

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

January 7, 2014

CALL TO ORDER

The meeting was called to order by the Mayor at 5:00 p.m. in the Council Chambers at Costa Mesa City Hall, 77 Fair Drive, Costa Mesa, California.

ROLL CALL

Council Members Present: Mayor Rigeimer, Mayor Pro Tem Mensinger, Council Member Leece, Council Member Genis and Council Member Monahan

Council Members Absent: None

PUBLIC COMMENTS ON CLOSED SESSION ITEMS

CLOSED SESSION

The City Council recessed into Closed Session at 5:03 p.m. to consider the following items:

1. Conference with Thomas R. Hatch, Chief Executive Officer, and Labor Negotiator, Agency Negotiator regarding Employee Organization: Costa Mesa City Employee Association (CMCEA), pursuant to California Government Code Section 54957.6.
2. Conference with legal counsel regarding existing litigation: Costa Mesa Employees Association v. City of Costa Mesa, a municipal corporation, et al., Orange County Superior Court Case No. 30-2011 00475281, pursuant to California Government Code Section 54956.9(a).
3. Conference with legal counsel regarding existing litigation: City of Costa Mesa v. D'Alessio Investments, LLC, a Nevada Corporation; et al.: Orange County Superior Court Case No. 30-2011-00468876, pursuant to California Government Code Section 54956.9(a).

The City Council reconvened at 6:05 p.m.

CALL TO ORDER (00:00:10)

PLEDGE OF ALLEGIANCE (00:00:39) – Council Member Genis

MOMENT OF SOLEMN EXPRESSION (00:01:00) - NONE

ROLL CALL (00:01:11)

Present: Mayor Righeimer, Mayor Pro Tem Mensinger, Council Member Leece, Council Member Genis and Council Member Monahan.
Absent: None

Officials Present: Chief Executive Officer Thomas R. Hatch, City Attorney Thomas Duarte, Assistant Chief Executive Officer Rick Francis, Economic and Development Services Director Gary Armstrong, Public Services Director Ernesto Muñoz, and City Clerk Brenda Green.

CLOSED SESSION REPORT (00:01:25) - NONE

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

ANNOUNCEMENTS (00:01:30)

"Costa Mesa Minute" was played featuring upcoming events and activities in the community.

PRESENTATIONS (00:03:14)

Sandra Dunkin, Orange County Grand Jury, announced openings for the Orange County Grand Jury; and explained the selection process to become a member. (00:03:37)

Dr. Kathy Simon Abels, Simon Family Foundation, President/Executive Director, provided a video presentation on the Simon Scholar Program. (00:05:00)

Frank Albers, President, Costa Mesa High School Foundation, provided an update on the Foundation's mission and a summary of completed projects. (00:11:40)

PUBLIC COMMENTS (00:16:00)

Christine Nolf, Costa Mesa, expressed support for the permanent Supportive Housing Project. (00:16:44)

Tamar Goldman, Costa Mesa, spoke on public input at General Plan Study Sessions. (00:17:27)

Martin H. Millard, Costa Mesa, spoke on the repair of the trail at Fairview Park. (00:19:00)

Larry Haynes, Costa Mesa, Executive Director of Mercy House, spoke on the Supportive Housing Project. (00:21:00)

Cindy Brenneman, Costa Mesa, apologized; and spoke on an article on the Illumination Foundation. (00:23:23)

Brenda Springer, Costa Mesa, expressed support for the Supportive Housing project; and indicated opposition for the Supportive Housing Project at Civic Center Park. (00:24:35)

Sue Lester, Costa Mesa, commended Cindy Brenneman for apologizing; commended the PD on the 60th anniversary event; commended the Fire Department on Santa letters; thanked city staff for rearranging the tree trimming schedule during the holiday's; spoke on police staffing at Council meetings; and the Costa Mesa United Golf Tournament. (00:26:55)

Mayor Righeimer spoke on the Police Department staffing levels. (00:30:25)

Anna McCarthy, Costa Mesa, spoke in opposition to a permanent Supportive Housing Project at Civic Center Park. (00:30:50)

Beth Rafakes, Costa Mesa, spoke on civility at Council meetings; requested an update on the status of the audio/visual upgrades; spoke on a Veteran's hall; and the Supportive Housing Project. (00:34:34)

Mark Guitierrez, Costa Mesa, spoke on his aspirations to be a public servant; shared on being homeless; and supports the Supportive Housing proposal. (00:37:45)

