

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

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

NOTE: CLOSED SESSION ITEM #1 WAS CHANGED TO THREE CASES AND ITEM #2 WAS CHANGED TO TWO CASES.

TUESDAY, MARCH 16, 2021
VIRTUAL LOCATIONS, COSTA MESA, CALIFORNIA
CLOSED SESSION 4:00 P.M.
REGULAR MEETING 6:00 P.M.

In order to minimize the spread of COVID-19, Governor Newsom has issued Executive Orders that temporarily suspend requirements of the Brown Act which allows Council Members to attend City Council meetings remotely. Given the health risks associated with COVID-19, the City Council Chambers will be closed to the public until further notice. If you would like to participate in these meetings, you can participate via the following options:

1. Members of the public can view the City Council meetings live on COSTA MESA TV (SPECTRUM CHANNEL 3 AND AT&T U-VERSE CHANNEL 99) or http://costamesa.granicus.com/player/camera/2?publish_id=10&redirect=true and online at [youtube.com/costamesatv](https://www.youtube.com/c/costamesatv) (Note the chat feature on YouTube is disabled).
2. Zoom Webinar: (For both 4:00 p.m. and 6:00 p.m. meetings)
Please click the link below to join the webinar:
<https://zoom.us/j/98376390419?pwd=dnpFelc5TnU4a3BKWVlyRVZMallZZz09>
Or sign into Zoom.com and "Join a Meeting"
Enter Webinar ID: [983 7639 0419](#)/ Password: [905283](#)
 - If Zoom is not already installed on your computer, click "Download & Run Zoom" on the launch page and press "Run" when prompted by your browser. If Zoom has previously been installed on your computer, please allow a few moments for the application to launch automatically.
 - Select "Join Audio via Computer."
 - The virtual conference room will open. If you receive a message reading, "Please wait for the host to start this meeting," simply remain in the room until the meeting begins.
 - During the Public Comment Period, use the "raise hand" function located in the participants' window and wait for city staff to announce your name and unmute your line when it is your turn to speak. Comments are limited to 3 minutes, or as otherwise directed.

Participate via telephone: (For both 4:00 p.m. and 6:00 p.m. meetings)

Call: [1 669 900 6833](tel:16699006833)

Enter Webinar ID: [983 7639 0419](#)/ Password: [905283](#)

During the Public Comment Period, press *9 to add yourself to the queue and wait

for city staff to announce your name/phone number and press *6 to unmute your line when it is your turn to speak. Comments are limited to 3 minutes, or as otherwise directed.

3. Members of the public who wish to make a comment on a specific agenda item, may submit your comment via email to the City Clerk at cityclerk@costamesaca.gov. Comments received by 1:00 p.m. on the date of the meeting will be provided to the City Council, made available to the public, and will be part of the meeting record.
4. Please know that it is important for the City to allow public participation at this meeting. If you are unable to participate in the meeting via the processes set forth above, please contact the City Clerk at 714-754-5225 or cityclerk@costamesaca.gov and staff will attempt to accommodate you. While the City does not expect there to be any changes to the above process for participating in this meeting, if there is a change, the City will post the information as soon as possible to the City's website.

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.

All pictures, PowerPoints, and videos submitted for display at a public meeting must be previously reviewed by staff to verify appropriateness for general audiences. No links to YouTube videos or other streaming services will be accepted, a direct video file will need to be emailed to staff prior to each meeting in order to minimize complications and to play the video without delay. The video must be one of the following formats, .mp4, .mov or .wmv. Only one file may be included per speaker for public comments. Please e-mail to the City Clerk at cityclerk@costamesaca.gov **NO LATER THAN 12:00 Noon** on the date of the meeting.

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. Such documents will be posted on the city's website at www.costamesaca.gov or by clicking [here](#).

The City of Costa Mesa's goal is to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, we will attempt to accommodate you in every reasonable manner. Please contact the City Clerk's office 24 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible 714-754-5225 or at cityclerk@costamesaca.gov. El objetivo de la ciudad de Costa Mesa es cumplir con la ley de Estadounidenses con Discapacidades (ADA) en todos los aspectos. Si como asistente o participante en esta reunión, usted necesita asistencia especial, más allá de lo que normalmente se proporciona, intentaremos de complacer en todas las maneras. Favor de comunicarse a la oficina del Secretario de la Ciudad con 24 horas de anticipación para informarnos de sus necesidades y determinar si alojamiento es realizable al 714-754-5225 o cityclerk@costamesaca.gov

The City of Costa Mesa thanks you in advance for taking all precautions to prevent spreading the COVID-19 virus.

