting in her memory.

Council Member Katrina Foley expressed appreciation to City Manager, Director of Finance, and City staff, Chief of Police, and Fire Chief for working together for a solution during these economic times; while she would oblige she questioned

the impact of the suggested pay reductions for the Council in light of the larger pay reductions to be asked of employees.

Council Member Gary Monahan reported that he attended the League of California Cities meeting on the state budget and federal stimulus package, and informed of the limited amount of funds the city may be receiving. As requested by the Council Member, Public Services Director Peter Naghavi briefly reported on allocations to transportation budgets.

VI. CONSENT CALENDAR ITEM NOS. 1 THROUGH 13.

MOTION: Approve recommended actions for Consent Calendar Item Nos. 1 through 13, except for Consent Calendar Item Nos. 5, 6, and 7.

Moved by Mayor Allan R. Mansoor, seconded by Council Member Gary Monahan.

The motion carried by the following roll call vote:

Ayes: Mayor Allan R. Mansoor, Mayor Pro Tem Wendy Leece, Council Member Eric R. Bever, Council Member Katrina Foley, Council Member Gary Monahan

Noes: None.

Absent: None.

1. Reading Folder.

The following Claims were received and processed by the City Clerk: Kevin Bransky; Nick Camas; Chris J. Carrillo; Robyn Devereaux.

The following Requests for Alcoholic Beverage Control Licenses were received by the City Clerk:

For Casso Enterprise LLC, for Ciao Deli & Pizzeria located at 891 Baker Street, Suite A18, for a person-to-person transfer of an existing type 41 (on-sale beer and wine for a bona fide eating place).

For NapaStyle Wine Company LLC, NapaStyle located at 3333 Bear Street, Suite 202, for a type 42 (on-sale beer and wine - public premises).

2. Regular Meeting Minutes of February 3, 2009.

ACTION: Approved.

3. Warrant Resolution 2252, funding City operating expenses for \$1,241,687.12.

ACTION: Resolution adopted.

4. Warrant Resolution 2253, funding Payroll No. 903 for \$2,549,791.09, and Payroll No. 902A for \$0, and City operating expenses for \$767,723.60

including payroll deductions.

ACTION: Resolution adopted.

8. Adopt plans and specifications, and working details for the Landscape Improvements at Fairview Park, 2525 Placentia Avenue, Area "D" - City Project No. 08-18.

(a). Waive the minor irregularity in the bid submitted by Jeff Tracy, Inc., dba Land Forms Landscape Construction; and award construction contract to Jeff Tracy, Inc., dba Land Forms Landscape Construction, 27601 Forbes Road, Suite 36, Laguna Niguel, in the amount of \$460,122.80.

ACTION: Approved; approved award and authorized the Mayor and City Clerk to sign.

9. Completion of Roadway Rehabilitation of Baker Street from 750 feet East of Fairview Road to Bear Street, Federal Project No. STPL-5312 (054), City Project No. 07-04, by All American Asphalt, Post Office Box 2229, Corona.

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 the Faithful Performance Bond was ordered exoneration seven (7) months thereafter.

10. Authorize refund of cash deposit in the amount of \$9,173 to Elden Street Partners (Developer), P.O. Box 15126, Newport Beach, in connection with Encroachment Permit No. PS08-00246 for street improvements located within Elden Avenue for Tract Map No. 17265.

ACTION: Approved.

11. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, DECLARING ITS INTENTION TO ORDER THE VACATION OF A PORTION OF WILSON STREET AT 979, 983, 987, 991, 995, AND 999 MODJESKA CIRCLE, and setting the hearing date for March 17, 2009, at 7:00 p.m.

ACTION: Adopted Resolution No. 09-11.

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

ACTION: Adopted Resolution No. 09-12.

13. Request for Back Bay Youth Rugby for Group 1 Fee Waiver Status.

ACTION: Approved Parks and Recreation Commission's recommendation for Group 1 User designation.

ITEMS REMOVED FROM THE CONSENT CALENDAR

The Mayor announced that Consent Calendar Item Nos. 5 through 7 would be addressed collectively.

5. **Professional Services Agreement with VA Consulting, 17801 Cartwright Road, Irvine, for engineering services for design of East 17th Street/Tustin Avenue and Harbor Boulevard/Wilson Street Improvements, in the amount of \$127,283.**

(a). Budget Adjustment No. 09-022 for \$135,000.

ACTION: Approved agreement; approved Budget Adjustment No. 09-022.

