

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

JANUARY 21, 2020

CALL TO ORDER

The Closed Session was called to order by Mayor Foley at 4:00 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 LABOR NEGOTIATORS

Pursuant to Subdivision (a) of Section 54957.6, California Government Code
Agency Designated Representative: Lori Ann Farrell Harrison, City Manager
Name of Employee Organization: Costa Mesa City Employees Association (CMCEA).

2. 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)

3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

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

4. 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

5. 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

6. 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

City Council reconvened at 6:02 p.m.

CALL TO ORDER (00:00:11)

The meeting was called to order by Mayor Foley at 6:02 p.m. in the Council Chambers at Costa Mesa City Hall, 77 Fair Drive, Costa Mesa, California.

NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE (00:00:17)

Ms. McVeigh's Class – Sonora Elementary School

MOMENT OF SOLEMN EXPRESSION (00:05:04)

Pastor Phil Eyskens, The Lighthouse Community Church, Costa Mesa

ROLL CALL (00:06:59)

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, Acting Parks and Community Services Director Yvette Aguilar, Finance Director Kelly Telford and City Clerk Brenda Green.

Mayor Foley reported that two items published as public hearings were not agendized and will not be considered at the meeting.

CITY ATTORNEY CLOSED SESSION REPORT (00:07:32) – No Reportable Action

PRESENTATIONS:

1. Orange County Business Council: Turning Red Tape into Red Carpet Award (00:07:49)
2. Australia Sister City Visit (00:11:11)
3. Mayor's Award – Zoe and Zac Arbour (00:15:39)
4. Costa Mesa Minute (00:24:52)
5. Ms. Farrell Harrison, City Manager, provided an overview on the Costa Mesa Bridge Shelter and Homelessness. (00:27:24)

PUBLIC COMMENTS – MATTER NOT LISTED ON THE AGENDA: (00:31:49)

Matt Holzmann, Costa Mesa, spoke on Fairview Developmental Center. (00:32:13)

Phil Marx, spoke on a variety of issues and House Speaker Nancy Pelosi. (00:33:11)

Leah Clavron, Costa Mesa, spoke in opposition to 5g cell towers. (00:36:29)

Bill Mitchell, Costa Mesa, spoke on parking problems on Vanguard St. (00:39:42)

Lou Novell, spoke on homelessness. (00:43:06)

Patrick Kelly, Costa Mesa, spoke on homelessness. (00:46:50)

Al Melone, Costa Mesa, spoke on the dog park. (00:50:10)

Robin Leffler, Costa Mesa, spoke on the character of Costa Mesa. (00:53:56)

Speaker, spoke on the homelessness report and requested a status update on the new shelter and on the finances. (00:55:20)

Speaker, spoke on a Planning Commission decision regarding a business at Harbor and Adams. (00:56:57)

COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS (00:59:37)

Council Member Genis Spoke on homelessness, expressed concern regarding building at Harbor and Adams, parking problems and street sweeping, and expressed condolences on the passing of Mike Healy, Sharran Renna, Trudy Ohlig, and Joan Irvine Smith. (00:59:50)

Council Member Reynolds thanked Trellis team for Martin Luther King day of services, spoke on attending a film festival, documenting work at Fairview Park, attending a workshop at the Santa Ana Watershed, homelessness prevention, requested information on business vacancies, and the monthly bike ride. (01:04:07)

Council Member Chavez spoke on Martin Luther King day and volunteering, the Lunar New Year event, Vanguard Way parking, and praised MoonGoat coffee. (01:08:13)

Council Member Marr praised Hola Adios coffeeshop, spoke on homelessness efforts, calling the non-emergency line, housing methodology and RHNA, and an economic development plan. (01:09:40)

Mayor Pro Tem Stephens welcomed Susan Price the new Assistant City Manager, spoke on Hennessey's restaurant opening, parking issues, reported on the Cannabis Ad Hoc Committee meeting, the Lunar New Year Festival, Trudi Hall memorial, and a reminder to license pets. (01:12:45)

Mayor Foley spoke on the Lunar New Year celebrations, welcomed new Sustainability and Energy Manager, Salem Afeworki, welcomed students attending the meeting and spoke on voting, spoke on the Ad Hoc meetings on Fairview Developmental Center and Cannabis, reported on meeting with Congressman Harley Rouda, airport issues, and meeting with constituents on Friday. (01:15:52)

REPORT – CITY MANAGER (01:21:02) – Ms. Farrell Harrison spoke on the Bark Park options being presented to the Parks, Arts, and Community Services Committee, and citywide parking issues.

