

**AMENDED AGENDA**  
**CITY OF COSTA MESA**  
**REGULAR CITY COUNCIL AND SUCCESSOR AGENCY**  
**TO THE REDEVELOPMENT AGENCY\* MEETING**

\*NOTE: ALL AGENCY MEMBERSHIPS ARE REFLECTED IN THE TITLE "COUNCIL MEMBER."

**TUESDAY, FEBRUARY 4, 2020**  
**CITY COUNCIL CHAMBERS, 77 FAIR DRIVE**  
**CLOSED SESSION – 4:00 P.M.**  
**REGULAR MEETING – 6:00 P.M.**

**KATRINA FOLEY**  
Mayor

**MANUEL CHAVEZ**  
Council Member

**JOHN B. STEPHENS**  
Mayor Pro Tem

**ANDREA MARR**  
Council Member

**ARLIS REYNOLDS**  
Council Member

**ALLAN R. MANSOOR**  
Council Member

**SANDRA L. GENIS**  
Council Member

City Attorney  
**Kimberly Hall Barlow**

City Manager  
**Lori Ann Farrell Harrison**

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

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

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

Your attendance at this public meeting is valued and appreciated. If you have questions regarding the agenda, public comments or wish to obtain copies of documents please contact the City Clerk office at (714) 754-5225 or e-mail [cityclerk@costamesaca.gov](mailto:cityclerk@costamesaca.gov).

## WELCOME TO THE CITY COUNCIL MEETING

### **PUBLIC COMMENTS – MATTER NOT LISTED ON THE AGENDA:**

Members of the public desiring to speak during the Public Comments period on a matter not on the agenda are not required to submit a speaker card but may choose to voluntarily complete a card for facilitation of the minutes and possible follow-up to their comments. Members of the public shall only address the City Council one time at any given meeting for non-agenda items. Each speaker is limited to three minutes.

### **PUBLIC COMMENTS – CONSENT CALENDAR:**

Members of the public desiring to speak on a consent calendar item shall submit such a request on a speaker card prior to the start of the Consent Calendar period. Each speaker is limited to three minutes.

### **PUBLIC COMMENTS – MATTER LISTED ON THE AGENDA:**

Members of the public desiring to speak during the Public Comments period on a matter listed on the agenda are not required to submit a speaker card but may choose to voluntarily complete a card for facilitation of the minutes and possible follow-up to their comments. Each speaker is limited to three minutes.

1. Any written communications, photos, or other materials for copying and distribution to the City Council that are 10 pages or less, must be submitted to the City Clerk **NO LATER THAN 12:00 P.M.** Materials can be e-mailed to [cityclerk@costamesaca.gov](mailto:cityclerk@costamesaca.gov) or provided on a flash drive. If the public wishes to submit written communication, photos, or other material for distribution to the City Council at the meeting AFTER 12:00 p.m., 10 copies will need to be provided for distribution. Please note that NO copies of written communication will be made AFTER 12:00 p.m. All materials, pictures, PowerPoints, and videos submitted for display at a public meeting must be previously reviewed by staff to verify appropriateness for general audiences. Kindly submit to the City Clerk **AS EARLY AS POSSIBLE, BUT NO LATER THAN 30 MINUTES PRIOR TO THE START OF THE MEETING.**
2. **All cell phones and other electronic devices are to be turned off or set to vibrate.** Members of the audience are requested to step outside the Council Chambers to conduct a phone conversation.
3. Free Wi-Fi is available in the Council Chambers during the meetings. Two networks are available: council1 and council2. The password for either network is: cmcouncil.

In compliance with the Americans with Disabilities Act of 1990, Assistive Listening headphones located inside the Council Chambers are available at all Costa Mesa City Council meetings and can be checked out from the City Clerk. If you need special assistance to participate in this meeting, please contact the City Clerk at (714) 754-5225. Notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102.35.104 ADA Title II]. Language translation services are available for this meeting by calling (714) 754-5225 at least 48 hours in advance. Habrá servicio de interpretación disponible para éstas juntas llamando al (714) 754-5225 por lo menos con 48 horas de anticipación.

