

(Cal OES Use Only)

Cal OES #	FIPS #	VS#	Subaward #
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## CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES

### GRANT SUBAWARD FACE SHEET

The California Governor's Office of Emergency Services (Cal OES) hereby makes a Grant Subaward of funds to the following:

1. Subrecipient: City of Costa Mesa 1a. DUNS#: 066148016

2. Implementing Agency: City of Costa Mesa 2a. DUNS#: 066148016

3. Implementing Agency Address: 99 Fair Dr Costa Mesa 92626-6520  
(Street) (City) (Zip+4)

4. Location of Project: Costa Mesa Orange 92626-6520  
(City) (County) (Zip+4)

5. Disaster/Program Title: Select 6. Performance/Budget Period: 4/1/2022 to 10/31/2023  
(Start Date) (End Date)

7. Indirect Cost Rate: 10% de minimis Federally Approved ICR (if applicable):          %

Item Number	Grant Year	Fund Source	A. State	B. Federal	C. Total	D. Cash Match	E. In-Kind Match	F. Total Match	G. Total Cost
8.	2022	PSC1	\$60,000						\$60,000
9.	Select	Select							
10.	Select	Select							
11.	Select	Select							
12.	Select	Select							
Total	Project	Cost	\$60,000		\$60,000				\$60,000

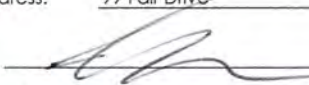
**13. Certification** - This Grant Subaward consists of this title page, the application for the grant, which is attached and made a part hereof, and the Assurances/Certifications. I hereby certify I am vested with the authority to enter into this Grant Subaward, and have the approval of the City/County Financial Officer, City Manager, County Administrator, Governing Board Chair, or other Approving Body. The Subrecipient certifies that all funds received pursuant to this agreement will be spent exclusively on the purposes specified in the Grant Subaward. The Subrecipient accepts this Grant Subaward and agrees to administer the grant project in accordance with the Grant Subaward as well as all applicable state and federal laws, audit requirements, federal program guidelines, and Cal OES policy and program guidance. The Subrecipient further agrees that the allocation of funds may be contingent on the enactment of the State Budget.

**14. CA Public Records Act** - Grant applications are subject to the California Public Records Act, Government Code section 6250 et seq. Do not put any personally identifiable information or private information on this application. If you believe that any of the information you are putting on this application is exempt from the Public Records Act, please attach a statement that indicates what portions of the application and the basis for the exemption. Your statement that the information is not subject to the Public Records Act will not guarantee that the information will not be disclosed.

**15. Official Authorized to Sign for Subrecipient:**

Name: Jason S. Dempsey Title: Emergency Services Administrator

Payment Mailing Address: 99 Fair Drive City: Costa Mesa Zip Code+4: 92626-6520

Signature:  Date: 02/03/2022

16. Federal Employer ID Number: 956005030

(FOR Cal OES USE ONLY)

I hereby certify upon my personal knowledge that budgeted funds are available for the period and purposes of this expenditure stated above.

(Cal OES Fiscal Officer) \_\_\_\_\_ (Date) \_\_\_\_\_ (Cal OES Director or Designee) \_\_\_\_\_ (Date) \_\_\_\_\_



## Grant Subaward Contact Information

Grant Subaward #: \_\_\_\_\_

Subrecipient: \_\_\_\_\_

1. **Grant Subaward Director:**

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Telephone #: \_\_\_\_\_ Email Address: \_\_\_\_\_

Address/City/ Zip Code (9-digit): \_\_\_\_\_

2. **Financial Officer:**

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Telephone #: \_\_\_\_\_ Email Address: \_\_\_\_\_

Address/City/ Zip Code (9-digit): \_\_\_\_\_

3. **Programmatic Point of Contact:**

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Telephone #: \_\_\_\_\_ Email Address: \_\_\_\_\_

Address/City/ Zip Code (9-digit): \_\_\_\_\_

4. **Financial Point of Contact:**

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Telephone #: \_\_\_\_\_ Email Address: \_\_\_\_\_

Address/City/ Zip Code (9-digit): \_\_\_\_\_

5. **Executive Director** of a Non-Governmental Organization or the **Chief Executive Officer** (i.e., chief of police, superintendent of schools) of the implementing agency:

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Telephone #: \_\_\_\_\_ Email Address: \_\_\_\_\_

Address/City/ Zip Code (9-digit): \_\_\_\_\_

6. **Official Designee**, as stated in Section 15 of the Grant Subaward Face Sheet:

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Telephone #: \_\_\_\_\_ Email Address: \_\_\_\_\_

Address/City/ Zip Code (9-digit): \_\_\_\_\_

7. **Chair** of the **Governing Body** of the Subrecipient:

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Telephone #: \_\_\_\_\_ Email Address: \_\_\_\_\_

Address/City/ Zip Code (9-digit): \_\_\_\_\_



**Cal OES**  
GOVERNOR'S OFFICE  
OF EMERGENCY SERVICES

## Grant Subaward Signature Authorization

Grant Subaward #: HF Communications Equipment Program

Subrecipient: City of Costa Mesa

Implementing Agency: City of Costa Mesa

The **Grant Subaward Director** and **Financial Officer** are **REQUIRED** to sign this form.

### Grant Subaward Director:

Printed Name: Jason S. Dempsey

Signature: Jason S Dempsey Digitally signed by Jason S Dempsey  
Date: 2022.02.08 14:42:32 -0800

Date: 02/07/2022

### Financial Officer:

Printed Name: Carol Molina

Signature: Carol Molina

Date: February 8, 2022

The following persons are authorized to  
sign for the **Grant Subaward Director**:

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

The following persons are authorized to  
sign for the **Financial Officer**:

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_





**Cal OES**

GOVERNOR'S OFFICE  
OF EMERGENCY SERVICES

**IV. Drug-Free Workplace Act of 1990 – SRH Section 2.030**

The Subrecipient certifies it will comply with the Drug-Free Workplace Act of 1990 and all other requirements of this section of the SRH.

**V. California Environmental Quality Act (CEQA) – SRH Section 2.035**

The Subrecipient certifies that, if the activities of the Grant Subaward meet the definition of a "project" pursuant to the CEQA, Section 20165, it will comply with all requirements of CEQA and this section of the SRH.

**VI. Lobbying – SRH Sections 2.040 and 4.105**

The Subrecipient certifies it will not use Grant Subaward funds, property, or funded positions for any lobbying activities and will comply with all requirements of this section of the SRH.

**All appropriate documentation must be maintained on file by the Subrecipient and available for Cal OES upon request. Failure to comply with these requirements may result in suspension of payments under the Grant Subaward(s), termination of the Grant Subaward(s), and/or ineligibility for future Grant Subawards if Cal OES determines that any of the following has occurred: (1) the Subrecipient has made false certification, or (2) the Subrecipient violated the certification by failing to carry out the requirements as noted above.**

**CERTIFICATION**

I, the official named below, am the same individual authorized to sign the Grant Subaward [Section 15 on Grant Subaward Face Sheet], and hereby affirm that I am duly authorized legally to bind the Subrecipient to the above-described certification. I am fully aware that this certification, executed on the date, is made under penalty of perjury under the laws of the State of California.

