

**ACTION REPORT: For Informational Purposes Only**

**ACTION REPORT**

**CITY OF COSTA MESA CITY COUNCIL, SUCCESSOR AGENCY  
TO THE REDEVELOPMENT AGENCY, AND SPECIAL AGENDA  
FOR THE COSTA MESA HOUSING AUTHORITY\*  
TUESDAY, JULY 1, 2014**

**JAMES M. RIGHEIMER**  
Mayor

**STEPHEN MENSINGER**  
Mayor Pro Tem

**SANDRA GENIS**  
Council Member

**GARY MONAHAN**  
Council Member

**WENDY LEECE**  
Council Member

City Attorney  
**Thomas Duarte**

Chief Executive Officer  
**Thomas R. Hatch**

**REGULAR MEETING OF THE CITY COUNCIL, SUCCESSOR AGENCY TO  
THE REDEVELOPMENT AGENCY, AND SPECIAL JOINT MEETING WITH  
THE COSTA MESA HOUSING AUTHORITY – 6 P.M.**

**CITY ATTORNEY CLOSED SESSION REPORT- None**

- COIN: Ex Parte Communications pursuant to Municipal Code Section 2-238 (b) - None

**CONSENT CALENDAR:**

**MOTION:** Approved recommended actions for Consent Calendar Items Nos. 1-14.

**MOVED/SECOND:** Council Member Monahan/Mayor Pro Tem Mensinger

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Abstain: Mayor Pro Tem Mensinger and Mayor Righeimer (on Consent Calendar Item No. 4)

Motion carried: 5-0 (items 1-14, excluding No. 4)

Motion carried: 3-0-2 (on Consent Calendar Item No. 4)

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- 1. PROCEDURAL WAIVER: MOTION TO APPROVE THE READING BY TITLE ONLY OF ALL ORDINANCES AND RESOLUTIONS. SAID ORDINANCES AND RESOLUTIONS THAT APPEAR ON THE PUBLIC AGENDA SHALL BE READ BY TITLE ONLY AND FURTHER READING WAIVED**

### **ACTION:**

City Council waived reading in full of Ordinances and Resolutions and approval and adoption of same by reading title only.

- 2. READING FOLDER**

- a. Claims received by the City Clerk: Cecilia DeCrona; Jesus Garcia; Henry Lloyd/Mid-Century Insurance Company; and Roberto Garcia.

**ACTION:** City Council received and filed.

- 3. WARRANT RESOLUTION 2518: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NOS. 14-12 "A", 14-13 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID, funding Payroll No. 14-12 "A" for \$368.77, Payroll No. 14-13 for \$2,028,981.98, and City operating expenses for \$2,245,293.12.**

**ACTION:** City Council approved Warrant Resolution No. 2518, to be read by title only and further reading waived.

- 4. SALARY RESOLUTIONS FOR CLASSIFICATION REPRESENTED BY THE COSTA MESA POLICE ASSOCIATION (CMPA) AND COSTA MESA POLICE MANAGEMENT ASSOCIATION (CMPMA)**

### **ACTION:**

1. City Council adopted Resolution No. 14-43, to be read by title only and waived further reading, which implements salary range adjustments for job classifications represented by the CMPA; and
2. Adopted Resolution No. 14-44, to be read by title only and waived further reading, which implements salary range adjustments for job classifications represented by the CMPMA.

- 5. PUBLIC SAFETY SOFTWARE LICENSE AND SERVICES AGREEMENT**

### **ACTION:**

City Council authorized the City CEO to sign the Purchase Requisition in the amount of \$127,334 for the renewal of software maintenance and services agreement with SunGard Public Sector Inc., 1000 Business Center Drive, Lake Mary, FL 32725-5585.

## **ACTION REPORT: For Informational Purposes Only**

6. **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING RECORDS DESTRUCTION FOR THE RECORDS BUREAU OF THE POLICE DEPARTMENT OF THE CITY OF COSTA MESA PURSUANT TO ORDINANCE NO. 75-60**

### **ACTION:**

City Council adopted Resolution No. 14-45, to be read by title only and waived further reading.

