

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

**February 20, 2007**

The City Council meeting of the City of Costa Mesa, California met in regular session February 20, 2007, at 5:03 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 Mansoor  
Mayor Pro Tem Eric Bever  
Council Member Linda Dixon  
Council Member Katrina Foley  
Council Member Wendy Leece

Council Members Absent: None

Officials Present: City Manager Allan Roeder  
Assistant City Manager Thomas Hatch  
City Attorney Kimberly Hall Barlow  
City Clerk Julie Folcik

**II. PUBLIC COMMENTS**

There were no public comments.

Mayor Mansoor recessed the meeting at 5:06 p.m. into Closed Session in Conference Room 1B.

**III. CLOSED SESSION**

1. Conference with Legal Counsel - Potential Litigation: Significant exposure to litigation, one case, Bristol Street Mini-Storage, pursuant to Government Code Section 54956.9(b).

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

**PLEDGE OF ALLEGIANCE - Council Member Wendy Leece**

**MOMENT OF SOLEMN EXPRESSION - Reverend Sarah Halverson, Fairview Community Church**

**ROLL CALL**

Council Members Present: Mayor Allan Mansoor

Mayor Pro Tem Eric Bever  
Council Member Linda Dixon  
Council Member Katrina Foley  
Council Member Wendy Leece

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 William Morris  
Management Analyst Carol Proctor  
Senior Planner Claire Flynn  
Assistant Planner Rebecca Robbins  
Associate Planner Wendy Shih  
City Clerk Julie Folcik

## **CLOSED SESSION REPORT**

The City Attorney reported no action was taken on the Closed Session item.

### **PRESENTATIONS - Gift to the City of Costa Mesa from D Company, 2-25 Aviation Regiment, United States Army and an Update on City Support of D-Company**

Council Member Foley presented to the City Council a framed photograph of D-Company and a Black Hawk Helicopter; noted that the D-Company unit maintains the Black Hawk Helicopters and created the frame from materials used to patch small aircraft damaged from small arms fire or fatigue from hundreds of flying hours.

Management Analyst Carol Proctor announced the Operation Cupid Event held on January 29, 2007 was successful and advised over 300 boxes of community donations were packed and shipped to D-Company.

## **IV. PUBLIC COMMENTS**

1. Hildegard Gonzalez, Costa Mesa, reported graffiti problems in her neighborhood, voiced concern of the increase of graffiti and gangs, and requested help in the removal of graffiti in front of her home.
2. Stephanie Campbell, Costa Mesa, expressed concern regarding the failure to name a third alternate to the Redevelopment and Residential Rehabilitation (3R) Committee.

3. Richard Gillock, Costa Mesa, inquired on the appointment as an alternate to the 3R Committee, questioned why he was "ineligible" for such appointment.
4. John Sudbeck, Costa Mesa, spoke about his appointment to the City Youth Council; thanked the Council for the opportunity and encouraged the Council to reconsider the program.
5. Robert Sudbeck, Costa Mesa, spoke about his son's excitement for being appointed to the Youth Council and encouraged the Council to reconsider reinstating the program.
6. Anne Hogan Shereshevsky, Costa Mesa, mentioned involvement in Leadership Tomorrow, encouraged the Council to attend a two day workshop to work together, and commented on the need of street repavement in-front of Triangle Square.
7. Martin Millard, Costa Mesa, commented on the 3R Committee and City donations to charities that discriminate in providing services, mentioned City issues on potholes, failing schools, crime, and gangs.
8. Terry Shaw, Costa Mesa, announced a free Electronics Waste Recycling events held on February 24, 2007, at the City Corporate Yard; announced Costa Mesa Historical Society monthly meeting held on February 25, 2007, featuring a guest speaker on architecture in Orange County, and announced the Fairview Park Winter Tour held on March 10, 2007, presented by City staff Robert Staples and Bart Mejia.
9. Beth Refakes, Costa Mesa, announced the Santa Ana Army Air Base (SAAB)31<sup>st</sup> Reunion with the Orange Coast College 60th Anniversary to be held on March 3, 2007, at the Frank M. Doyle Pavilion; and encouraged Council to reconsider the Youth in Government program.
10. Cindy Brenneman, Costa Mesa, pointed out the City's graffiti hotline and encouraged the City Council to reinstate the Youth in Government program.

