

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

OCTOBER 1, 2019

CALL TO ORDER

The Closed Session was called to order by Mayor Foley at 4:01 p.m. in the Council Chambers at Costa Mesa City Hall, 77 Fair Drive, Costa Mesa, California.

ROLL CALL

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

PUBLIC COMMENT: NONE

The City Council recessed to Room 5A at 4:06 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: City of Costa Mesa, et al. v. Purdue Pharma L.P., et al., United States District Court, Northern District of California, Case No. 3:19-02320 (transferred to United States Judicial panel on multidistrict litigation re: national prescription opiate litigation mdl No. 2804, Case CAN/3:19-cv-02324) (formerly San Francisco Superior Court Case No. CGC-19-574865)

2. 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: Justin Martin, Acting Assistant 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

3. 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: Justin Martin, Acting Assistant City Manager
Negotiating Parties: Cities in the Central Orange County Service Planning Area (SPA)
Negotiation: Price and Terms of Payment

4. 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

**5. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
SIGNIFICANT EXPOSURE TO LITIGATION – TWO POTENTIAL CASES**

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

**6. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
INITIATION OF LITIGATION – THIRTEEN 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 (00:00:14)

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

NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE (00:00:34)

Liam Nibbelink – Costa Mesa High School Student

MOMENT OF SOLEMN EXPRESSION (00:02:44)

Pastor Jordan Hansen, Newport Mesa Church

ROLL CALL (00:03:28)

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: City Manager Lori Ann Farrell Harrison, 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.

PRESENTATIONS: (00:03:36)

A presentation was made on the 16th annual Orange County Children's Book Festival – Sunday, October 6th, 5:00 p.m.-7:00 p.m. at Orange Coast College Parking Lot E.

PUBLIC COMMENTS – MATTER NOT LISTED ON THE AGENDA: (00:11:18)

Liz McNabb, representing Cottie Petrie Norris, spoke on legislation; Veterans Day Celebration; nominations for Veterans of the Year; and dedicating musical instruments. (00:11:47)

Hank Castinetti, representing Orange County Model Engineers, spoke on the unveiling of the new engine, and on the Scarecrow festival and pumpkin patch. (00:14:01)

Speaker, praised Kevin Stoddart, Supervisor at Downtown Center for his prompt customer service, and spoke on parking problems on Hamilton Street. (00:16:21)

Allison Wright, Costa Mesa, representing the Friends of the Library, spoke on upcoming events. (00:18:59)

Speaker, spoke on the dog park grass; spoke on ticketing certain businesses; requested to close the meeting in memory of Christine Goodfellow. (00:21:10)

Sandy Avzaradel, Director of Early Childhood OC, spoke on the organization and upcoming events. (00:22:52)

Bobby McDonald, representing Heroes Hall, spoke on upcoming Veterans events. (00:24:22)

Allison Burchette, Costa Mesa, spoke on 5G technology. (00:25:50)

Marc Perkins, Costa Mesa, representing the Costa Mesa Alliance for Better Streets, spoke on Newport Blvd. and making it more walkable and bikeable. (00:27:34)

Ralph Taboada, Costa Mesa, praised Council Members Reynolds and Marr for promoting walkability and bikeability. (00:30:00)

Al Melone, Costa Mesa, spoke on several dog park issues. (00:32:52)

Becca Walls, Costa Mesa, spoke on increasing animal licensing and vaccinations; and upcoming Priceless Pets events. (00:36:00)

Flo Martin, Costa Mesa, spoke on the Costa Mesa Police to Citizen app; spoke on being a voluntary crossing guard at 19th and Harbor and drivers running red lights; and requested no right turns on red signals. (00:37:44)

Speaker, spoke on the First Friday Car Show on October 4 and the Priceless Pets Rescue event; spoke on supporting the Police Department and their budget. (00:40:17)

John Merrill, Costa Mesa, spoke on the cancellation of the Paularino Channel Open House. (00:42:13)

Karl Ahlf, Costa Mesa, Go Ducks. (00:44:15)

Speaker, spoke on Cottie Petrie Norrie legislation and OC Mental Health. (00:44:38)

COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS (00:46:53)

Council Member Genis spoke on an increase of mosquito activity; thanked Mayor Foley for bringing forth literacy proclamation and mentioned adult literacy programs; spoke on microchipping pets; and Freedom Committee of Orange County meetings every 2nd Wednesday of the month. (00:47:09)