REPORT – CITY ATTORNEY (01:22:30) – Ms. Hall Barlow reported on the Orange County Needle Exchange case.

CONSENT CALENDAR: (01:23:18)

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

MOTION: Approve recommended actions for Consent Calendar Item Nos. 1 through 11 except for 7, 9, and 10.

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 (Mayor Foley abstaining on CC-3, Warrant Resolution No. 2633)

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: Nhi Trang Bui, Mercury Insurance Company, Doreen Penfil, Amanda Pennington, Michael Siebuhr

ACTION:

City Council received and filed.

3. WARRANT RESOLUTION NO. 2633

ACTION:

City Council approved Warrant Resolution No. 2633 of the City Council of the City of Costa Mesa, California, allowing certain claims and demands, including payroll register nos. 19-24 "a" for \$181.02; 19-25 for \$2,986,671.88; 19-25 "a" for 6,075.93; 19-26 for 2,901,745.98; 19-26 "a" for 2,707.20; 20-01 for \$2,813,713.82 and city operating expenses for \$3,538,062.61; and specifying the funds out of which the same are to be paid.

4. ADOPT RESOLUTION APPROVING RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR FY 2020-21 FOR THE PERIOD OF JULY 1, 2020 TO JUNE 30, 2021

ACTION:

City Council adopted Successor Agency Resolution No. 2020-02 approving the Recognized Obligation Payment Schedule for Fiscal Year 2020-21 for the period of July 1, 2020 to June 30, 2021, subject to submittal to and review by the Orange Countywide Oversight Board (Oversight Board) and then the State of California, Department of Finance (DOF). Further, the Finance Director, or her authorized designee, in consultation with legal counsel, shall be authorized to request and complete meet and confer session(s), if any, with the DOF and authorized to make augmentations, modifications, additions or revisions as may be necessary or directed by DOF.

5. RELEASE OF BOND IN CONNECTION WITH TRACT MAP 17747 AT 1620-1644 WHITTIER AVENUE, COSTA MESA, CALIFORNIA

ACTION:

City Council authorized the release of Monumentation Bond (Certificate No. 024060648) in the amount of \$15,000.00 to Taylor Morrison of California, LLC, 100 Spectrum Center Drive, Suite 1450, Irvine, CA 92618.

6. FINAL MAP FOR TRACT NO. 18149 LOCATED AT 1966 WALLACE AVENUE, COSTA MESA, CALIFORNIA

ACTION:

City Council approved the Final Map for Tract No. 18149 and authorized signing of the Map by the City Clerk and the Interim City Engineer.

8. REFUND OF CASH DEPOSIT IN CONNECTION WITH ENCROACHMENT PERMIT NO. PS17-01125 FOR STREET IMPROVEMENTS AT 2850 MESA VERDE DRIVE EAST, COSTA MESA, CALIFORNIA

ACTION:

City Council refunded the cash deposit in connection with Encroachment Permit No. PS17-01125 in the amount of \$25,000.00 for street improvements to Pinnacle Residential, 26050 Acero, Suite 302, Mission Viejo, CA 92691.

11. APPROVAL OF MAYOR'S APPOINTMENT TO THE BOARD OF THE TRANSPORTATION CORRIDOR AGENCIES

ACTION:

City Council approved the Mayor's appointment to the Transportation Corridor Agencies (TCA): Mayor Pro Tem John Stephens/Alternate Mayor Katrina Foley.

ITEMS PULLED FROM THE CONSENT CALENDAR:

7. CITY HALL FIRE ALARM SYSTEM UPGRADE AND COMMUNICATION FIRE SUPPRESSION SYSTEM PROJECT-PHASE II (01:24:48)

Staff presentation by Mr. Sethuramen, Public Services Director.

Public Comment:

Karl Ahlf, Costa Mesa, spoke on the importance of upgrading the fire alarm system. (01:25:23)

Public comments closed.