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

1. Council Member Linda Dixon commented on the Youth in Government program appearing on a future Council agenda; announced she is the City's liaison to the Costa Mesa Community Foundation and encouraged the public to attend the next meeting to be held on February 27, 2007.
2. Mayor Pro Tem Eric Bever referred to condominium conversion and its effects on the overlays, requested the concept be brought back for City Council's review; reiterated the City's hotline is (714) 754-5100; commented on the City of Orange adoption of new codes on graffiti and the Riverside graffiti penalties and requested staff to review;

and announced the City received the "Tree City USA" Award by the National Arbor Day Foundation.

3. Council Member Wendy Leece as the City's liaison to the Costa Mesa Senior Corporation, spoke about upcoming fundraisers; announced a town-hall meeting with Senator Tom Harman and Assemblywoman Mimi Walter on clean and sober living locations around the City to be held on February 22, 2007, at the Newport Beach Public Library; announced a follow-up meeting on the California Public Agency Conference on protecting the character of residential neighborhoods.
4. Mayor Allan Mansoor responded to comments made by public speakers Hildegard Gonzalez and Richard Gillock; suggested video cameras on private property for apprehending graffiti offenders; informed that the Orange County Transportation Authority (OCTA) Board of Directors requested the California Department of Transportation (CALTRANS) to evaluate peak-period only operation on the entry and exit changes for Orange County high occupancy vehicle lanes; and advised CALTRANS proposed a pilot test for continuous entry and exit from SR-22 freeway high occupancy lanes.
5. Council Member Katrina Foley announced she attended the dedication ceremony for the Costa Mesa athletic complex at the Estancia High School; asked to agendize the Youth in Government program on the March 6, 2007 meeting; spoke about graffiti prevention and referred to the graffiti and vandalism problems at the El Camino Center and surrounding neighborhood.

## **VI. CONSENT CALENDAR**

### **CONSENT CALENDAR ITEM NOS. 1 THROUGH 13.**

**MOTION: Approved recommendations for Consent Calendar Item Nos. 1 through 13, except for Consent Calendar Item No. 2.**

**Moved by Mayor Allan Mansoor, seconded by Mayor Pro Tem Eric Bever.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Council Member Linda Dixon, Council Member Katrina Foley, Mayor Pro Tem Eric Bever, Council Member Wendy Leece

Noes: None.

Absent: None.

1. Reading Folder.

The following claim was received and filed: Costa Mesa Wings.

The following notification letter was received and filed: South Coast Air Quality Management District – Notification Letter for the Request for Approval of South Coast Air Quality Management District’s Technology Advancement Office Annual Report for Calendar Year 2006 and Plan for Calendar Year 2007.

3. Warrant Resolution 2148, funding Payroll No. 702 for \$2,655,408.61 and Payroll No. 701A for negative \$5,325.52, and City operating expenses for \$802,757.05 including payroll deductions.

ACTION: Resolution adopted.

4. Warrant Resolution 2149, funding City operating expenses for \$891,104.37.

ACTION: Resolution adopted.

5. Award Professional Services Agreement, for temporary employee staffing services, to AppleOne Employment Services, Government Services Division, 990 Knox Street, Torrance, for a three-year period with the option of renewal for two additional one-year periods, in an amount not to exceed \$75,000 annually.

ACTION: Approved; authorized the Mayor and City Clerk to sign the Professional Services Agreement.

6. Award Professional Services Agreement for environmental consulting services, for the Wyndham Boutique Hotel/High-Rise Residential Project Environmental Impact Report (EIR), to BonTerra Consulting, 151 Kalmus Drive, Suite E-200, Costa Mesa, in the amount of \$ 234,545.

ACTION: Approved; authorized the Mayor and City Clerk to sign the Professional Services Agreement.

7. Award Contract for the maintenance of City’s traffic signals, to Computer Service Company (CSC), 12907 East Garvey, Baldwin Park, beginning March 1, 2007, for one year.

(a) Renew contract annually each March 1st, for up to a maximum of three additional years limited to any cost increase requests as allowed by the terms of the contract.

