



**CITY COUNCIL  
REDEVELOPMENT AGENCY  
AGENDA**

City of Westminster  
Regular Meeting  
May 19, 2004

6:30 p.m. – Council Conference Room  
7:00 p.m. – Council Chambers

8200 Westminster Boulevard  
Westminster, California 92683

**MARGIE L. RICE  
MAYOR**

**ANDY QUACH  
Mayor Pro Tem**

**FRANK G. FRY  
Council Member**

**KERMIT MARSH  
Council Member**

**RUSSELL C. PARIS  
Council Member**

**AMERICANS WITH DISABILITIES ACT:** In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk, (714) 898-3311. 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 I)

## **GENERAL INFORMATION**

### **MEETINGS**

Regular Meetings of the City Council/Redevelopment Agency are held the first and third Wednesday of each month at the hour of 6:00 p.m. (5:00 p.m. if deemed necessary) for Closed Session matters, if required. **The public session of the meeting shall commence at 7:00 p.m.** or as soon thereafter as possible. Adjourned Regular Meetings (Study Sessions) are tentatively held on the Monday following the first Wednesday of the month at 6:00 p.m.

### **AGENDA INFORMATION**

The agenda contains a brief general description of each item to be considered. Agendas are available at the entryway of the Council Chambers. Supporting documentation to each agenda item is available in the entryway for public review.

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### **PUBLIC COMMENTS**

Pursuant to Government Code Section 54954.3, members of the public may address the City Council/Redevelopment Agency/Public Financing Authority during each item on the agenda as called. Oral Communications is held after the Public Hearing portion of the agenda and provides the public an opportunity to address any items of interest **not on the agenda** that are within the subject matter jurisdiction. NO action may be taken on items not listed on the agenda unless authorized by law. Comments shall be limited to three minutes per person.

**To address the City Council/Redevelopment Agency on any matter**, complete a "Request to Speak" form located at the entrance to the Council Chambers. Present the form to the City Clerk prior to being heard by the City Council. When speaking, please face the City Council and state your name and address for the record.

### **AGENDA ON THE INTERNET:**

The Agenda is available at <http://www.ci.westminster.ca.us>. The agenda can be accessed on the internet on the Friday before the meeting on Wednesday.

### **TELEVISED MEETING SCHEDULE**

Regular City Council/Agency meetings are broadcast live on Westminster Cable Channel 3 and REBROADCAST on Monday and Friday at 11:00 a.m.; Tuesday, Wednesday and Thursday at 7:00 p.m.; Wednesday at 12 noon; and Saturday and Sunday at 6:00 p.m.

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**6:30 P.M.**

## **CLOSED SESSION**

PUBLIC COMMENTS MAY BE RECEIVED BY THE CITY COUNCIL/REDEVELOPMENT AGENCY DURING ANY ITEM TO BE CONSIDERED IN CLOSED SESSION.

### **CALL TO ORDER:**

### **ROLL CALL**

PRESENT:

ABSENT:

### **CLOSED SESSION:**

The City Council/Redevelopment Agency will recess to a Closed Session for the following purposes:

- 1) Conference with Legal Counsel pursuant to Government Code Section 54956.9(b): Anticipated Litigation (one potential case); and
- 2) Conference with Real Property Negotiator pursuant to Government Code Section 54956.8: Property: 7541 Wyoming Street (22-unit affordable senior housing apartment); City Negotiators: Interim City Manager Penny Loomer and Director of Community Development Don Anderson; Negotiating Party: Wendy Yan; Under Negotiation: Price and Terms of Payment.

### **RECESS:**

# AGENDA

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7:00 P.M.

PUBLIC COMMENTS MAY BE RECEIVED BY THE CITY COUNCIL/REDEVELOPMENT AGENCY OR PUBLIC FINANCING AUTHORITY DURING EACH ITEM ON THE AGENDA AS CALLED.

The City Council/Redevelopment Agency of the City of Westminster will regularly convene in joint session for the purpose of considering the following City Council/Redevelopment Agency Agenda items. The Westminster Public Financing Authority is also an agency on which Council serves as members. This Agency may also have items scheduled.

## RECONVENE CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

**ROLL CALL:** RICE, QUACH, FRY, MARSH, PARIS

**PRESENT:**

**ABSENT:**

**SALUTE TO FLAG:** City Attorney

**INVOCATION:**

### REPORT OUT OF CLOSED SESSION:

The City Attorney shall determine if any actions taken by the City Council/Redevelopment Agency in Closed Session shall require a reporting on those actions as required by law (Government Code 54957.1(a) (3) (B)).

