



# City of Costa Mesa Council Agenda

## TUESDAY, SEPTEMBER 20, 2005

**Allan Mansoor**  
Mayor

**Gary Monahan**  
Mayor Pro Tem

**Linda Dixon**  
Council Member

**Katrina Foley**  
Council Member

**Eric Bever**  
Council Member

City Attorney  
Kimberly Hall Barlow

City Manager  
Allan Roeder

Development Services Director  
Donald Lamm

Director of Public Services  
William Morris

Deputy 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 COUNCIL MEETINGS – except by majority vote of the Council to continue, Council meetings shall conclude at midnight. If there is unfinished business on the Agenda, these items will be continued to the next regularly scheduled council meeting (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 Deputy 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 Deputy 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, Council will adjourn to Conference Room 1B for meeting in closed session. Please note that if there are not any closed session items listed, Council will convene at its regular meeting time of 6:00 p.m.

I ROLL CALL

II PUBLIC COMMENT      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:      None Scheduled

**RECESS TO STUDY SESSION:**

*The Council will recess to/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 10 minutes will be permitted for public comment. Note that no action may be taken by the 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 Foley

**MOMENT OF SOLEMN  
EXPRESSION**

Pastor Linbert Vasquez, The Crossings Church

*[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**

**PRESENTATION**

Employee of the Month, Ben Ellingson

Mayor's Cup Award –

Costa Mesa National Little League All Stars

Costa Mesa American Little League All Stars

**SPEAKERS: PLEASE PRINT YOUR NAME AND ADDRESS (Optional) ON THE SPEAKER  
FORM(S) AND PRESENT TO THE DEPUTY CITY CLERK PRIOR TO THE ITEM .**

**PLEASE NOTE:**

- **THE YELLOW FORM IS FOR PUBLIC COMMENTS – TOPICS NOT ON THE AGENDA.**
- **THE 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 minutes during Oral Communications to speak on any item within the 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 the Council Members.

V COUNCIL MEMBERS REPORTS, COMMENTS, AND SUGGESTIONS

1. Council Member Katrina Foley
2. Council Member Linda Dixon
3. Council Member Eric Bever
4. Mayor Pro Tem Gary Monahan
5. Mayor Allan Mansoor

VI CONSENT CALENDAR-All matters listed under the Consent Calendar are considered to be routine and will be enacted in one motion in the form listed below. There will be no separate discussion of these items prior to the time the Council votes on the motion, unless members of the Council, staff, or the public request specific items to be removed from the Consent Calendar for discussion. Items removed from the Consent Calendar will be discussed and voted upon immediately following 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.

Written Communications

1. [Reading Folder.](#)  
**Recommendation: Receive and process**

Minutes

2. None.

Warrants

3. Warrant Resolution 2074, funding City operating expenses for \$1,289,555.73.  
**Recommendation: Approve**

CONSENT CALENDAR—continued

Warrants

4. Warrant Resolution 2075 funding Payroll No. 518 for \$2,143,691.04, and Payroll No. 517A for negative \$1,491.22, and City operating expenses for \$483,295.07, including payroll deductions.  
**Recommendation: Approve**

Administrative Actions

5. [Cooperative Agreement No. C-5-2592 between the Orange County Transportation Authority \(OCTA\) and the cities of Costa Mesa and Santa Ana, for landscape improvements at Bristol Street/I-405, Avenue of the Arts offramp and MacArthur Boulevard/SR-55 interchanges.](#)  
**Recommendation: Approve; authorize Mayor and Clerk to sign**
6. [Sole source purchase of 80 Mobile Data Computers and Peripherals for Police and Fire Departments from Motorola Inc., 6450 Sequence Drive, San Diego, for \\$761,299.00.](#)  
**Recommendation: Approve; authorize City Manager to sign**
  - (a) End User License Agreement for Mobility with NetMotion Wireless, 701 North 34<sup>th</sup> Street, Suite 250, Seattle, Washington, for \$26,875.00.  
**Recommendation: Approve; authorize City Manager to sign**
7. [Completion of Roof Replacement at the Neighborhood Community Center \(1845 Park Avenue\); Police Substation \(567 West 18<sup>th</sup> Street\); Lions Park Restroom \(570 West 18<sup>th</sup> Street\); and Heller Park Restroom \(257 East 16<sup>th</sup> Street\), Project No. 05-10, by Best Roofing & Waterproofing, Inc., d.b.a., Best Contracting Services, Inc., 19027 South Hamilton Avenue, Gardena.](#)  
**Recommendation: Accept work; authorize Clerk to file a Notice of Completion; release retention funds 35 days thereafter; exonerate the Labor and Material Bond 7 months thereafter; exonerate Performance Bond 12 months thereafter**
8. [Budget Adjustment No. 06-014 for \\$30,886.00, for the California Beverage Container Recycling and Litter Reduction Grant for Fiscal Year 2005-2006.](#)  
**Recommendation: Approve**

