

# City Council Meeting Agenda

February 7, 2017

**CLOSED SESSION MEETING**  
**CITY COUNCIL CHAMBER**  
22 Civic Center Plaza  
Santa Ana, California  
5:00 PM

**REGULAR OPEN MEETING**  
**CITY COUNCIL CHAMBER**  
22 Civic Center Plaza  
5:45 PM  
(Immediately following the Closed Session Meeting)



**Miguel A. Pulido**  
Mayor  
[MPulido@santa-ana.org](mailto:MPulido@santa-ana.org)

**Vicente Sarmiento**  
Councilmember – Ward 1  
[VSarmiento@santa-ana.org](mailto:VSarmiento@santa-ana.org)

**Jose Solorio**  
Councilmember - Ward 3  
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**Juan Villegas**  
Councilmember - Ward 5  
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**Michele Martinez**  
Mayor Pro Tem - Ward 2  
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**P. David Benavides**  
Councilmember - Ward 4  
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**Sal Tinajero**  
Councilmember - Ward 6  
[STinajero@santa-ana.org](mailto:STinajero@santa-ana.org)

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**Sonia R. Carvalho**  
City Attorney

**Gerardo Mouet**  
Acting City Manager  
[GMouet@santa-ana.org](mailto:GMouet@santa-ana.org)

**Maria D. Huizar**  
Clerk of the Council



*NOTE: If you need special assistance to participate in this Council meeting, please contact Michael Ortiz, City ADA Program Coordinator, at (714) 647-5624. Please call prior to the meeting date, to allow the City enough time to make reasonable arrangements for accessibility to this meeting. [Americans with Disabilities Act, Title II, 28 CFR 35.102]*

## ► BASIC CITY COUNCIL MEETING INFORMATION ◀

**Agenda & Materials** - The agenda titles provide the public with a list of items to be considered by the Council broken down into four categories: Presentations, Consent Calendar, Business Calendar and Public Hearings. Presentations are ceremonial. Consent Calendar are considered to be routine by the City Council and may be enacted by one motion without discussion unless a member of the Council "pulls" an item(s) for a separate vote. Business Calendar and Public Hearing items are considered individually. Additional information of the various categories on the agenda is found on the "Understanding Your City Council Meeting Agenda" pamphlet at: [http://www.ci.santa-ana.ca.us/coc/documents/understanding\\_council\\_agenda.pdf](http://www.ci.santa-ana.ca.us/coc/documents/understanding_council_agenda.pdf). The Council is not limited in any way by the "Recommended Action" and may take any action which the council deems to be appropriate on an agenda item. *Except as otherwise provided by law, no action shall be taken on any item not listed on the agenda.* All staff reports and any non-confidential writings or documents provided to a majority of the City Council members regarding any item on this agenda are available for public inspection in the Clerk of the Council Office during regular business hours and posted on the City's website the Friday before a Council meeting at: <http://www.santa-ana.org/coc/granicus.asp>

**Public Comments / Oral Communication** - Pursuant to Government Code Sec. 54954.3, the public may address the City Council and any other legislative body scheduled to meet on same day and time on any and all matters within the jurisdiction of the City.

The public will be given the opportunity to speak on any item listed on the Agenda during the first Public Comments portion of the Agenda, with the exception of Public Hearings that are considered separately and on non-agendized items within the jurisdiction of the City Council during the second Public Comments portion of the Agenda. At the discretion of the Presiding Mayor, all comments may be considered jointly. All requests to speak shall be submitted in writing to the Clerk of the Council at the beginning of the meeting and before Public Comments begin. Speaker forms will be available at the meeting.

**REQUESTS TO SPEAK SHALL NOT BE ACCEPTED AFTER THE PUBLIC COMMENT SESSION BEGINS WITHOUT PERMISSION OF THE PRESIDING MAYOR.** When speaking, all persons addressing the City Council shall follow the rules of decorum as detailed on the back of the speaker form. The presiding officer shall have the power and responsibility to enforce decorum and order of the meeting as set forth in Section 2-104(c) of the Santa Ana Municipal Code.

**Written Communication** - Correspondence regarding any item on the agenda may be faxed to (714) 647-6956 or emailed to [eComments@santa-ana.org](mailto:eComments@santa-ana.org). Please submit by 3 p.m. on City Council meeting day to allow sufficient time to upload to the website and circulate to the City Council for their consideration. Emails received after 3 p.m. will be uploaded to the City's website the day after the meeting.

**Translation Services** - Spanish interpreting services are provided at City Council meetings. Simultaneous Spanish interpretation is provided through the use of headsets and consecutive interpretation (Spanish-to-English) in addition to those wishing to address the City Council at the podium.