**CLOSED SESSION  
4:00 P.M.**

**CALL TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS**

Members of the public are welcome to address the City Council only on those items on the Closed Session agenda. Each member of the public will be given a total of three minutes to speak on all items on the Closed Session agenda.

**1. CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Subdivision (a) of Section 54957.6, California Government Code  
Agency Designated Representatives: Peter Brown, Partner, Liebert Cassidy Whitmore, Lori Ann Farrell Harrison, City Manager  
Name of Employee Organization: Costa Mesa Firefighters Association (CMFA)

**2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Pursuant to Subdivision (d)(2) of Section 54956.9, California Government Code – one case

**3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

APN: 424-211-12; Property: 1885 Anaheim Street, Costa Mesa, CA 92627  
Pursuant to Section 54956.8, California Government Code  
Agency Negotiator: Lori Ann Farrell Harrison, City Manager  
Negotiating Parties: Pastor Phil Eyskens, Church of the Nazarene/Lighthouse Church;  
Cities in the Central Orange County Service Planning Area (SPA)  
Negotiation: Price and Terms of Payment

**4. CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

APN: 427-091-12; Property: 3175 Airway Avenue, Costa Mesa, CA 92627  
Pursuant to Section 54956.8, California Government Code  
Agency Negotiator: Lori Ann Farrell Harrison, City Manager  
Negotiating Parties: Cities in the Central Orange County Service Planning Area (SPA)  
Negotiation: Price and Terms of Payment

**5. 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 for the Central District of California – Southern Division, Case No. 8:18-cv-00155

**6. CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

APN:139-031-62,139-651-14; Property:1683 Sunflower Avenue, Costa Mesa, CA 92626 Pursuant to Section 54956.8, California Government Code  
Agency Negotiator: Lori Ann Farrell Harrison, City Manager  
Negotiating Parties: Brent Stoll, Rose Equities

**7. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Subdivision (d)(1) of Section 54956.9, California Government Code  
Name of Case: SoCal Recovery, LLC, a California limited liability company v. City of Costa Mesa, United States District Court, Central District of California, Case No. 8:18-cv-01304-JVS-PJW.

**8. 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.

**The City Council and Successor Agency to the Redevelopment Agency will recess to Conference Room 5A for Closed Session at the conclusion of public comments.**

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

**TUESDAY, FEBRUARY 4, 2020 – 6:00 P.M.**

**CALL TO ORDER**

**NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE**

Vanguard University Chamber Choir

**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 Rod Randall, Harbor Trinity Church, Costa Mesa

**ROLL CALL**

**CITY ATTORNEY CLOSED SESSION REPORT**

**PRESENTATIONS:**

1. Costa Mesa Minute
2. Costa Mesa Bridge Shelter and Homelessness Update

**PUBLIC COMMENTS – MATTER NOT LISTED ON THE AGENDA:**

Members of the public desiring to speak during the Public Comments period on a matter not on the agenda are not required to submit a speaker card but may choose to voluntarily complete a card for facilitation of the minutes and possible follow-up to their comments. Members of the public shall only address the City Council one time at any given meeting for non-agenda items. Each speaker is limited to three minutes. The three minute per speaker time limit may be extended for good cause by the Mayor or by a majority vote of the City Council. Questions and comments made by public speakers may be addressed by the City Council during Council Comments or by the City Manager during the City Manager's Report.

