

"Approved by the City Council/Redevelopment Agency Board on August 13, 2008"

CITY COUNCIL/REDEVELOPMENT AGENCY WESTMINSTER, CALIFORNIA
MINUTES OF AN ADJOURNED REGULAR MEETING July 9, 2008

The City Council/Agency Board of the City of Westminster, California convened on July 9, 2008 at 5:35 p.m. in an Adjourned Regular Meeting in the City Council Chambers, 8200 Westminster Boulevard, Westminster, California.

5:30 P.M.

CONVENE CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

OPENING

CALL TO ORDER: 5:35 p.m.

SALUTE TO THE FLAG: Council Member Marsh

ROLL CALL

PRESENT: RICE, QUACH (Arrived at 6:05 P.M.), FRY (Arrived at 5:39 P.M.),
MARSH, TA

ABSENT: NONE

ORAL COMMUNICATIONS – None

REPORT FROM CITY CLERK ON LATE COMMUNICATION ITEMS

The City Clerk announced that a Power Point presentation was received as a late communication regarding the Westminster Mall Revitalization Alternatives by the Urban Planning Graduate Studio at the University of California, Irvine. (906-02)

1. Westminster Mall Revitalization Alternatives by the Urban Planning Graduate Studio at the University of California, Irvine. (906-02)

Ray Silver, City Manager, provided a PowerPoint presentation. (On file in the City Clerk's office.)

The following UCI representatives provided a PowerPoint presentation (On file in the City Clerk's office.)

Chip Clitheroe, Ph.D. Instructor, provided a brief introduction, overview, planning consensus and conclusion.

Marco Anderson, UCI student, spoke on the site analysis, market analysis and the Gardens concept.

Lincoln Hurlbut, UCI student, spoke on the comparative analysis (financing), the Commons concept and the Bolsa West concept.

Sayaka Sugahara, UCI student, spoke on the planning themes.

Courtney Endo, UCI student, spoke on the re-branding for the site and the Mosaic concept.

ACTION: The Mayor and City Council received the presentation on the four alternative design plans developed by the students of the UCI Urban Planning Graduate Studio for the Westminster Mall.

RECESS: At 6:29 p.m. Mayor Rice recessed the meeting held in the Council Chambers.

7:00 P.M.

RECONVENE CITY COUNCIL/REDEVELOPMENT AGENCY MEETING

Mayor Rice reconvened the meeting in the Council Chambers at 7:05 p.m.

ROLL CALL:

PRESENT: RICE, QUACH, FRY, MARSH, TA

ABSENT: NONE

SALUTE TO FLAG: Mayor Pro Tem Quach

INVOCATION: Council Member Ta

SPECIAL PRESENTATIONS:

- A. The Mayor and City Council presented a certificate of recognition to Khai-Hoan Huynh, Youth Committee Vice Chair, as a recipient of a Scholarship through the 2008 Disneyland Resort Scholarship Program (115-00) (08)
- B. The Mayor and City Council presented a Resolution of Commendation to Kim-Yen Huynh for her appointment by Governor Schwarzenegger to the Asian and Pacific Islander American Affairs Commission (115-00) (08)
- C. Kathrene Hansen, Executive Director of the Federal Executive Board of Greater Los Angeles, presented the Public Service Leadership Award to City Manager Ray Silver and Police Chief Andy Hall.

REPORT FROM CITY CLERK ON LATE COMMUNICATION ITEMS

The City Clerk announced Late Communications regarding agenda items that had been received in the City Clerk's office following the distribution of the agenda packet.

Consent Calendar

Item No. 1.6 - Renewal of contract with California Shopping Cart Retrieval Corporation (CSCRC) in the amount of \$36,000 for retrieval of stray shopping cart services. (116-01) (08)

Correspondence received from Westminster resident, Vivian Kirkpatrick-Pilger on July 8, 2008.

