



City of Costa Mesa Council Agenda

Linda Dixon
Mayor

Gary Monahan
Mayor Pro Tem

Libby Cowan
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 5-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 17, 2001
6:30 p.m.**

- I PLEDGE OF ALLEGIANCE Mayor Pro Tem Monahan
- II INVOCATION Pastor William Hemenway, Christ Lutheran Church
- III ROLL CALL
- IV MINUTES Special meeting of November 13, 2001, regular meeting of December 3, 2001, and special meeting of December 10, 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

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| 1. Reading Folder. | Receive and process |
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Warrants

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| 2. Warrant Resolution 1878, funding City operating expenses for \$976,441.36. | Approve |
| 3. Warrant Resolution 1879, funding Payroll 125 for \$1,840,918.31, and City operating expenses for \$1,089,532.63. | Approve |

Claims

- | | |
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| 4. Claim from Brian Rouse (alleging dangerous condition of public property). | Reject |
| 5. Completion of Fairview Park Restroom, Pavilion, and Kiosk Improvements, Project No. 00-08 by D.T.K. Construction, Inc., 2580 Corporate Place, Suite F103, Monterey Park. | Accept work; authorize Clerk to file a Notice of Completion; release retention funds 35 days thereafter; exonerate Labor and Material Bond 7 months thereafter; exonerate Performance Bond 12 months thereafter |

CONSENT CALENDAR – continued

Recommendation

Administrative Actions

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| 6. Completion of Citywide Annual ADA Improvements, Project No. 00-12, by S. Parker Engineering, Inc., 10059 Whippoorwill Avenue, Fountain Valley. | Accept work; authorize Clerk to file a Notice of Completion; release retention funds 35 days thereafter; exonerate Labor and Material Bond 7 months thereafter; exonerate Performance Bond 12 months thereafter |
| 7. Award contract for Replacement of Hallway and Lobby Tile at the Neighborhood Community Center, 1845 Park Avenue, Project No. 01-14, to Angeles Contractor, 12692 Hoover Street, Garden Grove, for \$59,125.00. | Approve; authorize Mayor and Clerk to sign |
| 8. Agreement with PRAEDIUM, Inc., 2030 Main Street, Irvine, for design of the Placentia Avenue rehabilitation from the southerly City limits to 17th Street and from Hamilton Street to Wilson Street, in an amount not to exceed \$143,770.00. | Approve; authorize Mayor and Clerk to sign |
| 9. Retirement of Police service dog, Nero II, and purchase agreement for the sale of Nero II to Officer Paul Dondero. | Commend Nero II for 10 years of outstanding service; approve agreement, authorize Police Chief to sign |
| 10. Circle of Service nomination for Nate Reade. | Approve |
| 11. Easement agreements for Alley No. 66, located between Palmer and Knox Streets, extending approximately 275 feet southeast of Westminster Avenue. | Approve; authorize Mayor to sign |

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

VII PUBLIC HEARINGS

PUBLIC HEARINGS – continued

Recommendation

1. PUBLIC HEARING: An ordinance amending Title 13 of the Costa Mesa Municipal Code regarding regulations relating to development standards for liquor stores, convenience stores, and mini-markets. Environmental Determination: Exempt.
Give ordinance first reading
2. PUBLIC HEARING: Rezone Petition R-01-05, for Chester M. Winebright, to rezone property at 115 East Wilson Street/2340 Newport Blvd. from C1 (Local Business District) to R2-MD (Multiple-family Residential District – Medium Density). Environmental Determination: Exempt.
Give ordinance first reading adopting R-01-05
3. PUBLIC HEARING: Final Program Environmental Impact Report (EIR) No. 1049 for the City of Costa Mesa 2000 General Plan update.
Adopt resolution certifying EIR No. 1049
4. PUBLIC HEARING: General Plan Amendment GP-01-01 for the City of Costa Mesa 2000 General Plan.
Adopt resolution adopting GP-01-01, the 2000 General Plan Plus Home Ranch Alternative A; adopt the Mitigation Monitoring Program, and Statements of Facts and Findings and Overriding Considerations
5. PUBLIC HEARING: General Plan Amendment GP-01-04 and Rezone Petition R-01-06, for the City of Costa Mesa, to change the land use designation of 1900 and 1904 Federal Avenue from General Commercial to Low Density Residential; and to rezone from C1 (Local Business District) to R1 (Single-family Residential District). Environmental Determination: Negative Declaration.
Adopt resolution adopting the Negative Declaration and GP-01-04; give ordinance first reading adopt-ing R-01-06

PUBLIC HEARINGS – continued

Recommendation

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| 6. | PUBLIC HEARING: General Plan Amendment GP-01-05, for the City of Costa Mesa, to change the land use designation of 2651 Irvine Avenue from Medium Density Residential to General Commercial. Environmental Determination: Negative Declaration. | Adopt resolution adopting the Negative Declaration and GP-01-05 |
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VIII OLD BUSINESS

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| 1. | Preparation of the Bristol Street Specific Plan. | Provide direction to staff |
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IX NEW BUSINESS

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| 1. | An ordinance repealing and replacing Section 10-185 of the Costa Mesa Municipal Code in regard to parking oversized and non-motorized vehicles in residential districts, and repealing and replacing other affected sections of the Municipal Code. | Give ordinance first reading |
| 2. | Appeal of the Traffic Impact Fee imposed for "The Camp" project located at 2937 Bristol Street from Shaheen Sadeghi, 501 30th Street, Newport Beach. | Reaffirm the Traffic Impact Fee of \$268,095.00 and 10-year term interest rates |
| 3. | Request to rename Maple Park to Ketchum-Libolt Park. | Consider renaming Maple Park |
| 4. | Installation of decorative street lighting along 19th Street from Anaheim Avenue to approximately 150 feet west of Placentia Avenue, as part of the Underground Utility District project; and Budget Adjustment No. 02-070 for \$350,350.00 to pay for the additional cost of the decorative lights. | Approve installation of lights; approve budget adjustment |
| 5. | Fairview Park Annual Report. | Receive and file |

X REPORTS

City Attorney

1. Request for closed session pursuant to Government Code Sections 54957 and 54956.9(c) to discuss the following items:
 - (a) Continued from the special meeting of December 10, 2001, performance evaluations for the City Manager and City Attorney.
 - (b) Report on the status of zoning violation code enforcement referrals and discussion on legal theories and strategies.

City Manager

XI COUNCIL MEMBERS REPORTS, COMMENTS, AND SUGGESTIONS

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

XII ADJOURNMENT