## **COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS**

*(Each council member is limited to four minutes. Additional comments will be heard at the end of the meeting)*

1. Council Member Reynolds
2. Council Member Chavez
3. Council Member Marr
4. Council Member Mansoor
5. Council Member Genis
6. Mayor Pro Tem Stephens
7. Mayor Foley

### **REPORT – CITY MANAGER**

### **REPORT – CITY ATTORNEY**

### **CONSENT CALENDAR: (Items 1-7)**

All matters listed under the Consent Calendar are considered to be routine and will be acted upon in one motion. There will be no separate discussion of these items unless members of the City Council, staff, or the public request specific items to be discussed and/or removed from the Consent Calendar for discussion.

#### **1. PROCEDURAL WAIVER: APPROVE THE READING BY TITLE ONLY OF ALL ORDINANCES AND RESOLUTIONS**

##### **RECOMMENDATION:**

City Council and Agency Board approve the reading by title only waive full reading of Ordinances and Resolutions.

#### **2. READING FOLDER**

- Claims received by the City Clerk: Azita Fakoorbayat, Roger Lawson, Patricia Montes, Angela Moriana

##### **RECOMMENDATION:**

City Council receive and file.

3. [WARRANT RESOLUTION NO. 2634](#) – Finance Department

RECOMMENDATION:

City Council approve Warrant Resolution No. 2634 of the City Council of the City of Costa Mesa, California, allowing certain claims and demands, including payroll register nos. 20-01 “A” for - \$6,134.79; and 20-02 for \$2,562,957.36; and City operating expenses for \$4,252,632.71.

4. [ADOPTION OF AN ORDINANCE REPEALING AND REPLACING ARTICLE 2 \(PURCHASING\) OF CHAPTER V \(FINANCE\) AND AMENDING ARTICLE 2 \(POWERS AND DUTIES\) OF CHAPTER IV \(CITY MANAGER\) OF TITLE 2 \(ADMINISTRATION\) OF THE COSTA MESA MUNICIPAL CODE RELATING TO INFORMAL BIDDING THRESHOLDS AND DEFINING THE CONTRACTING AUTHORITY OF CITY OFFICERS AND EMPLOYEES, INCLUDING THE CITY MANAGER AND FINANCE DIRECTOR](#)

Finance Department/Administration Division

RECOMMENDATION:

Staff recommends that the City Council:

Adopt Ordinance No. 2020-01, repealing and replacing Article 2 (Purchasing) of Chapter V (Finance) and amending Article 2 (Powers and Duties) of Chapter IV (City Manager) of Title 2 (Administration) of the Costa Mesa Municipal Code relating to informal bidding thresholds and defining the contracting authority of City officers and employees, including the City Manager and Finance Director.

5. [ADOPTION OF AN ORDINANCE TO AMEND ARTICLE 3 \(PUBLIC PROJECTS\) OF CHAPTER 5 \(FINANCE\) OF TITLE 2 \(ADMINISTRATION\) AND ARTICLE 3 \(FINAL MAPS\) OF CHAPTER 11 \(SUBDIVISIONS\) OF TITLE 13 \(PLANNING, ZONING AND DEVELOPMENT\) OF THE COSTA MESA MUNICIPAL CODE](#)

Public Services Department/Engineering Division

RECOMMENDATION:

Staff recommends that the City Council:

Give second reading and adopt Ordinance No. 2020-02, amending the Costa Mesa Municipal Code relating to authorization for acceptance of work performed on construction contracts which are awarded following informal bidding procedures, bidder's security requirements, adoption of plans and specifications, and release of bonds for public and private improvements.

6. [FINAL MAP FOR TRACT NO. 17668 LOCATED AT 511 HAMILTON STREET, 2089, 2095 AND 2099 HARBOR BOULEVARD, COSTA MESA, CALIFORNIA](#)  
Public Services Department/Engineering Division

RECOMMENDATION:

Staff recommends that the City Council:

Approve the Final Map for Tract No. 17668 and authorize signing of the Map by the City Clerk and the Interim City Engineer.