Official Designee's Signature: \_\_\_\_\_

Official Designee's Typed Name: Jason S. Dempsey

Official Designee's Title: Emergency Services Administrator

Date Executed: 02/03/2022

**AUTHORIZED BY:**

I grant authority for the Subrecipient/Official Designee to enter into the specific Grant Subaward(s) (indicated by the Cal OES Program name and initial Grant Subaward performance period identified above) and applicable Grant Subaward Amendments with Cal OES.

☐ City Financial Officer

☐ County Financial Officer

☒ City Manager

☐ County Manager

☐ Governing Board Chair

Signature: \_\_\_\_\_

Typed Name: Lori Ann Farrell Harrison

Title: City Manager

Date Executed: 02/03/2022



## Grant Subaward Budget Pages

## Single Fund Source

<b>Subrecipient:</b> City of Costa Mesa	<b>Grant Subaward #:</b>
A. Personnel Costs - Line-item description and calculation	Total Amount Allocated
<b>PERSONNEL COSTS CATEGORY TOTAL</b>	





**Grant Subaward Budget Pages**  
Single Fund Source

Subrecipient: City of Costa Mesa		Grant Subaward #:
B. Operating Costs - Line-item description and calculation		Total Amount Allocated
Computers - qty 4		\$12,000
Chairs - qty 4		\$2,500
HF tranceiver radios - qty 6		\$10,000
HF tranceiver radios - qty 12		\$5,000
HF Antennas - qty 18		\$5,000
Backup power - qty 6		\$8,000
hand/headsets, cable, accessories		\$8,500
Equipment & infrastructure install		\$2,000
Training		\$5,000
Software		\$2,000
OPERATING COSTS CATEGORY TOTAL		\$60,000



### Single Fund Source

Subrecipient: City of Costa Mesa		Grant Subaward #:	
C. Equipment Costs - Line-item description and calculation			Total Amount Allocated
EQUIPMENT COSTS CATEGORY TOTAL			
Total Project Cost (Must match the Grant Subaward Face Sheet)			\$60,000





## Grant Subaward Budget Narrative

Grant Subaward #: HF Communications Equipment Program

Subrecipient: City of Costa Mesa

The High Frequency Communications Equipment Program will be used to establish the Costa Mesa High Frequency (HF) HF radio program. The Costa Mesa High Frequency (HF) HF radio program will serve as a redundancy / continuity / complementary measure for other communication systems in use in the City of Costa Mesa including:

- landline telephone,
- cellular,
- encrypted public safety radio,
- internet/email,
- satellite phone

The Costa Mesa HF radio program will enable the City to communicate with local, regional, state, and federal partners via HF voice communications using HF radios installed in the Emergency Operations Center (EOC) radio room and the combined Police/Fire dispatch center in the same public safety complex. Some of these radios will be paired with computers supporting a data capability. A goal of this program is maximum interoperability with all local, regional, state, and federal partners while using HF.

HF communications will be planned and implemented in accordance with guidance from the Cal OES Auxiliary Communications Service, Orange County Operational Area (OA), FCC Public Safety and Homeland Security Bureau, DHS SHARed RESources (SHARES) HF Radio Program, and the current version of the DHS National Interoperability Field Operations Guide.

The full grant amount of \$60,000 is needed to enable the City to establish and operate redundant HF radios allowing radio operators to communicate with selected stations and communicate using voice and data. This critical communication capability will provide the City with the ability to address the need for specific assistance in the aftermath of a disaster, versus the inability to communicate externally. The inability to communicate effectively may lead to delays in crucial assistance deployed to the areas most in need.

The Costa Mesa HF radio program will enable the City to maintain critical communications with the Orange County OA, local, state, and federal partners. As a signatory of the County Operational Agreement, Costa Mesa may also use





## Grant Subaward Budget Narrative

Grant Subaward #: HF Communications Equipment Program

Subrecipient: City of Costa Mesa

its HF radio capability to facilitate communication and liaison between critical infrastructure partners, such as Mesa Water District, which services Costa Mesa, the Water Emergency Response Organization of Orange County (WEROC), and other regional partners.

The system will not be solely dependent on shore-based electricity, having a redundant backup power system and the ability to supplement with small scale solar.

Expenditures for this effort will include the procurement of HF transceiver radios, antennas, computers, chairs, and supporting infrastructure equipment. Appropriate antennas and cabling will be procured and emplaced to maximize propagation, reliability, and receipt of transmitted signals on operating frequencies with local/regional partners including the County of Orange as well as state and federal partners. The communications capability achieved with the purchased equipment will directly support the City's ability to operate an interoperable HF communications system capable of voice / data independent of disaster impacted infrastructure.

HF radios selected will facilitate maximum interoperability over HF, particularly when coupled with the laptop computers for other methods of communication, such as Winlink. Software licensing will ensure basic software is available as necessary. Training will be facilitated to ensure all system operators gain the level of familiarity and proficiency necessary to operate the HF communications systems. Chairs will enable radio operators to sit down in the radio room. Backup power supplies will be procured to allow the HF radio systems to continue operation in the event of extended power loss. These backup systems will be supplemented with existing emergency fixed and portable generators, solar panels, and solar chargers. With redundant back up power, the Costa Mesa HF radio program will continue to have the means necessary to exchange critical communications with local, regional, state, and federal partners when other means of communication are adversely impacted. Costa Mesa is also prepared to relay communications taking place over HF, to other local and regional partners that may lack the same communications capability.



## Grant Subaward Programmatic Narrative

Grant Subaward #: HF Communications Equipment Program

Subrecipient: City of Costa Mesa

The High Frequency Communications Equipment Program will be used to establish the Costa Mesa High Frequency (HF) HF radio program. The Costa Mesa High Frequency (HF) HF radio program will serve as a redundancy / continuity / complementary measure for other communication systems in use in the City of Costa Mesa including:

- landline telephone,
- cellular,
- encrypted public safety radio,
- internet/email,
- satellite phone

The Costa Mesa HF radio program will enable the City to communicate with local, regional, state, and federal partners via HF voice communications using HF radios installed in the Emergency Operations Center (EOC) radio room and the combined Police/Fire dispatch center in the same public safety complex. Some of these radios will be paired with computers supporting a data capability. A goal of this program is maximum interoperability with all local, regional, state, and federal partners while using HF.

HF communications will be planned and implemented in accordance with guidance from the Cal OES Auxiliary Communications Service, Orange County Operational Area (OA), FCC Public Safety and Homeland Security Bureau, DHS SHARed RESources (SHARES) HF Radio Program, and the current version of the DHS National Interoperability Field Operations Guide.

