

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

March 03, 2009

The City Council meeting of the City of Costa Mesa, California met in regular session March 03, 2009, at 5:02 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 R. Mansoor
Mayor Pro Tem Wendy Leece
Council Member Eric R. Bever
Council Member Gary Monahan

Council Members Absent: Council Member Katrina Foley

Officials Present: City Manager Allan Roeder
City Attorney Kimberly Hall Barlow
Administrative Services Director Stephen Mandoki
Human Resources Administrator Debra Yasui
City Clerk Julie Folcik

(Council Member Foley entered at 5:30 p.m.)

II. PUBLIC COMMENTS

There were no public comments.

The Mayor reconvened the regular meeting at 5:04 p.m., to the closed session in Conference Room 1B.

III. CLOSED SESSION:

1. Pursuant to Government Code Section 54957.6., Conference with Allan L. Roeder, City Manager and Labor Negotiator, Agency Negotiator: Steve Mandoki, Administrative Services Director, regarding 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).
2. Pursuant to California Government Code Section 54957, Public Employment: Programmer Analyst II; Request for Special Leave of Absence.

The Mayor reconvened the regular meeting at 6:00 p.m.

PLEDGE OF ALLEGIANCE - Mayor Pro Tem Wendy Leece

MOMENT OF SOLEMN EXPRESSION - Pastor Nathan Abatte, Calvary Chapel Costa Mesa

CLOSED SESSION REPORT

City Attorney Kimberly Hall Barlow reported that no action was taken on Closed Session Item No. 1. Closed Session Item No. 2; Council voted to deny the request. Motion carried with a vote of 4-0, Council Member Foley absent.

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
Chief of Police Christopher Shawkey
Purchasing Supervisor Debbie Casper
Senior Planner Minoo Ashabi
Transportation Services Manager Raja Sethuraman
Management Analyst Carol Proctor
Administrative Services Director Stephen Mandoki
Human Resources Administrator Debra Yasui
City Clerk Julie Folcik

PRESENTATIONS

Mayor Mansoor congratulated Reserve Police Officer Rene Meng on being named Employee of the Month for March, 2009, in recognition of her dedication to the community, professionalism and reliability on the job. In a recent situation, she took the initiative to assist the Fire Department in locating a patient with an unknown type of medical emergency at the Orange County Fair and Event Center. She found the patient and directed the Fire paramedics to the location. She was presented with a letter of award and certificate of recognition.

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

VIII. OLD BUSINESS

3. From the meeting of February 17, 2009, Letter of Support for appropriation of Economic Stimulus Program.

The Mayor suggested the withdrawal of the item from the agenda due to the recent action taken by Congress.

MOTION: Withdraw the item.

Moved by Mayor Allan R. Mansoor, seconded by Mayor Pro Tem Wendy Leece.

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.

IV. PUBLIC COMMENTS

1. Ellen Burton, Costa Mesa, spoke to raise awareness of a community program called Hope Institute and shared her story about how it helped her troubled teenager and family. She commented on the decrease of grants to the program and hoped that the City would be able to help keep it open and provide available funding.
2. James R. White, Costa Mesa, encouraged Costa Mesa seniors to become members of the Costa Mesa Senior Center and spoke about the programs and services available at the center.
3. Shawn Coakley, Costa Mesa, referred to a previous public hearing held at the last regular meeting, hoped that the Council would make consistent and fair determinations on all City issues.
4. Eloise Ott, Costa Mesa, spoke about clean and green ideas such as wind turbines to generate electricity; encouraged to plant victory gardens; and commented on the impact of the California's water drought.
5. Tony Peca, Costa Mesa, stated that the City has misrepresented facts regarding transportation issues.

V. COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS

Mayor Pro Tem Wendy Leece reported she attended a meeting with the City of Newport Beach regarding the expansion of John Wayne Airport; announced that she attended the Newport Mesa Unified School District meeting and advised that the School Resource Officer program would be funded by the school district;

thanked public speaker, James White, for encouraging the use of the Costa Mesa Senior Center; and reported that Anne Hogan-Shereshevsky, Costa Mesa senior, was still recuperating.

