

ACTION REPORT
CITY OF COSTA MESA
REGULAR CITY COUNCIL, AND SUCCESSOR AGENCY
TO THE REDEVELOPMENT AGENCY MEETING
NOVEMBER 18, 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

CALL TO ORDER: 6:00 p.m.

CITY ATTORNEY CLOSED SESSION REPORT: NONE

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

CONSENT CALENDAR:

Items 4 and 7 were pulled.

Items 1, 2, 3, 5, 6, 8, 9, 10, 11

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, Mayor Righeimer.

Nays: None

Absent: None

Motions 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 approved and adopted of same by reading title only.

2. **READING FOLDER**

- a. Claims received by the City Clerk: Enterprise Rent-A-Car, Interinsurance Exchange of the Automobile Club of Southern California, as Subrogee for Jill Pereira, James & Laura Bryan, and GEICO, as Subrogee for Jamie Leeds.

ACTION:

Received and filed.

3. **WARRANT RESOLUTION NO. 2525 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NOS. 14-21 "A" FOR \$157,350.30 AND 14-22 for \$2,143,406.15; AND CITY OPERATING EXPENSES FOR \$2,965,916.94; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID**

ACTION:

Approved Warrant Resolution No. 2525, to be read by title only and further reading waived.

5. **MINUTES** – Chief Executive Officer's Department/City Clerk's Office

ACTION:

City Council approved the minutes of the regular meeting of the Costa Mesa City Council, and Successor Agency of: December 3, 2013, January 21, 2014, April 1, 2014 and May 6, 2014; and the regular meeting of the City Council and Successor Agency and the Special Joint Meeting with the Housing Authority of January 7, 2014.

6. **FINAL MAP FOR TRACT NO. 17705 FOR PROPERTY LOCATED AT 2294 PACIFIC AVE.**

ACTION:

City Council approved the Final Map of Tract No. 17705; and authorized vacation of a twenty-five foot portion of a thirty-foot wide public utility easement.

8. ADOPTION OF THE FY 2014-2015 STATEMENT OF INVESTMENT POLICY

ACTION:

City Council adopted Resolution No. 14-70 and Successor Agency adopted Resolution No. 14-71, to be read by title only and Further Reading Waived, approving the Statement of Investment Policies for Fiscal Year 2014-2015 and delegating investment activities to the City Treasurer.

9. LANDSCAPE AND TURF MAINTENANCE OF PARKWAYS, MEDIANS, AND FIRE STATIONS

ACTION:

City Council authorized the execution of an Amendment to the Performance Services Agreement with Midori Gardens, Inc., extending the term to February 28, 2015, in the amount of \$37,051.67 per month.

10. LANDSCAPE AND TURF MAINTENANCE OF PARKS, FACILITIES, AND SPORTS FIELDS

ACTION:

City Council authorized the execution of an Amendment to the Performance Services Agreement with SpectrumCare Landscape, extending the term to February 28, 2015, in the amount of \$29,560.53 per month.

11. MODIFICATION TO THE BUSINESS IMPROVEMENT AREA (BIA) TO ADD BLVD HOTEL FOR THE COLLECTION OF ASSESSMENTS

ACTION:

City Council adopted Resolution No. 14-72, to be read by title only and further reading waived, declaring the City's intention to modify the BIA to include certain hotels and motels in the area, and setting a Public Hearing for January 20, 2014.

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

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

1. ANNUAL REVIEW OF THE CITYWIDE TRAFFIC IMPACT FEE PROGRAM

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, Mayor Righeimer.

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

City Council adopted Resolution No. 14-73, to be read by title only and further reading waived; approved the continuation of the current Traffic Impact Fee of \$181 per Average Daily Trip (ADT) for new development in the City of Costa Mesa; and continued the incentive program for new developments by assessing Traffic Impact Fees on an incremental basis for the first 100 trips; and approved the annual accounting of the citywide Traffic Impact Fee Program.

2. PROPOSED 393-UNIT MID-RISE RESIDENTIAL DEVELOPMENT, “SYMPHONY APARTMENTS” TO BE LOCATED AT 585 AND 595 ANTON BLVD.

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, Mayor Righeimer.