The full grant amount of \$60,000 is needed to enable the City to establish and operate redundant HF radios allowing radio operators to communicate with selected stations and communicate using voice and data. This critical communication capability will provide the City with the ability to address the need for specific assistance in the aftermath of a disaster, versus the inability to communicate externally. The inability to communicate effectively may lead to delays in crucial assistance deployed to the areas most in need.

The Costa Mesa HF radio program will enable the City to maintain critical communications with the Orange County OA, local, state, and federal partners. As a signatory of the County Operational Agreement, Costa Mesa may also use





## Grant Subaward Programmatic Narrative

Grant Subaward #: HF Communications Equipment Program

Subrecipient: City of Costa Mesa

its HF radio capability to facilitate communication and liaison between critical infrastructure partners, such as Mesa Water District, which services Costa Mesa, the Water Emergency Response Organization of Orange County (WEROC), and other regional partners.

The system will not be solely dependent on shore-based electricity, having a redundant backup power system and the ability to supplement with small scale solar.

Costa Mesa has a population of approximately 111,918 per the 2020 Census. Of this group, more than 35% are Hispanic or Latino, and 25% are foreign born. With a poverty rate of 11.9%, Costa Mesa has less individual and household resilience in the aftermath of a disaster, thus necessitating the need for a robust HF communications program.

When possible, the equipment to be purchased will primarily be through vendors including Ham Radio Outlet and DX Engineering. Equipment to be procured will be provided per Costa Mesa specification and in accordance with the agreed upon time for delivery. Any substitutions or modifications in the order must be explicitly approved by Costa Mesa's HF radio program manager. Installation of coax and antennas will be done in partnership with the City of Costa Mesa Communications Division, which also manages public safety radio equipment and installation for the Fire Department, Police Department, and combined Police/Fire dispatch center.

Once approved for the grant, the details will be finalized with the confirmed layout of the equipment and specific runs of additional coax cable. Antenna placement has already been identified. Some HF equipment will be installed in an existing radio room currently lacking interoperability capability. Some HF equipment will be installed in the combined Police/Fire dispatch center in the same public safety complex.

Once the equipment is received from the vendors, the timeline for the installation is anticipated to be less than 90 days. Much of this time is due to scheduling requirements and safety preparations for antenna and coax installation.





## Grant Subaward Programmatic Narrative

Grant Subaward #: HF Communications Equipment Program

Subrecipient: City of Costa Mesa

In the event of a disaster or other interruption in the communications infrastructure, Costa Mesa will use the HF radio system to share information, coordinate, plan, and deploy with the Orange County Operational Area, other jurisdictions including neighboring cities and John Wayne Airport, local infrastructure partners including water and power, as well as complement the re-establishment of other public radio systems. The Costa Mesa HF radio program will have complete interoperability with the City's public safety command vehicle.

HF frequencies will enable the City to communicate over longer distances than VHF without dependence on additional infrastructure in the form of repeaters. The procured HF radio capability will be used as a supplemental continuity measure in the event cellular and internet systems are non-functional, such as in the aftermath of a major earthquake. The value of this HF radio capability will be compounded if the same disaster causes a loss of functionality in the public safety radio system used by agencies such as Costa Mesa Police and Costa Mesa Fire Rescue. For instance, in the aftermath of an incident, the City may begin to coordinate some contract purchases from organizations in neighboring counties or states without being solely dependent on the aid provided by state and federal partners. Costa Mesa is also prepared to relay communications taking place over HF, to other local and regional partners that may lack the same communications capability.

Costa Mesa will support testing through a combination of public safety dispatchers from the combined Police/Fire dispatch center in the same public safety complex, and the auxiliary communication unit of the Costa Mesa Police Department, an affiliated amateur radio organization known as Mesa Emergency Service Amateur Communications (MESAC). Costa Mesa High Frequency (HF) HF radio program is under the purview of the Costa Mesa Office of Emergency Management.



**CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES  
SUBRECIPIENT GRANTS MANAGEMENT ASSESSMENT**

**Subrecipient** City of Costa Mesa **Duns#** 066148016 **FIPS#** \_\_\_\_\_  
**Disaster/Program Title:** HF Communications Equipment Program  
**Performance Period:** 04/01/22 to 10/31/23 **Subaward Amount Requested:** \$ 60,000  
**Type of Non-Federal Entity (Check Box):** ☐ State Gov. ☒ Local Gov. ☐ JPA ☐ Non-Profit ☐ Tribe

Per Title 2 CFR § 200.332, Cal OES is required to evaluate the risk of noncompliance with federal statutes, regulations and grant terms and conditions posed by each subrecipient of pass-through funding. This assessment is made in order to determine and provide an appropriate level of technical assistance, training, and grant oversight to subrecipients for the award referenced above.

The following are questions related to your organization's experience in the management of federal grant awards. This questionnaire must be completed and returned with your grant application materials.

For purposes of completing this questionnaire, grant manager is the individual who has primary responsibility for day-to-day administration of the grant, bookkeeper/accounting staff means the individual who has responsibility for reviewing and determining expenditures to be charged to the grant award, and organization refers to the subrecipient applying for the award, and/or the governmental implementing agency, as applicable.

Assessment Factors	Response
1. How many years of experience does your current grant manager have managing grants?	>5 years
2. How many years of experience does your current bookkeeper/accounting staff have managing grants?	>5 years
3. How many grants does your organization currently receive?	3-10 grants
4. What is the approximate total dollar amount of all grants your organization receives?	\$ 300,000
5. Are individual staff members assigned to work on multiple grants?	Yes
6. Do you use timesheets to track the time staff spend working on specific activities/projects?	Yes
7. How often does your organization have a financial audit?	Periodically
8. Has your organization received any audit findings in the last three years?	No
9. Do you have a written plan to charge costs to grants?	Yes
10. Do you have written procurement policies?	Yes
11. Do you get multiple quotes or bids when buying items or services?	Sometimes
12. How many years do you maintain receipts, deposits, cancelled checks, invoices, etc.?	3-5 years
13. Do you have procedures to monitor grant funds passed through to other entities?	N/A

**Certification:** *This is to certify that, to the best of our knowledge and belief, the data furnished above is accurate, complete and current.*

**Signature:** (Authorized Agent)



**Date:**

03/03/2022

**Print Name and Title:** Emer Srvcs Admin

**Phone Number:** 714-754-5333

**Cal OES Staff Only: SUBAWARD #**





# CITY OF COSTA MESA

P.O. BOX 1200

CALIFORNIA 92628-1200

OFFICE OF EMERGENCY MANAGEMENT

February 7, 2022

**From:** Jason Dempsey, Emergency Services Administrator  
**To:** California Governor's Office of Emergency Services, Grants Management Section

**Subject:** REQUEST FOR EXTENSION, SUBRECIPIENT AUTHORITY

I am requesting acceptance and approval of the City of Costa Mesa's submission in response to the High Frequency Communications Equipment Program grant as identified in the California Office of Emergency Services (Cal OES) Request for Application of January 12, 2022.