6. **Professional Services Agreement with Hewlett-Packard Company (HP), 1421 South Manhattan venue, Fullerton, in the amount of \$297,042.78, for software support services; and a Purchase Requisition for the first year, in a three-year contract, in the amount of \$98,053, for computer hardware for the business and public safety systems.**

ACTION: Approved; and authorized City Manager and City Clerk to sign.

7. **Renewal of the Oracle/PeopleSoft Support Agreement with Oracle Corporation, 1001 Sunset Boulevard, Rocklin, effective March 19, 2009 through March 18, 2010; and the renewal for the E-Pay modules effective June 3, 2009 through June 2, 2010, in the annual amount of \$181,432.85.**

ACTION: Approved; and authorized City Manager and City Clerk to sign.

Martin Millard, Costa Mesa, in reference to the *Shop Costa Mesa* advertisement, suggested that the City should select vendors for such contracts that are located in the city.

MOTION: Approve the recommended actions for Consent Calendar Item Nos. 5 through 7.

Moved by Council Member Gary Monahan, seconded by Mayor Allan R. Mansoor.

The motion carried by the following roll call vote:

Ayes: Mayor Allan R. Mansoor, Mayor Pro Tem Wendy Leece, Council Member Eric R. Bever, Council Member Katrina Foley, Council Member Gary Monahan

Noes: None.

Absent: None.

VII. PUBLIC HEARING

2. PUBLIC HEARING: Review of Planning Commission's determination regarding Planning Application PA-08-30, for Richard and Wendy Schones, authorized agents for Gary Schones, for variances from rear setback requirements (10 feet required; 3 feet existing), rear yard coverage requirements (25% maximum permitted, 76% existing) and open space requirements (40% required; 36% proposed); and an administrative adjustment for reduced side setbacks (5 feet required; 3 feet proposed), to legalize a detached garage and granny unit at the rear of the property located at 378 Costa Mesa Street, in an R1 zone (Single-Family Residential District). Environmental determination: exempt.

Mayor Pro Tem Leece requested the review to grant the variances indicating the importance of property rights and tradition.

In reference to questions from Council Member Bever relating to the requested variances, City Attorney Kimberly Hall Barlow clarified that state laws and municipal codes require that certain findings be made to uphold the variances.

Senior Planner Mel Lee gave a brief summary of the staff report and responded to questions from the Council relating to building history, zoning code allowances, compliance to current building codes, and requirements of a granny unit.

Discussion ensued among the Council and staff relating to the conditions of approval on land use restrictions and parking areas, and set back requirements.

Richard Schones, representative, pointed out the adjoining and surrounding neighbor's support of the granny unit. He spoke of the quality of life and gave an overview of the construction and history of the granny unit. He noted that there were no concerns for safety or access to the rear unit and that there were no code enforcement complaints. He expressed his willingness to bring the unit into compliance.

In reference to questions from the Council, Mr. Richard Schones agreed to conditions of approval to install a drivable grass driveway, that rear parking space be available for the front property, and to place deed restrictions relating to renting the granny unit and it's demolition at the time the property is sold.

Mr. Richard Schones responded to questions from the Council relating to the use of the granny unit and whether it was rented or not.

The Mayor expressed concern of the approval of similar units with the same circumstance as the Schones indicating that determinations be consistent. Director of Development Services Don Lamm explained the structures' compliance with zoning codes; however, he stated that the

unit could be brought into compliance with current building codes.

Eloise Ott, Costa Mesa, supported the approval of the granny unit and hoped that Council would allow the unit to remain.

Sylvia Marson, Costa Mesa, asked the Council to view the request as a legal issue and not an emotional one, noting that variances are granted due to hardships and opined that there were none in this case.

Gary Schones, Costa Mesa, stated he purchased the property from his parents' estate and one of the reasons for purchasing was the granny unit. He said the unit was not a rental and he hoped to live out his years in the unit.

Rachel Perez Hamilton, Costa Mesa, expressed support of the granny unit and opined that the unit should be grandfathered in since it was built a long time ago.

Wendy Schones, Costa Mesa, addressed concerns of a previous speaker relating to the requested variances and felt that there was prejudice on the Planning Commission when the decision was made.

Martin Millard, Costa Mesa, stated that the granny unit should be allowed to remain.

Melanie Homed, Costa Mesa, referred to the inheritance of property and pointing out the need to follow rules and codes. She expressed concern of setting precedence and does not want rentals in the neighborhood.

Council Member Bever expressed concern of the variances that would come before the Council in the future and was reluctant to support the requested variances.