(b) Budget Adjustment No. 07-056 for \$15,950.

ACTION: Approved and authorized the Mayor to sign contract; approved and authorized the Public Services Director to renew contract; approved and authorized the City Manager to sign Budget Adjustment.

8. Completion of Installation of Monument Signs at Estancia Park, 1900

Adams Ave., and Adams Avenue near the West City Limit, Project No. 06-07, by Hondo Company, Inc., 2121 South Lyon Street, Santa Ana.

ACTION: Work was accepted; authorized City Clerk to file a Notice of Completion; release 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 six (6) months thereafter.

9. Completion of 2005-2006 CDBG Projects: Wallace Avenue (Project "A"), Buoy Street (Project "B"), Kenwood Place (Project "C"), and Congress Street (Project "D"), Project No. 06-05, by R.J. Noble Company, 15505 E. Lincoln Avenue, Orange.

ACTION: Work was accepted; authorized City Clerk to file a Notice of Completion; release 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 twelve (12) months thereafter.

10. Final Map for Tract No. 16897 located at 535-541 Bernard Street, Costa Mesa, for a one (1) lot airspace subdivision to facilitate the 12-unit common interest development (condominiums).

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

11. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE AGREEMENT TO TRANSFER OR PURCHASE EQUIPMENT OR SERVICES FOR THE FY 2006 ANAHEIM URBAN AREA SECURITY INITIATIVE (UASI).

(a) Authorize the Police Department to accept FY 2006 UASI reimbursement funds allocated to the City in an amount not to exceed \$46,614.79, for reimbursement of training costs included but not limited to tuition, overtime, and backfill for pre-approved Office of Domestic Preparedness-approved training for police, fire, and city personnel.

(b) Budget Adjustment No. 07-049 for \$46,614.

ACTION: Adopted Resolution No. 07-16; approved authorization and acceptance; approved the Budget Adjustment and authorized the Mayor to sign.

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

ACTION: Adopted Resolution No. 07-17.

13. Fiscal Year 2006-2007 Mid-Year Budget Report

(a) Budget Adjustment No. 07-057 for \$2,747,656.

(b) Budget Adjustment No. 07-058 for \$36,000.

ACTION: Approved Budget Adjustments and authorized the City Manager to sign.

ITEM REMOVED FROM THE CONSENT CALENDAR

**2. Regular Meeting Minutes of January 16, 2007 and February 6, 2007.**

**MOTION: Approve the Regular Meeting minutes of January 16, 2007, as revised on page 10, for comment by Mayor Pro Tem Bever to read "...demolition and lot consolidation and resale for new development."; and continued Regular Meeting minutes of February 6, 2007.**

**Moved by Mayor Allan Mansoor, seconded by Mayor Pro Tem Eric Bever.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

**VII. PUBLIC HEARINGS**

The City Clerk announced that this was the time and place set for a public hearing to consider:

1. PUBLIC HEARING: Continued from the meeting of January 16, 2007, 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.

The Affidavits of Publication and of Mailing are on file in the City Clerk's

Office.

The City Manager advised that this was the subject of the closed session; he stated that a request has been received to continue the item to December 2007 but suggested a continuance to the next regular meeting.

**MOTION: Continued to March 6, 2007 at 7:00 p.m.**

**Moved by Mayor Allan Mansoor, seconded by Council Member Linda Dixon.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Council Member Linda Dixon, Council Member Katrina Foley, Mayor Pro Tem Eric Bever, Council Member Wendy Leece

Noes: None.

Absent: None.

The City Clerk announced that this was the time and place set for a public hearing to consider:

2. PUBLIC HEARING: Rezone R-06-04/Planning Application PA-06-52/Minor Modification MM-06-36, for T4 Associates, LLC, for the following:

(a) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, REZONING A 0.91 ACRE PROPERTY FROM C1 (LOCAL BUSINESS DISTRICT) TO PLANNED DEVELOPMENT RESIDENTIAL HIGH DENSITY (PDR-HD) FOR PROPERTY LOCATED AT 2460-2472 NEWPORT BOULEVARD. The rezone also includes a variance from minimum one-acre lot size requirement (0.91 Acre Proposed).