CONSENT CALENDAR—continued

Administrative Actions

9. [Salary adjustments for classifications represented by the Costa Mesa Police Management Association, Costa Mesa Police Association, and Costa Mesa City Employees Association, and unrepresented part-time classifications.](#)
- (a) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ESTABLISHING THE SALARY RANGE FOR THE JOB CLASSIFICATIONS REPRESENTED BY THE COSTA MESA POLICE MANAGEMENT ASSOCIATION (CMPMA) PURSUANT TO THE 2004-2007 MOU.  
**Recommendation: Adopt resolution**
  - (b) 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 POLICE ASSOCIATION (CMPA) PURSUANT TO THE 2004-2007 MOU  
**Recommendation: Adopt resolution**
  - (c) 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 (CMCEA) PURSUANT TO THE 2004-2007 MOU, and includes the new classification of Video Production Specialist as approved in the fiscal year 2005-2006 City budget.  
**Recommendation: Adopt resolution**
  - (d) 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**
  - (e) Budget Adjustment No. 06-015 for \$3.1 million to appropriate funds to the various City departments for the above-listed salary adjustments.  
**Recommendation: Approve**
10. [Request from Paul Miller, Housing Rehabilitation Coordinator, for a 22-week leave of absence extension.](#)  
**Recommendation: Deny**

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

VII PUBLIC HEARINGS – 7:00 P.M. (Resolution 05-55)

1. PUBLIC HEARING: Appeal from Council Member Dixon of the Planning Commission's approval of Minor Conditional Use Permit ZA-05-25 for Robert Lawrence, authorized agent for Fisher/Shiffman Properties, to legalize four, 8-foot by 20-foot containers covering 7 required parking spaces, located at 345 Fischer Avenue in an MP (Industrial Park) zone. Environmental determination: exempt.  
**Recommendation: Adopt resolution to uphold, reverse or modify Planning Commission's decision**
  
2. PUBLIC HEARING: Appeal from Lee Jamieson, Owner, Bristol Street Mini Storage, LLC, of the Planning Commission's denial of the six-month extension of time for Conditional Use Permit PA-05-30 for 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) from September 1, 2005, to March 1, 2006, located at 1100 Bristol Street in a C1 (Local Business District) zone. Environmental determination: exempt.  
**Recommendation: Adopt resolution to uphold, reverse or modify Planning Commission's decision**
  
3. PUBLIC HEARING: Annual review of Citywide Traffic Impact Fee Program: Resolution to approve the updated traffic impact fee study recommending a Citywide Traffic Impact Fee of \$181.00 per Average Daily trip (ADT); continue the incentive program for new developments by assessing traffic impact fees on an incremental basis for the first 100 trips; and approve the annual accounting of the Citywide Traffic Impact Fee Program.  
**Recommendation: Adopt resolution approving recommendations from staff and the Traffic Impact Fee Ad Hoc Committee**
  
4. PUBLIC HEARING: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING TITLE 20 OF THE COSTA MESA MUNICIPAL CODE REGARDING TRASH DUMPSTERS/BINS AND TRASH ENCLOSURES. Environmental determination: exempt.  
**Recommendation: Give ordinance first reading, to be read by title only and waive further reading**
  - (a) Establish the priority enforcement for the first year to the Westside.  
**Recommendation: Approve**

PUBLIC HEARINGS – Continued

5. [PUBLIC HEARING: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING TITLE 20 OF THE COSTA MESA MUNICIPAL CODE REGARDING CANOPIES ON RESIDENTIAL PROPERTIES.](#)  
[Environmental determination: exempt.](#)  
**Recommendation: Give ordinance first reading, to be read by title only and waive further reading**

VIII OLD BUSINESS

1. [From the meeting of September 6, 2005, annual contract for shopping cart retrieval services with Hernandez Cart Services, Inc., 1808 Lincoln Boulevard, Venice, in the amount of \\$40,000.00.](#)  
**Recommendation: Approve; authorize Mayor and Clerk to sign**
2. [From the meeting of September 6, 2005, Senior Center Board Appointments.](#)  
**Recommendation: Appoint two persons to serve “at the pleasure of the Council” as Directors of the Costa Mesa Senior Corporation**

IX NEW BUSINESS

1. [Consideration of Proposed Agreement with Costa Mesa Sanitary District for Field Maintenance Services:](#)
  - (a) Direct staff to discontinue negotiations on an agreement with the Costa Mesa Sanitary District (CMSD) to provide field crew services.  
**Recommendation: Approve**
  - (b) Direct staff to assimilate into the current city maintenance workforce the five employees previously dedicated to providing sewer cleaning/maintenance services to the CMSD, and eventually eliminate these five positions as attrition/promotions occur within the Maintenance Division.  
**Recommendation: Approve**
  - (c) Direct staff to officially notify the District of this decision by letter from the City Manager’s office, as well as thanking them for the excellent working relationship the city has enjoyed over the years with the District, and for the continuing effort to work cooperatively with the City for the benefit of the citizens/residents/businesses of Costa Mesa.  
**Recommendation: Approve**



X REPORTS

City Attorney

City Manager

XI ADJOURNMENT - Adjourn to Tuesday, October 4, 2005