

AGENDA

CITY OF COSTA MESA

REGULAR CITY COUNCIL AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY* MEETING

*NOTE: ALL AGENCY AND AUTHORITY MEMBERSHIPS ARE REFLECTED IN THE TITLE "COUNCIL MEMBER."

TUESDAY, JUNE 19, 2018
CITY COUNCIL CHAMBERS
77 FAIR DRIVE, COSTA MESA, CALIFORNIA
CLOSED SESSION – 4:00 P.M.
REGULAR MEETING – 6:00 P.M.

SANDRA L. GENIS
Mayor

ALLAN R. MANSOOR
Mayor Pro Tem

KATRINA FOLEY
Council Member

JOHN B. STEPHENS
Council Member

JAMES M. RIGHEIMER
Council Member

City Attorney
Thomas Duarte

City Manager
Thomas R. Hatch

[Note regarding agenda-related documents provided to a majority of the City Council after distribution of the City Council agenda packet \(GC §54957.5\):](#)

[Any related documents provided to a majority of the City Council after distribution of the City Council Agenda Packets will be made available for public inspection. Binders containing these agenda-related documents are located in the Council Chambers lobby. In addition, such documents may be posted—whenever possible on the city’s website at \[www.costamesaca.gov\]\(http://www.costamesaca.gov\).](#)

Please note that records submitted by the public will not be redacted in any way and will be posted online as submitted, including any personal contact information.

Your attendance at this public meeting is valued and appreciated. If you have questions regarding the agenda, public comments or wish to obtain copies of documents please contact the City Clerk office at (714) 754-5225 or e-mail cityclerk@costamesaca.gov.

WELCOME TO THE CITY COUNCIL MEETING

PUBLIC COMMENTS – MATTER NOT LISTED ON THE AGENDA:

Members of the public desiring to speak during the Public Comments period on a matter not on the agenda are not required to submit a speaker card but may choose to voluntarily complete a card for facilitation of the minutes and possible follow-up to their comments. Members of the public shall only address the City Council one time at any given meeting for non-agenda items. Each speaker is limited to three minutes.

PUBLIC COMMENTS – CONSENT CALENDAR:

Members of the public desiring to speak on a consent calendar item shall submit such a request on a speaker card prior to the start of the Consent Calendar period. Each speaker is limited to three minutes.

PUBLIC COMMENTS – MATTER LISTED ON THE AGENDA:

Members of the public desiring to speak during the Public Comments period on a matter listed on the agenda are not required to submit a speaker card but may choose to voluntarily complete a card for facilitation of the minutes and possible follow-up to their comments. Each speaker is limited to three minutes.

1. Any written communications, photos, or other material for copying and distribution to the City Council that is 10 pages or less, must be submitted to the City Clerk **NO LATER THAN 3:00 P.M.** Materials can be e-mailed to cityclerk@costamesaca.gov. If the public wishes to submit written communication, photos, or other material for distribution to the City Council at the meeting AFTER 3:00 p.m., 10 copies will need to be provided for distribution. Please note that NO copies of written communication will be made AFTER 3:00 p.m. All materials, pictures, PowerPoints, and videos submitted for display at a public meeting must be previously reviewed by staff to verify appropriateness for general audiences. Kindly submit to the City Clerk **AS EARLY AS POSSIBLE, BUT NO LATER THAN 15 MINUTES PRIOR TO THE START OF THE MEETING.**
2. **All cell phones and other electronic devices are to be turned off or set to vibrate.** Members of the audience are requested to step outside the Council Chambers to conduct a phone conversation.
3. Free Wi-Fi is available in the Council Chamber during the meetings. Two networks are available: council1 and council2. The password for either network is: cmcouncil.

In compliance with the Americans with Disabilities Act of 1990, Assistive Listening headphones located inside the Council Chambers are available at all Costa Mesa City Council meetings and can be checked out from the City Clerk. If you need special assistance to participate in this meeting, please contact the City Clerk at (714) 754-5225. Notification at least 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 ADA Title II]. Language translation services are available for this meeting by calling (714) 754-5225 at least 48 hours in advance. Habrá servicio de interpretación disponible para éstas juntas llamando al (714) 754-5225 por lo menos con 48 horas de anticipación.

CLOSED SESSION – 4:00 P.M.

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS - Members of the public are welcome to address the City Council only on those items on the Closed Session agenda. Each member of the public will be given a total of three minutes to speak on all items on the Closed Session agenda.

1. CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Section 54957.6, California Government Code

Agency Designated Representative: Tamara Letourneau, Assistant City Manager
Name of Employee Organization: Costa Mesa Police Management Association (CMPMA)

2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Subdivision (d)(1) of Section 54956.9, California Government Code

Name of Case: Timothy Dadey, et al. v. City of Costa Mesa, Orange County Superior Court of California, Case No. 30-2014-00757962-CU-CR-CJC.

3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Subdivision (d)(1) of Section 54956.9, California Government Code

Name of Case: The Kennedy Commission, et al. v. City of Costa Mesa, Orange County Superior Court of California, Case No. 30-2016-00832585-CU-WM-CJC.

4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Subdivision (d)(1) of Section 54956.9, California Government Code

Name of Case: Orange County Catholic Worker, an unincorporated association: Lisa Bell, Shawn Carroll, Melissa Fields, Larry Ford, Cameron Ralston, Kathy Schuler, Gloria Shoemake, as individuals v. Orange County, City of Anaheim, City of Costa Mesa, and City of Orange, United States District Court, Central District of California – Southern Division, Case No. 8:18-cv-00155.

5. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Subdivision (d)(1) of Section 54956.9, California Government Code

Name of Case: Casa Capri Recovery, Inc. v. City of Costa Mesa, United States District Court, Central District of California – Southern Division, Case No. 8:18-cv-00329-JVS-PJW.

**6. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION
INITIATION OF LITIGATION – TWO POTENTIAL CASES**

Pursuant to Subdivision (d)(4) of Section 54956.9, California Government Code

7. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Property: New Harbor Inn, 2205 Harbor Boulevard, Costa Mesa, CA 92627

APN: 422-193-24

Pursuant to Section 54956.8, California Government Code

Negotiating Parties: Thomas R. Hatch, City Manager and 2205 Harbor LLC, Ming Chen and Hsiang Chen

Under Negotiation: Price and Terms

The City Council and Successor Agency to the Redevelopment Agency will recess to Conference Room 5A for Closed Session at the conclusion of public comments.

AGENDA CONTINUED ON THE NEXT PAGE.

**REGULAR MEETING OF THE CITY COUNCIL AND SUCCESSOR
AGENCY TO THE REDEVELOPMENT AGENCY**

TUESDAY, JUNE 19, 2018 – 6:00 P.M.

CALL TO ORDER

PLEDGE OF ALLEGIANCE Council Member Righeimer

MOMENT OF SOLEMN EXPRESSION

[Per Council Policy 000-12, these presentations are made by community volunteers stating their own views. The City Council disclaims any intent to endorse or sponsor the views of any speaker.]

Newport Mesa Church, Costa Mesa

ROLL CALL

CITY ATTORNEY CLOSED SESSION REPORT

- COIN: Ex Parte Communications pursuant to Municipal Code Section 2-238 (b)

ANNOUNCEMENTS: There's always something happening in Costa Mesa!

The Mayor will play a video clip of the "Costa Mesa Minute," featuring upcoming events and activities in the community.

PRESENTATION:

1. Mayor's Award – Scott Williams, Freedom Committee of Orange County

PUBLIC COMMENTS – MATTER NOT LISTED ON THE AGENDA:

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COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS

(Each council member is limited to four minutes. Additional comments will be heard at the end of the meeting)

1. Council Member Righeimer
2. Mayor Pro Tem Mansoor
3. Council Member Foley
4. Mayor Genis
5. Council Member Stephens

CONSENT CALENDAR:

All matters listed under the Consent Calendar are considered to be routine and will be acted upon in one motion. There will be no separate discussion of these items unless members of the City Council, staff, or the public request specific items to be discussed and/or removed from the Consent Calendar for discussion.

1. [WARRANT RESOLUTION NO. 2600 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NO. 18-10 "A" FOR \\$937.90 AND 18-11 FOR \\$2,400,182.28; AND CITY OPERATING EXPENSES FOR \\$4,371,297.55; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID](#) - Finance Department

RECOMMENDATION:

City Council approve Warrant Resolution No. 2600.

2. [MINUTES OF THE REGULAR CITY COUNCIL AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY MEETINGS OF MAY 1, 2018 AND MAY 15, 2018 AND SPECIAL CITY COUNCIL MEETING OF MAY 29, 2018](#)

City Manager's Office/City Clerk Division

RECOMMENDATION:

City Council approve the minutes of May 1, 2018, May 15, 2018 and May 29, 2018.