(b) Planning Application PA-06-52 which includes: (1) Master Plan to construct a 14-unit, two-story, attached multi-family residential condominium development; (2) Variance from open space requirements (42% required, approximately 35% proposed); and (3) Minor Modification MM-06-36 for an 8-foot high block wall (6-foot maximum allowed); for property located at 2460-2472 Newport Boulevard, in the Newport Boulevard Specific Plan area and the C1 (Local Business District) zone. Environmental determination: exempt.

The Affidavits of Publication and of Mailing are on file in the City Clerk's Office.

Assistant Planner Rebecca Robbins and Senior Planner Claire Flynn presented the staff report; described the project; and responded to questions from the City Council.

Johnny Lu, applicant, spoke about the challenges of the project;



addressed the questions on windows; noted that the project meets the city requirements; and answered questions from the City Council.

Martin Millard, Costa Mesa, inquired on the price per unit stating it is an indicator of the quality of the project and opined it is a good project.

**MOTION: Introduced Ordinance No. 07-3 for first reading, read by title only, and waived further reading.  
Moved by Mayor Allan Mansoor, seconded by Council Member Linda Dixon.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Council Member Linda Dixon, Council Member Katrina Foley, Mayor Pro Tem Eric Bever, Council Member Wendy Leece

Noes: None.

Absent: None.

**MOTION: Adopted Resolution No. 07-18, approving the Planning Application PA-06-52, including variance and minor modification, subject to conditions.  
Moved by Mayor Allan Mansoor, seconded by Mayor Pro Tem Eric Bever.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Council Member Linda Dixon, Council Member Katrina Foley, Mayor Pro Tem Eric Bever, Council Member Wendy Leece

Noes: None.

Absent: None.

The City Clerk announced that this was the time and place set for a public hearing to consider:

3. PUBLIC HEARING: Appeal of Planning staff zoning approval to construct an 884 sq. ft. second-floor addition to a single-family residence, located at 3175 Barbados Place, in an R1 (Single-Family Residential District) zone. Environmental determination: exempt.

The Affidavits of Publication and of Mailing are on file in the City Clerk's Office.

Associate Planner Wendy Shih presented the staff report and responded to questions from the City Council.

Steve Kiser, representative of the applicant James Kime, commented on the reason for the proposed addition; addressed the placement and design of the windows; noted the architectural design is in accordance to the City's guidelines and supports the findings in the proposed

resolution. He requested the Council to uphold the decision of the Planning Commission.

Cindy Jaconelli, appellant, Costa Mesa, reasoned that the purpose of the appeal was due to the lack of sunlight, privacy, and the impact on her quality of life if the project is approved; pointed out the effect it would have on the existing vegetation and referenced a light and air assessment case; and requested Council to protect her quality of life and to return the matter to the Planning Commission for reconsideration or review of the Environmental Impact Report (EIR).

Discussion ensued among the appellant and Council Members relating to the history and placement of the solar panels on the roof, the appellant advised that the peaks of the roof was not conducive to the placement of the solar panels and there was insufficient space to place the panels on the garage.

In response to questions from Council Member Dixon, the Associate Planner stated the proposed addition was reviewed and met the City's Residential Guidelines; noted that these guidelines were developed to protect light, air, and privacy of the adjacent owners; and advised the sun and shade issue was not considered and that privacy was the primary issue.

Ray Langdale, Costa Mesa, a neighbor to the proposed project, expressed concern of her lack of privacy and the impact on the quality of her life.

The appellant pointed out the shadow effects on her home and vegetation.

Steve Kiser commented that the proposed addition is an improvement to the neighborhood and noted that it is considerably less obtrusive pointing out the addition is 53 percent of the first floor's square footage instead of the maximum allowed which is 80 percent of the first floor's square footage. He commented on the shadows cast by a tree from the applicant's backyard and stated the property owner would remove the tree.

Council Member Foley stated the primary issue was that the lack of privacy of the adjoining properties. Mayor Pro Tem Bever commented he supported the project as it complies with the standards and of the property owner's right to add a second story.

**MOTION:** Adopted Resolution No. 07-19, upholding the Planning staff's decision. Moved by Mayor Pro Tem Eric Bever, seconded by Mayor Allan Mansoor.

