

"Approved by the City Council/Redevelopment Agency Board on November 17, 2004."

CITY COUNCIL/REDEVELOPMENT AGENCY
MINUTES OF A REGULAR MEETING

WESTMINSTER, CALIFORNIA
November 3, 2004

The City Council/Redevelopment Agency of the City of Westminster, California convened on November 3, 2004 at 7:00 p.m. in a Regular Meeting in the Council Chambers, 8200 Westminster Blvd, Westminster, California.

7:00 P.M.

CONVENE CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

ROLL CALL:

PRESENT: RICE, QUACH, FRY, MARSH, PARIS
ABSENT: NONE

SALUTE TO FLAG: Council Member Paris

INVOCATION: Mayor Rice

SPECIAL PRESENTATIONS:

- 1) Mayor Rice and the Council Members presented a Certificate of Appreciation to Rev. Randy Hill for his 15 years of service on the City's Merit Commission. (115-00)
- 2) Mayor Rice and the Council Members presented a Certificate of Appreciation to Larry Broughton in recognition of Hotel Huntington Beach for their donation to the Youth Conference. (115-00)
- 3) Linda Rogers gave a presentation regarding the Orange County Grand Jury Recruitment for 2004-2005.

1. CONSENT CALENDAR

APPROVAL OF MINUTES

- 1.1 **(City Council/Redevelopment Agency) Minutes of the Regular Meeting of the City Council/Redevelopment Agency of October 20, 2004.**

ACTION: Approved.

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.**

ACTION: Approved.

- 1.3 Notice of Completion for Work Performed by All American Asphalt for Street Improvements Project for Bolsa Chica Road from Westminster Boulevard to the I-405 Freeway, Project Nos. 55036-021010 & 55036-021018, Federal Project No. STPL-5338(020); Trask Avenue from Beach Boulevard to Hoover Street, Project Nos. 50002-031000 & 55026-031006, Federal Project No. STPL-5338(023); Heil Avenue from Beach Boulevard to the I-405 Fwy., Project No. 55026-031005, Federal Project No. STPL-5338(027); Trask Avenue from Hoover to Goldenwest, Project No. 18002-034019; and McFadden Avenue from I-405 Fwy. to East City Limit, Project No. 18002-034019 (502-01)**

ACTION: The City Council accepted the subject project and authorized the City Clerk to file a Notice of Completion with the County Recorder's Office.

- 1.4 Reallocation of Budgeted Cost of Project Construction Survey to the Reimbursable Expenses to C.W. Driver's Contract for the Westminster Rose Cultural Center (502-03)**

ACTION: The City Council approved the reallocation of the budgeted cost of project construction survey of \$30,000 to the reimbursable expenses of C.W. Driver's contract.

- 1.5 Rejection of Bids for Westminster Rose Cultural Center Bid Package No. 21 – Fire Protection (603-02)**

ACTION: The City Council rejected the bids received on the subject project and authorized staff to rebid.

- 1.6 Rejection of Bids for Westminster Rose Cultural Center Bid Package No. 15 – Carpet/VCT (603-02)**

ACTION: The City Council rejected the bids received for the subject project and authorized staff to rebid.

1.7 Award of Contract for Westminster Rose Cultural Center Bid Package No. 10 – Glass & Glazing (502-16)

ACTION: The City Council approved the award of contract to the low qualified bidder, Padua Glass Enterprises, Inc., in the amount of \$527,440.00; rejected all other bids; and authorized the City Manager to execute the contract on behalf of the City.

1.8 Increase of purchase order with KLF Consulting for personnel consulting services (502-11)

ACTION: The City Council increased Purchase Order No. 0953 by \$3,375.00.

1.9 Left Turn Access Opening for Westbound Bolsa Traffic at Weststate Street (607-01)

ACTION: The City Council approved the modifications to the Bolsa Median to provide left turn access for westbound traffic into Weststate Street.