Mayor Allan Mansoor expressed disappointment with comments made by public speaker relating to transportation issues and indicated that information was available to the public noting that staff works in the direction given by the City Council.

Council Member Katrina Foley announced she attended the Youth Sports Council meeting and announced that field improvements are being worked on; and requested staff to initiate a site specific agreement regarding the Scott Stadium.

VI. CONSENT CALENDAR ITEM NOS. 1 THROUGH 8.

MOTION: Approve recommended actions for Consent Calendar Item Nos. 1 through 8, except for Consent Calendar Item No. 6.

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.

1. Reading Folder.

The following claims were received and processed by the City Clerk:
Emi Asaoka, Nathan D'Abrosea, Patrick N. McConnell.

2. Regular Adjourned Meeting/Study Session of February 10, 2009; and Regular Meeting of February 17, 2009.

ACTION: Approved.

3. Warrant Resolution 2254, funding City operating expenses for \$1,455,548.20.

ACTION: Resolution adopted.

4. Warrant Resolution 2255, funding Payroll No. 904 for \$2,538,162.31, and City operating expenses for \$513,864.97, including payroll deductions.

ACTION: Resolution adopted.

5. Professional Services Agreement with J & S Striping, 10715 Bloomfield Avenue, Santa Fe Springs, for street striping services, per Formal Bid No.

1128, for the period of two (2) years, in the amount not to exceed \$55,607, for the initial term, with the option of renewing for three (3) additional one-year extensions.

ACTION: Approved; authorized Mayor and City Clerk to sign; and authorized the City Manager to sign for any justified rate increase.

7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ACCEPTING CITY OWNED ALLEY WAYS INTO THE CITY STREET SYSTEM.

ACTION: Adopted Resolution No. 09-14.

8. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, DESIGNATING THE EVENT ROUTE AND STREET CLOSURES FOR THE 2009 ORANGE COUNTY MARATHON.

ACTION: Adopted Resolution No. 09-15.

ITEM REMOVED FROM THE CONSENT CALENDAR

6. **Professional Services Agreement with Metro Pro Towing, 957 W. 17th Street, Costa Mesa, and G&W Towing, 965 West 18th Street, Costa Mesa, for police towing services, per Request for Proposal (RFP) 1118, for a term five (5) years with the option of renewal for three (3) additional one-year terms.**

Assistant City Manager Tom Hatch presented the staff report along with Purchasing Supervisor Debbie Casper who gave an overview of a comprehensive Request for Proposal (RFP) process, noting it was a two year process which began in 2007; and shared the evaluation and approval process that was followed.

The Assistant City Manager and Purchasing Supervisor responded to questions from the City Council that included hiring guidelines of the tow service companies and the disqualification factors of the four remaining tow providers.

In reference to a question from the Mayor relating to the award to only two providers, the Assistant City Manager explained the review process explaining that the contract award was to the highest scoring qualified tow service companies noting that there was a natural break between the top two companies and the remaining providers. Chief of Police Christopher Shawkey was present to respond to questions from the Council.

Greg Jurek, President of South District Patrol, expressed his support of Southside Towing, noting that his company utilizes Southside Towing and highlighted the close working relationship and the company's professionalism.

Johnnie Godby, Costa Mesa, opined that the tow contracts are awarded unfairly and that the Council should consider awarding a tow contract to Southside Towing.

Eleanor Hulett, Irvine, Irvine Company representative indicated that the apartment community have used Southside Towing. She commended the company's customer service and encouraged the Council's consideration in using Southside Towing.

Matthew Signoretti, Costa Mesa, employee of Southside Towing, spoke about the company's standards, services, and of their random drug testing.