7. **PROFESSIONAL ENGINEERING SERVICES TO PROVIDE AS-NEEDED STAFF SUPPORT FOR VARIOUS CAPITAL IMPROVEMENT PROGRAM PROJECTS**

### **ACTION:**

1. City Council approved Contract Change Order No. 1 to the Professional Services Agreement with Civil Source, Inc., 9890 Irvine Center Drive, Irvine, California 92618, in the amount of \$600,000.00 to secure additional services on an as-needed basis, for Project/Construction Management and Public Works Inspection for various Council-approved Capital Improvement Program (CIP) projects; and
2. Authorized the Chief Executive Officer to execute the Contract Change Order.

8. **PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN OF ARLINGTON DRIVE BIOSWALE AND DRY WEATHER DIVERSION PROJECT**

### **ACTION:**

City Council awarded a contract to KABBARA Engineering, 121 North Harwood Street, Orange, CA 92866, in an amount not to exceed \$208,863.00 for design services, and authorized the Mayor and the City Clerk to execute the Professional Services Agreement.

9. **SUNFLOWER AVENUE AT ANTON BOULEVARD TRAFFIC SIGNAL MODIFICATION, FEDERAL PROJECT No. HSIPL-5312 (085), CITY PROJECT NO. 13-13**

### **ACTION:**

1. City Council adopted plans, specifications, and working details for the Sunflower Avenue at Anton Boulevard Traffic Signal Modification, Federal Project No. HSIPL-5312 (085), City Project No. 13-13; and
2. Awarded a construction contract to PTM General Engineering Services, Inc., 5942 Acorn Street, Riverside, CA 92504, in the amount of \$238,823.00; and
3. Authorized the Mayor and the City Clerk to execute the Public Works Agreement.

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### **10. MAINTENANCE AGREEMENTS FOR SR-55 GATEWAY IMPROVEMENT PROJECT**

#### **ACTION:**

1. City Council approved the Agreement for Maintenance of the proposed Gateway Monument Sign and a Landscape Maintenance Agreement between the City of Costa Mesa and the State of California Department of Transportation (Caltrans) for the SR-55 Gateway Improvement Project; and
2. Authorized the Public Services Director to work with Caltrans to make minor adjustments to the agreements; and
3. Authorized the Mayor and the City Clerk to execute the final agreements.

### **11. HARBOR BOULEVARD/ADAMS AVENUE IMPROVEMENT PROJECT – CONTRACT CHANGE ORDER**

#### **ACTION:**

1. City Council approved Contract Change Order (CCO) in the amount of \$478,000 for the Harbor Boulevard/Adams Avenue Improvement Project, City Project No. 13-09; and
2. Approved Budget Adjustment – BA No. 14-030 in the amount of \$100,000; and
3. Authorized the Chief Executive Officer to execute the CCO.

### **12. MINUTES**

#### **ACTION:**

City Council approved the minutes of the Regular Meeting of the City Council and Successor Agency of February 4, 2014; Regular Meeting of the City Council and Successor Agency/Special Housing Authority Meeting of February 18, 2014; Regular Meeting of the City Council and Successor Agency of March 4, 2014; Regular Study Session of May 13, 2014; and Regular Meeting of the City Council and Successor Agency/Special Joint Housing Authority Meeting of May 20, 2014.

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**13. ONE-YEAR EXTENSION OF ARCHITECTURAL SERVICES CONTRACT FOR COUNCIL CHAMBERS CONSTRUCTION RELATED TO AUDIO/VISUAL EQUIPMENT AND BROADCAST SYSTEM UPGRADES**

**ACTION:**

1. City Council approved the professional services agreement that replaces the expired Dougherty + Dougherty contract for architectural services related to the upgrades in the City's audio/visual and broadcasting equipment in the Council Chambers; and
2. Authorized the CEO to increase the scope of the professional services agreement to include design work associated with the conversion of the print shop to a community meeting room to provide more quality meeting space in anticipation of a new central library at the Neighborhood Community Center. It's anticipated that this additional work could be done with the savings from Dougherty + Dougherty's original contract, though staff recommends a contingency amount of \$20,000 be added for potential unforeseen expenditures.

