

# MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY

**AUGUST 7, 2018**

## **CALL TO ORDER**

The Closed Session was called to order by Mayor Genis at 4:05 p.m. in the Council Chambers at Costa Mesa City Hall, 77 Fair Drive, Costa Mesa, California.

## **ROLL CALL**

Present: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Absent: Council Member Righeimer

## **PUBLIC COMMENTS ON CLOSED SESSION - NONE**

The City Council recessed to Conference Room 5A at 4:07 p.m. for Closed Session to consider the following items:

### **1. CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Section 54957.6, California Government Code

Agency Designated Representative: Tamara Letourneau, Assistant City Manager

Name of Employee Organization: Costa Mesa Police Management Association (CMPMA)

### **2. CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Section 54957.6, California Government Code

Agency Designated Representative: Tamara Letourneau, Assistant City Manager

Name of Employee Organization: Costa Mesa Police Association (CMPA)

### **3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Pursuant to Subdivision (d)(1) of Section 54956.9, California Government Code

Name of Case: Orange County Catholic Worker, an unincorporated association:

Lisa Bell, Shawn Carroll, Melissa Fields, Larry Ford, Cameron Ralston, Kathy Schuler, Gloria Shoemake, as individuals v. Orange County, City of Anaheim, City of Costa Mesa, and City of Orange, United States District Court, Central District of California – Southern Division, Case No. 8:18-cv-00155.

### **4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Pursuant to Subdivision (d)(1) of Section 54956.9, California Government Code

Name of Case: Yellowstone Women's First Step House, Inc., and Sober Living Network, Inc. v. City of Costa Mesa, United States District Court, Central District of California, Case No. SACV14-01852 JVS.

**5. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Pursuant to Subdivision (d)(1) of Section 54956.9, California Government Code  
Name of Case: City of Costa Mesa v. Ohio House, LLC, a California limited liability corporation; Richard Perlin, Nancy Perlin, Dolores Perlin, and Brandon Stump as individuals, Superior Court of the State of California, County of Orange, North Justice Center, Case No. 30-2018-01006173-CU-OR-NJC.

**6. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION INITIATION OF LITIGATION – TWO POTENTIAL CASES**

Pursuant to Subdivision (d)(4) of Section 54956.9, California Government Code

The City Council reconvened at 6:18 p.m.

**CALL TO ORDER (00:00:23)**

The meeting was called to order by Mayor Genis at 6:18 p.m. in the Council Chambers at Costa Mesa City Hall, 77 Fair Drive, Costa Mesa, California.

**PLEDGE OF ALLEGIANCE (00:00:44) – Mayor Genis**

**MOMENT OF SOLEMN EXPRESSION (00:01:03)**

Pastor Bucky Dennis, Watermark Church, Costa Mesa

**ROLL CALL (00:02:28)**

Present: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Absent: Council Member Righeimer

Officials Present: City Manager Tom Hatch, City Attorney Thomas Duarte, Assistant City Manager Tamara Letourneau, Economic and Development Services Director Barry Curtis, Public Services Director Raja Sethuraman, and City Clerk Brenda Green.

**CITY ATTORNEY CLOSED SESSION REPORT (00:02:45) –** City Attorney Duarte reported on Closed Session Item No. 6, in which the City Council, on a vote of 4-0, (with Council Member Righeimer absent) directed staff to initiate litigation against the defendant, which will be identified once the complaint is filed.

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

**ANNOUNCEMENTS (00:03:13) –** "Costa Mesa Minute" was played featuring upcoming events and activities in the community.

## **PRESENTATIONS (00:05:12)**

1. Mayor's Award – Todd Cowley, Costa Mesa American Little League volunteer, received the Mayor's Award for his years of service to the community.
2. Mayor's Cup Little League All Star Teams – Mayor Genis presented the players and coaches from the Costa Mesa American and Costa Mesa National Little League All-Star Teams with certificates.

