

ACTION REPORT: For Informational Purposes Only

ACTION REPORT
CITY OF COSTA MESA CITY COUNCIL, AND SUCCESSOR
AGENCY TO THE REDEVELOPMENT AGENCY
TUESDAY, JULY 15, 2014

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

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

CITY ATTORNEY CLOSED SESSION REPORT- None

- COIN: Ex Parte Communications pursuant to Municipal Code Section 2-238 (b) - None

CONSENT CALENDAR:

MOTION: Approved recommended actions for Consent Calendar Items Nos. 1-8 except Item No. 6.

MOVED/SECOND: Council Member Leece/Mayor Pro Tem Mensinger

The motion carried by the following roll call vote:

Ayes: Council Member Genis, Council Member Leece, Council Member Monahan, Mayor Pro Tem Mensinger, and Mayor Righeimer.

Nays: None

Absent: None

Motion carried: 5-0

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 waived reading in full of Ordinances and Resolutions and approval and adoption of same by reading title only.

ACTION REPORT: For Informational Purposes Only

2. READING FOLDER

- a. Claims received by the City Clerk: Rafael Cortes; and Greg Fournier.

ACTION: Received and filed.

3. WARRANT RESOLUTION 2519: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NOS. 14-13 "A", 14-14 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID, funding Payroll No. 14-13 "A" for \$2.02, Payroll No. 14-14 for \$2,083,410.02, and City operating expenses for \$2,559,897.82.

ACTION: Approved Warrant Resolution No. 2519, to be read by title only and further reading waived.

4. RED HILL AVENUE REHABILITATION PROJECT (FROM BRISTOL STREET TO PAULARINO AVENUE), CITY PROJECT NO. 13-02

ACTION:

1. City Council accepted the work performed by R.J. Noble Company and authorized the City Clerk to file the Notice of Completion; and
2. Released the Labor and Material Bond seven (7) months after the filing date; released the Faithful Performance Bond one (1) year after the filing date; and released the retention monies 35 days after the Notice of Completion filing date.

5. HARBOR BOULEVARD WIDENING FROM SOUTH COAST DRIVE TO SUNFLOWER AVENUE – CONSTRUCTION MANAGEMENT AND INSPECTION SUPPORT SERVICES

ACTION:

1. City Council awarded a Professional Services Contract for an amount not to exceed \$120,364 to CivilSource, Inc., 9890 Irvine Center Drive, Irvine, CA 92618, for Construction Management and Inspection Support Services for the Harbor Boulevard Widening project; and
2. Authorized the Mayor and the City Clerk to execute the Professional Services Agreement.

ACTION REPORT: For Informational Purposes Only

7. APPROVE THE PURCHASE REQUEST FOR THE REPLACEMENT AND INSTALLATION OF OUTDOOR DUTY LOCKERS PURSUANT TO THE TERMS OF THE PROFESSIONAL SERVICE AGREEMENT WITH OLPIN

ACTION:

1. City Council approved and authorized the CEO to sign the Professional Services Agreement for the Replacement and Installation of Outdoor Duty Lockers with Olpin Group, Inc., 3520 E. Enterprise Drive, Anaheim, CA 92807 in the amount of \$82,761.36, including tax; and
2. Approved Budget Adjustment #15-002 for the appropriation of Narcotics Asset Forfeiture Fund undesignated funds in the amount of \$82,761.36 for the purchase of duty lockers.

8. AWARD CONTRACT FOR ANNUAL TRANSIENT OCCUPANCY TAX AUDIT SERVICES

ACTION:

1. City Council awarded contract for annual transient occupancy tax audit services for fiscal years 2014, 2015 and 2016 to Mayer Hoffman McCann, P.C., in the total amount of \$58,500 with an option to extend the contract in one-year periods, for a minimum of two fiscal years; and
2. Authorized City Chief Executive Officer to sign and execute a professional services agreement with the selected audit firm.

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

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

1. APPROVE CERTIFICATION OF SPECIAL ASSESSMENTS FOR DELINQUENT CIVIL FINES FOR MUNICIPAL CODE VIOLATIONS

SUBSTITUTE MOTION: Approve with pulling item number 6 off the list

MOVED/SECOND: Mayor Righeimer/Council Member Monahan

The motion carried by the following roll call vote:

Ayes: Council Member Leece, Council Member Monahan, Mayor Pro Tem Mensinger, and Mayor Righeimer.

Nays: Council Member Genis

Absent: None

Motion carried: 4-1

ACTION:

1. City Council held Public Hearing; and
2. Adopted Resolution No. 14-47, to be read by title only and waived further reading, entitled "A Resolution of the City Council of the City of Costa Mesa certifying Special Assessments for Collection of Delinquent Civil Citations for Municipal Code Violations".

ACTION REPORT: For Informational Purposes Only

2. PUBLIC HEARING FOR THE VACATION OF A PORTION OF SUPERIOR AVENUE AT 1677 SUPERIOR AVENUE

MOVED/SECOND: Council Member Monahan/Mayor Pro Tem Mensinger

The motion carried by the following roll call vote:

Ayes: Council Member Genis, Council Member Leece, Council Member Monahan, Mayor Pro Tem Mensinger, and Mayor Righeimer.

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

1. City Council adopted Resolution No. 14-48, to be read by title only and waived further reading, ordering the vacation of a portion of Superior Avenue Right-Of-Way at 1677 Superior Avenue; and
2. Authorized execution of the Quit Claim Deed by the Mayor and the City Clerk; and
3. That the Street Vacation becomes effective upon recordation of tract map.

