

**REGULAR AJOURNED MEETING (STUDY SESSION) OF THE
CITY COUNCIL
CITY OF COSTA MESA**

September 14, 2010

The City Council of the City of Costa Mesa, California met in a Regular Adjourned Meeting (Study Session), on Tuesday, September 14, 2010 at 4:33 p.m. in Conference Room 1A, 77, Fair Drive, Costa Mesa. The meeting was called to order by the Mayor.

ROLL CALL:

Council Members Present: Mayor Allan R. Mansoor
Mayor Pro Tem Wendy Leece
Council Member Eric R. Bever
Council Member Katrina Foley
Council Member Gary Monahan

Council Members Absent: None

Officials Present: City Manager Allan Roeder
Assistant City Manager Tom Hatch
City Attorney Kimberly Hall Barlow
Public Services Director Peter Naghavi
Budget and Research Officer Bobby Young
City Clerk Julie Folcik

I. PUBLIC COMMENT

1. Beth Refakes, Costa Mesa, expressed her concerns regarding the proposed Graffiti Ordinance. (00:00:37)
2. Jim Fitzpatrick , Costa Mesa, addressed graffiti abatement, and the franchise fees for sanitation and hauling. (00:02:13)
3. John Feeney, Costa Mesa, addressed graffiti abatement, and opposed the franchise fees for residential waste hauling. (00:04:01)

II. ITEMS FOR DISCUSSION

1. Amendments to the Graffiti Ordinance (00:06:22)

Assistant City Manager Tom Hatch introduced the report. Officer Jason Chamness presented the report explaining the types of graffiti that is found regularly occurring in the community, the "tools of the trade" and statistics for each type of graffiti. Officer Chamness reported on effective ordinances in other cities and recent success by the City Attorney's office to negotiate restitution. Discussion ensued on language for the ordinance and the City's limits on graffiti removal and requiring property owners to remove graffiti on private property. Officer Chamness and Assistant City Manager Tom Hatch responded to questions from Council Members. The Council took not action.

2. Potential Utilization of E-Verify (00:48:43)

Mayor Mansoor presented the report. City Manager Allan Roeder provided an overview of the U.S. Citizenship and Immigration Services E-Verify program and the need for approval of staff time to research the program to determine uses. The City Council was asked to provide direction to staff to help determine level of research and costs. Discussion ensued on the need for E-Verify, current City contracts and business license requirements. Mr. Roeder and City Attorney Kimberly Hall Barlow responded to questions from Council Members.

3. Residential Waste Hauling Franchise (01:07:43)

Public Services Director Peter Naghavi provided an overview of the current residential waste hauling program and those of other cities. Mike Balliet, the City's waste management consultant presented the report. Research on trash rates for cities in Orange County found Costa Mesa to have the third highest rate, but does not collect a franchise fee. Council Member Monahan discussed efforts by the Costa Mesa Sanitary District to study rates, franchise fees and combining commercial and residential waste hauling to save money for residents. Discussion ensued on rates, recycling and determining a possible franchise fee to help offset direct impacts to City infrastructure. Mr. Naghavi and City Attorney Kimberly Hall Barlow responded to questions from Council Members.

4. Employee of the Month

The City Council reviewed applications for Employee of the Month; a preference was indicated, absent any objection. Announcement of the Employee of the Month would be made at a subsequent City Council meeting.

III. COUNCIL MEMBERS REPORTS, COMMENTS, AND SUGGESTIONS

There were no Council comments made.

ADJOURNMENT

The Mayor declared the City Council meeting adjourned at 6:10 p.m. The next Regular Meeting will be held September 21, 2010.

MAYOR

Brenda Green

CITY CLERK