

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL, HOUSING  
AUTHORITY, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY**

**October 4, 2016**

**CALL TO ORDER (00:00:29)**

The meeting was called to order by the Mayor at 5:47 p.m. in the Council Chambers at Costa Mesa City Hall, 77 Fair Drive, Costa Mesa, California.

**PLEDGE OF ALLEGIANCE (00:00:33)**

Presentation of the Colors – Boy Scout Troop 106

**MOMENT OF SOLEMN EXPRESSION (00:01:53)**

Pastor Mike Decker, Palm Harvest Church, Costa Mesa

**ROLL CALL (00:04:56)**

Present: Council Member Foley, Council Member Genis, Council Member Monahan,  
Mayor Pro Tem Rigeimer and Mayor Mensinger

Absent: None

Officials Present: Chief Executive Officer Tom Hatch, City Attorney Thomas Duarte, Assistant Chief Executive Officer Richard Francis, Assistant Chief Executive Officer Tamara Letourneau, Interim Deputy City Manager/Economic and Development Services Director Jay Trevino, Interim Public Services Director Jim Ross, and City Clerk Brenda Green.

**CITY ATTORNEY CLOSED SESSION REPORT (00:05:08)**

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

**ANNOUNCEMENTS (00:05:16)**

"Costa Mesa Minute" was played featuring upcoming events and activities in the community.

**PRESENTATIONS: (00:07:34)**

1. Mayor's Award – Council Member Gary Monahan

Council Member Monahan received the Mayor's award in recognition of his years of service to the City of Costa Mesa.

**PUBLIC COMMENTS (00:21:15)**

Bob Ooten, Costa Mesa, requested New Business item number 3 be removed from the agenda. (00:22:02)

Debra Ashby, representing South Coast Air Quality Management District, spoke on the lawnmower exchange program. (00:23:12)

Allan Mansoor, Costa Mesa, spoke on law enforcement and on the prior leadership of the Police and Fire Associations. (00:26:08)

Eleanor Egan, Costa Mesa, spoke against the voter districts formation mailer. (00:28:08)

Krissie Bogner, Costa Mesa, thanked Council Member Gary Monahan; spoke on a communication with the Mayor; spoke on problems at motels; and thanked Parks and Recreation Commissioner Julie Mercurio for her assistance. (00:30:29)

Speaker, spoke regarding Mayor Mensinger and the work of Police and Fire departments. (00:33:31)

Cindy Black, Costa Mesa, spoke on the Mayor's award; in support of Genis, Humphrey and Stephens for City Council; and in support of Measure Y and AA. (00:36:44)

Richard Russell, Costa Mesa, praised the City Council; spoke in support of fiscal responsibility; and spoke on motels. (00:38:25)

Jim Kevins, Costa Mesa, spoke on the completed projects in the City; in support of overlay zones; and spoke on motels. (00:41:34)

Speaker, spoke on staffing; budgeting; and supports a forensic audit. (00:43:42)

Speaker, spoke in support of Measure AA; and in opposition to Measure BB. (00:46:47)

Robin Leffler, Costa Mesa, spoke on sober living homes; recruiting police officers; and the budget surplus. (00:49:53)

City Council recessed into a break at 6:41 p.m. (00:54:18)

City Council reconvened at 6:47 p.m. (00:59:55)

Ed Guillmette, Costa Mesa, spoke on water waste and the Mesa Water District. (01:00:05)

Steve Chan, Costa Mesa, spoke on Assembly Bill 1322 regarding alcoholic beverage licenses; and a petition he is circulating regarding entertainment permits. (01:03:13)

Additional Public Comments continued at 04:37:20.

**COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS (01:08:10)**

Mayor Mensinger spoke on public service; public comments; spoke on the Police department and police staffing levels; campaign tactics in 2012; and on the case regarding private investigator Mr. Lanzillo. (01:08:40)

Council Member Foley spoke on crime; development; the homeless; and on police staffing levels. (01:17:29)

Council Member Genis spoke on police resources; available state grants; the City flyer regarding Measure BB; spoke on the case regarding private investigator Mr. Lanzillo; and political campaigns. (01:21:52)

Council Member Monahan spoke on the homeless; crime statistics; a fundraiser held at his restaurant; spoke on halfway houses; contracts; and on the case regarding private investigator Mr. Lanzillo. (01:34:10)

Mayor Pro Tem Righeimer spoke on political campaigns; on the case regarding private investigator Mr. Lanzillo; compensation for fire fighters; and on pensions. (01:41:55)

**REPORT – CHIEF EXECUTIVE OFFICER (CEO) – (01:52:43)**

CEO Hatch announced the upcoming departure of Deputy City Manager/Economic and Development Services Director Gary Armstrong and introduced newly hired Interim Deputy City Manager/Economic and Development Services Director Jay Trevino.

**CONSENT CALENDAR: (01:54:10)**

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

**MOVED/SECOND:** Council Member Monahan/Mayor Pro Tem Righeimer (01:54:44)

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: Lori Bertrand and Paula Jameson.

**ACTION:**

City Council received and filed.

**3. MINUTES OF THE REGULAR CITY COUNCIL, HOUSING AUTHORITY, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF SEPTEMBER 20, 2016 AND SPECIAL CLOSED SESSION MINUTES OF SEPTEMBER 13, 2016**

**ACTION:**

City Council approved the minutes of September 20, 2016 and September 13, 2016.

**4. CONTRACT AMENDMENT – COMPLETE LANDSCAPE CARE, INC.**

**ACTION:**

City Council approved and authorized the Chief Executive Officer and the City Clerk to execute Amendment #1 to the Professional Services Agreement with Complete Landscape Care, Inc. to increase the annual amount of the contract by \$10,600 and the unit pricing schedule for landscape maintenance tasks by 1.5%, based on the Consumer Price Index.

**5. AWARD THE PURCHASE OF A NEW 2017 CHEVROLET SUBURBAN 4 WD 4 DOOR 1500 LT**

**ACTION:**

City Council approved and authorized the Chief Executive Officer to execute a purchase order for a 2017 Chevrolet Suburban 4WD 4Dr 1500 LT through the National Joint Powers Alliance (NJPA) Contract #102811, in conjunction with the National Auto Fleet Group, 490 Auto Center Drive, Watsonville, CA 95076 in the amount of \$58,748.79.

**6. PROPOSED MODIFICATIONS TO COSTA MESA HOMEBUYER ASSISTANCE AND SINGLE FAMILY HOME PROGRAM (FTHB) POLICIES, PROCEDURES AND GUIDELINES RELATING TO THE CONDITIONS AND REQUIREMENTS FOR REFINANCING OF FIRST MORTGAGES AND RESUBORDINATION OF FTHB SECOND MORTGAGES**

**ACTION:**

City Council and the Housing Authority directed the City of Costa Mesa's Chief Executive Officer and Executive Director of the Costa Mesa Housing Authority ("CEO/Executive Director") to modify the Costa Mesa Homebuyer Assistance and Single Family HOME Loan Program ("FTHB" or "Program") implementing the adopted policies, procedures and guidelines and working manual (together, "Program Policies") as detailed in the staff report.

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

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

**OLD BUSINESS: (01:55:01)**

- 1. AN ORDINANCE TO ADOPT CODE AMENDMENT CO-16-03 – AMENDMENT TO TITLE 13, CHAPTER II (ZONING DISTRICTS ESTABLISHED); CHAPTER III (PLANNING APPLICATIONS), CHAPTER IV (CITYWIDE LAND USE MATRIX); CHAPTER V, ARTICLE 7 (DEVELOPMENT STANDARDS FOR INSTITUTIONAL AND RECREATIONAL AND INSTITUTIONAL AND RECREATIONAL SCHOOL DISTRICTS) TO INCLUDE THE INSTITUTIONAL AND RECREATIONAL - MULTI-USE DISTRICT ADOPTED UNDER THE 2015-2035 COSTA MESA GENERAL PLAN; AND TO REZONE 2501 HARBOR BOULEVARD TO INSTITUTIONAL AND RECREATIONAL - MULTI-USE (01:55:03)**

Ex-Parte Communications Report: (01:55:45)

Council Member Genis spoke to Robert Sterling from the State of California Department of Developmental Services. (01:55:52)

Council Member Monahan spoke to Robert Sterling from the State of California Department of Developmental Services. (01:58:25)

Daniel Inloes, Senior Planner, presented the Staff Report. (01:58:40)

Discussion ensued regarding the Master Plan. (01:59:40)

No public comments on this item.