COUNCIL MEMBER' REPORTS, COMMENTS, AND SUGGESTIONS (00:40:04)

Council Member Genis spoke on cancelling the first meeting in January instead of the second meeting in December due to the holiday's; reported her attendance at the So Cal Summit on Recovery Economy in December; and spoke regarding civility at the meetings. (00:40:20)

Council Member Leece spoke on the Supportive Housing Project at Civic Center Park; volunteer opportunities to help the homeless; thanked staff and volunteers for Snoopy House; thanked families who hosted Marines; spoke on the Open House at the Police Department; asked for clarification on Vanguard's soccer fields; spoke on the upcoming General Plan: Visioning Statements meeting; spoke on South Coast Plaza taxable sales reporting; and announced the Costa Mesa business assistance guide for new businesses; and wished everyone a Happy New Year. (00:42:55)

Council Member Monahan – None (00:49:12)

Mayor Righeimer spoke on the Supportive Housing Project; best practices on helping the homeless; civility at meetings; supporting the Marines and hosting families for Christmas. (00:49:15)

Mayor Pro Tem Mensinger spoke on the Supportive Housing Project; the opportunities of the Simon Scholar Program; the Costa Mesa walking group; and the Costa Mesa Golf Tournament. (00:58:23)

REPORT – CHIEF EXECUTIVE OFFICER (CEO) (01:01:38)

CEO Hatch spoke on the Snoopy House event; Costa Mesa School District Summer Arts Program; staffing and recruitment at City Hall; using additional resources to augment vacancies; Costa Mesa High School Cheer Program; congratulated AVM Professional Volleyball players April Ross and Jake Gibb; spoke on the soccer field impacts at Vanguard University; spoke on the upcoming General Plan meetings; and the Senior Center organizational review findings.

CONSENT CALENDAR (01:11:05)

MOTION: Approve recommended actions for Consent Calendar Item Nos. 1 through 17 except for Items 3, 4, 5, 6, 7, 8, 9, 10, 13, and 14.

MOVED/SECOND: Mayor Pro Tem Mensinger/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

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.

2. **READING FOLDER**

a. Claims received by the City Clerk: Akil Carter; and Hooshang Pakfar.

ACTION: Received and filed.

11. **REFUND OF CASH DEPOSIT IN CONNECTION WITH ENCROACHMENT PERMIT NO. PS12-00154 FOR STREET IMPROVEMENTS AT 2059 HARBOR BLVD, COSTA MESA, CALIFORNIA**

ACTION: City Council approved the refund of cash deposit in connection with Encroachment Permit No. PS12-00154 in the amount of \$26,937, to West Coast Self Storage Group LLC, 4012 148th St SE Mill Creek, WA 98012.

12. STREETScape AND MEDIAN DEVELOPMENT STANDARDS

ACTION: City Council authorized staff to issue a Request for Proposal (RFP) to secure consultant services to assist in revising the Streetscape and Median Development Standards.

15. PURCHASE OF MICROSOFT OFFICE PROFESSIONAL 2013 LICENSES THROUGH THE MICROSOFT ENTERPRISE AGREEMENT

ACTION: City Council approved the purchase of Microsoft Office Professional Plus licenses through the Microsoft Enterprise Agreement (EA) Program for 448 desktop computers from CompuCom Systems in the amount of \$181,690.88. This amount will be payable in two equal payments of \$90,845.44, with the first payment due in January 2014 (FY 13-14) and the second payment due in July 2014 (FY 14-15).

16. MINUTES: Regular Meeting of November 5, 2013; Special Study Session of November 12, 2013; Regular Study Session of November 12, 2013; and Regular Meeting/Special Joint Meeting with the Costa Mesa Housing Authority of November 19, 2013.

ACTION: Approved.

17. PROPOSED TRANSFER OF GENERAL PARTNER OF 72-UNIT COSTA MESA FAMILY VILLAGE AFFORDABLE HOUSING PROJECT - REQUEST TO CMHA, AS GROUND LESSOR, FROM SHAPELL, AS GENERAL PARTNER OF GROUND LESSEE, FOR CONSENT TO TRANSFER GENERAL PARTNERSHIP INTEREST IN LESSEE UNDER THREE GROUND LEASES AND RELATED INSTRUMENTS TO WHOLLY-OWNED SUBSIDIARY OF SHAPELL

ACTION: City Council authorized CMHA Executive Director to sign the Consent Letter substantially in the form attached and return it to Shapell.

