

AGENDA

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, NOVEMBER 1, 2016
CITY COUNCIL CHAMBERS, 77 FAIR DRIVE
CLOSED SESSION – 5:00 P.M. - 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

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

[Any related documents provided to a majority of the City Council after distribution of the City Council Agenda Packets will be made available for public inspection. Binders containing these agenda-related documents are located in the Council Chambers lobby. In addition, such documents may be posted—whenever possible on the city's website at \[www.costamesaca.gov\]\(http://www.costamesaca.gov\).](#)

Please note that records submitted by the public will not be redacted in any way and will be posted online as submitted, including any personal contact information.

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) 754-5225 or e-mail cityclerk@costamesaca.gov

WELCOME TO THE CITY COUNCIL MEETING

PUBLIC COMMENTS – MATTER NOT LISTED ON THE AGENDA: If you wish to address the City Council on a matter not on the agenda, please complete and submit a **yellow** speaker card to the City Clerk Staff at the Council Chambers entrance. Speaker cards may be submitted to the City Clerk staff during the Public Comment period for non-agenda items, up to 6:40 p.m. or prior to the last speaker, whichever is earlier. Any speakers on non-agenda items not heard prior to 6:40 p.m. will be allowed to speak at the end of the meeting. Members of the public shall only address the City Council one time at any given meeting for non-agenda items. Speakers may only complete one card per person. Each speaker is limited to three minutes.

PUBLIC COMMENTS – MATTER LISTED ON THE AGENDA: If you wish to address the City Council on a matter listed on the agenda, please complete and submit a **green** speaker card to the City Clerk Staff. Speaker cards must be submitted prior to the start of Public Comments on the item. Please identify which item on the agenda you would like to address. Each speaker is limited to three minutes. The speaker cards are located on the table at the entrance to the City Council Chamber. **Please take notice that** the order of scheduled agenda items may be modified by the Mayor or the City Council during the course of the meeting, so please stay alert.

1. Any written communications, photos, or other material for copying and distribution to the City Council that is 10 pages or less, must be submitted to the City Clerk **NO LATER THAN 3:00 P.M.** If the public wishes to submit written communication, photos, or other material for distribution to the City Council at the meeting AFTER 3:00 p.m., 10 copies will need to be provided for distribution. Please note that NO copies of written communication will be made AFTER 3:00 p.m. 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.
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.

In compliance with the Americans with Disabilities Act of 1990, Assistive Listening headphones located inside the Council Chambers are available at all Costa Mesa City Council meetings and can be checked out from the City Clerk. If you need special assistance to participate in this meeting, please contact the City Clerk at (714) 754-5225. Notification at least 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]. Language translation services are available for this meeting by calling (714) 754-5225 at least 48 hours in advance. Habrá servicio de interpretación disponible para éstas juntas llamando al (714) 754-5225 por lo menos con 48 horas de anticipación.

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

Pastor Phil Wood, Redemption Church, Costa Mesa

ROLL CALL

CITY ATTORNEY CLOSED SESSION REPORT

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

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:

Mayor's Award – Rick Kapko, Community Volunteer

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COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS

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

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.

1. **READING FOLDER**

Claims received by the City Clerk: Gabriela Garcia

RECOMMENDATION:

City Council receive and file.

2. **WARRANT RESOLUTION NO. 2565 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NO. 16-21 FOR \$2,153,330.61, 16-21 "A" FOR \$-3,777.97, AND 16-22 FOR \$2,180,346.50; AND CITY OPERATING EXPENSES FOR \$3,894,782.67; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID**

Finance Department

RECOMMENDATION:

City Council approve Warrant Resolution No. 2565.

3. **MINUTES OF THE REGULAR CITY COUNCIL, HOUSING AUTHORITY, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF OCTOBER 4, 2016** - Chief Executive Officer's Department/City Clerk's Office

RECOMMENDATION:

City Council approve the minutes of October 4, 2016.

4. **AMEND EXISTING TITLE VI PROGRAM FOR THE USE OF FEDERAL TRANSIT ADMINISTRATIVE FUNDING**

CEO's Office/Human Resources Division/Public Services Department

RECOMMENDATION:

Staff recommends that the City Council amend the City's existing Title VI Plan as required by the California Department of Transportation.