**14. COOPERATION AGREEMENT BETWEEN THE CITY OF COSTA MESA AND THE COSTA MESA HOUSING AUTHORITY FOR AN ADVANCE AND LOAN OF FUNDS BY THE CITY TO THE AUTHORITY RELATING TO CIVIC CENTER BARRIO HOUSING CORPORATION PROJECTS LOCATED AT 707, 711 W. 18<sup>TH</sup> ST., 745 W. 18<sup>TH</sup> ST., 717, 721 JAMES ST. AND 734, 740, 744 JAMES ST.; AUTHORIZE APPROPRIATION FROM THE CITY'S GENERAL FUND FOR SUCH LOAN**

City Council adopted Joint City Council/Authority Resolution No. 14-46, to be read by title only and waived further reading, approving a Cooperative Agreement, with attached Loan Agreement, between the City and the Authority and Authorizing the City's Appropriation of Funds to Pay the First Lien Balances from the General Fund Relating to Civic Center Barrio Housing Corporation Projects located at 707, 711 W. 18<sup>th</sup> St., 745 W. 18<sup>th</sup> St., 717, 721 James St. and 734, 740, 744 James Street.

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

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

**OLD BUSINESS - NONE**

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## NEW BUSINESS –

### 1. RENEWAL OF THE USER AGREEMENT WITH THE HARBOR SOARING SOCIETY

**MOVED/SECOND:** Mayor Pro Tem Mensinger/Council Member Monahan

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 5-0

#### **ACTION:**

City Council approved the User Agreement with the Harbor Soaring Society, and extension of the agreement for the use of a portion of Fairview Park for a five (5) year term, including changing the starting hour to 7:00 a.m. and directing staff to bring back revised rules and procedures within twelve months including new fees for residents and non-residents.

### 2. ATHLETIC FIELD USE AND ALLOCATION POLICY INFORMATION AND RECOMMENDATIONS

**MOVED/SECOND:** Mayor Pro Tem Mensinger/Council Member Genis

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 5-0

#### **ACTION:**

City Council approved the amended Athletic Field Use and Allocation Policy, including Matt Leinart Flag Football receiving special status for one year; and directed the CEO to analyze the allocation process within one year, and including Administrative staff in addition to Executive staff regarding groups that compensate.

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### **3. COUNCIL AUTHORIZATION FOR THE IMPLEMENTATION OF SECURITY CAMERA SYSTEMS AT VARIOUS LOCATIONS INCLUDING THE CITY CORPORATION YARD FACILITY, KEY ACCESS POINTS ALONG THE JOANNE BIKE TRAIL, THE EXTERIOR AREA SURROUNDING THE SENIOR CENTER, THE VOLCOM SKATE PARK, AND VARIOUS LOCATIONS IN FAIRVIEW PARK STREET**

**MOVED/SECOND:** Council Member Monahan/Mayor Pro Tem Mensinger

The motion carried by the following roll call vote:

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

Nays: Council Member Leece

Absent: None

Motion carried: 4-1

#### **ACTION:**

1. City Council authorized staff to proceed with the bid process for security camera systems for the following facilities/areas:
  1. City Corporation yard facility at 2300 Placentia; and
  2. Locations along the Joanne Bike trail to provide enhanced security for pedestrian users and monitoring of graffiti activity; and
  3. Costa Mesa Senior Center to provide enhanced security for users of the facility. Cameras will be installed on the exterior only; and
  4. Volcom skate park to provide enhanced security; and
  5. Strategic locations in and around Fairview Park; and
2. Directed staff to bring back for Council consideration policies and procedures documents.