7. [UPDATE STATE OF CALIFORNIA, GOVERNOR'S OFFICE OF EMERGENCY SERVICES \(CAL OES\) DESIGNATION OF APPLICANT'S AGENT RESOLUTION](#)  
Police Department

RECOMMENDATION:

Staff recommends that the City Council:

1. Approve and adopt the State of California, Governor's Office of Emergency Services (Cal OES) Designation of Applicant's Agent Resolution (Cal OES Form 130).
2. Authorize submittal of the approved Cal OES Form 130 to the State.

**AT THIS TIME COUNCIL WILL ADDRESS ANY ITEMS PULLED FROM THE CONSENT CALENDAR**

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

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

1. [GIVE FIRST READING TO AN ORDINANCE \(CODE AMENDMENT CO-19-04\) AMENDING TITLE 19 AND TITLE 13 OF THE COSTA MESA MUNICIPAL CODE \(FRANCHISES AND PLANNING, ZONING, AND DEVELOPMENT\), RELATING TO WIRELESS TELECOMMUNICATIONS FACILITIES AND RELATED INFRASTRUCTURE WITHIN THE PUBLIC RIGHT-OF-WAY](#)  
Development Services Department/Planning Division

RECOMMENDATION:

Staff recommends that the City Council give first reading to an Ordinance approving Code Amendment CO-19-04, amending Title 19 and Title 13 of the Costa Mesa Municipal Code (Franchises and Planning, Zoning, and Development), relating to wireless telecommunications facilities and related infrastructure within the public right-of-way.

[Click here for additional documents received for this item](#)



**OLD BUSINESS: NONE**

**NEW BUSINESS: (Items 1-3)**

1. **[AGREEMENT WITH ATLAS PLANNING SOLUTIONS FOR DEVELOPMENT OF LOCAL HAZARD MITIGATION PLAN](#)** – Police Department

RECOMMENDATION:

Staff recommends that the City Council:

1. Approve the proposed Professional Services Agreement (PSA) with Atlas Planning Solutions to assist with the development of the Costa Mesa Local Hazard Mitigation Plan (LHMP).
2. Authorize the City Manager and the City Clerk to execute the agreement and future amendments to the agreement, provided that the total compensation under the agreement and any amendments does not exceed \$149,990.25.

[Click here for the PowerPoint presentation on this item](#)

2. **[AUTHORIZE STAFF TO EVALUATE OPPORTUNITIES FOR COMMUNITY CHOICE ENERGY](#)** - Public Services Department/Administration Division

RECOMMENDATION:

Staff recommends that the City Council authorize staff to evaluate opportunities for Community Choice Energy (CCE).

[Click here for additional documents received for this item](#)

3. **[POLICY REGARDING CITY LEGISLATIVE POSITIONS](#)**  
City Manager's Office

RECOMMENDATION:

The Legislative Review Team recommends that the City Council adopt revisions to Council Policy 000-8.

[Click here for the PowerPoint presentation on this item](#)

**ADDITIONAL COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS**

**ADJOURNMENT**

## UPCOMING COMMUNITY EVENTS AND ACTIVITIES

Saturday, February 8, 2020 – **Fairview Park Winter Restoration & Education**, 9 - 11 a.m., Restoring various areas of the park through non-native plant removal and native species planting every 2<sup>nd</sup> Saturday of the month.

Saturday, February 8, 2020 – **Furever Yours Dog Adoption Event**, 10 a.m. – 2 p.m., Lions Park Event Lawn, 1855 Park Ave. [www.costamesaca.gov/lionsparkevents](http://www.costamesaca.gov/lionsparkevents)

Saturday, February 8, 2020 – **Costa Mesa Bridge Shelter Volunteer Orientation**, 12 p.m. & 1 p.m., The Crossing Church & Costa Mesa Senior Center. Learn more about how you can get involved at this mandatory training for all shelter volunteers. Training sessions held every second Saturday of the month. RSVP to [AlyssaS@mercyhouse.net](mailto:AlyssaS@mercyhouse.net)

February 8 & 9, 2020 – **Great Train Show**, OC Fair & Event Center. The show features model trains, operating exhibits, activities for kids, free seminars and educational opportunities, and much more. More info. [www.ocfair.com](http://www.ocfair.com).