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

MOTION: Approve the 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 adopted plans, specifications, and working details for the City Hall Fire Alarm System Upgrade and Communication Fire Suppression System Project-Phase II; and
 2. Approved and authorized the City Manager to sign the Justification for Single Source Request for Johnson Controls for the City Hall Fire Alarm System Upgrade and Communication Fire Suppression System Project-Phase II; and
 3. Awarded a single source contract to Johnson Controls, 12728 Shoemaker Avenue, Bldg. C, Santa Fe Springs, CA 90670 in the amount of \$347,617.20; and
 4. Authorized a ten percent (10%) contingency totaling \$34,761.70 as needed for unforeseen costs; and
 5. Authorized the City Manager and the City Clerk to execute the Public Works Agreement and future contract amendments within Council-authorized limits.
10. **AMENDMENT NO. 1 TO MEMORANDUM OF UNDERSTANDING C-6-0834 TO EXTEND THE CURRENT STATUS OF "RIGHT-OF-WAY RESERVE" DESIGNATION OF THE GARFIELD-GISLER BRIDGE CROSSING OVER THE SANTA ANA RIVER (01:26:12)**

Staff presentation by Mr. Sethuramen, Public Services Director.

Discussion ensued on firm deadlines and ensuring the bridge does not stay on the master plan.

Public Comments:

Diana Denny, Costa Mesa, spoke in opposition to the Gisler-Garfield Bridge Crossing. (01:30:56)

Robin Leffler, Costa Mesa, spoke in opposition to the Gisler-Garfield Bridge Crossing. (01:33:19)

Speaker, Costa Mesa, spoke in opposition to the Gisler-Garfield Bridge Crossing.
(01:35:46)

Public comments closed.

Mayor Foley spoke on opposing the bridge.

MOVED/SECOND: Mayor Pro Tem Stephens/Council Member Chavez
MOTION: Approve Amendment No. 1 to Memorandum of Understanding (MOU) C-6-0834 among the Cities of Costa Mesa, Fountain Valley, and Huntington Beach and the Orange County Transportation Authority (OCTA) for the Garfield-Gisler Bridge Crossing over the Santa Ana River.

Mayor Pro Tem Stephens spoke against the bridge.

Council Member Chavez spoke against the bridge.

Council Member Mansoor reiterated a statement in the agenda report that states once the I-405 is completed the bridge is not needed, and requested stronger language in the agreement.

Council Member Marr clarified the Master Plan process.

Council Member Genis spoke on the terminology in the MOU, spoke on removing from the Master Plan, requested putting on the agenda an updated resolution against the bridge to reiterate opposition.

Mayor Foley requested to include in the motion a strongly worded letter opposing the bridge.

Mayor Pro Tem Stephens and Council Member Chavez agreed to the request.

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 Amendment No. 1 to Memorandum of Understanding (MOU) C-6-0834 among the Cities of Costa Mesa, Fountain Valley, and Huntington Beach and the Orange County Transportation Authority (OCTA) for the Garfield-Gisler Bridge Crossing over the Santa Ana River.

9. JACK HAMMETT SPORTS COMPLEX PARKING LOT AND ADA UPGRADES, CITY PROJECT NO. 19-15 (01:53:17)

Mayor Foley recused herself and stepped down from the dais for this item as she lives within 500' of the project.

Public Comment:

Karl Ahlf, Costa Mesa, spoke on compliance with ADA laws. (01:53:47)

Public comments closed.

MOVED/SECOND: Council Member Marr/Council Member Chavez

MOTION: Approve the 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, and Mayor Pro Tem Stephens.

Nays: None

Absent: None

Abstain: Mayor Foley

Motion carried: 6-0-0-1

ACTION:

1. City Council accepted the withdrawal of the bid submitted by Amtek Construction for the Jack Hammett Sports Complex Parking Lot and ADA Upgrades Project, City Project No. 19-15; and

2. Authorized staff to re-advertise the project.

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

City Council recessed into a break at 7:58 p.m.

City Council reconvened at 8:08 p.m.

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

OLD BUSINESS: NONE

NEW BUSINESS:

MOVED/SECOND: Mayor Foley/ Mayor Pro Tem Stephens

MOTION: Move New Business item 9 to be heard first.

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: None

Absent: Council Member Mansoor (left the meeting at 8:00 p.m.)

Motion carried: 6-0-1

9. DISCUSSION AND POTENTIAL ACTION ON FAIRVIEW DEVELOPMENTAL CENTER AD HOC COMMITTEE UPDATE AND RECOMMENDATIONS (01:57:09)

Staff presentation by Mr. Lock, Chief of Staff and the Ad Hoc Committee.

