

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

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

**TUESDAY, DECEMBER 6, 2016
CITY COUNCIL CHAMBERS, 77 FAIR DRIVE
CLOSED SESSION – 5:00 P.M. - NONE
REGULAR MEETING – 5:45 P.M.**

STEPHEN M. MENSINGER
Mayor

JAMES M. RIGHEIMER
Mayor Pro Tem

GARY MONAHAN
Council Member

SANDRA GENIS
Council Member

KATRINA FOLEY
Council Member

City Attorney
Thomas Duarte

Chief Executive Officer
Thomas R. Hatch

CALL TO ORDER

PLEDGE OF ALLEGIANCE Mayor Pro Tem Righeimer

MOMENT OF SOLEMN EXPRESSION

Pastor Mike Gibson, Christ Lutheran Church, Costa Mesa

ROLL CALL

Present: Council Member Foley, Council Member Genis, Mayor Pro Tem Righeimer and Council Member Monahan (arrived at 5:57 p.m.)

Absent: Mayor Mensinger

CITY ATTORNEY CLOSED SESSION REPORT - NONE

FOR INFORMATIONAL PURPOSES ONLY

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

Council Member Foley stated that she met with the members of the bargaining unit.

CONSENT CALENDAR:

MOTION: Approve recommended actions for Consent Calendar Item Nos. 1 through 15 except for 5, 6, 13 and 14.

MOVED/SECOND: Council Member Monahan/Council Member Genis

The motion carried by the following roll call vote:

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

Nays: None

Absent: Mayor Mensinger

Motion carried: 4-0-1

1. **READING FOLDER**

Claims received by the City Clerk: Nadeem Ahmed, Alain Gozukara and Ricardo Pasillas.

ACTION:

City Council received and filed.

2. **WARRANT RESOLUTION NO. 2567 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NO. 16-23 "A" FOR \$-496.60 AND 16-24 FOR \$2,180,896.38; AND CITY OPERATING EXPENSES FOR \$2,388,007.58; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID**

ACTION:

City Council approved Warrant Resolution No. 2567.

3. **MINUTES OF THE REGULAR CITY COUNCIL, HOUSING AUTHORITY, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF NOVEMBER 15, 2016**

ACTION:

City Council approved the minutes of November 15, 2016.

4. **EMERGENCY PURCHASE FOR PROFESSIONAL INSPECTION SERVICES TO PROVIDE AS-NEEDED STAFF SUPPORT FOR COMMERCIAL INSPECTIONS**

ACTION:

City Council received and filed.

FOR INFORMATIONAL PURPOSES ONLY

7. MEASURE M2 EXPENDITURE REPORT

ACTION:

City Council adopted Resolution 16-87, approving the Measure M2 Expenditure Report.

8. FINAL MAP FOR TRACT NO. 17981 LOCATED AT 2626 HARBOR BOULEVARD, COSTA MESA, CALIFORNIA

ACTION:

City Council approved the Final Map for Tract No. 17981 and authorized signing of the Map by the City Clerk and the City Engineer.

9. FINAL MAP FOR TRACT NO. 17640 LOCATED AT 522 AND 526 BERNARD STREET, COSTA MESA, CALIFORNIA

ACTION:

City Council approved the Final Map for Tract No. 17640 and authorized signing of the Map by the City Clerk and the City Engineer.

10. NEW SIDEWALK AND PARKWAY MAINTENANCE PROJECT (PHASE I) CITY PROJECT NO. 16-07

ACTION:

1. City Council adopted the plans, specifications, and working details for the New Sidewalk and Parkway Maintenance Project (Phase I), City Project No. 16-07; and
2. Awarded a construction contract to C.J. Concrete Construction, Inc., 10142 Shoemaker Avenue, Santa Fe Springs, CA 90670 in the amount of \$1,930,725.00; and
3. Authorized the Mayor and the City Clerk to execute the Public Works Agreement.

11. PURCHASE AND INSTALLATION OF FUEL MANAGEMENT AND AUTHORIZATION SYSTEM

ACTION:

City Council approved and authorized the Chief Executive Officer to execute a purchase order with AssetWorks, 998 Old Eagle Road, Suite 1215, Wayne, PA 19087, for the Fuel Focus Automated Fuel and Fluid Management System, through the National Joint Powers Alliance (NJPA) Contract #051613-AWI Fleet Management and Related Technology Solutions, in the amount of \$172,000.

FOR INFORMATIONAL PURPOSES ONLY

12. SMALLWOOD PARK IMPROVEMENTS PROJECT, CITY PROJECT NO. 14-13

ACTION:

1. City Council accepted the work performed by Micon Construction Inc. and authorized the City Clerk to file the Notice of Completion; and
2. Authorized the release of the Labor and Materials Bond seven (7) months after the filing date; release of the Faithful Performance Bond one (1) year after the filing date; and release of the retention monies 35 days after the Notice of Completion filing date.

15. UPGRADE OF CITY'S DOCUMENT MANAGEMENT SYSTEM TO LASERFICHE RIO

ACTION:

City Council authorized the Chief Executive Officer to execute a purchase order with ECS Imaging, Inc., for an upgrade of the City's document management system, from Laserfiche Avante, to Laserfiche Rio, in an amount not-to-exceed \$63,738.00, and renewal of licensing and maintenance services for up to five years at an annual cost of \$21,296.