Tuesday, February 11, 2020 – **Community Blood Drive**, 2 – 7 p.m., Lions Park Event Lawn, 1855 Park Ave. [www.costamesaca.gov/lionsparkevents](http://www.costamesaca.gov/lionsparkevents)

Wednesday, February 12, 2020 – **Mesa Water District Neighborhood Chat**, 6 – 7:30 p.m., Mesa Water Reliability Facility, 1350 Gisler Ave. Share your thoughts about current issues, including the District's development of local and reliable water supplies, ongoing water use efficiency efforts, and the exploration of opportunities to serve you more economically, effectively, and efficiently.

Saturday, February 15, 2020 – **Priceless Pet Rescue 1-Year Anniversary Event**, 1 – 3 p.m., The Orphanage – Costa Mesa, 1536 Newport Blvd.

Sunday, February 16, 2020 – **Community Bike Ride with Council Member Reynolds**, Meet at 2 p.m. – ride departs 2:30 p.m., Ride with your Valentine. Departure site and route TBD.

February 18 – 21, 2020 – **Camp Costa Mesa Presidents Week**, Balearic Community Center. 1-week day camp for K – 6 graders. More info at [www.costamesaca.gov](http://www.costamesaca.gov).

Wednesday, February 19, 2020 – **Mesa Water District Neighborhood Chat**, 6 – 7:30 p.m., Mesa Water District, 1965 Placentia Ave. Share your thoughts about current issues, including the District's development of local and reliable water supplies, ongoing water use efficiency efforts, and the exploration of opportunities to serve you more economically, effectively, and efficiently.

Friday – Sunday, February 21 – 23, 2020 - **Community Emergency Response Team (CERT) Weekend Training Course**, hosted by Costa Mesa Fire and Rescue, contact the Costa Mesa Fire & Rescue CERT Coordinator at (714) 327-7406 or email [brenda.emrick@costamesaca.gov](mailto:brenda.emrick@costamesaca.gov) to reserve your place in the next CERT training.

Tuesday, February 25, 2020 – **Mesa Water District Neighborhood Chat**, 6 – 7:30 p.m., Mesa Verde United Methodist Church. Share your thoughts about current issues, including the District’s development of local and reliable water supplies, ongoing water use efficiency efforts, and the exploration of opportunities to serve you more economically, effectively, and efficiently.

Wednesday February 26, 2020 – **On P.A.R. Social (Programs, Activities & Resources)**, 4 – 5:30 p.m., Costa Mesa Senior Center, 695 W. 19<sup>th</sup> St. The social will include tours, information tables, entertainment, raffles, and light refreshments.  
[www.costamesaca.gov](http://www.costamesaca.gov)

Wednesday February 26, 2020 – **Public Outreach Meeting - Adams Avenue Improvements Project**, 6 – 8 p.m., of Adams Elementary School at 2850 Clubhouse Rd.

Saturday, February 29 – **Opening Day**, Costa Mesa National Little League and Costa Mesa American Little League

Tuesday, March 10, 2020 – **Community Blood Drive**, 2 – 7 p.m., Lions Park Event Lawn, 1855 Park Ave. [www.costamesaca.gov/lionsparkevents](http://www.costamesaca.gov/lionsparkevents)

Saturday, March 14, 2020 – **Fairview Park Winter Restoration & Education**, 9 - 11 a.m., Audubon bird exploration.

Wednesday March 18, 2020 – **Knowledge & Health Fair Expo**, 10 a.m. – 1 p.m., Costa Mesa Senior Center, 695 W. 19<sup>th</sup> St. Visit with more than 30 vendors that will share information and resources regarding health and wellness, and provide screenings.  
[www.costamesaca.gov](http://www.costamesaca.gov)