Mehdi Bolori, Costa Mesa, owner of New Age Construction, builder of the Southside Towing facility located on Placentia. He gave an overview of the building plans and an update on the finalization of an occupancy permit. He commented that Southside Towing would be a benefit to the City.

David Padue, Owner, Southside Towing, highlighted the improvements made to their new facility and suggested that adding their services would not cost the City to the tow rotation.

John Vach, Owner, Southside Towing, spoke about their company's qualifications and offerings relative to the tow contract, stressed the importance of tow response times, and gave an overview of the company's hiring and drug policy. He responded to questions from the Council relating to construction of the new facility, the undergrounding of utilities, certificate of occupancy, and provided their reasons for their low ranking.

In response to Mayor Pro Tem Leece's questions Development Services Director Donald Lamm gave a brief history of the application, permit review and construction requirement and approval processes associated with the site.

Robert Paquette, Santa Ana, expressed support of Southside Towing noting that the private security company he works for utilizes Southside Towing and rated them very highly in service.

Chris McEvoy, Costa Mesa, suggested that the City consider internalizing tow services to generate revenue.

Wayne Miller, G&W Towing, thanked staff for their thorough inspection and RFP process and responded to questions from the Council relating to hiring and drug policy, camera surveillance system, and their tow facility.

Jody Campbell, Metro Pro Towing, commended the RFP process noting that it was a complete and professional proposal process. He responded to questions from the Council relating to their hiring and drug policies.

Council Member Leece suggested changing the terms of the contract to two-years to allow the other tow providers to comply with City's requirements.

Mayor Mansoor expressed support of having more than two tow operators and opined that Southside Towing was a qualified tow operator.

MOTION: Approve recommended actions and to include G & W Towing, Metro Pro Towing, and Southside Towing subject to approval of Certificate of Occupancy and background checks.

Moved by Mayor Allan R. Mansoor, seconded by Mayor Pro Tem Wendy Leece.

Council Member Monahan stated that he would not support the motion noting the ranking differences of Southside Towing from the two top rated tow companies.

SUBSTITUTE MOTION: Approve; and authorize Mayor and City Clerk to sign; and authorize the City Manager to sign for extension of contracts.

Moved by Council Member Gary Monahan, seconded by Council Member Eric R. Bever.

Mayor Mansoor commented on the ranking of tow companies and expressed reservations on the qualifications of Jim's Towing and A & B Towing. Council Member Foley expressed support of the substitute motion and the comprehensive RFP process. She opined that Southside Towing was not qualified because they had not met the requirements on the date of approving the contract.

Council Member Leece requested the maker of the substitute motion to revise the term of the contract from five years to two years. Council Member Monahan disagreed.

The substitute motion carried by the following roll call vote:

Ayes: Council Member Eric R. Bever, Council Member Katrina Foley, Council Member Gary Monahan

Noes: Mayor Allan R. Mansoor, Mayor Pro Tem Wendy Leece

Absent: None.

VII. PUBLIC HEARINGS

1. PUBLIC HEARING: From the meeting of February 17, 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 and county surcharges pursuant to Senate Bill 1732, Senate Bill 1407 and Senate Bill 1498.

The City Attorney gave a brief summary of the staff report.

MOTION: Adopt Resolution No. 09-16.

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

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.

2. 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 square feet (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 758 and 760 Victoria Street and 2199 Raleigh Avenue in an R-1 zone (Single-Family Residential District). Environmental determination: exempt.

Senior Planner Minoo Ashabi summarized the staff report and along with Development Services Director Donald Lamm responded questions from the City Council regarding proposed removal of the house at 2199 Raleigh Avenue, the CUP process that was followed, rezoning of the property, conditions of approval, outdoor activities, and open space requirements.

Jerry Simpson, Costa Mesa, appellant, commented that the church is growing, that the City is making exceptions, that the church is devaluing the neighborhood with the noise, traffic and the demolition of the house on Raleigh Avenue. He expressed his opposition to the demolition of a home for a parking lot.

