

**MINUTES OF THE REGULAR MEETING OF THE COSTA MESA CITY COUNCIL, AND  
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY**

**MARCH 4, 2014**

**CALL TO ORDER**

The meeting was called to order by the Mayor at 4:30 p.m. in the Council Chambers at Costa Mesa City Hall, 77 Fair Drive, Costa Mesa, California.

**ROLL CALL**

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

Council Members Absent: None

**PUBLIC COMMENTS ON CLOSED SESSION ITEMS - NONE**

**CLOSED SESSION**

The City Council recessed into closed session at 4:35 p.m. to consider the following items:

1. Conference with Thomas R. Hatch, Chief Executive Officer, and Labor Negotiator, Agency Negotiator regarding Employee Organization: Costa Mesa City Employee Association (CMCEA), pursuant to California Government Code Section 54957.6.
2. Conference with Thomas R. Hatch, Chief Executive Officer, and Labor Negotiator, Agency Negotiator regarding Employee Organization: Costa Mesa Police Officers Association (CMPOA), pursuant to California Government Code Section 54957.6.
3. Conference with legal counsel regarding existing litigation: Ress Financial Corporation, a California Corporation v. Thomas Hewko, an individual, and City of Costa Mesa, a public entity, et al., Orange County Superior Court Case No. 30-2013-00661459-CU-OR-CJC, pursuant to California Government Code Section 54956.9(a).

Mayor Righeimer and Mayor Pro Tem Mensinger recused themselves from Closed Session item number 2 due to a possible conflict.

The City Council reconvened at 6:16 p.m.

**CALL TO ORDER (00:00:15)**

**PLEDGE OF ALLEGIANCE (00:00:30)** – Mayor Pro Tem Mensinger

**MOMENT OF SOLEMN EXPRESSION (00:00:50)**

Pastor Mike Gibson, Christ Lutheran Church and School

**ROLL CALL (00:02:21)**

Present: Mayor Righeimer, Mayor Pro Tem Mensinger, Council Member Leece, Council Member Genis and Council Member Monahan.  
Absent: None

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

### **CLOSED SESSION REPORT (00:02:34)**

City Attorney Duarte reported on Closed Session item 3:

(5-0 vote) – City Council approved a settlement wherein the City would receive \$121,000 dollars.

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

### **ANNOUNCEMENTS (00:02:50)**

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

### **PRESENTATIONS (00:05:19)**

Colin McCarthy and Ron Amburgey of Costa Mesa United provided a financial report on grant monies for Costa Mesa United.

Arbor Day "March 7, 2014" Presentation by Jerry Klemer, Arbor Day Chairman, Rotary Club of Newport-Balboa.

### **PUBLIC COMMENTS (00:13:00)**

Scott Morlan, Costa Mesa, spoke on an article in the Orange County Register. (00:13:40)

Chuck Perry, Costa Mesa, spoke on behalf of Jean McMann and thanked the Mayor for helping Anchor Trailor Park. (00:14:45)

Lisa Morlan, Costa Mesa, spoke on group homes and properties that exhibit nuisance behaviors and inquired on the task force. (00:15:45)

Harold Weitzberg, Costa Mesa, spoke on in-fill projects; and spoke on parking and density. (00:18:00)

Phil Morello, Costa Mesa, spoke on behalf of the Wallace Area Improvement Group; and spoke on efforts and accomplishments of neighborhood cleanup. (00:20:25)

Sue Lester, Costa Mesa, spoke on the cost of police officer recruitments. (00:23:50)

Margaret Mooney, Costa Mesa, expressed support for City employees and the Police department; and spoke on the Mayor's comments on an article in the Orange County Register. (00:27:47)

Kim Hendricks, Costa Mesa, spoke regarding Fairview Park. (00:30:59)

Anna Vrska, Costa Mesa, spoke on the Park's and Recreation Commission Field Allocation. (00:33:00)