3. GENERAL PLAN AMENDMENT GP-14-01 / LOT LINE ADJUSTMENT LL-14-03 LOCATED AT 320 E. 18TH STREET

MOVED/SECOND: Council Member Monahan/Mayor Pro Tem Mensinger

The motion carried by the following roll call vote:

Ayes: Council Member Genis, Council Member Leece, Council Member Monahan, Mayor Pro Tem Mensinger, and Mayor Righeimer.

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

1. City Council found that the Project is exempt from the provisions of the California Environmental Quality Act (CEQA), under Section 15061(b)(3) –General Rule; and
2. Adopted Resolution No. 14-49, to be read by title only and waived further reading, for General Plan Amendment GP-14-01, pending approval as part of future General Plan Cycle to change the land use designation of a 16-foot by 63-foot strip of land (1,009 Sq. Ft) within an existing church site from Public/Institutional to Medium Density Residential and approving Lot Line Adjustment LL-14-03 to move the rear property line to the north by 16 feet for future residential development, subject to conditions; and
3. Introduced for first reading Ordinance No. 14-10, to be read by title only and waived further reading, approving Rezone R-14-01, of a 16-foot by 63-foot strip of land within an existing church site from I&R (Institutional and Recreational District) to R2-MD (Multiple Family Residential – Medium Density District); and
4. Condition that the Lighthouse Coastal Community Church submit an update to the existing Master Development Plan.

ACTION REPORT: For Informational Purposes Only

4. SECOND READING FOR THE PRE-ZONING AND PROPERTY TAX EXCHANGE AGREEMENT FOR THE SANTA ANA/COLLEEN ISLAND ANNEXATION

MOVED/SECOND: Council Member Monahan/Mayor Pro Tem Mensinger

The motion carried by the following roll call vote:

Ayes: Council Member Genis, Council Member Leece, Council Member Monahan, Mayor Pro Tem Mensinger, and Mayor Righeimer.

Nays: None

Absent: None

Motion carried: 5-0

ACTION: City Council postponed the item.

5. CODE AMENDMENT CO-13-03 TO TITLE 13, CHAPTER IX, ARTICLE 8 GOVERNING MOTELS

MOVED/SECOND: Council Member Monahan/Mayor Pro Tem Mensinger

The motion carried by the following roll call vote:

Ayes: Council Member Monahan, Mayor Pro Tem Mensinger, and Mayor Righeimer.

Nays: Council Member Genis and Council Member Leece

Absent: None

Motion carried: 3-2

ACTION:

1. City Council found that the proposed ordinance is exempt from California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) (General Rule) of CEQA because there is no possibility that the proposed amendment to the Zoning Code will have a significant effect on the environment; and
2. Introduced for first reading Ordinance No. 14-11, to be read by title only and waived further reading, regarding Code Amendment CO-13-03 to Title 13, Chapter IX, Article 8 Governing Motels.

ACTION REPORT: For Informational Purposes Only

OLD BUSINESS

- 1. AN ORDINANCE OF THE CITY OF COSTA MESA REPEALING AND REPLACING COSTA MESA MUNICIPAL CODE SECTION 11-15 RELATING TO REWARDS FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF PERSONS VANDALIZING PRIVATE PROPERTY**

MOVED/SECOND: Council Member Monahan/Council Member Genis

The motion carried by the following roll call vote:

Ayes: Council Member Genis, Council Member Leece, Council Member Monahan, Mayor Pro Tem Mensinger, and Mayor Righeimer.

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

City Council gave second reading and adopted Ordinance No. 14-08, to be read by title only and waived further reading, regarding rewards for information leading to the apprehension of individuals who damage property.

- 2. SECOND READING OF THE ORDINANCE AMENDING SECTION 2-61 RELATING TO CONDUCT WHILE ADDRESSING THE CITY COUNCIL AND ADDING SECTION 2-87 (SEVERABILITY)**

MOVED/SECOND: Mayor Pro Tem Mensinger/Council Member Monahan

The motion carried by the following roll call vote:

Ayes: Council Member Genis, Council Member Monahan, Mayor Pro Tem Mensinger, and Mayor Righeimer.

Nays: Council Member Leece

Absent: None

Motion carried: 4-1

ACTION:

City Council gave second reading and adopted Ordinance No. 14-09, to be read by title only and waived further reading.

NEW BUSINESS - NONE

ACTION REPORT: For Informational Purposes Only

ITEMS REMOVED FROM THE CONSENT CALENDAR

6. SAFE TRANSIT STOPS PROGRAM APPLICATIONS

MOVED/SECOND: Council Member Monahan/Mayor Pro Tem Mensinger

The motion carried by the following roll call vote:

Ayes: Council Member Genis, Council Member Leece, Council Member Monahan, Mayor Pro Tem Mensinger, and Mayor Righeimer.

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

City Council adopted Resolution No. 14-50, to be read by title only and waived further reading, approving the submittal of a grant funding application for three (3) bus stop improvement projects under the Orange County Transportation Authority's (OCTA) Measure M2 Project W – Safe Transit Stops Program.

REPORT – CITY ATTORNEY - NONE

ADJOURNMENT – To Regular Meeting August 5, 2014 at 5:00 p.m. at 9:50 p.m.
in Memory of Ben Carlson.