ORDINANCES (SECOND READING)/RESOLUTIONS

1.10 Ordinance No. 2376 - An Ordinance of the City Council of the City of Westminster amending the Westminster Municipal Code by amending Section 17.06.070 thereof to provide for change of zoning for parcels of land located at 15152-15232 Moran Street from CM (Commercial Industrial) to R-5-P (Multiple units with parking overlay zone) (201-00)

ACTION: The City Council adopted Ordinance No. 2376 and waived further reading.

1.11 Resolution No. 3877 - A Resolution of the City Council of the City of Westminster amending Resolution No. 3842 by eliminating the fees for the Home Occupation Permit (105-07)

ACTION: The City Council adopted Resolution No. 3877 and waived further reading.

WARRANT REGISTER

1.12 (City Council/Redevelopment Agency) Warrant Register dated September 29 through October 11, 2004 (105-09)

ACTION: Approved.

INFORMATION AND REPORTS**1.13 Minutes of the Community Services and Recreation Commission meeting held on September 14, 2004. (104-05)**

ACTION: Received and filed.

1.14 Minutes of the Cultural Arts Commission meeting held on September 2, 2004. (104-06)

ACTION: Received and filed.

1.15 Community Development Monthly Activity Report – September 2004 (216-01)

ACTION: Received and filed.

1.16 Minutes of the Commission on Aging meeting held on September 13, 2004. (104-03)

ACTION: Received and filed.

Motion was made by Council/Agency Member Paris, and seconded by Council/Agency Member Fry, to approve the Consent Calendar. The motion was carried by a 5-0 vote.

END OF CONSENT CALENDAR**2. COMMISSION/COMMITTEE ITEMS SUBJECT TO REVIEW****2.1 The actions of the Planning Commission meeting held on October 27, 2004**

The Community Development Director reviewed the actions of the Planning Commission meeting of October 27, 2004:

- 1) 6722 Bestel (Case 2004-47, Appeal of an Administrative Adjustment) pertaining to staff's decision to deny a second driveway and curb cut for RV access.
- 2) 14861 Dillow Street (Case 2004-52, Area Variance, Site Plan, and Design Review) for a 78-foot high multi-carrier cell tower.

3. PUBLIC HEARINGS – None**4. ORAL COMMUNICATIONS**

Bob Crossley, resident of Westminster, congratulated the winners in the election and requested that political signs be removed as soon as possible.

Vivian Kirkpatrick-Pilger, resident of Westminster, stated that she removed all the political signs at the corner of Goldenwest and Trask and offered to return them to the candidates.

Thomas Dang, resident of Westminster, thanked the Council on behalf of neighbors and neighboring businesses, for approving a left turn onto Weststate Street from Bolsa, which was on the Consent Calendar.

Larry Luera, resident of Westminster, said he would like to see everyone get back together and do the work of the City.

Tony Lam, resident of Westminster, congratulated all those who were re-elected to the Council and to Russell Paris for his re-election to Midway City Sanitary District. He commented on the way the campaign was run and was disappointed in campaign literature from Andy Quach, including his illegal signs.

Darrell Nolta, resident of Westminster, commented about the negative campaigning of Mayor Pro Tem Quach in his bid for Mayor.

5. MATTERS FROM COUNCIL/AGENCY/AUTHORITY MEMBERS

5.1 Council/Agency Member Items

Council Member Marsh congratulated Mayor Margie Rice on her re-election; he also congratulated the Council Members who were re-elected and thanked all those who helped with his campaign. He said he received numerous calls regarding problems with the voting process. Regarding "human signs", he said he only wants enforcement to be the same for everyone. He said he intends to work with the Council in a professional manner. He applauded the effort of those who ran for office and were unsuccessful.

Council Member Paris thanked everyone who voted for him for Board member on the Midway City Sanitary District Board. He congratulated Vivian Kirkpatrick-Pilger for her election to the Midway City Sanitary District Board. He commented on the divisive campaign and pledged to function as a Council in the future.

Council Member Fry thanked everyone who voted for him and congratulated all those who won re-election. He wants to review the sign code due to the proliferation of political signs. Mayor Rice stated that there is already a sign code committee and it will be reviewed.