Tamar Goldmann, Costa Mesa, spoke on police staffing, recruitment and retention. (00:35:05)

### **COUNCIL MEMBER' REPORTS, COMMENTS, AND SUGGESTIONS (00:38:20)**

Mayor Pro Tem Mensinger thanked the reserve officers and Costa Mesa United for their efforts. (00:38:30)

Council Member Genis spoke on Mr. Morlan's comments; requested a report on nuisance citations; announced the basketball tournament and a Community Fair at Lions Park on March 15<sup>th</sup>; the Fairgrounds Open House on March 11<sup>th</sup>, 2014; Planting Day at Fairview Park on March 16<sup>th</sup>, 2014; spoke on March as Women's History month and March 8<sup>th</sup>, 2014 as International Women's Day; and acknowledged Norma Hertzog for being the first woman Council Member. (00:39:50)

Council Member Leece spoke on the committee recruitments; thanked Costa Mesa United for their presentation; announced a Relay for Life event and the Mayor's breakfast on March 14<sup>th</sup>, 2014; spoke on field usage; spoke on traffic and density concerns; asked staff to update pictures in the Urban Master Plan; spoke on group homes; thanked Mr. Morello; spoke on the vernal pools; and spoke on Police Department staffing and an article in the Orange County register. (00:42:50)

Council Member Monahan (00:54:00) – None

Mayor Righimer spoke on the Preserve Our Neighborhood Committee; spoke on group homes; announced the names of the members to serve on the Committee: Lisa Morlan, Tim Sesler, Keri McCarthy, Larry Weichman, Jeremy Broderick, Scott McCave, and Joe McGreevy; spoke on the Police Department and staffing levels; the helicopter program; police contract pay increase; pension costs, and support for the Police Department. (00:54:55)

### **REPORT-CHIEF EXECUTIVE OFFICER (CEO) (01:08:55)**

CEO Thomas Hatch spoke on providing office space to veterans at the Westside substation; spoke on field usage concerns from neighbors at Vanguard University; provided a motel and group homes status update; and spoke on employee recruitments and staffing levels.

Director of Public Services Ernesto Muñoz spoke regarding alleys, grants and the vernal pools. (01:14:45)

**CONSENT CALENDAR (01:25:14)**

**MOTION:** Approved recommended actions for Consent Calendar Item Nos. 1 through 8 except for Items 6, 7 and 8.

**MOVED/SECOND:** Council Member Monahan/Council Member Leece

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

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: Lloyd Collins; David DeMarco; David Calvin; and Elizabeth Wood.

**ACTION:** Received and filed.

3. **WARRANT RESOLUTION 2510: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NO. 14-04 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID, funding Payroll No. 14-04 for \$2,034,031.11 and City operating expenses for \$1,453,522.45.**

**ACTION:** City Council approved Warrant Resolution No. 2510, to be read by title only and further reading waived.

4. **PARK AVENUE ALLEY (ALLEY NO. 10), BAKER STREET ALLEY (ALLEY NO. 44), AND FULLERTON AVENUE ALLEY (ALLEY NO. 104) IMPROVEMENT PROJECT – CITY PROJECT NO. 13-03**

**ACTION:**

1. City Council accepted the work performed by Grigolla & Sons Construction Company, Inc. and authorized the City Clerk to file the Notice of Completion; and
2. Authorized to Release the Labor and Material Bond seven (7) months after the filing date; release the Faithful Performance Bond one (1) year after the filing date; and release the retention monies 35 days after the Notice of Completion filing date.

**5. REFUND OF CASH DEPOSIT IN CONNECTION WITH ENCROACHMENT PERMIT NO. PS13-00456 FOR PARKWAY IMPROVEMENTS AT 3180 AIRWAY AVENUE, COSTA MESA, CALIFORNIA**

**ACTION:**

City Council approved the refund of cash deposit in connection with Encroachment Permit No. PS13-00456 in the amount of \$18,896.59 to Synder Langston, 17962 Cowan, Irvine, CA 92614.