The Request for Application from Cal OES dated January 12, 2022, lists the requirement for a grant specific resolution or proof of authority to apply and indicates the forms of proof accepted. The limited window provided by Cal OES to get this item before a local jurisdiction's City Council was improbable as many local jurisdictions require at least 30 days to coordinate non-emergency agenda items.

The City Manager of Costa Mesa already has the authority to apply for grants and other financing necessary as a part of their role. This is identified in Chapter 6 of the City Municipal Code, amended in 2020:

**6-5. Director of emergency services—Assistant director.**

- (a) There is hereby created the office of director of emergency services. The city manager shall be the director of emergency services.
- (b) There is hereby created the office of assistant director of emergency services. The emergency services manager shall be the assistant director of emergency services. (Ord.No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

**6-6. Powers and duties of the director of emergency services. (in part)**

- (a) The director and assistant director of emergency services are hereby empowered to:
  - (6) In the event of the proclamation of a local emergency as herein provided, or by the board of supervisors or operational area coordinator of the County of Orange for an area including this city, the proclamation of a state of emergency by the governor or the director of the state office of emergency services, or the existence of a state of war emergency, the director is hereby empowered:
    - a. To make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency; provided, however, such rules and regulations must be confirmed at the earliest practicable time by the city council;




- b. To obtain vital supplies, equipment and such other properties found lacking and needed for the protection of life and property and to bind the city for the fair value thereof and, if required immediately, to commandeer the same for public use. In so acquiring such property, the city waives no immunities and incurs no liabilities other than those at common law or those liabilities created by applicable state or federal law;
- c. To require emergency services of any city officer or employee and to command the aid of as many citizens of this community as he or she deems necessary in the execution of his or her duties; such persons shall be entitled to all privileges, benefits and immunities as are provided by state law for registered disaster service workers;
- d. To requisition necessary personnel or material of any city department or agency;
- e. To execute all of the special powers conferred upon him or her by this title or by resolution or emergency plan pursuant hereto adopted by the city council, all powers conferred upon him or her by any statute, by any agreement approved by the city council, and by any other lawful authority.

Additionally, I have attached a letter from the City Clerk validating the City Manager has the authority to request financial assistance, such as that from the HF Communications Equipment Program.

**I am requesting this letter, and the attached substantiating evidence of authority to apply for this grant be accepted until such time as this item can go before City Council. It is expected to go before City Council in late February, early March.**

If you have any questions, please reach me at [jdempsey@costamesaca.gov](mailto:jdempsey@costamesaca.gov) or 714-754-5333

V/R



Jason Dempsey

**DESIGNATION OF APPLICANT'S AGENT RESOLUTION  
FOR NON-STATE AGENCIES**

BE IT RESOLVED BY THE City Council OF THE City of Costa Mesa  
(Governing Body) (Name of Applicant)

THAT City Manager OR  
(Title of Authorized Agent)

Director of Finance OR  
(Title of Authorized Agent)

Emergency Services Administrator  
(Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the City of Costa Mesa, a public entity  
(Name of Applicant)

established under the laws of the State of California, this application and to file it with the California Governor's Office of Emergency Services for the purpose of obtaining certain federal financial assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act.

THAT the City of Costa Mesa, a public entity established under the laws of the State of California,  
(Name of Applicant)

hereby authorizes its agent(s) to provide to the Governor's Office of Emergency Services for all matters pertaining to such state disaster assistance the assurances and agreements required.

**Please check the appropriate box below:**

☒ This is a universal resolution and is effective for all open and future disasters up to three (3) years following the date of approval below.

☐ This is a disaster specific resolution and is effective for only disaster number(s)                     

Passed and approved this 4 day of February, 2020

Katrina Foley, Mayor  
(Name and Title of Governing Body Representative)

John Stephens, Mayor Pro Tem  
(Name and Title of Governing Body Representative)

Manuel Chavez, Sandra Genis, Allan Mansoor, Andrea Marr, Arlis Reynolds; Council Members  
(Name and Title of Governing Body Representative)

**CERTIFICATION**

I, Brenda Green duly appointed and City Clerk of  
(Name) (Title)

City of Costa Mesa, do hereby certify that the above is a true and correct copy of a  
(Name of Applicant)

Resolution passed and approved by the City Council of the City of Costa Mesa  
(Governing Body) (Name of Applicant)

on the 4 day of February, 2020

Brenda Green  
(Signature)

City Clerk  
(Title)

**Cal OES Form 130 Instructions**

**A Designation of Applicant's Agent Resolution for Non-State Agencies is required of all Applicants to be eligible to receive funding. A new resolution must be submitted if a previously submitted Resolution is older than three (3) years from the last date of approval, is invalid or has not been submitted.**

When completing the Cal OES Form 130, Applicants should fill in the blanks on page 1. The blanks are to be filled in as follows:

**Resolution Section:**

**Governing Body:** This is the group responsible for appointing and approving the Authorized Agents.

Examples include: Board of Directors, City Council, Board of Supervisors, Board of Education, etc.

**Name of Applicant:** The public entity established under the laws of the State of California. Examples include: School District, Office of Education, City, County or Non-profit agency that has applied for the grant, such as: City of San Diego, Sacramento County, Burbank Unified School District, Napa County Office of Education, University Southern California.

**Authorized Agent:** These are the individuals that are authorized by the Governing Body to engage with the Federal Emergency Management Agency and the Governor's Office of Emergency Services regarding grants applied for by the Applicant. There are two ways of completing this section:

1. **Titles Only:** If the Governing Body so chooses, the titles of the Authorized Agents would be entered here, not their names. This allows the document to remain valid (for 3 years) if an Authorized Agent leaves the position and is replaced by another individual in the same title. If "Titles Only" is the chosen method, this document must be accompanied by a cover letter naming the Authorized Agents by name and title. This cover letter can be completed by any authorized person within the agency and does not require the Governing Body's signature.
2. **Names and Titles:** If the Governing Body so chooses, the names **and** titles of the Authorized Agents would be listed. A new Cal OES Form 130 will be required if any of the Authorized Agents are replaced, leave the position listed on the document or their title changes.

**Governing Body Representative:** These are the names and titles of the approving Board Members.

Examples include: Chairman of the Board, Director, Superintendent, etc. The names and titles **cannot** be one of the designated Authorized Agents, and a minimum of two or more approving board members need to be listed.

**Certification Section:**

**Name and Title:** This is the individual that was in attendance and recorded the Resolution creation and approval.

Examples include: City Clerk, Secretary to the Board of Directors, County Clerk, etc. This person **cannot** be one of the designated Authorized Agents or Approving Board Member (if a person holds two positions such as City Manager and Secretary to the Board and the City Manager is to be listed as an Authorized Agent, then the same person holding the Secretary position would sign the document as Secretary to the Board (not City Manager) to eliminate "Self Certification."





