

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

MARCH 19, 2019

CALL TO ORDER

The Closed Session was called to order by Mayor Foley at 4:00 p.m. in Grand Hall 1 of the Costa Mesa Senior Center, 695 W. 19th Street, Costa Mesa, California.

ROLL CALL

Present: Council Member Chavez, Council Member Genis (arrived at 4:05 p.m.), Council Member Mansoor (arrived at 4:01 p.m.), Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.

Absent: None

The City Council recessed to Room 102 at 4:03 p.m. for Closed Session to consider the following items:

1. 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.

2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Property: 3175 Airway Ave., Costa Mesa, CA 92627
APN: 427-091-12
Pursuant to Section 54956.8, California Government Code
Negotiating Parties: Tamara Letourneau, Acting City Manager and Dale Camera, Lee & Associates and Steve Millen, Owner.
Negotiation: Price and Terms of Payment.

3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Subdivision (d)(1) of Section 54956.9, California Government Code
Name of Case: Gayle Hickey v. City of Costa Mesa, Orange County Superior Court, Case No. 30-2017-00951064-CU-PO-NJC5

4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Subdivision (d)(1) of Section 54956.9, California Government Code
Name of Case: Cecil Patterson v. Michael Beltran; City of Costa Mesa, Orange County Superior Court, Case No. 30-2017-00954620-CU-PA-NJC

**5. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION
INITIATION OF LITIGATION – ONE POTENTIAL CASE**

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

The City Council reconvened at 6:00 p.m.

CALL TO ORDER (00:00:12)

The meeting was called to order by Mayor Foley at 6:00 p.m. in Grand Hall 1 of the Costa Mesa Senior Center, 695 W. 19th Street, Costa Mesa, California.

NATIONAL ANTHEM Davis Magnet School Students **(00:00:51)**

PLEDGE OF ALLEGIANCE

Mr. Bobby McDonald, Chair of OC Veterans Advisory Committee

MOMENT OF SOLEMN EXPRESSION (00:05:36)

Pastor Josh Harrison

ROLL CALL (00:07:07)

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

Absent: None

Officials Present: Acting City Manager Tamara Letourneau, City Attorney Kimberly Hall Barlow, Economic and Development Services Director Barry Curtis, Public Services Director Raja Sethuraman, Finance Director Kelly Telford and City Clerk Brenda Green.

CITY ATTORNEY CLOSED SESSION REPORT – (00:07:21) Ms. Barlow reported that direction was given by City Council but there was no reportable action.

PRESENTATIONS: (00:07:42)

1. Heroes Hall Museum Presentation (00:07:53)

On behalf of the Costa Mesa Home Tour, the Mayor presented the Heroes Hall Veterans Foundation a check in the amount of \$4,909.69, which will help fund the Student Field Trips to view the Heroes Hall Museum.

2. Costa Mesa Foundation Annual Report (00:15:43)

Ms. Lisa Schultz, President of the Costa Mesa Foundation, presented the Annual Report.

PUBLIC COMMENTS – MATTER NOT LISTED ON THE AGENDA (00:22:16)

Alex Reich, Costa Mesa, spoke on Fairview Park trails. (00:22:32)

Nathan Searcy and Claudia Perez Figueroa, field representatives for Assemblywoman Cottie Petrie-Norris, invited all to the Coffee with Cottie event on Saturday, March 23, 2019 from 9 – 10:30 a.m. at the Costa Mesa Fire Station 1. (00:26:44)

Tim Lewis, Costa Mesa, spoke on a variety of issues. (00:28:21)

Speaker, spoke on the book titled, “The Hundred Story Home”; and homeless issues. (00:31:31)

Miguel Mureda, Costa Mesa, requested speed bumps or a stop sign on Meyer Street. (00:33:58)

Cindy Black, Costa Mesa, spoke on the Coffee with Assemblywoman Cottie Petrie-Norris event at the fire station; and the need for volunteers for the pampas grass removal project in Talbert Park. (00:37:34)

Steven Chan, Costa Mesa, spoke on a business making noise next to residential homes. (00:38:48)

Speaker, spoke on homeless problems. (00:41:44)

Robin Leffler, Costa Mesa, requested an update on the City Council management aides. (00:44:49)

COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS (00:45:32)

