



## **REGULAR CITY COUNCIL AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY, AND HOUSING AUTHORITY\* AUGUST 1, 2023 - 6:00 P.M. - MINUTES**

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

### **NATIONAL ANTHEM AND PLEDGE OF ALLEGIANCE**

A video was played of the National Anthem and Mayor Stephens led the Pledge of Allegiance.

**MOMENT OF SOLEMN EXPRESSION** – Led by Pastor Matthew Hambrick, Costa Mesa First United Methodist Church.

### **ROLL CALL**

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

Absent: None.

### **PRESENTATIONS:**

Mayor Stephens recognized the Costa Mesa Little League (CMLL) Teams.

Mayor Stephens presented a commendation to Costa Mesa Little League President Brian Rottschäfer.

SoCal Gas presented a check to the City of Costa Mesa for being selected as the 2023 climate adaption and resiliency grant winner in the amount of \$50,000.

### **PUBLIC COMMENTS – MATTERS NOT LISTED ON THE AGENDA**

Speaker, spoke on green transportation.

Speaker, expressed concerns on the permit parking program.

Ayn Craciun, Climate Action Campaign, spoke in support of a climate action plan.

Wendy Simao spoke on noise concerns at The 12 gym.

Speaker, spoke in support of a climate action plan.

Marc Vukceovich spoke in support of the bike lanes on Placentia Ave., spoke on a DUI checkpoint on Bristol St., spoke on ideas regarding climate change, and spoke on inclusionary housing.

Speaker, spoke in support of a climate action plan and alternative transportation.

Hatem Ibrahim, representing Horizons Construction Co., spoke on final payments and release of the retention monies.

Lily Bui, Costa Mesa, spoke in support of a climate action plan.

Steve McNally, Costa Mesa, spoke in support of funding for mental health services.

Richard Bush spoke in support of a climate action plan.

Speaker, spoke on eviction protections, spoke on Mercy House requirements, spoke on Assembly Bill 1482, and spoke on a rent control ordinance.

Speaker, spoke in support of housing affordability.

Speaker, Resilience Orange County, spoke on eviction protections.

Speaker, spoke on housing affordability.

Carmen Ramirez spoke on representation for her district and interacting with Council.

Speaker, spoke on housing affordability.

Speaker, Resilience Orange County, spoke on housing affordability and engaging with the community.

Speaker, spoke on housing affordability.

Speaker, requested public comments to come after presentations at study sessions, requested agenda items be translated to Spanish, spoke on plastic delineators for bike lanes, spoke on one-way streets having an automatic signal, and spoke in support of a climate action plan.

Speaker, spoke on the Harbor Soaring Society and Fairview Park, and preserving native habitats.

Speaker, spoke on loud noises at home due to Tony's Bar.

Speaker, spoke on the Hive project and lack of infrastructure to support it.

Jay Humphrey, Costa Mesa, spoke in support of the ADA devices provided and spoke on moving New Business item No. 8 to the front of the agenda.

Alexander Haberbusch spoke against the proliferation of cannabis retailers.

Alejandro Sobrero Barboza spoke in support of a climate action plan.

Jake Comer, Costa Mesa, spoke in support of a climate action plan.

## **COUNCIL MEMBER COMMITTEE REPORTS, COMMENTS, AND SUGGESTIONS**

**MOVED/SECOND:** Council Member Reynolds/Mayor Stephens

**MOTION:** Reorder the agenda to consider New Business item No. 8 first.

The motion carried by the following roll call vote:

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

Nays: None.

Absent: None.

Abstain: None.

Motion carried: 7-0

Council Member Reynolds spoke on the available rental assistance programs, thanked staff for their work on an inclusionary housing ordinance, requested a climate action plan be agendized, spoke on Congresswomen Katie Porter holding a meeting on Thursday, August 3<sup>rd</sup> regarding the environment, thanked Public Works staff for communications on ongoing projects in the city, spoke on the West 19<sup>th</sup> Street project meeting on Tuesday August 8<sup>th</sup> at the Costa Mesa Senior Center, spoke on the first community meeting for the Fairview Park Master Plan on August 31<sup>st</sup> at the Norma Hertzog Community Center, and spoke in support of translating agendas to Spanish.

