

ACTION REPORT
CITY OF COSTA MESA
REGULAR CITY COUNCIL, HOUSING AUTHORITY, AND
SUCCESSOR AGENCY TO THE REDEVELOPMENT
AGENCY* MEETING

*NOTE: ALL AGENCY AND AUTHORITY MEMBERSHIPS ARE REFLECTED IN THE TITLE "COUNCIL MEMBER."

TUESDAY, DECEMBER 1, 2015
CITY COUNCIL CHAMBERS, 77 FAIR DRIVE
CLOSED SESSION – NONE
REGULAR MEETING – 5:45 P.M.

STEPHEN M. MENSINGER
Mayor

JAMES M. RIGHEIMER
Mayor Pro Tem

GARY MONAHAN
Council Member

SANDRA GENIS
Council Member

KATRINA FOLEY
Council Member

City Attorney
Thomas Duarte

Chief Executive Officer
Thomas R. Hatch

REGULAR MEETING OF THE CITY COUNCIL, HOUSING AUTHORITY, AND
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY – 5:45 P.M.

CALL TO ORDER

ROLL CALL

Present: Council Member Foley, Council Member Genis (Arrived at 5:53 p.m.),
Council Member Monahan, Mayor Pro Tem Righeimer (Arrived at 5:53
p.m.), Mayor Mensinger

Absent: None

CITY ATTORNEY CLOSED SESSION REPORT – NONE

- COIN: Ex Parte Communications pursuant to Municipal Code Section 2-238 (b)

CONSENT CALENDAR:

Items 1, 4 and 9 were pulled for separate consideration.

Items 2, 3, 5, 6, 7, and 8

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

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motions carried: 5-0

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.

2. READING FOLDER

a. Claims received by the City Clerk: Joseph Bonofiglio and Ada M. Mezquita.

ACTION:

City Council received and filed.

3. WARRANT RESOLUTION NO. 2547 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NOS. 15-23 "A" FOR \$23,621.07; AND 15-24 FOR \$2,118,951.36; AND CITY OPERATING EXPENSES FOR \$1,631,098.80; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

ACTION:

City Council approved Warrant Resolution No. 2547, to be read by the title only, and waived further reading.

FOR INFORMATIONAL PURPOSES ONLY

5. HARBOR BOULEVARD IMPROVEMENTS FROM SOUTH COAST DRIVE TO SUNFLOWER AVENUE, CITY PROJECT NO. 14-07 – CHANGE ORDER NO. 3

ACTION:

1. City Council approved Contract Change Order (CCO) No. 3 in the amount of \$80,812.65; and
2. City Council approved Budget Adjustment Authorization No. 16-008 in the amount of \$30,000.00; and
3. City Council authorized the Chief Executive Officer to execute the Contract Change Order.

6. A RESOLUTION APPROVING A REVISED EFFECTIVE DATE TO THE WASTE DISPOSAL AGREEMENT AMENDMENT BETWEEN THE COUNTY OF ORANGE AND THE CITY OF COSTA MESA

ACTION:

City Council adopted Resolution No. 15-64, to be read by title only, and further reading waived, revising the effective date of the Waste Disposal Agreement (WDA) Amendment between the County of Orange and the City to allow for the continued importation of waste at the County's three (3) landfills and to extend the terms of the WDA through June 30, 2025.

7. RECOMMENDED ACCEPTANCE AND ALLOCATION OF THE 2015 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) FUNDS

ACTION:

1. City Council approved Staff's recommendation to allocate 2015 Edward Byrne Memorial Justice Assistance Grant (JAG) funds to the Police Department's operating budget; and
2. City Council approved the budget adjustment (BA #16-007) to increase revenue and appropriations in the JAG fund, and allocate funds as follows:
 - Technology Improvement – South Coast Plaza Streaming Live Video to Responding Police Vehicles: \$17,290.00.

8. MEASURE M2 EXPENDITURE REPORT

ACTION:

City Council adopted Resolution No. 15-65, to be read by title only and further reading waived, approving the Measure M2 Expenditure Report.