Thomas Jacobson, J7 Architecture, rebutting the previous speakers comments pointed out that the church was looking to expand the ministry opportunities to the community, that they were not expanding the physical buildings, and that the plan proposed adding more parking to the location. He shared that it was a phased project and of the intent for the property located on Raleigh Avenue. He responded to question from the Council regarding site parking, and fence height. Council Member Bever suggested increasing the fence height to 7-feet, to allow a variance to open space, future plans for increasing parking, and supported the using of Victoria Street for traffic ingress and egress.

Discussion amongst the Council and staff ensued regarding the possibility of continuing of the item for review of alternatives. Mr. Jacobson supported a continuance.

MOTION: Continue the item to allow staff to work with the church to bring back a proposal that is agreeable for its renovation plans, leave the parcel at 2199 Raleigh Avenue as an R-1 parcel with the structure to remain and

require a seven-foot wall across the back property lines, between the residents and the church property. Moved by Council Member Gary Monahan, seconded by Council Member Katrina Foley.

Council Member Foley requested the maker of the motion to require that a community meeting would be held. Council Member Monahan agreed.

Mayor Mansoor commented on the alternative conditions relative to the installation of the block-wall and the approval of the "haul routes" to be brought back for consideration; felt that the church should consider improving landscaping along Congress Street; that an access plan in the church property was needed to address construction truck traffic suggesting it enter from Victoria Street, and to address the concern of the neighborhood regarding the bell on Sunday morning.

Council Member Bever asked the conditions of approval that were referenced in the Exhibit "B" relative to previous site projects would be attached when brought back for review.

Don Elmore, Costa Mesa, recommended that the wire fencing along Congress Street and plastic tarp be taken down, commented that the parking is difficult every time the church holds a function and that there is a problem with speeders along the street.

Shawn Coakely, Costa Mesa, complained of the green fencing and the tarp suggesting its removal and that the traffic into the church property should ingress from Victoria Street.

Jerry Hornbuckle, Costa Mesa, suggested that the entrances Raleigh Avenue to the Church property from foot and auto traffic should be closed from the Congress Avenue.

Speaker (name inaudible), Costa Mesa, requested that the church redirect the traffic and parking to another location and suggested the Church to invite the residents of the surrounding neighborhoods to the functions.

Ken Carr, Costa Mesa, noted that during the church's previous expansion in 1995 there was a traffic problem identified at that time. He pointed out the parking impacts to the neighborhood; felt that the parking lot is under utilized and supported traffic and parking plan for the site.

Beth Refakes, Costa Mesa, supported a meeting with the neighbors with a report of results of that meeting to council, a reduction in the intensity of the use of the site, suggested the making of announcements to inform the congregation on the parking, to provide people to direct traffic as well as signage on the property.

Martha Ramirez, Costa Mesa, commented that the morning traffic makes it unsafe, suggested traffic be routed through the Victoria Street entrance, and did not support demolishing the home.

Gale Galarza, Costa Mesa, supported the proposed height of the fence around the property. She did not support the removal of the house on Raleigh, noted the problems with traffic, and commented that it was important that the integrity of the neighborhood be left intact.

Amy (last name not given), Costa Mesa, reported that the traffic speeding along Congress Avenue needs to be addressed.

Mr. Jacobson requested that a city representative act as a facilitator of the proposed community meeting. The Mayor and City Council Member Foley responded that someone could be on hand to help answer technical questions but the goal of meeting was the communication between the church and the neighbors.

Council Member Monahan commented that he would like the money for the appeal refunded and requested that the request be brought back to Council.

Mr. Simpson expressed appreciation to the Council for listening to the neighbors and for not demolishing the house.

**MOTION: Continue the item to allow staff to work with the church to bring back a proposal that is agreeable for its renovation plans, leave the parcel at 2199 Raleigh Avenue as an R-1 parcel with the structure to remain; require a seven-foot wall across the back property lines, between the residents and the church property; and that a community meeting be held involving the neighbors for input on the proposal.
Moved by Council Member Gary Monahan, seconded by Council Member Katrina Foley.**

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.