Council Member Leece suggest City staff look into lighting and shade

issues for direction on future developments and expressed support to uphold the Planning staff's decision. Council Member Dixon supported Council Member Leece's suggestion regarding shade design guidelines. Council Member Foley requested the maker of the motion to include a direction to staff or condition of approval relating to the placement of the windows to protect neighbor's privacy. Mayor Pro Tem Bever agreed. Council Member Leece requested the maker of the motion to include that the applicant removes the tree in the backyard. It was agreed to by the applicant and added to the motion.

The motion restated:

**MOTION: Adopt Resolution No. 07-19, upholding the Planning staff's decision; direct staff to work with applicant with regard to the placement of the windows to protect neighbor's privacy; and applicant to remove tree from the backyard.**

**Moved by Mayor Pro Tem Eric Bever, seconded by Mayor Allan Mansoor.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Council Member Linda Dixon, Council Member Katrina Foley, Mayor Pro Tem Eric Bever, Council Member Wendy Leece

Noes: None.

Absent: None.

RECESS: The Mayor declared the meeting recessed at 8:35 p.m.

AFTER RECESS: The Mayor reconvened the meeting at 8:51 p.m.

MOTION: Directed staff to research shade guidelines and to return to Council with suggestions and ideas.

Moved by Council Member Linda Dixon. Motion died for lack of second.

Mayor Mansoor stated he would not support the motion but suggested that City staff provide to Council with past staff reports and information relating to shade and shadow issues. He commented after Council's review, a decision could be made to proceed forward on this matter.

## VIII. OLD BUSINESS

1. From the meeting of January 16, 2007, consideration of Above-Ground Utility boxes in the public right-of-way.

William Morris, Public Services Director, briefed his staff report; responded to questions from the Council; and advised that AT&T provided an updated company policy and stated staff will be able to work with the companies.

Mayor Pro Tem Bever suggested consideration of provisions from a recently adopted ordinance (Ordinance No. 16-06 from the City of Orange) requiring utility companies to manage utility boxes with regards to graffiti removal; a 48-hour graffiti removal policy and suggested considering an agreement with the utility companies for the City to later manage abatement at a cost basis.

Council Member Dixon suggested landscape enhancement to the area surrounding the box; commented on the height of the cabinets and requested the utility companies to reduce the size of the cabinets in every possible case; and allow a maximum of 100 boxes throughout the City, and if more is needed, then Council approval is required.

Council Member Foley requested an updated map on the location of the current boxes; supported the consolidation of utility boxes and communication with residents relating to the easement on private property for the placement of the utility boxes.

The City Manager advised that in the guidelines there is a requirement of notification of property owners within 100 feet of the proposed location and noted that AT&T would want to have the utility boxes placed in an area that is easily accessible.

David Kinkade, Costa Mesa, expressed his disappointment and pointing out that the proposed boxes are not subject to the environmental impact report (EIR) and that notification of the adjacent properties is not required and AT&T will notify by door hanger; commented on the placement of the boxes in the public right-of-way without local interference, cabinet size limitation, and the utility companies concern on graffiti.

Mayor Mansoor requested a revised statement on what has been agreed to relating to the conditions of approval between the City and Utility Companies. The City Attorney commented on the implementation of the conditions in the field; noted that most of the issues raised by AT&T has been resolved and are working on minor changes; and that the final conditions as agreed to by the utility companies and City staff would be put in writing and stating that any concerns that are not addressed will require Council's approval upon implementation.

Beth Refakes, Costa Mesa, commented that the reduction of the boxes is necessary; and expressed concern of the over concentration of cabinets in the neighborhood, graffiti and stickers on the boxes, and notification to property owners on the placement of utility boxes.

Richard Porras, representative from AT&T, commented on the reduction of the size of the boxes to 48 inches; expressed the willingness to work with the City regarding graffiti removal and the location placement of the utility boxes.

