

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

**February 3, 2015**

**CALL TO ORDER**

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.

**CALL TO ORDER (00:00:12)**

**PLEDGE OF ALLEGIANCE (00:00:35)** – Council Member Genis

**MOMENT OF SOLEMN EXPRESSION (00:00:56)**

Pastor Jon Mestas, Newport Mesa Church

**ROLL CALL**

Present: Mayor Mensinger, Council Member Foley, and Council Member Genis  
Absent: Council Member Monahan (arrived 5:52 p.m.), Mayor Pro Tem Righeimer

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

**CITY ATTORNEY CLOSED SESSION REPORT (00:02:21)**

Council Member Foley requested clarification from the City Attorney on Ex Parte Communications. (00:02:34)

- 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 (00:05:10)**

Mayor Mensinger presented the Mayor's Award to Jeff and Christa Duggan from Portola Coffee Lab.

## **PUBLIC COMMENTS (00:11:33)**

Bing Ban Pham Pham, representing the Orange County Human Relation's Commission, presented the annual report. (00:12:14)

Tamar Goldmann, Costa Mesa, spoke on infrastructure; and public safety. (00:15:56)

Robin Leffler, Costa Mesa, spoke in appreciation for Police and Fire Personnel; and on negotiations. (00:18:00)

Chuck Perry, Costa Mesa, spoke on Senior Center upgrades and the meeting room; and the median on Irvine Blvd and 17<sup>th</sup> St. (00:21:06)

Cynthia McDonald, Costa Mesa, spoke on the crime rate article in the Daily Pilot; and public safety. (00:23:44)

John Goddard, Costa Mesa, spoke in support of appointing Wendy Leece and Sue Healey to the Senior Commission; and submitted a petition with the number count in support of their appointment. (00:26:52)

Jay Humphrey, Costa Mesa, spoke on Police Department staffing levels; the loudness of venting towers at 10 St. and Tustin. (00:29:33)

Jeff Arthur, Costa Mesa, spoke on unfunded pensions at the Newport Mesa Unified School District; costs of common core testing; and long-term sustainable options. (00:32:35)

Ann Parker, Costa Mesa, spoke on football; taking risks; and listening to the public. (00:35:55)

Beth Rafakes, Costa Mesa, spoke on meeting notifications; the NCC library project outreach schedule; replacement of fire stations; and the status of Council Chambers upgrades. (00:37:38)

Gene Hutchins, Costa Mesa, spoke on the contract with Police Management; and the increase in pension formulas. (00:40:48)

Mary Spadoni, Costa Mesa, spoke on behalf of Wendy Johnson; and thanked Council on behalf of Cadette Girl Scout Troop 2998. (00:44:00)

Mary Spadoni, Costa Mesa, spoke on the cost for pensions. (00:44:25)

Sharon Brown, Orange, spoke on a complaint she filed against the Police Department. (00:46:11)

## **COUNCIL MEMBER' REPORTS, COMMENTS, AND SUGGESTIONS (00:49:20)**

Mayor Mensinger congratulated Jake Knapp who qualified at the Torrey Pines Golf Tournament; and thanked the Public Services Department for responding to Costa Mesa Connect Application submittals. (00:49:28)

Council Member Foley spoke and played a clip on how to use the Costa Mesa Connect and a video was played; spoke on the hiring in the Police Department; on crime; on a meeting of residents on Swan Drive regarding sports fields; and contacting UCI students to do an assessment. (00:50:38)

Council Member Genis spoke on Item #7, Landscape Maintenance Services, and the posting of notifications; the Parks Master Plan update and needs assessment in the budget; spoke on quotes relating to the primary purpose of the government is to protect the public. (01:00:54)

Council Member Monahan no comments. (01:04:07)

## **REPORT – CHIEF EXECUTIVE OFFICER (CEO) (01:04:15)**

CEO Tom Hatch spoke on the CDBG consolidated plan and community workshop to be held February 12, 2015; a mid-year budget review Study Session on Tuesday, February 10, 2015; a discussion on reserves and a 5 year plan expenditures; and capital projects for a Study Session on February 24, 2015, and spoke on police department hiring process.

Council Member Monahan requested a reserve officer recruitment update. (01:09:37)

Ernesto Munoz, Public Services Director, provided an update on the Open Space Master Plan. (01:09:45)

## **CONSENT CALENDAR (01:12:24)**

**MOTION:** Approve recommended actions for Consent Calendar Item Nos. 1 through 6 except for Item 7.

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

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Genis, Council Member Monahan, and Mayor Mensinger.

Nays: None

Absent: Mayor Pro Tem Righeimer.

Motions carried: 4-0-1

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 approved and adopted of same by reading title only.

2. **READING FOLDER**

a. Claims received by the City Clerk: James R. Jordan and Jose Solano.

**ACTION:**

City Council received and filed.

3. **WARRANT RESOLUTION NO. 2529 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NOS. 15-01 "A" FOR \$199.53 AND 15-02 FOR \$2,150,375.36; AND CITY OPERATING EXPENSES FOR \$1,463,219.39; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID**

**ACTION:**

Approved Warrant Resolution No. 2529, to be read by the title only, and waived further reading.

4. **FINAL MAP FOR TRACT NO. 17647 LOCATED AT 1631 AND 1645 TUSTIN AVENUE, COSTA MESA, CALIFORNIA**

**ACTION:**

City Council approved the Final Map for Tract No. 17647 and authorized the signing of the map by the City Clerk and the City Engineer.

