

MARGIE L. RICE
Mayor

KERMIT MARSH
Mayor Pro Tem

FRANK G. FRY
Council Member

ANDY QUACH
Council Member

TRI TA
Council Member



AGENDA

CITY COUNCIL/REDEVELOPMENT AGENCY REGULAR MEETING

FEBRUARY 14, 2007

**6:00 P.M. – COUNCIL CONFERENCE ROOM
7:00 P.M. – COUNCIL CHAMBERS**

**8200 WESTMINSTER BLVD.
WESTMINSTER, CALIFORNIA 92683**

If you need special assistance to participate in this meeting, please contact the City Clerk's office at (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 American Disabilities Act Title II)

AGENDA INFORMATION

MEETINGS

Regular Meetings of the City Council/Redevelopment Agency are held the second and fourth 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.

While in the City Council Chamber, please *turn off* all cellular phones and pagers.

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.

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 Consent Calendar 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.

PUBLIC USE OF COUNCIL CHAMBER EQUIPMENT

All computer presentations must be e-mailed or provided on a CD-ROM to the City Clerk at least 48 hours prior to the meeting. Items to be displayed on the overhead projector must be submitted to the City Clerk for review prior to use of the equipment.

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6:00 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 Labor Negotiators pursuant to Government Code Section 54957.6: Designated Representative: Interim City Manager Andy Hall; Employee Organization: Management/Administrative/Confidential Employees.

RECESS:

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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, MARSH, FRY, QUACH, TA

PRESENT:

ABSENT:

SALUTE TO FLAG: Council Member Fry

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 on "Relay for Life" Event.
- B. Presentation from 6th Grade Students at DeMille Elementary School.
- C. Proclamation for Engineering Week, February 18-24, 2007.

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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.

ROUTINE MATTERS

1.1 Claims Against The City (Cyndie Arganda)

RECOMMENDATION: Staff recommends the Mayor and City Council deny claims against the City from:

- a) State Farm Insurance as subrogee for William Kostka in the amount of \$3,674.95.
- b) Preston Honeycutt in an unknown amount.
- c) Mark Lawrence in an unknown amount.
- d) Avelino Valencia and Livier Valencia, dba Sara's Mercado in the amount of \$5,000.
- e) Juan Perez and Martha Zarate, dba J & C Fabrics in the amount of \$100,000.00.

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 Reclassification of One (1) Police Service Officer to one (1) Police Dispatcher (Mitch Waller)

RECOMMENDATION: Staff recommends that the Mayor and City Council reclassify one (1), unfilled Police Service Officer Position (P-18) to Police Dispatcher (P-24).

1.4 Approval of the City Pavement Management Plan (PMP) for Maintenance and Rehabilitation of Residential Streets for 2007/2008 Mid-year Budget Plan (Marwan Youssef)

RECOMMENDATION: Staff recommends that the Mayor and City Council approve the PMP (attached to the staff report) for residential streets for the 2007/2008 Mid-Year Budget Plan.

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1. **CONSENT CALENDAR (Continued)**
- 1.5 **Notices of Completion for the Westminster Rose Center (14140 All American Way)**
 - A. **Notice of Completion for work performed by McMahon Steel Co., Inc. (Bid Package No. 6) for Structural Steel in Connection with the Construction of the Westminster Rose Center**
 - B. **Notice of Completion for work performed by Padua Glass (Bid Package No. 10) for Glass and Glazing in Connection with the Construction of the Westminster Rose Center**
 - C. **Notice of Completion for work performed by Best Interiors (Bid Package No. 11) for Framing and Drywall in Connection with the Construction of the Westminster Rose Center**

RECOMMENDATION: Staff recommends that the Mayor and City Council accept the subject projects and authorize the City Clerk to file Notices of Completion for each project with the County Recorder's Office.

- 1.6 **Notice of Completion for Work Performed by SB Water Service Company for Well 107A Purchase and Installation of a Sodium Hypochlorite Generation System (Marwan Youssef)**

RECOMMENDATION: Staff recommends that the Mayor and City Council accept the subject project and authorize the City Clerk to file a Notice of Completion with the County Recorder's office.

- 1.7 **2008 Federal Legislative Priorities (Tami Piscotty)**

RECOMMENDATION: Staff recommends that the Mayor and City Council approve the 2008 Federal Legislative Priorities:

- 1) Little Saigon: Asian Criminal Enterprise Initiative
- 2) Rose Center Technology Equipment
- 3) Westminster Storm water Improvements

ORDINANCES (SECOND READING)/RESOLUTIONS

- 1.8 **Resolution No. 4062 – A Resolution of the Mayor and City Council of the City of Westminster Approving the Application for CCHE Grant Funds from the California Cultural and Historical Endowment (CCHE) under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002. (Tami Piscotty)**

RECOMMENDATION: Staff recommends that the Mayor and City Council adopt Resolution No. 4062 approving the filing of a CCHE Grant Application for the Vietnam War Memorial Project, and waive further reading.