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

1. PA-89-36 A2/PA-87-133 A1 (ZA-13-22) AMENDMENT TO PLANNED SIGN PROGRAMS FOR METRO POINTE OFFICE AND RETAIL CENTER 901 SOUTH COAST DRIVE & 950 SOUTH COAST DRIVE (01:12:30)

Mayor Pro Tem Mensinger recused himself and left the Council Chambers.

Staff report provided by Antonio Gardea, Senior Planner. (01:13:00)

Council Member Genis spoke on current visibility of area by neighboring residences; concern on number of signage and placement of signs; reducing

sign size and impacts on neighboring residences; indicated concern with precedent set with LED lighting; and demonstrated pictures of the site. (01:14:30)

Speaker, General Manager, Metro Pointe, spoke on competing shopping centers; keeping sales tax in Costa Mesa; signage opportunities for small businesses; and sign designs. (01:23:00)

Peter Nagavi, Representative on behalf of Applicant, spoke on the history of Development of Metro Pointe; mitigating traffic impacts; building a successful development; building a new freeway off ramp; the need to revisit LED signage; LED signage being a helpful tool for businesses; indicated that there is no significant impact to neighboring residences; and spoke on the SOCO signage. (01:26:00)

Discussion ensued regarding the signage height at the top of the Edward Cinema sign. (01:36:20)

Milton Solomon, spoke on the visibility of the signs; impacts to neighborhoods; and the size of the sign. (01:37:00)

Discussion ensued on the height of the sign; impacts to residents; advertisement capability; and notices sent to property owners. (01:38:00)

Sheila Pffafflin, Costa Mesa, concerned with the signage being approved by a variance. (01:48:50)

Mark Harris, Costa Mesa, indicated that he spoke to Mr. Solomon regarding the proposed signage; spoke on the different levels of LED lighting; and impacts to his neighborhood. (01:49:47)

Tom Pollitt, Costa Mesa, indicated that he is not opposed to the signage; and would like the development to be more competitive.(01:54:20)

Cynthia Blackwell, Costa Mesa, spoke on traffic impacts on South Coast Drive; and expressed support on advertising signs. (01:57:25)

Flo Martin, Costa Mesa, spoke on civility; light pollution on the North side of Costa Mesa; spoke in opposition to LED signage; and indicated that the focus should be on residents concerns. (01:59:20)

Robin Leffler, Costa Mesa, spoke on LED signs; visibility of signs; and asked to require developer to come back with better pictures that demonstrate visibility and impacts to residents. (02:02:27)

Greg Ridge, Costa Mesa, expressed opposition to the recommended signage; and spoke on the vote from the Planning Commission. (02:05:04)

Beth Refakes, Costa Mesa, opposed to the signage; spoke on neighborhood impacts due to light spillage and light signage. (02:07:05)

Cindy Brenneman, Costa Mesa, inquired on the neighborhood impacts; and expressed concern on safety due to many signs at SOCO. (02:10:00)

Discussion ensued on impacts to neighbors, the need to look at sign policies for future LED lighting. (02:13:10)

MOTION: To Uphold the Planning Commission's decision
Motion died for lack of a second.

Discussion ensued on reader boards and LED billboards; larger signs on the north side of building; and advertising Costa Mesa events. (02:15:50)

Mayor Righeimer indicated that he would like changes to what the Planning Commission approved; expressed concern on signage becoming billboards and 3rd party advertisement; and reviewed what was allowed at SOCO. (02:25:10)

MOTION/SECOND: Mayor Righeimer/Council Member Genis

Council Member Genis and Leece indicated concern on the impacts on the neighborhoods. (02:36:10)

Council Member Leece requested that Planning look at sign policy standards. (02:36:35)

The motion carried by the following roll call vote:

Ayes: Council Member Genis, Council Member Leece, Council Member Monahan, and Mayor Righeimer

Noes: None

Recused: Mayor Pro Tem Mensinger

Absent: None

Motion carried: 4-0-1

ACTION:

City Council upheld the Planning Commission's decision approving the project, with the following changes and additions: Pylon signs facing the freeway will not exceed 40' in height, including all decorative elements of the signs; The content of the LED signs shall be strictly limited to the names and logos of businesses located on-premises; provided that applicants may substitute text or logos with noncommunicative decorative elements, including but not limited to, lifestyle

photographs. "On-premises" shall mean that the business is located on the Metro Pointe site only, and does not include any use or business that operates for less than ninety consecutive (90) days. LED text shall not include, for example, information regarding short-term tenants (90 days or less), sales, specials, events, or any off-premises advertising. The height of the directional sign on the north side of South Coast Drive shall not exceed 7 feet from grade.

