



# City of Costa Mesa Council Agenda

## TUESDAY, JANUARY 18, 2011

**Gary Monahan**  
Mayor

**Jim Righeimer**  
Mayor Pro Tem

**Stephen Mensinger**  
Council Member

**Eric Bever**  
Council Member

**Wendy Leece**  
Council Member

City Attorney  
Kimberly Hall Barlow

City Manager  
Allan Roeder

Development Services Director  
Kimberly Brandt

Public Services Director  
Peter Naghavi

City Clerk  
Julie Folcik

### **Council Chambers, 77 Fair Drive 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 of 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].

**PLEDGE OF ALLEGIANCE** Mayor Gary Monahan

**MOMENT OF SOLEMN EXPRESSION** Elder Richard Stringham, The Church of Jesus Christ of Latter-day Saints

*[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**

**ANNOUNCEMENTS** There's always something happening in Costa Mesa!

The Mayor will announce upcoming events and activities in the community which are sponsored by or affiliated with the City.

Please refer to the back page of the agenda for a detailed list of announced events and activities. These may also be found on the City's website.

**PRESENTATIONS** AYSO Region 120 – Mayor's Cup

Wyndham Sister City Education Exchange Program

**SPEAKERS: PLEASE PRINT YOUR NAME AND ADDRESS 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.**

I **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 (3) minute per speaker time limit may be extended for good cause by the Mayor, or by majority vote of City Council Members. Questions and comments made by public speakers may be addressed by Council during Council Comments.

II **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. Regular meeting of October 5, 2010.

**Recommendation: Approve**

Warrants

3. Warrant Resolution 2351, funding Payroll No. 10-26 for \$2,247,377.95, and City operating expenses for \$1,009,333.60, including payroll deductions.

**Recommendation: Approve**

4. Warrant Resolution 2352, funding Payroll No. 11-01 for \$1,115.77 and Payroll No. 10-26A for \$2,143,673.18, and City operating expenses for \$437,257.98.

**Recommendation: Approve**

Administrative Actions

5. Oracle/PeopleSoft Support Agreement with Oracle Corporation, 1001 Sunset Boulevard, Rocklin, for the renewal of support agreement, effective March 19, 2011 through March 18, 2012, and the renewal of the E-Pay modules effective June 3, 2011 through June 2, 2012, in the annual amount of \$192,922 plus applicable tax.

**Recommendation: Approve; authorize the City Manager to sign**

6. Lease agreement with T-Mobile West Corporation, a Delaware Corporation, 2008 McGaw, Irvine, for a cell tower at Costa Mesa TeWinkle Park, for a term of five (5) years with five (5)-year options, in the amount of \$24,000 per year with a three percent (3%) annual increase.

**Recommendation: Approve; authorize the City Manager to sign**

7. Completion of Newport Boulevard Improvement Project, Federal Project No. RPSTPLE - 5312 (070), City Project No. 08-08, by All American Asphalt, Post Office Box 2229, Corona.

**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 seven (7) months thereafter**

8. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, APROVING THE SUBMITTAL OF TEN (10) IMPROVEMENT PROJECTS TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE COMPREHENSIVE TRANSPORTATION PROGRAM.

**Recommendation: Adopt resolution**

9. [Approval of Mayor’s appointments to the boards of The Costa Mesa Conference and Visitor Bureau and the Transportation Corridor Agency.](#)

**Recommendation: Approve**

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

**RECESS THE REGULAR CITY COUNCIL MEETING AND CONVENE TO  
THE SPECIAL MEETING OF THE REDEVELOPMENT AGENCY (RDA)**

ROLL CALL

CLERK’S STATEMENT The Redevelopment Agency Special Meeting Agenda and Notice and Call were posted at the City Council Chambers, Postal Office, Headquarters Police Department, the Neighborhood Community Center and Mesa Verde Public Library on Thursday, July 1, 2010.

MINUTES

1. Regular Redevelopment Agency meeting minutes of the Special Joint Meeting of August 10, 2010 and Joint Meetings of October 12, 2010 and November 9, 2010.

**Recommendation: Approve**

PUBLIC COMMENTS

AGENCY MEMBERS’ COMMENTS AND SUGGESTIONS

WARRANT RESOLUTIONS

1. Ratify Warrant Resolutions CMRA-398, CMRA-399, CMRA-400 and CMRA-401; approve Warrant Resolution CMRA-402.

**Recommendation: Ratify and approve**

NEW BUSINESS

1. Annual Meeting - Elect a Chairperson and Vice-Chairperson to serve for the next two years.

REPORTS

Agency Attorney

Executive Director

**ADJOURN THE SPECIAL MEETING OF THE REDEVELOPMENT AGENCY  
AND RECONVENE REGULAR CITY COUNCIL MEETING**

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

No Public Hearings scheduled.

IV OLD BUSINESS

No Old Business scheduled.

V NEW BUSINESS

1. [Amendment to the Contract between CalPERS and the City of Costa Mesa to include provisions pursuant to Government Code Section 20516 "Cost Sharing" \(Local Safety and Miscellaneous Plans\).](#)

- (a). A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, OF INTENTION TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY COUNCIL CITY OF COSTA MESA.

**Recommendation: Adopt resolution**

- (b). AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING THE AMENDMENT TO THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM CONTRACT; to implement Government Code Section 20516 "Cost Sharing" for Local Safety and Local Miscellaneous employees.

**Recommendation: Introduce ordinance for first reading, read by title only, and waive further reading; and authorize the City Clerk to execute required CalPERS certifications and documents for Local Safety and Miscellaneous groups**

2. [Memorandum of Understanding with the County of Orange for use of AlertOC, a County of Orange Countywide Public Mass Notification System.](#)

**Recommendation: Approve; authorize the City Manager to sign**

3. [Creation of a task force to study homelessness.](#)

**Recommendation: Approve creation of Homeless Task Force; authorize staff to solicit applications**

4. [Creation of City Council Working Groups.](#)

**Recommendation: Provide direction**

VI COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS

1. Mayor Pro Tem Jim Righeimer
2. Council Member Eric Bever
3. Council Member Wendy Leece
4. Council Member Stephen Mensinger
5. Mayor Gary Monahan

VII REPORTS

City Attorney:

City Manager:

VIII CLOSED SESSION:

IX CLOSED SESSION REPORT

X ADJOURNMENT – Next Regular City Council Meeting: February 1, 2011.

**Agenda related writings or documents provided to a majority of the City Council members after distribution of the City Council Agenda Packet (GC 54957.5).**

Any writings or documents provided to a majority of the City Council members regarding any item on this agenda will be made available for public inspection at the City Clerk's Public Counter, Lobby Level, in City Hall located at 77 Fair Drive, Costa Mesa, during normal business hours. In addition, such writings and documents may be posted, whenever possible, and as part of the agenda, on the City's website at [www.ci.costa-mesa.ca.us](http://www.ci.costa-mesa.ca.us).

**UPCOMING COMMUNITY EVENTS AND ACTIVITIES**

**JANUARY 2011**

- **No events scheduled at this time.**