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

1. City Council Adopted Resolution No. 14-74, to be read by title only and further reading waived, approving the Addendum to the Final Program Environmental Impact Report No. 1052 and Final Master Plan PA-14-11; and

MOVED/SECOND: Mayor Pro Tem Mensinger/Mayor Righeimer

The motion carried by the following roll call vote:

Ayes: Council Member Genis, Mayor Pro Tem Mensinger, Mayor Righeimer

Nays: Council Member Leece and Council Member Monahan

Absent: None

Motion carried: 3-2

ACTION:

2. City Council adopted Resolution No. 14-75, to be read by title only and further reading waived, approving Park Mitigation Agreement between the Wilson Meany, LP and the City of Costa Mesa to fund future Parkland related improvements or acquisitions at the cost of \$3,000 per unit and to not exceed the fees submitted from the study. If there is a map recorded on the property, the excess fee can be credited to that property.

OLD BUSINESS

1. **SECOND READING OF ORDINANCE NO. 14-14 AMENDING CHAPTER IV OF TITLE 12 OF THE COSTA MESA MUNICIPAL CODE, ESTABLISHING A SENIOR COMMISSION THAT WILL SERVE AS AN ADVISORY COMMISSION TO THE CITY COUNCIL ON MATTERS RELATED TO THE OPERATION OF THE COSTA MESA SENIOR CENTER**

MOVED/SECOND: Council Member Monahan/Mayor Pro Tem Mensinger
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, to be read by title only and further reading waived and adopted Ordinance No. 14-14.

NEW BUSINESS

1. **HOST TOWN PARTICIPATION FOR THE 2015 SPECIAL OLYMPICS WORLD GAMES**

MOVED/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 approved Staff to solicit sponsorship for the City's participation in the 2015 Special Olympic World Games.

2. **TWO MEDICAL MARIJUANA INITIATIVE PETITIONS QUALIFYING FOR BALLOT; CONSIDERATION OF ADOPTING NEW ORDINANCE, ORDERING ELECTION OR ORDERING REPORT; CONSIDERATION OF CITY MEDICAL MARIJUANA MEASURE(S)**

MOVED/SECOND: Council Member Monahan/Council Member Mensinger

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

1. City Council accepted the Certificate of Sufficiency issued by the County of Orange Registrar of Voters regarding: An initiative to allow operation of up to eight Medical Marijuana (Cannabis) businesses in the City of Costa Mesa; and

MOVED/SECOND: Council Member Monahan/Council Member Leece

The motion carried by the following roll call vote:

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

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

2. City Council accepted the Certificate of Sufficiency issued by the County of Orange Registrar of Voters regarding: An Initiative to Allow Operation of up to Four Licensed Medical Marijuana Businesses in City of Costa Mesa.

MOVED/SECOND: Council Member Leece/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, Mayor Righeimer.

Nays: None

Absent: None

Motion carried: 5-0

ACTION:

4. City Council ordered a report pursuant to Election Code § 9212 for two qualifying medical marijuana ballot initiatives, a report for a proposed City's Medical Marijuana Ordinance, and a report on the City of Santa Ana's recently passed Medical Marijuana Ordinance.

ITEMS REMOVED FROM THE CONSENT CALENDAR

4. PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN OF MEDIANS AND ENTRY MONUMENT SIGN

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:

City Council authorized the execution of a Professional Services Agreement with Asakura Robinson Company, 445 Santa Ana Av., Newport Beach, California 92663, in an amount not-to-exceed \$68,350 for Design Services.

7. PROPOSED 177-UNIT LIVE/WORK AND LOFT DEVELOPMENT AT 671 W. 17TH 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:

City Council approved a Professional Services Agreement with PlaceWorks, Inc. (Consultant) and Westport Properties, Inc. (Applicant) in the Amount of \$86,165, to provide Environmental Consulting Services to proceed with the preparation of the Initial Study/Mitigated Declaration, provided that upon completion of all analysis no significant unavoidable impacts were determined; and authorized CEO to sign extensions or renewals of the contract.

REPORT – CITY ATTORNEY: None

ADJOURNMENT – The Mayor and City Council adjourned at 11:24 p.m.