



# City of Costa Mesa Council Agenda Preliminary

**Linda Dixon**  
Mayor

**Gary Monahan**  
Mayor Pro Tem

**Karen Robinson**  
Council Member

City Manager  
Allan Roeder

**Libby Cowan**  
Council Member

**Chris Steel**  
Council Member

City Attorney  
Jerry Scheer

Development Services Director  
Donald Lamm

Director of Public Services  
William Morris

Deputy City Clerk  
Julie Folcik

## **COUNCIL MEETS 1<sup>ST</sup> & 3<sup>RD</sup> 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 on the Agenda, 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 the 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.

## **August 5, 2002**

- |     |                      |   |
|-----|----------------------|---|
| I   | PLEDGE OF ALLEGIANCE | Mayor Pro Tem Monahan   |
| II  | INVOCATION           | The Reverend Barbara Stewart, St. John the Divine Episcopal Church  |
| III | ROLL CALL            |   |
| IV  | MINUTES              | Special Joint City Council/Redevelopment Agency meeting of June 10, 2002; and regular City Council meeting of July 15, 2002 |
|     | MOTION               | To read all ordinances and resolutions by title only  |
|     | PRESENTATION         | Employee of the Month, Video Production Department  |

- 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 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.
- 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

1. Reading Folder.  
**Recommendation: Receive and process**

Warrants

2. Warrant Resolution 1910, funding City operating expenses for \$1,251,595.05.  
**Recommendation: Approve**
3. Warrant Resolution 1911, funding Payroll 215 for \$1,921,863.51, and City operating expenses for \$1,533,551.03.  
**Recommendation: Approve**
4. Warrant Resolution 1912, funding City operating expenses for \$1,514,868.73.  
**Recommendation: Approve**

Administrative Actions

CONSENT CALENDAR – continued

5. Two-year extension of an agreement with Atlas Environmental Engineering, Inc., 5122 Bolsa Avenue, Suite 107, Huntington Beach, for additional site monitoring and reporting services as required by the Orange County Health Care Agency, in an amount not to exceed \$35,000.00 each year as needed.  
**Recommendation: Approve**
  
6. Second amendment to agreement with A.C.T., 937 South Via Lata, Suite 500, Colton, for \$131,438.00, to provide support services and enhancements to the City's Geographic Information System (G.I.S.).  
**Recommendation: Approve; authorize the City Manager and Clerk to sign**
  
7. Agreement with Praedium, Inc., 2030 Main Street, Suite 1300, Irvine, in an amount not to exceed \$260,560.00, for engineering services to design the rehabilitation of ten streets and one unimproved alley.  
**Recommendation: Approve; authorize Mayor and Clerk to sign**
  
8. Resolution approving the Affordable Housing and Home Investment Partnership Agreement between the City of Costa Mesa and Civic Center Barrio Housing Corp., Inc., and making certain other findings in connection with the project.  
**Recommendation: Adopt resolution**
  
9. Completion of storm drain improvements at 475 Anton Boulevard by Experian Information Solutions, 2030 Main Street, Suite 350, Irvine, in connection with Encroachment Permit No. PS00-00463 (PA-00-02).  
**Recommendation: Accept work; exonerate bonds**
  
10. Completion of Replacement of Wood Support Posts at the Balearic Center, Project No. 02-07, by Jet Construction, Inc., 3124 San Luis Rey Road, Oceanside.  
**Recommendation: 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

11. Completion of Canyon Park Flood Protection and Parkway Concrete Repair and New Sidewalk, Project No. 01-07, by S. Parker Engineering, Inc., 10059 Whippoorwill Avenue, Fountain Valley.  
**Recommendation: 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**
  
12. Completion of Wilson Street Traffic Signal Installation at KMart/Home Depot, Project No. 02-06, by Baxter-Griffin Co., 8210 Monroe Avenue, Stanton.  
**Recommendation: 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**

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

VII PUBLIC HEARINGS

1. PUBLIC HEARING: Continued from the meeting of July 1, 2002, applications from Council Member Steel, and from Jerry Murray, 1133 Gleneagles Terrace, Costa Mesa, appealing the Planning Commission's decision to uphold the Zoning Administrator's approval of Planning Application ZA-01-63 for John Clark, for a second story addition to an existing single-family house, in conjunction with an expansion and remodel of the first floor, located at 1167 Aviemore Terrace in an R1 zone. Environmental Determination: Exempt.  
**Recommendation: Adopt resolution to uphold, reverse, or modify the Planning Commission decision**
  