Council Member Reynolds thanked the staff for working on the homeless shelter; the Sanitary District for their donation towards the temporary shelter; the Friends of the Library for a reading library at the shelter; thanked Cindy Black for organizing the pampas grass removal; reported on attendance at the UCI, Urban Planning department presentation; the Police Department Annual Employee Recognition event; invited all to the Beauty and the Beast play on March 22nd; and the Community Open House on homelessness on March 26th. (00:45:39)

Council Member Chavez thanked Miguel Mureda and Steven Chan for bringing forth issues; reported on attendance at the Newport-Mesa Unified School District (NMUSD) Board meeting; Constitutional Rights Foundation meeting; invited all to the Community Open House on homelessness on March 26th; Coffee with Assemblywoman Cottie Petrie-Norris event on March 23rd; and congratulated UC Irvine for making NCAA Tournament. (00:49:10)

Council Member Marr reported on attendance at the Knowledge and Health Fair Expo; met with the subcommittee of the Cultural Arts Committee to discuss the Arts and Cultural Master Plan; spoke on the timeline for the homeless shelters; Community Outreach District 3; and thanked the fire department. (00:51:37)

Council Member Mansoor – no comments. (00:53:55)

Council Member Genis spoke on the dangers of releasing metallic balloons into the sky; The Traveling Wall Vietnam Memorial coming to Costa Mesa at Balearic Park from April 11-14; and the organizational structure of the management aides program. (00:53:58)

Mayor Pro Tem Stephens thanked the Sanitary District for the 50k donation; praised Kelly Telford and the Finance and Pension Advisory committee (FIPAC) and on the committee researching issues; meetings on early childhood education; constitutional rights foundation meeting; and his law firm being recognized. (00:57:21)

Mayor Foley spoke on meetings with citizens; reported on her attendance at the Costa Mesa Women's Club; Women's Journey Foundation; Care Credit monthly coffee meeting; Police recognition breakfast; spoke on the Shelter opening on April 5th; State of the City on April 10th; and the Library opening on April 26th. (01:01:56)

REPORT – CITY MANAGER – (01:06:47) Ms. Letourneau thanked the Costa Mesa Sanitary District; and spoke on donations for the homeless shelter.

REPORT – CITY ATTORNEY – (01:07:24) NONE

CONSENT CALENDAR: (01:07:31)

MOVED/SECOND: Mayor Pro Tem Stephens/Council Member Reynolds

MOTION: Approve recommended actions for Consent Calendar Item Nos. 1 through 8 except for 3, 4, 5, 6, and 8.

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

- 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 and Agency Board waived reading of Ordinances and Resolutions.

2. **READING FOLDER** - Claims received by the City Clerk: Erica Choi, Robert Harrington, Travis Johnson, Michael Kane and Ana Quiroz.

ACTION:

City Council received and filed.

7. **MINUTES OF THE REGULAR CITY COUNCIL AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY MEETING OF FEBRUARY 5, 2019**

ACTION:

City Council approved the minutes of February 5, 2019.

ITEMS PULLED FROM THE CONSENT CALENDAR (01:08:29)

3. **WARRANT RESOLUTION NO. 2615 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL 19-04 "A" FOR \$1,456.95 AND 19-05 FOR \$2,683,943.59; AND CITY OPERATING EXPENSES FOR \$2,400,925.01; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID -- (01:08:37)**

Speaker, spoke on legal fees. (01:08:42)

MOVED/SECOND: Mayor Pro Tem Stephens/Council Member Marr

MOTION: Approve Warrant Resolution No. 2614.

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

City Council approved Warrant Resolution No. 2615.

4. **PROFESSIONAL SERVICES AGREEMENT TO PROVIDE ENVIRONMENTAL CONSULTING SERVICES FOR A 1,057-UNIT APARTMENT DEVELOPMENT AT 1683 SUNFLOWER AVENUE - (01:11:23)**

Barry Curtis, Economic and Development Services Director, presented the staff report. (01:11:43)

Council Member Genis spoke on expanding the scope of work. (01:18:33)

Discussion ensued on defining the scope of work; directing the consultant; the budget for the technical studies; preparation of the Request for Proposal (RFP); previous projects common practice; the Administrative Draft Environmental Impact Report (EIR) process; and expediting the process. (01:24:09)

Public Comments:

Jay Humphrey, Costa Mesa, spoke on the developers; contract; and public records disclosure. (01:36:28)

Speaker, spoke on the project. (01:39:33)

Speaker, spoke on the EIR for Banning Ranch; trip generation study and Average Daily Trips (ADT); and the project. (01:41:40)

Robin Leffler, Costa Mesa, spoke on the oversight of the project; documents provided by the applicant; and hiring an independent consultant to do the EIR process. (01:43:11)

Brent Stoll, applicant, spoke on the project. (01:46:28)

Cynthia McDonald, Costa Mesa, spoke on the EIR process and timeline. (01:49:16)

Speaker, read Eleanor Egan's statement of opposition regarding the process. (01:51:16)

Speaker, spoke on problems with the report. (01:51:35)

Public comments closed.

