



**REGULAR CITY COUNCIL AND SUCCESSOR AGENCY TO THE
REDEVELOPMENT AGENCY, AND HOUSING AUTHORITY*
SEPTEMBER 19, 2023 - MINUTES**

CALL TO ORDER –The Closed Session meeting was called to order by Mayor Stephens at 4:00 p.m.

ROLL CALL

Present: Council Member Chavez, Council Member Gameros, Council Member Reynolds, and Mayor Pro Tem Harlan.

Present Via Zoom: Mayor Stephens.

Absent: Council Member Harper and Council Member Marr.

PUBLIC COMMENTS – NONE.

CLOSED SESSION ITEMS:

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to California Government Code Section 54956.8

APN: 420-012-16

Agency Negotiators: Lori Ann Farrell Harrison, City Manager

Negotiating Parties: State of California

Under Negotiation: Price and Terms of Payment

2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - TWO CASES

Pursuant to California Government Code Section 54956.9 (d)(2)

3. CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to California Government Code Section 54957.6, (a)

Agency Designated Representative: Lori Ann Farrell Harrison, City Manager and Alma Reyes, Deputy City Manager

Name of Employee Organization: Costa Mesa Firefighters Association (CMFA).

City Council recessed at 4:02 p.m. for Closed Session.

Closed Session adjourned at 5:15 p.m.

CALL TO ORDER –The Regular City Council and Successor Agency to the Redevelopment Agency, and Housing Authority meeting was called to order by Mayor Pro Tem Harlan at 6:01 p.m.

NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE

A video was played of the National Anthem and Mayor Pro Tem Harlan led the Pledge of Allegiance.

MOMENT OF SOLEMN EXPRESSION – Led by Pastor Monica Corsaro, Fairview Church.

ROLL CALL

Present: Council Member Chavez, Council Member Gameros, Council Member Reynolds, and Mayor Pro Tem Harlan.

Present Via Zoom Webinar: Mayor Stephens.

Absent: Council Member Harper and Council Member Marr.

CITY ATTORNEY CLOSED SESSION REPORT – No reportable action.

PRESENTATIONS:

Mayor Pro Tem Harlan recognized the Costa Mesa Pony 10U Baseball Team as 2023 World Series Champions.

Mayor Pro Tem Harlan recognized Heroes with a Heart honoree Costa Mesa Police Officer Orlando Lopez.

Mayor Pro Tem Harlan presented a proclamation in honor of 2023 Forensic Science Week.

PUBLIC COMMENTS – MATTERS NOT LISTED ON THE AGENDA

Speaker, spoke on a Public Records Request, spoke on the removal of a traffic lane on W. 19th St. between Placentia and Pomona, and spoke on Governor Newsom.

Speaker, spoke on accelerating safe street efforts.

Wendy Simao, spoke on noise complaints at The 12 Gym.

Lori Dauncey spoke on diversity in the community.

Juana Trejo thanked the Police Department for their presence in the community, thanked staff for graffiti removal, and for the resource fairs.

Speaker, Resilience Orange County, spoke in support of Senate Bill 567 the Homeless Protection Act, spoke on enforcement efforts for the eviction ordinance and stringent penalties.

Speaker, spoke on unfair evictions, and spoke on building renovations with no permits.

Speaker, expressed concerns on homeless issues and individuals with mental health issues, requested additional resources for homeless assistance, and spoke on code enforcement.

Speaker, spoke on unfair evictions and providing resources.

Paula Garcia spoke on being evicted and protections for tenants.

Speaker, requested assistance regarding noise issues from Tony's Bar at 2:00 a.m.

Marc Vukceovich spoke on high school students attending the meeting, spoke on AB 413 regarding motor vehicles and crosswalks, spoke on the immediate need for housing, and spoke on the Fairview Park Master Plan meeting.

Speaker, spoke on speeding and parking on E. Bay St., cars parked limiting view of oncoming traffic, requested officers patrol the area to see cars speeding and not stopping for the school busses around 7:30 a.m. and 2:30 p.m. daily, and spoke on noise concerns at Tony's Bar.

Kim Hendricks expressed concerns on the flying field at Fairview Park.

COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS

Council Member Gamos spoke on being respectful at City Council meetings and congratulated the Costa Mesa Pony 10U baseball team as 2023 World Series Champions.

Council Member Reynolds spoke on the high school student's participation at the meeting, spoke on housing issues, rental assistance, requested a status update on the permit parking program, reported on attending a webinar on placemaking, spoke on the special events permit process, meeting with the Secretary of Transportation and Alliance for Better Streets and addressing projects for safer streets.

Council Member Chavez reported on attending the Stand event hosted by Trellis at Lions Park, spoke on touring the Orange County Model Engineers at Fairview Park, spoke on the Banning Ranch conservancy meeting, requested the City Manager include everyone in the community for Fairview Park Master Plan meetings, requested additional Electric Vehicle (EV) Charging Stations, spoke on a rental protection ordinance, and spoke on eliminating housing barriers.