Public Hearings

Item No. 4.1 – Case No. 2008-03 (Conditional Use Permit) 14600 Goldenwest Street, #102, Applicant: Annie Nguyen; Property Owner: Reco Construction, Inc. (201-00) (CN 2008-03)

Correspondence received on July 8, 2008 from Terrance J. Shannon on behalf of applicant, Annie Nguyen requesting a continuance of the public hearing.

Item No. 4.2 – Case No. 2008-20 – Review of the Planning Commission's approval of a parking variance. Location: 9060-9122 Bolsa Avenue; Applicant: Hoa Binh Plaza, LLC, property owner of record. (201-00) (CN 2008-20)

Memorandum from City Manager Ray Silver dated July 9, 2008 providing additional information for Council consideration.

Correspondence received July 9, 2008 from Planning Division that was Late Communication submitted at the Planning Commission meeting of May 7, 2008.

Item No. 4.3 – (City/Agency) Sale of a 5' x 51' Piece of City Property Located at 13942 Cedar Street to the Westminster Redevelopment Agency. (502-23)

Revised staff report reflecting that the sale of the 5' x 51' Piece of Property is Redevelopment Property being sold to the City of Westminster.

1. CONSENT CALENDAR**APPROVAL OF MINUTES**

1.1 (City Council/Redevelopment Agency) Minutes of the Adjourned Regular Meetings of the City Council/Redevelopment Agency of June 10, 2008 and June 23, 2008.

ACTION: Approved.

ROUTINE MATTERS

1.2 Fourth Option Year Renewal for Municipal Parking Citation Processing, Payment and Adjudication Services for FY 2008-09. (502-20)

ACTION: The Mayor and City Council approved the fourth and final option year renewal of the contract with Turbo Data Systems, Inc. in an amount not to exceed \$42,000 for FY 2008-09

1.3 First Option Year Renewal for Transcription Services for FY 2008-09. (502-08)

ACTION: The Mayor and City Council:

- 1) Approved the first option year renewal of the contract with Huntington Court Reporters in an amount not to exceed \$45,000 for the FY 2008-09; and
- 2) Authorized the Chief of Police to approve the contract renewal option for FY 2009-10.

1.4 Revised Classification Specifications for Animal Control Officer and Property Control Clerk and New Classification Specification for Civilian Investigator. (110-04)

ACTION: The Mayor and City Council:

- 1) Approved the revised classification specification for Animal Control Officer; and
- 2) Approved the revised classification specification for Property Control Clerk; and
- 3) Approved the new classification specification for Civilian Investigator.

1.5 Amendment No. 1 to Consulting Services Agreement with Lord Fleming Architects, Inc. in order to reflect the firm's name change to Fleming Alliance Architecture. (502-06)

ACTION: The Mayor and City Council approved Amendment No. 1 to the Consulting Services Agreement with Lord Fleming Architects, Inc. in order to reflect the firm's name change to "Fleming Alliance Architecture", and authorized the City Manager to execute the amendment on behalf of the City.

(ITEM REMOVED AND HEARD SEPERATELY)
1.6 Renewal of contract with California Shopping Cart Retrieval Corporation (CSCRC) in the amount of \$36,000 for retrieval of stray shopping cart services. (502-03)

Mayor Rice expressed concern with this service provider because carts are still all over town.

Vivian Kirkpatrick-Pilger, resident of Westminster, said she followed a man who took a cart last weekend and reported him to the Police Department. She is concerned because the carts are still littering the streets and the containment is not working.

Council Member Fry suggested that the City collect the carts, hold them at the yard and charge the businesses \$25 per cart to offset the City's retrieval expense.

Christian Bettenhausen, Assistant City Attorney, stated that the City is very limited on what they can do once the carts leave the merchants premises. By State law, businesses cannot be charged by the City for the retrieval or storage of the cart until the fourth day it is in the City's custody.

Vicki Morgan, Code Enforcement Manager, provided a brief history of the shopping cart ordinance and on the several town hall meetings held. She said that the new system is working but that the vendors still need additional implementation time. Ms. Morgan stated that while the City goes through the assessment period and merchants get comfortable using their new systems of containment, the City still needs a cart retrieval service to remove the public safety issue.

