



City of Costa Mesa Council Agenda

TUESDAY, JULY 1, 2008

Eric R. Bever
Mayor

Linda W. Dixon
Council Member

Allan R. Mansoor
Mayor Pro Tem

Katrina Foley
Council Member

Wendy Leece
Council Member

City Attorney
Kimberly Hall Barlow

City Manager
Allan Roeder

Development Services Director
Donald Lamm

Public Services Director
Peter Naghavi

City Clerk
Julie Folcik

Council Chambers, 77 Fair Drive
5:00 p.m. – Closed Session and 6:00 p.m. – Council Meeting

TIME LIMIT FOR CITY COUNCIL MEETINGS: Except by majority vote of the City Council to continue, meetings shall conclude at midnight. If there is unfinished business on the Agenda, those items will be continued to the next regularly scheduled City Council meeting, pursuant to Resolution No. 05-8.

Welcome to the City Council Meeting

Your attendance at this public meeting is valued and appreciated.

The following City codes, guidelines, and reminders are provided for your information:

1. In accordance with Costa Mesa Municipal Code, Sec. 2-64 (1): No person in the audience shall "engage in disorderly, disruptive, disturbing, delaying or boisterous conduct including but not limited to, handclapping, stomping of feet, whistling, making noise, use of profane language or obscene gestures, yelling or similar demonstrations, which may disrupt the peace and good order of the Council proceedings."
2. All cell phones and pagers are to be turned off or set to vibrate. Members of the audience are requested to step outside the Council Chambers to respond to a page or to conduct a phone conversation.
3. In accordance with City Council Policy 000-11, and among other requirements, any video submitted for display at a public meeting must have been previously reviewed by staff to verify appropriateness for general audiences. A copy of this policy is available at City Hall during normal office hours.

4. Please use the podiums on either side of the dais to speak to the City Council. Direct all verbal communications, requests, and/or questions to the Mayor.
5. Any written communications, pictures, etc., to be provided to the Council should be directed to the City Clerk. Any exhibits to be displayed on the overhead screen may be given to the appropriate staff member.

NOTE: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk, (714) 754-5225. Notification of 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].

CLOSED SESSION 5:00 p.m.

At the conclusion of the Public Comment, the City Council will recess to Conference Room 1B for Closed Session. Please note that if there are not any closed session items listed, City Council will convene at its regular meeting time of 6:00 p.m.

I ROLL CALL

- II PUBLIC COMMENTS Members of the public are welcome to address the City Council only on those items listed on the Closed Session agenda. Each member of the public will be given three (3) minutes to speak.

III CLOSED SESSION:

No Closed Session scheduled.

RECESS TO STUDY SESSION:

The Council will recess to and convene an Agenda Review Study Session beginning at 5:30 p.m. in Conference Room 1-A of City Hall. The public is welcome to attend and offer comment.

Pursuant to Resolution No. 07-80, each member of the public will be given an opportunity to speak for two (2) minutes on Study Session agenda items. A maximum overall time of (15) minutes will be permitted for public comment. Note that no action may be taken by the City Council prior to the 6:00 p.m. meeting.

RECONVENE REGULAR MEETING

**REGULAR CITY COUNCIL AGENDA
6:00 p.m.**

PLEDGE OF ALLEGIANCE Council Member Linda Dixon

MOMENT OF SOLEMN EXPRESSION Pastor Tim McCalmont, Presbyterian Church of the Covenant

[Per Council Policy 000-12, these presentations are made by community volunteers stating their own views. The Council disclaims any intent to endorse or sponsor the views of any speaker. Interested presenters, please contact the City Clerk's office.]

ROLL CALL

CLOSED SESSION REPORT

PRESENTATIONS 2007 – 2008 Youth in Government Program

Employees of the Month – Gregg Steward, Fire Marshall;
David Hollister, Fire Protection Analyst; Susan Guzetta,
Fire Protection Analyst; Cheryl Wills, Fire Protection
Specialist; Brenda Emrick, Fire Protection Specialist;
Arlene Franco, Office Specialist II

Proclamation for Parks and Recreation Month

SPEAKERS: PLEASE PRINT YOUR NAME AND ADDRESS (Optional) ON THE SPEAKER FORM(S) AND PRESENT TO THE CITY CLERK PRIOR TO THE ITEM.

PLEASE NOTE:

- **YELLOW FORM IS FOR PUBLIC COMMENTS – TOPICS NOT ON THE AGENDA.**
- **GREEN FORM IS FOR AGENDA ITEMS. PLEASE FILL OUT FOR EACH AGENDA ITEM YOU WISH TO ADDRESS.**

IV **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 (3) minutes each to address any item within the City Council's jurisdiction and which is not listed on the Agenda. The three (3) minute per speaker time limit may be extended for good cause by the Mayor, or by majority vote of City Council Members. Questions and comments made by public speakers may be addressed by Council during Council Comments.

V **COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS**

1. Council Member Katrina Foley

2. Council Member Linda Dixon
3. Mayor Eric Bever
4. Council Member Wendy Leece
5. Mayor Pro Tem Allan Mansoor

VI **CONSENT CALENDAR:** All matters listed under the Consent Calendar are considered to be routine and will be acted upon in one motion. There will be no separate discussion of these items unless members of the City Council, staff, or the public request specific items to be discussed and/or removed from the Consent Calendar for discussion. Items removed from the Consent Calendar will be discussed and voted upon immediately following City 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, city in which they reside, and item number to be addressed.