*La ciudad provee servicios de interpretación al español en las juntas del Concilio. La interpretación simultánea al español se ofrece por medio del uso de audífonos y la interpretación consecutiva (español a inglés) también está disponible para cualquiera que desee dirigirse al concilio municipal en el podio.*

**Televised Meeting Schedule** - All regular meetings will be televised and available for viewing on the City's cable channel. Meetings held in the Council Chamber or other designated locations which are televised live on CTV3 Spectrum (formerly Time Warner Cable) will be cablecast Mondays at 6:00 p.m., Tuesdays immediately following the meeting at 9:00 a.m., Wednesdays at 6:00 p.m., and Sundays at 1:00 p.m. Meetings are also available in SAP. Meetings held in locations that do not have a live cable feed will be videotaped and shown on CTV3 the day after the meeting. DVD copies of the meetings are available for public circulation at the Santa Ana Main Library the day after a meeting.

## ► CITY VISION, STRATEGIC PLAN AND CODE OF ETHICS ◀

The City of Santa Ana is committed to achieving a shared vision for the organization and its community. The **Vision, Mission and Guiding Principles** (Values) are the result of a thoughtful and inclusive process designed to set the City and organization on a course that meets the challenges of today and tomorrow, as follow:

**Vision** - The dynamic center of Orange County which is acclaimed for our: Investment in youth • Safe and healthy community • Neighborhood pride • Thriving economic climate • Enriched and diverse culture • Quality government services

**Mission** - To deliver efficient public services in partnership with our community which ensures public safety, a prosperous economic environment, opportunities for our youth, and a high quality of life for residents.

**Guiding Principles** - Collaboration • Efficiency • Equity • Excellence • Fiscal Responsibility • Innovation • Transparency

**Five-Year Strategic Plan** - Goals/Objectives/Strategies:

Full report available at: <http://www.santa-ana.org/strategic-planning/>

- Goal 1 - Community Safety
- Goal 2 - Youth, Education, Recreation
- Goal 3 - Economic Development
- Goal 4 - City Financial Stability
- Goal 5 - Community Health, Livability, Engagement & Sustainability
- Goal 6 - Community Facilities & Infrastructure
- Goal 7 - Team Santa Ana

**Code of Ethics and Conduct** - At the Special Municipal Election held on February 5, 2008, voters approved an amendment to the City Charter which established the Code of Ethics and Conduct for elected officials and members of appointed boards, commissions, and committees to assure public confidence. The following are the core values expressed: • Integrity • Honesty • Responsibility • Fairness • Accountability • Respect • Efficiency

**CITY OF SANTA ANA  
CITY COUNCIL REGULAR OPEN MEETING**

**FEBRUARY 7, 2017**

**REGULAR OPEN MEETING**

5:45 p.m. (Immediately following the Closed Session Meeting)

**CALL TO ORDER**

MAYOR PULIDO

COUNCILMEMBERS BENAVIDES, MARTINEZ, SARMIENTO, SOLORIO, TINAJERO AND VILLEGAS

**PLEDGE OF ALLEGIANCE**

LAYLA HERRERA, EDGAR MENDEZ, APRIL NOGUERON, AND TIFFANY RUIZ - SCHOLARSHIP PREP CHARTER SCHOOL

**INVOCATION**

RUBEN ESPONDA, POLICE CHAPLAIN

**PRESENTATIONS**

**CERTIFICATE OF RECOGNITION** presented by **COUNCILMEMBER SARMIENTO** to Healthy Smiles for Kids of Orange County for the outstanding services they provide to families in Santa Ana.

**CERTIFICATES OF RECOGNITION** presented by **COUNCILMEMBER SARMIENTO** to the Student Ambassador Competition winners of the 30-Day Voter Challenge:

- Host Event/ Drive/ Rally Category:
  - Samueli Academy
    - Alyssa Lucio
    - Crystal Hernandez
    - Kassie Mulan
  
- Social Media Category:
  - Godinez Fundamental High School
    - Betzaira Ruiz
    - Rafael Ramirez
    - Claudia Navarrete
    - Yesireth Solís
    - Erick Orozco

- Video Category:
  - Godinez Fundamental High School
    - Sofia Sanchez
    - Vivian Juarez
    - Lilian Rangel
    - José Silva

**CERTIFICATES OF RECOGNITION** presented by **COUNCILMEMBER SOLORIO** to the leaders of the Santa Anita Neighborhood Association for their outstanding community service: Martha Calderon, Rodolfo Calderon, Felipe Guerrero and Orlando Quintana.

**PROCLAMATION** presented by **COUNCILMEMBER SOLORIO** to HPO Embroidery in recognition of their 15-Year Anniversary.

**PROCLAMATION** presented by **COUNCILMEMBER TINAJERO** in recognition of National School Counselor Week February 6-10.

**CLOSED SESSION REPORT**

The City Attorney will report items to be added to Consent Calendar Item 19A from the Closed Session meeting.

