



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 1ST & 3RD 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.

NOVEMBER 3, 2003

- I PLEDGE OF ALLEGIANCE Mayor Monahan
- II INVOCATION Pastor David Peckham, Seventh Day Adventist Church
- III ROLL CALL
- IV MINUTES
- MOTION To read all ordinances and resolutions by title only
- PRESENTATIONS Mayor's Award, Lisa Olson
35th Anniversary of the Orange County Marketplace Proclamation
Reflex Sympathetic Dystrophy Syndrome Awareness Month Proclamation
Employees of the Month, Bill Hoyle and Ed Roberts

- 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 1976, funding City operating expenses for \$1,635,192.35.
Recommendation: Approve
3. Warrant Resolution 1977, funding Payroll No. 322 for \$1,968,784.78, Payroll No. 321A for \$955.12, and City operating expenses for \$742,579.89, including payroll deductions.
Recommendation: Approve

Administrative Actions

4. [Cooperative Agreement 12-479 with the State of California Department of Transportation \(CALTRANS\), for improvements at Fairview Road and the I-405 Interchange, in connection with the Home Ranch Development EIR and Development Agreement DA-00-01.](#)
Recommendation: Approve; authorize Mayor and Clerk to sign

CONSENT CALENDAR—continued

Administrative Actions

5. [Award contract for Slurry Seal of the Civic Center Parking Lot, Project No. 03-26, to Wheeler Paving, Inc., 7724 Mission Boulevard, Riverside, for \\$33,956.00.](#)
Recommendation: Approve; authorize Mayor and Clerk to sign

6. [Resolution authorizing certain officials of the City to file application with the California Office of Emergency Services for the purpose of obtaining certain Federal disaster assistance.](#)
Recommendation: Adopt resolution

7. [Resolution authorizing application for grant funding from the California Coastal Commission \(CCC\) 2003-2004 Whale Tail Competitive Grants Program for the National Pollutant Discharge Elimination System \(NPDES\).](#)
Recommendation: Adopt resolution

8. [Accept award and allocation of the 2002-2003 California High Technology Grant, also referred to as the California Law Enforcement Equipment Program \(CLEEP\), and allocation of grant surplus and earned interest.](#)
Recommendation: Approve

9. [Budget Adjustment No. 04-033, for \\$25,000.00, for consultant's fees for organizational review and cost/benefit analysis of the City Attorney's Office.](#)
Recommendation: Approve

10. [Budget Adjustment No. 04-030, for \\$31,213.00, for the California Beverage Container Recycling and Litter Reduction Grant for 2003-2004.](#)
Recommendation: Approve

CONSENT CALENDAR—continued

Administrative Actions

11. [Development Agreement DA-03-03, for George Sakioka, authorized agent for Roy K. Sakioka and Sons, for an annual conformity review of the Sakioka Farms Development Agreement \(DA-99-02\), 14850 Sunflower Avenue, located south of Sunflower Avenue between Sakioka Drive and Main Street \(Sakioka Lots 1 and 2\). Environmental Determination: Exempt.](#)
Recommendation: Determine and find Sakioka Farms/Roy K. Sakioka and Sons in good faith compliance with the terms and conditions of the agreement

12. [Development Agreement DA-03-04, for John Krappman, authorized agent for FSP Two Town Center, L.L.C., for an annual conformity review of the Two Town Center Development Agreement \(DA-00-04\), 655 Anton Boulevard, located south of Anton Boulevard between Bristol Street and Avenue of the Arts. Environmental Determination: Exempt.](#)
Recommendation: Determine and find that FSP Two Town Center, L.L.C., has demonstrated good faith compliance with the terms and conditions of the agreement

13. [Development Agreement DA-03-05, for Philip Schwartz, authorized agent for McCarthy Cook and Company, for an annual conformity review of the South Coast Metro Development Agreement \(DA-99-01\), located at 475 – 595 \(odd numbers only\) Anton Boulevard. Environmental Determination: Exempt.](#)
Recommendation: Determine and find BRE/South Coast L.L.C. and McCarthy Cook and Co.-South Coast Metro L.L.C. in good faith compliance with the terms and conditions of the agreement

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

VII PUBLIC HEARINGS

VIII OLD BUSINESS

1. [From the meeting of October 20, 2003, second reading and adoption of Ordinance 03-10, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING CERTAIN MUNICIPAL CODE SECTIONS REGARDING THE OFFICE OF MAYOR PRO TEMPORE.](#)
Recommendation: Adopt Ordinance 03-10

2. [From the meeting of October 20, 2003, second reading and adoption of Ordinance 03-11, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING TITLE 15, CHAPTER V, ARTICLE 2, SECTION 2-171\(e\) OF THE COSTA MESA MUNICIPAL CODE RELATING TO THE PROVISION OF A CITY OF COSTA MESA VENDOR PREFERENCE IN THE PURCHASE OF SUPPLIES, EQUIPMENT, AND SERVICES.](#)
Recommendation: Adopt Ordinance 03-11

IX NEW BUSINESS

1. [Resolution adopting the Community Oriented Policing Philosophy \(COPP\) as the Citywide supported philosophy of providing police services.](#)
Recommendation: Adopt resolution

2. [Ordinance to eliminate the current time limitation of January 1, 2004, on establishing loans, advances, and indebtedness with respect to the Redevelopment Plan for the Downtown Redevelopment Project Area \(SB 211\).](#)
Recommendation: Give ordinance first reading

3. [Ordinance to extend by one year the effectiveness of the existing Redevelopment Plan from its current time limit of December 24, 2013, to December 24, 2014, and to extend by one year the time limit for payment of indebtedness and receipt of property taxes from its current time limit of December 24, 2023, to December 24, 2024 \(SB 1045\).](#)
Recommendation: Give ordinance first reading

4. [Request from Orange County Regional Airport Authority \(OCRAA\) to adopt a resolution in support of constructing a transportation tunnel \(“Tri-Tunnel Express”\) from the SR 133 Laguna Freeway under the Cleveland National Forest and Santa Ana Mountains, to ultimately intersect the I-15 Freeway in Riverside County.](#)
Recommendation: Determine whether to 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