**PUBLIC HEARINGS – (01:25:50)**

**1. AN ORDINANCE OF THE CITY COUNCIL OF COSTA MESA, CALIFORNIA, ADOPTING ZONING CODE AMENDMENT CO-13-04 AMENDING TITLE 13, CHAPTERS I, IV, AND V RELATED TO DEFINITIONS, LAND USE MATRIX AND NEW ARTICLE 13-42**

Staff report provided by Minoo Ashabi, Principal Planner. (01:25:55)

Discussion ensued regarding a letter received from the Building Industry Association (BIA); minimum open space; automatic roll up doors; rear yards for one story developments; requirements for Homeowners and Maintenance Associations; existing zoning; and CEQA exemption. (01:38:16)

Beth Refakes, Costa Mesa, spoke on neighborhoods, open space, and tandem parking. (01:49:27)

Peter Nagavi, San Clemente, spoke in support of the Ordinance. (01:52:33)

Colin McCarthy, Costa Mesa, spoke on a BIA meeting regarding small lot ordinances; spoke on density; parking; deviations; variations; homeownership opportunities; and expressed support for the Ordinance. (01:55:14)

Chris Kerstner, Costa Mesa, spoke regarding living space and backyards; and HOA fees. (01:58:35)

Victor Cao, BIA, spoke in support of the small lot Ordinance. (02:00:35)

Mary Godwin, Costa Mesa, spoke in opposition of the Ordinance. (02:03:50)

Emily McKenzie, Costa Mesa, spoke in opposition of the Ordinance. (02:07:30)

Peter Zehnder, Costa Mesa, spoke in support of the Ordinance. (02:12:05)

Margaret Mooney, Costa Mesa, spoke in opposition of the Ordinance. (02:13:40)

Jennifer Robbins, Costa Mesa, spoke to an issue at her residence and expressed concerns regarding building, health and safety violations. (02:16:00)

Anna Vrska, Costa Mesa, spoke in opposition of the Ordinance. (02:20:05)

Tamar Goldmann, Costa Mesa, spoke in opposition of the Ordinance. (02:23:22)

Chad Brown, Irvine, spoke in support of the Ordinance. (02:26:30)

Chris McEvoy, Costa Mesa, spoke in opposition of the Ordinance. (02:29:05)

Matt Hamilton, Costa Mesa, spoke in support of the Ordinance. (02:31:15)

Bryan Coggins, Costa Mesa, spoke in support of the Ordinance. (02:32:35)

Discussion ensued on driveway width and a housing needs assessment. (02:34:40)

**MOVED/SECOND:** Council Member Righeimer/Council Member Monahan (02:37:20)

Mayor Righeimer expressed concern with tandem parking in garages. (02:37:24)

Mayor Pro Tem Mensinger spoke on homeownership opportunities and parking. (02:41:28)

Council Member Genis spoke on the reduction of open space; windows; distance between buildings; opposed to the 10 foot setbacks; spoke on tandem parking; the 5 foot encroachment; an environmental determination; and CEQA training for staff. (02:43:23)

Council Member Leece expressed concern with traffic noise; overcrowding; reducing open space; and does not support the item. (02:47:11)

**MOTION:** To approve as recommended, with one change regarding no tandem parking. (02:50:20)

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

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:**

City Council approved and gave first reading of Ordinance No. 14-04, to be read by title only and waived further reading, adding new regulations for small lot subdivisions in multiple family residential zones and urban plan areas and no tandem parking.

Break- 9:05-9:18 p.m.