Discussion ensued on defining permanent supportive housing, on slide 15 of the presentation regarding the Costa Mesa Village framework, if the plan counts toward RHNA goals, the general plan and open space, public engagement, and Harbor Village interactions.

Public Comments:

Flo Martin, Costa Mesa, spoke on the history of projects at the site. (02:55:49)

Steve McNally, Costa Mesa, expressed concern on the monies for mental services. (02:58:57)

Patrick Kelly, Costa Mesa, spoke on housing for seniors, owning and affordability. (03:02:12)

Rick Huffman, Costa Mesa, supports higher density in order to have more open space, spoke on another access point on Merrimac Way, supports strong town concepts, suggested using a mixed use concept, and spoke on the overall plan for the city. (03:05:13)

Thomas Fielder, spoke in support of more low income housing. (03:08:10)

Margaret Sharp, Costa Mesa, spoke in support of affordable housing and supportive housing. (03:11:11)

Eve Garrow, from ACLU of Southern California, spoke in support of the ad hoc committee recommendations and supports the Shelter First Strategy. (03:13:42)

Speaker, spoke on due diligence on city partnerships, supporting veterans and senior housing first, and on providing housing. (03:16:46)

Dave Duran, spoke in support of more housing. (03:19:00)

Wendy Leece, Costa Mesa, spoke in support of the plan, on working with the local schools, looking at the needs of seniors, and leading with wisdom. (03:22:20)

Linda Kramer, Costa Mesa, spoke in support of the item and to consider reducing emissions. (03:24:53)

Speaker, spoke in support of the item. (03:27:22)

Robin Leffler, Costa Mesa, spoke on saving historic buildings, asked if the development will count towards the new RHNA number, spoke on the ad hoc committee meeting being open to public and to taking minutes. (03:30:39)

Public comments closed.

MOVED/SECOND: Mayor Foley/Mayor Pro Tem Stephens

MOTION: Accept the recommendation from the Ad Hoc Committee and in support of the project at Fairview Developmental Center site to count towards the RHNA number.

Mayor Foley, Mayor Pro Tem Stephens, and Council Members Marr and Reynolds spoke on supporting the motion.

Discussion ensued on the numbers and vision on slide 15 of the presentation regarding the Costa Mesa Village Solution, using Fairview Developmental Center for housing at all income levels, preserving the historical buildings, and clarifying the level of detail needed in the motion.

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: None

Absent: Council Member Genis (left the meeting at 10:25 p.m.), Council Member Mansoor,

Motion carried: 5-0-2

ACTION:

City Council approved a high level housing-first, solutions-oriented framework for the Fairview Developmental Center site to discuss with the Governor's Office, State Department of General Services, and state legislators. The City Council provided direction that whatever project is built at Fairview Developmental Center site to count towards the RHNA number, and gave direction to move forward.

1. RECEIVE AND FILE THE CITY'S AUDITED FINANCIAL REPORTS AND COSTA MESA PUBLIC FINANCING AUTHORITY'S AUDITED FINANCIAL STATEMENTS FOR THE FISCAL YEAR ENDED JUNE 30, 2019 (04:18:37)

Staff presentation by Ms. Telford, Finance Director and Ms. King, Assistant Finance Director.

Public Comments: None

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

MOTION: Approve the 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: None

Absent: Council Member Genis, Council Member Mansoor,

Motion carried: 5-0-2

ACTION:

1. City Council received and filed the following reports for the fiscal year ended June 30, 2019:

- a. Comprehensive Annual Financial Report (CAFR); and
- b. Single Audit Report; and
- c. Air Quality Improvement Fund Compliance Report; and
- d. Independent Auditor's Report on Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with *Government Auditing Standards*; and
- e. Audit Communication Letter; and
- f. Independent Accountant's Report on Agreed-Upon Procedures Applied to Appropriation Limit Worksheets.

2. City Council and Costa Mesa Public Financing Authority received and filed the Costa Mesa Public Financing Authority audited financial statements for the fiscal year ended June 30, 2019.

2. RECEIVE AND FILE THE COSTA MESA FINANCING AUTHORITY'S AUDITED FINANCIAL STATEMENTS FOR FISCAL YEAR ENDED JUNE 30, 2019 (04:34:03)

Staff presentation by Ms. Telford, Finance Director.