**PUBLIC COMMENTS**

Pursuant to Government Code Sec. 54954.3, members of the public may address either the City Council or any of the City’s other related entities, such as the Housing Authority, Successor Agency or other legislative bodies, meeting in conjunction with this scheduled meeting. Public comments may be made on any and all matters within the City of Santa Ana’s jurisdiction or the jurisdiction of the other related entities.

At the discretion of the Chair, at the first Public Comment portion of the meeting, all comments may be considered jointly. The public will be given the opportunity to speak three (3) minutes on any and all matters contained on any of the Consent Calendar and Business Calendar items and/or on issues of public interest within the jurisdiction of the City. For public hearings, members of the public shall be given three (3) minutes for each duly noticed hearing (unless the matter is continued prior to taking public testimony). All requests to speak shall be submitted in writing to the Clerk of the Council at the beginning of the meeting and before Public Comments begin. Speaker forms will be available at the meeting.

**REQUESTS TO SPEAK SHALL NOT BE ACCEPTED AFTER THE PUBLIC COMMENT SESSION BEGINS WITHOUT PERMISSION OF THE MAYOR.** When speaking, all persons addressing the City Council shall follow the rules of decorum as detailed on the back of the speaker form. The presiding officer shall have the power and responsibility to enforce decorum and order of the meeting as set forth in Section 2-104(c) of the Santa Ana Municipal Code.

**CONSENT CALENDAR**

**RECOMMENDED ACTION:** Approve staff recommendations on the following Consent Calendar items: Items 10A through 31C.

**ADMINISTRATIVE MATTERS**

**MINUTES**

10A. MINUTES FROM THE REGULAR MEETING OF JANUARY 17, 2017 {STRATEGIC PLAN NO. 5, 1} - Clerk of the Council Office

**RECOMMENDED ACTION:** Approve Minutes.

**BOARDS / COMMISSIONS / COMMITTEES**

13A. COUNCIL COMMITTEES – AGENDA AND MINUTES {STRATEGIC PLAN NO. 5, 1} - Clerk of the Council Office

**RECOMMENDED ACTION:** Receive and file.

<u>NAME</u>	<u>MEETING DATE</u>
Parks, Recreation, Education & Youth Committee (Cancellation)	1/23/2016
Public Safety and Neighborhood Improvement Committee (Cancellation)	1/24/2016

13B. NOMINATED BY COUNCILMEMBER SOLORIO AS THE WARD 3 REPRESENTATIVE TO THE BOARD ENVIRONMENTAL AND TRANSPORTATION ADVISORY COMMITTEE FOR A FULL-TERM EXPIRING DECEMBER 15, 2020 {STRATEGIC PLAN NO. 5, 1} - Clerk of the Council Office

**RECOMMENDED ACTION:** Appoint Bruce T. Bauer to the Environmental and Transportation Advisory Committee (Ward 3 resident; replacing D. Oregel).

13C. NOMINATED BY COUNCILMEMBER TINAJERO AS THE WARD 6 REPRESENTATIVE TO THE COMMUNITY REDEVELOPMENT AND HOUSING COMMISSION FOR A PARTIAL-TERM EXPIRING DECEMBER 11, 2018 {STRATEGIC PLAN NO. 5, 1} - Clerk of the Council Office

**RECOMMENDED ACTION:** Appoint Gary Woods to the Community Redevelopment and Housing Commission (Ward 6 resident; replacing M. Schauer).

13D. NOMINATED BY COUNCILMEMBER VILLEGAS AS THE WARD 5 REPRESENTATIVE TO THE HISTORIC RESOURCES COMMISSION FOR A FULL-TERM EXPIRING DECEMBER 15, 2020 {STRATEGIC PLAN NO. 5, 1} - Clerk of the Council Office

***RECOMMENDED ACTION:*** Appoint Tim Rush to the Historic Resources Commission (Ward 2 resident; replacing E. Murashie).

13E. NOMINATED BY COUNCILMEMBER VILLEGAS AS THE WARD 5 REPRESENTATIVE TO THE COMMUNITY REDEVELOPMENT AND HOUSING COMMISSION FOR A FULL-TERM EXPIRING DECEMBER 15, 2020 {STRATEGIC PLAN NO. 5, 1} - Clerk of the Council Office

***RECOMMENDED ACTION:*** Appoint Angie R. Cano to the Community Redevelopment and Housing Commission (Ward 6 resident; replacing T. Leon).