### SPECIAL PRESENTATIONS:

- A. Presentation of Employee Service Pins
- B. Recognition of individuals that helped with tree planting on Arbor Day

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## 1. CONSENT CALENDAR

*All matters listed under the Consent Calendar are considered routine and will be enacted by one vote. There will be no separate discussion of these items unless Members of the City Council/Redevelopment Agency/Public Financing Authority, the public, or staff request specific items be removed from the Consent Calendar for separate action or discussion.*

### APPROVAL OF MINUTES

#### 1.1 (City Council/Redevelopment Agency) Minutes of the Regular Meeting of the City Council/Redevelopment Agency of April 21, 2004 (Marian Contreras)

RECOMMENDATION: Approve.

### ROUTINE MATTERS

#### 1.2 (City Council/Redevelopment Agency) Waive reading in full of all ordinances and resolutions under consideration, and approve and adopt same by reading title only.

RECOMMENDATION: Approve.

#### 1.3 Notice of Completion for Work Performed by Steiny and Company, Inc. for the traffic signal interconnect installation on Hoover Street from Bolsa to Trask, and signal modifications for Edwards & Bolsa, Westminster & Hoover, and Magnolia & Hazard, and authorization for an increase of \$6,571.34 to Purchase Order #17846 for final payment. (Brad Fowler) (502-19)

RECOMMENDATION: That the City Council:

- 1) Approve the increase of \$6,571.34 to Purchase Order #17846 for final payment, and
- 2) Accept the subject project and authorize the City Clerk to file a Notice of Completion with the County Recorder's Office.

### ORDINANCES (SECOND READING)/RESOLUTIONS

#### 1.4 Resolution No. 3830 - A Resolution of the City Council of the City of Westminster to overturn the Planning Commission's denial of Case No. 2003-74 (Site Plan/Design Review) and to approve Case No. 2003-74 for the property located at 8882-8892 Bolsa Avenue (Don Anderson)

RECOMMENDATION: That the City Council adopt Resolution No. 3830 and waive further reading.

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## 1. CONSENT CALENDAR (Continued)

### WARRANT REGISTER

- 1.5 (City Council/Redevelopment Agency) Warrant Register dated May 1 through May 14, 2004 (Sheri Peasley) (105-09)

RECOMMENDATION: Approve.

### INFORMATION AND REPORTS

- 1.6 Minutes of the Cultural Arts Commission meetings held February 5, 2004 and March 4, 2004 (Diana Dobbert) (104-06)

RECOMMENDATION: Receive and file.

- 1.7 Minutes of the Community Services & Recreation Commission meeting held February 10, 2004 (Diana Dobbert) (104-05)

RECOMMENDATION: Receive and file.

- 1.8 Minutes of the Commission on Aging meetings held February 9, 2004 and March 8, 2004 (Diana Dobbert) (104-09)

RECOMMENDATION: Receive and file.

- 1.9 Minutes of the Planning Commission meeting held April 28, 2004 (Don Anderson) (104-11)

RECOMMENDATION: Receive and file.

- 1.10 Community Development Monthly Activity Report – April, 2004 (Don Anderson) (216-01)

RECOMMENDATION: Receive and file.

### END OF CONSENT CALENDAR

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## 2. COMMISSION/COMMITTEE ITEMS SUBJECT TO REVIEW

- 2.1 The actions of the Planning Commission meeting held on May 12, 2004 (Don Anderson)

RECOMMENDATION: That the City Council determine if they wish to call up any item(s) for review from the Planning Commission meeting of May 12, 2004:

- 1) 15172 Goldenwest Cir (Case 2004-19, CUP) for installation a V-shape two sided billboard facing the I-405 Freeway.

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## 3. PUBLIC HEARINGS – None

## 4. ORAL COMMUNICATIONS

At this time members of the public may address the City Council/Redevelopment Agency regarding any items of interest not on the agenda that are within the subject matter jurisdiction of the City Council. NO action may be taken on items not listed on the agenda unless authorized by law. Comments shall be limited to three minutes per person.