RECESS: The Mayor declared the meeting recessed at 9:10 p.m.

AFTER RECESS: The Mayor reconvened the meeting at 9:25 p.m.

As recommended by the City Attorney the previous item was reopened in order to clarify the motion of the continuance. Discussion ensued amongst the Council and staff relative to the time frames in bringing back

the public hearing before Council.

Council Member Monahan suggested continuing the hearing to the meeting of April 7, 2009.

Council Member Foley suggested continuing the public hearing for the 45 days noting it would provide more time to work out the details before coming back to Council.

MOTION: Continue the public hearing to the meeting of April 21, 2009.
Moved by Council Member Katrina Foley. Motion died for lack of second.

**MOTION: Continue the public hearing to the meeting of April 7, 2009, at 7:00 p.m.
Moved by Council Member Gary Monahan, seconded by Mayor Pro Tem Wendy Leece.**

Council Member Foley noted that she would be absent from the April 7, 2009 Council meeting and felt the decision should include the full Council.

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.

Council Member Foley requested the church notify the residents of the continuation of the hearing.

VIII. OLD BUSINESS

1. From the meeting of January 20, 2009, review of stop-sign requests for Broadway/Westminster Avenue and 20th Street/ Fullerton Avenue.

Transportation Services Manager Raja Sethuraman presented the staff report providing statistical data that illustrated that the locations did not warrant stop signs. He along with Public Services Director Peter Naghavi responded to questions of the City Council regarding the "down side" of putting a stop sign at the requested locations, liability, effectiveness in addressing traffic complaints, safety issues, traffic calming alternatives, cut through traffic and funding.

Council Member Monahan commented on his support of the stop signs at the requested locations. Mayor Pro Tem Leece expressed her concern of approving the installation due to the data provided. Council Member Foley encouraged traffic calming solutions instead of the installation of the signs at this time.

David Stiller, Costa Mesa, expressed his support the 4-way stop sign in both locations. He read statistics regarding speed limits that are often exceeded by

10 to 15 miles per hour, and commented on the safety of pedestrians and traffic numbers.

Carlos Messerschmidt, Costa Mesa, expressed support of the stop sign request at the corners of Westminster and Broadway. He submitted the petition signed by many of the neighbors who were in support of the stop sign request. He noted that the children of the neighborhood are less than six years of age and reported that the concern of the parents was that of the safety of the children. He encouraged the support of Council.

Mary Gray, Costa Mesa, expressed her support of the installation of a 4-way stop at the intersection of Broadway and Westminster.

Chris McEvoy, Costa Mesa, asked questions regarding the timeframe of the traffic count study, about the redirection of traffic during the Newport Boulevard Improvements project, and suggested switching the bike lane and the parking area in order to narrow the street.

Jerry Miller, Costa Mesa, opined that the 20th Street and Fullerton Avenue intersection was very dangerous with lack of visibility and it was a high density location. He felt that the one-day traffic survey was not adequate as it did not represent the high traffic days of the week, suggesting Friday, Saturday and Sundays. He submitted a petition from neighbors who supported stop signs at that location.

Jeff McConville, Costa Mesa, supported the concerns of the neighbors regarding the speed a traffic at both of the locations, he, however, did not support the installation of traffic sign requests, as he did not feel they were the solutions to a long standing "bigger problem." He was supportive of staff's recommendation.

Jim Fitzpatrick, Costa Mesa, expressed his support of the neighbors, informing the streets were wide streets with a lot of speeding occurring. He felt that it would be a low-cost interim solution. He encouraged the Council to support looking at additional solutions, as well.

Dennis Macklin, Costa Mesa, supported the request at 20th Street and Fullerton Avenue, due to the speeding along the street; and also suggested a speed bump.

