



City of Costa Mesa Council Agenda

Libby Cowan
Mayor

Linda Dixon
Mayor Pro Tem

Gary Monahan
Council Member

Karen Robinson
Council Member

Chris Steel
Council Member

City Manager
Allan Roeder

City Attorney
Jerry Scheer

Development Services Director
Donald Lamm

Director of Public Services
William Morris

Deputy City Clerk
Mary Elliott

COUNCIL MEETS 1ST & 3RD MONDAYS - - 77 Fair Drive

SPEAKERS: PLEASE PRINT YOUR NAME AND ADDRESS ON THE YELLOW CARDS AT THE PODIUM.

COUNCIL POLICY 000-4 - TIME LIMIT FOR COUNCIL MEETINGS - Except for extenuating circumstances, Council meetings shall conclude at midnight. If there is unfinished business, these items will be continued to a future council meeting.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact Mary Elliott, Deputy City Clerk, (714) 754-5223. 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]. The Council meets for an Agenda Review Study Session beginning at 6:00 p.m. in Conference Room 1-A of City Hall. The public is welcome to attend. No action may be taken by the Council prior to the 6:30 p.m. meeting.

**December 3, 2001
6:30 p.m.**

- | | | |
|-----|----------------------|---|
| I | PLEDGE OF ALLEGIANCE | Mayor Pro Tem Dixon |
| II | INVOCATION | Pastor Donald Reynolds, Seventh Day Adventist Church |
| III | ROLL CALL | |
| IV | MINUTES | Special meeting of October 29, 2001, and regular meeting of November 19, 2001 |
| | MOTION | To read all ordinances and resolutions by title only |

V 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 Public Comments 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.

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, address, and item number.

Written Communications

Recommendation

1. Reading Folder.

Receive and process

Business Permits

2. Notice of Intention to Appeal or Solicit for Charitable Purpose from Japanese Chamber of Commerce Foundation, 244 South San Pedro Street, Suite 504, Los Angeles, by soliciting funds for community service organizations at the Mitsuwa Marketplace, 665 Paularino Avenue, Costa Mesa, from December 4 through 16, 2001.

Approve pursuant to Municipal Code Section 9-127(d)

Warrants

3. Warrant Resolution 1876, funding City operating expenses for \$390,128.27.

Approve

4. Warrant Resolution 1877, funding Payroll 124 for \$1,791,742.25, and City operating expenses for \$991,591.74, including payroll deductions.

Approve

CONSENT CALENDAR – continued

Recommendation

Claims

- | | | |
|----|--|--------|
| 5. | Claims from Kyle Cotton, Lelah Cotton, Emily Cotton, Shirley Cotton, and Phillip Cotton (alleging negligence and failure to warn). | Reject |
| 6. | Claim from Constance Boden (alleging dangerous condition of public property). | Reject |

Administrative Actions

- | | | |
|----|---|--|
| 7. | Cooperative agreement with the County of Orange for construction of wheelchair ramps on Santa Ana Avenue at 21st Street. | Approve; authorize Mayor to sign |
| 8. | Agreement with PRAEDIUM, Inc., 2030 Main Street, Suite 1300, Irvine, in an amount not to exceed \$75,800.00, to design the reconstruction of Santa Ana Avenue from Monte Vista Avenue to Santa Isabel Avenue; 19th Street from Santa Ana Avenue to Orange Avenue; and Orange Avenue from 19th Street to Broadway. | Approve; authorize Mayor and Clerk to sign |
| 9. | Change Order No. 1 for \$190,000.00, to the contract with Analytical Planning Services, Inc., (APSI), 15707 Rockfield, Suite 225, Irvine, for additional construction management and inspection services in connection with the Seismic Retrofit of City Hall and the Corporation Yard, Project No. 00-14. | Approve |

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

VII PUBLIC HEARINGS

Recommendation

1. PUBLIC HEARING: Recommendation to allocate \$221,797.00 of 2001-2002 Citizens' Options For Public Safety/Supplemental Law Enforcement Services funds, and allocate \$262,050.00 of prior year's surplus for bi-directional amplifier system, Police Sergeant/field patrol - 2002-2003 budget, digital mobile radios and equipment, and 2001 Local Law Enforcement Block Grant (LLEBG) matching funds.

Approve

2. PUBLIC HEARING: Application from Mayor Pro Tem Dixon appealing the Planning Commission's approval of Minor Conditional Use Permit ZA-01-38, for Chip Cox, authorized agent for James R. Lewis, 26272 Yolanda Street, Laguna Hills, to allow an automotive impound yard for Jim's Towing, 913 and 917 West 18th Street, in an MG zone. Environmental Determination: Exempt.

Continue to the meeting of January 7, 2001, at 6:30 p.m.

3. PUBLIC HEARING: Application from Council Member Robinson appealing the Planning Commission's approval of Planning Application PA-01-19 for Bruce H. Corzine, property owner, for a conditional use permit to legalize a counseling center in an existing industrial building at 2950 Airway Avenue, Suite B-3, in an MP zone. Environmental Determination: Exempt.

