



City of Costa Mesa Council Agenda

TUESDAY, JANUARY 16, 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 Legal Counsel – Anticipated Litigation: Significant exposure to litigation, one case, Bristol Street Mini-Storage, pursuant to Government Code Section 54956.9(b).
2. Conference with Labor Negotiators Stephen Mandoki, Administrative Services Director, and Terri Cassidy, Human Resources Manager, regarding the Costa Mesa City Employees' Association (CMCEA) pursuant to Government Code Section 54957.6.

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 Council Member Katrina Foley

**MOMENT OF SOLEMN
EXPRESSION**

Pastor Dave Manne, Calvary Chapel of Costa Mesa

[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

Mayor's Award – Christine Zoldos and Sage Michael

Costa Mesa Community Foundation Board Retirees:
Mary Hornbuckle
George Madsen

8th Annual Sister-City Education Exchange

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

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 7.

Written Communications

1. Reading Folder.

Recommendation: Receive and process

Minutes

2. Regular Meetings of November 21, 2006 and December 5, 2006.

Recommendation: Approve

Warrants

3. Warrant Resolution 2143, funding Payroll No. 626 for \$2,510,411.11 and Payroll No. 625A for \$20,784.22, and City operating expenses for \$580,117.92 including payroll deductions.

Recommendation: Approve

CONSENT CALENDAR—continued

4. Warrant Resolution 2144, funding City operating expenses for \$928,659.34.

Recommendation: Approve

Administrative Actions

5. Purchase of Knoll furniture, from Systems Source, 2100 Southeast Main Street, Suite 100, Irvine, for the Police Department as part of the Police Facility Expansion and Renovation Project, Project No. 06-08, in the amount of \$405,725.23.

Recommendation: Approve

6. Salary adjustments for classifications represented by Costa Mesa City Employees Association (CMCEA), and Part-Time Employees.

- (a) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, REVISING THE PAY RANGES FOR JOB CLASSIFICATIONS REPRESENTED BY THE COSTA MESA CITY EMPLOYEES ASSOCIATION PURSUANT TO THE 2004-2007 MOU.

Recommendation: Adopt resolution

- (b) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ADJUSTING THE RATES OF PAY FOR PART-TIME CLASSIFICATIONS AND EMPLOYEES TO REFLECT THE ESTABLISHED MARKETPLACE.

Recommendation: Adopt resolution

- (c) Budget Adjustment No. 07-051 in the amount of \$818,824.

Recommendation: Approve; authorize the Mayor to sign

7. MIR3 Notification Program Statement of Understanding, for the allocation of prepaid minutes, allocation of administrator, initiator access and transaction fees; and MIR3 Notification System prepaid minutes and administrator/initiator account allocations to Cities; and MIR3 Notification Program Administrator Designee.

Recommendation: Approve; authorize the City Manager to sign

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

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

1. PUBLIC HEARING: Continued from the meeting of September 20, 2005, appeal of the Planning Commission's denial of the six-month extension of time for Planning Application PA-05-30, for Lee Jamieson, Owner, and the County of Orange/Bristol Street Mini Storage, LLC, for the outdoor storage of recreation vehicles and a mini-storage facility (originally approved under PA-94-24 and PA-04-12), located at 1100 Bristol Street, in a C1 zone (Local Business District). Environmental determination: exempt.

Recommendation: Adopt resolution to uphold, reverse or modify Planning Commission's decision

2. PUBLIC HEARING: Continued from the meeting of November 21, 2006, regarding North Costa Mesa High-Rise Residential Projects in the North Costa Mesa Specific Plan area:

- (a) Consideration and action related to overrule of Airport Land Use Commission Determination.

Recommendation: Overrule Airport Land Use Commission's determination (4/5ths vote required for overrule)

- (b) General Plan Amendment GP-06-02 (Land Use and Noise Elements).

Recommendation: Adopt resolution to approve General Plan Amendment GP-06-02

- (c) 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: Introduce ordinance for Zoning Code Amendment CO-06-05, read by title only, and waived further reading

- (d) North Costa Mesa Specific Plan Amendment SP-06-02.

Recommendation: Adopt resolution to approve North Costa Mesa Specific Plan Amendment SP-06-02

PUBLIC HEARINGS—continued

- (e) Preliminary Master Plan PA-05-53 for Segerstrom Town Center (Site 1).
Recommendation: Adopt resolution to approve Preliminary Master Plan PA-05-53 for Segerstrom Town Center
- (f) Preliminary Master Plan PA-05-52 for OCMA (Site 2).
Recommendation: Adopt resolution to approve Preliminary Master Plan PA-05-52 for Orange County Museum of Art
- (g) Preliminary Master Plan PA-05-47 for Symphony Towers (Site 4).
Recommendation: Adopt resolution to approve Preliminary Master Plan PA-05-47 for Symphony Towers
- (h) Preliminary Master Plan PA-05-50 for Pacific Arts Plaza (Site 5).
Recommendation: Adopt resolution to approve Preliminary Master Plan PA-05-50 for Pacific Arts Plaza

- 3. [PUBLIC HEARING: Continued from the meeting of November 21, 2006, regarding “The Californian at Town Center” high-rise residential project at 580 Anton Boulevard in the North Costa Mesa Specific Plan area:](#)

Recommendation: Adopt resolution to approve Final Master Plan PA-05-48 and Vesting Tentative Tract Map VT-17017, which includes modification of existing landscape easements from 25 feet to 20 feet along Avenue of the Arts, and from 25 feet to 15-20 feet along Anton Boulevard

- 4. [PUBLIC HEARING: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ESTABLISHING AND ADOPTING SCHEDULES OF RATES, FEES, AND CHARGES FOR FISCAL YEAR 2006-2007 FOR SERVICES PROVIDED BY THE CITY OF COSTA MESA.](#)

Recommendation: Adopt resolution

1. [From the meeting of November 14, 2006, consideration of Above-Ground Utility Boxes in the public right-of-way.](#)

Recommendation: Provide direction on proposed condition of approval

2. [From the meeting of January 2, 2007, second reading and adoption of ORDINANCE 07-01: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING CHAPTER II OF TITLE 12 OF THE COSTA MESA MUNICIPAL CODE RELATING TO FLYING OF MODEL AIRCRAFT AT FAIRVIEW PARK.](#)

Recommendation: Adopt Ordinance No. 07-01, to be read by title only and waive further reading

- a. [A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ADOPTING AN ANNUAL PERMIT FEE FOR MODEL AIRCRAFT FLYING AT FAIRVIEW PARK IN THE CITY OF COSTA MESA.](#)

Recommendation: Adopt resolution

IX NEW BUSINESS

1. [Appointments to the Planning Commission and Parks and Recreation Commissions.](#)

- (a) Planning Commission

Recommendation: Appoint three (3) members

- (b) Parks and Recreation Commission

Recommendation: Appoint three (3) members

2. [Implementation of the Youth in Government Program.](#)

Recommendation: Provide direction

X REPORTS

City Attorney:

City Manager:

XI ADJOURNMENT – Next Regular Meeting to be held February 6, 2007.