

UNOFFICIAL UNTIL APPROVED

**REGULAR MEETING OF THE CITY COUNCIL, HOUSING AUTHORITY, AND
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY – 5:45 P.M.**

March 1, 2016

CALL TO ORDER (00:00:08)

The meeting was called to order by the Mayor at 5:45 p.m. in the Council Chambers at Costa Mesa City Hall, 77 Fair Drive, Costa Mesa, California.

PLEDGE OF ALLEGIANCE (00:00:24) – Council Member Monahan

MOMENT OF SOLEMN EXPRESSION (00:00:52)

Pastor Josh Harrison, ROCKHARBOR Church, Costa Mesa

ROLL CALL (00:01:54)

Present: Council Member Genis, Council Member Monahan, Mayor Pro Tem Righeimer, and Mayor Mensinger

Absent: Council Member Foley

Officials Present: Chief Executive Officer Tom Hatch, City Attorney Thomas Duarte, Assistant Chief Executive Officer Rick Francis, Assistant Chief Executive Tamara Letourneau, Economic and Development Services Director Gary Armstrong, Public Services Director Ernesto Muñoz, and City Clerk Brenda Green.

CITY ATTORNEY CLOSED SESSION REPORT (00:02:08)

- COIN: Council Members Ex Parte Communications pursuant to Municipal Code Section 2-238(b) – NONE

ANNOUNCEMENTS (00:02:25)

“Costa Mesa Minute” was played featuring upcoming events and activities in the community.

PRESENTATIONS: (00:05:01)

1. Mayor’s Award – Gordon Bowley (00:05:03)

Gordon Bowley, Community Leader, accepted the Mayor’s Award.

UNOFFICIAL UNTIL APPROVED**PUBLIC COMMENTS (00:15:46)**

Lynn Redman, Costa Mesa spoke on the Hamilton Community Garden. (00:16:38)

David Coffman, Huntington Beach, spoke on problems associated with homeless individuals. (00:18:22)

Margaret Mooney, Costa Mesa, requested road repairs on Placentia Avenue. (00:20:21)

Kathy Coffman, Huntington Beach, spoke on the closure of Mental Health Associates (MHA); and problems associated with homeless individuals. (00:21:41)

Reggie Mundekis, Costa Mesa, spoke on the Fairgrounds noise monitoring procedures. (00:24:46)

Richard J. Mehren, Costa Mesa, spoke on the Fairview Park initiative. (00:28:26)

Karl Ahlf, Costa Mesa, spoke on March 8th as IHOP National Pancake Day. (00:29:17)

Beth Rafakes, Costa Mesa, spoke on the Military 1/5 Easter egg donations; and the City signage at the 55 Freeway. (00:30:36)

Chuck Perry, Costa Mesa, complimented Josh Harrison of ROCKHARBOR; spoke on new developments; and spoke on the enjoyment of living in Costa Mesa. (00:33:45)

Krissie Bogner, Costa Mesa, thanked and complimented the City Council on new developments and homeless efforts. (00:36:16)

Flo Martin, Costa Mesa, requested reconsideration of the City's contract with the Huntington Beach Humane Society due to problems at the shelter. (00:39:12)

Jay Humphrey, Costa Mesa, spoke on rave concerts; and the development initiative. (00:42:16)

Greg Tunnell, Costa Mesa, spoke on manners. (00:44:25)

Mrs. Drain, Costa Mesa, spoke on Conditions of Approval for the GMC Cadillac dealership at 2600 Harbor Boulevard. (00:47:20)

Cindy Black, Costa Mesa, spoke on the Fairview Park Preservation Alliance and preservation of Fairview Park. (00:50:29)

Speaker, spoke on the animal shelter problems; other speakers comments; homeless numbers; and clapping at meetings. (00:53:03)

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Robin Leffler, Costa Mesa, spoke on Council Members comments on social media and the Brown Act. (00:55:58)

Speaker, spoke on City legal expenses and the Self-Insurance Fund. (00:59:04)