A recess was taken at 8:45 p.m.

The meeting resumed at 8:55 p.m.

OLD BUSINESS (02:48:00)

- 1. SECOND READING OF THE EXCESSIVE USE OF RESOURCES ORDINANCE: "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ADDING CHAPTER VI (COST RECOVERY FOR EXCESSIVE USE OF RESOURCES DUE TO NUISANCE ACTIVITIES AT LODGING ESTABLISHMENTS) OF TITLE 14 (POLICE AND LAW ENFORCEMENT) OF THE COSTA MESA MUNICIPAL CODE REGARDING COST RECOVERY FOR EXCESSIVE USE OF POLICE SERVICES".**

Staff report provided by Rick Francis, Assistant CEO, reviewing the threshold on calls for service; meeting with hotel owners; the revisions of the proposed Ordinance; cost methodology; 911 calls; and increased tolls. (02:48:30)

Mayor Righeimer announced meetings between Council Members and hotel/motel owners. (02:52:40)

Elena Gerli, Deputy City Attorney, indicated that the City does have the authority to issue specific regulations to address problems. (02:54:11)

Discussion ensued defining excessive use of calls from hotels; land lord and tenant issues; a flat fee; the proposed Resolution; adjusting the ratio allotment; inspection of rooms by management; hotel calls; economic analysis of room establishments; and nuisance code at lodging establishments. (02:56:45)

Laurie Dickendasher, Regency Inn, expressed concern on interpreting words in the Ordinance; and indicated that she would like to have a good relationship with the City. (03:15:20)

Chris McEvoy, spoke on patrolling hotels; and inquired on two group meetings on this item. (03:20:00)

Mike Lim, Costa Mesa, agreed against criminal activity; spoke on the hotel call threshold. (03:20:55)

Greg Thunell, Costa Mesa, spoke on attorney costs; and the TOT tax. (03:24:32)

Lili Graham, Attorney, Public Law Center, expressed opposition to the Ordinance. (03:24:32)

Mayor Righeimer clarified that domestic and child abuse does not count towards the calls. (03:29:00)

Jack Chen, Harbor Inn, spoke on the 1995 safe innkeeper program for crime prevention; and asked for this item to be tabled. (03:29:30)

Heather Johnson, ACLU, expressed opposition to the Ordinance. (03:31:50)

Jean Forbath, Costa Mesa, Member of Costa Mesa Housing Coalition, expressed opposition to the Ordinance. (03:34:50)

Robin Leffler, Costa Mesa, spoke on safety and lawsuits; and expressed concern with the Ordinance. (03:37:00)

Wilson Wayne, President of Taiwan Hotel/Motel Association of Southern California, expressed opposition to the Ordinance. (03:40:00)

Jay Humphrey, Costa Mesa, expressed concern with the Ordinance. (03:43:15)

Hector Almaraz, General Manager, Costa Mesa Motor Inn, expressed opposition to the Ordinance. (03:46:22)

Anna Vrska, Costa Mesa, expressed opposition to the Ordinance. (03:48:30)

Speaker, Costa Mesa Motor Inn, expressed concern with the Ordinance. (03:50:50)

Beth Refakes, Costa Mesa, expressed concern with the Ordinance; suggested an educational program on best business practices; and does not agree with the threshold amount. (03:54:24)

Lily Chen, Attorney, Regency Inn & New Harbor Inn, spoke on comments from the Mayor; fines; and long term occupancy. (03:57:25)

Flo Martin, Costa Mesa, expressed opposition to the Ordinance. (04:01:00)

Tamar Goldmann, Costa Mesa, expressed opposition to the Ordinance. (04:03:40)

Cindy Brenneman, Costa Mesa, expressed opposition to the Ordinance. (04:07:00)

Discussion ensued on processing fines; keeping track of calls; cooperation from owners; calls for service at hotels; activities defined under disturbing the peace; illegal use of fireworks; and issues at motels. (04:08:00)

MOTION/SECOND: Mayor Righeimer/Council Member Monahan (04:26:20)

Mayor Righeimer spoke on nuisance activity at hotels; better hotel management; and charges for excessive use of resources. (04:26:30)