Council Member Chavez requested utilizing part of the surplus budget for charging stations, spoke on conducting a density bonus study in Costa Mesa beyond state guidelines, spoke in support of planting trees and requested a formal policy, spoke on the cadet program in the Fire Department, spoke on access for SOY students at the tennis center and inclusivity, and thanked staff for funding crosswalk guard services.

Council Member Gameros spoke on staff checking on Fairview Park native species, Harbor Soaring Society, and congratulated the Costa Mesa 10U World Champions.

Council Member Marr requested the City Manager provide an update on a climate action plan, requested staff to research prohibiting right turn on red lights at large pedestrian intersections, and spoke on the Mesa Water turf replacement rebate program.

Mayor Pro Tem Harlan spoke on a noise expert addressing The 12 gym complaints, spoke on the Chiefs at the Demolition Derby, and requested an Economic and Development Strategic Plan update.

Mayor Stephens spoke on the passing of Fred Sorsabal, previous Costa Mesa City Manager and adjourning the meeting in memory of him, and showed a video regarding the non-profit Rad Camp at Vanguard University.

**REPORT – CITY MANAGER** – Ms. Farrell Harrison, spoke on the 6<sup>th</sup> Fair Housing Workshop on Wednesday, August 16<sup>th</sup>, spoke on staff monitoring Harbor Soaring Society activities, spoke on issuing a Request For Proposal for a climate action and adaptation plan, and spoke on the timeline for the Economic and Development Plan.

**REPORT – CITY ATTORNEY – NONE.**

## **CONSENT CALENDAR**

**MOVED/SECOND:** Mayor Stephens/Mayor Pro Tem Harlan

**MOTION:** Approve recommended actions for consent calendar items 1-8, except for items 4, 7, and 8.

The motion carried by the following roll call vote:

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

Nays: None.

Absent: None.

Abstain: None.

Motion carried: 7-0

### **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: Jenette Martinez, Chelsea Nava, Tyler Tessmann.

### **3. ADOPTION OF WARRANT RESOLUTION**

ACTION:

City Council approved Warrant Resolution No. 2702.

### **5. VACATION OF A PORTION OF A PUBLIC UTILITY EASEMENT AT 1940 WALLACE AVENUE**

ACTION:

1. City Council adopted Resolution 2023-41 to vacate a portion of a City public utility easement at 1940 Wallace Avenue.

2. Authorized the execution of the Quitclaim Deed by the Mayor and the City Clerk.

**6. VACATION OF A PORTION OF A PUBLIC UTILITY EASEMENT AT 2156 MYRAN DRIVE**

**ACTION:**

1. City Council adopted Resolution 2023-42 for the vacation of a portion of a City public utility easement at 2156 Myran Drive.
2. Authorized the execution of the Quitclaim Deed by the Mayor and the City Clerk.

**ITEMS PULLED FROM THE CONSENT CALENDAR**

**4. DESIGNATION OF VOTING DELEGATE AND ALTERNATE FOR THE 2023 LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE**

**Public Comments:**

Jay Humphrey, Costa Mesa, spoke on the opportunity for council members to network at the conference.

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

**MOTION:** Approve recommended actions and add Mayor Stephens as an alternate.

The motion carried by the following roll call vote:

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

Nays: None.

Absent: None.

Abstain: None.

Motion carried: 7-0

**ACTION:**

City Council designated City Manager Lori Ann Farrell Harrison as Costa Mesa's voting delegate, Deputy City Manager Alma Reyes as an alternate, and Mayor Stephens as an alternate for the 2023 League of California Cities Annual Conference.

**7. FIFA WORLD CUP 2026 - POTENTIAL USE OF JACK HAMMETT SPORTS COMPLEX**

**Public Comments:**

Speaker, spoke on the Jack Hammett Sports Complex being closed for 28 days.

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

**MOTION:** Approve recommended actions.

Discussion ensued on the timeline FIFA would be using the field.

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

**MOTION:** Approve recommended actions.

The motion carried by the following roll call vote:

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

Nays: None.

Absent: None.

Abstain: None.