## **PUBLIC COMMENTS (00:29:09)**

Flo Martin, Costa Mesa, thanked the City Council for the drinking fountain at Wilson Park. (00:29:38)

Rocky Evans, Costa Mesa, thanked the City Council for extending the skate park hours; and spoke on the Art Venture event on October 5 and October 6. (00:30:33)

Arlis Reynolds, Costa Mesa, spoke on the State HEAP program; safe routes and intersections to reach the library and community center; and a crosswalk at 19<sup>th</sup> and Wallace. (00:32:26)

Garrett Whitfield, Costa Mesa, requested assistance for a legal opinion concerning a right-of-way dedication at 279 Flower Street. (00:35:03)

Anna Vrska, Costa Mesa, spoke on water conservation; and expending resources on desalination efforts. (00:38:19)

Speaker, spoke against the Needle Exchange Program. (00:40:35)

Wendy Leece, Costa Mesa, spoke on communicating with Caltrans to clean-up trash on the freeway; property landscaping maintenance; campaigning; and unlicensed pot shops. (00:43:03)

Speaker, spoke on the contributions received for legal fees. (00:46:07)

Margaret Sharp, Costa Mesa, spoke against the Fairview Park Development Center being used as a homeless facility. (00:48:58)

Speaker, spoke on the Needle Exchange Program. (00:51:43)

Speaker, spoke on voter registration numbers in Districts; library funding; and campaign contributions. (00:54:51)

**COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS  
(00:57:14)**

Mayor Genis spoke on the animal shelter and August 16<sup>th</sup> Volunteer and Foster Care orientation; requested a progress report on the library; spoke on illegal pot shops; and Council's unanimous vote against the Needle Exchange Program. (00:57:26)

Council Member Stephens requested research on Wallace and 19<sup>th</sup> Street intersection; spoke on illegal pot shops; homelessness task force; and AB 448 Orange County Housing Trust. (00:59:47)

Chief Stefano spoke on the wild fires in California. (01:02:04)

City Attorney Duarte spoke on the lawsuit against the State on the Needle Exchange Program. (01:05:20)

**CONSENT CALENDAR (01:12:40)**

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

**MOTION:** Approve recommended actions for Consent Calendar Item Nos. 1 through 9 except for 3, 5, 6, 8 and 9.

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Nays: None

Absent: Council Member Righeimer

Motion carried: 4-0-1

- 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**

**ACTION:**

City Council/Agency Board/Authority Board waived reading of Ordinances and Resolutions.

- 2. READING FOLDER - Claims received by the City Clerk: Bruce Pulgencio**

**ACTION:**

City Council received and filed.

- 4. MINUTES OF THE REGULAR CITY COUNCIL AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY MEETING OF JULY 3, 2018**

**ACTION:**

City Council approved the minutes of July 3, 2018.

**7. AMENDMENT TO THE WESTNET FIRE STATION ALERTING SYSTEM PSA TO INCLUDE NEW FIRE STATION ONE**

**ACTION:**

City Council approved and authorized the City Manager to execute Amendment Number One to the Professional Service Agreement with Westnet, INC. First-In Alerting Systems, 15542 Chemical Lane, Huntington Beach CA, 92649. Amendment Number One will expand the scope of work to include installation and operation of the Westnet Station Alerting System into New Fire Station 1. The total net cost of the amendment, including taxes shall be \$93,537.19, for a new total compensation of \$463,034.97.

**ITEMS PULLED FROM THE CONSENT CALENDAR:**

**3. WARRANT RESOLUTION NO. 2603 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NO. 18-13 "A" FOR \$-2,091.89 AND 18-14 FOR \$2,439,964.03; AND CITY OPERATING EXPENSES FOR \$2,833,339.39; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID (01:13:25)**

Public Comments:

Speaker, spoke on the Jones and Mayer invoice. (01:13:30)

**MOVED/SECOND:** Mayor Pro Tem Mansoor/Mayor Genis

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Nays: None

Absent: Council Member Righeimer

Motion carried: 4-0-1

**ACTION:**

City Council approved Warrant Resolution No. 2603.

**5. SCHOOL CROSSING GUARD SERVICES WITH ALL CITY MANAGEMENT SERVICES CONTRACT AMENDMENT (01:15:48)**

Public Comments:

Speaker, spoke in support of the item. (01:15:55)

Speaker, spoke on students being crossing guards. (01:16:54)

**MOVED/SECOND:** Council Member Foley/Mayor Pro Tem Mansoor

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Nays: None

Absent: Council Member Righeimer

Motion carried: 4-0-1

**ACTION:**

1. City Council approved Amendment No. 3 to the Professional Services Agreement with All City Management Services (ACMS), 10440 Pioneer Blvd., Ste. No. 5, Santa Fe Springs, CA 90670, to provide school crossing guard services for one (1) year and increase the compensation by an amount of approximately \$10,300 to \$187,533.36; and
2. Authorized the City Manager and the City Clerk to execute the Amendment.