**MOTION: Receive and file, directing staff to proceed, and providing input to staff on the proposed “Conditions of Approval” as follows:**

- 1) Amend Condition 2 so that notification of all owners and tenant of the prescribed radius will be in writing and sent registered mail;
- 2) To add language that requires that the utilities will be responsible of all graffiti removal within 48 hours from notification, and to later consider entering into an agreement with the utilities for the removal to be done by the City at a cost to the utility
- 3) To include landscaping around the boxes to enhance the area;
- 4) That in every possible case, for the utilities to reduce the size of the cabinet;
- 5) To allow a maximum of 100 boxes to be placed in the City and if more is needed then Council approval is required;
- 6) Requested an updated map of the location of the current boxes;
- 7) To consolidate the boxes were possible; and
- 8) If an easement of a private property is necessary, the utility is to communicate with the property-owner regarding their rights relative to the easement.

**Moved by Council Member Katrina Foley, seconded by Mayor Pro Tem Eric Bever.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

**MOTION: Directed staff to consider the provisions contained in the City of Orange Ordinance No. 16-06 in the review of the City’s current graffiti ordinance.**

**Moved by Mayor Pro Tem Eric Bever, seconded by Mayor Allan Mansoor.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

The City Manager recused himself from the discussion and the decision of the following item due to a possible conflict of interest noting he resides within the vicinity of the proposed property acquisition.

## **IX. NEW BUSINESS**

1. Potential Acquisition of 261 Monte Vista Avenue in Costa Mesa.

(a) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING THE ACQUISITION OF REAL PROPERTY AT 261 MONTE VISTA AVENUE IN COSTA MESA AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT THEREFOR.

(b) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING THE GENERAL FUND TO LOAN THE PARK DEVELOPMENT FEES FUND TO COSTS RELATED TO THE ACQUISITION OF 261 MONTE VISTA AVENUE IN COSTA MESA.

(c) Budget Adjustment No. 07-060 for \$3,571.045.

Thomas Hatch, Assistant City Manager, summarized the agenda report and responded to questions of the City Council.

Sean Duby, Costa Mesa, voiced support of the park; opposed the placement of a community center pointing out that parks users would not be from the neighborhood, and there would be an increase in traffic.

Herb Wallerman, Costa Mesa, spoke about a traffic issue and possible need for a stop sign on Westminster and Monte Vista Avenue; expressed support of a passive park and does not encourage sports use; opposed a community center and restrooms; and mentioned park landscaping and appearance.

Ellie Shobe, Costa Mesa, expressed support of the acquisition and requested involvement in the future discussion for uses of the park.

Mike Miller, Costa Mesa, commented he resides along Brentwood Park and expressed support of the City's acquisition and of a passive park use.

Rachel Hamilton, Costa Mesa, expressed support of the property purchase, supported a passive day park without bathroom facilities or a community center.

**MOTION: Adopt Resolution No. 07-20.**

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

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

**MOTION: Adopt Resolution No. 07-21.**

**Moved by Council Member Katrina Foley, seconded by Mayor Pro Tem Eric Bever.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

**MOTION: Approve Budget Adjustment No. 07-060 and authorize the City Manager to sign.**

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

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

**MOTION: Direct staff to complete purchase of the property at 261 Monte Vista Avenue; direct the Parks and Recreation Commission to coordinate a public outreach process and develop a conceptual design for the new park space; directed staff to bring back a report with the estimated costs and timelines for demolition of the existing site and to take the steps necessary to effectuate rezoning of the property.**

**Moved by Council Member Katrina Foley, seconded by Mayor Pro Tem Eric Bever.**

The motion carried by the following roll call vote:

Ayes: Mayor Allan Mansoor, Mayor Pro Tem Eric Bever, Council Member Linda Dixon, Council Member Katrina Foley, Council Member Wendy Leece

Noes: None.

Absent: None.

The City Manager returned to the Council Chamber.

## **X. REPORTS**

The City Manager commented on a request for installation of a left-hand turn signal on the intersection of 17th Street and Tustin Avenue and advised that the City's Public Services and Transportation Department will be able to install a signal using surplus equipment and an existing signal maintenance contractor.

## **XI. ADJOURNMENT - The Mayor declared the meeting adjourned at 9:52 p.m.,**

**to the next regular meeting of March 6, 2007.**

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Mayor of the City of Costa Mesa

ATTEST:

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City Clerk of the City of Costa Mesa