#### **MISCELLANEOUS ADMINISTRATION**

19A. CONFIRMATION OF CLOSED SESSION ACTION(S) – City Attorney’s Office

19B. EXCUSED ABSENCES – Clerk of the Council Office

19C. QUARTERLY REPORT OF INVESTMENTS AS OF DECEMBER 31, 2016 {STRATEGIC PLAN NO. 4, 1D} - Finance and Management Services

***RECOMMENDED ACTION:*** Receive and file.

19D. QUARTERLY REPORT FOR HOUSING DIVISION PROJECTS AND ACTIVITIES OCTOBER 2016 – DECEMBER 2016 {STRATEGIC PLAN NO. 5, 3} - Community Development Agency

Community Redevelopment and Housing Commission approved recommended action on January 25, 2017 by a vote of 6-0.

***RECOMMENDED ACTION:*** Receive and file.

19E. PUBLIC WORKS AGENCY STATUS OF PROJECTS - MONTHLY CAPITAL IMPROVEMENT PROGRAM EXECUTIVE REPORT FOR JANUARY 2017 {STRATEGIC PLAN NO. 5, 1} - Public Works Agency

***RECOMMENDED ACTION:*** Receive and file.

- 19F. NONPROFIT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION PROCESS FOR FISCAL YEAR 2017-2018 TO IMPROVE LOW TO MODERATE-INCOME NEIGHBORHOODS, ELIMINATE BLIGHT AND CREATE A MORE STABLE ECONOMIC BASE {STRATEGIC PLAN NO. 5, 4} - Community Development Agency

Matter continued from the January 17, 2016 City Council meeting by a vote of 6-0 (Sarmiento absent).

***RECOMMENDED ACTION:*** Receive and file.

- 19G. CONTINUE ITEM: COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR-ENDED JUNE 30, 2016 {STRATEGIC PLAN NO. 4, 1} - Finance and Management Services

Matter continued from the December 20, 2016 City Council meeting by a vote of 7-0. Matter continued from the January 17, 2017 City Council meeting by a vote of 6-0 (Sarmiento absent).

***RECOMMENDED ACTION:*** Continue matter to the February 21, 2017 City Council meeting at the request of staff.

## BUDGETARY MATTERS

### SPECIFICATIONS – PURCHASE OF EQUIPMENT AND SERVICES

- 22A. SPEC. NO. 16-139 - CONTRACT AWARD FOR TWO COMPRESSED NATURAL GAS (CNG) HEAVY DUTY HAULING TRUCKS {STRATEGIC PLAN NO. 6, 2} (Public Works Agency) - Finance and Management Services

***RECOMMENDED ACTION:*** Authorize a one-time purchase and payment of purchase order to Los Angeles Truck Centers, LLC, in the amount of \$360,050 plus a five percent contingency of \$18,000, for a total amount not to exceed \$378,050, subject to nonsubstantive changes approved by the City Manager and City Attorney.

- 22B. SPEC. NO. 16-132 - CONTRACT AWARD FOR TWO POLARIS GEM ELECTRIC UTILITY VEHICLES {STRATEGIC PLAN NO. 6, 2} - Finance and Management Services

***RECOMMENDED ACTION:*** Authorize a one-time purchase and payment of purchase order to Electric Car Sales and Service in an amount not to exceed \$39,155 plus a contingency of \$1,175 for a total amount of \$40,330, subject to non-substantive changes approved by the City Manager and City Attorney.

## PROJECTS/CHANGE ORDERS

- 23A. AWARD CONTRACT FOR THE BOMO KORAL PARK SIDEWALK RENOVATIONS (PROJECT NO. 16-2671) {STRATEGIC PLAN NO. 6, 1C} - Public Works Agency; and Parks, Recreation and Community Services Agency

### ***RECOMMENDED ACTIONS:***

1. Award a contract and authorize the City Manager and the Clerk of the Council to execute a construction contract to Golden State Constructors, the lowest responsible bidder, in accordance with the base bid plus Additive Alternates 1, 2, 3, and 4, in the total amount of \$71,099, for the term beginning upon execution of the contract and ending upon project completion, for construction of the Bomo Koral Sidewalk Renovations project, subject to non-substantive changes approved by the City Manager and the City Attorney.
2. Approve the Project Cost Analysis for a total estimated project delivery cost of \$133,900, which includes the contract base, Additive Alternates 1, 2, 3, and 4, administration, inspection, testing, and a \$52,136 contingency, to capitalize on competitive unit prices and implement additional improvements.