MOTION: Reverse the Planning Commission's decision approving Planning Application PA-08-30 based upon findings established in Exhibit "A" (handwritten page 15) and Conditions of Approval (handwritten page 16) with the following additional findings:

- 1) The special circumstance applicable to the property are that the front structure is a legal non-conforming structure, and if the front unit was not built, the granny unit would not be required to be removed,
- 2) There are numerous granny units in the area,
- 3) Existing conditions are supported by adjacent property owners,
- 4) Does not have any negative or adverse impact on the surrounding properties,
- 5) Owner agreed to meet the open space requirement and comply with current building codes, and
- 6) Be denied the same privileges, if required to remove the granny unit.

In addition, the following Conditions of Approval be added:

- 1) To prevent the unit from being rented;
- 2) The unit be removed once the property transfers ownership outside of the family;
- 3) Install drivable grass on the driveway; and
- 4) structure limited to a single story.

Moved by Council Member Katrina Foley, seconded by Mayor Pro Tem Wendy Leece.

Discussion ensued among the Council and staff relating to the findings and conditions of approval stated in the motion. The applicant, Richard Schones, stated he was agreeable to the stated conditions of approval.

Council Member Leece agreed with the conditions and opined that issues be dealt on a case by case basis. Council Member Monahan stated that he could not support the motion of approving the unit. He expressed concern of setting a precedence. Council Member Bever agreed. The Mayor commented on the precedence set and the need to comply with building and zoning codes.

Mayor Mansoor made a motion to Adopt Resolution No. 09-13 upholding the Planning Commission's decision based upon findings established in Exhibit "A". Council Member Bever seconded the motion.

Council Member Foley requested the maker of the motion to add a timeline of five years for the applicants to remove the detached structure. The Mayor recommended a year to either remove the detached structure and indicated that a legal detached structure was permissible.

The motion was restated:

SUBSTITUTE MOTION: Adopt Resolution No. 09-13 upholding the Planning Commission's decision based upon findings established in Exhibit "A" and directed that the applicants be given one year to either remove the detached structure or be modified to comply with the City's Building and Zoning Codes.

Moved by Mayor Allan R. Mansoor, seconded by Council Member Eric R. Bever.

The substitute motion carried by the following roll call vote:

Ayes: Mayor Allan R. Mansoor, Council Member Eric R. Bever, Council Member Gary Monahan

Noes: Mayor Pro Tem Wendy Leece, Council Member Katrina Foley

Absent: None.

RECESS: The Mayor declared the meeting recessed at 9:05 p.m.

AFTER RECESS: The Mayor reconvened the meeting at 9:19 p.m.

VIII. OLD BUSINESS

No Old Business scheduled.

IX. NEW BUSINESS

1. Brentwood Park Master Plan

City Manager Allan Roeder recused himself from the discussion of the item claiming his residence was located in the general vicinity. He exited the Council Chambers at 9:21 p.m.

Public Services Director Peter Naghavi summarized the staff report and Senior Engineer Bart Mejia was present to respond to questions from the City Council relating to maintenance costs, materials used, and saturation.

David Volz of David Volz Design, consultant, gave a presentation of site photos and conditions, spoke about the community workshop and input received, and presented the final base plan pointing out the design highlights. He responded to questions from the Council.

Chris Dixon, Costa Mesa, supported a passive park and expressed concern regarding the proposed along a portion of the park as he did not want the park enclosed. He suggested moving the play area toward the center and away from the street.

David Douglas, Costa Mesa, referred to the low area of the park and spoke about the impact of a bad storm to the play area. He supported moving the play area toward the center and removing the fence to have an open feel of a passive park.

Michael Miller, Costa Mesa, asked the audience to raise their hand to show support of the recommendation. He spoke on behalf of the majority of the audience and asked to review the play area and move it away from the street.

Mickey Skawinski, Costa Mesa, would like to see two picnic area located at the Brentwood and Monte Vista sides.

Chris Skawinski, Costa Mesa, supported the park design and passive park designation; and expressed concern of the location of the proposed play area.

Jeff Butcher, Costa Mesa, asked the Council to move the play area to the center and suggested adding a half basketball court or rock climbing wall for older children.

Jeffrey Dixon, Costa Mesa, supported moving the play area to the center

pointing out that it would allow for two open grass area; stated he does not want a basketball court placed at the park.

Melanie Hummond, Costa Mesa, supported moving the play area toward the center and stated she was not in favor of the restroom at the park due to safety concerns.

Rosemary Miller, Costa Mesa, felt there was little bufferzone for the residents surrounding the park and that a basketball court would be an infringement because of the noise. She requested that the play area be moved approximate 80 feet towards the center of the park for safety reasons.

