

"Approved by the City Council/Redevelopment Agency Board on March 3, 2004."

CITY COUNCIL/REDEVELOPMENT AGENCY
MINUTES OF A REGULAR MEETING

WESTMINSTER, CALIFORNIA
February 18, 2004

The City Council of the City of Westminster, California convened on February 18, 2004 at 6:00 p.m. in a Regular Meeting in the Council Conference Room, 8200 Westminster Blvd, Westminster, California.

6:00 P.M.
CLOSED SESSION

CALL TO ORDER:

ROLL CALL

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

CLOSED SESSION:

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

- 1) Conference with Real Property Negotiator pursuant to Government Code Section 54956.8: Properties: 13931 Cedar Street, 7185, 7191 Westminster Boulevard, and Northeast corner of Olive Street at Westminster Boulevard; Agency Negotiators: Interim Executive Director Penny Loomer, Assistant Executive Director Don Anderson, and Economic Development Manager Steve Soto; Negotiating Party: Shawn Boyd; Under Negotiation: Price and Terms of Payment.
- 2) Conference with Labor Negotiators pursuant to Government Code Section 54957.6: Agency Designated Representatives: Interim City Manager, Penny Loomer and Director of Personnel and Risk Management, Pat Corcoran; Employee Organizations: Westminster Police Officers' Association (WPOA) and Westminster Municipal Employees' Association (WMEA).

RECESS: At 7:00 p.m., Mayor/Agency Chair Rice recessed from the meeting held in the Council Conference Room.

7:00 P.M.

RECONVENE CITY COUNCIL/REDEVELOPMENT AGENCY MEETING: The City Council/Redevelopment Agency Meeting was reconvened at 7:08 p.m. in the Council Chambers.

ROLL CALL:

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

SALUTE TO FLAG: City Attorney

INVOCATION: Mayor Rice

REPORT OUT OF CLOSED SESSION:

The City Attorney stated there was nothing to report out of the Closed Session.

SPECIAL PRESENTATIONS:

- A. The "Pride of Westminster" award was presented to Professionals Stained Glass by the Community Development Director. Mayor Rice and the Council Members congratulated the owners.

1. CONSENT CALENDAR

APPROVAL OF MINUTES

- 1.1 **(City Council/Redevelopment Agency) Minutes of the Regular Meeting of the City Council/Redevelopment Agency of February 4, 2004.**

ACTION: Approved.

ROUTINE MATTERS

- 1.2 **(City Council) Denial of Claims(s) Against the City from:**

- 1. William Zainfeld in the amount of \$13.00
- 2. Luan Tran in the amount of \$285.00
- 3. Tim Huynh in the amount of \$186.77
- 4. Hanna Nguyen in the amount of \$435.00

ACTION: Claim(s) filed against the City were denied.

- 1.3 **(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.

- 1.4 **Acceptance of a donated truck for use by Code Enforcement personnel (103-11)**

ACTION: The City Council accepted the donation of a 1995 Ford Ranger truck from the Los Angeles Metropolitan Transportation Authority (LAMTA).

(REMOVED AND HEARD SEPARATELY)**1.5 (City/Agency) Design Services of Raised Landscaped Medians along Westminster Boulevard from Edwards to Newland (502-14)**

Mayor Rice verified that money for this project was from grant money and not from the general fund. The Public Works Director added that the price was very reasonable for the amount of work, which will include landscaping.

ACTION: The City Council/Agency Board approved the selection of Norris-Repke to perform the subject services in the amount of \$119,400.00, and authorized the Interim City Manager/Executive Director to execute the agreement on behalf of the City/Agency.

1.6 SR-22 Freeway Proposed Lane Addition Agreement (502-03)

ACTION: The City Council approved the subject agreement with Caltrans and authorized the Interim City Manager to execute the agreement on behalf of the City.

1.7 Increase in Purchase Order for Maintenance/Service Agreement for Weed Abatement for Fiscal Year 2003-04 (502-07)

ACTION: The City Council authorized an increase to Purchase Order No. 18017 to Gardner Tractor in the amount of \$13,259.00 for weed abatement for Fiscal Year 03/04.