Mayor Stephens spoke on recognizing the 10U baseball team, spoke on the State of the City event, spoke on attending the Stand event hosted by Trellis, spoke on tenant issues and protections, and spoke on a legal aid fundraiser on October 5th and requested to disseminate information to promote the event.

Mayor Pro Tem Harlan spoke on the State of the City event, requested an update on the Housing Element, and requested an update on the Senior Housing project at the Senior Center.

REPORT – CITY MANAGER – Ms. Farrell Harrison spoke on the Emergency Operations Center at the Fairview Developmental Center public meeting on September 28th at 6:00 p.m., spoke on the new mobile App CM 311 and TESSA, spoke on the Housing Choice Voucher Program, Legal Aid Workshops, Hispanic Heritage Month Celebration on September 23rd, Fire and Rescue Service open house on October 7th, thanked staff for their efforts on assisting with events, spoke on outreach for the Fairview Park Master Plan, spoke on Electric Vehicle Charging Stations, and the visioning process for housing.

REPORT – CITY ATTORNEY – Ms. Hall Barlow reported that her office is working on an eviction protection ordinance.

CONSENT CALENDAR

MOVED/SECOND: Council Member Reynolds/Council Member Chavez

MOTION: Approve recommended actions for consent calendar items 1-7 except for item numbers 5, 6, and 7.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Gameros, Council Member Reynolds, Mayor Pro Tem Harlan, and Mayor Stephens.

Nays: None.

Absent: Council Member Harper and Council Member Marr.

Abstain: None.

Motion carried: 5-0

1. PROCEDURAL WAIVER: WAIVE THE FULL READING OF ALL ORDINANCES AND RESOLUTIONS

ACTION:

City Council, Agency Board, and Housing Authority approved the reading by title only and waived full reading of Ordinances and Resolutions.

2. READING FOLDER

ACTION:

City Council received and filed Claims received by the City Clerk: Allstate (Christine Shingleton), Mercedes Brizuela, Jorge Del La Torre, Colette Dunwoody, Jennifer Mair, Brittany Smith.

3. ADOPTION OF WARRANT RESOLUTION

ACTION:

City Council approved Warrant Resolution No. 2705.

4. MINUTES

ACTION:

City Council approved the minutes of the regular meeting of September 5, 2023.

8. ACCEPTANCE AND ALLOCATION OF THE 2023-24 OFFICE OF TRAFFIC SAFETY GRANT FOR THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM

ACTION:

This item was removed from the agenda and not considered.

ITEMS PULLED FROM THE CONSENT CALENDAR

5. AUTHORIZE THE USE OF SOURCEWELL'S NATIONAL COOPERATIVE AGREEMENT WITH MUSCO SPORTS LIGHTING, LLC, FOR THE PURCHASE OF LED LIGHTING MATERIALS

Public Comments:

Cynthia McDonald spoke on the tennis center lighting, spoke on other deferred maintenance and modernization needs at the tennis center, and spoke on funding.

MOVED/SECOND: Council Member Chavez/Council Member Reynolds

MOTION: Approve staff recommendation.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Gameros, Council Member Reynolds, Mayor Pro Tem Harlan, and Mayor Stephens.

Nays: None.

Absent: Council Member Harper and Council Member Marr.

Abstain: None.

Motion carried: 5-0

ACTION:

1. City Council authorized the use of Sourcewell's Cooperative Agreement #041123-MSL with Musco Sports Lighting, LLC, for the purchase of LED lighting equipment and material to retrofit and install lighting at multiple City facilities.
2. Authorized the purchase of LED lighting and equipment material for \$1,894,090 from Musco Sports Lighting, LLC.

6. ACCEPTANCE OF THE WILSON STREET IMPROVEMENT PROJECT, CITY PROJECT NO. 22-01

Discussion ensued on the project being under budget, post project speed measurements, and if there was a workforce agreement.

Public Comments: None.

MOVED/SECOND: Council Member Reynolds/ Council Member Chavez

MOTION: Approve staff recommendation.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Gameros, Council Member Reynolds, Mayor Pro Tem Harlan, and Mayor Stephens.

Nays: None.

Absent: Council Member Harper and Council Member Marr.

Abstain: None.

Motion carried: 5-0

ACTION:

1. City Council accepted the work performed by All American Asphalt, Inc., 400 East Sixth Street, Corona, California 92879 for the Wilson Street Improvement Project, City Project No. 22-01, and authorized the City Clerk to file the Notice of Completion.
2. Authorized the City Manager to release the retention monies thirty-five (35) days after the Notice of Completion filing date; release the Labor and Material Bond seven (7) months after the filing date; and release the Faithful Performance Bond one (1) year after the filing date.

7. AGREEMENT FOR A SCHOOL RESOURCE OFFICER PROGRAM BETWEEN THE CITY OF COSTA MESA AND NEWPORT-MESA UNIFIED SCHOOL DISTRICT FOR FISCAL YEAR 2023-2024

Council Member Reynolds requested to add to the motion additional communication with Newport Mesa Unified School District to incorporate into the agreement reporting requirements and specific training to protect student's privacy.