Motion carried: 7-0

**ACTION:**

1. City Council directed staff to explore the use of Jack Hammett Sports Complex as a Team Base Camp for a national soccer team during the 2026 FIFA World Cup tournament.
2. Authorized the City Manager to negotiate and execute necessary agreements in accordance with City Council direction.

## **8. SCHOOL CROSSING GUARD SERVICES**

Council Member Reynolds spoke on safe routes to school.

Public Comments:

Speaker, spoke on utilizing school children as crossing guards to save money.

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

**MOTION:** Approve recommended actions and direct staff to collaborate with the school district on safe routes to school and future cost sharing opportunities for crossing guards.

The motion carried by the following roll call vote:

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

Nays: None.

Absent: None.

Abstain: None.

Motion carried: 7-0

**ACTION:**

1. City Council approved a Professional Services Agreement (PSA) with All City Management Services (ACMS) to provide school crossing guard services for the 2023-2024 and 2024-2025 school years for an initial two-year period, for a total not-to-exceed amount of \$328,569 annually and an option to extend for up to three (3) additional terms of one (1) year each.
2. Approved the Consumer Price Index (CPI) increase for each extension period.

3. Authorized the City Manager and the City Clerk to execute the PSA and any future authorized amendments to the agreement.
4. Directed staff to collaborate with the school district on safe routes to school and future cost sharing opportunities for crossing guards.

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

City Council recessed into a break at 8:26 p.m.

City Council reconvened at 8:40 p.m.

**NEW BUSINESS:**

**8. REQUEST FOR CITY COUNCIL DIRECTION REGARDING THE RESEARCH FOR AND POTENTIAL DEVELOPMENT OF AN EVICTION ORDINANCE**

Presentation by Ms. Hall Barlow, City Attorney.

Discussion ensued on staff providing statistics and a comparison of existing state laws versus a proposed city ordinance.

Public Comments:

Patricia Montes, Costa Mesa, spoke on various issues with their landlord.

Juana Trejo inquired if council has held any meetings with home owners or property associations regarding issues with tenants and landlords, the importance of communication with tenants, and finding solutions.

Speaker, Resilience Orange County, spoke on Senate Bill 567 which would remove the rent cap, spoke on Assembly Bill 1482 and the lack of enforcement, and indicated the need for more data.

Speaker, shared their personal eviction story, spoke on the difficulties finding a new apartment, and spoke in support of an eviction ordinance.

Speaker, spoke on acting with caution as to not dampen the housing market as development is needed.

Speaker, shared their personal eviction story and spoke on safety issues.

Jenn Tanaka, Costa Mesa, spoke on the book Evicted by Matthew Desmond, utilizing staff time, being very thoughtful, answering the right questions, and laws difficult to enforce.

Carmen Ramirez spoke on six families in the area being evicted, difficulty of moving and changing schools, and spoke on the Council Members getting to know the community.

Speaker, Resilience Orange County, spoke on Senate Bill 567 and closing loopholes in the language regarding evictions and spoke on having recurring meetings to inform the community.

Ashley Anderson, Costa Mesa, spoke on the report prepared by Orange County United Way on evictions, spoke in support of an Ordinance, and spoke on connecting tenants and landlords.

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

**MOTION:** Directed staff to bring back for consideration an Ordinance on evictions and eviction diversion and in the report to include analysis on how much time the tenants have to move after notification, how many evictions occur due to safety issues and validation of the safety issues, include an enforcement segment and include potential supplemental services for legal aid and community meetings with tenants and providers.

Council Member Chavez requested mandatory reporting of evictions, and provisions on how to stop landlords from evicting tenants illegally without doing the upgrades.

Council Member Marr (1<sup>st</sup>) agreed to the addition.

Mayor Stephens requested additional analysis on the reasons tenants are being evicted beyond the knowledge we currently possess.

Council Member Marr (1<sup>st</sup>) and Council Member Chavez (2<sup>nd</sup>) agreed to the addition.

Ms. Farrell Harrison, City Manager, indicated the report will include a proposed budget and proposed staffing resources for implementation and enforcement.