**6. PROFESSIONAL SERVICES AGREEMENT WITH WITTMAN ENTERPRISES, LLC FOR AMBULANCE BILLING AND COST RECOVERY SERVICES RFP 18-03 (01:20:22)**

Public Comments:

Speaker, spoke on charging Sober Living Homes for excessive calls for service. (01:20:33)

**MOVED/SECOND:** Council Member Foley/Mayor Pro Tem Mansoor

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Nays: None

Absent: Council Member Righeimer

Motion carried: 4-0-1

**ACTION:**

1. City Council approved the Professional Services Agreement for Ambulance Billing and Cost Recovery Services between Wittman Enterprises, LLC and the City of Costa Mesa. The annual cost of services shall not exceed \$240,000.00; and
2. Authorized the City Manager to execute the agreement and to approve any changes and future amendments to the agreement.

8. **REDHILL AVENUE MEDIAN IMPROVEMENTS FROM BRISTOL STREET TO MCCORMICK AVENUE, FEDERAL PROJECT NO. HSIPL-5312 (094) - CITY PROJECT NO. 18-08 (01:22:46)**

Public Comments:

Ralph Taboada, Costa Mesa, requested the total budget and total estimated costs of the project. (01:23:00)

Beth Refakes, Costa Mesa, spoke on the maintenance on medians; landscaping; and maintenance costs. (01:25:35)

Raja Sethuraman, Public Services Director, provided summary of the budget. (01:27:00)

Council Member Foley requested staff to meet with Ms. Refakes; spoke against agave plants in the medians; and spoke on including maintenance costs. (01:29:42)

Mayor Genis spoke on continuing to water trees. (01:31:41)

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

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Nays: None

Absent: Council Member Righeimer

Motion carried: 4-0-1

**ACTION:**

1. City Council adopted the plans, specifications, and working details for the Redhill Avenue Median Improvements from Bristol Street to McCormick Avenue, Federal Project No. HSIPL-5312 (094), City Project No. 18-08; and
2. Rejected the bid submitted by Marina Landscape, Inc. as non-responsive; and
3. Awarded a construction contract to KASA Construction, Inc., 15148 Sierra Bonita Lane, Chino, CA 91710, in the amount of \$1,186,492.50; and
4. Authorized the City Manager and the City Clerk to execute the Public Works Agreement, and authorized the City Manager to execute future contract amendments within Council-authorized limits; and
5. Appropriated \$1,186,492.50 into the City's approved Fiscal Year 2018-2019 Capital Improvement Program budget using \$923,477.00 in the Capital Improvement Funds and Highway Safety Improvement Program (HSIP) grant previously budgeted and \$263,015.50 from the Measure M Fund.

**9. COSTA MESA COUNCIL CHAMBERS / FIRST FLOOR IMPROVEMENT PROJECT – CITY PROJECT NO. 18-06 (01:32:48)**

Public Comments:

Ralph Taboada, Costa Mesa, spoke on the total budget. (01:33:03)

Beth Refakes, Costa Mesa, spoke in support of the project. (01:34:02)

Bart Mejia, City Engineer, clarified the two phases of the project. (01:35:10)

**MOVED/SECOND:** Mayor Genis/Mayor Pro Tem Mansoor

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Nays: None

Absent: Council Member Righeimer

Motion carried: 4-0-1

**ACTION:**

1. City Council adopted the plans, specifications, and working details for the Costa Mesa Council Chambers/First Floor Improvement Project– City Project No. 18-06; and
2. Awarded a construction contract to Optima RPM, Inc. (17945 Sky Park Circle, Suite D, Irvine, CA 92614) in the amount of \$565,000.00; and
3. Authorized the City Manager and the City Clerk to execute the Public Works Agreement, and authorized the City Manager to execute future contract amendments within Council-authorized limits; and
4. Appropriated \$565,000.00 into the City's approved Fiscal Year 2018-2019 Capital Improvement Program budget from the previously approved funds for the project.

City Council recessed into a break at 7:57 p.m.

City Council reconvened at 8:11 p.m.



**PUBLIC HEARINGS – 7:00 p.m. (Resolution No. 05-55) (01:54:13)**

- 1. APPEAL OF THE PLANNING COMMISSION'S DENIAL OF CONDITIONAL USE PERMIT PA-16-25 TO ALLOW A STATE-LICENSED DRUG AND ALCOHOL TREATMENT FACILITY SERVING 21 RESIDENTS; INCLUDING AN APPEAL OF DENIAL OF A REQUEST FOR REASONABLE ACCOMMODATION TO DEVIATE FROM VARIOUS REQUIREMENTS OF THE ZONING CODE; OPERATED BY NORTHBOUND TREATMENT SERVICES AT 2417 ORANGE AVENUE (01:54:14)**

Sheri Vander Dussen, Consultant, presented the staff report. (01:54:34)

Discussion on the Reasonable Accommodation. (02:04:45)

Council Member Foley requested the correct ownership information for Northbound Treatment Services. (02:08:21)

Public Hearing opened:

Garrett Prybylo from Zfaty Burns legal counsel representing Northbound Treatment Services, spoke on the findings for approval. (02:08:21)

Discussion ensued on submitting evidence to the City; and correspondence received from Mr. McPherson. (02:16:38)

Pursuant to Government Code 54954.2 (3)(b)(2), the City Council determined a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the agenda being posted.