5. **MINUTES**

**ACTION:**

City Council approved the minutes of the regular meeting of the City Council and Successor Agency of: December 4, 2012, April 2, 2013 and January 6, 2015; the Regular City Council, and Successor Agency and Special Joint Meeting with the Costa Mesa Housing Authority of January 20, 2015; and Special City Council Closed Session Meeting of January 27, 2015.

**6. FINAL MAP FOR TRACT NO. 17771 LOCATED AT 789 AND 795 PAULARINO AVENUE, COSTA MESA, CALIFORNIA**

**ACTION:**

City Council approved the Final Map for Tract No. 17771 and authorized the signing of the map by the City Clerk and the City Engineer.

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

**PUBLIC HEARINGS – 7:00 P.M. (Resolution NO. 05-55): None**

**OLD BUSINESS: None**

**NEW BUSINESS – (01:13:39)**

**1. REQUEST TO ESTABLISH A BIKEWAY AND WALKABILITY COMMITTEE**

CEO Tom Hatch and Executive Assistant Kelly Shelton provided the Staff Report. (01:14:03)

Council Member Foley requested to form a formal committee with staffing resources. (01:15:06)

Discussion ensued about an informal group; a presentation at the Parks and Recreation Commission Meeting; and review of the Master Plan. (01:19:08)

Council Member Foley spoke on integration of the informal group in the formal committee; and also focusing on walkability. (01:21:00)

Mayor Mensinger supports a bikeability committee and to include walkability. (01:22:41)

Public Comments:

Dr. Steve Pope, Costa Mesa, spoke in support of establishing the committee. (01:24:31)

Cynthia McDonald, Costa Mesa, spoke in support of establishing the committee; member of the bikeability group; and have OC bicycle coalition involved. (01:27:33)

Flo Martin, Costa Mesa, spoke as a member of the committee and in support of establishing the committee; and encouraged bicycling and walking safety. (01:28:43)

Jay Humphrey, Costa Mesa, spoke in support of establishing the committee but not under Parks and Recreation Commission. (01:31:09)

Thomas B. Parkes, Costa Mesa, spoke in support of establishing the committee; and is an advocate of alternative modes of transportation. (01:33:38)

Cindy B, Costa Mesa, spoke in support of establishing the committee for both walkability and bikeability. (01:35:56)

Charlene Ashendorf, Costa Mesa, spoke in support of establishing the committee; spoke on Costa Mesa stodes (street/road/highway); and a safer walking environment. (01:37:29)

Council Member Genis spoke in support of establishing the committee; and the opportunity to involve the broader community. (01:40:31)

Council Member Foley suggested increasing the number of committee members to be fifteen (15) instead of the originally nine (9) proposed. (01:42:20)

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

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Genis, Council Member Monahan, and Mayor Mensinger.

Nays: None

Absent: Mayor Pro Tem Righeimer.

Motion carried: 4-0-1

**ACTION:**

City Council approved the formation of a Bikeway and Walkability Committee with a membership of 15.

Kelly Shelton spoke on the Council Policy; and the application time period. (01:43:55)

**ITEMS REMOVED FROM THE CONSENT CALENDAR (01:44:51)**

**7. LANDSCAPE MAINTENANCE SERVICES**

Ernesto Munoz, Public Services Director, spoke on the contract and the posting required by State Law; and alternative ways to minimize the use of chemicals. (01:45:16)

Council Member Foley spoke on consolidation of contracts as good cost savings; and requested further discussion in the effort to minimize the use of pesticides in the Community. (01:47:37)

Council Member Genis requested that the postings indicate all the chemicals used. (01:49:21)

Discussion ensued on postings required by EPA. (01:50:10)

Public Comments:

Robin Leffler, Costa Mesa, spoke on landscaping services in-house versus contracting out; a 5 year contract; and sprinkler repairs to save money. (01:50:40)

Council Member Foley clarified that the contract has a clause to terminate for no cause. (01:53:27)

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

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Genis, Council Member Monahan, and Mayor Mensinger.

Nays: None

Absent: Mayor Pro Tem Righeimer.

Motion carried: 4-0-1

**ACTION:**

1. City Council awarded a contract for Landscape Maintenance Services to Complete Landscape Care, Inc. in the annual amount of \$706,692 with an initial term of five years, with three optional one-year terms; and
2. City Council authorized the Chief Executive Officer and the City Clerk to execute the agreement.

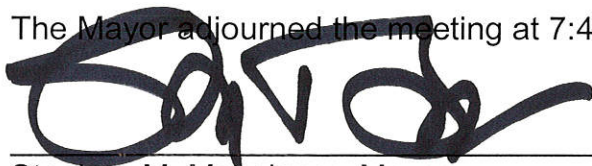
Council Member Monahan spoke on bringing the item back to discuss pesticides in more detail. (01:54:04)

Council Member Genis spoke on including all the pesticides being used in postings. (01:54:11)

**REPORT – CITY ATTORNEY – None (01:54:30)**

**ADJOURNMENT – To the Regular Meeting, February 17, 2015, 5:00 p.m.**

The Mayor adjourned the meeting at 7:41 p.m.



Stephen M. Mensinger, Mayor



Brenda Green, City Clerk