**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.

CLOSED SESSION ITEMS:

1. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION – THREE CASES** - Pursuant to subdivision (d)(4) of Section 54956.9 California Government Code, Potential Litigation.
2. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION – TWO CASES** - Pursuant to subdivision (d)(2) of Section 54956.9 California Government Code, Potential Litigation.
3. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION – ONE CASE**
Pursuant to subdivision (d)(1) of Section 54956.9, California Government Code
Insight Psychology and Addiction, Inc. v. City of Costa Mesa, US District Court,
Central District of California, Case No. 8:20-cv-00504-JVS-JDE

[Click here for Public Comments received on this item.](#)

4. **THREAT TO SECURITY**
Pursuant to subdivision (a) of Section 54957, California Government Code
Consultation with: Costa Mesa Director of Emergency Services, and City Manager,
Lori Ann Farrell Harrison; Bryan Glass, Police Chief; Dan Stefano, Fire Chief; and
Jason Dempsey, Emergency Services Administrator.

The City Council and Successor Agency to the Redevelopment Agency will recess for Closed Session.

**REGULAR JOINT MEETING OF THE CITY COUNCIL AND SUCCESSOR
AGENCY TO THE REDEVELOPMENT AGENCY AND COSTA MESA
HOUSING AUTHORITY**

TUESDAY, MARCH 16, 2021 – 6:00 P.M.

KATRINA FOLEY
Mayor

MANUEL CHAVEZ
Council Member

ANDREA MARR
Mayor Pro Tem

LOREN GAMEROS
Council Member

DON HARPER
Council Member

JEFFREY HARLAN
Council Member

ARLIS REYNOLDS
Council Member

City Attorney
Kimberly Hall Barlow

City Manager
Lori Ann Farrell Harrison

CALL TO ORDER

NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE

Led by Council Member Chavez

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 Phil Eyskens, Lighthouse Community Church, Costa Mesa

ROLL CALL

CITY ATTORNEY CLOSED SESSION REPORT

PRESENTATIONS:

1. [Bikeway and Walkability Committee Annual update.](#)
2. [Homelessness Update.](#)
3. [Proclamation: "Let's Be Kind" Costa Mesa Month.](#)
4. [Proclamation: Condemning Acts of Violence and Hate Crimes Against Asian-Americans and Pacific Islanders.](#)

PUBLIC COMMENTS – MATTERS NOT LISTED ON THE AGENDA

Comments are limited to 3 minutes, or as otherwise directed.

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 Gameros
4. Council Member Harlan
5. Council Member Harper
6. Mayor Pro Tem Marr
7. Mayor Foley

REPORT – CITY MANAGER

REPORT – CITY ATTORNEY

CONSENT CALENDAR: (Items 1-10)

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 and waive full reading of Ordinances and Resolutions.

2. READING FOLDER

Claims received by the City Clerk: Southern California Edison, Olen Properties, Yusuf Shojaee.

RECOMMENDATION:

City Council receive and file.

3. **WARRANT RESOLUTION NO. 2656** – Finance Department

RECOMMENDATION:

City Council approve Warrant Resolution No. 2656 of the City Council of the City of Costa Mesa, California, allowing certain claims and demands, including Payroll Register Nos. 21-04 “A” for \$120.53 and 21-05 for \$2,546,949.57; and City operating expenses for \$1,949,874.60.

4. **MINUTES** - City Manager’s Office/City Clerk’s Division

RECOMMENDATION:

City Council approve the Minutes of the regular meetings of February 2, 2021 and February 16, 2021.

5. **STRATEGIC PLAN UPDATE** – City Manager’s Office

RECOMMENDATION:

Staff recommends that the City Council:

Approve the March update to the work plan for the 2021 Strategic Plan - Three Year Goals and Six Month Objectives (hereafter “Strategic Plan”).

6. **ADAMS AVENUE AND PINECREEK DRIVE INTERSECTION PROJECT AND ADAMS AVENUE BICYCLE FACILITY PROJECT**

Public Services Department/Transportation Division

RECOMMENDATION:

Staff recommends that the City Council:

1. Award a Professional Services Agreement (PSA) to KOA Corporation for the design of the Adams Avenue and Pinecreek Drive Intersection Project (Federal Project No. CML-5312(104)) in the amount of \$110,787.03, in substantially the form as attached and in such final form as approved by the City Attorney, and authorize the City Manager and the City Clerk to execute the agreement and future amendments to the agreement.
2. Award a Professional Services Agreement (PSA) to KOA Corporation for the design of the Adams Avenue Bicycle Facility Project in the amount of \$132,547, in substantially the form as attached and in such final form as approved by the City Attorney, and authorize the City Manager and the City Clerk to execute the agreement and future amendments to the agreement.
3. Approve the establishment of the Adams Avenue Bicycle Facility Project.

4. Approve a Cooperative Agreement between the City of Costa Mesa and the Orange County Transportation Authority (OCTA) for the Adams Avenue and Pinecreek Drive Intersection Project, and authorize the City Manager and the City Clerk to accept minor changes and execute the cooperative agreement and future amendments to the agreement.
5. Approve the funding agreement between the City of Costa Mesa and the Coast Community College District for the Adams Avenue and Pinecreek Drive Intersection Project and the Adams Avenue Bicycle Facility Project.