Cindy Brenneman, Costa Mesa, spoke on the Fire Association Contract; ambulance services; and comments made by Mayor Pro Tem Righeimer. (01:02:05)

Speaker, spoke on Council's consideration on wall closures; citizen's involvement; and behavior at Council meetings. (01:04:19)

COUNCIL MEMBER' REPORTS, COMMENTS, AND SUGGESTIONS (01:06:57)

Council Member Monahan thanked Staff for the sign at the 55 freeway; possible Brown Act violations and commenting on Public Comments; spoke on commentary in the OC Register on the development initiative; Council Member requesting a City Measure on medical marijuana issues; urban coyote's problems; and permanent lighting at Kaiser Elementary. (01:07:00)

Mayor Pro Tem Righeimer spoke on the Fire Fighter's Association; homeless issues; replacing problem Motels with new development; and a \$20 million dollar bond issue for affordable housing. (01:14:16)

Mayor Mensinger requested Staff to look into the lighting issues at GMC Cadillac dealership; requested Staff to meet with Mr. and Mrs. Coffman on homeless issues; spoke on homeless issues; requested Mr. Munoz meet with Chuck Perry regarding bus benches; spoke on clapping during Council meetings; and spoke about Ed Baum. (01:24:32)

Council Member Genis requested revisiting a City measure on Medical Marijuana; Brown Act issues; spoke on the Hixson Metal meeting; tour of the County Emergency Response Center; praised the Police Department; and spoke on homeless issues and location of transitional housing. (01:31:06)

REPORT – CHIEF EXECUTIVE OFFICER (CEO) (01:37:41)

CEO Hatch spoke on addressing public comments; and follow up on Council Member requests.

CONSENT CALENDAR (01:39:43)

MOTION: Approve recommended actions for Consent Calendar Item Nos. 1 through 8.

MOVED/SECOND: Council Member Monahan/Mayor Pro Tem Righeimer

The motion carried by the following roll call vote:

Ayes: Council Member Genis, Council Member Monahan, Mayor Pro Tem Righeimer, and Mayor Mensinger

Nays: None

Absent: Council Member Foley

Motions carried: 4-0-1 (Council Member Genis abstaining from Consent Calendar #7)

1. READING FOLDER

- a. Claims received by the City Clerk: AmeriCare MedServices, Inc., Thomas B. Hunter, and Karen Leto.

ACTION:

City Council received and filed.

- 2. WARRANT RESOLUTION NO. 2552 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NOS. 16-03 "A" FOR \$(-1,795.61); AND 16-04 FOR \$2,111,697.44; AND CITY OPERATING EXPENSES FOR \$1,685,994.73; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID**

ACTION:

City Council approved Warrant Resolution No. 2552.

- 3. MINUTES OF THE REGULAR CITY COUNCIL, HOUSING AUTHORITY, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY**

ACTION:

City Council approved the minutes of February 16, 2016.

- 4. YEAR THREE OF THE SUPPORT PERIOD OF RIMINI STREET FOR ORACLE/PEOPLESFT SUPPORT SERVICES**

ACTION:

City Council authorized the City CEO to sign the Purchase Requisition for \$121,648 with Rimini Street, Inc. (Rimini), to continue providing support for the City's Oracle/PeopleSoft products on Year Three of the Support Period Commencing on March 18, 2016.

UNOFFICIAL UNTIL APPROVED**5. VICTORIA STREET AND VALLEY ROAD/PACIFIC AVENUE INTERSECTION IMPROVEMENTS, FEDERAL PROJECT NO. HSIP3-5312 (084), CITY PROJECT NO. 12-14****ACTION:**

1. City Council accepted the work performed by PTM General Engineering Services, Inc. and authorized the City Clerk to file the Notice of Completion; and
2. City Council released the Labor and Materials Bond seven (7) months after the filing date; released the Faithful Performance Bond six (6) months after the filing date; and released the retention monies 35 days after the Notice of Completion filing date.

