



# City of Costa Mesa Council Agenda

## TUESDAY, FEBRUARY 6, 2007

**Allan Mansoor**  
Mayor

**Wendy Leece**  
Council Member

**Eric Bever**  
Mayor Pro Tem

**Katrina Foley**  
Council Member

**Linda Dixon**  
Council Member

City Attorney  
Kimberly Hall Barlow

City Manager  
Allan Roeder

Development Services Director  
Donald Lamm

Public Services Director  
William Morris

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 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:

1. Conference with Real Property Negotiators: Property at 261 Monte Vista Avenue, Costa Mesa. Agency Negotiator: Thomas Hatch. Negotiating Party: Ken Thurman, pursuant to Government Code Section 54956.8.

#### **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. 05-8, each member of the public will be given an opportunity to speak for one (1) minute on Study Session agenda items. A maximum overall time of ten (10) 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 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** Employee of the Month – Sergeant Keith Davis, Officer Billy Fair, Officer Todd Williams, Officer Jerry Souza, and Corporal Joycelyn LaPointe

**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-minute per speaker time limit may be extended for good cause by the Mayor, or by majority vote of City Council Members.

V **COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS**

1. Mayor Pro Tem Eric Bever
2. Council Member Wendy Leece
3. Mayor 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 9.**

Written Communications

1. Reading Folder.

**Recommendation: Receive and process**

Minutes

2. Special Joint Meeting of the City Council and the Redevelopment Agency held October 10, 2006, Regular Meeting of November 21, 2006 and January 2, 2007, Adjourned Regular Meeting (Study Session) of December 12, 2006 and January 9, 2007.

**Recommendation: Approve**

Warrants

3. Warrant Resolution 2145, funding Payroll No. 701 for \$2,342,894.21 and Payroll No. 626A for \$5,524.99, and City operating expenses for \$1,877,495.88 including payroll deductions.

**Recommendation: Approve**

4. Warrant Resolution 2146, funding City operating expenses for \$617,165.39.

**Recommendation: Approve**

Warrants

5. Warrant Resolution 2147, funding City operating expenses for \$1,262,224.31.

**Recommendation: Approve**

Administrative Actions

6. [Completion of Renovation of Sewer Lift Station – Costa Mesa Police Facility, Project No. 06-11, by Jamison Engineering Contractors, Inc, 17197 Newhope Street, Suite J, Fountain Valley.](#)

**Recommendation: Accept work; authorize City Clerk to file a Notice of Completion; release retention monies 35 days thereafter; exonerate the Labor and Material Bond seven (7) months thereafter; and exonerate the Faithful Performance Bond twelve (12) months thereafter**

7. [Completion of Replacement and Modification of the HVAC System at Fire Station No. 4 \(2300 Placentia Avenue, Costa Mesa\), Project No. 06-20, by Adelphia, Inc., dba Chandler’s Air Conditioning and Refrigeration, Inc., 1702 W. Fifth Street, Santa Ana.](#)

**Recommendation: Accept work; authorize City Clerk to file a Notice of Completion; release retention monies 35 days thereafter; exonerate the Labor and Material Bond seven (7) months thereafter; and exonerate the Faithful Performance Bond twelve (12) months thereafter**

8. [Final Map for Tract No. 17029 located at 168-176 Merrill Place, Costa Mesa, for the subdivision to convert three lots into five residential lots and one common lot.](#)

**Recommendation: Approve; authorize City Engineer and City Clerk to sign**

9. [From the meeting of January 2, 2007, Annual Review of Development Agreement DA-06-03 for C.J. Segerstrom & Sons, for the Segerstrom Home Ranch Development Agreement \(DA-00-01\), located at 1201 South Coast Drive.](#)

**Recommendation: Determine and find that C.J. Segerstrom & Sons has demonstrated good faith compliance with the terms and conditions of Development Agreement DA-00-01**

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

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

1. [PUBLIC HEARING: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ADOPTING ZONING CODE AMENDMENT CO-06-08, WHICH AMENDS TITLE 13 OF THE COSTA MESA MUNICIPAL CODE REGARDING THE REQUIRED FINDINGS FOR VARIANCES AND ADMINISTRATIVE ADJUSTMENTS.](#)

**Recommendation:** Introduce ordinance for first reading, read by title only, and waive further reading

VIII OLD BUSINESS

1. [From the meeting of January 16, 2007, second reading and adoption of Ordinance 07-2: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ADOPTING ZONING CODE AMENDMENT CO-06-05 WHICH AMENDS TITLE 13 OF THE COSTA MESA MUNICIPAL CODE REGARDING HIGH-RISE RESIDENTIAL DEVELOPMENT IN PLANNED DEVELOPMENT AND TOWN CENTER ZONES.](#)

**Recommendation:** Adopt Ordinance No. 07-2, to be read by title only and waive further reading

IX NEW BUSINESS

1. City Council Priorities

- (a) Reaffirm/modify current City Projects.

**Recommendation:** Provide direction to staff on any additional adjustments to be made to the priority list of current City projects

- (b) Establishment of New Priorities.

**Recommendation:** Review alternative processes for the establishment of new priorities; provide direction to staff

2. [Senior Advisory Committee.](#)

**Recommendation:** Provide direction to staff.

X REPORTS

City Attorney:

City Manager:

XI     ADJOURNMENT – Adjourn to February 13, 2007, 4:30 p.m., for a Study Session.