# CITY OF COSTA MESA

CALIFORNIA 92628-1200

P O. BOX 1200

FROM THE OFFICE OF THE CITY CLERK

August 20, 2020

To Whom It May Concern:

The following officials of the City of Costa Mesa are hereby authorized to execute for, and on behalf of, the City of Costa Mesa, a public entity established under the laws of the State of California, to make application and to file with the California Office of Emergency Services (CalOES), the Federal Emergency Management Agency (FEMA) or any other agency or organization for the purpose of obtaining state and federal assistance, such as that under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (PL 100-707), during a State Proclaimed, or Federally Declared disaster.

Lori Ann Farrell Harrison, City Manager  
Carol Molina, Director of Finance  
Jason Dempsey, Emergency Services Administrator

Sincerely,

Brenda Green  
City Clerk

[TITLE 6 DISASTER RELIEF AND CIVIL DEFENSE](#)**CHAPTER I. IN GENERAL**

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**6-1. Purposes.**

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The purposes of this title are to provide for the preparedness, response, recovery and the protection of persons and property within this city in the event of an emergency; the direction of the emergency management organization; and the coordination of the emergency functions of this city with all other public agencies, corporations, organizations, and affected private persons. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

**6-2. Definition.**

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As used in this title, *emergency* means the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within this city caused by such conditions as air pollution, fire, flood, storm, epidemic, riot, drought, sudden and severe energy shortage or earthquake or other conditions, including conditions resulting from war or imminent threat of war, but other than conditions resulting from a labor controversy, which conditions are or are likely to be beyond the control of the services, personnel, equipment and facilities of this city, requiring the combined forces of other political subdivisions to combat or with respect to regulated utilities, a sudden and severe energy shortage requiring extraordinary measures beyond the authority vested in the California Public Utilities Commission. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

**6-3. Disaster council membership.**

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The Costa Mesa disaster council is hereby created and shall consist of the following:

- (a) The mayor, or his/her appointee, who shall be an ex officio member.
- (b) The director of emergency services, who shall be chair.
- (c) The assistant director of emergency services, who shall be vice-chair.
- (d) Department directors.
- (e) Such representatives of civic, business, labor, veterans, professional or other organizations having an official emergency responsibility as may be appointed by the director or assistant director or city council. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

**6-4. Disaster council powers and duties.**

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It shall be the duty of the Costa Mesa disaster council, and it is hereby empowered, to develop and recommend for adoption by the city council, emergency and mutual aid plans and agreements and such ordinances and resolutions and rules and regulations as are necessary to implement such plans and agreements. The disaster council shall meet upon call of the chair, or in his or her absence from the city or inability to call such meeting, upon call of the vice-chair. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

**6-5. Director of emergency services—Assistant director.**

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- (a) There is hereby created the office of director of emergency services. The city manager shall be the director of emergency services.
- (b) There is hereby created the office of assistant director of emergency services. The emergency services manager shall be the assistant director of emergency services. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

## **6-6. Powers and duties of the director of emergency services.**

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- (a) The director and assistant director of emergency services are hereby empowered to:
- (1) Request the city council to proclaim the existence of a local emergency if the city council is in session, or to issue such proclamation if the city council is not in session. If the city council is not in session, the proclamation may be issued by the director of emergency services. If the city council is not in session and the director of emergency services is not available, then the assistant director of emergency services may issue the proclamation. Whenever a local emergency is proclaimed by the director or assistant director of emergency services, the city council shall take action to ratify the proclamation within seven (7) days thereafter, or the proclamation shall have no further force or effect. The city council shall review the need for continuing the emergency as required by [Government Code](#) section 8630 until such local emergency is terminated and shall proclaim the termination of such local emergency at the earliest possible date that conditions warrant.
  - (2) Request the governor to proclaim a state of emergency when, in the opinion of the director, the locally available resources are inadequate to cope with the emergency.
  - (3) Control and direct the effort of the emergency management organization of this city for the accomplishment of the purposes of this title.
  - (4) Direct cooperation and coordination of services and staff of the emergency management organization of this city, and resolve questions of authority and responsibility that may arise between them.
  - (5) Represent this city in all dealings with public or private agencies on matters pertaining to emergencies as defined herein.
  - (6) In the event of the proclamation of a local emergency as herein provided, or by the board of supervisors or operational area coordinator of the County of Orange for an area including this city, the proclamation of a state of emergency by the governor or the director of the state office of emergency services, or the existence of a state of war emergency, the director is hereby empowered:
    - a. To make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency; provided, however, such rules and regulations must be confirmed at the earliest practicable time by the city council;
    - b. To obtain vital supplies, equipment and such other properties found lacking and needed for the protection of life and property and to bind the city for the fair value thereof and, if required immediately, to commandeer the same for public use. In so acquiring such property, the city waives no immunities and incurs no liabilities other than those at common law or those liabilities created by applicable state or federal law;
    - c. To require emergency services of any city officer or employee and to command the aid of as many citizens of this community as he or she deems necessary in the execution of his or her duties; such persons shall be entitled to all privileges, benefits and immunities as are provided by state law for registered disaster service workers;
    - d. To requisition necessary personnel or material of any city department or agency;
    - e. To execute all of the special powers conferred upon him or her by this title or by resolution or emergency plan pursuant hereto adopted by the city council, all powers conferred upon him or her by any statute, by any agreement approved by the city council, and by any other lawful authority.
- (b) The director of emergency services shall designate the order of succession to that office to take effect in the event the director and assistant director are unavailable to attend meetings and otherwise perform his or her duties during an emergency. Such order of succession shall be approved by the city council. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

## **6-7. Emergency management organization.**

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All officers and employees of this city, together with those volunteer forces enrolled to aid them during an emergency, and all groups, organizations and persons who may by agreement or operation of law, including persons impressed into



service under the provisions of this title, be charged with duties incident to the protection of life and property in this city during such emergency, shall constitute the emergency management organization of the City of Costa Mesa. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

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#### **6-8. Emergency plan.**

The Costa Mesa disaster council shall be responsible for the development of the City of Costa Mesa Emergency Plan, which plan shall provide for the effective mobilization of all of the resources of this city, both public and private, to meet any condition constituting a local emergency, state of emergency or state of war emergency; and shall provide for the organization, powers and duties, services and staff of the emergency management organization. Such plan shall take effect upon adoption by resolution of the city council. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

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#### **6-9. Punishment of violations.**

It is a misdemeanor for any persons during an emergency to:

- (a) Willfully obstruct, hinder or delay any member of the emergency management organization in the enforcement of any lawful rule or regulation issued pursuant to this title or in the performance of any duty imposed upon such member by virtue of this title.
- (b) Do any act forbidden by any lawful rule or regulation issued pursuant to this title, if such act is of such a nature as to give or be likely to give assistance to the enemy or to imperil the lives or property of inhabitants of this city, or to prevent, hinder or delay the defense or protection thereof.
- (c) Wear, carry or display, without authority, any means of identification specified by the emergency agency of the state. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