Katie Arthur, Costa Mesa, commented that there has been a noticeable increase of traffic in the area. She felt that the traffic has the highest impact on the quality of life for residential neighborhood and encouraged the Council to look at long-term issues, noting that safety is foremost. She supported the stop signs but encouraged the Council to look at other solutions such as medians and monuments, turnabouts and narrowing the street.

Patty Mason, Costa Mesa, supports the installation of a stop sign at that intersection of 20th Street and Fullerton Avenue, due to the dangerous traffic

conditions.

TJ Reyes, Costa Mesa, read a letter that was dated in 2005 regarding a fatal accident that happened at Broadway and Westminster Avenue requesting for the installation of a stop sign; he noted the traffic concerns have not changed.

Elizabeth Hovell, Costa Mesa, a 34-year resident, spoke in opposition to the installation of a stop sign on her corner. She noted that it was not unsafe and that the few accidents reported to have occurred at the intersection were not serious accidents.

Beth Refakes, Costa Mesa, explained that she was not in support of a stop sign on Broadway and Westminster Avenue, noting that the speeding is by residents and not just the cut-through traffic. She felt that looking at alternatives and long-term solutions would be a better approach.

Cindy Cortesy expressed that the neighborhood was looking for more long-term solutions on Broadway and Westminster Avenue. She was not supportive of the installation of stop signs as they were not a valid means of addressing the speeding problem, and expressed a concern that it would delay the future solutions such as the installation of medians and the possible narrowing Broadway to an enforcement width. She offered suggestions such as the street narrowing, trees and vegetation, and taking away the bike lane.

MOTION: Approve the installation of stop signs at the intersections of Broadway/Westminster Avenue and 20th Street/Fullerton Avenue.
Moved by Council Member Gary Monahan, seconded by Council Member Eric R. Bever.

Council Member Foley requested the maker of the motion to include giving direction to staff to move forward on studying traffic calming solutions for the area. At Council Member Foley's request, City Manager Allan Roeder reminded Council of previous action taken relative to direction regarding comprehensive area wide traffic calming solutions. Council Member Foley confirmed her request based on previous Council direction and the current need for direction to staff to proceed with studying solutions. Council Member Bever disagreed that it was necessary at this time and that there were ideas already "on the shelf" that could be implemented, and did not agree with making it a part of the motion, as it did not preclude future study, if necessary.

Mayor Pro Tem Leece noted her support of the installation of the stop signs but on an interim basis and partnering with the Eastside homeowners association to find solutions for the neighborhood traffic issues.

Mayor Mansoor commented that he was reluctant to the installing of stop signs immediately, and he was supportive of installing medians. He confirmed with the Public Services Director that it would be possible in the future, if funding were

available, to consider installation of medians.

MOTION: Approve the installation of stop signs at the intersections of Broadway/Westminster Avenue and 20th Street/Fullerton Avenue.

Moved by Council Member Gary Monahan, 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.

MOTION: Direct staff to bring forward to Council a traffic calming plan and options for mitigating traffic in the Eastside neighborhood, and to provide funding opportunities.

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

Mayor Mansoor expressed his lack of support for the motion, as he was concerned about the lack of funding and felt that the information was already available. Council Member Foley stressed the need for the direction in order to have staff help the neighborhood try to resolve the issues. The City Manager confirmed that for the staff to move forward Council would need to take action due to previous Councils' action.

Mayor Mansoor and Council Member Bever expressed their opposition due to lack of funding.

Council Member Foley clarified her motion to include the areas from 18th Street to 20th Street. Council Member Monahan suggested from 17th to 19th Street. It was agreed.

The motion restated:

MOTION: Direct staff to bring forward to Council a traffic calming plan and options for mitigating traffic in the Eastside neighborhood, between 17th Street and 19th Street; and to provide funding opportunities.