Council Member Foley spoke in opposition to the motion. (02:01:17)

Mayor Pro Tem Righeimer spoke in support of the motion. (02:02:10)

**MOVED/SECOND:** Council Member Monahan/Mayor Pro Tem Righeimer (02:01:10)

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

**ACTION:**

City Council gave second reading to Ordinance 16-09, read by title only, and further reading waived, to adopt Code Amendment CO-16-03 amending Costa Mesa Municipal Code Title 13: Chapter II, II, IV, and Chapter V, Article 7 to establish the Institutional and Recreational - Multi-Use District and Rezone R-16-04 to rezone 2501 Harbor Boulevard to the new district.

2. **AN ORDINANCE TO ADOPT ZONING CODE AMENDMENT CO-16-02-AMENDMENT TO TITLE 13, CHAPTER V, ARTICLE 11 (DEVELOPMENT STANDARDS – MIXED-USE OVERLAY DISTRICT) TO INCLUDE THE HARBOR BOULEVARD MIXED-USE OVERLAY DISTRICT AND TO ADD A NEW ARTICLE (ARTICLE 12) PERTAINING TO THE RESIDENTIAL INCENTIVE OVERLAY DISTRICT AS ADOPTED UNDER THE 2015-2035 COSTA MESA GENERAL PLAN (02:04:57)**

Mel Lee, Senior Planner, presented the Staff Report. (02:06:02)

No public comments on this item.

Council Member Foley spoke in opposition to the motion. (02:06:30)

Council Member Genis spoke in opposition to the motion. (02:07:14)

Mayor Pro Tem Righeimer spoke in support of the motion. (02:07:28)

**MOVED/SECOND:** Council Member Monahan/Mayor Pro Tem Righeimer (02:06:22)

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



**ACTION:**

City Council gave second reading to Ordinance 16-10, read by title only, and further reading waived, to adopt Code Amendment CO-16-02 to amend Title 13, Chapter V, Article 11 (Development Standards – Mixed-Use Overlay District) to include the Harbor Boulevard Mixed-Use Overlay District and to add a new article (Article 12) pertaining to the Residential Incentive Overlay District as adopted under the 2015-2035 Costa Mesa General Plan. The amendment will establish standards for new development in these overlay districts.

**NEW BUSINESS: (02:09:02)**

**1. APPROVE A RESOLUTION FOR THE PARTNERING WITH THE ORANGE COUNTY PARKS DEPARTMENT IN ORDER TO APPLY FOR GRANTS AND OTHER FUNDING OPPORTUNITIES FOR THE TALBERT REGIONAL PARK FINAL HABITAT RESTORATION PLAN (02:09:06)**

Baltazar Mejia, City Engineer, presented the Staff Report. (02:09:30)

Council Member Monahan spoke in support of the item; requested adding park benches, a fish cleaning station, signage on size of fish and species allowed to stock in the pond, bike racks, and having a wider pier across the lake with the opportunity for paddleboats to get through. (02:13:22)

Discussion ensued on grant funds for parks. (02:17:50)

Council Member Foley expressed concern on limited staffing and problems at Talbert Park. (02:19:55)

Discussion ensued on staffing; improving access and visibility of the lake; working with the County of Orange to mitigate problems; and on recommendations made by the Parks and Recreation Commission. (02:22:30)

Discussion ensued between the City Council and Ms. Susan Brodeur from County of Orange OC Parks, on recommendations made by the Parks and Recreation Commission and involvement from the County; general development plan; following NCCP regulations; and the approval process. (02:27:50)

Discussion ensued on staff's recommendation of appropriating \$50,000 for staff time and resources to apply for grants; and Fairview Park grants. (02:33:35)

Public Comments: (02:39:00)

Bob Wilson, President of Orange Coast River Park Inc., commended and endorsed the City's effort in partnering with the County of Orange; and expressed support for grant funding. (02:39:22)

Cindy Black, Costa Mesa, spoke in opposition to the item; and in support of restoring Fairview Park first. (02:42:01)

Robin Leffler, supports minimal and natural restoration of the park; and spoke in opposition to a pier. (02:44:40)

Public Comments Closed.