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

OLD BUSINESS:

1. **SECOND READING OF ORDINANCE 16-14 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING SECTIONS 5-1, 5-1.1, AND 5-1.3 OF TITLE 5 AND SECTIONS 7-14 AND 7-15, AND DELETING SECTION 7-19 OF TITLE 7 OF THE COSTA MESA MUNICIPAL CODE BY ADOPTING THE 2016 EDITIONS OF THE CALIFORNIA CODES AND RELATED MODEL CODES WITH APPENDICES AND AMENDMENTS THERETO, AND REPEALING THE ADOPTION OF THE 2013 EDITIONS OF THE CALIFORNIA CODES AND AMENDMENTS THERETO, WITH THE EFFECTIVE DATE OF JANUARY 1, 2017**

MOVED/SECOND: Council Member Monahan/Council Member Foley

The motion carried by the following roll call vote:

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

Nays: None

Absent: Mayor Mensinger

Motion carried: 4-0-1

ACTION:

City Council gave second reading and adopted Ordinance 16-14, to be read by title only, and further reading waived, for the 2016 Edition of the Model California Construction Codes.

FOR INFORMATIONAL PURPOSES ONLY

ITEMS REMOVED FROM THE CONSENT CALENDAR

5. PROFESSIONAL ENGINEERING SERVICES TO PROVIDE AS-NEEDED STAFF SUPPORT FOR VARIOUS CAPITAL IMPROVEMENT PROGRAM PROJECTS

MOVED/SECOND: Council Member Monahan/Council Member Foley

The motion carried by the following roll call vote:

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

Nays: None

Absent: Mayor Mensinger

Motion carried: 4-0-1

ACTION:

1. City Council approved the Contract Change Order No. 2 to the Professional Services Agreement with Civil Source, Inc., 9890 Irvine Center Drive, Irvine, California 92618, in the amount of \$350,000.00; and Contract Change Order No. 2 to the Professional Services Agreement with Interwest Consulting Group, Inc. 15140 Transistor Lane, Huntington Beach, California 92649 in the amount of \$400,000.00 to secure additional services on an as-needed basis, for Project/Construction Management and Public Works Inspection for various Council-approved Capital Improvement Program (CIP) projects; and
2. Authorized the Chief Executive Officer to execute the Contract Change Orders.

6. FIRE STATION NO. 1 RECONSTRUCTION, CITY PROJECT NO. 16-16

MOVED/SECOND: Council Member Monahan/Council Member Foley

The motion carried by the following roll call vote:

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

Nays: None

Absent: Mayor Mensinger

Motion carried: 4-0-1

ACTION:

1. City Council adopted the plans, specifications, and working details for the Fire Station No. 1 Reconstruction, City Project No. 16-16; and
2. Waived a minor irregularity in the bid submitted by the apparent low bidder and award a construction contract to Horizons Construction Co. Int'l, Inc., 432 W. Meats Ave., Orange, California 92865, in the amount of \$7,767,000.00; and
3. Authorized the Mayor and the City Clerk to execute the Public Works Agreement.

FOR INFORMATIONAL PURPOSES ONLY

13. **MEDIAN LANDSCAPE AND IRRIGATION IMPROVEMENTS PROJECT, CITY PROJECT NO. 16-19**

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

MOTION: To approve the recommended actions and include the approval of the proposed negotiation of the items under a contract change order (#4).

The motion carried by the following roll call vote:

Ayes: Council Member Foley, Council Member Monahan, and Mayor Pro Tem Righeimer

Nays: Council Member Genis

Absent: Mayor Mensinger

Motion carried: 3-1-1

ACTION:

1. City Council adopted the plans, specifications, and working details for the Median Landscape and Irrigation Improvements Project, City Project No. 16-19; and
2. Awarded a construction contract to KASA Construction, Inc., 15148 Sierra Bonita Lane, Chino, CA 91710, in the amount of \$ 457,737.00; and
3. Authorized the Mayor and the City Clerk to execute the Public Works Agreement; and
4. Approved the proposed negotiation of the following items under a contract change order:
 - a. Delete the new irrigation controllers from the contract for a potential savings of \$48,000.00; and
 - b. Eliminate contingencies that will reduce the project by \$20,000.00; and
 - c. Reduce the quantity of boulders by up to 25% for a potential savings of up to \$2,500.00; and
 - d. Substitution of roses and agave plants with other species.

14. **COOPERATIVE AGREEMENT FOR THE BICYCLE CORRIDOR IMPROVEMENT PROGRAM PROJECT - WEST 19TH STREET BICYCLE TRAIL**

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

MOTION: To approve the recommended actions and staff meet with the Resource Agency to discuss the design phases of the project.

The motion carried by the following roll call vote:

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

Nays: None

Absent: Mayor Mensinger

Motion carried: 4-0-1

FOR INFORMATIONAL PURPOSES ONLY

ACTION:

1. City Council approved the Cooperative Agreement between the City of Costa Mesa and the Orange County Transportation Authority (OCTA) for the Bicycle Corridor Improvement (BCI) Program project - West 19th Street Bicycle Trail; and
2. Authorized the Chief Executive Officer and City Clerk to review and accept minor revisions to the agreement and to execute the above agreement; and
3. Directed staff to meet with the Resource Agency to discuss the design phases of the project.

REPORT – CITY ATTORNEY - NONE

ADJOURNMENT - The Mayor Pro Tem and City Council adjourned the meeting at 7:53 p.m. in memory of Jeff Arthur, Chair of the Pension Oversight Committee.