

# **AGENDA**

## **CITY OF COSTA MESA CITY COUNCIL, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY\***

### **REGULAR CITY COUNCIL AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY\* MEETING**

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

**TUESDAY, JUNE 3, 2014  
CITY COUNCIL CHAMBERS, 77 FAIR DRIVE  
CLOSED SESSION - NONE  
REGULAR MEETING – 6:00 P.M.**

**JAMES M. RIGHEIMER**  
Mayor

**STEPHEN MENSINGER**  
Mayor Pro Tem

**SANDRA GENIS**  
Council Member

**GARY MONAHAN**  
Council Member

**WENDY LEECE**  
Council Member

City Attorney  
**Thomas Duarte**

Chief Executive Officer  
**Thomas R. Hatch**

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

[Any related writings or 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 writings and documents may be posted—whenever possible or as part of the agenda—on the city’s website at \[www.costamesaca.gov\]\(http://www.costamesaca.gov\).](#)

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)754-5221 or e-mail [Brenda.Green@costamesaca.gov](mailto:Brenda.Green@costamesaca.gov).

## WELCOME TO THE CITY COUNCIL MEETING

**PUBLIC COMMENTS – MATTER NOT LISTED ON THE AGENDA:** If you wish to address the City Council on a matter not on the agenda, please complete and submit a speaker card to the City Clerk. Speaker cards must be submitted to the City Clerk either prior to the first Public Comment period or prior to the Continued Public Comment period. Up to ten speakers will be given time to address the City Council during the first Public Comment period following Presentations. The Continued Public Comment period will be held at the end of the agenda after Items Removed from Consent Calendar. Members of the public shall only address the City Council one time at any given meeting under either Public Comment period. Speakers may only complete one card per person. Each speaker is limited to three minutes.

**PUBLIC COMMENTS – MATTER LISTED ON THE AGENDA:** If you wish to address the City Council on a matter listed on the agenda, please complete and submit a speaker card to the City Clerk. Speaker cards must be submitted prior to the start of Public Comments on the item. Please identify which item on the agenda you would like to address. Each speaker is limited to three minutes.

The speaker cards are located on the table at the entrance to the City Council Chamber.

**Please take notice that** the order of scheduled agenda items may be modified by the Mayor or the City Council during the course of the meeting, so please stay alert.

1. Any written communications, photos, or other material for distribution to the City Council must be submitted to the City Clerk **NO LATER THAN 15 MINUTES PRIOR TO THE START OF THE MEETING.** Any materials to be displayed on the overhead projector at the Council meeting must be submitted to the City Clerk **NO LATER THAN 15 MINUTES PRIOR TO THE START OF THE MEETING.**
2. In accordance with Costa Mesa Municipal Code, Sec. 2-64 (1): No person in the audience shall “engage in disorderly, disruptive, disturbing, delaying or boisterous conduct, which may disrupt the peace and good order of the Council proceedings.
3. 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.
4. In accordance with City Council Policy 000-11, and among other requirements, any video submitted for display at a public meeting must have been previously reviewed by staff to verify appropriateness for general audiences. A copy of this policy is available at City Hall during normal office hours.
5. Free Wi-Fi is available in the Council Chamber 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, if you need special assistance to participate in this meeting, please contact the City Clerk at (714) 754-5225. Notification of 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].

# **REGULAR MEETING OF THE CITY COUNCIL, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY – 6 P.M.**

## **CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**      Council Member Genis

## **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 Andrew Richards, Rock Harbor

## **ROLL CALL**

## **CITY ATTORNEY CLOSED SESSION REPORT**

- COIN: Ex Parte Communications pursuant to Municipal Code Section 2-238 (b)

**ANNOUNCEMENTS:** There's always something happening in Costa Mesa!

The Mayor will play a video clip of the "Costa Mesa Minute," featuring upcoming events and activities in the community.

**PRESENTATION - None**

## **PUBLIC COMMENTS**

**PUBLIC COMMENTS – MATTER NOT LISTED ON THE AGENDA:** If you wish to address the City Council on a matter not on the agenda, please complete and submit a speaker card to the City Clerk. Speaker cards must be submitted to the City Clerk either prior to the first Public Comment period or prior to the Continued Public Comment period. Up to ten speakers will be given time to address the City Council during the first Public Comment period following Presentations. The Continued Public Comment period will be held at the end of the agenda after Items Removed from Consent Calendar. Members of the public shall only address the City Council one time at any given meeting under either Public Comment period. Speakers may only complete one card per person. 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 City Council.

Questions and comments made by public speakers may be addressed by the City Council during Council Comments or by the Chief Executive Officer during the CEO's Report. Additional follow-up responses to questions and concerns may also be addressed in the weekly CEO E-Briefing newsletter. To subscribe to the newsletter, please visit the city's website at <http://www.costamesaca.gov>.

## **COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS**

1. Council Member Genis
2. Council Member Leece
4. Council Member Monahan
5. Mayor Righeimer
6. Mayor Pro Tem Mensinger

## **REPORT – CHIEF EXECUTIVE OFFICER (CEO)**

### **CONSENT CALENDAR:**

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: 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**

### **RECOMMENDATION:**

City Council waive reading in full of Ordinances and Resolutions and approval and adoption of same by reading title only.

**2. READING FOLDER**

- a. Claims received by the City Clerk: Daniel Grove; and Linda Amoroso.