2. **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, UPHOLDING THE PLANNING DIVISION'S ZONING APPROVAL OF BUILDING PERMIT APPLICATION (BC13-00844) FOR CONSTRUCTION OF ADDITIONS TO THE FIRST AND SECOND STORY OF AN EXISTING TWO-STORY RESIDENCE (03:01:44)**

Staff report provided by Antonio Gardea, Senior Planner. (03:02:35)

Michael York, attorney representing the two Appellants, indicated that he submitted a letter; spoke on the impact of the second story addition and extension on the subject property. (03:10:00)

George Youssef, Costa Mesa, requested denial of the proposed application. (03:15:15)

Marcia Young, Costa Mesa, spoke on the impacts the proposed additions will have on her privacy and light. (03:21:40)

Discussion ensued on the existing deck; square footage; and open space ratio. (03:24:49)

Craig Holiday, applicant, spoke on his intent of expanding and improving his house; spoke on the tree removal; zero lot line regulations; and demonstrated photographs of impacts to his neighbors. (03:26:47)

Michael York, Attorney representing two Appellants, spoke on the impacts of privacy, light, air and view to Ms. Young's property. (03:37:09)

Discussion ensued on adding a tree as a condition; approval from the HOA and architectural review board; and mitigating the loss of light. (03:38:52)

**MOTION:** To uphold the Planning Division's zoning approval with the condition of adding a tree or screening. (03:46:10)

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

Discussion ensued on the lot size; open space; and the zero lot line. (03:46:40)

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 Resolution No. 14-13, to be read by title only and waived further reading, upholding the Planning Commission's decision to affirm the Planning Divisions zoning approval to allow construction of first and second story additions to an existing two-story residence subject to conditions of approval.

**3. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, TO UPHOLD THE PLANNING COMMISSION'S ACTION AND TO APPROVE PLANNING APPLICATION MASTER PLAN PA-13-21, AND TENTATIVE TRACT MAP 17658 FOR DEVELOPMENT OF 36-UNIT LIVE/WORK AND RESIDENTIAL PROJECT AT 2023, 2025 AND 2027 PLACENTIA AVENUE (03:48:35)**

Staff presentation provided by Minoo Ashabi, Principal Planner. (03:49:08)

Discussion ensued on the visibility clearance; the use of the building; existing traffic; and structures at the westerly edge of the site. (03:58:35)

Council Member Genis inquired on placing a condition of a no roof deck; and inquired on vapor soil studies. (04:01:20)

Principal Planner Ashabi stated that the building is not designed for roof decks. (04:01:49)

Kim Prijatel, City Ventures, spoke on soil vapors and a health risk assessment. (04:03:16)

Council Member Genis inquired on how to protect the neighbors from toxic materials in the soil. (04:03:56)

Kim Prijatel, City Ventures, indicated that the Department of Health ensures they follow standards; indicated that they work with AQMD and that a full abatement is done prior to demolition. (04:05:15)

Council Member Genis inquired on the provision of park fees; and inquired if the City is actively seeking any sites. (04:05:34)

Public Services Director Muñoz indicated that park needs and possible open spaces is part of the Open Space Master Plan update. (04:06:41)

Council Member Genis asked if an environmental analysis was done for a structure of over 30 feet. (04:07:15)

Principal Planner Minoo indicated that with the revised plan there are no impacts to the residential properties. (04:08:05)

Stephanie Leiter, Appellant Representative, indicated that the owners object to this site plan; spoke on the shared driveway by easement; trip generation; zoning approval impacting her clients property rights; access in and out to Placentia; reconfiguring the site in a different way; and urged not to approve the plan. (04:09:00)

Kim Prijatel, City Ventures, displayed an aerial photo of the site, existing site conditions, and surrounding uses; spoke on traffic, community outreach meetings, plan revisions and the current site plan. (04:18:23)

Discussion ensued regarding parking spaces; easements; square footage; open space; and garages. (04:27:20)

Tamar Goldmann, spoke on the size of the work space; noise; and density. (04:34:14)



Discussion regarding deviations. (04:37:15)

**MOVED/SECOND:** Council Member Monahan/Mayor Pro Tem Mensinger (04:40:40)

Mayor Righeimer stated he is in favor of the newly proposed plan. (04:41:35)