Council Member Monahan spoke on the nuisance activities identified in the Ordinance including: the occurrence or attempted occurrence of any gang related crime; unlawfully discharging of firearms; parties or gatherings in which alcohol or control substances are consumed illegally by minors; the occurrence or attempted occurrence of any criminal activity that threatens the life, health, safety or welfare of residents of the lodging establishment, the neighborhood or the public; the commission or attempted commission of any serious felony or violent felony; the manufacture, cultivation, sale, use or possession of a controlled substance; the commission or attempted commission of any act of prostitution; and the manufacture, sale, possession, or use of a firearm in violation of the Dangerous Weapons Control Law. (04:34:50)

Council Member Leece stated that she will not be supporting the motion; and spoke on working with business owners. (04:38:35)

Council Member Genis stated that she does not support the Ordinance; and stated that she would like the record to reflect, "I certainly do believe that we should not allow businesses to externalize their cost on to the community however, in this case I would like the record to reflect that I have not seen data to indicate that the motels are problematic as opposed to other businesses despite my request to see such data which I would also like the record to reflect that". (04:40:05)

Mayor Pro Tem Mensinger spoke on problem motels; and stated that he would like the record to reflect, "in contrary to what one of the speakers said I would rather not see drug and prostitution in motel rooms, that is not a goal of our City. Nor do we want to perpetuate that. This is about trying to eliminate crime, and the lower the crime rate the less government we need, we do not need to hire more police so that we can manage somebody's business". (04:41:35)

Council Member Monahan spoke on collaborating with business owners. (04:42:25)

The motion carried by the following roll call vote:
Ayes: Council Member Monahan, Mayor Pro Tem Mensinger, and Mayor Righeimer
Nays: Council Member Genis, Council Member Leece
Absent: None
Motion carried: 3-2

NEW BUSINESS - NONE

ITEMS REMOVED FROM THE CONSENT CALENDAR (04:43:36)

3. **WARRANT RESOLUTION 2502: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID, funding City operating expenses for \$644,278.01.**

Tamar Goldmann, Costa Mesa, spoke on the Senior Center audit; Charter Committee costs; and legal fees. (04:44:15)

Greg Thunell, Costa Mesa, spoke on excessive expenditures and attorney costs. (04:46:50)

MOTION/SECOND: Mayor Righeimer/Council Member Leece (04:49:30)

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: Approved Warrant Resolution No. 2502, to be read by title only and further reading waived.

4. **WARRANT RESOLUTION 2503: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NO. 13-24 "A" AND 13-25 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID, funding Payroll No. 13-24 "A" for \$720.78, Payroll No. 13-25 for \$2,269,045.92 and City operating expenses for \$964,749.23. (04:49:50)**

Tamar Goldmann, Costa Mesa, spoke on excessive expenditures by outsourcing; Jones Day costs; lawsuits; and Benito Acosta fees. (04:50:00)

MOTION/SECOND: Mayor Righeimer/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 approved Warrant Resolution No. 2503, to be read by title only and further reading waived.

5. **WARRANT RESOLUTION 2504: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID, funding City operating expenses for \$948,972.90. (04:52:15)**

Greg Thunell, Costa Mesa, spoke on TOT tax and attorney costs. (04:52:28)

Tamar Goldmann, Costa Mesa, spoke on outsourcing of services. (04:55:15)

MOTION/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: Approved Warrant Resolution No. 2504, to be read by title only and further reading waived.

6. **WARRANT RESOLUTION 2505: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NO. 13-25 "A" AND 13-26 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID, funding Payroll No. 13-25 "A" for \$0.00, Payroll No. 13-26 for \$2,188,009.22 and City operating expenses for \$1,638,928.46. (04:57:03)**

Greg Thunell, Costa Mesa, spoke on Huntington Beach helicopter services; Enterprise Council Group; Liebert Cassidy; Management Partners fees; and Jones Day fees. (04:57:15)

Chris McEvoy, Costa Mesa, spoke on legal fees. (04:59:15)

Tamar Goldmann, Costa Mesa, spoke on keeping track of employees; and the listening report. (05:00:10)

MOTION/SECOND: Mayor Righeimer/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: Approved Warrant Resolution No. 2505, to be read by title only and further reading waived.

7. **WARRANT RESOLUTION 2506: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID, funding City operating expenses for \$554,182.55. (05:01:40)**

Anna Vrska, Costa Mesa, spoke on legal fees; asked for clarification on items; and spoke on costs for the Charter Committee. (05:01:58)

Greg Thunell, Costa Mesa, spoke on legal expenditures; Larry's building materials bill; and decomposed granite. (05:04:10)

MOTION/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: Approved Warrant Resolution No. 2506, to be read by title only and further reading waived.

