



# City of Costa Mesa Council Agenda

**Gary Monahan**  
Mayor

**Chris Steel**  
Mayor Pro Tem

**Allan Mansoor**  
Council Member

City Manager  
Allan Roeder

**Libby Cowan**  
Council Member

**Mike Scheafer**  
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.

## **JUNE 16, 2003**

- |     |                      |   |
|-----|----------------------|---|
| I   | PLEDGE OF ALLEGIANCE | Council Member Scheafer   |
| II  | INVOCATION           | The Reverend Bill Waddell, Harbor Trinity Baptist Church  |
| III | ROLL CALL            |   |
| IV  | MINUTES              | Special meeting of May 12, 2003, and regular meeting of May 19, 2003  |
|     | MOTION               | To read all ordinances and resolutions by title only  |
|     | PRESENTATIONS        | Recognition of Retired Police Chief Dave Snowden<br>Swearing in of New Police Chief John Hensley<br>Parks and Recreation Month Proclamation<br>Leadership Tomorrow Presentation |

- 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 1956, funding City operating expenses for \$1,314,677.01.  
**Recommendation: Approve**
3. Warrant Resolution 1957, funding Payroll No. 312 for \$1,998,949.23, Payroll No. 311A for \$3,544.07, and City operating expenses for \$878,128.72, including payroll deductions.  
**Recommendation: Approve**

Administrative Actions

4. [Measure "M" Eligibility:](#)
  - (a) Maintenance of Effort for Fiscal Year 2003-2004.  
**Recommendation: Approve**
  - (b) Seven-year Measure "M" Capital Improvement Program.  
**Recommendation: Approve**

CONSENT CALENDAR—continued

Administrative Actions

5. [Police Facility Expansion and Renovation Project and Facility Basement Remodel Project:](#)
  - (a) Amended agreement with Meyer and Allen Associates, Inc., 2690 Beachwood, Los Angeles, for an amount not to exceed \$595,415.00, for architectural services.  
**Recommendation: Approve; authorize Mayor and Clerk to sign**
  - (b) Solicit bids for a constructability review of the construction documents prepared by Meyer and Allen Associates, Inc.  
**Recommendation: Authorize staff to solicit bids in an amount not to exceed \$50,000.00**
  - (c) Budget Adjustment No. 03-134 for \$143,330.00, to transfer funds from the Police Facility Renovation and Expansion Project and from the undesignated General Fund balance of \$17,800.00 to the Police Facility Basement Remodel Project.  
**Recommendation: Approve budget adjustment; authorize staff to solicit construction bids for the remodel of the Police Facility basement**
6. [User License and Services Agreement with PeopleSoft USA, Inc., Dept. CH10699, Palatine, Illinois, for \\$58,128.00, to upgrade Payroll and Personnel software.](#)  
**Recommendation: Approve; authorize City Manager to sign**
7. [Agreement for Prosecution Services with the Orange County District Attorney's Office, allowing the Police Department to refer misdemeanor violations of City ordinances to the District Attorney for prosecution in Superior Court.](#)  
**Recommendation: Approve; authorize Mayor and Clerk to sign**
8. [Agreement with Praedium Engineering, Inc., 2030 Main Street, Suite 1300, Irvine, in an amount not to exceed \\$63,400.00, for design of four alleys in the Coolidge-Fillmore area \(Alley Nos. 47, 48, 49, and 20\).](#)  
**Recommendation: Approve; authorize Mayor and Clerk to sign**

CONSENT CALENDAR—continued

Administrative Actions

9. [Cooperative Agreement No. D99-128 with the County of Orange, the Orange County Flood Control District, the Irvine Ranch Water District, The Irvine Company, and the cities of Irvine, Laguna Hills, Laguna Woods, Lake Forest, Newport Beach, Orange, Santa Ana, and Tustin, to fund Nutrient, Fecal Coliform and Toxics Total Maximum Daily Load \(TMDL\) studies in the Newport Bay watershed.](#)  
**Recommendation: Approve; authorize the Mayor and Clerk to sign**
  
10. [Award contract for Victoria Street/Harbor Boulevard Improvement, Project No. 03-11, to Holland-Lowe Construction, Inc., 427 South Pershing Avenue, San Bernardino, for \\$171,835.00.](#)  
**Recommendation: Approve; authorize Mayor and Clerk to sign**
  