**MOTION:** To adopt Resolution No. 16-75 for the partnering with the Orange County Parks Department for the purpose of applying for grants and other funding opportunities for the Talbert Regional Park Final Habitat Restoration Plan including recommendations made by the Parks and Recreation Commission with the addition of park benches, bicycle racks, a fish cleaning station, signage on size of fish and species allowed to stock in the pond, widening the proposed pier at Victoria pond to allow for fishing on both sides of the pier and/or redesigning the pier to allow for boat passage; direct the appropriation of \$50,000 for staff time and resources to apply for grants and other funding opportunities with the Orange County Parks Department, such funds to come from unencumbered Capital Improvement Funds; and authorize the Public Services Director or his designee as the City's authorized representative.

**MOVED/SECOND:** Council Member Monahan/Mayor Pro Tem Righeimer (02:46:50)

Council Member Genis spoke on not supporting the motion; and spoke on more resources allocated for Fairview Park. (02:49:49)

Mayor Pro Tem Righeimer spoke on enhancing safety at the park; and in support of working the County of Orange. (02:52:50)

Council Member Foley spoke in support of the motion; ensuring staffing at the park; and on applying for grants for other parks. (02:55:18)

**SUBSTITUTE MOTION:** To adopt Resolution No. 16-75 for the partnering with the Orange County Parks Department for the purpose of applying for grants and other funding opportunities for the Talbert Regional Park Final Habitat Restoration Plan; and authorize the Public Services Director or his designee as the City's authorized representative. (02:56:56)



**MOVED:** Council Member Genis

Motion died due to lack of a second.

**ORIGINAL MOTION/SECOND:** Council Member Monahan/Mayor Pro Tem Righheimer

The motion carried by the following roll call vote: (02:57:47)

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

Nays: Council Member Genis

Absent: None

Motion carried: 4-1

**ACTION:**

1. City Council adopted Resolution No. 16-75 for the partnering with the Orange County Parks Department for the purpose of applying for grants and other funding opportunities for the Talbert Regional Park Final Habitat Restoration Plan including recommendations made by the Parks and Recreation Commission with the addition of park benches, bicycle racks, a fish cleaning station, signage on size of fish and species allowed to stock in the pond, widening the proposed pier at Victoria pond to allow for fishing on both sides of the pier and/or redesigning the pier to allow for boat passage; and
  2. Directed the appropriation of \$50,000 for staff time and resources to apply for grants and other funding opportunities with the Orange County Parks Department, such funds to come from unencumbered Capital Improvement Funds; and
  3. Authorized the Public Services Director or his designee as the City's authorized representative.
2. **CALIFORNIA PROPOSITION 57 – CALIFORNIA PAROLE FOR NON-VIOLENT CRIMINALS AND JUVENILE COURT TRIAL REQUIREMENTS INITIATIVE (02:57:56)**

Daniel Baker, Assistant to the CEO, presented the Staff Report. (02:58:25)

Public Comments: (03:02:53)

Jay Humphrey, Costa Mesa, spoke on sober living homes; and spoke on HR 6070. (03:02:55)

Speaker, spoke in opposition to Proposition 57. (03:04:44)

Public Comments Closed.