Council Member Reynolds spoke on various Costa Mesa events; following social media to stay up to date on events; spoke on Early Childhood Education event on Oct. 10th; spoke on Hispanic Heritage Month and events; spoke on attendance on active transportation conferences; Walk to School Day on October 2nd; and Study Session on October 8th on Housing. (00:51:06)

Council Member Chavez spoke on parking issues at and around Pomona Elementary School; spoke on Hispanic Heritage Month events; spoke on Lions Club Fish Fry; spoke on Strut Bar grand opening; spoke on Victor Villasenor event at library October 12th. (00:55:36)

Council Member Marr recognized Dane Bora and CMTV team for receiving awards; spoke on the Energy Manager position; spoke on the dog park issues; spoke on Women in Green Council. (00:57:48)

Mayor Pro Tem Stephens spoke on the Early Childhood Education event on October 10th; praised the Animal Services Committee; spoke on the Lions Club golf tournament; spoke on the Veterans Legal Institute Award Dinner; Veterans Golf Tournament; and the Taste of Costa Mesa October 17th & 18th. (01:00:05)

Mayor Foley Proclaimed October 2nd Clean Air Day in Costa Mesa; reported on attendance at Board Of Supervisors meeting regarding County Sober Living ordinances and Costa Mesa Mental Health Facilities located in Costa Mesa; spoke on October 2nd Walk to School Day; October 2nd State of the Schools breakfast; stated marijuana dispensaries are illegal in Costa Mesa and are not permitted; spoke on Taste of Costa Mesa October 18th & 19th; to call the Costa Mesa Police Department at 714-754- 5252 if needing to report on homeless individuals; October 2nd national coffee with cop day at Phils on Bristol; and October Breast Cancer awareness month. (01:03:12)

REPORT – CITY MANAGER – (01:10:03) Ms. Farrell Harrison spoke on the annual Fire Open House at Fire Station 4 on October 5th at 10:00 a.m. – 2:00 p.m.; reported on the upcoming Pacific Air Show in Huntington Beach; provided an update on permit parking and initiating an immediate parking study, and any new residential parking permit requests are on hold.

REPORT – CITY ATTORNEY – (01:14:13) Ms. Hall Barlow spoke on the Board of Supervisors meeting to address sober living issues.

CITY ATTORNEY CLOSED SESSION REPORT - (01:14:18) - No reportable action.

CONSENT CALENDAR: (01:14:57)

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

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

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: Michael Crossley, Ronald Rex Homan II, Nichole Tfaye

Action:

City Council received and filed.

4. ADOPTION OF AN ORDINANCE TO AMEND ARTICLE 11 1/2 OF CHAPTER II OF TITLE 9 OF THE COSTA MESA MUNICIPAL CODE RELATING TO SPECIAL EVENT REGULATIONS

Action:

City Council adopted Ordinance No. 19-17, amending Article 11 ½ (Regulatory Permits for Special Events) of Chapter II (Regulation of Certain Businesses) of Title 9 (Licenses and Business Regulations) of the Costa Mesa Municipal Code.

5. APPROVAL OF PROFESSIONAL SERVICES AGREEMENT WITH THIRDWAVE CORPORATION FOR ENTERPRISE RESOURCE PLANNING (ERP) SYSTEM PROCUREMENT SERVICES

Action:

1. City Council approved a budget adjustment appropriating \$132,000 from committed fund balance in the Information Technology Replacement Fund to the Enterprise Resource Planning (ERP) System Upgrade project for procurement of an ERP system; and
2. Approved and authorized the City Manager to sign the Justification for Single Source Request for Thirdwave Corporation for ERP system procurement services; and
3. Approved the proposed Professional Services Agreement (PSA) with ThirdWave Corporation for ERP system procurement services for a total not-to-exceed amount of \$120,000 for a five-year term, ending September 30, 2024; and
4. Authorized a ten (10) percent contingency, if needed; and
5. Authorized the City Manager and City Clerk to execute the proposed PSA and future amendments to the agreement within Council authorized limits.

7. AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT WITH BLACK, O'DOWD AND ASSOCIATES, INC. DBA BOA ARCHITECTURE FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE FINANCE DEPARTMENT SECURITY AND EFFICIENCY RECONFIGURATION PROJECT

Action:

1. City Council approved proposed Amendment No. 1 to the Professional Services Agreement (PSA) with Black, O'Dowd and Associates, Inc. dba BOA Architecture for architectural and engineering services for the Finance Department Security and Efficiency Reconfiguration Project, increasing the compensation by \$60,600, for a total not-to-exceed amount of \$75,900; and
2. Authorized a ten (10) percent contingency, if needed; and
3. Authorized the City Manager and City Clerk to execute the proposed amendment and future amendments to the agreement within Council authorized limits.

8. APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT WITH INTERWEST CONSULTING GROUP, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE PUBLIC SERVICES DEPARTMENT, ENGINEERING AND TRANSPORTATION SERVICES DIVISIONS

Action:

1. City Council approved proposed Amendment No. 3 to the Professional Services Agreement (PSA) with Interwest Consulting Group Inc., 15140 Transistor Lane, Huntington Beach, CA 92649, increasing the compensation by \$200,000, for a total not-to-exceed amount of \$534,000; and
2. Authorized the City Manager and the City Clerk to execute the proposed Amendment and future authorized amendments to the agreement.

ITEMS PULLED FROM THE CONSENT CALENDAR:

6. APPROVAL OF RETAINER AGREEMENT FOR LEGAL SERVICES WITH HAYNES AND BOONE, LLC (01:16:15)

Presentation by Ms. Hall Barlow, City Attorney

Discussion ensued on the budget and authorization for the City Manager for litigation above 1.5 million.

Public Comments:

Ralph Taboada, Costa Mesa, expressed concerns on recommendation number 4, using unassigned fund balance/reserves for spending 1.5 million, and on the litigation budget being prepared before approval. (01:18:49)

Speaker, spoke on the sober living community and in support of hiring the firm. (01:21:58)

Public Comments closed.

MOVED/SECOND: Mayor Foley/Mayor Pro Tem Stephens

MOTION: Approve recommended actions with changes.

Mayor Foley motioned to approve the recommended action with the following change: a written budget shall be provided to Council and when the expenditures reach \$250,000.00 a report must come back to Council.

Mayor Foley spoke on the City having to respond to the Appeal.

Mayor Pro Tem Stephens spoke to supporting the motion and spoke in support of the firm.

Council Member Genis spoke on unexpected legal fees and exceeding budgeted amounts, and spoke on adequately funding expenses in the budget.

Council Member Marr spoke in support of a report coming back to the Council when the \$250,000.00 limit is reached.

Ms. Farrell Harrison, City Manager suggested to remove item number 4 from the recommendation and if the amount rises above 1.5 million, staff will bring back to Council; and recommended keeping the \$250,000.00 threshold on the case.

Mayor Foley and Mayor Pro Tem Stephens agreed to the changes.

Council Member Reynolds requested regular updates on attorney fees/costs.

Council Member Mansoor suggested that staff report back on overall spending.

MOVED/SECOND: Mayor Foley/Mayor Pro Tem Stephens

MOTION: Approve recommended actions with changes.

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 the proposed Retainer Agreement with Haynes and Boone, LLP for legal services in connection with appeal proceedings in SoCal Recovery v. City of Costa Mesa, United States District Court Case No. 8:18-CV-013040JVS-JDE; and
2. Approved the proposed Retainer Agreement with Haynes and Boone, LLP for legal services in connection with anticipated appeal proceedings in Yellowstone Women's First Step, Inc. et al. v. City of Costa Mesa, United State District Court Case No. 8:14-CV-01852-JVS-JDE; and
3. Authorized the City Manager and City Clerk to execute the Retainer Agreements and future authorized amendments to the Agreements and the City Attorney to take necessary steps to associate Haynes and Boone as co-counsel in the legal matters; and

4. If the amount rises above 1.5 million, staff will bring the item back to Council for additional authority and an update will be provided to Council when the \$250,000 threshold has been reached.

3. WARRANT RESOLUTION NO. 2627 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NOS. 19-19 FOR \$2,724,020.62; AND CITY OPERATING EXPENSES FOR \$2,904,366.39; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

Public Comment:

Speaker, spoke on legal fees and itemizing costs for paramedic fees.
(01:36:16)

Public Comment closed.

MOVED/SECOND: Council Member Reynolds/Council Member Marr

MOTION: Approve Warrant Resolution No. 2627.

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, and Mayor Pro Tem Stephens.

Nays: None

Absent: None

Abstain: Mayor Foley

Motion carried: 6-0-0-1

Action:

City Council approved Warrant Resolution No. 2627.

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

City Council recessed in a break at 8:05 p.m.

City Council reconvened at 8:15 p.m.

