



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 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.

Tuesday, September 7, 2004

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| I | PLEDGE OF ALLEGIANCE | Mayor Monahan |
| II | MOMENT OF SOLEMN EXPRESSION | Rabbi Haim Asa, Fairview Hospital Chaplin
[Per Council Policy 000-12, these presentations are made by community volunteers stating their own views. Interested presenters, please contact the City Clerk's office.] |
| III | ROLL CALL | |
| IV | MINUTES | Regular meeting of August 16, 2004 |
| | MOTION | To read all ordinances and resolutions by title only |
| | PRESENTATION | Mayors Cup Award –
Costa Mesa National Little League All Stars and
Costa Mesa American Little League All Stars

Proclamation for 8 th Annual Inner-Coastal Watershed
Clean-up |

PROCLAMATIONS Stepfamily Day, September 16, 2004
 National Prostate Cancer Awareness Month, September 2004
 Developmental Disabilities Day, September 10, 2004
 Orange County Americorps Alliance, September 2004

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 2019 funding Payroll No. 417 for \$1,965,710.27, Payroll No. 416A for \$3,245.49, and City operating expenses for \$589,096.22, including payroll deductions.
 Recommendation: Approve
3. Warrant Resolution 2020, funding City operating expenses for \$966,619.09.
 Recommendation: Approve
4. Warrant Resolution 2021 funding Payroll No. 418 for \$1,953,623.10, and City operating expenses for \$488,372.49, including payroll deductions.
 Recommendation: Approve

CONSENT CALENDAR—continued

Administrative Actions

5. [Agreement with Norris-Repke Corporation, 400 North Tustin Avenue, Santa Ana, in an amount not to exceed \\$30,760.00, for design services of pavement reconstruction at Raleigh Avenue from Wilson Street to the south cul-de-sac \(FY 2004-2005 CDBG Street Improvement Project\).](#)
Recommendation: Approve; authorize Mayor and Clerk to sign

6. [Agreement with APA, Engineering, Inc., 23282 Mill Creek Drive, Suite 160, Laguna Hills, in an amount not to exceed \\$33,910.00, for design services of pavement reconstruction at 17th Street from Monrovia Avenue to the westerly City limits \(FY 2004-2005 CDBG Street Improvement Project\).](#)
Recommendation: Approve; authorize City Manager to enter into agreement and to make minor changes

7. [Award contract for 17th Street, 19th Street, and Alley No. 111 Rehabilitation, Project No. 04-11, to R.J. Noble Company, 15505 E. Lincoln Avenue, Orange, for \\$633,457.80.](#)
Recommendation: Approve; authorize Mayor and Clerk to sign

8. [Award contract for Carpet Replacement at the Neighborhood Community Center, 1845 Park Avenue, Project No. 04-15, to The Invironmentalists Commercial Services Company, d.b.a. The Invironmentalists, 1355 S. Acacia Avenue, Fullerton, for \\$28,810.00 \(base bid only\).](#)
Recommendation: Approve; authorize Mayor and Clerk to sign

9. [TeWinkle Park Improvements](#)
 - (a) TeWinkle Park Athletic Complex, Project No. 04-13
Recommendation: Reject all bids, and direct staff to defer consideration of the construction of this project until the Fiscal Year 2005-2006 budget

 - (b) Award contract for TeWinkle Park Irrigation Mainline Rehabilitation, Project No. 04-10, to P & D Landscape Management Services, 999 Town & Country Road, 4th Floor, Orange, for \$224, 445.00 (base bid only).
Recommendation: Approve; authorize Mayor and Clerk to sign
 - (1) Budget Adjustment No. 05-008 for \$200,000.00.
Recommendation: Approve

CONSENT CALENDAR—continued

Administrative Actions

- (c) Award contract for TeWinkle Park Skate Park, Project No. 04-19, to Channel Islands Paving Co., 355 N. Lantana Street, #685, Camarillo, for \$936,200.00.

Recommendation: Approve; authorize Mayor and Clerk to sign

- (d) Award contract for TeWinkle Lakes Renovation, Project No. 04-17, to Pima Corporation, d.b.a. Advanced Construction, 2001 S. Barrington Avenue, Suite 204, for \$960,900.00.