Council Member Marsh said he received two options from constituents for this problem. The first is to have a deposit system with a record keeping requirement and the second is to allow people to purchase collapsible shopping carts.

Darrell A. Nolta, resident of Westminster, expressed his concerns with the company and with the public safety issue that the shopping carts create.

Motion was made by Council Member Marsh, and seconded by Mayor Pro Tem Quach to approve the contract renewal with California Shopping Cart Retrieval Corporation (CSCRC) in the amount of \$36,000 for the period of July 1, 2008 through June 30, 2009 and to direct staff to provide Council with alternative service providers in the near future.

The motion carried by the following vote:

AYES: RICE, QUACH, MARSH, TA
NOES: FRY
ABSTAIN: NONE
ABSENT: NONE

1.7 Award of Option Year Renewable Contract for the Purchase of Wet Barrel Hydrant Heads & Accessories for FY 2008-09. (502-03)

ACTION: The Mayor and City Council authorized a purchase order to C. Wells Pipeline Material, Inc., in the amount of \$133,399.88 for a one year contract, with four additional renewable years, to purchase wet barrel hydrant heads and accessories for FY 2008-09.

(ITEM REMOVED AND HEARD SEPERATELY)

1.8 Letter of Support for Expansion of the 91 Express Lanes. (613-13)

Darrell A. Nolta, resident of Westminster, stated his opposition to this item and the toll roads.

Motion was made by Council Member Fry, and seconded by Council Member Ta to authorize staff to forward a letter of support to the Orange County Transportation Authority (OCTA) regarding the expansion of the 91 Express Lanes along the Riverside Freeway (State Route 91) to Interstate 15.

The motion carried by a 5-0 vote.

ORDINANCES (SECOND READING)/RESOLUTIONS

1.9 Ordinance No. 2432 - An Ordinance of the Mayor and City Council of the City of Westminster amending Title 17 (Land Use) of the Westminster Municipal Code to establish Section 17.48.020 Accessory Uses to establish development standards and procedures for large family day care (7 - 14 children) facilities in the single family residential district. (Case No. 2008-01) (continued from the June 25, 2008 meeting). (202-01) & (201-00) (CN 2008-01)

ACTION: The Mayor and City Council adopted Ordinance No. 2432 and waived further reading.

1.10 Resolution No. 4165 - A Resolution of the Mayor and the City Council of the City of Westminster Providing for a Compensation Plan for Employees Represented by the Westminster Police Officers' Association (WPOA). (110-02)

ACTION: The Mayor and the City Council adopted Resolution No. 4165.

1.11 Resolution No. 4166 – A Resolution of the Mayor and City Council of the City of Westminster Providing for a Compensation Plan for Part-Time Employees of the City of Westminster. (110-02)

ACTION: The Mayor and the City Council adopted Resolution No. 4166.

ADMINISTRATIVE ITEMS

- 1.12 Special Event Permit application from the Association of the Vietnamese Language & Culture Schools of Southern California to hold a Children's Autumn Moon Festival on Saturday, September 13, 2008 between the hours of 6:00 a.m. and 9:00 p.m. (includes set up and clean up times). The event will take place at Westminster Civic Center. Applicant estimates the attendance will be 2,000 people. (213-02 VI)**

ACTION: The Mayor and City Council approved the Special Event Permit application subject to the conditions attached to the staff report.

- 1.13 Fee waiver request from Shirl Stewart, Lt. Governor of Kiwanis, for use of the East/West Room and Craft Room in the Community Services building to hold Kiwanis training on July 19, 2008 from 8:00 a.m. – 2:00 p.m. (702-06)**

ACTION: The Mayor and City Council approved the fee waiver request as outlined in the fee waiver policy for use of City facilities by Community Groups/Non-Profit Organizations.