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1. CONSENT CALENDAR (Continued)

ADMINISTRATIVE ITEMS

- 1.9 Special Event Permit Application from the South Vietnamese Marines Veteran Association to Hold the Eve of Vietnamese Armed Forces Day Event on Saturday, June 16, 2007 at Sid Goldstein Freedom Park Between the Hours of 3:00 p.m. and 9:00 p.m. (includes set up and clean up times) and a Vietnamese Armed Forces Day Event at the Civic Center in the City Hall Parking Lot on Sunday, June 17, 2007 Between the Hours of 6:00 a.m. and 4:00 p.m. (includes set up and clean up times). The Applicant Estimates the Attendance will be 200 People for the Eve of Armed Forces Day at Sid Goldstein Freedom Park and 400 People for Armed Forces Day at the Civic Center. (Greg Johnson)

RECOMMENDATION: Staff recommends that the Mayor and City Council approve the Special Event Permit application subject to the conditions attached to the staff report.

WARRANT REGISTER

- 1.10 (City Council/Redevelopment Agency) Warrant Register dated January 17 though February 6, 2007 (Paul Espinoza)

RECOMMENDATION: Approve.

INFORMATION AND REPORTS

- 1.11 Minutes of the Planning Commission meeting held December 18, 2006 (Don Anderson)

RECOMMENDATION: Receive and file.

- 1.12 Community Development Monthly Activity Report January 2007 (Don Anderson)

RECOMMENDATION: Receive and file.

END OF CONSENT CALENDAR

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2. 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.

3. COMMISSION/COMMITTEE ITEMS SUBJECT TO REVIEW

3.1 The actions of the Planning Commission meeting held on February 7, 2007.

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

- 1) Case No. 2006-94 Conditional Use Permit for on-sale of alcoholic beverages and entertainment. Location: 14541 Brookhurst Street #A-3. (Caravan Seafood Restaurant).
- 2) Case No. 2006-76 Design Review – Level 2 for a rooftop wireless facility. Location: 15496 Magnolia Avenue.
- 3) Case No. 2006-103 Site Plan Review and Design Review for a Daily Grind coffee kiosk. Location: 15521 Beach Boulevard. (In the parking lot of Pep Boys Auto Center).

4. PUBLIC HEARINGS – None

5. MATTERS FROM COUNCIL/AGENCY/AUTHORITY MEMBERS

5.1 Council/Agency Member Items

5.2 AB 1234 Reports – None

6. MATTERS FROM CITY MANAGER/EXECUTIVE DIRECTOR

6.1 Purchase of New City Vehicle for the Code Enforcement. (Vicki Morgan)

RECOMMENDATION: Staff recommends that the Mayor and City Council:

- 1) Appropriate \$15,000 from the Undesignated Unreserved Community Development Balance to the Motor Pool Capital Account for purchase of the vehicle; and
- 2) Authorize an increase to the purchase order with Ray's Auto Sales in an amount not to exceed \$15,000 for the purchase of the vehicle.

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

6.2 Marquee Sign for Westminster Civic Center Complex (Marwan Youssef)

RECOMMENDATION: Staff recommends that the Mayor and City Council approve the design of the marquee sign (attached to the staff report) for the Westminster Civic Center complex.

6.3 Extension of Tree Education Committee (Marwan Youssef)

RECOMMENDATION: Staff recommends that the Mayor and City Council direct staff to bring back an ordinance amending the sunset clause of Westminster Municipal Code Section 12.12.170, if Council's desire is to extend the Tree Education Committee for another five years.

7. WRITTEN COMMUNICATIONS (Public) – None

8. LEGISLATIVE ITEMS – None

9. COMMISSION AND COMMITTEE ITEMS

9.1 Appointments to Commissions and Committees (Marian Contreras)

RECOMMENDATION: Staff recommends that the Mayor and City Council consider appointments to Commissions and Committees for a two-year term ending November, 2008.

10. COUNCIL/AGENCY ADJOURNMENT: To Saturday, February 24, 2007 at 10:00 a.m. at the Westminster Rose Center, Ballroom A, 14140 All American Way, Westminster, California, for the purpose of a goal setting session and to discuss City/Agency matters.

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