## AGREEMENTS

- 25A. CONTINUE ITEM: PROVIDE COMMUNITY ORIENTED POLICING SURVEY {STRATEGIC PLAN NO. 1, 1A} - Police Department

***RECOMMENDED ACTION:*** Continue matter to the February 21, 2017 City Council meeting at the request of staff.

- 25B. AGMT - ANNUAL SOFTWARE MAINTENANCE AND SUPPORT FOR THE POLICE DEPARTMENT'S AUTOMATIC VEHICLE LOCATION SYSTEM {STRATEGIC PLAN NO. 1, 5A} - Police Department

***RECOMMENDED ACTION:*** Authorize the City Manager and Clerk of the Council to execute a one-year amendment with GeoSpatial Technologies, Inc., for the period of December 16, 2016 through December 15, 2017, in an amount of \$20,898 plus a \$5,000 contingency for a total not to exceed amount of \$25,898, subject to non-substantive changes approved by the City Manager and City Attorney.

- 25C. APPROVED LIST OF COMMUNITY HOUSING DEVELOPMENT ORGANIZATIONS FOR THE DEVELOPMENT OF AFFORDABLE HOUSING – GRANT FUNDED {STRATEGIC PLAN NO 5, 3} - Community Development Agency



At its regular meeting on December 28, 2016, by a vote of 7-0 the Community Redevelopment and Housing Commission recommended that the City Council and Housing Authority approve the recommended actions.

***RECOMMENDED ACTIONS:***

1. **Certify Jamboree Housing Corporation, American Family Housing and Mercy House as Community Housing Development Organizations and place these entities on the Approved List of Community Housing Development Organizations as prequalified to apply for a set-aside of up to \$504,550 in HOME Investment Partnerships Program funds for up to a three-year term from March 1, 2017 to February 29, 2020.**
2. **Authorize the City Manager and the Clerk of the Council to enter into agreement(s) with the Approved List of Community Housing Development Organizations after a project is or projects are submitted by the prequalified entities and approved by staff, subject to non-substantive changes approved by the City Manager and City Attorney.**
  - AGMT – Jamboree Housing Corporation
  - AGMT – American Family Housing
  - AGMT – Mercy House

25D. AGMT - INCLUSIONARY HOUSING AGREEMENT IN THREE PHASES FOR THE HERITAGE VILLAGE APARTMENTS LOCATED AT 2001 E. DYER ROAD {STRATEGIC PLAN NO. 5, 3B} - Community Development Agency

***RECOMMENDED ACTION:*** Authorize the City Manager and Clerk of the Council to execute an Inclusionary Housing Agreement with Heritage Village OC, LLC in an amount not to exceed \$9,695,725.60, subject to non-substantive changes approved by the City Manager and City Attorney.

25E. AS-NEEDED INFORMATION TECHNOLOGY PROFESSIONAL SERVICES {STRATEGIC PLAN NO. 7, 2D} - Information Technology Department

***RECOMMENDED ACTION:*** Authorize the City Manager and Clerk of the Council to execute seven information technology professional services agreements with the firms listed below, each for a one (1) year term expiring February 6, 2018 with the potential for three one-year renewal terms, exercisable by the City Manager and the City Attorney, for a total aggregate amount for all seven consultants, not-to-exceed \$3,000,000 annually and \$12,000,000 over the life of the agreements if all extensions are utilized, subject to non-substantive changes approved by the City Manager and City Attorney:

1. AGMT – With The Comdyn Group, Inc.
2. AGMT - With Bunnell Enterprises (dba Total Network Solutions)
3. AGMT - With The Ryte Professionals, Inc.

4. AGMT - With Scienta Consulting Group, Inc.
5. AGMT - With Sierra Cybernetics, Inc.
6. AGMT - With Softmaster, Inc.
7. AGMT - With Stelarum Studios, Inc.

25F. AGMT - COOPERATIVE AGREEMENT FOR THE USE OF RIGHT-OF-WAY FOR THE OC STREETCAR PROJECT (NON-GENERAL FUND) {STRATEGIC PLAN NOS. 3, 2C, 4B; 6, 1G} - Public Works Agency

***RECOMMENDED ACTION:*** Authorize the City Manager and Clerk of the Council to execute Cooperative Agreement No. C-6-1433 with the Orange County Transportation Authority for the term beginning on the effective date of this agreement for a period of 50 years, subject to nonsubstantive changes approved by the City Manager and City Attorney.

25G. AGMT - AUTOMATED PARKING CITATION PROCESSING SERVICES {STRATEGIC PLAN GOAL NO. 1, 5} - Police Department and Information Technology Department

***RECOMMENDED ACTION:*** Authorize the City Manager and the Clerk of the Council to execute a three-year agreement with Data Ticket Inc., for the period of February 7, 2017 through February 6, 2020, with the option to extend the agreement for two additional one-year extensions, in the amount of \$805,431, plus an additional 10% contingency of \$80,544, in the amount of \$885,975 subject to non-substantive changes approved by the City Manager and City Attorney.