Public Comments:

Speaker, spoke in support of officers on campus.

MOVED/SECOND: Council Member Reynolds/Council Member Gameros

MOTION: Approve staff recommendation and direct staff to work with Newport Mesa Unified School District to communicate any questions or concerns related to student privacy reporting and training.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Gameros, Council Member Reynolds, Mayor Pro Tem Harlan, and Mayor Stephens.

Nays: None.

Absent: Council Member Harper and Council Member Marr.

Abstain: None.

Motion carried: 5-0

ACTION:

1. City Council approved the agreement for a School Resource Officer (SRO) Program between the City of Costa Mesa and Newport-Mesa Unified School District (NMUSD) for Fiscal Year 2023-2024.

2. Authorized the City Manager to execute the agreement.
3. Directed staff to work with Newport Mesa Unified School District to communicate any questions or concerns related to student privacy reporting and training.

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

PUBLIC HEARINGS: NONE

(Pursuant to Resolution No. 05-55, Public Hearings begin at 7:00 p.m.)

OLD BUSINESS: NONE

City Council recessed into a break at 7:54 p.m.

City Council reconvened at 8:11 p.m.

NEW BUSINESS:

1. INFORMATION TECHNOLOGY DEPARTMENT OVERVIEW AND SPECIAL PROJECTS UPDATE

Presentation by Mr. Ely, Information Technology Director and Mr. Steinke, Information Technology Manager.

Discussion ensued on office space, hard to fill positions, public Wi-Fi at city facilities, GIS maps, and outdated regulations.

Public Comments:

Speaker, inquired on the City's policy for a ransomware attack.

MOVED/SECOND: Council Member Gameros/Council Member Chavez

MOTION: Receive and file the report and presentation.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Gameros, Council Member Reynolds, Mayor Pro Tem Harlan, and Mayor Stephens.

Nays: None.

Absent: Council Member Harper and Council Member Marr.

Abstain: None.

Motion carried: 5-0

ACTION:

City Council received and filed the report and presentation.

2. COMPENSATION PLAN AND SALARY SCHEDULE REVISIONS FOR DESIGNATED CLASSIFICATIONS REPRESENTED BY THE COSTA MESA CITY EMPLOYEES ASSOCIATION AND THE COSTA MESA DIVISION MANAGERS ASSOCIATION AND CLASSIFICATIONS IN THE CONFIDENTIAL UNIT AND THE PART TIME SALARY RESOLUTION.

Presentation by Ms. Lee, Human Resources Manager.

Discussion ensued on PERS formulas.

Public Comments: None.

MOVED/SECOND: Council Member Chavez/Council Member Reynolds

MOTION: Approve staff recommendation with the caveat to look at other formulas and options for retirement.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Gameros, Council Member Reynolds, Mayor Pro Tem Harlan, and Mayor Stephens.

Nays: None.

Absent: Council Member Harper and Council Member Marr.

Abstain: None.

Motion carried: 5-0

ACTION:

1. City Council adopted Resolution Number 2023-45 revising the pay ranges for designated classifications represented by the Costa Mesa City Employees Association.
2. Adopted Resolution Number 2023-46 revising the pay ranges for designated classifications in the Confidential Unit.
3. Adopted Resolution Number 2023-47 revising the pay ranges for designated classifications represented by the Costa Mesa Division Managers Association.
4. Adopted Resolution Number 2023-48 revising the pay ranges for designated classifications in Part Time Salary Resolution.

3. STATUS UPDATE REGARDING THE CALIFORNIA OFFICE OF EMERGENCY SERVICES' (CAL OES) SOUTHERN CALIFORNIA REGIONAL EMERGENCY OPERATIONS CENTER PROJECT AT FAIRVIEW DEVELOPMENTAL CENTER SITE

Presentation by Ms. Le, Economic and Development Services Director.

Public Comments:

Speaker, spoke against the project at the current site, and the site should be made available for housing.

Cynthia McDonald spoke on the tower, scale, trucks, helicopter pad, and biological resources.

Speaker, spoke against the location and the tower and spoke on using the site for low income housing.

Wendy Leece, Costa Mesa, spoke against the project and that there are more appropriate sites.

Discussion ensued on staff engagement and communication efforts regarding the project, noise concerns, the need for housing, parking requirements, and traffic safety.

Ms. Farrell Harrison, City Manager, discussed staff engagement and efforts regarding the project.

MOVED/SECOND: Council Member Gamos/Council Member Reynolds

MOTION: Receive and file the report.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Gamos, Council Member Reynolds, Mayor Pro Tem Harlan, and Mayor Stephens.

Nays: None.

Absent: Council Member Harper and Council Member Marr.

Abstain: None.

Motion carried: 5-0

ACTION:

City Council received and filed the information.

ADDITIONAL COUNCIL/BOARD MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS – NONE.

ADJOURNMENT – Mayor Pro Tem Harlan adjourned the meeting at 9:55 p.m.

Minutes adopted on this 3rd day of October, 2023.

John Stephens, Mayor

ATTEST:

Brenda Green, City Clerk

DRAFT