11. [Appointment of Fire Chief James M. Ellis as Board Member, and Fire Marshal Thomas R. Macduff as alternate Board Member, to the Orange County-City Hazardous Materials Emergency Response Authority for fiscal year 2003-2004.](#)  
**Recommendation: Approve**
  
12. [Completion of Building Upgrades and Modifications at City Hall and Fire Station No. 4, Project No. 02-18, by Service First Contractors Network, dba Service First, 18001 Irvine Boulevard, Tustin.](#)  
**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 Replacement and Modification of the H.V.A.C. System at Fire Station No. 2, Project No. 02-20, by Adelpia, Inc., dba Chandler's Air Conditioning and Refrigeration, 1702 West Fifth Street, Santa Ana.](#)  
**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: City Budget for fiscal year 2003-2004:
  - (a) [Resolution determining and adopting an appropriations limit of \\$126,092,564.00 for fiscal year 2003-2004, in accordance with Article XIII-B of Proposition 4 of the Constitution of the State of California, as amended by Proposition 111 and Senate Bill 88.](#)  
**Recommendation: Adopt resolution**
  - (b) [Resolution adopting a budget for fiscal year 2003-2004.](#)  
**Recommendation: Adopt resolution**
  - (c) [Resolution determining and adopting the General Fund operating reserve for the 2003-2004 fiscal year in accordance with Title 2, Chapter V, Article 6, of Costa Mesa Municipal Code.](#)  
**Recommendation: Adopt resolution**
  - (d) [Resolution adopting the 2003-2004 statement of investment policy, and authorizing the City Treasurer to invest and reinvest idle monies of the City of Costa Mesa in accordance with the 2003-2004 statement of investment policy.](#)  
**Recommendation: Adopt resolution**
2. PUBLIC HEARING: [Resolution reauthorizing the Business Improvement Area assessment of two percent \(2%\) for City of Costa Mesa hotels and motels for fiscal year 2003-2004.](#)  
**Recommendation: Adopt resolution**
3. PUBLIC HEARING: [Allocation of surplus grant funds \(including earned interest\) from the 2001 Local Law Enforcement Block Grant \(LLEBG\) in the amount of \\$31,518.00.](#)  
**Recommendation: Approve**

VIII OLD BUSINESS

1. [Continued from the meeting of June 2, 2003, Cooperative Agreement No. C-3-0209 with the Orange County Transportation Authority \(OCTA\) supporting Preliminary Engineering of the Centerline Light Rail System.](#)  
**Recommendation: Approve; authorize Mayor, City Manager, and Clerk to sign**

OLD BUSINESS—continued

2. [From the meeting of June 2, 2003, second reading and adoption of Ordinance 03-6, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING CHAPTER 1, ARTICLE 1 OF TITLE 15 OF THE COSTA MESA MUNICIPAL CODE RELATING TO THE REGULATION OF SHOPPING CARTS.](#)  
**Recommendation: Adopt Ordinance 03-6**
  - (a) Resolution setting fine for violating shopping cart ordinance and establishing standard for cart retrieval programs.  
**Recommendation: Adopt resolution**
  
3. [From the meeting of June 2, 2003, second reading and adoption of Ordinance 03-7, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING TITLE 2 OF THE COSTA MESA MUNICIPAL CODE REGARDING THE REGULATION OF AT-WILL EMPLOYEES.](#)  
**Recommendation: Adopt Ordinance 03-7**

IX NEW BUSINESS

1. [Potential restrictions on block wall construction if excess right-of-way were to be vacated and returned to the property at 1902 Santa Ana Avenue.](#)  
**Recommendation: Provide direction to staff and the property owner**
  
2. [2003-2004 Third Quarter Community Objectives Update.](#)  
**Recommendation: Approve**
  
3. [Report on preparation for the annual Orange County Fair.](#)
  - (a) [Authorize City Manager to enter into a contract for noise monitoring services in an amount not to exceed \\$15,000.00 to be funded from Net Revenue/Special Projects.](#)  
**Recommendation: Approve**
  
4. [Request for Grad Night funding.](#)  
**Recommendation: Consider funding request**

X REPORTS

City Attorney

City Manager

XI COUNCIL MEMBERS REPORTS, COMMENTS, AND SUGGESTIONS

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

XII ADJOURNMENT