6. FINAL MAP FOR TRACT NO. 17870 LOCATED AT 2366 ORANGE AVENUE, COSTA MESA, CALIFORNIA**ACTION:**

City Council approved Final Map for Tract No. 17870 and authorized signing of the Map by the City Clerk and the City Engineer.

7. AUTHORIZE AND DIRECT THE CITY OF COSTA MESA'S CONVEYANCE AND ASSIGNMENT TO THE COSTA MESA HOUSING AUTHORITY OF ALL INTERESTS IN THAT CERTAIN REAL PROPERTY AND AFFORDABLE HOUSING PROJECT LOCATED AT 717, 721 JAMES STREET ACQUIRED THROUGH FORECLOSURE PROCEEDINGS**ACTION:**

City Council and Housing Authority adopted a Joint Resolution authorizing and directing:

1. The City's (a) conveyance and transfer of fee title by Quitclaim Deed to the Costa Mesa Housing Authority, and (b) Assignment of Regulatory Agreement and bill of sale to all personal property to the Housing Authority; and
2. The Housing Authority's acceptance of such conveyance by Quitclaim Deed and the Assignment of Regulatory Agreement and bill of sale, all relating to certain real property located at 717, 721 James Street (APNs: 424-053-06 and 424-053-07) in the City of Costa Mesa, State of California; and
3. The CEO and his authorized representative(s) on behalf of the City, and the Executive Director and his authorized representative(s) on behalf of the Housing Authority, to execute, and the City Clerk/Secretary to attest, the Quitclaim Deed and the Assignment and Bill of Sale Agreement for such affordable housing Property.

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- 8. APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$1,500 IN REGARDS TO A DONATION MADE BY THE COSTA MESA COMMUNITY RUN TO THE CITY’S “HAPPY FEET RUNNING CLUB” YOUTH SPORTS PROGRAM

ACTION:

City Council authorized a budget adjustment in the amount of \$1,500 to accept a donation from the Costa Mesa Community Run for the youth sports program, “Happy Feet Running Club.” The donated funds will be accepted and then used for club expenses which may include race entry fees, club apparel, nutritional snacks and other miscellaneous club supplies.

----- END OF CONSENT CALENDAR -----

PUBLIC HEARINGS – 7:00 p.m. (Resolution No. 05-55): NONE (01:40:24)

OLD BUSINESS: (01:40:28)

- 1. **SECOND READING OF ORDINANCE NO. 16-03 FOR CODE AMENDMENT CO-15-05: AN AMENDMENT TO TITLE 13 OF THE COSTA MESA MUNICIPAL CODE RELATED TO WATER EFFICIENT LANDSCAPE PLAN AND RELATED GUIDELINES (01:40:32)**

MOVED/SECOND: Council Member Monahan/Council Member Genis

The motion carried by the following roll call vote:

Ayes: Council Member Genis, Council Member Monahan, Mayor Pro Tem Rigeheimer, and Mayor Mensinger

Nays: None

Absent: Council Member Foley

Motions carried: 4-0-1

ACTION:

City Council gave second reading to Ordinance No. 16-03, to be read by title only, and further reading waived, and adopted Code Amendment CO-15-05 amending Costa Mesa Municipal Code Title 13 Chapter VII, Landscape Standards.

NEW BUSINESS: (01:41:40)

- 1. **LEASE AGREEMENT WITH THE BOYS AND GIRLS CLUB OF THE HARBOR AREA, INC. (01:41:44)**

Staff report and PowerPoint presentation presented by Assistant Chief Executive Officer, Rick Francis. (01:42:25)

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Robert Santana, CEO of the Boys and Girls Club of Santa Ana, spoke on the future and vision of the Boys and Girls Club. (01:45:14)

Mayor Pro Tem Righeimer spoke on the lease agreement; and concern with maintenance costs in the contract and deadlines. (02:00:41)

Public Comments:

Karl Ahlf, Costa Mesa, spoke in support of the Boys and Girls Club lease agreement. (02:02:45)

Chuck Perry, Costa Mesa, expressed concern on the long-term lease agreement and concern on maintenance issues. (02:05:16)