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

OLD BUSINESS: (01:38:41)

1. UPDATE ON EFFORTS TO ADDRESS HOMELESSNESS (01:38:45)

Staff presentation by Mr. Martin, Acting Assistant City Manager and Ms. Lumley, Neighborhood Improvement Manager.

Discussion ensued on the partnership with Orange County Food Bank and the cost breakdown.

Public Comments:

Speaker, spoke on attending Newport Beach City Council meeting. (02:01:23)

Jack Rose, Newport Beach, spoke on protesting Newport Beach regarding the location of the proposed homeless shelter on October 8 at 6:30 p.m. at Newport Beach City Hall, (02:02:31)

Karl Ahlf, Costa Mesa, spoke in support of assisting the homeless. (02:04:55)

Public Comments closed.

MOVED/SECOND: Council Member Marr/Council Member Chavez

MOTION: Receive and file the update.

Council Members Marr, Chavez, Reynolds, Genis, and Mayor Pro Tem Stephens spoke in support of Costa Mesa's operational shelter program to address homeless issues and praised staff and volunteers.

Mayor Foley, spoke in support of Costa Mesa's operational shelter program and efforts to address homeless issues, praised staff and volunteers, requested a video that highlights the model and to regionalize the model.

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 received and filed the update on issues related to homelessness efforts in Costa Mesa, the temporary Bridge Shelter and the Permanent shelter site on Airway Avenue.

NEW BUSINESS: (02:18:26)

1. A RESOLUTION AMENDING AND ADOPTING THE CITY'S SMALL CELL TELECOMMUNICATION FACILITY DESIGN GUIDELINES (02:18:35)

Staff presentation by Ms. Le, Assistant Director of Development Services.

Ms. Hall Barlow, City Attorney, spoke on regulations pertaining to RF emissions and regulations that limit local authority.

Discussion ensued on requirements, previous court cases on City regulations, state law guidelines, setbacks, 500' noticing, testing and cost, and aesthetics.

Public Comments:

Bryan Estrada, Costa Mesa, expressed concern over the design guidelines and public review limitations. (03:21:13)

Becca Walls, Costa Mesa, thanked Council for reviewing the item. Spoke on the proximity to schools, aesthetics in neighborhoods, third party testing, and requested proof that 5G is needed. (03:23:28)

Ashley Rose, Costa Mesa, expressed concerns regarding health effects related to cell phone towers. (03:26:31)

Speaker, Costa Mesa, expressed concerns regarding health effects related to cell phone towers and spoke on location and placement of the cell towers. (03:28:25)

Speaker, Costa Mesa, spoke against the Ordinance and design guidelines. (03:31:58)

Terry Walls, Costa Mesa, spoke on wireless carriers working together and proving the need for the cell towers. (03:34:25)

Brenda Martinez, Boyle Heights, spoke against the Ordinance and design guidelines. (03:36:19)

Speaker, requested clarification on Design Guidelines and spoke against the Ordinance. (03:38:07)

Robin Leffler, Costa Mesa, spoke on health concerns, against discretionary restrictions in Design Guidelines, and the public input and noticing. (03:41:20)

Speaker, spoke on related lawsuits in surrounding cities. (03:43:49)

Speaker, spoke on setback and design guidelines, requested to defer making a decision on the item. (03:45:56)

Speaker, thanked Council for time spent on the item and spoke on the fire risk and insurance requirements. (03:49:01)

Mary Sander, Costa Mesa, spoke on new technology and testing, spoke on the lack of hummingbirds by the 5g testing poles, requested that companies share pole/antennas. (03:51:23)

Speaker, spoke against the Design Guidelines and Ordinance. (03:54:30)

Michael David McGuire, Costa Mesa, spoke on the issue. (03:56:00)

Speaker, spoke on the issue. (03:58:13)

Todd Smith, representing Crown Castle, thanked staff and City Council for drafting the Design Guidelines and spoke on the issue. (04:00:27)

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

MOTION: Approve recommended actions with the following changes: No blocking of any public art or historical buildings; add the landscaping language to section 2d; staff to include in an Ordinance how to address non-compliant facilities after installed; and add noticing for 500' instead of 100'.

Council Member Marr requested to add to the motion, if there is a significant change to require an encroachment permit with 500' noticing requirement, online map and administrative decisions will be posted online, post installation measurement report for all facilities installed, identify full cost reimbursement as part of fees for carriers, incorporate provision for decommissioning facilities, pole replacement shall prioritize ADA access, and landscaping shall not to be replaced by concrete in order to accommodate cell sites.