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**4. FIRST READING OF ORDINANCE REPEALING AND REPLACING COSTA MESA MUNICIPAL CODE SECTION 11-15 RELATING TO REWARDS FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF PERSONS VANDALIZING PROPERTY**

**MOVED/SECOND:** Council Member Monahan/Mayor Pro Tem Mensinger

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 5-0

**ACTION:**

City Council introduced for first reading, Ordinance No. 14-08, to be read by title only and waived further reading, regarding rewards for information leading to the apprehension of individuals who vandalize property.

**5. FIRST READING OF THE ORDINANCE AMENDING SECTION 2-61 RELATING TO CONDUCT WHILE ADDRESSING THE CITY COUNCIL AND ADDING SECTION 2-87 (SEVERABILITY)**

**MOVED/SECOND:** Mayor Pro Tem Mensinger/Mayor Righeimer

The motion carried by the following roll call vote:

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

Nays: Council Member Leece

Absent: None

Motion carried: 4-1

**ACTION:**

City Council introduced for first reading, Ordinance No. 14-09, to be read by title only and waived further reading, regarding conduct while addressing the City Council; and adding a severability clause, and removing from the proposed Ordinance Section 2-61 b(2), b(3), b(8) and combining Sections 2-61 b(10) and b(11).



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### **6. CITY COUNCIL CONSIDER PROPOSED CHARTER FOR PLACEMENT ON THE BALLOT FOR THE NOVEMBER 4, 2014 STATEWIDE GENERAL ELECTION**

**MOTION:** Continue the meeting past midnight

**MOVED/SECOND:** Council Member Leece/Mayor Pro Tem Mensinger

The motion to continue the meeting past midnight carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 5-0

**MOVED/SECOND:** Mayor Righeimer/Mayor Pro Tem Mensinger

The motion carried by the following roll call vote:

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

Nays: Council Member Genis and Council Member Leece

Absent: None

Motion carried: 3-2

#### **ACTION:**

1. City Council adopted Resolution No. 14-40, including the proposed changes to the Charter document and including the changes to the ballot description and summary, i.e. items A. Section 700 – Public Contracting; B. Section 304 Compensation; C. Section 306- Include commissioners and committee members as well as council members; D. Add Provision re: Elected Officer Qualifications- Follow general law; E. Add Procedure for adopting Ordinances – Follow general law:

- A. Resolution No. 14 – 40, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA PROPOSING A MEASURE FOR SUBMISSION TO THE VOTERS OF THE QUESTION WHETHER THE CITY OF COSTA MESA SHALL ESTABLISH HOME RULE BY ADOPTING THE PROPOSED CHARTER AS APPROVED BY THE CITY COUNCIL, ADDING THE MEASURE TO THE GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 2014 AS CALLED BY RESOLUTION NO. 14-26, AND REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF ORANGE CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 2014 WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE ESTABLISHED IN SECTION 10403 OF THE ELECTIONS CODE

## **ACTION REPORT: For Informational Purposes Only**

**MOVED/SECOND:** Mayor Righeimer/Council Member Monahan

The motion carried by the following roll call vote:

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

Nays: Council Member Leece

Absent: None

Motion carried: 4-1

B. Resolution No. 14 – 41, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) REGARDING A CITY MEASURE CONCERNING THE ADOPTION OF A PROPOSED CITY CHARTER AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS

**MOVED/SECOND:** Mayor Righeimer/Council Member Monahan

The motion carried by the following roll call vote:

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

Nays: Council Member Leece

Absent: None

Motion carried: 4-1

C. Resolution No. 14 – 42, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURE CONCERNING THE ADOPTION OF A PROPOSED CITY CHARTER SUBMITTED AT THE GENERAL MUNICIPAL ELECTION ON NOVEMBER 4, 2014

**ITEMS REMOVED FROM THE CONSENT CALENDAR - NONE**

**REPORT – CITY ATTORNEY - NONE**

**ADJOURNMENT** – To Regular Meeting July 15, 2014 at 5:00 p.m. at 12:34 p.m. in memory of Noreen Baume.