Speaker, Costa Mesa, spoke in support of the Boys and Girls Club lease agreement. (02:07:06)

Tamar Goldmann, Costa Mesa, spoke in support of the Boys and Girls Club and the lease agreement. (02:09:00)

Discussion ensued on the term of the new lease agreement; expectations; and inclusion of maintenance standards. (02:09:48)

Assistant CEO Francis suggested returning to Council with additional options; and added the current lease will expire November 2016. (02:14:20)

Mr. Santana spoke on monies invested in the gym: \$75,000 for renovation; \$10,000 for roof repairs and \$5,000 for plumbing and electrical work; and requested addressing issues as soon as possible. (02:17:11)

Discussion ensued on an interim agreement; support of the Boys and Girls Club; maintenance concerns; and funding. (02:19:08)

ACTION:

City Council provided staff direction for the Lease Agreement with the Boys and Girls Club of the Harbor Area, Inc.

2. TERMINATION OF FAIRVIEW PARK CITIZENS ADVISORY COMMITTEE MEMBER (02:21:48)

Mayor Pro Tem Righeimer spoke on a comment made at a Planning Commission meeting by Anna Vrska, a Fairview Park Citizens Advisory Committee Member. (02:21:52)

Public Comments:

Lynn Redman, Costa Mesa, spoke on his son's Eagle Scout project at the Fairview Park; and thanked the Committee. (02:26:35)

John Stephens, Costa Mesa, stated Ms. Vrska's statement was inappropriate; and spoke on forgiveness and mercy. (02:28:19)

Margaret Mooney, Costa Mesa, spoke in opposition to the removal of Anna Vrska from the Fairview Park Citizens Advisory Committee. (02:30:49)

Cindy Brenneman, Costa Mesa, spoke in opposition to the removal of Anna Vrska from the Fairview Park Citizens Advisory Committee. (02:32:55)

T. Koken, Costa Mesa, spoke in opposition to the removal of Anna Vrska from the Fairview Park Citizens Advisory Committee. (02:33:42)

Karl Ahlf, Costa Mesa, spoke on forgiveness. (02:34:46)

Tamar Goldmann, Costa Mesa, spoke in opposition to the removal of Anna Vrska from the Fairview Park Citizens Advisory Committee. (02:37:02)

Robin Leffler, Costa Mesa, spoke on possible Brown Act violations on social media. (02:40:05)

Speaker, spoke on Council Member comments and security issues. (02:41:41)

Mayor Mensinger clarified his comment made on social media and stated Ms. Vrska's comment was inappropriate. (02:43:57)

Council Member Genis agreed the comment made by Ms. Vrska was inappropriate; and spoke on Lent and forgiveness. (02:46:16)

MOVED/SECOND: Council Member Genis/

MOTION: To receive and file.

Mayor Pro Tem Righeimer spoke on consequences. (02:50:00)

Council Member Monahan stated the comment was inappropriate; and spoke on decorum during meetings. (02:53:52)

Council Member Genis spoke on the history of thugs. (02:56:08)

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SUBSTITUTE MOVED/SECOND: Mayor Pro Tem Righeimer/Council Member Monahan

The motion carried by the following roll call vote:

Ayes: Council Member Monahan, Mayor Pro Tem Righeimer, and Mayor Mensinger

Nays: Council Member Genis

Absent: Council Member Foley

Motions carried: 3-0-1-1

ACTION:

City Council terminated the membership of Anna Vrska from the Fairview Park Citizen's Advisory Committee.

ITEMS REMOVED FROM THE CONSENT CALENDAR – NONE (02:57:01)

REPORT – CITY ATTORNEY – NONE (02:57:04)

ADJOURNMENT (02:57:07)

The Mayor and City Council adjourned the meeting in honor and memory of Ms. Fariba Fazeli, City Engineer, and 16 year employee with the City at 8:43 p.m.

Minutes adopted on this 15th day of March, 2016.

Stephen M. Mensinger, Mayor

ATTEST:

Brenda Green, City Clerk