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#### **6-10. Expenditures.**

Any expenditures made in connection with emergency activities, including mutual aid activities, shall be deemed conclusively to be for the direct protection and benefit of the inhabitants and property of the City of Costa Mesa. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

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#### **6-11. Repeal of conflicting ordinances.**

Any ordinance or portion thereof in conflict herewith is hereby repealed to the extent of such conflict and no further. Provided that it is the intent of the city council in enacting this title that it shall be considered a revision and continuation of the title repealed by this title, and the status of volunteers shall not be affected by such repeal; nor shall plans and agreements, rules and regulations or resolutions adopted pursuant to such repealed title be affected by such repeal until amended, modified, or superseded as provided in this title. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

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#### **6-12. Severability.**

If any provision of this title is found to be invalid or unconstitutional by interpretation or application to any person or circumstances, such invalidity or unconstitutionality shall not affect the other provisions or applications thereof which can be given valid effect. (Ord. No. 80-20, § 3, 11-3-80; Ord. No. 20-10, § 2, 4-7-20)

# **MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY**

**APRIL 7, 2020**

## **CALL TO ORDER**

The Closed Session was called to order by Mayor Foley at 4:01 p.m. in the Council Chambers at Costa Mesa City Hall, 77 Fair Drive, Costa Mesa, California

## **ROLL CALL**

Present by Teleconference: Council Member Chavez, Council Member Genis, Council Member Mansoor, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.

Absent: None

## **PUBLIC COMMENTS – NONE**

The City Council recessed to Room 1A at 4:07 p.m. for Closed Session to consider the following items:

### **1. CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Subdivision (a) of Section 54957.6, California Government Code  
Agency Designated Representatives: Peter Brown, Partner, Liebert Cassidy Whitmore, Lori Ann Farrell Harrison, City Manager  
Name of Employee Organization: Costa Mesa Firefighters Association (CMFA)

### **2. CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Subdivision (a) of Section 54957.6, California Government Code  
Agency Designated Representative: Lori Ann Farrell Harrison, City Manager  
Name of Employee Organization: Costa Mesa City Employees Association (CMCEA).

### **3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

APN: 424-211-12; Property: 1885 Anaheim Street, Costa Mesa, CA 92627  
Pursuant to Section 54956.8, California Government Code  
Agency Negotiator: Lori Ann Farrell Harrison, City Manager  
Negotiating Parties: Pastor Phil Eyskens, Church of the Nazarene/Lighthouse Church; Cities in the Central Orange County Service Planning Area (SPA)  
Negotiation: Price and Terms of Payment

**4. CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

APN: 427-091-12; Property: 3175 Airway Avenue, Costa Mesa, CA 92627

Pursuant to Section 54956.8, California Government Code

Agency Negotiator: Lori Ann Farrell Harrison, City Manager

Negotiating Parties: Cities in the Central Orange County Service Planning Area (SPA)

Negotiation: Price and Terms of Payment

**5. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Pursuant to Subdivision (d)(1) of Section 54956.9, California Government Code

Name of Case: Orange County Catholic Worker, an unincorporated association: Lisa Bell, Shawn Carroll, Melissa Fields, Larry Ford, Cameron Ralston, Kathy Schuler, Gloria Shoemake, as individuals v. Orange County, City of Anaheim, City of Costa Mesa, and City of Orange, United States District Court for the Central District of California – Southern Division, Case No. 8:18-cv-00155

**6. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - ONE CASE** - Pursuant to Subdivision (d)(4) of Section 54956.9, California Government Code, potential initiation of litigation.

**7. THREAT TO SECURITY**

Pursuant to subdivision (a) of Section 54957, California Government Code

Consultation with: Costa Mesa Director of Emergency Services, and City Manager, Lori Ann Farrell Harrison; Bryan Glass, Police Chief; Dan Stefano, Fire Chief; and Jason Dempsey, Emergency Services Administrator.

The City Council reconvened at 6:17 p.m.

**CALL TO ORDER (00:00:12)**

The meeting was called to order by Mayor Foley at 6:17 p.m. in the Council Chambers at Costa Mesa City Hall, 77 Fair Drive, Costa Mesa, California.

**PLEDGE OF ALLEGIANCE (00:02:33)**

Mayor Foley played the National Anthem and led the City Council and staff in the Pledge of Allegiance.

**ROLL CALL (00:07:21)**

Present by Teleconference: Council Member Chavez, Council Member Genis, Council Member Mansoor, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.

Absent: None



Officials Present by Teleconference: City Manager Lori Ann Farrell Harrison, Assistant City Manager Susan Price, City Attorney Kimberly Hall Barlow, Fire Chief Dan Stefano, Police Chief Bryan Glass, Emergency Services Administrator Jason Dempsey, Economic Development Services Director Barry Curtis, and Information Technology Director Steve Ely.

Officials Present in Chambers: City Clerk Brenda Green, Lt. LaPointe, and Public Services Director Raja Sethuramen.

### **CITY ATTORNEY CLOSED SESSION REPORT (00:07:49)**

Ms. Hall Barlow reported that direction was received on items 1, 2, and 7, and that items 3, 4, 5, and 6 will come back at a later time, and no reportable action was taken.

### **PRESENTATIONS**

1. Ms. Price, Assistant City Manager, provided an update on the Costa Mesa bridge shelter and homelessness in the city. (00:09:32)
2. Ms. Farrell Harrison, City Manager, provided an update on COVID-19. (00:18:18)

### **PUBLIC COMMENT– MATTER NOT LISTED ON THE AGENDA (00:24:52)**

Ms. Green, City Clerk, read into the record public comments received from Kelly Jo Grandy, Alison Burchette, Richard Wall, Nicole Simon, Sarah Glass, Amber Cowell, and Sharon Barnard requesting to stop the deployment of wireless infrastructure during the COVID-19 emergency.

Ms. Green, City Clerk, read into the record public comment received from Michelle Schumacher regarding taxes and the Transportation Corridor Agency (TCA).

Ms. Green, City Clerk, read into the record public comments received from Geoff West, Costa Mesa, thanking the City Council and staff for work during the COVID-19 crisis, and expressed concern on city finances.