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

FOR INFORMATIONAL PURPOSES ONLY

PUBLIC HEARINGS – 7:00 p.m. (Resolution No. 05-55):

1. ANNUAL REVIEW OF THE CITYWIDE TRAFFIC IMPACT FEE PROGRAM

MOVED/SECOND: Council Member Monahan/Mayor Pro Tem Righeimer
To adopt Resolution No. 15-66, to be read by title only, and further reading waived, approving the recommendations by the Traffic Impact Fee Ad Hoc Committee and Staff as follows:

1. Continue the current Traffic Impact Fee of \$181.00 per Average Daily Trip (ADT); and
2. Continue the incentive program for new developments by assessing Traffic Impact Fees on an incremental basis for the first 100 trips; and
3. Approve the annual accounting of the Citywide Traffic Impact Fee Program.

SUBSTITUTE MOTION: Continue the current Traffic Impact Fee at \$181 per Average Daily Trip and eliminate the incentive program.

MOVED/SECOND: Council Member Foley/Council Member Genis

The motion failed by the following roll call vote:

Ayes: Council Member Foley and Council Member Genis

Nays: Council Member Monahan, Mayor Pro Tem Righeimer and Mayor

Mensingher

Absent: None

Motion failed: 2-3

ORIGINAL MOTION: Council Member Monahan/Mayor Pro Tem Righeimer

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Monahan, Mayor Pro Tem

Righeimer and Mayor Mensinger

Nays: Council Member Genis

Absent: None

Motion carried: 4-1

ACTION:

City Council adopted Resolution No. 15-66, to be read by title only, and further reading waived, approving the recommendations by the Traffic Impact Fee Ad Hoc Committee and Staff as follows:

1. Continue the current Traffic Impact Fee of \$181.00 per Average Daily Trip (ADT); and
2. Continue the incentive program for new developments by assessing Traffic Impact Fees on an incremental basis for the first 100 trips; and
3. Approve the annual accounting of the Citywide Traffic Impact Fee Program.

FOR INFORMATIONAL PURPOSES ONLY

- 2. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING SECTIONS 8-76, 8-77, AND 8-83 OF CHAPTER IV (GARBAGE, RUBBISH, AND WEEDS), OF TITLE 8 (HEALTH SANITATION), OF THE COSTA MESA MUNICIPAL CODE, RELATING TO MANDATORY COMMERCIAL WASTE AND ORGANICS RECYCLING**

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

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

City Council introduced for first reading, Ordinance No. 15-16, to be read by title only, and further reading waived, to amend sections 8-76, 8-77, and 8-83 of Chapter IV (Garbage, Rubbish, and Weeds) of Title 8 regarding Mandatory Commercial Waste Recycling and new requirements of Mandatory Organics Recycling required by the State of California.

OLD BUSINESS: NONE

NEW BUSINESS:

- 1. URBAN MASTER PLAN SCREENING REQUEST (UMP-15-04) FOR A 10-UNIT DETACHED RESIDENTIAL DEVELOPMENT AT 522 AND 526 BERNARD STREET**

ACTION:

City Council provided feedback on proposed Urban Master Plan for a two and three-story, 10-unit detached residential development within the Mesa West Residential Ownership Urban Plan.

ITEMS REMOVED FROM THE CONSENT CALENDAR

- 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**

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

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 5-0

FOR INFORMATIONAL PURPOSES ONLY

ACTION:

City Council adopted and approved Ordinances and Resolutions by reading title only, and further reading waived.

4. PROFESSIONAL SERVICES CONTRACT FOR PLANNING CONSULTANTS

MOVED/SECOND: Council Member Monahan/Mayor Mensinger

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

1. City Council approved the Professional Services Agreement with The Lilley Planning Group, not to exceed \$93,000.00; and
2. City Council authorized the Chief Executive Officer to sign the Professional Services Agreement with The Lilley Planning Group; and
3. City Council authorized the Chief Executive Officer to sign the renewals of the approved Professional Services Agreement.

9. PROFESSIONAL SERVICES AGREEMENT FOR CONSTRUCTION MANAGEMENT SERVICES FOR REMODELING AND/OR NEW CONSTRUCTION OF VARIOUS CITY FACILITIES

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

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

1. City Council awarded the Kitchell CEM, Inc., 940 South Coast Drive, Suite 115, Costa Mesa, California 92626, in an amount not to exceed \$906,218.00 for professional services for construction management services for various City facilities; and
2. City Council authorized the Mayor and the City Clerk to execute the Professional Services Agreement.

REPORT – CITY ATTORNEY

ADJOURNMENT – The Mayor and City Council adjourned at 8:33 p.m.