Public Comments: None

MOVED/SECOND: Council Member Marr/Council Member Reynolds

MOTION: Approve the 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: None

Absent: Council Member Genis, Council Member Mansoor

Motion carried: 5-0-2

ACTION:

City Council and Costa Mesa Financing Authority received and filed the Costa Mesa Financing Authority audited financial statements for the fiscal year ended June 30, 2019.

3. INTRODUCTION 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 (04:35:22)

Staff presentation by Ms. Telford, Finance Director.

Discussion ensued on if the 5% preferential treatment for Costa Mesa businesses and controls for ethical practices.

Public Comment:

Ralph Taboada, Costa Mesa, spoke on signature authority, and suggested annual purchase agreements. (04:45:50)

Public comment closed.

MOVED/SECOND: Council Member Chavez/Council Member Marr

MOTION: Approve the recommended actions.

Council Member Chavez and Mayor Pro Tem Stephens spoke in support of the motion.

Council Member Reynolds requested a letter from the FiPAC Committee in support of the item.

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: None

Absent: Council Member Genis, Council Member Mansoor

Motion carried: 5-0-2

ACTION:

City Council introduced for first reading, by title only, 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.

4. INTRODUCTION 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 (04:52:14)

Staff presentation by Mr. Sethuraman, Public Services Director.

Discussion ensued on controls in place to ensure compliance, and the public's ability to review and comment on designs.

Public Comments:

Flo Martin, Costa Mesa, requested any infrastructure changes or repaving to go before Bikeway and Walkability Committee before the project begins. (05:01:30)

Ralph Taboada, Costa Mesa, requested any infrastructure changes or repaving to go before Bikeway and Walkability Committee before the project begins. (5:02:39)

Public comments closed.

MOVED/SECOND: Council Member Marr/Council Member Chavez

MOTION: Approve the 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: None

Absent: Council Member Genis, Council Member Mansoor

Motion carried: 5-0-2

ACTION:

City Council introduced for first reading, by title only, 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:

- 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).

5. ESTABLISHMENT OF A SECTION 115 TRUST FUND FOR UNFUNDED PENSION OBLIGATIONS AND PROFESSIONAL SERVICES AGREEMENT WITH PARS FOR SECTION 115 TRUST FUND ADMINISTRATION AND INVESTMENT MANAGEMENT SERVICES (05:03:11)

Staff presentation by Ms. Telford, Finance Director.

Public Comment:

Ralph Taboada, Costa Mesa, spoke in support of the item. (05:05:36)

Public comments closed.

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

MOTION: Approve the recommended actions.

Mayor Pro Tem Stephens and Council Member Reynolds spoke in support of the motion.

Mayor Foley requested to add to the motion to appropriate \$1.75 million into the trust as soon as the trust is formally set up.

Mayor Pro Tem Stephens and Council Member Reynolds agreed to the addition.

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: None

Absent: Council Member Genis, Council Member Mansoor

Motion carried: 5-0-2

ACTION:

1. City Council approved proposed Resolution No. 2020-03 authorizing the establishment of a Section 115 trust fund to be used as a rate stabilization fund for pensions, adopting the PARS Public Agencies Post-Employment Benefits Trust, appointing the Finance Director as the plan administrator and authorizing the Finance Director to take the necessary steps to negotiate and execute the documents to establish a Section 115 trust fund, and delegating authority to the Finance Director for managing the Section 115 trust fund investments; and
 2. Approved the proposed Professional Services Agreement with Phase II Systems DBA Public Agency Retirement Services (PARS) for Section 115 trust fund administration and investment management services; and
 3. Authorized the City Manager and City Clerk to execute the proposed Professional Services Agreement and future amendments to the agreement within Council authorized limits.
 4. Authorized appropriating \$1.75 million to be transferred to the trust as soon as it is formally set up.
6. **AWARD A PROFESSIONAL SERVICES AGREEMENT TO GILLIS + PANICHAPAN ARCHITECTS INC. (GPA) FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE DESIGN OF THE CMPD SHOOTING RANGE UPGRADE (05:12:11)**

Staff presentation by Mr. Sethuraman, Public Services Director.

Public Comment:

Ralph Taboada, Costa Mesa, spoke in support of joint uses of the range, consolidation of the communications effort, potential consolidation of a specialized mechanic, and requested clarification on the cost of the project. (05:15:53)

Public comments closed.

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

MOTION: Approve the recommended actions.

Council Member Marr spoke on supporting the motion and recruitment efforts.