### **COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS (00:33:27)**

Council Member Reynolds thanked staff and first responders for efforts during the COVID-19 pandemic. Encouraged communication between residents and staff, expressed concerned about pedestrian safety and requested slow down signage, and requested crosswalk buttons be sanitized. (00:34:00)

Council Member Chavez spoke on the great efforts by Costa Mesa to limit the spread of COVID-19, thanked staff, spoke on different avenues to promote the City programs, and spoke on checking up on family and neighbors. (00:37:45)

Council Member Marr thanked everybody for their efforts during the COVID-19 pandemic, and spoke on helping small businesses. (00:39:57)

Council Member Mansoor read the Moment of Solemn Expression by Pastor Manne, spoke on the Planning Commission meeting and One Metro West, spoke on the public comments, requested a Finance Pension Advisory Committee (FiPAC) meeting, spoke on an appeal to the Planning Commission due to traffic fees, and spoke on the need to address fees in the City. (00:40:46)

Council Member Genis spoke on addressing a ban on short term rentals except for emergency personnel, communication to the State about not closing all State beaches, thanked staff for their efforts during the pandemic, and thanked grocery and delivery workers. (00:44:57)

Mayor Pro Tem Stephens thanked everybody for their efforts during the COVID-19 pandemic, spoke on online church services, and spoke on hope during the pandemic. (00:47:15)

Mayor Foley expressed appreciation to sponsors who are feeding employees, spoke on Costa Mesa High School signs for the seniors that are graduating, the COVID-19 statistics and following guidelines, testing, thanked City Council for their efforts during the pandemic, spoke on a Town Hall Q & A with Council Member Chavez and the resource guide being in both English and Spanish, spoke on beach closures being addressed by Assembly Member Cottie Petrie-Noris, on financial impacts due to COVID-19, requested research on safety practices for grocery workers and delivery drivers, the lack of safety protocols and supplies, and creating standards. (00:49:24)

**CITY MANAGER REPORT – NONE (00:57:57)**

**CITY ATTORNEY REPORT - NONE (00:58:05)**

**CONSENT CALENDAR: (Items 1-7) (00:58:17)**

**MOVED/SECOND:** Council Member Chavez/Council Member Marr

**MOTION:** Approve recommended actions for Consent Calendar Item Nos. 1 through 7 except for 4 and 5.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Genis, Council Member Mansoor, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.

Nays: None

Absent: None

Motion carried: 7-0

**1. PROCEDURAL WAIVER: APPROVE THE READING BY TITLE ONLY OF ALL ORDINANCES AND RESOLUTIONS**

**ACTION:**

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

**2. READING FOLDER**

Claims received by the City Clerk: Alex Huynh, Arlene Pfeifer, Rynnerth Pineda

**ACTION:**

City Council received and filed.

**3. WARRANT RESOLUTION NO. 2638**

**ACTION:**

City Council approved Warrant Resolution No. 2638 of the City Council of the City of Costa Mesa, California, allowing certain claims and demands, including Payroll Register Nos. 20-05 "A" for \$3,722.31 and 20-06 for \$2,668,835.50; and City operating expenses for \$2,153,478.59.

**6. 2019 EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) PROGRAM ALLOCATION**

**ACTION:**

1. City Council approved the Agreement to Transfer Funds for the 2019 Emergency Management Performance Grant (EMPG) Program and authorize the City Manager to execute the Agreement.
2. Adopted Resolution No. 2020-15, which authorizes the application for and acceptance of funds under the EMPG Program, and authorizes the City Manager, or designee, to accept the EMPG Program funds.
3. Approved a budget adjustment recognizing \$14,666.00 from the EMPG Program funds and appropriating \$14,666.00 in the Police Department budget for the specified purposes.

**7. APPROVAL OF RETAINER AGREEMENTS FOR LEGAL SERVICES WITH HAYNES AND BOONE, LLC**

**ACTION:**

1. City Council approved the proposed Retainer Agreement with Haynes and Boone, LLP for legal services in connection with the case Costa Mesa v. United States of America, United States District Court Case No. 8:20-cv-00368-JLS-JDE;
2. Approved the proposed Retainer Agreement with Haynes and Boone, LLP for legal services in connection with appeal proceedings in Casa Capri, United States District Court Case No. 8:18-cv-00329-JVS-PJW;
3. Authorized the City Manager and City Clerk to execute the Retainer Agreements and future authorized amendments to the Agreements and the City Attorney to take necessary steps to associate Haynes and Boone as co-counsel in the legal matters; and



4. Authorized the City Manager to appropriate additional funding amounts, as necessary, to pay legal costs above the amount budgeted for litigation costs in Non-Departmental in the Adopted FY 2019-20 Budget from unassigned fund balance in the General Fund for attorneys' services, if needed, to represent the City in these cases through completion.

#### **ITEMS PULLED FROM THE CONSENT CALENDAR**

#### **4. BEVERAGE CONTAINER RECYCLING PAYMENT PROGRAM AUTHORIZATION (01:00:03)**

Staff presentation by Mr. Sethuraman, Public Services Director.

Discussion ensued on effectively using the monies, reaching out to the recycling center, municipal recycling facilities not in operation, and sorting trash using protective measures.

Public Comments: None

**MOVED/SECOND:** Council Member Reynolds/Council Member Marr

**MOTION:** Approve the recommended actions.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Genis, Council Member Mansoor, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley.

Nays: None

Absent: None

Abstain: None

Motion carried: 7-0

#### **ACTION:**

1. City Council adopted Resolution No. 2020-12 authorizing City staff to submit applications for CalRecycle payment programs, including the beverage container recycling payment program, for which the City is eligible.
  2. Authorized the City Manager or designee with signature authority to execute all required documents to implement the program.
- 
5. **RESOLUTION ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR 2020-21 FUNDED BY SENATE BILL 1: THE ROAD REPAIR & ACCOUNTABILITY ACT OF 2017 (01:07:59)**

Staff presentation by Mr. Sethuraman, Public Services Director.

Discussion ensued on the design process and incorporating complete streets elements.

Public Comments:

Ms. Green, City Clerk, read into the record a comment from Flo Martin, Costa Mesa, requesting specific information on what improvements are under consideration.

**MOVED/SECOND:** Council Member Chavez/Council Member Reynolds

**MOTION:** Adopt Resolution No. 2020-14 adopting a list of projects for Fiscal Year (FY) 2020-21 proposed to be funded with Road Maintenance and Rehabilitation Account (RMRA) revenues.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Genis, Council Member Mansoor, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley

Nays: None

Absent: None

Abstain: None

Motion carried: 7-0

**ACTION:**

City Council adopted Resolution No. 2020-14 adopting a list of projects for Fiscal Year (FY) 2020-21 proposed to be funded with Road Maintenance and Rehabilitation Account (RMRA) revenues.

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

**PUBLIC HEARINGS: NONE**

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

**OLD BUSINESS: NONE**

**NEW BUSINESS: (01:15:53)**

- 1. UPGRADE OF THE AT&T VESTA 911 TELEPHONE SYSTEM THROUGH FUNDING PROVIDED BY THE STATE OF CALIFORNIA, GOVERNOR'S OFFICE OF EMERGENCY SERVICES (CAL OES), EMERGENCY COMMUNICATIONS BRANCH (CA 911) (01:16:00)**

Staff presentation by Lt. LaPointe.

