



# City of Costa Mesa Council Agenda

**Chris Steel**  
Mayor Pro Tem

**Libby Cowan**  
Council Member

City Manager  
Allan Roeder

**Gary Monahan**  
Council Member

**Allan Mansoor**  
Council Member

Acting City Attorney  
Tom Wood

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 - 6:30 PM - 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.

**MAY 5, 2003**

- |     |                      |  |
|-----|----------------------|--|
| I   | PLEDGE OF ALLEGIANCE | Mayor Pro Tem Steel  |
| II  | INVOCATION           | Dr. Dennis Short, Harbor Christian Church  |
| III | ROLL CALL            |  |
| IV  | MINUTES              |  |
|     | MOTION               | To read all ordinances and resolutions by title only                               |
|     | PRESENTATIONS        | Mental Health Awareness Month Proclamation<br>Employee of the Month, Linda Ochaita |

- 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 1950, funding City operating expenses for \$617,641.41.  
**Recommendation: Approve**
3. Warrant Resolution 1951, funding Payroll No. 309 for \$1,992,737.33, Payroll No. 308A for negative \$285.69, and City operating expenses for \$1,327,302.44, including payroll deductions.  
**Recommendation: Approve**

Administrative Actions

4. [Award contract for Site Improvements at the Hamilton Street Community Garden, 523 Hamilton Street, Project No. 03-04, to DMA Greencare Contracting, Inc., 14032 Enderle Center Drive, Suite 220, Tustin, for \\$71,735.60 \(base bid, excluding Item No. 1, plus alternate bid\).](#)  
**Recommendation: Approve; authorize Mayor and Clerk to sign**

CONSENT CALENDAR—continued

Administrative Actions

5. [Award contract for Construction of Ketchum-Libolt Park, 2150 Maple Street, Project No. 03-06, to Hondo Company, Inc., 2121 South Lyon Street, Santa Ana, for \\$291,776.00.](#)  
**Recommendation: Approve; authorize Mayor and Clerk to sign**
  
- (a) Budget Adjustment No. 03-113 for \$25,585.00.  
**Recommendation:**
  
6. [Award contract for Rehabilitation Improvements for Several Arterial and Residential Streets, and One Alley \(Project A\), Project No. 03-07, to R. J. Noble Company, 15505 East Lincoln Avenue, Orange, for \\$1,765,068.60, \(base bid plus all additive bid items\).](#)  
**Recommendation: Approve; authorize Mayor and Clerk to sign**
  
7. [Award contract for Rehabilitation Improvements for Several Arterial and Residential Streets \(Project B\), Project No. 03-05, to R. J. Noble Company, 15505 East Lincoln Avenue, Orange, for \\$943,014.20.](#)  
**Recommendation: Approve; authorize Mayor and Clerk to sign**
  
8. [Award Bid Item No. 1073, Purchase of Five New 2003 Hybrid Gasoline/Electric 4-Door Sedans, to Tustin Toyota, 44 Auto Center Drive, Tustin, for \\$105,454.93.](#)  
**Recommendation: Approve**
  
9. [Agreement with LSA Associates, 20 Executive Park, Suite 200, Irvine, for \\$36,000.00, for preparation of the initial study/mitigated negative declaration for the 1626/1640 Newport Boulevard General Plan Amendment GP-02-06 project.](#)  
**Recommendation: Approve; authorize Mayor and Clerk to sign**
  
10. [Resolution authorizing submittal of applications to the California Integrated Waste Management Board for Used Oil Recycling Block Grants for a period of five fiscal years beginning July 1, 2003.](#)  
**Recommendation: Adopt resolution**

CONSENT CALENDAR—continued

Administrative Actions

11. [Completion of street improvements at 3045 Bristol Street, by Oil Stop Company, 6111 Redwood Drive, Rohnert Park, in connection with Encroachment Permit No. PS02-00630.](#)  
**Recommendation: Accept work; refund \$28,261.74 cash deposit**
  
12. [Completion of 2001-2002 Slurry Seal and Crack Seal, Project No. 02-16, by Pavement Coating Company, 5312 Cypress Street, Cypress.](#)  
**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**
  
13. [Completion of Construction of Landscape Medians on Coolidge Avenue Between Baker Street and Paularino Avenue, Project No. 02-19, by S & M Landscape, Inc., 346 South Motor Avenue, Azusa.](#)  
**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 APPOINTMENT OF CITY COUNCIL MEMBER

1. [From the meeting of April 21, 2003, appointment of City Council Member for the City of Costa Mesa, to fill the remainder of the un-expired term through December, 2004.](#)  
**Recommendation: Adopt resolution**
  - (a) Swearing in of newly appointed Council Member.
  
2. Appointment by the City Council of the Mayor for the City of Costa Mesa.

VIII PUBLIC HEARINGS

1. PUBLIC HEARING: [Review and consider the recommendations of the Police Department for the 2003-2004 allocation of the Citizens' Option for Public Safety/Supplemental Law Enforcement Services Fund \(COPS/SLESF\).](#)  
**Recommendation: Approve**

IX OLD BUSINESS

1. [Request for Rehearing from Council Member Mansoor and a Request for Rehearing from Costa Mesa Citizens for Responsible Growth, regarding the City Council's approval at the Special Joint Meeting of the City Council and Redevelopment Agency on April 14, 2003, of the Kennedy/Rutter Development, a 161 unit residential condominium project at 1901 Newport Boulevard, including Final Environmental Impact Report No. 1050; General Plan Amendment GP-02-04; an ordinance amending Title 13 of the Costa Mesa Municipal Code; Final Master Plan PA-02-11; and the inclusionary housing plan.](#)  
**Recommendation: Determine whether there is sufficient new information to warrant a rehearing**
2. [Westside bluffs general plan amendment/rezone study and consultant contract status report.](#)  
**Recommendation: Provide direction to staff**

X NEW BUSINESS

1. [Business Improvement Area \(BIA\) reauthorization:](#)
  - (a) Annual report for Fiscal Year 2003-2004.  
**Recommendation: Approve**
  - (b) Resolution declaring the intention to levy an annual assessment for Fiscal Year 2003-2004 for a Business Improvement Area covering certain Costa Mesa hotels and motels.  
**Recommendation: Adopt resolution reauthorizing boundaries for the Assessment District, approving the budget, and setting a public hearing on June 16, 2003**
2. [Proposed new official City of Costa Mesa flag.](#)  
**Recommendation: Select Design Exhibit 1 as the new official flag design**

NEW BUSINESS—continued

3. [Trash enclosure exemption for recycling programs:](#)
  - (a) Ordinance amending Section 13-73 of the Costa Mesa Municipal Code to exempt temporary receptacles used for the collection of recyclable products.  
**Recommendation: Give ordinance first reading**
  - (b) Ordinance amending Section 13-74 of the Costa Mesa Municipal Code to exempt temporary receptacles used for the collection of recyclable products.  
**Recommendation: Give ordinance first reading**
4. [Shopping cart ordinance.](#)  
**Recommendation: Give ordinance first reading; and adopt resolution setting fine for violating shopping cart ordinance and establishing standard for cart retrieval programs.**
5. [Fiscal Year 2003-2004 Budget Development Strategies.](#)  
**Recommendation: Provide direction to staff**

XI REPORTS

City Attorney

City Manager

XII COUNCIL MEMBERS REPORTS, COMMENTS, AND SUGGESTIONS

1. Council Member Mansoor
2. Council Member Cowan
3. Council Member Monahan
4. Mayor Pro Tem Steel

XIII ADJOURNMENT

