

**AGENDA
CITY OF COSTA MESA
ADJOURNED REGULAR CITY COUNCIL
MEETING**

**TUESDAY, DECEMBER 16, 2014
CITY COUNCIL CHAMBERS, 77 FAIR DRIVE
CLOSED SESSION – NONE
REGULAR MEETING – 2:00 P.M.**

STEPHEN M. MENSINGER
Mayor

JAMES M. RIGHEIMER
Mayor Pro Tem

SANDRA GENIS
Council Member

GARY MONAHAN
Council Member

KATRINA FOLEY
Council Member

City Attorney
Thomas Duarte

Chief Executive Officer
Thomas R. Hatch

CALL TO ORDER: 2:00 p.m.

CONSENT CALENDAR – None

PUBLIC HEARINGS – None

OLD BUSINESS – None

FOR INFORMATIONAL PURPOSES ONLY

NEW BUSINESS

1. REVIEW OF AGENCY REPORT ON MEDICAL MARIJUANA; TWO MEDICAL MARIJUANA INITIATIVE PETITIONS QUALIFYING FOR BALLOT; CONSIDERATION OF ADOPTING A NEW ORDINANCE, OR ORDERING ELECTION; CONSIDERATION OF CITY MEDICAL MARIJUANA MEASURE(S)

MOVED/SECOND: Mayor Pro Tem Righeimer/Council Member Genis

MOTION: Agendize the two initiatives for June 2016 City Council meeting to order them to be placed on the November 2016 ballot; the City consider creating an ordinance and the Mayor to appoint a task force of all the stakeholders.

SUBSTITUTE MOTION/SECOND: Council Member Foley/Council Member Monahan

SUBSTITUTE MOTION: Adopt Ordinance/Option 3 (will refer to as "City Ordinance") with the following changes:

1. Include attachment 36, (map that shows a total of 17 at the top), which is a 1,000 ft. restriction as to: public and private schools, parks, libraries, child care centers, R1, R2, and R3, zones, and only allow in Industrial and Manufacturing zones.
2. Include an Operator permit requirement.
3. Include a minimum age limit of 21.
4. Allow City Council to amend and repeal .
5. Limit to Industrial and Manufacturing Zones only.
6. No felons with felony records in the last 10 years are allowed to be employees or operators.
7. Conditional Use Permit be required.
8. No deliveries be allowed for the first two years.
9. An annual review and report be conducted on compliance and impacts of crime and a report from private and public school districts.
10. Adopt the Ordinance, and approve a March 14, 2015 Special Election to add on the ballot a Special Business Tax of 10% of all gross receipts and earmark the monies in the following order:
 1. Reimbursement for the Special Election cost.
 2. Enforcement of inspection and compliance of Ordinance requirements.
 3. Unfunded Pension liabilities, and after that, any Pension contributions.
 4. Drug Abuse Prevention Education.
 5. Homelessness Prevention and Housing.
11. Staff return in 200 days with a process and procedure for how the City would implement the program.

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MOVED/SECOND: Council Member Monahan/Council Member Foley

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Genis, and Council Member Monahan

Nays: Mayor Pro Tem Righeimer and Mayor Mensinger

Absent: None

Motions carried: 3-2

ACTION:

City Council approved allowing additional time for the Public Hearing.

MOTION: Council Member Monahan motioned to agendize the two initiatives for June 2016.

The motion died for lack of a 2nd.

MOVED/SECOND: Council Member Genis/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: Mayor Pro Tem Righeimer

Absent: None

Motions carried: 4-1

ACTION:

City Council approved to agendize for a June 2016 City Council meeting to order the two initiatives to be placed on the November 2016 ballot.

REPORT – CITY ATTORNEY – None

ADJOURNMENT – To Regular Meeting – January 6, 2015 at 5:00 p.m.