**MOVED/SECOND:** Council Member Stephens/Mayor Pro Tem Mansoor (02:20:00)

**MOTION:** For City Council to recess into Closed Session.

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Nays: None

Absent: Council Member Righeimer

Motion carried: 4-0-1

**ACTION:**

City Council recessed into Closed Session at 8:38 p.m. (02:20:28)

City Council reconvened at 8:53 p.m. (02:35:20)

City Attorney Duarte stated there is no reportable action. (02:35:34)

Chief Stefano clarified the calls for service. (02:36:05)

Steve Schoero, Costa Mesa, spoke against the Conditional Use Permit (CUP). (02:37:35)

Speaker, spoke against the CUP. (02:41:53)

Speaker, spoke against the CUP. (02:45:39)

Steve Singley, Costa Mesa, spoke against the CUP. (02:48:17)

Darlene Whitsell, Costa Mesa, provided a written timeline and spoke against the CUP. (02:50:21)

Speaker, spoke against the CUP. (02:55:10)

Discussion ensued on the late night noise; smoking impacts; and police calls. (02:58:00)

Ms. Webster, spoke against the CUP. (03:03:18)

Discussion ensued on the beeping caused by trucks. (03:07:10)

Robin Leffler, Costa Mesa, spoke against the CUP. (03:09:25)

Mr. Prybylo addressed the comments by the public speakers. (03:11:00)

Discussion ensued on the sign on the property regarding the public hearing; beeping sound from the vehicles; evidence; walls in the garage; credibility issues; owners; curbing policy; standards for Sober Living Homes vs. Treatment Centers; location of the residents' home; marketing of the facility; insurance; and the average number of residents. (03:15:40)

Public Hearing closed.

Discussion ensued on posting of signs at the property regarding the public hearing; and the trips per unit. (03:43:18)

**MOVED/SECOND:** Mayor Genis/Council Member Foley (03:46:37)

**MOTION:** City Council adopt Resolution No. 18-55, upholding the decision of the Director of Economic and Development Services to deny a request for reasonable accommodation, and deny the appeal of the Planning Commission's decision and deny Conditional Use Permit PA-16-25.

Mayor Genis spoke on the motion. (03:46:45)

Mayor Pro Tem Mansoor spoke in support of the motion; and spoke on including all the supportive findings, calls for service, testimonies, and emails from Mr. McPherson and Ms. Whitsell. (03:48:00)

Council Member Stephens spoke in support of the motion. (03:48:44)

Council Member Foley spoke in support of the motion. (03:50:45)

Mayor Genis requested staff to look at the garage. (03:51:16)

Council Member Foley spoke on receiving current information and staff visiting the property. (03:52:05)

**MOVED/SECOND:** Mayor Genis/Council Member Foley (03:54:10)

**MOTION:** City Council adopt Resolution No. 18-55, upholding the decision of the Director of Economic and Development Services to deny a request for reasonable accommodation, and deny the appeal of the Planning Commission's decision and deny Conditional Use Permit PA-16-25.

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Nays: None

Absent: Council Member Righeimer

Motion carried: 4-0-1

**ACTION:**

City Council adopted Resolution No. 18-55, upholding the decision of the Director of Economic and Development Services to deny a request for reasonable accommodation, and denied the appeal of the Planning Commission's decision and denied Conditional Use Permit PA-16-25.

**2. CODE AMENDMENT CO-17-04 TO AMEND SECTIONS OF TITLE 13 OF THE COSTA MESA MUNICIPAL CODE (PLANNING, ZONING AND DEVELOPMENT) RELATING TO NOTICING FOR PUBLIC HEARINGS (03:54:33)**

Jennifer Le, Assistant Director of Development Services, presented the staff report.

No public comments on this item.

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

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Nays: None

Absent: Council Member Righeimer

Motion carried: 4-0-1

**ACTION:**

City Council introduced for first reading Ordinance No. 18-06, adopting Code Amendment CO-17-04 to expand the Public Notice provided for zoning matters per Section 13-29(d) of the Costa Mesa Municipal Code to include both owners and occupants of properties within 500 feet of a project site.