Jeff Harlan, Costa Mesa, suggested a more balanced park that could be used by all ages. He encouraged the Council to consider the needs of the community.

Herb Wollerman, Costa Mesa, noted the small size of the park and expressed support of a passive park and the Parks and Recreation Commission's recommendation.

Speaker (no name give), agreed with the previous speaker and stated that he does not support additional funding of elements that are not desired by the neighborhood.

Luke MacDaniel, Costa Mesa, stated he enjoys the park and opposed to anything that is hardscape; opined that Costa Mesa does not have enough green space.

Jim Righeimer, Costa Mesa, pointed out the cost of the park and the needs of the community; opined that the area as strictly a green belt it was not the best use of space or money.

Stan Brown, Costa Mesa, thanked the City for purchasing the property and for enhancing it. He asked that the Council consider the impact to the 11 houses abutting the park and was supportive of a passive park.

Bryan Potomiac, Costa Mesa, spoke in favor of the base plan and moving the playing area toward the center.

Ernesto Morales, Costa Mesa, opined that it is a waste of money to put in hardscape noting that there are other facilities that offer other recreation sports and activities.

Discussion ensued among the Council and staff relating to the retaining of water, moving of the play area, and the use of desert elements. Mayor Mansoor supported a nature walk and open space; and expressed concern of the quality of life. Council Member Monahan supported moving the play area and suggested a tire swing. Council Member Foley

indicated that she would like to see a barbeque added to the picnic areas and the installation of recreation elements geared for older children.

Council Member Monahan made a motion to approve the proposed Master Plan with the following recommendations:

- Move the play area as far to the right as staff recommends (approximately 30 feet),
- Establish an additional picnic area at the top right corner of the park,
- Direct staff to consider installation of a barbeque at the picnic areas; and
- To install a tire swing, if possible; and

Approve amendments to the Open Space Master Plan of Parks and Recreation (MPPR). Mayor Mansoor seconded the motion.

Discussion ensued among the Council relating to drought tolerant for cost savings measures and maintenance; and it was unanimously agreed to add that to the motion.

The motion restated:

MOTION: Approve the proposed Master Plan with the following recommendations:

- **Move the play area as far to the right as staff recommends (approximately 30 feet),**
- **Establish an additional picnic area at the top right corner of the park,**
- **Direct staff to consider installation of a barbeque at the picnic areas,**
- **the utilization of native or drought tolerant plants; and**
- **To install a tire swing, if possible; and**

Approve amendments to the Open Space Master Plan of Parks and Recreation (MPPR).

Moved by Council Member Gary Monahan, seconded by Mayor Allan R. Mansoor.

The motion carried by the following roll call vote:

Ayes: Council Member Katrina Foley, Mayor Allan R. Mansoor, Council Member Gary Monahan, Council Member Eric R. Bever, Mayor Pro Tem Wendy Leece

Noes: None.

Absent: None.

The City Manager returned to the Chambers at 10:47 p.m.

2. Proposal to use a portion of Fairview Park for a Civil War Reenactment on May 8 through 10, 2009, by the American Civil War Society (ACWS).

The Public Services Director presented the staff report along with Fairview Park Plan Administrator Robert Staples were present to respond

to questions relating to parking, park users, and event attendees.

Jeff Sharp and Paul De Nubilo, American Civil War Society, addressed the concerns of the Council and stated they would like to bring this opportunity into Orange County.

Terry Shaw, Costa Mesa, expressed support of the event and hoped that Council would approve.

MOTION: Approve

Moved by Mayor Allan R. Mansoor, seconded by Council Member Eric R. Bever.

The motion carried by the following roll call vote:

Ayes: Mayor Allan R. Mansoor, Mayor Pro Tem Wendy Leece, Council Member Eric R. Bever, Council Member Katrina Foley, Council Member Gary Monahan

Noes: None.

Absent: None.

X. REPORTS

The City Attorney announced that she will be on vacation from February 20 through 27, 2009; and Assistant City Attorney Harold Potter will be available.

The City Manager reported on the State Managers Conference and noted that our local issues are similar to those statewide. He commented on the economy and the similar impacts to other local governments. He recognized former Deputy City Clerk Mary Elliott and her many years of service at the City.

XI. ADJOURNMENT - The Mayor declared the meeting adjourned at 11:04 p.m., in memory of former Deputy City Clerk Mary Elliott. The next Regular City Council Meeting will be held on March 3, 2009.

Mayor of the City of Costa Mesa

ATTEST:

City Clerk of the City of Costa Mesa