MOVED/SECOND: Mayor Pro Tem Stephens /Council Member Reynolds
MOTION: Approve recommended actions. (01:54:30)

Mayor Pro Tem Stephens spoke on the motion. (01:54:41)

Council Member Reynolds spoke in support of the motion. (01:55:49)

Council Member Chavez spoke in support of the motion. (01:57:20)

Council Member Mansoor spoke against the motion. (01:58:07)

Discussion ensued on the RFP screening and timelines; the budget; staff oversight; protections for the community; and the Banning Ranch project. (02:00:00)

Mayor Foley spoke in support of the motion. (02:08:50)

Council Member Genis spoke against the motion; review of the studies; and communications between the applicant and consultants. (02:09:13)

MOVED/SECOND: Council Member Genis/Council Member Mansoor
SUBSTITUTE MOTION: Reject the contract with Michael Baker International, Inc. and do a new RFP for a full EIR for the project to be controlled by the City. (02:14:28)

Council Member Mansoor spoke in support of the substitute motion. (02:14:46)

MOVED/SECOND: Council Member Genis/Council Member Mansoor
SUBSTITUTE MOTION: Reject the contract with Michael Baker International, Inc. and set out a new RFP for a full EIR for this project to be controlled by the City. The motion failed by the following roll call vote:
Ayes: Council Member Genis, Council Member Mansoor.
Nays: Council Member Chavez, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.
Absent: None
Motion failed: 2-5

Clarification on safeguards; and the environmental review procedures. (02:15:54)

MOVED/SECOND: Mayor Pro Tem Stephens /Council Member Reynolds
ORIGINAL MOTION: Approve recommended actions. The motion carried by the following roll call vote:
Ayes: Council Member Chavez, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.
Nays: Council Member Genis and Council Member Mansoor.
Absent: None
Motion carried: 5-2

ACTION:

1. City Council awarded a Professional Services Agreement (PSA) to Michael Baker International, Inc. ("Michael Baker") in the amount of \$109,412 for preparation of the Environmental Impact Report (EIR) and peer review of the draft Specific Plan for the proposed mixed-use development at 1683 Sunflower Avenue; and
2. Authorized the Acting City Manager and City Clerk to sign and execute the agreement; and
3. Authorized the City Manager to execute future amendments to this agreement; and
4. Authorized a budget adjustment recognizing \$109,412 from Rose Equities and appropriate \$109,412 to the Economic and Development Services Department budget for the specified purpose.

City Council recessed into a break at 8:19 p.m.

City Council reconvened at 8:29 p.m.

5. RESOLUTION AUTHORIZING STREET CLOSURES FOR THE 2019 ORANGE COUNTY MARATHON - (02:16:37)

Public Comments:

Speaker, spoke on the marathon and full reimbursement of costs. (02:16:49)

Gary Kutscher, representing the OC Marathon, spoke on the organization and paying the fees. (02:17:47)

MOVED/SECOND: Council Member Chavez/Council Member Reynolds

MOTION: Approve recommended action.

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

City Council adopted Resolution No. 19-11, designating event routes for the 2019 Orange County (OC) Marathon and approved the temporary street closures for May 4, 2019, and May 5, 2019, as requested for the 2019 OC Marathon.

6. AMENDMENT NUMBER THREE TO PROFESSIONAL SERVICES AGREEMENT WITH SAGECREST PLANNING AND ENVIRONMENTAL, LLC - (02:21:38)

Barry Curtis, Economic and Development Services Director, presented the staff report. (02:22:23)

Public Comments:

Robin Leffler, Costa Mesa, spoke on financial concerns. (02:26:57)

Ralph Taboada, Costa Mesa, spoke on staff involvement and costs. (02:29:04)

Public Comments Closed.

