

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

TUESDAY, NOVEMBER 10, 2020

CALL TO ORDER (01:13:39) - The meeting was called to order by Mayor Foley at 6:23 p.m. via Zoom webinar.

NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE (01:14:07)
Led by Council Member Chavez

MOMENT OF SOLEMN EXPRESSION (01:17:29)
Pastor Christine Nolf, Redemption Church, Costa Mesa

ROLL CALL (01:20:54)

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

Absent: None

CITY ATTORNEY CLOSED SESSION REPORT (01:21:24) – No Reportable Action.

PRESENTATIONS:

1. Mayor Foley presented a Proclamation to Doctor Chip Nguyen for National Nurse Practitioner Week. (01:22:02)
2. Mayor Foley presented a Proclamation and Costa Mesa TV played a tribute video in honor of Veterans Day. (01:26:20)
3. Ms. Price, Assistant City Manager provided a Homeless Update. (01:35:16)

PUBLIC COMMENTS – MATTERS NOT LISTED ON THE AGENDA

Ms. Hendricks, spoke on Fairview Park. (01:47:01)

**COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS
(01:48:29)**

Council Member Chavez congratulated the winners of the 2020 elections, spoke on the speeding on Meyers Street, and requested to adjourn the meeting in honor of Joey Minter. (01:48:57)

Council Member Marr thanked all who ran in the 2020 election and spoke on the Naval Academy Service. (01:51:00)

Council Member Mansoor thanked all veterans for their service. (01:52:53)

Council Member Genis requested information on the Dudek scope of work to be provided, encouraged all the election candidates to stay active in the community, and thanked all veterans for their service. (01:53:20)

Council Member Reynolds thanked all veterans for their service, thanked all candidates for running in the election, spoke on COVID-19 preventative measures, Fairview Park and homeless solutions, speeding issues and pedestrian safety, and a Fairview Park plant pulling event. (01:55:19)

Mayor Pro Tem Stephens thanked all veterans for their service, spoke on the elections, and spoke on COVID-19 preventative measures. (01:59:26)

Mayor Foley Thanked CMTV for the Veterans Day video, recognized Carol Singleton for receiving the Veteran of the Year award by Assembly Woman Cottie Petrie Norris, wished her grandmother a happy 94th birthday, congratulated all election candidates who ran, spoke on speeding issues in the city, street sweeping on both sides of the street on the same day, requested an update on parking, and spoke on COVID-19 prevention. (02:02:25)

REPORT – CITY MANAGER (02:10:20) – Ms. Farrell Harrison reported on the election and other significant events, thanked council for their leadership, spoke on the November 18 Housing Element Town Hall, and an update on street sweeping, the parking study, and speeding in the city, spoke on COVID-19 preventative measures, and thanked Jeff Trujillo and Ron Dam from CMTV for all of their hard work.

REPORT – CITY ATTORNEY (02:22:17) – Ms. Hall Barlow reported on litigation matters that resolved in favor of the city: Gardner vs Costa Mesa, Keift vs Costa Mesa, sober living home cases, unpermitted group homes, and illegal dispensaries on Fair Drive.

CONSENT CALENDAR: (Items 1-5) (02:27:23)

MOVED/SECOND: Council Member Chavez/Council Member Reynolds

MOTION: Approve recommended actions for Consent Calendar Item Nos. 1 through 5.

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: APPROVE THE READING BY TITLE ONLY OF ALL ORDINANCES AND RESOLUTIONS

ACTION:

City Council and Agency Board approved the reading by title only and waived full reading of Ordinances and Resolutions.

2. READING FOLDER

Claims received by the City Clerk: Arthur Bojan, Lynn Brown, Harold Huggins, Anthony Mamcillas

ACTION:

City Council received and filed.

3. WARRANT RESOLUTION NO. 2649 – Finance Department

ACTION:

City Council approved Warrant Resolution No. 2649 of the City Council of the City of Costa Mesa, California, allowing certain claims and demands, including Payroll Register Nos. 20-20 "A" for \$24,528.37, 20-21 for \$2,581,579.60, 20-21 "A" for \$3,786.06, and 20-22 for \$2,436,246.75; and City operating expenses for \$6,120,544.25.

4. MINUTES - City Manager's Office/City Clerk's Division

ACTION:

City Council Approved the Minutes of October 8, 2019, November 12, 2019, January 28, 2020, February 11, 2020, and February 25, 2020.

5. AGREEMENT FOR SCHOOL RESOURCE OFFICER SERVICES BETWEEN THE CITY OF COSTA MESA AND NEWPORT-MESA UNIFIED SCHOOL DISTRICT FOR FISCAL YEAR 2020-2021- Police Department

ACTION:

1. City Council approved the agreement for School Resource Officer (SRO) services between the City of Costa Mesa and Newport-Mesa Unified School District (NMUSD) for Fiscal Year 2020-2021.
2. Authorized the City Manager to execute the agreement.