Public Comments: None

**MOVED/SECOND:** Council Member Reynolds/Council Member Mansoor

**MOTION:** Approve the recommended actions.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Genis, Council Member Mansoor, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley

Nays: None



Absent: None  
Abstain: None  
Motion carried: 7-0

**ACTION:**

City Council approved the upgrade and maintenance of the AT&T VESTA 911 telephone system with partnership funding from the California 911 Emergency Communications Branch (CA 911 Branch), and authorized the City Manager to execute any documents necessary to secure funding from the State. The total cost, including tax, is \$417,978.35 and the project is fully funded by the State.

**2. ADOPT AN ORDINANCE AMENDING CHAPTER I (IN GENERAL) OF TITLE 6 (DISASTER RELIEF AND CIVIL DEFENSE) OF THE COSTA MESA MUNICIPAL CODE RELATING TO EMERGENCY PREPAREDNESS, ORGANIZATION AND COORDINATION (01:21:52)**

Staff presentation by Ms. Hall Barlow, City Attorney.

Discussion ensued on emergency powers, bringing the items to council if time permits, actions needed to be made publicly, the role of the City Council as policy makers, the purpose of the ordinance, the order of succession, if City Council and Planning Commissioners are part of the emergency management operation, and specific emergency plans for each emergency or a broad plan.

Public Comments: None

**MOVED/SECOND:** Council Member Reynolds/Council Member Marr

**MOTION:** Approve the recommended actions.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Genis, Council Member Mansoor, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley

Nays: None

Absent: None

Abstain: None

Motion carried: 7-0

**ACTION:**

City Council adopted Ordinance No. 2020-10 amending Chapter I (In General) of Title 6 (Disaster Relief and Civil Defense) of the Costa Mesa Municipal Code relating to emergency preparedness, organization and coordination.

3. **ADOPT RESOLUTION NO. 2020-16 RATIFYING REGULATION NO. 2 PURSUANT TO PROCLAMATION NO. 2020-01 AND INTRODUCTION OF ORDINANCE NO. 2020-11 IMPOSING A TEMPORARY MORATORIUM ON THE EVICTION OF RESIDENTIAL OR COMMERCIAL TENANTS UNABLE TO PAY RENT BECAUSE OF COVID-19 (01:43:10)**

Staff presentation by Ms. Hall Barlow, City Attorney.

Discussion ensued on when the effective date, clarifying the action being voted on, the 4/5 voting requirements, clarifying the Governors Executive Orders, and penalties for landlords who don't follow this order.

Public Comments:

Ms. Green, City Clerk, read into the record a comment from Mary Spadoni, Costa Mesa, requesting a change to the action to exclude small, local landlords with rental units under four (4).

**MOVED/SECOND:** Mayor Pro Tem Stephens/Council Member Marr  
**MOTION:** Approve the recommended actions.

Council Members Genis and Mansoor spoke against the motion.

Mayor Pro Tem Stephens, Council Members Marr, Chavez, and Reynolds, and Mayor Foley spoke on supporting the motion.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley

Nays: Council Member Genis, Council Member Mansoor

Absent: None

Abstain: None

Motion carried: 5-2

**ACTION:**

1. City Council adopted Resolution No. 2020-16 ratifying Regulation No. 2 Pursuant to Proclamation No. 2020-01 issued by Emergency Services Director.
2. Introduced by title only Ordinance No. 2020-11 to establish a temporary moratorium on the eviction of residential or commercial tenants who are unable to pay rent due to the impacts of the novel coronavirus disease (COVID-19).

**4. INTRODUCTION OF REGULAR ORDINANCE NO. 2020-12 TEMPORARILY SUSPENDING MUNICIPAL CODE SECTION 13-174 IMPOSING A LIMIT OF THIRTY DAYS MAXIMUM FOR MOTEL STAYS DURING THE COVID-19 EMERGENCY (02:17:39)**

Staff presentation by Ms. Hall Barlow, City Attorney.

Public Comments: None

**MOVED/SECOND:** Council Member Reynolds/Council Member Chavez

**MOTION:** Approve the recommended actions.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Genis, Council Member Mansoor, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley

Nays: None

Absent: None

Abstain: None

Motion carried: 7-0

**ACTION:**

City Council introduced by title only and waived further reading of Ordinance No. 2020-12 that would establish a temporary suspension of Costa Mesa Municipal Code section 13-174 as to short-term occupancy motels which are restricted to allowing stays of no longer than 30 consecutive days, due to the impacts of the novel coronavirus disease (COVID-19).

**5. AUTHORIZATION TO EXPLORE PARTNERSHIP WITH THE ORANGE COUNTY INLAND EMPIRE SMALL BUSINESS DEVELOPMENT CENTER NETWORK (02:21:21)**

Staff presentation by Ms. Farrell Harrison, City Manager.

Public Comments:

Ms. Green, City Clerk, read into the record a public comment received in support of the item.

**MOVED/SECOND:** Council Member Marr/Mayor Foley

**MOTION:** Approve the recommended actions.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Genis, Council Member Mansoor, Council Member Marr, Council Member Reynolds, Mayor Pro Tem Stephens, and Mayor Foley

Nays: None

Absent: None

Abstain: None

Motion carried: 7-0



**ACTION:**

City Council authorized the City Manager to explore partnership with the Orange County Inland Empire Small Business Development Center (SBDC) Network to potentially develop an economic revitalization program including resource assistance for Costa Mesa small businesses.

**ADDITIONAL COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS (02:29:20)**

Council Member Chavez thanked all staff who attended the meeting in person.

Council Member Mansoor wished everybody the best.

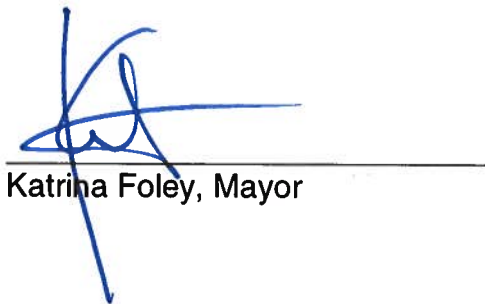
Council Member Genis thanked everyone for their hard work and to be safe.

Mayor Pro Tem Stephens wished Happy Easter to everyone.

Mayor Foley thanked the Costa Mesa Soup Kitchen team for hygiene protocols and social distancing, shared the following announcements: text alerts from OC health for COVID-19 updates, second harvest food bank distribution from 9:00 a.m. to 12:00 p.m. (noon), senior meal delivery, working with Council Member Chavez and volunteers on calling as many seniors as possible who may need assistance, City and State help hotlines, and please stay home and save lives.

**ADJOURNMENT (02:33:44)** – Mayor Foley adjourned the meeting at 8:51 p.m.

**Minutes adopted on this 1<sup>st</sup> day of September, 2020.**



A handwritten signature in blue ink, appearing to read 'Katrina', is written over a horizontal line.

Katrina Foley, Mayor

**ATTEST:**



A handwritten signature in blue ink, appearing to read 'Brenda Green', is written over a horizontal line.

Brenda Green, City Clerk