MOVED/SECOND: Council Member Reynolds/Council Member Marr

MOTION: Approve recommended actions.

Council Member Mansoor requested Council Member Reynolds (the maker of the motion) to include in the motion that the applicant will be required to reimburse the City if the actual cost is additional. Council Member Reynolds, Council Member Marr (the second) and Mr. Stoll (applicant) all concurred. (02:30:02)

Discussion ensued on the fully burdened hourly rate for the contractors. (02:31:46)

MOVED/SECOND: Council Member Reynolds/Council Member Marr

MOTION: Approve recommended actions with the following contingency: In the event that the total cost exceeds \$250,000, the applicant is required to reimburse the City for the amount of overage.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Mansoor, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.

Nays: Council Member Genis.

Absent: None

Motion carried: 6-1

ACTION:

1. City Council approved proposed Amendment No. 3 to the Professional Services Agreement (PSA) with Sagecrest Planning and Environmental, LLC, amending the scope of services, authorizing an annual not-to-exceed amount of \$378,280 and extending the Agreement through June 30, 2020;
2. Authorized the Acting City Manager to execute the amendment and future amendments to this Agreement; and
3. Authorized a budget adjustment recognizing \$250,000 from Rose Equities and appropriating \$250,000 to the Economic and Development Services Budget for the specified purpose; and
4. Included the following contingency: In the event that the total cost exceeds \$250,000, the applicant is required to reimburse the City for the amount of overage.

8. AMENDMENT NUMBER TWO TO THE PROFESSIONAL SERVICES AGREEMENT WITH CIVICSTONE, LLC - (02:33:12)

No public comments on this item.

MOVED/SECOND: Mayor Pro Tem Stephens/Council Member Reynolds

MOTION: Approve recommended actions.

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

1. City Council approved Amendment Number Two to the Professional Services Agreement (PSA) with CivicStone, LLC to authorize additional funding in the amount not to exceed (NTE) \$150,000 to provide required affordable housing consulting services and project management for various projects and proposals including the temporary and permanent bridge shelter facilities; and
2. Authorized the Acting City Manager and City Clerk to execute the amendment and any future amendments to the PSA.

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

PUBLIC HEARINGS – 7:00 p.m. (Resolution No. 05-55): (02:33:41)

1. CODE AMENDMENT CO-18-05 NON-COMMERCIAL PORTABLE SIGNS (02:33:53)

Willa Bouwens-Killeen, Zoning Administrator, presented the staff report. (02:34:29)

Public Comments:

Speaker, expressed concern with removing signs in the public parkway and inquired on the process. (02:41:26)

Speaker, spoke against the item. (02:42:04)

Olga Reynolds, Costa Mesa, inquired about first Amendment violation if the City chooses not to change the ordinance. (02:42:44)

Public Comments closed.

Kimberly Barlow, City Attorney, addressed the issues raised by the public. (02:43:08)

MOVED/SECOND: Council Member Marr/Mayor Pro Tem Stephens

MOTION: Approve recommended actions.

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

1. City Council found that the project is exempt from the provisions of the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15061(b)(3) (General Rule exemption); and

2. Introduced for first reading Ordinance No. 19-08, adopting Code Amendment 18-05 to amend portions of Title 13 of the Costa Mesa Municipal Code (Zoning Regulations) to remove the time periods for placement and display of non-commercial portable signs on private residentially-zoned properties.

OLD BUSINESS: (02:44:45)

1. FY 2018-19 MID-YEAR BUDGET REPORT AND CAPITAL IMPROVEMENT PROGRAM STATUS UPDATE— (02:44:50)

Kelly Telford, Finance Director, presented an overview of the mid-year report. (02:45:40)

Raja Sethuraman, Public Services Director, presented the Capital Improvement Program; and requested to include in the motion the removal of the funding for the Wilson Street Widening Design project. (02:49:46)

Discussion ensued on the data for the ambulance transport program from Whitman Enterprises; and the Paularino Channel Trail. (02:52:05)

No public comments on this item.

MOVED/SECOND: Council Member Chavez/Council Member Marr
MOTION: Approve recommended actions. (02:54:28)

Mayor Foley requested Council Member Chavez (the maker of the motion) to remove the funding for the Wilson Street Widening Design project. Council Member Chavez and Council Member Marr (the second) both concurred. (02:54:54)

Council Member Genis requested Council Member Chavez to consider deleting the Paularino Channel Multipurpose Trail from the rollover funding. Council Member Chavez did not concur. (02:56:15)

MOVED/SECOND: Council Member Chavez/Council Member Marr
MOTION: Approve recommended actions with one change: Remove the funding for the Wilson Street Widening Design from College Avenue to Fairview Road project and repurpose the aforementioned funding back to the General Fund.

