



# 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.

## **OCTOBER 20, 2003**

- |     |                      |  |
|-----|----------------------|--|
| I   | PLEDGE OF ALLEGIANCE | Council Member Mansoor   |
| II  | INVOCATION           | The Reverend Tim McCalmont, Presbyterian Church of the Covenant  |
| III | ROLL CALL            |  |
| IV  | MINUTES              | Regular meeting of October 6, 2003   |
|     | MOTION               | To read all ordinances and resolutions by title only   |
|     | PRESENTATION         | Deuce Award (MADD), Officer Gerry Stukkie  |
|     | PROCLAMATIONS        | National Good Neighbor Day, September 28, 2003<br>Lawsuit Abuse Awareness Week, October 6-10, 2003<br>National Breast Cancer Awareness Month, October, 2003, and<br>National Mammography Day, October 17, 2003<br>Republic of Azerbaijan Independence Day, October 18, 2003<br>National Council of Negro Women Day, October 25, 2003 |

- 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 1974, funding City operating expenses for \$2,018,821.55.  
**Recommendation: Approve**
3. Warrant Resolution 1975 funding Payroll No. 321 for \$1,940,229.48, Payroll No. 320A for negative \$2,899.77, and City operating expenses for \$702,449.84, including payroll deductions.  
**Recommendation: Approve**

Administrative Actions

4. [Resolution approving the application for grant funds for the Roberti-Z'Berg-Harris Block Grant Program under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002.](#)  
**Recommendation: Adopt resolution**

CONSENT CALENDAR—continued

Administrative Actions

5. [Resolution authorizing the application for grant funds for the Per Capita Grant Program under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002.](#)  
**Recommendation: Adopt resolution**
  
6. [Resolution supporting the concept and efforts of the California Highway Patrol needed to conduct a driving under the influence \(DUI\) Traffic Safety Project.](#)  
**Recommendation: Adopt resolution**
  - (a) Budget Adjustment No. 04-023 for \$1,992.00, for grant funds awarded by the California Office of Traffic Safety through the California Highway Patrol for drunk driving enforcement, “Removing the Impaired Driver” (RID), State Project No. AL0307.  
**Recommendation: Approve**
  
7. [Budget Adjustment No. 04-025 for \\$24,782.00, for grant funds awarded by the California Office of Traffic Safety for vehicle seat belt enforcement during the “California Seat Belt Compliance Campaign, November 17 through November 30, 2003.](#)  
**Recommendation: Approve**
  
8. [Budget Adjustment No. 04-028 for \\$13,993.00, for mini-grant funds awarded by the California Office of Traffic Safety for sobriety checkpoints during the “You Drink and Drive, You Lose” campaign, to be held December 19, 2003, through January 4, 2004, and June 25, 2004, through July 10, 2004.](#)  
**Recommendation: Approve**
  
9. [Award \\$1,000.00 to a private citizen who reported gang-related graffiti.](#)  
**Recommendation: Approve in accordance with Costa Mesa Municipal Code Section 11-147**
  
10. [Ordinance amending certain Municipal Code sections regarding the office of Mayor Pro Tempore.](#)  
**Recommendation: Give ordinance first reading**

CONSENT CALENDAR—continued

Administrative Actions

11. [Agreements governing use of Home Ranch Education Contribution:](#)
  - (a) Agreement governing use of Education Contribution between the City of Costa Mesa and the Costa Mesa High School.  
**Recommendation: Approve; authorize Mayor and Clerk to sign**
  - (b) Agreement governing use of Education Contribution between the City of Costa Mesa and the Estancia High School/TeWinkle Middle School Foundation.  
**Recommendation: Approve; authorize Mayor and Clerk to sign**

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

VII PUBLIC HEARINGS

1. [PUBLIC HEARING: Resolution authorizing application for and acceptance of 2003 Local Law Enforcement Block Grant \(LLEBG\) allocation of \\$51,036.00; and LLEBG Citizens Advisory Committee recommendation to allocate the LLEBG proceeds and matching funds for the purchase of an Olympus Digital Voice Recorder for \\$56,707.00.](#)  
**Recommendation: Adopt resolution; approve recommendation**
  - (a) Budget Adjustment No. 04-021 appropriating \$51,036.00 of the 2003 LLEBG funds, and appropriating \$5,671.00 in matching funds from the 2003 Citizens Options for Public Safety, for a total appropriation of \$56,707.00.  
**Recommendation: Approve**

VIII OLD BUSINESS

1. [From the meeting of August 4, 2003, TeWinkle Park softball field dimension options.](#)  
**Recommendation: The Parks and Recreation Commission and staff recommend that Council approve the recommended outfield dimensions; determine that the proposed project is categorically exempt from CEQA requirements; direct installation of the expanded ball fields and new lighting system; and provide direction to staff on the funding**

OLD BUSINESS—continued

2. [From the meeting of September 2, 2003, resolution amending Resolution 02-85 by establishing the new Assistant City Manager job classification and salary range.](#)  
**Recommendation: Adopt resolution**
  - (a) Budget Adjustment No. 04-029 for \$90,433.00.  
**Recommendation: Approve**
  
3. [Consideration of TeWinkle Park as the location for the first permanent skate park, and review of potential additional sites for permanent and pocket-size skate parks.](#)  
**Recommendation: Approve designation of TeWinkle Park; approve review of other park sites; and provide direction to staff for the purpose of making future decisions with respect to building, programming and supervising additional skate parks.**

IX NEW BUSINESS

1. [Letter of Agreement between the Costa Mesa City Employees Association \(CMCEA\) and the City of Costa Mesa extending the 2001-03 Memorandum of Understanding for 12 months.](#)  
**Recommendation: Approve**
  
2. [Parks and Recreation Commission recommendation of additional improvement options for the TeWinkle Park Lake Upgrade Project.](#)  
**Recommendation: Consider additional improvement options; remove improvement options Nos. 1, 2, 4, and 6; and provide direction to staff on the funding**
  
3. [Resolution supporting a statewide ballot initiative to allow voters to decide whether local tax funds may be taken, confiscated, shifted, diverted, or otherwise used to fund state government operations and responsibilities.](#)  
**Recommendation: Adopt resolution**

NEW BUSINESS—continued

4. [Appointments to Child Care and Youth Services Committee; Historical Preservation Committee; Human Relations Committee; and Investment Oversight Committee.](#)  
**Recommendation: Make reappointments and fill vacancies**
  - (a) Advisory Committee of Teens (ACT).  
**Recommendation: Determine whether to retain or disband the committee**
  
5. [Ordinance amending Title 15, Chapter V, Article 2, Section 2-171\(e\) of the Costa Mesa Municipal Code regulating purchases.](#)  
**Recommendation: Give ordinance first reading**
  - (a) Resolution relating to the provision of a local preference in the purchase of supplies, equipment and services to be effected when the Ordinance goes into effect.  
**Recommendation: Adopt resolution**

X REPORTS

City Attorney

1. Pursuant to Section 54956.9(a) of the California Government Code, a closed session has been scheduled for the City Council to confer with legal counsel, Tom Wood, Acting City Attorney, regarding existing litigation in the case of Rutter Development Corporation v. the City of Costa Mesa, Orange County Superior Court Case No. 03CC09792.

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