Mayor Pro Tem Quach said he has accepted the results of his bid for Mayor. He said his communications during the campaign were all factual and his competitive campaigning was supported by research and evidence. He pledged his support to work for the Mayor and for all of the people of Westminster. He congratulated all those who were re-elected.

Mayor Rice stated she was hurt during the campaign but she will forgive. She stated she has never attacked anyone in any campaign. She thanked those who voted for her. She predicted that the Council will move forward and do great things.

5.2 Consideration of forming a Subcommittee with the City of Garden Grove relative to First District representation on the Orange County Transportation Authority Board (112-10)

Council Member Marsh stated that the idea, which came from Mayor Bruce Broadwater of Garden Grove to form a subcommittee with the City of Garden Grove was a good idea because Santa Ana always gets a seat on the Orange County Transportation Authority Board and they are the predominant city in the First Supervisorial District. He recommended that each city provide two representatives. He volunteered to serve on that committee along with Council Member Paris.

Motion was made by Mayor Rice, and seconded by Council Member Paris, to nominate Council Members Marsh and Paris to serve on a subcommittee with the City of Garden Grove for the purpose of representation of the First District, on the Orange County Transportation Authority Board. The motion was carried by a 5-0 vote.

6. MATTERS FROM CITY MANAGER/EXECUTIVE DIRECTOR

6.1 Selection of consultant to prepare the City's Five Year Consolidated Plan/Action Plan (502-03)

Council Member Marsh asked if the bidding was done in the normal process, to which the Community Development Director answered that it was.

Motion was made by Council Member Fry, and seconded by Council Member Paris, to select Castaneda & Associates as the firm to prepare the City's Five Year Consolidate Plan/Action Plan and authorize staff to prepare and execute an agreement between the City and Castaneda & Associates. The motion was carried by a 5-0 vote.

7. WRITTEN COMMUNICATIONS (Public) – None

8. LEGISLATIVE ITEMS – None

9. COMMISSION AND COMMITTEE ITEMS

9.1 Merit Commission Findings – Kay Case, Appeal of Termination (104-09)

Motion was made by Mayor Pro Tem Quach, and seconded by Council Member Marsh, to accept the Merit Commission findings on the Kay Case appeal of termination. The motion was carried by a 5-0 vote.

9.2 Proposed Parking Restrictions on the North Side of Westminster Boulevard in front of the Nursery, immediately west of Hoover Street – T.C. 04-102 (608-02)

Motion was made by Council Member Fry, and seconded by Council Member Paris, to approve the recommendation of the Traffic Commission and adopt Resolution No. 3878 entitled, "A Resolution of the City Council of the City of Westminster providing for no parking or stopping on the north side of Westminster Boulevard, immediately west of Hoover Street", and waive further reading. The motion was carried by the following votes:

AYES: RICE, FRY, QUACH, MARSH, PARIS
NOES: NONE
ABSENT: NONE

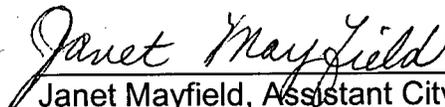
9.3 Review of Flashing Beacons and Other Alternatives at Trask Avenue and Chestnut Street – T.C. 72-353 (607-01)

Council Member Marsh asked if the map with the staff report was conceptual, to which the Interim Public Works Director/City Engineer stated that it was conceptual only.

Motion was made by Council Member Paris, and seconded by Council Member Marsh, to approve the recommendation of the Traffic Commission to install raised medians with stop signs to supplement the existing stop signs at the Trask Avenue and Chestnut Street intersection. The motion was carried by a 5-0 vote.

Council Member Paris announced that there is a new restaurant in the Vons Pavilion Plaza called j-Tokyo.

10. COUNCIL/AGENCY ADJOURNMENT: At 7:53 p.m. Mayor/Agency Chair Rice adjourned the meeting.



Janet Mayfield, Assistant City Clerk/
Acting Agency Secretary