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

PUBLIC HEARINGS:

(Pursuant to Resolution No. 05-55, Public Hearings begin at 7:00 p.m.)

1. ELECTRIC VEHICLE CHARGING STATION FEES (02:29:04) – Public Services Department

Staff presentation by Mr. Sethuraman, Public Services Director.

Discussion ensued on fees in comparison to other cities.

Public Comments:

Eric Roberts, spoke in support of the recommend action. (02:42:25)

MOVED/SECOND: Council Member Marr/Mayor Foley

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:

City Council adopted Resolution No. 2020-59, approving the fees for use of the City's Level 2 and Level 3 Electric Vehicle (EV) Charging Stations.

OLD BUSINESS: NONE

NEW BUSINESS: (02:48:13)

- 1. AUTHORIZE THE CITY MANAGER TO ACCEPT A \$2,529,126 HOMELESS HOUSING ASSISTANCE AND PREVENTION (HHAP) GRANT FROM THE COUNTY OF ORANGE HEALTH CARE AGENCY AND EXECUTE CONTRACT NO. MA 042-21010752 FOR CAPITAL FUNDING OF THE PERMANENT BRIDGE SHELTER (02:48:24) - City Manager's Office**

Staff presentation by Ms. Price, Assistant City Manager.

Public Comments: None.

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

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 authorized the City Manager, or designee, to accept a \$2,529,126 HHAP grant from the County of Orange Health Care Agency and execute Contract No. MA 042-21010752.
 2. Appropriated \$2,529,126 of Orange County HHAP grant funds to the permanent Bridge Shelter, located at 3175 Airway Drive in Costa Mesa, following County of Orange Board of Supervisors approval.
- 2. ADOPTION OF A MORATORIUM (ORDINANCE NO. 2020-17) AS AN INTERIM URGENCY MEASURE TO PROHIBIT OR LIMIT THE OPERATION OF SHORT TERM RENTALS WITHIN ALL ZONING DISTRICTS IN THE CITY OF COSTA MESA (03:07:06) – Development Services Department/ Planning Division**

Staff presentation by Ms. Le, Acting Economic and Development Services Director.

Public Comments:

Jaime Gomez, Costa Mesa, spoke in support of the moratorium and on the negative impacts that Short Term Rentals have on the neighborhoods. (03:22:57)

Jonah Breslan, Costa Mesa, spoke in support of the moratorium and including home shares for better enforcement and setting a precedent. (03:24:42)

Susan Theran, Costa Mesa, spoke on support of the moratorium and on nuisances caused by Short Term Rentals. (03:27:24)

Speaker, spoke against the moratorium, but if adopted to allow home sharing. (03:31:44)

Speaker, spoke in support of the moratorium and on nuisances caused by Short Term Rentals. (03:34:34)

Speaker, spoke in support of the moratorium and on nuisances caused by Short Term Rentals. (03:38:12)

Christina Huxford, spoke in support of the moratorium and on nuisances caused by Short Term Rentals. (03:40:34)

Speaker, spoke in support of the moratorium and on nuisances caused by Short Term Rentals and requested specifics on enforcement. (03:41:57)

Speaker, spoke in opposition to the moratorium. (03:45:11)

MOVED/SECOND: Mayor Foley/Council Member Marr

MOTION: Approve recommended action, striking the home share language to not allow home sharing, and include a fine and action plan.

Mayor Foley spoke in support of the moratorium.

Council Member Marr requested the following when the item comes back for final approval: a 3rd party manager, inspections, collecting fees, and having a 3-night minimum stay.

Mayor Pro Tem Stephens spoke in support of the motion and on not allowing home sharing and on engaging with good operators.

Council Member Reynolds spoke in support of the motion and on how to document nuisances.

Council Members Genis and Chavez spoke in support of the motion.

MOVED/SECOND: Mayor Foley/Council Member Marr

MOTION: Approve recommended action, striking the home share language to not allow home sharing, and include a fine and action plan.

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 introduced and adopted as an interim urgency measure Ordinance No. 2020-17 prohibiting the establishment and/or operation of STRs within all zoning districts of the City of Costa Mesa for the protection of the public health, safety and welfare pursuant to Government Code Section 65858.

ADDITIONAL COUNCIL/BOARD MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS (04:01:28)

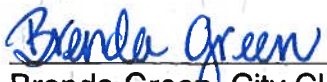
ADJOURNMENT (04:02:12)

Minutes adopted on this 19th day of January, 2021.



Katrina Foley, Mayor

ATTEST:



Brenda Green, City Clerk