8. **FINAL MAP FOR TRACT NO. 17501 LOCATED AT 1527 NEWPORT BOULEVARD, COSTA MESA, CALIFORNIA (05:06:30)**

Chris McEvoy, spoke on developments and density. 05:06:44

Sheila Pfafflin, Costa Mesa, spoke on high density housing; and is opposed to the item. (05:07:30)

Shubeth Shoeman, Matt White Custom Homes, spoke on the project. (05:09:50)

MOTION/SECOND: Mayor Righeimer/Council Member Monahan

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 approved the Final Map for Tract No. 17501 and authorized signing of the Map by the City Clerk and the City Engineer.

9. FINAL MAP FOR TRACT NO. 17554 LOCATED AT 132, 134, & 140 INDUSTRIAL WAY, COSTA MESA, CALIFORNIA

MOTION/SECOND: Mayor Righeimer/Council Member Monahan

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 approved the Final Map for Tract No. 17554 and authorized signing of the Map by the City Clerk and the City Engineer.

10. FINAL MAP FOR TRACT NO. 17519 LOCATED AT 2157 AND 2159 TUSTIN AVENUE, COSTA MESA, CALIFORNIA

MOTION/SECOND: Mayor Righeimer/Council Member Monahan

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 approved the Final Map for Tract No. 17519 and authorized signing of the Map by the City Clerk and the City Engineer.

13. **HARBOR BOULEVARD AND ADAMS AVENUE INTERSECTION IMPROVEMENTS – CONSTRUCTION MANAGEMENT AND INSPECTION SUPPORT SERVICES (05:10:30)**

Greg Thunell, spoke against outsourcing. (05:10:50)

Jay Humprey, Costa Mesa, spoke on the traffic problem on Elm Avenue and Ponderosa Street. (05:13:20)

MOTION/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 awarded a Professional Services Contract for an amount not to exceed \$192,400 to Onward Engineering, 300 South Harbor Boulevard, Suite 814, Anaheim, CA 92805, for Construction Management and Inspection Support Services for the Harbor Boulevard – Adams Avenue project; and
2. Authorized the Mayor and the City Clerk to execute the Professional Services Agreement.

14. **EXTENSION OF EXISTING PROFESSIONAL SERVICES AGREEMENTS FOR INTERIM IT DIRECTOR AND IT CONSULTANT (05:16:59)**

Anna Vrska, spoke on costs for consultants; and legal fees. (05:17:15)

MOTION/SECOND: Council Member Monahan/ Mayor Righeimer

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 authorized the City CEO to extend the following existing Professional Services Agreements by approving the following amendments:

1. Amendment One to the contract with NexLevel Information Technology, Inc. (NexLevel IT) for Interim IT Director, in an amount not to exceed \$55,000.00, for a total contract amount of \$104,920.00; and
2. Amendment Two to the contract with Scientia Consulting Group, Inc. (Scientia) for an IT Consultant to assist with technical support functions, in an amount not to exceed \$55,000.00, for a total contract amount of \$103,000.00.

CONTINUED PUBLIC COMMENTS (05:20:00)

Chris McEvoy, Costa Mesa, spoke on vandalism costs at the park; right to speak at meetings; and a June 14th, 2010 public hearing item. (05:20:25)

Susan Shaw, Costa Mesa, spoke in favor of solving the homeless issue; spoke on an issue involving a City tree; and is opposed to splitting the public comment period. (05:23:22)

Speaker, spoke on comments made by the Mayor and Mayor Pro Tem on hotel and motels; and the warrants. (05:26:50)

Robin Leffler, Costa Mesa, spoke on the public comment period; and police staffing. (05:28:40)

Greg Thunell, Costa Mesa, spoke on bankruptcy; the City being understaffed; and attorney costs. (05:32:00)


COUNCIL MEMBER COMMENTS ON CONTINUED PUBLIC COMMENTS (05:35:05)

Council Member Leece spoke on warrant questions from the public; and on employees retiring and going to other jobs. (05:35:08)

REPORT – CITY ATTORNEY – None

**ADJOURNMENT – To Special Joint Study Session with the Planning Commission,
January 14, 2014, 4:30 p.m. (05:35:15)**

The Mayor adjourned the meeting at 11:41 p.m.



James M. Righeimer, Mayor



Brenda Green, City Clerk