Mayor Pro Tem Stephens clarified the capacity for the city to share the facility, budget, requested a project timeline, and inquired if grant funding is an option.

Mayor Foley spoke on supporting the motion

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: None

Absent: Council Member Genis, Council Member Mansoor

Motion carried: 5-0-2

ACTION:

1. City Council awarded a Professional Services Agreement to Gillis + Panichapan Architects Inc. (GPA), 2900 Bristol Street, Suite G-205, Costa Mesa, CA 92626, in the amount of \$99,830, for the design of the Police Department shooting range upgrade.
 2. Authorized a ten (10) percent contingency if needed.
 3. Authorized the City Manager and the City Clerk to execute the Professional Services Agreement, and authorize the City Manager to execute future contract amendments within Council-authorized limits.
7. **APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH DIXON RESOURCES UNLIMITED FOR A CITYWIDE PARKING STUDY OF THE RESIDENTIAL PERMIT PARKING PROGRAM (05:27:38)**

Presentation by Raja Sethuraman, Public Services Director.

Public Comments: None

MOVED/SECOND: Council Member Chavez/Council Member Reynolds

MOTION: Approve the recommended actions.

Council Member Chavez spoke in support of the item and on parking issues in the City.

Council Member Reynolds spoke in support of the motion and to include Spanish language outreach, to look at parking citations, and at ways to receive good feedback.

Mayor Pro Tem Stephens spoke in support of the motion, the need to address residential parking and commercial parking pocket areas.

Mayor Foley spoke in support of the motion, the need to address Vanguard parking issues, and to review approved CUP's because owners are charging for parking.

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: None
Absent: Council Member Genis, Council Member Mansoor
Motion carried: 5-0-2

ACTION:

1. City Council approved the proposed Professional Services Agreement (PSA) with Dixon Resources Unlimited for a Citywide Parking Study of the residential permit parking program, in the amount of \$132,000; and
2. Authorized the City Manager and the City Clerk to execute the PSA and future amendments to the agreement; and
3. Authorized an additional 10% contingency totaling \$13,000, as needed for unforeseen costs.

MOVED/SECOND: Mayor Foley/Council Member Chavez

MOTION: Extend the meeting past midnight.

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: None

Absent: Council Member Genis, Council Member Mansoor,

Motion carried: 5-0-2

8. PEDESTRIAN MASTER PLAN (05:39:37)

Staff presentation by Raja Sethuraman, Public Services Director.

Public Comments:

Flo Martin, Costa Mesa, spoke on the need for pedestrian friendly streets and in support of the item. (05:43:34)

Ralph Taboada, Costa Mesa, spoke in support of pedestrian friendly streets and on expediting the process. (05:46:41)

Public comments closed.

MOVED/SECOND: Mayor Foley/Council Member Reynolds

MOTION: Approve the recommended actions.

Mayor Foley spoke in support of the motion.

Council Member Reynolds spoke in support of the motion and in support of community engagement.

Mayor Pro Tem Stephens spoke in support of the motion and the need for a crosswalk at Wallace and 19th street.

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: None

Absent: Council Member Genis, Council Member Mansoor,

Motion carried: 5-0-2

ACTION:

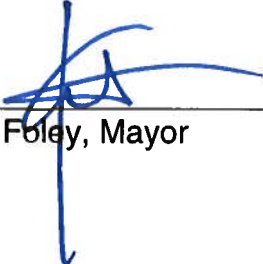
1. City Council approved a budget adjustment appropriating \$75,000 from the unassigned fund balance in the Traffic Impact Fees fund to the FY 2019-20 Public Services Department Budget for a local grant match from the Southern California Association of Governments (SCAG) for a Pedestrian Master Plan Project; and
2. Authorized the City Manager and Public Services Director to sign a commitment letter to SCAG for the local match of the grant for the project.

ADDITIONAL COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS (05:55:20)

Council Member Marr spoke on Wendy Leece's comment to lead with hearts and also be wise.

ADJOURNMENT – Mayor Foley adjourned the meeting at 12:21 a.m. in honor and remembrance of Mike Healey, Sherin Rhea, Trudy Ohlig-Hall, Joan Irvine Smith, and Terry and Jason Webster's mom.

Minutes adopted on this 1st day of September, 2020.



Katrina Foley, Mayor

ATTEST:



Brenda Green, City Clerk