- 1.14 Facility use and fee waiver request from Pastor Charlie Wilkins, Greater Grace Church of Deliverance, for use of the Senior Center Dining Room for a recognition event for their financial officer on Saturday, July 26, 2008 from 10:00 a.m. – 3:00 p.m. (702-06)**

ACTION: The Mayor and City Council approved the facility use and fee waiver request.

WARRANT REGISTER

- 1.15 (City Council/Redevelopment Agency) Warrant Register dated June 18, 2008 through July 1, 2008. (105-09) (08)**

ACTION: Approved.

INFORMATION AND REPORTS

- 1.16 Minutes of the Commission on Aging meeting held on May 12, 2008. (104-03)**

ACTION: Received and filed.

- 1.17 Treasurer's Report – May 2008 (105-08) (08)**

ACTION: Received and filed.

**1.18 Minutes of the Planning Commission meeting held on June 4, 2008.
(104-11)**

ACTION: Received and filed.

Motion was made by Council/Agency Member Marsh, and seconded by Council/Agency Member Ta, to approve the Consent Calendar, with the exception of Item Nos. 1.6 and 1.8 which was removed for separate consideration. The motion carried by a 5-0 vote.

END OF CONSENT CALENDAR

2. ORAL COMMUNICATIONS

Diana Carey, resident of Westminster, reported on the 22, 405 and 605 Freeway expansions. She informed the public that OCTA will hold a meeting July 31, 2008 at Sequoia Elementary School at 6:00 p.m. to discuss the upcoming freeway construction that is scheduled to begin in March of 2010 that will take approximately three and half years to complete.

Darrell A. Nolta, resident of Westminster, requested to have the meeting adjourned in the memory of Buddhist leader, Thich Huyen Quang. He asked that the City Council and the public prepare for the effects on the economy that the escalated price of gasoline will present. Mr. Nolta stated his opposition to the proposed Infrastructure Revitalization Project amendment which allows for long term debt.

3. COMMISSION/COMMITTEE ITEMS SUBJECT TO REVIEW**3.1 The actions of the Planning Commission meeting held on July 2, 2008.**

The Community Development Director reviewed the actions of the Planning Commission meeting of July 2, 2008.

- 1) Case 2008-22 a Conditional Use Permit to allow entertainment in an existing restaurant (Jaqu's) with an existing Alcoholic Beverage Control License (Type 47) at 16334 Beach Boulevard.
- 2) Case 2008-25 a Conditional Use Permit to reopen an existing legal non-conforming billiard center (International Billiards), at 6328 Westminster Boulevard.
- 3) Case 2008-24 Design Review – Level 2 involving exterior remodel to an existing retail center at 9251 Bolsa Avenue.

- 4) General Plan Conformity, a request to determine if the disposition of Agency owned land conforms to the City's adopted General Plan at 13942 Cedar Street.

Vivian Kirkpatrick-Pilger, resident of Westminster, spoke to items 3.1(1) and 3.1(2). She spoke in support of the Conditional Use Permit for Jaqu's restaurant. She feels that the International Billiards establishment has always been a problem and she hopes it will remain closed or turns into something that is not a problem.

Mayor Pro Tem Quach called up item 3.1(3) for City Council review.

4. PUBLIC HEARINGS

- 4.1 **CASE NO. 2008-03 - AN APPLICATION FOR A CONDITIONAL USE PERMIT TO ALLOW A MASSAGE ESTABLISHMENT AND A REQUEST FOR A WAIVER FROM WESTMINSTER MUNICIPAL CODE SECTION 5.32.350 REQUIRING A MASSAGE ESTABLISHMENT TO BE LOCATED A MINIMUM DISTANCE OF 250' FROM RESIDENTIALLY ZONED PROPERTY AT 14600 GOLDENWEST STREET, #102 (ASSESSOR'S PARCEL NUMBER: 096-182-03); APPLICANT: ANNIE NGUYEN; PROPERTY OWNER: RECO CONSTRUCTION INC. (201-00) (CN 2008-03)**

Ray Silver, City Manager, informed the City Council that the applicant requested to have this item continued.