5. **APPROVE AGREEMENTS FOR FEDERAL-AID PROJECTS**

Public Services Department/Engineering Division

RECOMMENDATION

1. City Council approve the Master Agreement No. 12-5312F15 Administering the Agency-State Agreement for Federal-Aid Projects, and authorize the Mayor and City Clerk to execute the Agreement; and
2. Approve Resolution 16-xx, authorizing the Public Services Director to execute all project specific Program Supplements to the Master Agreement, and authorizing the Chief Executive Officer (CEO) to execute future revisions to the Master Agreement; and
3. Approve Resolution 16-xx, authorizing the Public Services Director to execute Program Supplement No. F076 to the Master Agreement for the Bristol Street and Bear Street Rehabilitation projects.

6. **EAST 17TH STREET LANDSCAPE ENHANCEMENT PROJECT, FEDERAL PROJECT NO. RPSTPLE – 5312(091), CITY PROJECT NO. 13-12**

Public Services Department/Engineering Division

RECOMMENDATION:

1. City Council accept work performed by Horizons Construction Co. International and authorize the City Clerk to file the Notice of Completion; and
2. Authorize the release of the Labor and Materials Bond seven (7) months after the filing date; release of the Faithful Performance Bond six (6) months after the filing date; and release of the retention monies 35 days after the Notice of Completion filing date.

7. **REFUND OF CASH DEPOSIT IN CONNECTION WITH ENCROACHMENT PERMIT NO. PS15-00860 FOR STREET IMPROVEMENTS AT 334 E. 16TH ST., COSTA MESA, CALIFORNIA** - Public Services Department/Engineering Division

RECOMMENDATION:

City Council refund cash deposit in connection with Encroachment Permit No. PS15-00860 in the amount of \$18,550.82 to 334 Costa Mesa Partners, LLC, 20201 SW Birch Street, Newport Beach, CA 92660.

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

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

1. **CONTINUED: SECOND AMENDMENT TO THE SOBECA URBAN PLAN (SP-05-06 A2) TO ALLOW INDIVIDUAL RESIDENTIAL DEVELOPMENT AT MAXIMUM DENSITY OF 40 DU/ACRE AND AN OVERALL DEVELOPMENT CAPACITY OF 450 UNITS** Development Services Department/Planning Division

RECOMMENDATION:

As recommended by the Planning Commission, City Council adopt Resolution 2016-79, approving the SoBECA Urban Plan Amendment (SP-05-06 A2) to allow residential development at maximum density of 40 du/acre and an overall development capacity of 450 units within the urban plan area. This item is continued from the City Council meeting on October 17, 2016.

2. **FIRST READING OF ORDINANCE 16-XX OF THE CITY COUNCIL OF THE CITY OF COSTA MESA FOR REZONE R-15-01 TO REZONE (OR CHANGE) A 3.18-ACRE SITE LOCATED AT 375 BRISTOL STREET FROM PDC (PLANNED DEVELOPMENT COMMERCIAL) TO C2 (GENERAL BUSINESS DISTRICT) AND PLANNING APPLICATION PA-15-30 FOR A SELF-STORAGE FACILITY AND RETAIL BUILDING AT 375 BRISTOL STREET**

Development Services Department/Planning Division

RECOMMENDATION:

1. The Planning Commission recommended that the City Council approve the Initial Study/Negative Declaration; and
2. Give first reading to Ordinance 16-xx, to be read by title only, and further reading waived, for R-15-01 to rezone (or change) a 3.18-acre site located at 375 Bristol Street from PDC (Planned Development Commercial) to C2 (General Business District); and
3. Approve Planning Application PA-15-30 by adopting a resolution to approve the project, subject to conditions of approval.

3. [FIRST READING OF ORDINANCE 16-XX OF THE CITY COUNCIL OF THE CITY OF COSTA MESA FOR REZONE R-16-02 TO REZONE A 23.4-ACRE SITE LOCATED AT 1375 SUNFLOWER AVENUE AND 3370 HARBOR BOULEVARD FROM INDUSTRIAL PARK \(MP\) TO PLANNED DEVELOPMENT COMMERCIAL \(PDC\) AND ZONING CODE AMENDMENT TO TITLE 13, CHAPTERS IV AND V RELATED TO LAND USE MATRIX, FLOOR AREA RATIOS AND PLANNED DEVELOPMENT STANDARDS RELATED TO THE SITE](#) - Development Services Department/Planning Division

RECOMMENDATION:

As recommended by the Planning Commission, City Council give first reading to Ordinance No.16-xx, to be read by title only, and further reading waived, adopting Rezone R-16-02 changing the zoning of the property located at 1375 Sunflower Avenue and 3370 Harbor Boulevard from Industrial Park (MP) zone to Planned Development Commercial (PDC) and Code Amendment 16-05 related to Title 13, Zoning Code, Chapters IV and V relative to land use matrix, floor area ratio and Planned Development Commercial standards.