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

1. City Council received and filed the FY 2018-19 Mid-Year Budget report and Capital Improvement Program status update; and
2. Approved the following for FY 2018-19:
 - a. Carryover of FY 2017-18 General Fund and other fund encumbrances;
 - b. General Fund contingency account allocation;
 - c. Summary of approved budget adjustments and appropriations of expenditures;
 - d. Re-appropriate the remaining unspent capital project balance budgeted from prior years into the FY 2018-19 budget;
 - e. Accept \$39,600 in AB 109 grant funding from Orange County and appropriate the funding for e-citation device purchase;
 - f. Accept \$19,668 Bullet Proof Vest Grant from US Department of Justice and appropriate the funding for bullet proof vest purchase;
 - g. Create a Shelter Operations budget program under the Housing Authority and approve a budget adjustment moving Program 50250 currently under the City Manager's Office to the Housing Authority; and
 - h. Remove the funding for the Wilson Street Widening Design from College Avenue to Fairview Road project and repurpose the aforementioned funding back to the General Fund.
3. Approved the following proposed staffing changes:
 - a. Finance Department: reclassify the part-time Accounting Specialist I to a full-time Buyer position; transfer the vacant part-time Office Specialist II position to Parks and Community Services; and
 - b. Parks and Community Services Department: reclassify three part-time positions to full-time positions; transfer the part-time Office Specialist II position from Finance and reclassify to a full-time position; eliminate one full-time Assistant Recreation Supervisor position.

NEW BUSINESS: (02:57:30)

1. FIRST READING OF ORDINANCES INCREASING THE NUMBER OF MEMBERS OF THE PLANNING AND PARKS AND RECREATION COMMISSIONS, RENAMING THE PARKS AND RECREATION COMMISSION, AND DISSOLVING THE SENIOR COMMISSION - (02:57:30)

Brenda Green, City Clerk, presented the staff report. (02:58:49)

Public Comments:

Jay Humphrey, Costa Mesa, inquired on the selection method for the Parks and Recreation. (03:01:02)

Public Comments closed.

MOVED/SECOND: Council Member Chavez/Mayor Pro Tem Stephens
MOTION: Approve recommended actions and include changing the terms of the Planning Commissioners currently residing in Districts 1 and 2, to expire in January 2021.

Justin Martin, Parks and Community Services Director, explained the five districts in Parks and Recreation Commission. (03:04:00)

Mayor Pro Tem Stephens spoke on residency in districts on the Planning Commission. (03:05:19)

Council Member Reynolds spoke on residency in districts on the Planning Commission. (03:08:14)

Council Member Marr spoke in support of the ordinance as written. (03:09:07)

Council Member Genis spoke against the motion. (03:10:49)

Mayor Foley spoke in support of the motion. (03:12:26)

MOVED/SECOND: Council Member Chavez/Mayor Pro Tem Stephens
MOTION: Approve recommended actions and include changing the terms of the Planning Commissioners currently residing in Districts 1 and 2, to expire in January 2021.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.

Nays: Council Member Genis and Council Member Mansoor.

Absent: None

Motion carried: 5-2

ACTION:

1. City Council introduced for first reading, by title only, Ordinance No. 19-05 of the City Council of the City of Costa Mesa, California, amending Section 13-10 (Planning Commission) of Article 3 (Review Authorities) of Chapter I (In General) of Title 13 (Planning, Zoning and Development) of the Costa Mesa Municipal Code; and
2. Changed the terms of the Planning Commissioners currently residing in Districts 1 and 2, to expire in January 2021; and
3. Introduced for first reading, by title only, Ordinance No. 19-06 of the City Council of the City of Costa Mesa, California, amending Chapter III (Parks and Recreation Commission) of Title 12 (Parks and Recreation) of the Costa Mesa Municipal Code; and
4. Introduced for first reading, by title only, Ordinance No. 19-07 of the City Council of the City of Costa Mesa, California, dissolving the Senior Commission and repealing Chapter IV (Senior Commission) of Title 12 (Parks and Recreation) of the Costa Mesa Municipal Code.