Motion was made by Mayor Pro Tem Quach, and seconded by Council Member Ta to continue this item to the August 13, 2008 City Council meeting.

The motion carried by a 5-0 vote.

- 4.2 **CASE NO. 2008-20 - REVIEW OF THE PLANNING COMMISSION'S APPROVAL OF A PARKING VARIANCE. LOCATION: 9060-9122 BOLSA AVENUE; APPLICANT: HOA BINH PLAZA, LLC, PROPERTY OWNER OF RECORD. (201-00) (CN 2008-20)**

RECOMMENDATION: Staff recommends that the Mayor and City Council adopt Resolution No. 4164 entitled "A Resolution of the Mayor and City Council of the City of Westminster Overturning the Planning Commission's Decision to Approve Case No. 2008-20 Pertaining to a Parking Variance for a New Retail Food and Beverage Service Business with Patron Seating in an Existing Retail Shopping Center Located at 9060-9122 Bolsa Avenue."

Art Bashmakian, Planning Manager, provided a brief history of this item. He stated that the center requires 96 parking spaces and the Planning Commission granted a variance of 92 parking spaces. Staff recommendation is to deny the variance because the applicant did not meet the five required findings by City

standards and State law. Mr. Bashmakian went over the property's timeline that was provided to the City Council with the late communication items.

MAYOR RICE OPENED THE PUBLIC HEARING AND ASKED IF THERE WERE ANY PERSONS WISHING TO SPEAK IN FAVOR OF THIS ITEM.

Elizabeth Nguyen, Property Manager, supports the variance and provided Council a handout (available in the City Clerk's office). She provided a brief description of their investments and construction improvements to the Plaza.

Bao Dinh, representing Napoleon Bakery, provided a handout (available in the City Clerk's office) and requested that Council approve the variance so that they can finish their construction and open for business.

Jimmy Pham, tenant of Hoa Binh Plaza, spoke in support of the variance.

MAYOR RICE ASKED IF THERE WERE ANY PERSONS WISHING TO SPEAK IN OPPOSITION OF THIS ITEM.

Phil Tran, tenant/business owner, spoke in opposition to the parking variance. The plan was approved in 2006 for the expansion of the plaza. His attorney sent a letter informing the City that the tenants were unaware of the public hearing so that they could voice their concerns in regards to the Center. He said that the Center has lost a lot of business because of the parking. Mr. Tran said if the parking variance is granted, other property owners will ask for the same variance for their centers.

Tai Van Le, tenant/business owner, expressed his objection to the approval of the project. His business was established in 1982. He requested that Council recalculate because there are too many restaurants in the Plaza. He remembers that City Council vowed no parking variances. Mr. Le does not want to compete with a new business in the area.

Darrell A. Nolta, resident of Westminster, opposes the granting of the variance. He said that this is a tenant proposed issue and the owner is seeking to expand. He is concerned with the impacts if the variance is granted. The City staff has implemented the correct parking standards.

SPEAKING IN REBUTTAL:

Elizabeth Nguyen, Property Manager, addressed the adequate parking during the construction project. The Plaza owners broke down the construction into three phases to accommodate the request of the tenants to keep their businesses open. Mr. Le's permitted use is a restaurant, a fast food to go, not a bakery like Napoleon's. She can see why these tenants oppose the variance because of the competition it creates.

THERE BEING NO FURTHER SPEAKERS, MAYOR RICE CLOSED THE PUBLIC HEARING

Mayor Pro Tem Quach said that the granting of a variance may create a precedent. He feels there is a possibility of giving the parking spaces needed without a variance.

Council Member Marsh expressed concern with the parking and the landscaping. He suggested that staff explore the option of creating more parking spaces in the back of the building at a 45 degree angle in order to gain several more parking spaces, subject to Orange County Fire Authority (OCFA) approval, and expanding the landscaping on the southwest and southeast corners.