3. SUB-RECIPIENT AGREEMENT WITH THE CITY OF SANTA ANA TO RECEIVE A GRANT UNDER THE FY 2017 URBAN AREAS SECURITY INITIATIVE (UASI) - Police Department

RECOMMENDATION:

1. City Council adopt Resolution No. 18-xx, which authorizes the City Manager or his designee to execute the attached Sub-Recipient Agreement with the City of Santa Ana to receive a grant under the FY 2017 Urban Areas Security Initiative (UASI) Grant Program; and
2. Authorize the Police Department to accept FY 2017 UASI reimbursement funds allocated to the City of Costa Mesa in an amount not to exceed \$2,125. This amount will reimburse the Fire Department and approved City personnel who assist with the instruction and delivery of approved UASI courses; and
3. Approve Budget Adjustment No. 18-xx in the amount of \$2,125 to increase revenue and appropriate the grant funds to the Police Department's operating budget.

4. TRAFFIC MANAGEMENT SERVICES AGREEMENT WITH THE 32ND DISTRICT AGRICULTURAL ASSOCIATION FOR THE 2018 ORANGE COUNTY FAIR – Police Department/Field Operations Division

RECOMMENDATION:

1. City Council approve the 2018 contract for traffic management services between the Costa Mesa Police Department and the 32nd District Agricultural Association for the Orange County Fair; and
2. Authorize the City Manager, or his designee, to execute the contract.

5. TRAFFIC MANAGEMENT SERVICES AGREEMENT WITH THE 32ND DISTRICT AGRICULTURAL ASSOCIATION FOR DESIGNATED YEAR-ROUND EVENTS AT THE ORANGE COUNTY FAIR AND EVENT CENTER Police Department/Field Operations Division

RECOMMENDATION:

1. City Council approve the 2018 contract for traffic management services between the Costa Mesa Police Department and the 32nd District Agricultural Association for all designated year-round events at the Orange County Fair and Event Center. The term of the agreement is June 1, 2018, through May 31, 2019. The maximum amount that the City will be paid under the contract is \$75,250.00; and
2. Authorize the City Manager, or his designee, to execute the contract.

6. **HOUSING AUTHORITY ANNUAL BUDGET FOR FY 18-19**
Development Services Department, Housing and Community Development

RECOMMENDATION:

City Council adopt Joint Resolution approving the Housing Authority Budget for Housing and Community Development (HCD) expenses for FY 18-19.

7. **RENEWED MEASURE M (M2) ELIGIBILITY**
Public Services Department/Administration Division

RECOMMENDATION:

1. City Council approve the City's Maintenance of Effort (MOE) for Fiscal Year 2018-2019; and
2. Approve the City's Seven-Year Capital Improvement Program (CIP) for Fiscal Year 2018-2019 through Fiscal Year 2024-2025; and
3. Adopt Resolution No. 18-xx, for the Pavement Management Plan; and
4. Authorize the City Engineer to submit the Pavement Management Plan.

8. **RESOLUTIONS RELATING TO THE CALLING OF THE GENERAL MUNICIPAL ELECTION ON NOVEMBER 6, 2018**
City Manager's Office/City Clerk's Office

RECOMMENDATION:

1. City Council adopt Resolution No. 18-37, to be read by title only and waive further reading, calling and giving notice to conduct a General Municipal Election on November 6, 2018 for the purpose of electing a Mayor for the full term of two years; and election of three members of the City Council from the third, fourth, and fifth districts, for the full term of four years; and
2. Adopt Resolution No. 18-38, to be read by title only and waive further reading, requesting the Orange County Board of Supervisors to consolidate the General Municipal Election with the Statewide General Election and to issue instruction to the Orange County Registrar of Voters Elections Department to provide specific services in the conduct of the consolidated election; and
3. Adopt Resolution No. 18-39, to be read by title only and waive further reading, adopting regulations pertaining to Candidates Statements submitted to the voters at a General Municipal Election to be held on November 6, 2018.

9. **EXTENSION OF HELICOPTER SUPPORT SERVICES AGREEMENT WITH HUNTINGTON BEACH** – Police Department/Support Service Division

RECOMMENDATION:

1. City Council approve the amendment to the agreement with Huntington Beach for public safety helicopter support services; and
2. Authorize the City Manager to execute the amendment.

AT THIS TIME COUNCIL WILL ADDRESS ANY ITEMS PULLED FROM THE CONSENT CALENDAR

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

PUBLIC HEARINGS – 7:00 p.m. (Resolution No. 05-55):

1. **ADOPTION OF FISCAL YEAR 2018-2019 APPROPRIATIONS LIMIT**
Finance Department/Financial Planning Division

RECOMMENDATION:

City Council adopt Resolution No. 18-xx, establishing the Fiscal Year 2018-2019 Appropriations Limit for the City of Costa Mesa at \$233,404,433 by using the County of Orange’s population growth for population adjustment, and the California per capita income growth for inflationary adjustment.