Mayor Pro Tem Stephens agreed to the changes in the motion.

Discussion ensued on public input, carriers sharing towers/poles, ADA compliance, aesthetics, property lines, limiting the days to receive applications, noticing requirements, and post installation testing and cost.

Mayor Pro Tem Stephens, added to his motion 250' separation between cell sites unless the provider can show that meeting that separation distance would effectively prohibit wireless service.

Council Member Marr withdrew the second.

Council Member Chavez seconded the motion.

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

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 adopted Resolution No. 19-65 amending and approving the City's Design Guidelines for Small Cell Telecommunication Facilities and provided direction to staff regarding modified procedures and requirements.

City Council recessed in a break at 11:42 p.m.

City Council reconvened at 11:52 p.m.

MOVED/SECOND: Council Member Marr/Council Member Reynolds

MOTION: To continue the meeting past midnight.

The motion carried by the following roll call vote:

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

Nays: Council Member Mansoor

Absent: Council Member Chavez and Council Member Genis

Motion carried: 4-1-2

2. APPROVAL OF SOFTWARE AND IMPLEMENTATION SERVICES AGREEMENT WITH TYLER TECHNOLOGIES AND PURCHASE ORDER WITH DELL MARKETING, L.P. FOR IMPLEMENTATION OF NEW LAND MANAGEMENT SYSTEM (05:06:42)

Staff presentation by Mr. Inloes, Economic Development Administrator

Public Comments:

Ralph Taboada, Costa Mesa, inquired on the location of the software. (05:08:47).

Public Comments closed.

MOVED/SECOND: Council Member Marr/Council Member Reynolds

MOTION: Approve recommended actions.

Council Member Marr spoke on supporting the motion and the importance of the public portal.

Council Member Reynolds spoke on supporting the motion and the importance of the public portal.

Council Member Genis spoke on supporting the motion.

Council Member Chavez spoke on supporting the motion.

Mayor Foley inquired on the software.

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 a budget adjustment appropriating \$1,974,693 from the committed fund balance in the Information Technology Replacement Fund (ITRF) for the acquisition and implementation of a new land management system (LMS); and
 2. Approved the proposed software and implementation services agreement with Tyler Technologies for a not-to-exceed amount of \$901,606; and
 3. Authorized the City Manager and City Clerk to execute the proposed agreement and future amendments to the agreement; and
 4. Authorized a contract contingency of up to \$100,000, if needed; and
 5. Authorized the City Manager to execute a purchase order with Dell Marketing, L.P. for the purchase of servers and support hardware necessary to implement the new system for a not-to-exceed amount of \$52,157.75.
3. **URBAN MASTER PLAN SCREENING REQUEST (UMP-19-01) FOR AN EIGHT-UNIT DETACHED RESIDENTIAL COMMON INTEREST DEVELOPMENT AT 1978 MEYER PLACE AND 1979 ANAHEIM AVENUE (05:13:58)**

Staff presentation by Ms. Huynh, Associate Planner.

Public Comments:

Jay Humphrey, Costa Mesa, spoke on maintaining the character of the neighborhood, the deviations, open space, and RHNA numbers. (05:39:38)

Public Comments closed.

Action:

City Council provided feedback and direction on the item.

4. **PRESENTATION ON CALIFORNIA SENATE BILL 127 – COMPLETE STREETS (06:07:03)**

Staff presentation by Ms. Farrell Harrison, City Manager

Council Member Reynolds spoke on the legislation.

Discussion ensued on reviewing the legislation, support from other cities, opposition by labor groups, definition of a “shop project”, and the state highway system.

Public Comments:

Speaker, Costa Mesa Alliance for Better Streets, spoke in support of the legislation. (06:24:41)

Mike Lingle, Costa Mesa Alliance for Better Streets, spoke in support of the legislation. (06:26:06)

Public Comments closed.

MOVED/SECOND: Council Member Reynolds/Council Member Marr
MOTION: Approve recommended actions.

Council Member Mansoor spoke in opposition due to fiscal concerns and increased costs.

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 approved sending a letter to the Governor supporting Senate Bill 127.

ADJOURNMENT – Mayor Foley Adjourned the meeting at 1:17 a.m. in memory of Christine Goodfellow. (06:29:55)

Minutes adopted on this 21st day of July, 2020.



Katrina Foley, Mayor

ATTEST:



Brenda Green, City Clerk