Motion was made by Council Member Marsh, and seconded by Mayor Pro Tem Quach to tentatively direct staff to allow an alternative variance allowing diagonal 8.5 foot or compact parking spaces in the southern (rear) portion of parking lot in order to come up with the minimum of 96 parking spaces or more. Further, no compact parking spaces to be allowed in the northern (front) portion of the parking lot. If Orange County Fire Authority (OCFA) does not approve the parking space modification and the Plaza cannot meet the requirements for diagonal compact parking in the back, a condition of approval will be no interior/exterior tables and seating at the addition space on the west end of the property (the proposed Napoleon Bakery space), or one of the other food uses could be eliminated and replaced with a true retail use.

Further, the landscaping conditions should include vineage to be installed and maintained that will cover the south wall of the property, with additional landscaping in the area where the diagonal parking allows in the southwest and southeast corners of the parking lot. Also, the applicant to be held to the volunteered additional landscaping of potted trees on the north base of the building. In no event will the applicant be allowed to have fewer than the minimum number of parking spaces that the City Code requires.

The motion carried by a 5-0 vote.

4.3 (CITY/AGENCY) SALE OF A 5' X 51' PIECE OF AGENCY OWNED PROPERTY LOCATED AT 13942 CEDAR STREET TO THE CITY OF WESTMINSTER (502-23)

Don Anderson, Director of Community Development, stated that in 1989 the Redevelopment Agency purchased this entire lot and conveyed most of this parcel to the Shelter for the Homeless. The Redevelopment Agency wants to convey the remaining west five feet of the parcel to the City for \$1 so that the City can maintain the right-of-way.

MAYOR RICE OPENED THE PUBLIC HEARING AND ASKED IF THERE WERE ANY PERSONS WISHING TO SPEAK IN FAVOR OR IN OPPOSITION OF THE ITEM. BEING THERE WERE NO SPEAKERS IN FAVOR OR IN OPPOSITION, MAYOR RICE CLOSED THE PUBLIC HEARING.

Motion was made by Mayor Pro Tem Quach, and seconded by Council Member Ta to adopt Resolution No. 4163 approving the Property Conveyance Agreement (PCA) and authorizing the City Manager to execute and implement the PCA on behalf of the City.

The motion carried by a 5-0 vote.

Motion was made by Vice Chair Quach, and seconded by Agency Member Ta to adopt Resolution No. 192 approving the Property Conveyance Agreement (PCA) and authorize the Executive Director to execute and implement the PCA on behalf of the Agency.

The motion carried by a 5-0 vote.

5. MATTERS FROM COUNCIL/AGENCY/AUTHORITY MEMBERS

5.1 Council/Agency Member Items

Mayor Pro Tem Quach thanked Art Bashmakian, Planning Manager, Vicki Morgan, Code Enforcement Manager and Mayor Rice for participating in a meeting that helped remedy the concerns of the Little Saigon's merchants.

Council Member Fry thanked staff for a wonderful 4th of July event and said everyone had a wonderful time.

Council Member Ta thanked staff for working very hard on the fireworks event. He has concerns for next year's 4th of July event because the Westminster High School may not be available and the City may need to find another location for this event. He and Mayor Rice participated in two mobile park events on the 4th of July and they had a good time and were even in a parade at one of the parks.

Council Member Marsh stated that it was a great 4th of July celebration and the traffic accessibility was excellent. He thanked Ray Silver, City Manager and Art Bashmakian, Planning Manager for taking his phone calls while on vacation and over the 4th of July weekend to answer his questions on item 4.2.

Mayor Rice truly enjoyed the fireworks they were wonderful. She also enjoyed the mobile park events. Mayor Rice thanked staff, Community Services Director, Greg Johnson, and his team for their dedication and the wonderful job they did on the 4th of July event.