Recommendation: Approve; authorize Mayor and Clerk to sign

- 10. [Amendment No. 1 to Cooperative Agreement 12-340 with the State of California Department of Transportation \(Caltrans\) for improvements at I-405/Hyland Avenue onramp, to increase the support costs to \\$90,000.00 for right-of-way acquisition, by transferring funds from the right-of-way capital costs.](#)

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

- 11. [Completion of Construction of Material Bin Covers at the City of Costa Mesa Corporation Yard, 2310 Placentia Avenue, Project No. 03-16, by Key Construction, 10891 Magnolia Avenue, Suite 5, Anaheim.](#)

Recommendation: Accept work; authorize Clerk to file a Notice of Completion; release retention funds 35 days thereafter; exonerate Labor and Material Bond 7 months thereafter; exonerate Performance Bond 12 months thereafter

- 12. [Completion of Construction of Roadway Rehabilitation of Red Hill Avenue from Paularino Avenue to McCormick Avenue \(Project A\) and from McCormick Avenue to Pullman Street \(Project B\) – Federal Project Nos. STPL-5312 \(046\) an \(042\), Project No. 03-23, by All America Asphalt, P.O. Box 2229, Corona.](#)

Recommendation: Accept work; authorize Clerk to file a Notice of Completion; release retention funds 35 days thereafter; exonerate Labor and Material Bond 7 months thereafter; exonerate Performance Bond 12 months thereafter

CONSENT CALENDAR—continued

Administrative Actions

13. [Completion of Rehabilitation of Fair Drive and Southbound Fairview Road, Project No. 04-05, by All America Asphalt, P.O. Box 2229, Corona.](#)
Recommendation: Accept work; authorize Clerk to file a Notice of Completion; release retention funds 35 days thereafter; exonerate Labor and Material Bond 7 months thereafter; exonerate Performance Bond 12 months thereafter

14. [Resolution authorizing the application for funds for five projects during Fiscal Years 2005-2007, under the Orange County Transportation Authority's \(OCTA\) Transportation Enhancement Activity \(TEA\) Program pursuant to the 1998 Transportation Equity Act for the 21st Century.](#)
Recommendation: Adopt resolution

15. [Resolution amending Resolution No. 02-64 by establishing the new Police Training Administrator and Police Records Administrator job classifications and corresponding salary range.](#)
Recommendation: Adopt resolution

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

VII PUBLIC HEARINGS

1. [PUBLIC HEARING: Appeal from Jack Sakzlyan of the Planning Commission's decision to deny Conditional Use Permit PA-04-21 for Daniel C. Carlton, Attorney, authorized agent for Carl Reinhart/El Camino Partners, to modify an existing conditional use permit for a former gasoline service station to discontinue sales of gasoline to become solely an auto repair facility, located at 1045 El Camino Drive in an R2-MD \(Medium Density, Multi-family Residential\) zone. Environmental determination: Exempt.](#)
Recommendation: Adopt Resolution to Uphold, Reverse or Modify the Planning Commission's decision

2. PUBLIC HEARING: Appeal from Lori McDonald of the Planning Commission's decision to approve a Minor Design Review ZA-04-30 for Darlene La Combe, authorized agent for Barron and Jance Hurlbut, to construct a new 3,108 sq. ft. two-story, single-family residence and a 1,247 sq. ft. 2-story detached granny unit (a 512 sq. ft. detached granny unit over a 635 sq. ft. 3-car garage), with a minor modification to allow a 2 ft. encroachment into the front setback (20' required; 18' proposed) for a porch, located at 281 Walnut Street in an R1 zone (Single Family Residential District). Environmental determination: Exempt.
Recommendation: Adopt Resolution to Uphold, Reverse or Modify the Planning Commission's decision

VIII OLD BUSINESS

1. Council Prioritization and Review of Programs:
 - (a) From the meeting of August 16, 2004, City Council Appeals Process
Recommendation: Give direction to staff to choose or modify alternatives or continue with current process

IX NEW BUSINESS

1. Council Prioritization and Review of Programs:
 - (a) Permit Processing Regulations
Recommendation: Give direction to staff
 - (b) Development Appeals Process
Recommendation: Give direction to staff
2. Organization Review and Cost Benefit Analysis of the City Attorney's Office.
Recommendation: Review options to provide legal services; provide direction to staff regarding preferred option and implementation plan

3. [Resolution opposing the California Performance Review regarding “Tapping Surplus Property Assets” pertaining to the Orange County Fairgrounds.](#)
Recommendation: Adopt resolution; as a matter of City Council policy, adopt a position of opposing the closure and/or relocation of the Orange County Fairgrounds; and reaffirm the City’s current General Plan/Zoning designation for the Orange County Fairgrounds as Public, Open Space and Institutional

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