Discussion regarding the driveway approach. (04:41:50)

Stephanie Leiter, Appellant Representative, indicated that her client's preference is the original plan. (04:43:10)

Council Member Genis stated she will not support the motion; spoke on setbacks; workspace; and ratio of open to enclosed parking. (04:45:00)

Council Member Leece expressed concern on the joint use of the road; and indicated that she will not support the motion. (04:46:15)

Mayor Righeimer spoke on parking standards; vehicles backing out; and the easement. (04:46:45)

Council Member Leece spoke on the deviations. (04:49:25)

Mayor Righeimer expressed support with the revised plan. (04:50:00)

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

(04:50:52)

**ACTION:**

City Council approved Resolution No. 14-14, to be read by title only and waived further reading, upholding the Planning Commission's decision to approve the proposed project, described below:

The proposed project involves development of 30 three-story live/work units and six two-story residential units at 2023, 2025, and 2027 Placentia Avenue. The project proposal includes the following:

1. Adoption of an Initial Study/Mitigated Negative Declaration; and
2. Planning Application PA-13-21 – Urban Master Plan for development of a 36-unit live/work and residential project on two industrial zoned parcels within the Mesa West Bluffs Urban Plan Area. The project includes the following deviations:
  - Deviation from live/work standards to allow six residential units with no workspace; and

- Deviation from the minimum work space requirement for 24 units (250 SF required, 118 SF proposed for 24 units); and
  - Deviation from rear setback requirement abutting residential zone (20 feet required, 10 feet proposed for first floor); and
3. Tentative Tract Map 17658 – Subdivision of a 1.88-acre property for condominium purposes to allow private sale and ownership of the 36 live/work and residential units.

**OLD BUSINESS (04:50:56)**

1. **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ADDING SECTION 11-15 TO CHAPTER 1 (GENERAL) OF TITLE 11 (OFFENSES-MISCELLANEOUS) OF THE COSTA MESA MUNICIPAL CODE, RELATING TO REWARDS FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF PERSONS VANDALIZING CITY PROPERTY (04:50:57)**

**MOVED/SECOND:** Council Member Monahan/Mayor Pro Tem Mensinger (04:51:40)

Council Member Leece spoke on an inquiry made by a resident regarding incorporation of private property into the Ordinance; and asked to post information on crime stoppers on the website. (04:51:50)

Mayor Pro Tem Mensinger inquired on the steps to incorporate the language of private property in the Ordinance. (04:53:13)

**SUBSTITUTE MOTION:** To add Public Property. (04:55:32)

**MOVED:** Mayor Pro Tem Mensinger  
Motion died for a lack of a second

**ORIGINAL MOTION:** For second reading of Ordinance (04:55:40)

**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 approved and gave second reading of Ordinance No. 14-02, to be read by title only and waived further reading, relating to rewards for information leading to the arrest and conviction of persons vandalizing City property.

Mayor Righeimer requested a private property Ordinance. (04:55:56)

1. **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, REPEALING CHAPTER XIII TO TITLE 11 OF THE COSTA MESA MUNICIPAL CODE, RELATING TO SEX OFFENDERS PROHIBITED FROM CITY PARKS AND SPORTS FACILITIES (04:56:17)**

**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 approved and gave second reading of Ordinance No. 14-03, to be read by title only and waived further reading, which repeals Chapter XIII to Title 11 of the Costa Mesa Municipal Code relating to Sex Offenders Prohibited from City Parks and Sports Facilities.