Discussion ensued on follow-up actions by staff upon approval of the item. (03:07:29)

Council Member Foley spoke on campaigning; and on press releases. (03:11:15)

Police Chief Sharpnack clarified a point on collaboration with the District Attorney's Office regarding sex crimes. (03:13:27)

City Council recessed into a break at 9:00 p.m. (03:13:55)

City Council reconvened at 9:10 p.m. (03:22:08)

Council Member Genis recommended a press release mentioning all or none of the Council Members and to include a quote by the Police Chief. (03:23:15)

**MOVED/SECOND:** Council Member Monahan/Mayor Mensinger (03:07:22)

The motion carried by the following roll call vote:

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

Nays: None

Absent: Council Member Foley

Motion carried: 4-0-1

**ACTION:**

City Council adopted Resolution No. 16-76 opposing the "California Parole for Non-Violent Criminals and Juvenile Court Trial Requirements Initiative." The measure is on the November 8, 2016 California state ballot as Proposition 57.

**3. MESA WATER DISTRICT ADVISORY MEASURE SEEKING PUBLIC INPUT REGARDING THE POTENTIAL CONSOLIDATION OF THE MESA WATER DISTRICT AND THE COSTA MESA SANITARY DISTRICT (03:25:39)**

Council Member Foley returned to the dais at 9:13 p.m. (03:25:39)

Daniel Baker, Assistant to the CEO, presented the Staff Report. (03:25:40)

Discussion ensued on follow-up actions by staff upon approval of the item. (03:28:53)

Council Member Foley spoke on press releases and campaigning. (03:31:24)

Council Member Genis read a communication from Margaret Mooney regarding New Business item numbers 2 and 3. (03:34:20)

Mayor Pro Tem Righeimer spoke on the issue. (03:39:00)

**MOTION:** To continue the item and invite representatives from Costa Mesa Sanitary District and Mesa Water District to make formal presentations. (03:40:37)

**MOVED/SECOND:** Council Member Foley/Council Member Genis

Public Comments: (03:42:04)

Jim Fitzpatrick, Costa Mesa, spoke in support of Measure TT. (03:42:34)

Richard Russell, Costa Mesa, spoke in support of Measure TT. (03:45:32)

T. Koken, Costa Mesa, spoke in opposition to Measure TT. (03:48:07)

Ethan Temianka, Costa Mesa, Vice President of Mesa Water District, spoke on the issue and in support of Measure TT. (03:50:09)

Alex Reich, Costa Mesa, spoke regarding a message being included in the bills. (03:52:32)

Speaker, spoke on the measure; and in opposition to the Resolution. (03:55:13)

Speaker, spoke in opposition to Measure TT. (03:56:37)

Mike Scheafer, Costa Mesa, Board President of the Costa Mesa Sanitary District, spoke on the issue. (03:58:55)

Robin Leffler, Costa Mesa, spoke regarding communications from the City. (04:02:17)

Jay Humphrey, Costa Mesa, spoke on the issue and on having public discussions. (04:04:17)

Public Comments Closed.

Mr. Scheafer, spoke on the issue. (04:06:40)

Discussion ensued on money in the Costa Mesa Sanitary District reserves. (04:09:18)

Mr. Scheafer invited the public to attend a Costa Mesa Sanitary District Community Meeting on October 19, 2016 at 6:00 p.m. at the Neighborhood Community Center (NCC). (04:10:45)

Discussion ensued on consolidation of sites and reserves. (04:11:10)

Council Member Genis spoke on public comments; on receiving more information on the item; and on the proposed Resolution. (04:13:45)

**SUBSTITUTE MOTION:** To adopt Resolution No. 16-77.

**SUBSTITUTE MOTION/SECOND:** Council Member Monahan/Mayor Pro Tem Righeimer (04:19:35)

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

**ACTION:**

City Council adopted Resolution No. 16-77 supporting Ballot Measure TT regarding the Mesa Water District Advisory Measure Seeking Public Input Regarding the Potential Consolidation of the Mesa Water District and the Costa Mesa Sanitary District.

Council Member Foley spoke on not supporting the motion as the City should not be involved in this matter. (04:20:00)

Council Member Genis spoke on not supporting the motion as more information is needed. (04:21:00)

Mayor Pro Tem Righeimer spoke on his support for the Resolution. (04:21:44)

**ITEMS REMOVED FROM THE CONSENT CALENDAR (04:23:22)**

2. **WARRANT RESOLUTION NO. 2564 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NO. 16-20 FOR \$2,181,042.74 AND CITY OPERATING EXPENSES FOR \$1,182,965.60; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID (04:23:52)**

No public comments on this item.

