

AGENDA

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

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, JULY 2, 2013
CITY COUNCIL CHAMBERS, 77 FAIR DRIVE
CLOSED SESSION 5:00 P.M.
REGULAR MEETING – 6:00 P.M.

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

Note regarding agenda-related writings or documents provided to a majority of the City Council after distribution of the City Council agenda packet (GC §54957.5):

Any related writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection during normal business hours at the City Clerk's Office at City Hall, located at 77 Fair Drive, 1st Floor, Costa Mesa. In addition, such writings and documents may be posted—whenever possible or as part of the agenda—on the city's website at www.costamesaca.gov.

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)754-5221 or e-mail Brenda.Green@costamesaca.gov.

Welcome to the City Council Meeting

For those who wish to address the City Council, speaker cards are not required. However, for the purpose of accurate recording of the official minutes, please print your name and address on a speaker card and submit to the City Clerk. Upon invitation, please use the podiums on either side of the dais to speak to the City Council. Please direct all verbal communications, requests, and/or questions to the Mayor.

1. Any written communications, photos, or other material for distribution to the City Council must be submitted to the City Clerk **NO LATER THAN 15 MINUTES PRIOR TO THE START OF THE MEETING.** Any materials to be displayed on the overhead projector at the Council meeting must be submitted to the City Clerk **NO LATER THAN 15 MINUTES PRIOR TO THE START OF THE MEETING.**
2. In accordance with Costa Mesa Municipal Code, Sec. 2-64 (1): No person in the audience shall “engage in disorderly, disruptive, disturbing, delaying or boisterous conduct including but not limited to, handclapping, stomping of feet, whistling, making noise, use of profane language or obscene gestures, yelling or similar demonstrations, which may disrupt the peace and good order of the Council proceedings.”
3. 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.
4. In accordance with City Council Policy 000-11, and among other requirements, any video submitted for display at a public meeting must have been previously reviewed by staff to verify appropriateness for general audiences. A copy of this policy is available at City Hall during normal office hours.
5. 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.

NOTE: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at (714) 754-5225. Notification of 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].

CLOSED SESSION – 5:00 P.M.

The City Council and Successor Agency to the Redevelopment Agency will recess to Conference Room 1B for Closed Session at the conclusion of public comments.

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 three minutes to speak.

1. Conference with Thomas R. Hatch, Chief Executive Officer, and Labor Negotiator, Agency Negotiator regarding Employee Organizations: Costa Mesa City Employee Association (CMCEA), Costa Mesa Firefighters Association (CMFA), Costa Mesa Police Officers Association (CMPOA) and Costa Mesa Police Management Association (CMPMA), Costa Mesa Fire Management Association, and Costa Mesa Division Managers Association pursuant to Government Code Section 54957.6
2. Conference with legal counsel regarding existing litigation: Costa Mesa Employees Association v. City of Costa Mesa, a municipal corporation, et al., Orange County Superior Court Case No. 30-2011 00475281, pursuant to California Government Code Section 54956.9(a).
3. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: Two cases

REGULAR MEETING OF THE CITY COUNCIL – 6 P.M.

CALL TO ORDER

PLEDGE OF ALLEGIANCE Council Member Genis

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.]

Doug Berry, Rock Harbor Church

ROLL CALL

CITY ATTORNEY CLOSED SESSION REPORT

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.

PRESENTATIONS NONE

PUBLIC COMMENTS

To ensure fair and equal treatment of all who appear before the City Council and to expedite City business, speakers will be limited to three minutes each to address any item within the City Council's jurisdiction and not listed on the agenda. Speakers are also invited to comment on items on the agenda, but only at the time in which the agenda item is being heard, and will also be limited to three minutes each. The three minute per speaker time limit may be extended for good cause by the Mayor or by a majority vote of City Council.

Questions and comments made by public speakers may be addressed by the City Council during Council Comments or by the Chief Executive Officer during the CEO's Report. Additional follow-up responses to questions and concerns may also be addressed in the weekly CEO E-Briefing newsletter. To subscribe to the newsletter, please visit the city's website at <http://www.costamesaca.gov>.

COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS

1. Council Member Genis
2. Council Member Leece
3. Council Member Monahan
4. Mayor Righeimer
5. Mayor Pro Tem Mensinger

REPORT – CHIEF EXECUTIVE OFFICER (CEO)

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. Items removed from the Consent Calendar will be discussed and voted upon immediately following City Council action on the remainder of the Consent Calendar.

Members of the public who wish to discuss Consent Calendar items should come forward to the microphone upon invitation by the Mayor, state their name, city in which they reside, and item number to be addressed.

1. READING FOLDER

- a. Claims received by the City Clerk: Enterprise Rent-A-Car; Sandra Huber; and Angela Hamel.