2. PUBLIC HEARING: Continued from the meeting of July 1, 2002, an ordinance amending the regulations contained in Title 20 of the Costa Mesa Municipal Code relating to the storage of inoperative vehicles on private property. Environmental Determination: Exempt.  
**Recommendation: Planning Commission recommends that the City maintain the existing code regulations; and give first reading to the ordinance amending the Property Maintenance regulations in respect to reformatting Table 20-6(c), Vehicle Storage and Parking Regulations, and deleting the reference to "abandoned vehicles"**

PUBLIC HEARINGS – continued

3. PUBLIC HEARING: Resolution implementing the maximum rate schedule for certain towing services pursuant to Section 9-284(a) of the Costa Mesa Municipal Code.  
**Recommendation: Continue to the meeting of August 19, 2002**
  - (a) Agreement with G & W Towing, 965 West 18th Street, Costa Mesa, for Police towing services.
  - (b) Agreement with MetroPro Road Services (formerly Harbor Towing), 1022 East Chestnut Avenue, Santa Ana, for Police towing services.

VIII OLD BUSINESS

1. From the meeting of July 15, 2002, second reading and adoption of Ordinance 02-14, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING TITLES 13 AND 20 OF THE COSTA MESA MUNICIPAL CODE RELATED TO THE AMORTIZATION OF RESIDENTIAL CHAIN LINK FENCING VISIBLE FROM A PUBLIC STREET OR ALLEY.  
**Recommendation: Adopt Ordinance 02-14**
2. From the meeting of July 15, 2002, second reading and adoption of Ordinance 02-15, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, REPEALING AND REPLACING SECTION 10-185 OF THE COSTA MESA MUNICIPAL CODE REGARDING THE PARKING OF COMMERCIAL, OVERSIZED AND NONMOTORIZED VEHICLES ON CITY STREETS AND REPEAL AND REPLACEMENT OF OTHER AFFECTED SECTIONS OF THE COSTA MESA MUNICIPAL CODE.  
**Recommendation: Adopt Ordinance 02-15**
3. From the meeting of March 18, 2002, AT&T Broadband customer service issues.  
**Recommendation: Receive and file report**

IX NEW BUSINESS

NEW BUSINESS – continued

1. Request from Sav-On, 1835 Newport Boulevard, Suite C (Courtyard Shopping Center) for a public convenience or necessity finding for the pre-approval of a Type 21 ABC license (off-sale general) to replace an existing Type 20 ABC license (off-sale beer and wine).  
**Recommendation: Make a finding of public convenience or necessity and allow Sav-On to exchange their Type 20 ABC license for a Type 21 ABC license**
  
2. Request from the 2002 Orange County Dyke March, to be held Saturday, August 17, 2002, from 12:00 p.m. to 8:00 p.m., for a waiver of \$3,989.75 in fees associated with the event, and appeal of condition regarding proposed march route.  
**Recommendation: Determine whether to grant applicant's request for a waiver of fees; deny applicant's request to use the originally proposed march route, and uphold staff's approval of the alternate route**
  
3. Reject the proposal from Bell Building Maintenance Company for janitorial services, and select one of the following options:
  - (a) Award contract to United Maintenance Systems, 2140 West Olympic Blvd., Suite 401, Los Angeles, in an annual amount of \$205,372.08, without any City-specified minimum salary and benefit levels, other than those required by law.
  - (b) Award contract to United Maintenance Systems, for \$241,169.52, including a City-specified alternative level of salary and benefits to meet the intent of providing a "living wage".
  
4. Resolution for summary vacation of excess right-of-way easement in conjunction with the construction of Avenue of the Arts offramp.  
**Recommendation: Adopt resolution**
  
5. Appointments to the Cultural Arts Committee.  
**Recommendation: Appoint two regular members**
  
6. Request from Council Member Cowan in support of a Community Memorial for September 11th.  
**Recommendation: Consider request and provide direction to staff**

NEW BUSINESS – continued

7. Direction regarding the Home Ranch Development Agreement - Educational Advancement Contribution.

**Recommendation: Provide direction on disbursement of funds**

X REPORTS

City Attorney

City Manager

1. Ordinance amending Sections 2-40, 2-42, and 2-44 of Chapter III of Title 2 of the Costa Mesa Municipal Code relating to City Council meetings and procedures, to reflect current process and changes to deadlines in order to implement the e-Agenda system.

**Recommendation: Give ordinance first reading.**

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