#### MISCELLANEOUS - BUDGET

29A. DONATION AGREEMENT TO SUPPORT A BASEBALL GAME {STRATEGIC PLAN NO. 5, 4} - Councilmember Tinajero

***RECOMMENDED ACTION:*** Authorize the City Manager and Clerk of the Council to execute an agreement with Jaguar Diamond Booster Club for a one-time donation amount of \$2,000, subject to non-substantive changes approved by the City Manager and the City Attorney.

29B. DONATION AGREEMENT TO SUPPORT A LEADERSHIP CONFERENCE {STRATEGIC PLAN NO. 5, 4} - Mayor Pro Tem Martinez

***RECOMMENDED ACTION:*** Authorize the City Manager and Clerk of the Council to execute an agreement with Mexican-American Womens National Association of Orange County for a one-time donation amount of \$1,000, subject to non-substantive changes approved by the City Manager and the City Attorney

LAND USE MATTERS

CONDITIONAL USE PERMIT/VARIANCES

- 31A.           CONDITIONAL USE PERMIT NO. 2016-37 TO ALLOW CONTINUED USE OF A 60-FOOT HIGH WIRELESS FACILITY FOR ATC SEQUOIA LLC AT 1441 SOUTH VILLAGE WAY - THE DERNA GROUP {STRATEGIC PLAN NOS. 3, 2, 5} - Planning and Building Agency

Planning Commission approved recommended action on January 9, 2017, by a vote of 7-0.

***RECOMMENDED ACTION:*** Receive and file the staff report approving Conditional Use Permit No. 2016-37 as conditioned.

- 31B.           CONDITIONAL USE PERMIT NO. 2016-48 AND VARIANCE NO. 2016-08 TO ALLOW A MCDONALD'S RESTAURANT WITH DRIVE-THROUGH WINDOW SERVICE AT 1501 NORTH BRISTOL STREET - JESSICA STEINER, APPLICANT {STRATEGIC PLAN NO. 3, 2} - Planning and Building Agency

Planning Commission approved recommended action on January 9, 2017, by a vote of 7-0.

***RECOMMENDED ACTION:*** Receive and file the staff report approving Conditional Use Permit No. 2016-48 as conditioned and Variance No. 2016-08 as conditioned.

- 31C.           VARIANCE NO. 2016-09 TO ALLOW AN EXISTING FREESTANDING SIGN TO REMAIN AT A MOBIL SERVICE STATION AT 1351 EAST DYER ROAD - ULISES ARAUJO, APPLICANT {STRATEGIC PLAN NO. 3, 2} - Planning and Building Agency

Planning Commission approved recommended action on January 9, 2017, by a vote of 7-0.

***RECOMMENDED ACTION:*** Receive and file the staff report approving Variance No. 2016-09 as conditioned.

**\*\*END OF CONSENT CALENDAR\*\***

ADMINISTER OATH OF OFFICE TO THE NEWLY APPOINTED COMMISSIONERS:

**Community Redevelopment and Housing Commission**

Gary Woods and  
Angie R. Cano

**Environmental and Transportation advisory Committee**

Bruce T. Bauer

**Historic Resources Commission**

Tim Rush

**BUSINESS CALENDAR**

**RESOLUTIONS**

- 55A. APPROPRIATION ADJUSTMENT, RESOLUTION AND AGREEMENT ACCEPTING FISCAL YEAR 2016 EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) {STRATEGIC PLAN NO. 1, 2E, 2F, 6C} - Police Department

***RECOMMENDED ACTIONS:***

1. **Approve an appropriation adjustment. *(Requires five affirmative votes)***

APPROPRIATION ADJUSTMENT NO. 2017-083 - Recognizing \$53,246 in Emergency Management Performance Grant funds in the Law Enforcement Grants revenue account, and appropriating same to the Emergency Management Performance Grant expenditure account.

2. **Adopt a resolution.**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AUTHORIZING THE CITY MANAGER AND THE CHIEF OF POLICE OF HIS DESIGNEE(S) TO OBTAIN 2016 EMERGENCY MANAGEMENT PERFORMANCE GRANT FUNDS THROUGH THE COUNTY OF ORANGE

3. **AGMT - Authorize the City Manager and the Clerk of the Council to execute a one-year agreement with the County of Orange, for the period of July 1, 2016 through June 30, 2017, for the Emergency Management Performance Grant to provide assistance with state and local emergency preparedness, in an amount not to exceed \$53,246, subject to non-substantive changes approved by the City Manager and City Attorney.**

55B. RESOLUTION AUTHORIZING EXECUTION OF PROGRAM SUPPLEMENT AGREEMENTS REQUIRED BY MASTER AGREEMENT NO. 12-5063F15 TO SECURE FEDERAL-AID GRANT FUNDS {STRATEGIC PLAN NO. 6, 1G} – Public Works Agency