RECOMMENDATION: Receive and file

2. [MINUTES: Regular Meeting/Study Session of April 12, 2011.](#)

RECOMMENDATION: Approve

3. [WARRANT RESOLUTION 2478: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID, funding City operating expenses for \\$1,933,867.16.](#)

RECOMMENDATION: Approve

4. [WARRANT RESOLUTION 2479: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NO. 13-12 "A" AND 13-13 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID, funding Payroll No. 13-12 "A" for \\$4,317.47, Payroll No. 13-13 for \\$2,053,868.00 and City operating expenses for \\$883,176.12.](#)

RECOMMENDATION: Approve

5. **THIRD PARTY LIABILITY CLAIMS ADMINISTRATION**

RECOMMENDATION:

Staff recommends that the City Council authorize the CEO to execute a contract for Third Party Liability Claims Administration with Carl Warren and Company; however, the City Council may choose either of the top two firms.

6. **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**

RECOMMENDATION:

1. City Council adopt plans, specifications, and working details for the Park Avenue Alley (located between Newport Boulevard, Park Drive, Anaheim Avenue, and W. 18th Street), Baker Street Alley (located between Baker Street and Logan Avenue, just east of College Avenue), and Fullerton Avenue Alley (located between Fullerton Avenue, Orange Avenue, 20th Street, and Walnut Street) Improvement Project – City Project No. 13-03; and
2. Award a construction contract to Grigolla & Son Construction Company, Inc., P.O. BOX 949, Azusa, CA 91702, in the amount of \$490,045.00; and
3. Authorize the Mayor and the City Clerk to execute the Public Works Agreement.

7. **ANAHEIM AVENUE PARKING RESTRICTIONS**

RECOMMENDATION:

City Council adopt a resolution authorizing the Transportation Services Manager to implement a “Modified Resident Only” parking restriction for on-street parking spaces on Anaheim Avenue adjacent to the Neighborhood Community Center complex.

8. **CITY OF COSTA MESA EMERGENCY OPERATIONS PLAN**

RECOMMENDATION:

City Council approve the City of Costa Mesa’s revised Emergency Operations Plan and adopt by resolution.

9. PURCHASE OF LEADER EMERGENCY VEHICLES AND ANCILLARY EQUIPMENT

RECOMMENDATION:

1. City Council authorize the purchase of six (6) Leader Industries Emergency Vehicles, from Halcore Group Inc., dba Leader Industries, 10941 Weaver Avenue, South El Monte, CA 91733. The total net purchase cost, including state/local taxes and manufacturer-discount, shall be \$1,334,314.70; and
2. Authorize the purchase of six (6) gurneys Stryker Power – PRO XT (6506), from BoundTree Medical, 5000 Turtle Crossing Boulevard, Dublin, OH 43016. The total net purchase cost, including state/local taxes, shall be \$91,138.86; and
3. Approve budget adjustment (BA# 14-003) to reduce budgeted salaries and benefits and transfer funds to the Equipment Replacement Fund for the purchase of ambulance vehicles and equipment.

10. REQUEST TO CANCEL THE REGULAR CITY COUNCIL MEETING OF AUGUST 20, 2013

RECOMMENDATION:

City Council consider altering the meeting schedule for the month of August 2013. Specifically, staff is requesting that the meeting of Tuesday, August 20, 2013, be cancelled. It is expected that cancelling this meeting will assist with managing workloads and allow time for coordination of vacation absences for Council and staff.

11. COMPUTER AIDED DISPATCH (CAD)/RECORDS MANAGEMENT SYSTEM (RMS) REPLACEMENT

RECOMMENDATION:

1. City Council approve and authorize the CEO to sign the Software Licenses and Services Agreement in the amount of \$1,485,558 for the replacement of the current Computer Aided Dispatch (CAD) and Records Management System (RMS) with SunGard Public Sector Inc., 1000 Lake Mary, FL 32746; and
2. Approve and authorize the CEO to sign the Software Maintenance Agreement with SunGard Public Sector Inc., 1000 Lake Mary, FL 32746; and
3. Approve Budget Adjustment (BA #14-002) to appropriate available fund balance in the Narcotics Asset Forfeiture Fund and Proposition 172 Fund in the amount of \$1,485,558 for the replacement of the current CAD/RMS system.

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

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

OLD BUSINESS - NONE

NEW BUSINESS - NONE

REPORT – CITY ATTORNEY

ADJOURNMENT – To Regular Meeting, July 16, 2013, 5:00 p.m.

UPCOMING COMMUNITY EVENTS AND ACTIVITIES

- July 5, 5:30-7:30 p.m. - First Fridays Road Show will be held in the front parking lot of City Hall. Event features classic cars, food, and a live DJ. This event is free to the public.
- July 26, 7 p.m. – City of Costa Mesa Presents “Target Symphony in the Cities” - Free live performance by Pacific Symphony at The Plaza at Segerstrom Center for the Arts to honor Costa Mesa’s 60th anniversary. Kids’ event at 5:30 p.m. Concert at 7 p.m.
- August 3 at 6:05 p.m. - Costa Mesa Night at Angels Stadium. Come watch the Los Angeles Angels of Anaheim play against the Toronto Blue Jays and celebrate Costa Mesa’s 60th anniversary with a special opening ceremony. To purchase tickets, visit www.angels.com/costamesa and use promotion code: **cm60** at the check-out.