## 5. MATTERS FROM COUNCIL/AGENCY/AUTHORITY MEMBERS

### 5.1 Council/Agency Member Items

### 5.2 Westminster Citizenship for Lance Corporal Kenneth Worley, U. S. Marine Corps, 3<sup>rd</sup> Battalion, 7<sup>th</sup> Marines, 1<sup>st</sup> Marine Division (deceased) (Mayor Rice) (115-00)

RECOMMENDATION: That the City Council bestow honorary Westminster citizenship upon Medal of Honor recipient, Lance Corporal Kenneth Worley, a veteran of the Vietnam War who is buried in Westminster Memorial Park.

### 5.3 Resolution No. 3835 – A Resolution of the City Council of the City of Westminster relating to the burdens placed upon the City by representatives and officials from the Socialist Republic of Vietnam traveling in or through the City of Westminster (continued from the May 5, 2004 meeting) (Mayor Pro Tem Quach and Council Member Marsh) (109-12)

RECOMMENDATION: That the City Council consider and adopt Resolution No. 3835 and waive further reading.

## 6. MATTERS FROM CITY MANAGER/EXECUTIVE DIRECTOR

### 6.1 Acceptance of Traffic Safety Mini-Grant No. IN43004 from State of California Office of Traffic Safety (OTS), California Seat Belt Compliance Campaign Extensions, May 24, 2004 through June 6, 2004, August 12, 2004 through August 18, 2004, and September 2, 2004 through September 8, 2004. (Andy Hall) (502-03)

RECOMMENDATION: That the City Council:

- 1) Approve the acceptance of the Office of Traffic Safety, California Seat Belt Compliance Campaign grant extension;
- 2) Increase the overtime budget \$29,930.00 for Office of Traffic Safety Grant funds, consisting of overtime funds for seatbelt enforcement by officers and for the project's first line supervision; and
- 3) Authorize the Chief of Police, or his designee, to complete the process for receipt of OTS funding.

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## 6. MATTERS FROM CITY MANAGER/EXECUTIVE DIRECTOR (Continued)

### 6.2 Award of Contract to Thayer Consulting for the Needs Assessment and Feasibility Study to join the West Cities Police Communications Center Joint Powers Authority for Dispatch and Communication Functions (Andy Hall) (502-20)

RECOMMENDATION: That the City Council:

- 1) Authorize a transfer from General Fund Reserve Account No. 80001-91010 to Project No. 31002-042801 West-Comm Dispatch Consolidation in the amount of \$70,000; and
- 2) Award the contract to Thayer Consulting in the amount of \$66,500 to conduct the needs assessment and feasibility study to join the West Cities Police Communications Center Joint Powers Authority for dispatch and communications functions and authorize the Interim City Manager to execute the contract on behalf of the City.

### 6.3 Request for subordination of approved Community Development Block Grant (CDBG) loan for 22-unit affordable senior housing apartment project on property at 7541 Wyoming Street (Don Anderson) (502-03)

RECOMMENDATION: That the City Council approve the Subordination Agreement with Cambridge Heights, L.P.

### 6.4 (City/Agency) Patriotic Banners (Penny Loomer) (105-11)

RECOMMENDATION: That the City Council/Agency Board authorize an appropriation of \$20,504 (includes \$5,000 for installation, removal and cleaning of banners) from Redevelopment Fund balance (Fund 500) to Account No. 18008-44020 (Economic Development – Special Departmental Expense) for the purchase of 100 patriotic banners.

### 6.5 (City Council/Agency) Consideration of Council/Agency Meeting Dates (Penny Loomer)

RECOMMENDATION: That the City Council/Agency Board provide direction to staff.

## 7. WRITTEN COMMUNICATIONS (Public) – None

## 8. LEGISLATIVE ITEMS

### 8.1 Resolution No. 3839 - Approving the sale of Redevelopment Agency property at 14120 All American Way (Don Anderson) (502-03)

RECOMMENDATION: That the City Council adopt Resolution No. 3839 entitled, "A Resolution of the City Council of the City of Westminster approving the sale of Redevelopment Agency property at 14120 All American Way", and waive further reading.

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9. COMMISSION AND COMMITTEE ITEMS – None

10. COUNCIL/AGENCY ADJOURNMENT

DECLARATION: This agenda was posted on the Bulletin Board outside of the Council Chambers, where completely accessible to the public, at least 72 hours in advance of the City Council/Redevelopment Agency meeting.

  
Marian Contreras, City Clerk/Agency Secretary