RECOMMENDATION: Receive and file.

**3. WARRANT RESOLUTION 2516: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NOS. 14-10 "A", 14-11, AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID, funding Payroll No. 14-10 "A" for \$3,481.27, Payroll No. 14-11 for \$2,142,574.89, and City operating expenses for \$3,218,181.86.**

RECOMMENDATION: Approve Warrant Resolution No. 2516, to be read by title only and further reading waived.

**4. TRAFFIC MANAGEMENT SERVICES AGREEMENT WITH THE 32<sup>ND</sup> DISTRICT AGRICULTURAL ASSOCIATION**

RECOMMENDATION:

1. City Council approve the 2014 contract for traffic management services between the Costa Mesa Police Department and the 32<sup>nd</sup> District Agricultural Association for the Orange County Fair; and
2. Authorize the Chief Executive Officer or his designee, to sign the contract. The term of the agreement is July 11, 2014 through August 10, 2014 and the maximum amount is \$400,000.

**5. TRAFFIC MANAGEMENT SERVICES AGREEMENT WITH THE 32<sup>ND</sup> DISTRICT AGRICULTURAL ASSOCIATION**

RECOMMENDATION:

1. City Council approve the 2014 contract for traffic management services between the Costa Mesa Police Department and the 32<sup>nd</sup> District Agricultural Association for all designated Interim Events of the Orange County Fair and Exposition Center; and
2. Authorize the Chief Executive Officer, or his designee, to sign the contract. The term of the agreement is April 1, 2014 through March 31, 2015 and the maximum amount shall not exceed \$70,000.

6. **APPOINTMENT OF CITY NEGOTIATORS FOR THE COSTA MESA FIRE ASSOCIATION NEGOTIATIONS AND AUTHORIZATION TO PROCEED WITH THE FINANCIAL ANALYSIS OF THE MOU PER THE COIN ORDINANCE**

RECOMMENDATION:

Staff recommends that the City Council:

1. Designate Tamara Letourneau, Assistant Chief Executive Officer; Richard M. Kreisler, Partner, Liebert Cassidy Whitmore; and, Laura Kalty, Partner, Liebert Cassidy Whitmore as the City's representatives in negotiations with the Costa Mesa Fire Association (CMFA); and
2. Authorize staff to have the independent fiscal analysis of the current CMFA Memorandum of Understanding (MOU) completed per the requirements of the COIN Ordinance.

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

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

1. **BUSINESS IMPROVEMENT AREA (BIA) REAUTHORIZATION AND RESOLUTION TO LEVY ANNUAL ASSESSMENT**

RECOMMENDATION:

It is recommended that the City Council:

1. Conduct a public hearing regarding the Business Improvement Area (BIA) reauthorization and approve Resolution No. 14-xx, to be read by title only and waive further reading, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, LEVYING AN ANNUAL ASSESSMENT FOR FISCAL YEAR 2014-2015 FOR A BUSINESS IMPROVEMENT AREA COVERING CERTAIN COSTA MESA HOTELS AND MOTELS"; and
2. Review and authorize the City CEO to sign a reimbursement agreement between the City and the Conference and Visitor Bureau authorizing an annual expenditure of \$164,000 for additional community marketing and support.

2. **SECOND PUBLIC HEARING ON DRAFT CHARTER**

RECOMMENDATION:

The recommendation is for the City Council to hold the second public hearing on the proposed charter.

**OLD BUSINESS - NONE**

**NEW BUSINESS - NONE**

**ITEMS REMOVED FROM THE CONSENT CALENDAR**

**CONTINUED PUBLIC COMMENTS**

**COUNCIL MEMBER COMMENTS ON CONTINUED PUBLIC COMMENTS**

**REPORT – CITY ATTORNEY**

**ADJOURNMENT – To Special Joint City Council and Planning Commission Study Session, June 10, 2014, at 4:30 p.m. and Special City Council meeting, June 10, 2014, at 6:00 p.m.**

### **UPCOMING COMMUNITY EVENTS AND ACTIVITIES**

- Friday, June 6<sup>th</sup>, 2014, 5:30-7:30 p.m. - First Fridays Road Show will be held in the front parking lot of City Hall. Event features classic cars, food, and a live DJ. This event is free to the public.
- Saturday, June 14 – Sunday, June 15, 2014 – Relay for Life Costa Mesa. Costa Mesa High School, 2650 Fairview Rd, Costa Mesa. Organized, overnight community fundraising walk to support American Cancer Society. For more information, please visit, [www.cmrelay.info](http://www.cmrelay.info)
- Saturday, June 21, 2014 - 10th Annual Bub-A-Que. Annual fundraiser for Brian Kapko Foundation. Angels Stadium, tailgate near “Big A” at 4 p.m., Angel’s game at 7:05 p.m. More info: [www.briankapko.com](http://www.briankapko.com)
- Tuesday evenings in July, 2014, 5:30-7:45 p.m. (music starts at 6:15) – Costa Mesa Concerts in the Park. More info: [www.costamesafoundation.org](http://www.costamesafoundation.org)
- Friday, July 11 – Sunday, August 10, 2014 – OC Fair. More info: [www.ocfair.com](http://www.ocfair.com)
- Monday, July 28, 2014 – Costa Mesa Community Golf Classic. Costa Mesa Country Club, Los Lagos Course. More info: [www.costamesachamber.com](http://www.costamesachamber.com)