***RECOMMENDED ACTION:*** Adopt a resolution.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AUTHORIZING THE EXECUTIVE DIRECTOR OF THE PUBLIC WORKS AGENCY TO EXECUTE ALL PROGRAM SUPPLEMENT AGREEMENTS REQUIRED BY REVISED MASTER AGREEMENT NO. 12-5063F15 WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR FEDERAL-AID PROJECTS

## **REPORTS**

65A. 2017 ANNUAL REVIEW AND APPOINTMENT OF REGIONAL BOARD REPRESENTATIVES {STRATEGIC PLAN NO. 5, 1} - Clerk of the Council Office

Matter continued from the December 20, 2016 City Council meeting to the January 17, 2017 City Council meeting by a vote of 7-0. Matter continued from the January 17, 2016 City Council meeting to the February 7, 2017 City Council meeting by a vote of 6-0 (Sarmiento absent).

***RECOMMENDED ACTIONS:***

1. **Review the regional board appointment list and appoint members and alternates to serve as representatives to various outside agencies through December 2017 (or specific term where noted); and,**
2. **Adopt a resolution designating and appointing a representative to the Orange County Fire Authority's Board of Directors; and,**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA, CALIFORNIA, REPEALING RESOLUTION NO. 2016-058 AND DESIGNATING AND APPOINTING ITS REPRESENTATIVE TO THE ORANGE COUNTY FIRE AUTHORITY'S BOARD OF DIRECTORS

3. **Direct the Clerk of the Council to update and post the Fair Political Practices Commission (FPPC) Form 806 (Agency Report of Public Official Appointments) on the City's website.**

65B. ANNUAL REVIEW OF COUNCIL COMMITTEES AND APPOINTEES {STRATEGIC PLAN NO. 5, 1} - Clerk of the Council Office

Matter continued from the January 17, 2016 City Council meeting to the February 7, 2017 City Council meeting by a vote of 6-0 (Sarmiento absent).

***RECOMMENDED ACTIONS:***

1. Review current list of established Council Committees and make any changes, as needed.
2. Review current list of appointees to Council Committees and make changes, as needed.

65C. COMMUNITY ENHANCEMENT PROGRAM GRANT AGREEMENTS AND APPROPRIATION ADJUSTMENT FOR FISCAL YEAR 2016-2017 {STRATEGIC PLAN NOS. 2,2A; 2,2B; 5,4B; 5,5C; 5,6C } - City Manager's Office and Community Development Agency

Consideration of matter continued from the December 20, 2016 City Council meeting to the January 17, 2017 City Council meeting by a vote of 6-0 (Benavides abstained). Consideration of matter continued from the January 17, 2017 City Council meeting to the February 7, 2017 City Council meeting by a vote of 5-0 (Benavides abstained; Sarmiento absent).

***RECOMMENDED ACTIONS:***

1. Approve one of the funding options for the 2016-2017 Community Enhancement Program Grant in the amount of \$500,000:
  - A. Award funds to the eight highest ranked nonprofit programs for the requested funding amount, for a total of \$485,643, and allocate \$14,357 for administrative costs (Staff recommended action); or
  - B. Award funds to the nine highest ranked nonprofit programs, with a of 7.5% reduction of the requested funding amount, for a total of \$500,000.
2. Approve an appropriation adjustment. *(Requires five affirmative votes)*

APPROPRIATION ADJUSTMENT NO. 2017-070 - To appropriate \$500,000 from Fund Balance, resulting from Fiscal Year 2015-16 (General Fund) for the City's Community Enhancement Grant Program.

3. **AGMTS** - Direct the City Attorney to prepare and authorize the City Manager and Clerk of the Council to execute agreements with nonprofit agencies awarded Community Enhancement Program Grants, subject to non-substantive changes approved by the City Manager and City Attorney.

## PUBLIC HEARING

- 75A. PUBLIC HEARING - ORDINANCE TO REGULATE MOBILE FOOD VENDING VEHICLES {STRATEGIC PLAN NO 5, 4} - Planning and Building Agency; and City Attorney's Office

Matter continued from the December 20, 2016 City Council at the request of staff.

Legal Notice published in the Orange County Reporter, Orange County Register, and La Opinion on January 27, 2017 and notices mailed to mobile vendors on February 2, 2017.