1.8 Increase in Purchase Order for Cost Allocation Plan (502-18)

ACTION: The City Council authorized an increase to Purchase Order No. 18324 to Revenue & Cost Specialist, LLC (RCS) in the amount of \$2,000.00 for the preparation of a cost allocation plan.

ORDINANCES (SECOND READING)/RESOLUTIONS**1.9 Ordinance 2371 - An Ordinance of the City Council of City of Westminster rezoning the property at 13942 Cedar Street from C-2, "General Business" to R-5, "Multiple Units, 19-24 units per acre (201-00)**

ACTION: The City Council adopted Ordinance No. 2371 and waived further reading.

1.10 Resolution No. 3824 - A Resolution of the City Council of the City of Westminster providing for No Parking and Stopping at a certain location on Willow Lane, Hammon Place, and Westminster Boulevard (608-02)

ACTION: The City Council adopted Resolution No. 3824 and waived further reading.

- 1.11 Resolution No. 3825 - A Resolution of the City Council of the City of Westminster providing for No Parking and Stopping at a certain location on Piccadilly Circle – T.C. 75-123 (608-02)**

ACTION: The City Council adopted Resolution No. 3825 and waived further reading.

WARRANT REGISTER

- 1.12 (City Council/Redevelopment Agency) Warrant Register dated January 30 through February 12, 2004 (105-09)**

ACTION: Approved.

INFORMATION AND REPORTS

- 1.13 Minutes of the Planning Commission meeting held January 28, 2004 (104-11)**

ACTION: Received and filed.

- 1.14 Community Development Monthly Activity Report – January 2004 (216-01)**

ACTION: Received and filed.

- 1.15 Minutes of the Traffic Commission meeting held on February 3, 2004 (104-12)**

ACTION: Received and filed.

- 1.16 Minutes of the Commission on Aging meeting held on January 12, 2004 (104-03)**

ACTION: Received and filed

- 1.17 Treasurer's Report – December, 2003 (105-08)**

ACTION: Received and filed.

Motion was made by Council Member Paris, and seconded by Mayor Pro Tem Quach, to approve the Consent Calendar to include Item No. 1.5, that was removed and heard separately. The motion was carried by a 5-0 vote.

Note: The title of Item No. 1.9, Ordinance No. 2371, was read by the City Clerk and was included in the approval of the above motion.

END OF CONSENT CALENDAR

- 2. COMMISSION/COMMITTEE ITEMS SUBJECT TO REVIEW - None**
- 3. PUBLIC HEARINGS - None**

4. ORAL COMMUNICATIONS

Bob Crossley, resident of Westminster, spoke in opposition to building the Community Cultural Center.

Leonard Crane, resident of Huntington Beach, spoke regarding the problem of communicable disease and the need to give CDBG funds to the Community Care Health Center in Huntington Beach.

Vivian Kirkpatrick-Pilger, resident of Westminster, spoke regarding the Cultural Arts Center and those who oppose the project such as herself. She stated that she does not think that the City should solve the problem of those who want a place to meet.

Judy Ahrens, resident of Westminster, spoke regarding the condition of the parks and suggested that citizens help to keep them clean, and the need to protect City vehicles and taxpayers' monies.

Darrell Nolta, resident of Westminster, spoke in opposition to the police state regime in Vietnam, specifically the jailing of a political dissident, Nguyen Vu Binh. He requested that the Council generate a resolution in opposition to his jailing and to call for his release from prison. He also spoke regarding safety on the streets in the community and he favors more police officers if necessary, to do the job of citing drivers who disobey the driving laws.

5. MATTERS FROM COUNCIL/AGENCY/AUTHORITY MEMBERS**5.1 Council/Agency Member Items**

Council Member Fry urged citizens to vote against Proposition 56 on the March ballot, as it will result in higher taxes and affect those with Proposition 13 protection. He also supports Kermit Marsh for County Supervisor.

Council Member Paris also supports Kermit Marsh's bid for County Supervisor and urged a vote against Proposition 56.

Mayor Pro Tem Quach encouraged everyone to vote on March 2nd. He wished Council Member Marsh well in the election.