2. SIX-POINT COYOTE ACTION PLAN - (03:17:06)

Victor Bakkila, Police Lieutenant, presented the staff report. (03:17:28)

Mayor Pro Tem Stephens spoke on renaming Coyote Cacher to Costa Mesa Coyote Tracker. (03:25:21)

Discussion ensued on the public reporting sightings and numbers. (03:26:43)

Dave Dodge, volunteer with the California Fish and Wildlife, spoke on increasing calls. (03:28:20)

Discussion ensued on euthanizing coyotes; and the trap and collar program. (03:29:22)

Council Member Marr spoke on capturing the data and educating the public. (03:36:57)

Council Member Chavez spoke on the coyote activity map and bilingual information in District 4. (03:42:23)

Mayor Foley spoke on educating the citizens about the coyote plan including presentation at schools. (03:50:13)

Public Comments:

Cindy Black, Costa Mesa, spoke on pet owners keeping dogs on leash and cats indoors; and education. (03:52:44)

Roberta Buchanan, Costa Mesa, provided a 6-Point Policy for Coyote Management. (03:54:10)

Becca Walls, Costa Mesa, spoke in support of the efforts by the City and police department. (03:57:18)

Frank Larson, Costa Mesa, spoke on the diets of coyotes in urban environments; and coyote population reduction. (03:59:30)

Al Melone, Costa Mesa, spoke on coyote management; protecting pets; and accurate data. (04:02:51)

Public Comments closed.

MOVED/SECOND: Mayor Pro Tem Stephens/Council Member Marr
MOTION: Approve recommended actions.

Discussion ensued on reducing the population of the coyotes; and a regional system to Coyote Management;

Mayor Pro Tem Stephens spoke on amending his motion to include the direction to staff to work on a regional cooperation program regarding coyotes. Council Member Marr (the second) concurred. (04:11:18)

Mayor Pro Tem Stephens spoke on his motion. (04:11:39)

Council Member Marr spoke in support of the motion. (04:15:30)

Council Member Reynolds requested Mayor Pro Tem Stephens (the maker of the motion) to amend the motion and include the direction to staff to bring back to Council a report on the effectiveness of the action plan on Coyote Management. Council Member Marr (the second) concurred. (04:16:50)

Council Member in support of the motion. (04:19:10)

Council Member Mansoor spoke in support of the motion. (04:21:54)

Council Member Genis spoke in support of the motion. (04:23:20)

Mayor Foley spoke in support of the motion. (04:28:33)

MOVED/SECOND: Mayor Pro Tem Stephens/Council Member Marr

MOTION: Approve recommended actions with the following additions: Direct staff to work on a regional cooperation program regarding coyotes and bring back to Council a report on the effectiveness of the action plan on Coyote Management.

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

1. City Council designated the month of April as Coyote Awareness Month; and
2. Authorized the Police Department to create a Coyote Awareness Month media/social media campaign and consider implementing additional social media pages to improve outreach; and
3. Implemented a cell phone hotline and an email address for the program to streamline resident communications to the City; and
4. Authorized the Police Department's Animal Control staff to hold two Coyote Awareness Community Meetings annually every April; and
5. Authorized the Police Department's Animal Control staff to continue to work with the California Department of Fish and Wildlife's Wildlife Watch program to educate and train the citizens of Costa Mesa in accordance with the City's Coyote Management Plan; and
6. Directed staff to bring back to Council an evaluation of the feasibility of a neighborhood volunteer program that trains and oversees neighborhood volunteers who train residents on proper coyote safety protocols, hazing, and elimination of attractants; and

Added 7. Directed staff to work on a regional cooperation program regarding coyotes; and

Added 8. Directed staff to bring back to Council a report on the effectiveness of the action plan on Coyote Management.

City Council recessed into a break at 10:40 p.m. (04:29:12)

City Council reconvened at 10:50 p.m.

3. APPOINTMENTS TO VARIOUS COMMITTEES - (04:29:21)

Brenda Green, City Clerk, presented the staff report. (04:29:35)

Public Comments:

Speaker, spoke on one candidate that donated monies to four council members.
(04:31:11)

Cindy Black, Costa Mesa, spoke on the Fairview Park Steering Committee applicants and the rules for applying. (04:32:10)

Animal Services Committee (04:33:55)

MOVED/SECOND: Mayor Pro Tem Stephens/Mayor Foley

MOTION 1: Appoint Diana Gardiner, Erin Roberts and Becca Walls as regular members to the Animal Services Committee with a term expiration of April 1, 2021.