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

The motion carried by the following roll call vote:

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

2. **From the meeting of February 3, 2009, second reading and adoption of Ordinance 09-2: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ADOPTING ZONING CODE AMENDMENT C0-08-04, WHICH AMENDS TITLE 13 MODIFYING PROCEDURES FOR APPLICATIONS RELATED TO REASONABLE ACCOMMODATION.**

**MOTION: Adopt Ordinance No. 09-2, read by title only, and waived further reading.
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.

IX. NEW BUSINESS

1. **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, REQUESTING SUPPORT IN KEEPING THE EXISTING 7.5 ACRE EQUESTRIAN CENTER AT THE ORANGE COUNTY FAIR AND EVENT CENTER FOR FUTURE GENERATIONS TO ENJOY.**

Council Member Foley encouraged the Council identify the equestrian center as an asset to the community, to adopt the resolution and request the fair board to reconsider their proposal relative to the equestrian center.

Jim Fitzpatrick, Costa Mesa, commented that the equestrian center was an asset to the community. He suggested that if more parking is needed that perhaps efforts could be consolidate to look at alternatives to parking for the four weeks out of the year for the Orange County Fair.

Bridgette McMahon, Irvine, expressed support of the resolution, felt that the center was an asset that if removed could not be replaced. She presented a petition of signatures from all over the county in support of maintaining the equestrian center.

Janice Posnikoff, DVM, local horse veterinarian, Vice President of the Equestrian Coalition of Orange County, who are spearheading the effort to save the equestrian center. She noted the parking problems but opined

that the removing the center was not a long-term solution. She noted that the center is one of the two left in Orange County and encouraged the Council's support.

Heather Wood, Costa Mesa, spoke in support of the center, she noted the foundation that was started in memory of her instructor that taught her to ride, the work that is being done at the center in association with CHOC and Orangewood homes, and encouraged the Council to adopt the resolution.

Kathy Hobsetter, Costa Mesa, reported that she has a long history with the equestrian center, spoke in opposition to the paving of the 7-acre area and pleaded the Council to protect the Costa Mesa heritage.

Addy Renfro, Costa Mesa, spoke on behalf of Pegasus, and CETA, equine therapy horse associations, and shared the significance of the programs that operate out of the equestrian center, encouraging that the center be allowed to remain.

Greg Ridge, Costa Mesa, commented that the center is a "precious resource" that should not be taken away. He encouraged the Council to resolve to protect the center.

Kate Reilly, Newport Beach, expressed appreciation to the Council for their support of the equestrian center.

Council Member Bever suggested that a letter be sent to the Governor since the fairgrounds is state property.

**MOTION: Adopt Resolution No. 09-17; direct staff to forward the resolution with a letter on behalf of the City Council to the Governor and Public Officials representing our area.
Moved by Council Member Katrina Foley, 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.

2. Presentation Regarding the Meyers-Milias-Brown Act - Labor & Management Relations

The City Manager announced to the Council an option to place the item on the next study session due to the later hour noting it was approximately a 20-minute presentation.

**MOTION: Continue to the Study Session of March 10, 2009.
Moved by Council Member Eric R. Bever, seconded by Council
Member Katrina Foley.**

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. 2008 Annual Review of City of Costa Mesa's General Plan.

Development Services Director Don Lamm briefly summarized the staff report.

**MOTION: Receive and file report.
Moved by Mayor Allan R. Mansoor, seconded by Council Member
Katrina Foley.**

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

City Manager Allan Roeder expressed his appreciation to Mayor Pro Tem Leece in the regular updates regarding the health condition of Former Mayor and Planning Commissioner Donn Hall who is reportedly "taking it one day at a time."

XI. ADJOURNMENT - The Mayor declared the meeting adjourned at 11:13 p.m., to March 10, 2009 at 4:30 p.m., for a Study Session. The next Regular City Council Meeting will be held March 17, 2009.

Mayor of the City of Costa Mesa

ATTEST:

City Clerk of the City of Costa Mesa