**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:**

City Council approved Warrant Resolution No. 2564.

**7. CITYWIDE PARKS MAINTENANCE AND LANDSCAPE CONTRACT (04:24:20)**

Jim Ross, Interim Public Services Director, presented the Staff Report. (04:24:35)

Council Member Foley spoke on maintenance issues at bus shelters; inquired on the ability to terminate the contract. (04:26:45)

City Attorney Duarte responded that the contract can be terminated with or without cause. (04:28:20)

Council Member Genis spoke on quality service; and on notifications to the public regarding use of chemicals. (04:29:00)

Mayor Pro Tem Righeimer spoke on the contract. (04:31:00)

Discussion ensued on reduction of vehicles and attrition. (04:32:10)

Mayor Mensinger requested financial information on pensions. (04:34:05)

Council Member Foley requested an annual update on cost savings. (04:34:40)

No public comments on this item.

**MOVED/SECOND:** Council Member Monahan/Mayor Pro Tem Righeimer  
(04:35:40)

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 Maintenance Services Agreement in the annual amount of \$2,099,567 and a 10% contingency, in an annual amount not to exceed \$209,957 for unforeseen cost and approval for Consumer Price Index (CPI) escalation and de-escalation to Marina Landscape Maintenance, Inc. for parks and landscape maintenance services for an initial term expiring on June 30, 2020, and optional two (2) one-year extensions for a total of five years; and
2. Authorized the Mayor and City Clerk to execute the agreement; and
3. Authorized the Chief Executive Officer and City Clerk to accept and execute future minor amendments and extensions to the agreement; and
4. Directed staff to work closely with Park Maintenance employees during this transition by providing necessary training in new service areas.

**CONTINUED PUBLIC COMMENTS (04:37:20)**

Tim Lewis, Costa Mesa, spoke on not supporting Mr. Allan Mansoor. (04:37:21)

Alex Reich, Costa Mesa, spoke in support of Measure AA; and water conservation. (04:39:43)

Cynthia McDonald, Costa Mesa, spoke on the Costa Mesa First Committee, sponsor of Measure Y; and the rebuttal argument and writ by Eleanor Egan. (04:43:31)

Jay Humphrey, Costa Mesa, spoke regarding a flyer against Measure Y; and the rebuttal argument and writ by Eleanor Egan. (04:46:31)

Beth Refakes, Costa Mesa, spoke on the Military Affairs Team Ball Gown collection; and a candy collection for the Trunk or Treat event. (04:49:41)

Jim Fitzpatrick, Costa Mesa, spoke on supporting the police and fire; on the case regarding private investigator Mr. Lanzillo; and requested Council Member Genis recuse herself from Fire Association negotiations. (04:53:29)

Council Member Genis stated "I have not received any funds from the Fire department". (04:56:20)

T. Koken, Costa Mesa, sang a song. (04:56:54)

Speaker, spoke on public comments; and group homes. (04:59:06)

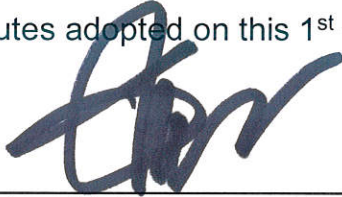
**REPORT – CITY ATTORNEY – NONE (05:02:11)**

Council Member Foley requested the amount spent to defend Mayor Pro Tem Righheimer's ballot argument by Rutan & Tucker, LLP. (05:02:17)

Discussion ensued on billings from Rutan & Tucker, LLP. (05:04:00)

**ADJOURNMENT** - The Mayor adjourned the meeting at 10:52 p.m. in memory of Bob Robins, Jr. and Mr. Fisher.

Minutes adopted on this 1<sup>st</sup> day of November, 2016.



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Stephen M. Mensinger, Mayor

ATTEST:



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Brenda Green, City Clerk