



# City of Costa Mesa Council Agenda

**Gary Monahan**  
Mayor

**Allan Mansoor**  
Mayor Pro Tem

**Chris Steel**  
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.

## **JANUARY 20, 2004**

- |     |                      |                                                                                                                            |
|-----|----------------------|----------------------------------------------------------------------------------------------------------------------------|
| I   | PLEDGE OF ALLEGIANCE | Mayor Pro Tem Mansoor                                                                                                      |
| II  | INVOCATION           | Chaplain Lloyd Sellers, Hoag Memorial Hospital Presbyterian                                                                |
| III | ROLL CALL            |                                                                                                                            |
| IV  | MINUTES              | Regular meeting of January 5, 2004                                                                                         |
|     | MOTION               | To read all ordinances and resolutions by title only                                                                       |
|     | PRESENTATIONS        | Mayor's Award, Surat Singh<br>Adopt-A-Bench Program Donation, Mr. and Mrs. Charles Buchanan<br>Digital Cities Survey Award |

- 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 1987, funding Payroll 401 for \$1,970,452.06, Payroll No. 326A for negative \$4,684.06, and City operating expenses for \$863,992.84, including payroll deductions.  
**Recommendation: Approve**
3. Warrant Resolution 1988, funding City operating expenses for \$714,043.40.  
**Recommendation: Approve**

Claims

4. Application for Leave to Present a Late Claim from Kathleen June Dunne (allegedly assaulted by Costa Mesa Police Officers).  
**Recommendation: Reject**
5. Claims from JoTana Jones and Renado Herrera (alleged false arrests).  
**Recommendation: Reject**

CONSENT CALENDAR—continued

Claims

6. Claim from Thomas Edwin McRayin (alleged false arrest/excessive force).  
**Recommendation: Reject**

Administrative Actions

7. [Resolution adopting the City of Costa Mesa Emergency Plan as required by the California Emergency Services Act.](#)  
**Recommendation: Adopt resolution**
8. [Supplemental agreement with Alderman Engineering, 19936 Little Woods Road, Cottonwood, in an amount not to exceed \\$62,500, for design services to upgrade the TeWinkle Park Lakes.](#)  
**Recommendation: Approve; authorize City Manager to sign**
9. [Agreement with Accutek Traffic Data, Inc., 21114 Trigger Lane, Diamond Bar, in an amount not to exceed \\$45,000.00, for the City's annual traffic volume survey.](#)  
**Recommendation: Approve; authorize Mayor and Clerk to sign**

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

VII PUBLIC HEARINGS

1. [PUBLIC HEARING: Continued from the meeting of January 5, 2004, Fiscal Year 2003-04 User Fees and Charges:](#)
  - (a) Resolution establishing and adopting schedules of rates, fees, and charges for Fiscal Year 2003-2004 for services provided by the City of Costa Mesa.  
**Recommendation: Adopt resolution**

**ADJOURN CITY COUNCIL MEETING; CONVENE SPECIAL JOINT MEETING OF THE CITY COUNCIL/REDEVELOPMENT AGENCY**

ROLL CALL

PUBLIC HEARINGS—continued

2. [PUBLIC HEARING: Reconsideration of the April 14, 2003, Special Joint Meeting of the City Council and Redevelopment Agency decision regarding 1901 Newport Plaza Residences Project located at 1901 Newport Boulevard, for Dave Eadie, Rutter Development, authorized agent for property owner Kennedy/Rutter Development, for a residential condominium project in the Planned Development Commercial \(PDC\) Zone. Environmental Determination: Final EIR No. 1050.](#)
  - (a) Certification of Final EIR No. 1050.  
**Recommendation: Adopt resolution certifying Final Environmental Impact Report (EIR) No. 1050**
  - (b) Resolution of the Costa Mesa Redevelopment Agency recommending to City Council adoption of General Plan Amendment GP-02-04 [Redevelopment Agency action item].  
**Recommendation: Adopt resolution**
  - (c) General Plan Amendment GP-02-04 for a site-specific floor area ratio (FAR) for the commercial component, for a site-specific density for the residential component, and for the proposed 5-level parking structure.  
**Recommendation: Adopt resolution approving General Plan Amendment GP-02-04**
  - (d) Ordinance amending Title 13 for the 1901 Newport Plaza Residences project.  
**Recommendation: Give first reading to ordinance amending Title 13 related to a site-specific FAR and site-specific density**
  - (e) Final Master Plan approval PA-02-11, including a minor modification for a two-foot encroachment of balconies/patio areas into the street setback along Bernard Street and application of the tenant open space parking reduction.  
**Recommendation: Adopt resolution approving Final Master Plan PA-02-11**
  - (f) Amendment to the 1999-2004 Implementation Plan for the Downtown Redevelopment Plan and adoption of the Inclusionary Housing Plan [Redevelopment Agency action item].  
**Recommendation: Continue to the Redevelopment Agency meeting of March 8, 2004**

**ADJOURN SPECIAL JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING;  
RECONVENE CITY COUNCIL MEETING**

VIII OLD BUSINESS

1. [From the meeting of January 5, 2004, second reading and adoption of Ordinance 04-1, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING TITLE 13, ARTICLE 10, OF THE COSTA MESA MUNICIPAL CODE REGARDING FLOODPLAIN AND FLOODWAY DISTRICTS.](#)  
**Recommendation: Adopt Ordinance 04-1**
  
2. [From the meeting of September 2, 2003, consideration of possible sale of certain Fairview Park Property.](#)  
**Recommendation: Receive and file; staff to provide an updated status report no later than July, 2004**

IX NEW BUSINESS

1. [Revised Recreation Program Cost Recovery Guidelines.](#)  
**Recommendation: Approve**
  
2. [Request for rehearing from Council Member Cowan of the decision of the City Council at its regular meeting of January 5, 2004, regarding the Community Development Block Grant public service grant Policies and Procedures and application.](#)

X REPORTS

City Attorney

City Manager

XI COUNCIL MEMBERS REPORTS, COMMENTS, AND SUGGESTIONS

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

XII ADJOURNMENT