5.2 AB 1234 Reports – None

6. MATTERS FROM CITY MANAGER/EXECUTIVE DIRECTOR

6.1 2008 Justice Assistance Grant (JAG) Fund Distribution Agreement and Expenditure Plan. (109-06)

Motion was made by Council Member Ta, and seconded by Mayor Pro Tem Quach to:

- 1) Authorize an appropriation of \$8,793.00 for the 2008 Edward Byrne Memorial Justice Assistance Grant (JAG) Program, Grant Revenue for FY 2008-09 budget; and
- 2) Authorize an appropriation of \$8,793.00 to the JAG Fund expenditure budget for FY 2008-09 to Contractual Services.

The motion carried by a 5-0 vote.

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

6.2 Continuance of Verizon Wireless Data Service at Police Department (502-22)

Motion was made by Mayor Pro Tem Quach, and seconded by Council Member Ta to:

- 1) Approve the continued use of Verizon Wireless Data Services as the provider of wireless data local area network services for the Police Department in an amount not to exceed \$25,000 from the Department of Justice (DOJ) Seizure Account for fiscal year 2008-09;
- 2) Approve a wireless contingency fund in an amount not to exceed \$10,000 for evolving wireless data contractual services, including the required T-1 data line, from the Police Department of Justice (DOJ) Seizure Account for fiscal year 2008-09; and,
- 3) Increase the DOJ Seizure fiscal year 2008-09 budget by \$35,000 and authorize the appropriation of funds from the Police Seizure DOJ Undesignated Unreserved Fund Balance to the Contractual-Other in the amount of \$35,000.

The motion carried by a 5-0 vote.

7. WRITTEN COMMUNICATIONS (Public)

7.1 Request from the League of California Cities for the Mayor and City Council to designate a voting delegate and up to two (2) alternates for the 2008 League Annual Conference, September 24-27, in Long Beach. (112-09) (08)

Motion was made by Council Member Fry, and seconded by Council Member Ta to appoint Mayor Rice as the voting delegate, Mayor Pro Tem Quach as the first alternate, Council Member Fry as the second alternate, and to direct the City Clerk to forward the Voting Delegate/Alternate Form to the League of California Cities.

The motion carried by a 5-0 vote.

8. LEGISLATIVE ITEMS

8.1 Resolution No. 4167 - Amending Resolution No. 4012 Establishing Fees for Special Services provided by the City of Westminster. (105-07)

Motion was made by Council Member Ta, and seconded by Council Member Marsh to adopt Resolution No. 4167 entitled, "A Resolution of the Mayor and City Council of the City of Westminster amending Resolution No. 4012 establishing fees for special services provided by the City of Westminster to include a sign removal fee for the removal of the first sign as part of the removal of illegal signs."

The motion carried by the following vote:

AYES: RICE, QUACH, FRY, MARSH, TA
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

9. COMMISSION AND COMMITTEE ITEMS

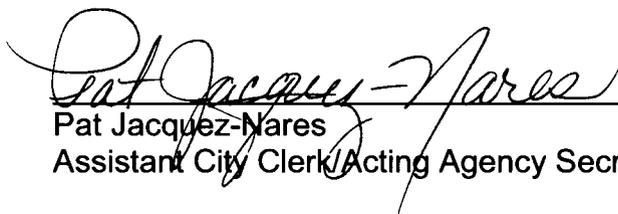
9.1 Resignation of Reginald Crozier from the Traffic Commission and Cultural Arts Commission. (104-06) & (104-12)

Mayor Rice requested a commendation for Reginald Crozier at the August 13, 2008 City Council meeting for his valuable service on the various City Commissions and Committees.

Motion was made by Council Member Fry, and seconded by Mayor Pro Tem Quach to accept, with regrets, the resignation of Reginald Crozier from the Traffic Commission and Cultural Arts Commission.

The motion carried by a 5-0 vote.

10. **COUNCIL/AGENCY ADJOURNMENT:** At 9:25 p.m., Mayor/Agency Chair Rice adjourned the meeting in memory of Thich Huyen Quang, International Buddhist Leader.



Pat Jacquez-Nares
Assistant City Clerk/Acting Agency Secretary