Mayor Pro Tem Harlan agreed on the need for additional analysis, including the effectiveness of other jurisdictions Ordinances.

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

**MOTION:** Directed staff to bring back for consideration an Ordinance on evictions and eviction diversion and in the report to include analysis on how much time the tenants have to move after notification, how many evictions occur due to safety issues and validation of the safety issues, include an enforcement segment, include potential supplemental services for legal aid and community meetings with tenants and providers, and mandatory reporting of evictions, and provisions on how to stop landlords from evicting tenants illegally without doing the upgrades.

The motion carried by the following roll call vote:

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

Nays: None.

Absent: None.

Abstain: None.

Motion carried: 7-0



**ACTION:**

City Council Directed staff to bring back for consideration an Ordinance on evictions and eviction diversion and in the report to include analysis on how much time the tenants have to move after notification, how many evictions occur due to safety issues and validation of the safety issues, include an enforcement segment, include potential supplemental services for legal aid and community meetings with tenants and providers, and mandatory reporting of evictions, and provisions on how to stop landlords from evicting tenants illegally without doing the upgrades.

**PUBLIC HEARINGS:**

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

**1. APPEAL OF PLANNING APPLICATION 22-04 FOR A RETAIL CANNABIS STOREFRONT BUSINESS LOCATED AT 2790 HARBOR BOULEVARD, SUITES 107, 109, AND 115 (FROM THE EARTH)**

No ex-parte communications to report.

Presentation by Ms. Halligan, Contract Planner.

Applicant presentation by Mr. Zaharoni.

Discussion ensued on donations to schools and non-profits, the presentation before the Planning Commission, and any displacement of businesses.

Public Comments:

Speaker, spoke on the parking analysis and parking minimums.

Randy Nguyen, Costa Mesa, spoke in opposition to the application due to overconcentration.

Aaron Snyder, Costa Mesa, spoke in opposition to the application as there are too many in the proximity already, and requested a review of separation requirements.

Jay Humphrey, Costa Mesa, requested review of separation standards.

Dr. Mary Pham, Costa Mesa, spoke on issues with parking, spoke on Angels Beauty Salon, and in opposition to the application.

Pamela Marks Hollander, Costa Mesa, spoke in opposition of the application.

Carrie Mizera, Trilingual Immersion School, spoke in opposition of the application.

Jason Tong, Property Manager, spoke in support of the application, and indicated there is plenty of parking.

Elizabeth Mosher spoke in opposition of the item.

Speaker, representing From The Earth, clarified the donation of backpacks to the school district, spoke on available parking, and spoke on other types of businesses that are in close proximity to each other.

Speaker, spoke in opposition of the application.

Henny Abraham spoke in opposition of the application.

Pete Daily, Costa Mesa, spoke in support of the application.

Cassius Rutherford spoke on the proliferation of alcohol related businesses.

Written communication received from Leslie Van Deusen.

**MOVED/SECOND:** Mayor Stephens/Mayor Pro Tem Harlan

**MOTION:** Overturn the Planning Commission's decision and adopt a Resolution to approve Planning Application 22-04.

The motion failed by the following roll call vote:

Ayes: Mayor Pro Tem Harlan, and Mayor Stephens.

Nays: Council Member Chavez, Council Member Gameros, Council Member Harper, Council Member Marr, and Council Member Reynolds.

Absent: None.

Abstain: None.

Motion failed: 2-5

**ACTION:**

City Council upheld the Planning Commission's decision and adopted Resolution No. 2023-43 to deny Planning Application 22-04.

**MOVED/SECOND:** Mayor Stephens/Council Member Chavez

**MOTION:** Reorder the agenda and consider New Business Item No. 2.

The motion carried by the following roll call vote:

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

Nays: None.

Absent: None.

Abstain: None.

Motion carried: 7-0

## **NEW BUSINESS:**

### **2. GENERAL PLAN SCREENING REQUEST (GPS-23-03) FOR A PROPOSED RESIDENTIAL DEVELOPMENT ON A 14.25 ACRE SITE LOCATED AT 3333 SUSAN AVENUE ("Hive Live")**

Presentation by Mr. Yeager, Associate Planner.

The applicant provided a presentation.