Council Member Genis spoke in support of Marilyn Brooks and Harriet Brown.
(04:34:31)

Mayor Pro Tem Stephens spoke on his motion. (04:34:50)

Council Member Reynolds spoke on the Historical Preservation Committee not having enough applicants. (04:35:25)

VOTE ON MOTION 1:

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens and Mayor Foley.

Nays: Council Member Genis and Council Member Mansoor.

Absent: None

Motion carried: 5-2

ACTION:

City Council appointed Diana Gardiner, Erin Roberts and Becca Walls as regular members to the Animal Services Committee with a term expiration of April 1, 2021.

Bikeway and Walkability Committee (04:36:19)

MOVED/SECOND: Council Member Reynolds/Council Member Marr

MOTION 2: Appoint Mark Cernicky, Bryan Estrada, Michelle Fay, Edwin Stanly Garcia, Fiorella Gardella, Bridget Gleason, Kyle Ramer and Kari Nieblas Vozenilek as regular members to the Bikeway and Walkability Committee with a term expiration of April 1, 2021.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Genis, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.

Nays: Council Member Mansoor

Absent: None

Motion carried: 6-1

ACTION:

City Council appointed Mark Cernicky, Bryan Estrada, Michelle Fay, Edwin Stanly Garcia, Fiorella Gardella, Bridget Gleason, Kyle Ramer and Kari Nieblas Vozenilek as regular members to the Bikeway and Walkability Committee with a term expiration of April 1, 2021.

Cultural Arts Committee (04:37:34)

MOVED/SECOND: Council Member Marr/Mayor Foley

MOTION 3: Appoint Daniel Bragg, Kathleen Eric, Rocky Evans, Monica Morita-Hayden and Tracy Taber as regular members and Debrianna Obara and David Sonnenberg as alternate members to the Cultural Arts Committee with a term expiration of April 1, 2021.

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

City Council appointed Daniel Bragg, Kathleen Eric, Rocky Evans, Monica Morita-Hayden and Tracy Taber as regular members and Debrianna Obara and David Sonnenberg as alternate members to the Cultural Arts Committee with a term expiration of April 1, 2021.

Fairview Park Steering Committee (04:38:09)

MOVED/SECOND: Council Member Reynolds/Council Member Chavez

MOTION 4: Appoint Dave Erickson, Amy Litton and Evan Rothman as regular members and Terri Fuqua as an alternate member to the Fairview Steering Committee with a term expiration of April 1, 2023.

Council Member Genis requested Council Member Reynolds (the maker of the motion) to consider Kim Hendricks as an alternate member. Council Member Reynolds did not concur. (04:39:38)

VOTE ON MOTION 4

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.

Nays: Council Member Genis and Council Member Mansoor.

Absent: None

Motion carried: 5-2

ACTION:

City Council appointed Dave Erickson, Amy Litton and Evan Rothman as regular members and Terri Fuqua as an alternate member to the Fairview Steering Committee with a term expiration of April 1, 2023.

MOVED/SECOND: Council Member Reynolds/Mayor Foley

MOTION 5: Add a liaison from the Orange County Model Engineers (OCME) to the Fairview Steering Committee.

Discussion ensued on appointing an ex-officio member; and the license agreement with the Harbor Soaring Society. (04:40:44)

Council Member Reynolds amended her motion to change the liaison to a non-voting ex-officio member. (04:42:40)

AMENDED MOTION 5: Add a non-voting ex-officio member from the Orange County Model Engineers (OCME) to the Fairview Steering Committee.

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

City Council agreed to add a non-voting ex-officio member from the Orange County Model Engineers (OCME) to the Fairview Steering Committee.

Finance and Pension Advisory Committee (04:43:57)

MOVED/SECOND: Mayor Pro Tem Stephens/Mayor Foley

MOTION 6: Appoint Tom Arnold, Robert Juneman, Wendy Leece, Matthew Parlow and Ralph Taboada with a term expiration of April 1, 2021 and Anna Vrska and Kayleigh Horn with a term expiration of April 1, 2020 to the Finance and Pension Advisory Committee.