CONSENT CALENDAR ITEM NOS. 1 THROUGH 10.

Written Communications

1. Reading Folder.

Recommendation: Receive and process

Minutes

2. Regular Adjourned Meeting/Study Session of June 10, 2008 and Regular Meeting of June 17, 2008.

Recommendation: Approve

Warrants

3. Warrant Resolution 2219, funding Payroll No. 812 for \$2,542,050.66, and City operating expenses for \$937,844.54 including payroll deductions.

Recommendation: Approve

4. Warrant Resolution 2220, funding City operating expenses for \$1,437,594.14.

Recommendation: Approve

Administrative Actions

5. From the meeting of June 17, 2008, Amendment No. 2 to Professional Services Agreement with the companies of: Scott Fazekas & Associates, Inc., 9 Corporate Park, Suite 200, Irvine; Bureau Veritas, 2001 East First Street, Santa Ana; Harris & Associates, 34 Executive Park, Suite 150, Irvine; and CSG Consultants, Inc., 151 Kalmus Drive, Suite C-200, Costa Mesa, for building plan review and inspection services, for one (1) year, for an aggregate amount not to exceed \$100,000.

Recommendation: Approve; authorize the Mayor and City Clerk to sign

6. Professional Services Agreement with David Volz Design Landscape Architecture, Inc., 151 Kalmus Drive, Suite M8, Costa Mesa, to provide professional services for the master planning of the Brentwood Park and 261 Monte Vista Avenue, in an amount not to exceed \$84,690.

Recommendation: Approve; authorize the Mayor and City Clerk to sign

7. Professional Services Agreement with A.C.T. GIS, 19000 Grovewood Drive, Corona, for support services of the city's Geographic Information System (GIS) from July 1, 2008 through June 30, 2009, in the amount of \$92,122.

Recommendation: Approve; authorize the Mayor and City Clerk to sign

8. Authorize initiation of contract with CARE Ambulance Company, Inc., 1517 W. Braden Court, Orange, for the provision of emergency ambulance and patient billing services (RFP #1117).

Recommendation: Approve

CONSENT CALENDAR—continued

Administrative Actions

9. [A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, REVISING THE SALARY RANGES FOR JOB CLASSIFICATIONS REPRESENTED BY THE COSTA MESA FIREFIGHTERS ASSOCIATION TO REFLECT THE ESTABLISHED LABOR MARKETPLACE PURSUANT TO THE 2007-2010 MOU.](#)

Recommendation: Adopt resolution

- (a) Budget Adjustment No. 09-002 for \$843,551

Recommendation: Approve; authorize the Mayor to sign

10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING RECORDS DESTRUCTION FOR THE PLANNING DIVISION OF THE DEVELOPMENT SERVICES DEPARTMENT OF THE CITY OF COSTA MESA, PURSUANT TO ORDINANCE NO. 75-60.

Recommendation: Adopt resolution

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

VII PUBLIC HEARINGS - 7:00 p.m. (Resolution No. 05-55)

1. [PUBLIC HEARING: From the meeting of May 6, 2008, Review of the Planning Commission's determination for Planning Application PA-08-07, for Laura Dunbar, authorized agent for Danny and Dorothy Dunbar, for construction of a two-story second dwelling unit with an administrative adjustment for 3-ft. side setback \(5 ft. required\) and a minor modification to retain an existing driveway, located at 242 Ogle Street, in an R2-HD \(Multiple-Family Residential District, High Density\) zone. Environmental determination: exempt.](#)

Recommendation: Adopt resolution to modify Planning Commission's decision

PUBLIC HEARINGS – continued

2. PUBLIC HEARING: Review of the Planning Commission’s determination of Tentative Tract Map T-17248 for authorized agent Justin McMillen of InHabitatioin Design. T-17248 involves the proposed subdivision of the property for condominium purposes for a 7-unit, multi-family attached, residential development previously-approved under Final Master Plan PA-07-31. The subject property consists of two parcels located at 616 Center Street and 613 Plumer Street in the Mesa West Residential Ownership Urban Plan area and in the R2-HD zone. Environmental Determination: exempt.

Recommendation: Adopt resolution to uphold, reverse, or modify Planning Commission’s decision

VIII OLD BUSINESS

1. From the meeting of June 17, 2008, second reading and adoption of Ordinance No. 08-5: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY COUNCIL OF THE CITY OF COSTA MESA AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES’ RETIREMENT SYSTEM, in order to implement the 2.5% at 55 retirement formula for Miscellaneous employees.

Recommendation: Adopt Ordinance No. 08-5, read by title only, and waive further reading

IX NEW BUSINESS

There is no New Business scheduled.

X REPORTS

City Attorney:

City Manager:

- XI ADJOURNMENT – Adjourn to July 8, 2008, 4:30 p.m., for a Study Session. Next Regular City Council Meeting will be held on July 15, 2008.

Agenda related writings or documents provided to a majority of the City Council members after distribution of the City Council Agenda Packet (GC 54957.5)

Any writings or documents provided to a majority of the City Council members regarding any item on this agenda will be made available for public inspection at the City Clerk's Public Counter, Lobby Level, in City Hall located at 77 Fair Drive, Costa Mesa, during normal business hours. In addition, such writings and documents may be posted, whenever possible, and as part of the agenda, on the City's website at www.ci.costa-mesa.ca.us