Adopt resolution affirming, modifying, or denying PA-01-19

4. PUBLIC HEARING: Continued from the meeting of July 2, 2001, request from the City Attorney to rehear General Plan Amendment GP-00-02, Specific Plan SP-00-01, and Preliminary Master Plan PA-00-38; and a Subordination Agreement, concerning the Two Town Center expansion.

Approve agreement; withdraw request for rehearing upon receipt of fully executed agreement

VIII OLD BUSINESS

Recommendation

1. Request from Michael E. Wall, law office of Altshuler, Berzon Nussbaum, Rubin & Demain, 177 Post Street, Suite 300, San Francisco, for a rehearing of the Home Ranch project: EIR No. 1048, General Plan Amendment GP-00-05, Specific Plan SP-00-02, Master Plan PA-99-34/Minor Conditional Use Permit ZA-01-36, Rezone Petition R-00-02, and Development Agreement DA-00-01. .
2. From the meeting of November 19, 2001, second reading and adoption of Ordinance 01-28, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, REZONING 77.34 ACRES OF SEGERSTROM HOME RANCH FROM PDR-MD TO PDI (14.5 ACRES) AND FROM PDI TO PDC (62.84 ACRES) BY ADOPTION OF REZONE PETITION R-00-02. Adopt Ordinance 01-28
3. From the meeting of November 19, 2001, second reading and adoption of Ordinance 01-29, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, APPROVING DEVELOPMENT AGREEMENT NO. DA-00-01 FOR THE HOME RANCH PROJECT. Adopt Ordinance 01-29
4. Continued from the meeting of November 19, 2001, agreement for \$165,861.00 with RJM Design Group, Inc., 31591 Camino Capistrano, San Juan Capistrano, for both the General Plan Amendment and update of the Recreation Master Plan Component (TeWinkle Park Specific Master Plan). Approve; authorize Mayor and Clerk to sign
 - (a) Budget Adjustment No. 02-063 for \$165,861.00. Approve

OLD BUSINESS--continued

Recommendation

5. Recommendations for final disposition of City-owned property at 523 Hamilton Street:
- (a) Use as a community garden, directing staff to conduct a community meeting on this use, and approval of Budget Adjustment No. 02-057 for \$10,000.00 to provide funding for the purchase of fencing, establishing a water service, and other community garden start-up expenses; or
 - (b) Consider funding in fiscal year 2002-2003 capital improvement budget for a neighborhood park; or
 - (c) Direct staff to solicit bids for sale of the property.
6. Request from Fritz Howser and Michael Schrock for a rehearing of Rezone Petition R-01-04 and Planning Application PA-01-26, denied by Council on November 19, 2001, to rezone property at 257 Cecil Place from R1 to PDR-LD, and to construct two additional two-story, single-family dwellings behind an existing single-family dwelling.
7. Continued from the meeting of November 19, 2001, Huscroft House proposals; and a request that Council give direction on the following items:
- (a) Return the existing proposal to relocate the house to the proposer, thanking them for the time and effort spent on this project. Approve
 - (b) Expenditure of Fairview Park funds in the amount of \$2,000.00 to provide for protection of the Huscroft House from the weather. Approve

OLD BUSINESS--continued

Recommendation

7. Huscroft House:

- (c) Direction to staff to solicit for relocation bids upon completion of the "triggering mechanism" within Home Ranch Development Agreement DA-00-01 which allows for the payment of \$200,000.00 to the City for relocation of the Huscroft House to Fairview Park. Approve

- (d) If the development agreement "triggering mechanism" for the relocation funding has not occurred by September, 2002, report back to Council as to the status of the Huscroft House, and request further direction. Approve

IX NEW BUSINESS

- 1. Selection of Mayor and Mayor Pro Tem to serve for one year. Make selections

- 2. Agreements for the I-405/Fairview Road Onramp Overcrossing Extension:
 - (a) Contribution Agreement No. 12-453 with the State of California Department of Transportation (CALTRANS) to fund the redesign and construction of an extended Fairview Road northbound onramp overcrossing to accommodate construction of the future Susan Street offramp. Approve; authorize Mayor and Clerk to sign

 - (b) Reimbursement Agreement with C. J. Segerstrom and Sons, 3315 Fairview Road, Costa Mea, to fund the above project. Approve; authorize Mayor and Clerk to sign

NEW BUSINESS--continued

Recommendation

3. General Plan Amendment Screening Request GPS-01-01 from Terry E. Tornek, Hudson Properties, 646 South Hudson Avenue, Pasadena, to change the land use designation at 1901 Newport Blvd.

Accept application for processing

X REPORTS

City Attorney

City Manager

1. Direction regarding additional City Council meetings.

XI COUNCIL MEMBERS REPORTS, COMMENTS, AND SUGGESTIONS

1. Council Member Robinson
2. Council Member Steel
3. Council Member Monahan
4. Mayor Pro Tem Dixon
5. Mayor Cowan

XII ADJOURNMENT