[Click here for Public Comments received on this item.](#)

7. **CITY HALL ELECTRIC VEHICLE (EV) CHARGING STATIONS – CITY PROJECT NO. 20-09** - Public Services Department/Engineering Division

RECOMMENDATION:

Staff recommends that the City Council:

1. Accept the work performed by AMTEK Construction and authorize the City Clerk to file the Notice of Completion.
2. Authorize the City Manager to release the Labor and Material Bond seven (7) months after the filing date; release the Faithful Performance Bond at the conclusion of the one-year warranty period; and release the retention monies 35 days after the Notice of Completion filing date.

8. **AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH STV CONSTRUCTION** - Public Services Department/Engineering Division

RECOMMENDATION:

Staff recommends that the City Council:

1. Authorize the City Attorney to prepare an amendment to the Professional Services Agreement (PSA) with STV Construction, Inc., 1055 West 7th Street, Suite 2900, Los Angeles, CA 90017, increasing the maximum compensation by \$90,000 for construction management services for the Lions Park Projects, for a total not-to-exceed amount of \$2,984,056.21.
2. Authorize the City Manager and the City Clerk to execute the amendment.

9. **OPERATIONAL AREA AGREEMENT JURISDICTION APPROVAL**

Police Department

RECOMMENDATION:

Staff recommends that the City Council:

Approve the Operational Area (OA) Agreement and authorize submittal of the approved Operational Area Agreement to the County of Orange.

10. **DELEGATION OF AUTHORITY TO CITY MANAGER AND CITY ATTORNEY REGARDING NUISANCE ABATEMENT ACTIONS** – City Manager’s Office

RECOMMENDATION:

Staff recommends that the City Council:

Affirm the City Council’s action taken in closed session on March 2, 2021 and reported out during the open meeting delegating authority to the City Manager and the City Attorney to pursue nuisance abatement actions against operators of “sober living” group homes who are already engaged in pending litigation with the City.

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

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

PUBLIC HEARINGS: NONE

OLD BUSINESS: NONE

NEW BUSINESS:

1. **REQUEST COUNCIL DIRECTION FOR THE RENAMING OF CIVIC CENTER PARK, 111 FAIR DRIVE** – Parks and Community Services Department

RECOMMENDATION:

Staff recommends that the City Council:

1. Consider waiver of the “City Parks and Facilities Naming Policy” requirement for the naming of a Park and/or facility.
2. Consider the renaming of Civic Center Park, located at 111 Fair Drive at the corner of Fair Drive and Vanguard Way, in honor of retired Costa Mesa Police Chief Roger Neth.

3. Authorize the City Manager or designee to appropriate and execute any and all actions necessary to purchase and install the signage.

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

2. **ARTS AND CULTURE MASTER PLAN**
Parks and Community Services Department

RECOMMENDATION:

Staff recommends that the City Council approve and adopt the Arts and Culture Master Plan.

[Click here for Public Comments received on this item.](#)

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

3. **COVID-19 HOMELESS PREVENTION AND STREET OUTREACH SERVICES, AND FOOD ASSISTANCE PROGRAMS** – City Manager’s Office/ Executive Director’s Office

RECOMMENDATION:

Staff recommends that the City Council and the Housing Authority Board of Directors:

1. Authorize the City Manager/Executive Director to execute agreements for Community Development Block Grant – Coronavirus (CDBG-CV) funding combined from Round 1 (\$122,382) and Round 3 (\$160,000), each for a term of one year, with the option of a one year, no fee extension, at the discretion of the City Manager, with the following two vendors:
 - a. Kingdom Causes Inc., dba City Net in an amount not to exceed \$192,000 for the Afterhours Street Outreach program; and
 - b. Trellis in an amount not to exceed \$90,382 for the Innovative Street Outreach and Lifeskills Program.
2. Release a new bid of the \$177,382 homeless prevention/food assistance funds to consider all eligible CDBG CV activities to effectively address impacts to low and moderate income households in Costa Mesa.

4. **FRONTLINE GROCERY WORKERS HAZARD PAY** – City Manager’s Office

RECOMMENDATION:

Staff recommends that the City Council:

Consider adoption of urgency ordinance requiring local grocery stores and retail drug stores to provide hazard pay to their frontline employees for 120-day period during the COVID-19 pandemic.

[Click here for Public Comments received on this item.](#)

5. **VACANCY IN ELECTED MAYORAL POSITION** – City Manager’s Office

RECOMMENDATION:

Pursuant to Government Code Section 34902(a), City Council action is requested to conduct the process for an appointment to the position of Mayor due to presumed election of Mayor Foley to the Orange County Board of Supervisors and direct staff accordingly.

[Click here for Public Comments received on this item.](#)

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

ADJOURNMENT