***RECOMMENDED ACTION:*** Place ordinance on first reading and authorize publication of title.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA ANA REPEALING DIVISION 3 OF ARTICLE 1. OF CHAPTER 36 "VENDING VEHICLES" (SANTA ANA MUNICIPAL CODE SECTIONS 36-50 THROUGH 36-63); REPEALING ARTICLE XIV OF CHAPTER 36 "FOOD VENDING VEHICLES" (SANTA ANA MUNICIPAL CODE SECTIONS 36-700 THROUGH 36-720); AND ADOPTING THE NEW FOOD VENDING VEHICLE ORDINANCE IN CHAPTER 36 OF THE SANTA ANA MUNICIPAL CODE

## JOINT SESSION OF THE CITY COUNCIL AND THE HOUSING AUTHORITY

- 80A. CITY OF SANTA ANA CONDITIONAL LOAN AGREEMENT AND HOUSING SUCCESSOR AGENCY LOAN AGREEMENT WITH AMCAL MULTI-HOUSING, INC. FOR THE FIRST STREET APARTMENTS PROJECT; AND APPROPRIATION ADJUSTMENTS FOR THE LOAN AGREEMENTS {STRATEGIC PLAN NO. 5, 3C}

At its regular meeting on January 25, 2017, by a vote of 6-0 the Community Redevelopment and Housing Commission recommended that the City Council and Housing Authority approve the recommended actions.

### CITY COUNCIL RECOMMENDED ACTIONS:

1. **AGMT - Authorize the City Manager and the Clerk of the Council to execute a conditional loan agreement with AMCAL Multi-Housing, Inc. for \$2,600,000 in inclusionary housing in-lieu fees anticipated from the Heritage Village OC, LLC, that will be contingent on the City's actual receipt of an in-lieu fee payment of \$2,600,000 from Heritage Village OC, LLC, to create 69 units of affordable housing at 1440 East First Street in Santa Ana, subject to non-substantive changes approved by the City Manager and City Attorney.**
2. **Approve an appropriation adjustment. (*Requires five affirmative votes*)**

APPROPRIATION ADJUSTMENT NO. 2017-085 - Recognizing \$2,600,000 inclusionary housing in-lieu fees from Heritage Village OC, LLC for deposit into Inclusionary Housing Fund revenue account and appropriating same to the Loans and Grants expenditure account for the \$2,600,000 conditional loan agreement with AMCAL Multi-Housing, Inc.

**3. Approve an appropriation adjustment. (*Requires five affirmative votes*)**

APPROPRIATION ADJUSTMENT NO. 2017-084 - Approve an appropriation adjustment recognizing the Housing Successor Agency's fund balance in the amount of \$6,195,000 in revenue account and appropriating same to the Low and Moderate Income Housing Asset Fund's Loan and Grants expenditure account for the \$6,195,000 loan agreement with AMCAL Multi-Housing, Inc.

**HOUSING AUTHORITY RECOMMENDED ACTION**

- 1. AGMT - Authorize the City Manager/Executive Director to execute a loan agreement with AMCAL Multi-Housing, Inc. for \$6,195,000 in Housing Successor Agency funds, to create 69 units of affordable housing at 1440 East First Street in Santa Ana, subject to non-substantive changes approved by the City Manager/Executive Director and City Attorney.**

**COUNCIL AGENDA ITEM**

**Pursuant to Santa Ana Charter Section 411, any member of the City Council may place items on the City Council Agenda to be considered by the City Council.**

- 85A. DIRECT STAFF TO PREPARE A RESOLUTION CONDEMNING PRESIDENT TRUMP'S ANTI-IMMIGRANT EXECUTIVE ORDERS ON: WITHHOLDING FUNDS FROM SANCTUARY CITIES AND BARRING CERTAIN IMMIGRANTS AND REFUGEES FROM PREDOMINANTLY MUSLIM COUNTRIES FROM ENTERING THE COUNTRY - Councilmembers Benavides and Tinajero

**HOUSING AUTHORITY MEETING (Blue Agenda)**

**SUCCESSOR AGENCY MEETING (Salmon Agenda)**



## COMMENTS

**PUBLIC COMMENTS** (If not considered by the Chair at an earlier time. Please refer to Basic City Council Meeting Information page for details).

90A. CITY MANAGER'S COMMENTS

90B. CITY COUNCILMEMBER COMMENTS

1. AB1234 DISCLOSURE - This is the time for members of the Council to provide a brief oral report on any conference, meeting or travel paid for by the City. If more than one Councilmember attended the same event, the Mayor may designate one attendee to give the report.

2. ORAL REPORTS - REGIONAL BOARDS

**ADJOURNMENT** - The next meeting of the City Council is scheduled for Tuesday, February 21, 2017 at 5:00 p.m. for the Closed Session Meeting immediately followed by the Regular Open Business Meeting at 5:45 p.m. in the Council Chamber, 22 Civic Center Plaza, Santa Ana, California.

## **FUTURE AGENDA ITEMS**

- Community Engagement Program
- Drone Regulations