OLD BUSINESS:

1. [SECOND READING OF ORDINANCE 16-11 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA FOR REZONE R-16-05 TO REZONE \(OR CHANGE\) A 2.07 ACRE SITE FROM C1 \(LOCAL BUSINESS DISTRICT\) TO R1 \(SINGLE FAMILY RESIDENTIAL DISTRICT\) FOR THE PROPERTY LOCATED AT 2850 MESA VERDE DRIVE EAST](#)

Development Services Department/Planning Division

RECOMMENDATION:

City Council give second reading to Ordinance 16-11, to be read by title only, and further reading waived, for R-16-05 to rezone (or change) a 2.07-acre site from C1 (Local Business District) to R-1 (Single Family Residential District - eight (8) dwelling units per acre maximum density allowed).

NEW BUSINESS:

1. [HEROES HALL FINANCIAL SUPPORT](#) – Chief Executive Office

RECOMMENDATION:

It is recommended that the City Council provide direction to staff whether to move forward with providing additional financial assistance for the completion of the Heroes Hall Veterans Museum at the Orange County Fairgrounds.

ITEMS REMOVED FROM THE CONSENT CALENDAR

CONTINUED PUBLIC COMMENTS

REPORT – CITY ATTORNEY

ADJOURNMENT

UPCOMING COMMUNITY EVENTS AND ACTIVITIES

Tuesday, November 1, 2016 – **Costa Mesa Boosters Bingo**. Costa Mesa Senior Center, 695 W 19th St. Held every Tuesday evening, door open at 5 p.m., early birds begin at 6 p.m. Intended for beginners and pros with progressive buy-in programs. Open to the community, enjoy free coffee and tea, popcorn and a brand new bingo machine. All proceeds benefit the students and go back to the schools. For more information visit: www.cmhsbingo.webstarts.com

Friday, November 4, 2016 - **First Friday Roadshow**, 5:30-7:30 p.m., City Hall, 77 Fair Drive. Classics, customs and exotics all in one place. Enjoy food vendors, giveaways and live music.

Saturday, November 5, 2016 – **Centennial Farm Garden Class**, OC Fair and Event Center, 88 Fair Drive. Part lecture and part workshop, a garden class that will teach the general care, identification and best practices for carrying for your plants. For more information, please contact: (714) 708-1619.

Saturday, November 5, 2016 – **Math Fair**, 10 a.m.-6 p.m., OC Fair and Event Center, 88 Fair Drive. Family fun event intended to excite young minds as they participate in mathematical activities, games, and performances. For more information, please visit: www.mathminds@mindresearch.org

Tuesday, November 8, 2016 – **Signs and Symptoms of Depression and Anxiety**, 1-3 p.m., Costa Mesa Senior Center, 695 W. 19th St. Learn the signs and symptoms of depression and anxiety and how to handle the holidays. Register at the front desk.

Friday, November 11, 2016 – **Veterans Day, City Hall Closed**. 77 Fair Drive. In observance of the Veterans Day holiday, City Hall will be closed.

Friday, November 11, 2016 through Sunday, November 13, 2016 – **ARTventure**, SoCo Collection, 3303 Hyland Avenue, Costa Mesa. Celebrate local art and artists at Costa Mesa's second annual juried art exhibition, ARTventure – a fusion of arts and entertainment. For more information, please visit: www.costamesaca.gov/ARTventure

Friday, November 11, 2016 – **Heroes Hall Dedication and Ribbon Cutting**, 11 a.m.-1 p.m. OC Fair and Event Center, 88 Fair Drive. Be part of this special dedication and ribbon cutting ceremony. Registration deadline is November 7. For more information, please call: (714) 708-1976.

Saturday, November 12, 2016 – **Seegerstrom Center Salutes Our Veterans**, 11 a.m.-2 p.m. Seegerstrom Center for the Arts, 600 Town Center Drive, Costa Mesa. More than a dozen local organizations will be present, find out how you can get involved by supporting local organizations in Southern California. For more information, please visit: www.scfta.org

Thursday, November 17, 2016 – **Thanksgiving Dinner**, 5-7 p.m., Senior Center, 695 W. 19th St. Costa Mesa. Celebrate and give thanks. Seniors are invited to an evening of delicious food, festivities and friends. Registration is required, and the deadline to register is **Thursday, November 10**. For more information, please contact: (714) 327-7550.