

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, 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

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

FOR INFORMATIONAL PURPOSES ONLY

ROLL CALL

Present: Council Member Foley (arrived at 5:51 p.m.), Council Member Genis, Council Member Monahan (arrived at 6:29 p.m.), Mayor Pro Tem Righeimer and Mayor Mensinger

Absent: None

CITY ATTORNEY CLOSED SESSION REPORT -

- COIN: Ex Parte Communications pursuant to Municipal Code Section 2-238 (b) - NONE

CONSENT CALENDAR:

MOTION: Approve recommended actions for Consent Calendar Item Nos. 1 through 7 except for 2 and 6.

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

1. **READING FOLDER**

Claims received by the City Clerk: Gabriela Garcia

ACTION:

City Council received and filed.

3. **MINUTES OF THE REGULAR CITY COUNCIL, HOUSING AUTHORITY, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF OCTOBER 4, 2016**

ACTION:

City Council approved the minutes of October 4, 2016.

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

ACTION:

City Council amended the City's existing Title VI Plan as required by the California Department of Transportation.

5. APPROVE AGREEMENTS FOR FEDERAL-AID PROJECTS

ACTION:

1. City Council approved the Master Agreement No. 12-5312F15 Administering the Agency-State Agreement for Federal-Aid Projects, and authorized the Mayor and City Clerk to execute the Agreement; and
2. Approved Resolution No. 16-80, authorizing the Public Services Director to execute all project specific Program Supplements to the Master Agreement, and authorized the Chief Executive Officer (CEO) to execute future revisions to the Master Agreement; and
3. Approved Resolution No. 16-81, authorizing the Public Services Director to execute Program Supplement No. F076 to the Master Agreement for the Bristol Street and Bear Street Rehabilitation projects.

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

ACTION:

City Council approved the refund of 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

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

The motion carried by the following roll call vote:

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

Nays: Council Member Foley and Council Member Genis

Absent: None

Motion carried: 3-2

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ACTION:

City Council adopted 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 16-12 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**

SUBSTITUTE MOTION/SECOND: Mayor Pro Tem Righeimer/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 Initial Study/Negative Declaration; and
2. Gave first reading to Ordinance No. 16-12, 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. Approved Planning Application PA-15-30 by adopting Resolution 16-82 to approve the project, including a Condition of Approval to be as follows: "Prior to the issuance of building permits, the developer shall post an irrevocable letter of credit, subject to the approval of the City Treasurer, for the cost of future undergrounding of the overhead utilities in the public right-of-way along Bristol Street within 2 to 4 years from the effective date of the resolution."

FOR INFORMATIONAL PURPOSES ONLY

- FIRST READING OF ORDINANCE 16-13 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**

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:

City Council gave first reading to Ordinance No. 16-13, 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:

- 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**

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:

City Council gave second reading to Ordinance No. 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

MOVED/SECOND: Council Member Monahan/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 approved an additional \$25,000 for the completion of the Heroes Hall Veterans Museum at the Orange County Fairgrounds.

ITEMS REMOVED FROM THE CONSENT CALENDAR

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

MOVED/SECOND: Mayor Pro Tem Righeimer/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:

City Council approved Warrant Resolution No. 2565.

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

MOVED/SECOND: Council Member Monahan/Mayor Mensinger

The motion carried by the following roll call vote:

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

Nays: None

Absent: Council Member Genis

Motion carried: 4-0-1

FOR INFORMATIONAL PURPOSES ONLY

ACTION:

1. City Council accepted the work performed by Horizons Construction Co. International and authorized the City Clerk to file the Notice of Completion; and
2. Authorized 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.

REPORT – CITY ATTORNEY - NONE

ADJOURNMENT – The Mayor and City Council adjourned the meeting at 9:45 p.m.