Public Comments:

Speaker, spoke on less parking requirements, requested more commercial on site, spoke on a public connection to the rail trail, and spoke on easing requirements.

Chris McEvoy spoke on decks and open space, spoke on infrastructure needs, and spoke on Measure K.

Jay Humphrey, Costa Mesa, expressed concern on housing affordability.

Speaker, read comments from Mr. Toler, spoke in support of housing, suggested more retail space, spoke on allowing for higher height limits, removing the standard parking minimums, stressed the goal toward pedestrian friendliness, spoke on requiring bike parking, and car sharing, and requiring parking to be unbundled.

Jenn Tanaka spoke in support of approving the project, and spoke on adding higher density and more units.

Cynthia McDonald, Costa Mesa, expressed concerns on the project, spoke on inclusionary housing, affordable housing, spoke on overcrowding, spoke on visioning for the City, and building housing for all income levels.

Cassius Rutherford spoke on the need for housing, and in support of the item.

Speaker, spoke on low income and inclusionary housing.

Speaker, spoke in support of the item.

Written communication received from Cassius Rutherford.

Discussion ensued on trip budgets, having a local hire component, having more retail and walkability, adding EV charging stations, a focus on open space, utilizing less parking, secure e-bike parking, affordability for low and very low-income levels, the vision for the area to support walkability, space between developments and other buildings, active transportation, and bike lanes.

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

**MOTION:** Continue the meeting past midnight.

The motion carried by the following roll call vote:

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

Nays: Council Member Harper and Mayor Stephens

Absent: None.

Abstain: None.

Motion carried: 5-2

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

**MOTION:** City Council provided direction to process the General Plan Amendment.

The motion carried by the following roll call vote:

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

Nays: None.

Absent: None.

Abstain: None.

Motion carried: 7-0

**ACTION:**

City Council provided direction to process a General Plan Amendment request and other associated entitlements for the development of a 14.25-acre parcel located at 3333 Susan Street with 1,050 residential units, 2,500 square feet of retail space, and 5.05 acres of open space ("Hive Live").

## **OLD BUSINESS:**

### **1. RECOMMENDATIONS FROM CITY COUNCIL COMMITTEE LIAISONS REGARDING CITY COMMITTEES**

**ACTION:**

City Council continued this item to the September 5, 2023 City Council meeting.

## **NEW BUSINESS:**

### **1. APPOINTMENT TO THE PLANNING COMMISSION**

Public Comments:

Aaron Snyder, Costa Mesa, introduced himself to the council as an applicant.

Written communication received from Phil Palisoul.

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

**MOTION:** Appoint Karen Klepack to the Planning Commission.

The motion carried by the following roll call vote:

Ayes: Council Member Chavez, Council Member Gameros, Council Member Harper, Council Member Marr, Council Member Reynolds, and Mayor Stephens.

Nays: None.

Absent: None.

Abstain: Mayor Pro Tem Harlan.

Motion carried: 6-0-0-1

**ACTION:**

Council Member Marr appointed Karen Klepack to the Planning Commission (term expiration of January 2027), with approval by the City Council.

4. **AUTHORIZATION TO SUBMIT A JOINT APPLICATION WITH THE COUNTY TO THE STATE FOR BEHAVIORAL HEALTH BRIDGE HOUSING FUNDS TO INCREASE CAPACITY AND IMPLEMENT BEHAVIORAL HEALTH CARE AT THE BRIDGE SHELTER**

Presentation by Mr. Robbins, Neighborhood Improvement Manager.

Discussion ensued on mandated numbers, timelines for residents allowed to stay in the shelter, average stay in the shelter, and no diversion of funds from Fairview Park for the project.

Public Comments: None.

**MOVED/SECOND:** Mayor Stephens/Council Member Chavez

**MOTION:** Approve recommended actions.

Ms. Farrell Harrison, City Manager requested an amendment to the motion to include the grant to pay for one additional outreach worker.

Mayor Stephens (1<sup>st</sup>) and Council Member Chavez (2<sup>nd</sup>) agreed to the amendment.