2. **FISCAL YEAR 2018-19 BUDGET** - City Manager’s Office

RECOMMENDATION:

Staff recommends that the City Council:

1. Approve Resolution 18-xx, adopting the City of Costa Mesa FY 18-19 Operating and Capital Improvement Budget including all items listed on the Budget Addendum including the proposed amendments; and
2. Adopt the Development Services cost recovery fees Resolution 18-xx; and
3. Adopt the Parks and Community Services fees Resolution 18-xx; and
4. Adopt the Special Event rates fee Resolution 18-xx; and
5. Approve the job description and salary resolution for the Economic Development Administrator.

OLD BUSINESS:

1. **JAIL SERVICES CONTRACT BETWEEN G4S SECURE SOLUTIONS (USA) INC. AND THE CITY OF COSTA MESA**

Police Department/Support Services Division

RECOMMENDATION:

1. City Council approve the Professional Services Agreement for jail services between G4S Secure Solutions (USA) Inc. and the City of Costa Mesa; and
2. Authorize the City Manager to execute the agreement and future amendments to the agreement.

NEW BUSINESS:

1. **APPOINTMENTS TO THE PARKS AND RECREATION, SENIOR, AND PLANNING COMMISSIONS** – City Manager’s Office

RECOMMENDATION:

Staff recommends that the City Council:

1. Make an appointment to fill one regular member vacancy with a term expiration of February 2021 on the Parks and Recreation Commission; and
2. Make an appointment to fill one regular member vacancy with a term expiration of February 2019 on the Planning Commission; and
3. Make an appointment to fill one regular member vacancy with a term expiration of February 2021 on the Senior Commission.

ADDITIONAL COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS

REPORT – CITY MANAGER

REPORT – CITY ATTORNEY

ADJOURNMENT

UPCOMING COMMUNITY EVENTS AND ACTIVITIES

Wednesday, June 20, 2018 – **Lego Wednesdays**, 3:30 p.m., Costa Mesa Technology Branch, 2263 Fairview Road, Ste. A. Every Wednesday you're invited to have fun and create.

Friday, June 22, 2018 – **Danilo Lozano with Dayren Santamaria**, 7-9 p.m., Segerstrom Center for the Arts, 600 Town Center Drive. Relax with friends and listen to summer jazz on the Argyros Plaza.

Saturday, June 23, 2018 – **SOCO Farmers Market**, 9 a.m. – 2 p.m., SOCO Farmers Market, 3315 Hyland Ave. Over 30 vendors showcase the best that California farmers and local food artisans have to offer. Live music, knife sharpening and free balloon animals for the kids.

Saturday, June 23, 2018 through Sunday, June 24, 2018 – Relay For Life of Hope Central, 12 p.m. to 12 p.m., Davis Magnet School, 1050 Arlington Dr. Relay for Life is an annual 24-hour community event to celebrate survivors, remember those lost and fight back. For more information, please email: renee.daniels@cancer.org.

Monday, June 25 through Friday, August 24, 2018 – Summer R.O.C.K.S Program, 11 a.m. – 4 p.m. A free summer program that provides arts and crafts, games, water days and other activities. For more information, please call: 714-754-5013.

Monday, June 25, 2018 – **Movie Monday – Forever my Girl**, 12:45 p.m. Senior Center, 695 W. 19th St. Movie and popcorn at the Costa Mesa Senior Center.

Wednesday, June 27, 2018 – **Movies in the Park – COCO**, 5:45 p.m. Angels Playground at TeWinkle Park, 885 Junipero Ave. Bring your blankets and lawn chairs for a warm summer evening and enjoy a movie in the park. Enjoy food trucks and activities, movie starts at dusk.

Wednesday, June 27, 2018 - **Water-Efficient Landscape Workshop “Date Night” at Mesa Water District**, 6 p.m., Mesa Water Board Room, 1965 Placentia Ave. Bring your date (or BFF) to learn about water-efficient landscaping together! This workshop is a fun way for couples and friends to learn, and make decisions, together. Dinner is provided. For more information, please visit: www.mesawater.org.

Friday, June 29, 2018 – **Matt Forbes and his Vintage Pop Orchestra with Ron Kobayashi Trio**, 7-9 p.m., Segerstrom Center for the Arts, 600 Town Center Drive. Relax with friends and listen to summer jazz on the Argyros Plaza.

Friday, June 29, 2018 – **Independence Day Celebration**, 11:30 a.m.-1 p.m., Costa Mesa Senior Center, 695 w. 19th St. Visit the center for the annual Independence Day celebrations. Tickets are \$10 and include a great lunch, dessert, raffles and live entertainment. Registration closes Friday, June 22. For more information, please visit: www.costamesaca.gov/recreation.