**NEW BUSINESS - NONE**

**ITEMS REMOVED FROM THE CONSENT CALENDAR (04:56:35)**

6. **COOPERATIVE AGREEMENTS FOR THE BICYCLE CORRIDOR IMPROVEMENT PROGRAM PROJECTS (04:56:45)**

Council Member Genis inquired on an archeological monitor for work at Fairview Park; and spoke on the drainage for vernal pools. (04:56:44)

Council Member Leece inquired on the location and operation of the Placentia Avenue signal. (04:57:20)

Public Services Director Muñoz spoke on the purpose of the signal; visibility of the signal and safety. (04:58:00)

Cindy Black, Costa Mesa, spoke on the bicycle path; the vernal pools; parking; and removal of vegetation. (04:59:30)

Director of Public Services Muñoz spoke on the bicycle trail; and the water shed. (05:00:00)

Council Member Leece inquired if in compliance with the Master Plan. (05:02:00)

Director of Public Services Muñoz responded yes. (05:02:10)

Council Member Genis spoke on the water puddles on the trail; and consulting with Fish and Wildlife. (05:02:15)

**MOVED/SECOND:** Council Member Monahan/Mayor Pro Tem Mensinger (05:03:25)

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:**

1. City Council approved Cooperative Agreements between the City of Costa Mesa and the Orange County Transportation Authority (OCTA) for four (4) Bicycle Corridor Improvement (BCI) Program projects; and
2. Authorized the Mayor and City Clerk to execute the above agreements.

**7. PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN OF THE CITYWIDE SCHOOL ZONE TRAFFIC CALMING PROJECT (05:03:48)**

Council Member Genis asked if the Master Plan will include more schools; and spoke on Wilson Elementary not being included. (05:03:50)

Director of Public Services Muñoz spoke on grant application eligibility for improvements; and indicated that many improvements will affect Wilson Elementary. (05:04:04)

Council Member Leece inquired on including Wilson Elementary. (05:05:30)

**MOVED/SECOND:** Council Member Leece/Mayor Pro Tem Mensinger (05:05:50)

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:**

1. City Council awarded a Professional Services Agreement to KOA Corporation, 2141 W. Orangewood Avenue, Suite A, Orange, CA 92868, in the amount of \$63,500; and
2. Authorized the Mayor and the City Clerk to execute the Professional Services Agreement.

8. **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, DESIGNATING THE EVENT ROUTE AND STREET CLOSURES FOR THE 2014 ORANGE COUNTY MARATHON (05:06:02)**

Mayor Righeimer recused himself as he indicated that he sold the organization furniture. (05:06:10)

Discussion ensued on donations to City programs. (05:06:30)

Director of Public Services Muñoz indicated that the marathon does contribute funding to charities and schools; and the applicant will be fully reimbursing the City. (05:07:55)

Council Member Leece spoke on advertising for the event. (05:08:52)

Director of Public Services Muñoz spoke on community outreach; and written notifications to those impacted. (05:09:12)

Council Member Leece inquired if the money is going to Costa Mesa organizations. (05:11:28)

Gary Kutcher, OC Marathon Director, spoke on fees associated with this event; scholarships to Costa Mesa students; hotels being reserved for the event; and keeping impacts to a minimum. (05:12:00)

**MOVED/SECOND:** Council Member Monahan/Council Member Genis

The motion carried by the following roll call vote:

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

Nays: None

Recused: Mayor Righeimer

Motion carried: 4-0-1

**ACTION:**

City Council adopted Resolution No. 14-12, to read by title only and waived further reading, designating the event route for the 2014 Orange County (OC) Marathon and approved the temporary street closures for May 4, 2014, as requested for the 2014 OC Marathon.

**CONTINUED PUBLIC COMMENTS – (05:15:30)**

Cindy Black, Costa Mesa, spoke on the grant announcement for the 19<sup>th</sup> street bike path; and on the Talbert Park bike path. (05:15:53)

**COUNCIL MEMBER COMMENTS ON CONTINUED PUBLIC COMMENTS - NONE**

**REPORT – CITY ATTORNEY - NONE**

**ADJOURNMENT** - The Mayor adjourned the meeting at 11:34 p.m.

  
\_\_\_\_\_  
MAYOR

*Brenda Green*  
\_\_\_\_\_  
CITY CLERK