City Council recessed into a break at 10:17 p.m. (03:58:28)

City Council reconvened at 10:25 p.m. (04:07:39)

**OLD BUSINESS (04:07:40)**

**1. AMBULANCE TRANSPORTATION SERVICE CONTRACT, RFP 18-08 (04:07:42)**

Daniel Stefano, Fire Chief and Jason Pyle, Division Chief, presented the staff report. (04:07:51)

Public Comments:

Robin Leffler, Costa Mesa, spoke in support of the contract. (04:15:12)

Discussion ensued on the start date. (04:15:35)

**MOVED/SECOND:** Council Member Stephens/Mayor Pro Tem Mansoor

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Nays: None

Absent: Council Member Righeimer

Motion carried: 4-0-1

**ACTION:**

1. City Council approved the Professional Services Agreement for Ambulance Operator Services between Care Ambulance Service, Inc. and the City of Costa Mesa; and
2. Authorized the City Manager to execute the agreement and to approve any changes and future amendments to the agreement.

**2. LEGAL SERVICES AGREEMENT WITH KELLER/ANDERLE LLP (04:18:45)**

Alma Reyes, Management Analyst and Kelly Telford, Finance Director, presented the staff report. (04:19:00)

No public comments on this item.

**MOVED/SECOND:** Mayor Pro Tem Mansoor/Council Member Foley

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.

Nays: None

Absent: Council Member Righeimer

Motion carried: 4-0-1

**ACTION:**

1. City Council authorized the City Manager to execute the legal services agreement with Keller/Anderle LLP; and future amendments to the agreement; and
2. Authorized a budget adjustment of \$1.4 million in the Self Insurance Fund and authorized a transfer of \$1.4 million from the Self Insurance Reserve in the General Fund to the Self Insurance Fund to provide legal services to defend the City in the *Yellowstone Women's First Step House, Inc., et al. v. City of Costa Mesa* matter; and
3. Authorized the City Manager to appropriate additional amounts, as necessary, to pay legal costs above \$1.4 million allowing Keller/Anderle LLP to see the case through to completion.

**NEW BUSINESS (04:20:57)**

1. **INTRODUCTION AND ADOPTION AS AN URGENCY MEASURE AN INTERIM ORDINANCE PROHIBITING THE ESTABLISHMENT AND/OR OPERATION OF HYPODERMIC NEEDLE AND SYRINGE EXCHANGES WITHIN THE CITY OF COSTA MESA FOR THE PROTECTION OF THE PUBLIC HEALTH, SAFETY AND WELFARE PURSUANT TO GOVERNMENT CODE SECTION 65858. (04:21:05)**

Barry Curtis, Economic and Development Services Director, presented the staff report. (04:21:32)

Discussion ensued on medical operations; and existing needle exchange. (04:22:59)

Public Comments:

Beth Refakes, Costa Mesa, spoke in support of the ordinance. (04:31:44)

Robin Leffler, Costa Mesa, spoke in support of the ordinance. (04:33:42)

**MOVED/SECOND:** Council Member Foley/Mayor Pro Tem Mansoor  
**MOTION:** City Council introduce and adopt as an Urgency Measure the Interim Ordinance No. 18-07. (04:36:04)

Council Member Foley spoke on approving the revised version of the ordinance. (04:36:25)

Mayor Genis spoke on approving the revised version of the ordinance. (04:37:38)

**MOVED/SECOND:** Council Member Foley/Mayor Pro Tem Mansoor  
The motion carried by the following roll call vote:  
Ayes: Council Member Foley, Council Member Stephens, Mayor Pro Tem Mansoor, and Mayor Genis.  
Nays: None  
Absent: Council Member Righeimer  
Motion carried: 4-0-1

**ACTION:**  
City Council introduced and adopted as an Urgency Measure the Interim Ordinance No. 18-07 (revised version).

**ADDITIONAL COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS (04:41:15)**

Council Member Foley reported on her attendance at the Travel Costa Mesa Board meeting. (04:41:22)

**REPORT – CITY MANAGER - NONE**

**REPORT – CITY ATTORNEY –** City Attorney spoke on returning to Closed Session and that there will be no reportable action. (04:41:56)

**ADJOURNMENT –** Mayor Genis adjourned back to Closed Session at 11 p.m. to discuss Closed Session Item No. 1.

**Minutes adopted on this 4<sup>th</sup> day of September, 2018.**

  
Sandra L. Genis, Mayor

ATTEST:

  
Brenda Green, City Clerk