



City of Costa Mesa Council Agenda

TUESDAY, FEBRUARY 15, 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 Council Member Eric Bever

MOMENT OF SOLEMN EXPRESSION Father Tashgian, St. Mary Armenian 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

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

PRESENTATIONS Orange County Business Council Certificate of Recognition to the City of Costa Mesa

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 OF TOPICS NOT ON THE AGENDA.**
- **GREEN FORM IS FOR SPECIFIC 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 10.

Written Communications

1. Reading Folder.

Recommendation: Receive and process

Minutes

2. Regular meeting of October 19, 2010, and February 1, 2011.

Recommendation: Approve

Warrants

3. Warrant Resolution 2355, funding City operating expenses for \$570,242.90.

Recommendation: Approve

4. Warrant Resolution 2356, funding Payroll No. 11-03 for \$2,125,622.78, and Payroll No. 11-02 "A" for \$524.11 and City operating expenses for \$587,973.85, including payroll deductions.

Recommendation: Approve

Administrative Actions

5. [Agreement with the Orange County Fire Authority for participation in the Fire F.R.I.E.N.D.S. \(Firesetter Regional Intervention, Education, Network and Delivery System\) program.](#)

Recommendation: Approve; authorize the Fire Chief and City Clerk to sign

6. [Agreement with Republic ITS, 1266 North La Loma Circle, Anaheim, for traffic signal maintenance for a term of one \(1\)-year, with the option to renew annually for up to a maximum of three \(3\) additional years.](#)

Recommendation: Approve; authorize the Mayor and City Clerk to sign

7. [Harbor Boulevard Traffic Signal Synchronization Project and the Bristol Street/State College Boulevard Traffic Signal Synchronization Project](#)

- (a) Memorandum of Understanding No. C-9-0824 between the City of Costa Mesa and the Orange County Transportation Authority (OCTA), the Cities of Anaheim, Fountain Valley, Fullerton, Garden Grove, and Santa Ana, and the State of California Department of Transportation for the Harbor Boulevard Traffic Signal Synchronization Project.

Recommendation: Approve; authorize the Mayor to sign

- (b) Memorandum of Understanding No. C-9-0826 between the City of Costa Mesa and the Orange County Transportation Authority (OCTA), the Cities of Anaheim, Brea, Fullerton, Orange, and Santa Ana, and the State of California Department of Transportation for the Bristol Street/State College Boulevard Traffic Signal Synchronization Project.

Recommendation: Approve; authorize the Mayor to sign

8. [Agreement No. C-1-2394 with the Orange County Transportation Authority \(OCTA\) for the use of Measure M \(M2\) Environmental Mitigation Program \(EMP\) Grant funding in the amount of \\$2,000,000 for the Fairview Park Wetlands and Riparian Habitat Project.](#)

Recommendation: Approve; authorize the Mayor and City Clerk to sign

- (a) Budget Adjustment No. 11-012 for \$2,000,000.

Recommendation: Approve; authorize the Mayor to sign

9. [Final Map for Tract No. 17380, located at 341 East 21st Street, Costa Mesa, consisting of one \(1\) lot subdivision for a detached two \(2\)-story, five \(5\)-unit common interest development \(condominiums\).](#)

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

10. [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 2010 URBAN AREAS SECURITY INITIATIVE GRANT \(UASI\).](#)

Recommendation: Adopt resolution; authorize the Police Department to accept UASI reimbursement funds in an amount not to exceed \$49,287

- (a) Budget Adjustment No. 11-013 for \$49,287.

Recommendation: Approve; authorize the Mayor and City Clerk to sign

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

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

1. [PUBLIC HEARING: A RESOLUTION OF THE CITY OF COSTA MESA, CALIFORNIA, ADOPTING INCREASED FEES AND NEW FEE CATAGORIES FOR THE RENTAL OF UTILITY FIELDS AND BALL FIELDS; to establish and increase athletic field user fees.](#)

Recommendation: Adopt resolution

IV OLD BUSINESS

1. [From the meeting of January 18, 2011, 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) AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF COSTA MESA AND BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM, to implement Government Code Section 20516 "Cost Sharing" for Local Safety and Local Miscellaneous employees.

Recommendation: Adopt urgency ordinance, to be read by title only, and waive further reading

- (b) Ordinance No. 11-1: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF COSTA MESA AND BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM; to implement Government Code Section 20516 "Cost Sharing" for Local Safety and Local Miscellaneous employees.

Recommendation: Adopt Ordinance No. 11-1, to be read by title only, and waive further reading

- 2. [Agreement with Thomas R. Hatch, in his appointment as City Manager for the City of Costa Mesa, effective March 5, 2011.](#)

Recommendation: Approve; authorize the Mayor and the City Clerk to sign

- 3. Reports from City Council working groups
 - (a) Economic Development and Development
 - (b) Sports and Recreation
 - (c) Policies, Procedures, and General Plan/Circulation
 - (d) Budget and Capital Improvements
 - (e) Motel Issues

V NEW BUSINESS

1. [Athletic Field Use and Allocation policy information and recommendations.](#)

Recommendation: Provide direction

2. [Budget Authorization for Consultant Services for City-wide Organizational Review.](#)

(a) Budget Adjustment #11-014 for \$200,000.

Recommendation: Approve; authorize Mayor to sign.

3. [Dissolution of the Airborne Law Enforcement Program \(ABLE\).](#)

Recommendation: Approve; direct staff to proceed

(a) Consider support for the creation of a regional air support program.

Recommendation: Provide direction

4. [Elimination of two vacant police officer positions in the Police Department](#)

Recommendation: Approve

5. [RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, PROCLAIMING THE CITY OF COSTA MESA ENCOURAGES LOCAL BUSINESSES TO HIRE COSTA MESA YOUTH.](#)

Recommendation: Adopt resolution

6. [Amendment to Council Policy 300-2 regarding Severance for Executive Personnel.](#)

Recommendation: Approve

7. [AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING COSTA MESA MUNICIPAL CODE SECTION 2-97; identifying the City Manager as the Chief Executive Officer of the City.](#)

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

VI COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS

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

VII REPORTS

City Attorney:

City Manager:

VIII CLOSED SESSION:

1. Conference with Legal Counsel – Potential Litigation: Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9 (one case).
2. Conference with Legal Counsel – Anticipated Litigation: Initiation of litigation pursuant to subdivision (c) of Section 54956.9 (one case).

IX CLOSED SESSION REPORT

X ADJOURNMENT – Next Regular City Council Meeting: March 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.

UPCOMING COMMUNITY EVENTS AND ACTIVITIES

FEBRUARY 2011

- February 17, 7:00 a.m. – Costa Mesa Chamber of Commerce Breakfast, Costa Mesa Country Club, Guest Speaker – Allan Roeder
- February 25, 6:00 p.m. Costa Mesa Historical Society Annual Dinner with Bill Burke, the oldest American to climb Mt. Everest as speaker. The cost is \$20 per person. For reservations call 949-631-5918 or on their website www.costamesahistory.org