Council Member Marsh agreed about voting no on Proposition 56; he thanked staff for the improvement to the benches in Buckingham Park, though he realizes more needs to be done. He agreed with Mr. Nolta about aggressive driving and he urged citizens to drive safer. He stated he voted against the original plan he saw for the Cultural Center, however, he is in favor of the latest proposal, and one reason is the lower cost and the fact that none of the funds will come out of the general fund. He said that he appreciated the fact that the other members of the Council used the criticisms they heard to make a better project.

Mayor Rice acknowledged that the Council has worked hard on the Community Cultural Center project. She noted that fund-raising will continue for the project even if it is financed. She said that it has profited the City to go to Washington to request federal funds; that if Westminster does not get the funds, other cities will get the funds. She announced that the League of Cities is passing around a petition to place an initiative on the ballot to stop the state from taking money away from cities, and she urged citizens to sign the petition.

Council Member Marsh cautioned people to sign the right petition, because there is another petition being circulated which proposes a redistribution of local government funds and it could end up taking away sales tax revenue from cities. He said what he really prefers is a constitutional amendment.

6. MATTERS FROM CITY MANAGER/EXECUTIVE DIRECTOR

6.1 (City/Agency) Mid-year amendments to the 2003/04 budget (105-04)

The Finance Director summarized key points of the mid-year amendments to the 2003/04 budget. She reviewed the anticipated increases and the allocations for the IRP. The Public Works Director discussed the IRP projects – neighborhood development (code enforcement), water system improvements, residential street repair, reduction of financial needs for the Community Cultural Center and Rancho Road repair/improvements.

Mayor/Agency Chair Rice noted that the City has requested financial assistance from the Boeing Corporation for repairs on Rancho Road, but they have not received any cooperation. Another letter will be sent to Boeing officials saying that the City does not appreciate the manner in which the Council and staff have been treated.

The Finance Director continued with a request for authorization to go from a one-year to a two-year budget format, which will amount to approximately \$35,000 in savings in staff time.

Motion was made by Council/Agency Member Fry, and seconded by Council/Agency Member Paris, to:

- 1) Approve Infrastructure Revitalization Plan (IRP) allocation amendments to the 2003/04 Municipal Budget; and
- 2) Authorize change from a one-year budget format to a two-year budget format.

The following persons disagreed with the proposed reduction of financial needs for the Community Cultural Center:

Vivian Kirkpatrick-Pilger
Judy Ahrens
Bob Crossley

Darrell Nolta, resident of Westminster, did not agree that public safety should take a 50% share of the reduction.

Council/Agency Member Marsh stated that the commitment has already been made to build the Community Cultural Center, so now it is just a matter of financing that is in question. He would prefer paying off the debt early rather than later to avoid paying extra interest. He said that a sizable amount of IRP money has been spent on the streets.

Mayor/Agency Chair Rice clarified that \$1 million supposedly taken from park money was a park bond to the County – the County Supervisors gave the City the money for the Community Cultural Center and not for a park.

The motion was carried by a 5-0 vote.

7. WRITTEN COMMUNICATIONS (Public)

7.1 Request for Waiver of Rental Fees/Community Services Building (702-06)

Motion was made by Council Member Fry, and seconded by Council Member Paris, to approve the request from Toastmasters International for waiver of rental fees for the use of the Community Services Building, Rooms A/B, on March 20, 2004 from 8:30 a.m. to 12:00 Noon for their Speech Contest. The motion was carried by a 5-0 vote.

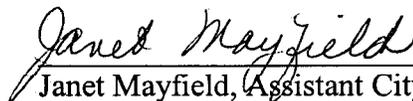
7.2 Request for Waiver of Banner Hanging Fee (702-06)

Motion was made by Mayor Pro Tem Quach, and seconded by Council Member Fry, to approve a request from Westminster Chamber of Commerce for waiver of fee to hang a banner across Westminster Boulevard to advertise the Westminster Chamber Country Casino Night at the Boys & Girls Club. The motion was carried by a 5-0 vote.

8. LEGISLATIVE ITEMS – None

9. COMMISSION AND COMMITTEE ITEMS - None

10. COUNCIL/AGENCY ADJOURNMENT: At 8:35 p.m., Mayor/Chair Rice adjourned the meeting.



Janet Mayfield, Assistant City Clerk/
Acting Agency Secretary