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

City Council appointed Tom Arnold, Robert Juneman, Wendy Leece, Matthew Parlow and Ralph Taboada with a term expiration of April 1, 2021 and Anna Vrska and Kayleigh Horn with a term expiration of April 1, 2020 to the Finance and Pension Advisory Committee.

Historical Preservation Committee (04:44:40)

MOVED/SECOND: Mayor Foley/Council Member Marr

MOTION 7: Appoint the following to the Historical Preservation Committee: Mikelle Fish, Dave Gardner, Mary Ellen Goddard, Karen McKenna-Juergens and Erin Roberts as regular members with a term expiration of April 1, 2021; Suzi Malek as a regular member with a term expiration of April 1, 2020; and waive the Council policy requirements related to the deadline for applications and appoint Burton K. Sirota as an alternate member with a term expiration of April 1, 2020. Additionally, direct staff to conduct another recruitment to fill the alternate member vacancy with a term expiration of April 1, 2020.

Discussion ensued waiving the Council policy requirements. (04:46:37)

VOTE ON MOTION 7

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

City Council appointed the following to the Historical Preservation Committee: Mikelle Fish, Dave Gardner, Mary Ellen Goddard, Karen McKenna-Juergens and Erin Roberts as regular members with a term expiration of April 1, 2021; Suzi Malek as a regular member with a term expiration of April 1, 2020; and waived the Council Policy requirements related to the deadline for applications and appointed Burton K. Sirota as an alternate member with a term expiration of April 1, 2020. Additionally, City Council directed staff to conduct another recruitment to fill the alternate member vacancy with a term expiration of April 1, 2020.

Housing and Public Service Grants Committee (04:47:35)

MOVED/SECOND: Council Member Chavez/Council Member Reynolds

MOTION 8: Appoint Ofelia Claudio, Aaron Craddolph, Michelle Murphy, Yvonne Rowden and Dianne Russell as regular members to the Housing and Public Service Grants Committee with a term expiration of April 1, 2021.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Genis, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.

Nays: Council Member Mansoor.

Absent: None

Motion carried: 6-1

ACTION:

City Council appointed Ofelia Claudio, Aaron Craddolph, Michelle Murphy, Yvonne Rowden and Dianne Russell as regular members to the Housing and Public Service Grants Committee with a term expiration of April 1, 2021.

MOVED/SECOND: Mayor Foley/Council Member Reynolds

MOTION 9: To not change the name of the Housing and Public Service Grants Committee to the Public Service Grants Committee.

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

City Council agreed to not change the name of the Housing and Public Service Grants Committee to the Public Service Grants Committee.

Mobile Home Park Advisory Committee (04:48:21)

MOVED/SECOND: Mayor Foley/Council Member Reynolds

MOTION 10: Appoint the following to the Mobile Home Park Advisory Committee:

Term Expiration of April 1, 2021

Maria Horton and Vickie Talley as park owners representatives; Leslie Chaney-Eames and Wanda Garro as mobile home resident owners; Wendy Leece as an independent citizen at-large, who has no affiliations or relationships with mobile home parks.

Term Expiration of April 1, 2020

Dolores Minerich as a mobile home resident owner; and Jay Humphrey as an independent citizen at-large, who has no affiliations or relationships with mobile home parks.

Additionally, direct staff to conduct another recruitment to fill the vacancies for one park owner or his/her representative and one mobile home resident owner with a term expiration of April 1, 2020.

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 7-0

ACTION:

City Council appointed the following to the Mobile Home Park Advisory Committee:

Term Expiration of April 1, 2021

Maria Horton and Vickie Talley as park owners representatives; Leslie Chaney-Eames and Wanda Garro as mobile home resident owners; Wendy Leece as an independent citizen at-large, who has no affiliations or relationships with mobile home parks.

Term Expiration of April 1, 2020

Dolores Minerich as a mobile home resident owner; and Jay Humphrey as an independent citizen at-large, who has no affiliations or relationships with mobile home parks.


Additionally, the City Council directed staff to conduct another recruitment to fill the vacancies for one park owner or his/her representative and one mobile home resident owner with a term expiration of April 1, 2020.

ADDITIONAL COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS (04:51:36)

Mayor Foley requested a report on the Airport Advisory Committee.

ADJOURNMENT - The Mayor adjourned the meeting at 11:10 p.m. **(04:52:39)**

Minutes adopted on this 21st day of May, 2019.



Katrina Foley, Mayor

ATTEST:



Brenda Green, City Clerk