**MOVED/SECOND:** Mayor Stephens/Council Member Chavez

**MOTION:** Approve recommended actions and authorize to increase the Table of Organization for one outreach worker.

The motion carried by the following roll call vote:

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

Nays: None.

Absent: None.

Abstain: None.

Motion carried: 7-0

**ACTION:**

1. City Council authorized submission of an application with the Orange County Health Care Agency to the California Department of Health Care Services for Behavioral Health Bridge Housing Program funds to increase capacity at the Bridge Shelter by adding 15 behavior health beds and associated services for individuals with Serious Mental Illness (SMI) or Substance Use Disorder (SUD), and appropriate all awarded funds to the Housing Authority's Shelter Budget.
2. Authorized the City Manager or her designee to execute agreements and amendments to agreements to bring the Bridge Shelter Behavioral Health Project to fruition.
3. Authorized to increase the Table of Organization for one outreach worker.

5. **PROFESSIONAL SERVICES AGREEMENT FOR COMMUNITY VISIONING AND LAND USE PLANNING SERVICES FOR THE FAIRVIEW DEVELOPMENTAL CENTER**

Public Comments:

Speaker, spoke on the need to collaborate with the State, spoke on Assembly Bill 309 which would provide for housing, and having a car free area.

Cynthia McDonald spoke on visioning and community workshops.

**MOVED/SECOND:** Mayor Pro Tem Harlan/Council Member Chavez

**MOTION:** Approve recommended actions.

Council Member Reynolds requested a quarterly progress update at City Council meetings including financial updates for any amendments greater than 15% of the contract value.

Mayor Pro Tem Harlan (1<sup>st</sup>) and Council Member Chavez (2<sup>nd</sup>) agreed to the change.

**MOVED/SECOND:** Mayor Pro Tem Harlan/Council Member Chavez

**MOTION:** Approve recommended actions and include a quarterly progress update at City Council meetings including financial updates for any amendments greater than 15% of the contract value.

The motion carried by the following roll call vote:

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

Nays: None.

Absent: None.

Abstain: None.

Motion carried: 7-0

**ACTION:**

1. City Council authorized the City Manager and City Clerk to appropriate and execute a Professional Services Agreement with PlaceWorks for a not-to-exceed amount of \$2,236,253 (including contingencies to cover any unforeseen costs and/or additional services that may be needed upon City staff's approval) for a two-year period with up to three one-year extensions, in substantially the same form as attached and in such final form as approved by the City Attorney.
2. Authorized the City Manager or designee to execute the agreement and any future amendments to the agreement including increases to the not-to-exceed amount, up to the \$3.5 million authorized by the State for this project, as and if needed.
3. Directed staff to provide quarterly progress updates at City Council meeting including financial updates for any amendments greater than 15% of the contract value.

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

**MOTION:** Adjourn the meeting and table the remainder of the agenda items to the September 5, 2023 City Council meeting.

The motion carried by the following roll call vote:

Ayes: Council Member Gameros, Council Member Harper, Council Member Marr, Council Member Reynolds, and Mayor Stephens.

Nays: Council Member Chavez and Mayor Pro Tem Harlan.

Absent: None.

Abstain: None.

Motion carried: 5-2

**6. AUTHORIZATION OF AN ADDITIONAL PARK RANGER FOR HARPER PARK SCHOOL FIELD ACCESS AND UPDATE REGARDING ENHANCED SECURITY AT FOUR NEWPORT MESA UNIFIED SCHOOL DISTRICT FIELDS ON THE WESTSIDE**

**ACTION:**

City Council continued this item to the September 5, 2023 City Council meeting.

**7. REQUEST FOR CITY COUNCIL DIRECTION REGARDING THE RESEARCH FOR AND POTENTIAL DEVELOPMENT OF AMENDMENTS TO THE CITY'S CANNABIS ORDINANCES**

**ACTION:**

City Council continued this item to the September 5, 2023 City Council meeting.

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

**ADJOURNMENT** –The Mayor adjourned the meeting at 12:40 a.m. in memory of Fred Sorsabal.

**Minutes adopted on this 5<sup>th</sup> day of September, 2023.**

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John Stephens, Mayor

ATTEST:

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Brenda Green, City Clerk

DRAFT