

**MINUTES OF THE REGULAR MEETING  
OF THE CITY COUNCIL OF THE CITY OF  
SANTA ANA, CALIFORNIA**

**APRIL 7, 2015**

**CLOSED SESSION MEETING**

**CALLED TO ORDER**

COUNCIL CHAMBER  
22 CIVIC CENTER PLAZA  
5:13 P.M.

**ATTENDANCE**

COUNCILMEMBERS Present:  
MIGUEL A. PULIDO, Mayor  
VINCENT F. SARMIENTO, Mayor Pro Tem  
ANGELICA AMEZCUA  
P. DAVID BENAVIDES  
MICHELE MARTINEZ  
ROMAN A. REYNA  
SAL TINAJERO (5:22 p.m.)

COUNCILMEMBERS Absent:  
None

STAFF Present:  
DAVID CAVAZOS, City Manager  
JOSE SANDOVAL, Chief Assistant City Attorney  
MARIA D. HUIZAR, Clerk of the Council

**PUBLIC COMMENTS** - None

COUNCIL RECESSED to Room 147 for Closed Session discussion at 5:13 p.m.

**CLOSED SESSION ITEMS** - The Brown Act permits legislative bodies to discuss certain matters without members of the public present. The City Council finds, based on advice from the City Attorney, that discussion in open session of the following matters will prejudice the position of the City in existing and anticipated litigation:

1. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION pursuant to Paragraph (1) of subdivision (d) of Section 54956.9 of the Government Code:

Daniel Masip v. City of Santa Ana; Workers' Compensation Appeals Board case #ADJ8477525.

2. CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9 of the Government Code: (One case).

3. CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6(a):

Agency Negotiators: Personnel Services Executive Director, Ed Raya

Employee Organizations: Santa Ana Police Officers Association (POA)  
Santa Ana Police Management Association (PMA)  
Service Employees' International Union (SEIU) Full-Time Employees  
Service Employees' International Union (SEIU) Part-time Civil Service Employees  
Confidential Association of Santa Ana (CASA)  
Santa Ana Management Association (SAMA)

Agency Negotiator: City Manager, David Cavazos

Employee Organizations: Executive Management (EM)

**CLOSED SESSION REPORT** - See Item 19A for any reportable actions.

**ADJOURNED THE CLOSED SESSION MEETING AT 5:44 P.M. AND CONVENED TO THE REGULAR OPEN MEETING.**

## REGULAR OPEN MEETING

### CALLED TO ORDER

COUNCIL CHAMBER  
22 CIVIC CENTER PLAZA  
SANTA ANA, CA  
5:49 P.M.

### ATTENDANCE

COUNCILMEMBERS Present:  
MIGUEL A. PULIDO, Mayor  
VINCENT F. SARMIENTO, Mayor Pro Tem  
ANGELICA AMEZCUA  
P. DAVID BENAVIDES  
MICHELE MARTINEZ  
ROMAN A. REYNA  
SAL TINAJERO

COUNCILMEMBERS Absent:  
None

STAFF Present:  
DAVID CAVAZOS, City Manager  
JOSE SANDOVAL, Chief Assistant City Attorney  
MARIA D. HUIZAR, Clerk of the Council

### PLEDGE OF ALLEGIANCE

MAYOR PULIDO

### INVOCATION

JACK ABELEN, POLICE CHAPLAIN

### PRESENTATIONS

**SPECIAL PRESENTATION** by volunteer advocate John Rodriguez, Mothers Against Drunk Driving®(MADD) recognizing Santa Ana Police Department officers for their efforts in deterring drunk driving.

**CERTIFICATE OF RECOGNITION** presented by **MAYOR PRO TEM SARMIENTO** in recognition of the Cuarenta Elementos – Hijos Altamente Capaces group.

**EXCEPTIONAL SERVICE AWARD** presented by **MAYOR PULIDO** to Carlos Landeros of El Catrin for his outstanding service to the Santa Ana community.

**CLOSED SESSION REPORT** - See Agenda Item 19A for Closed Session Report.

**PUBLIC COMMENTS**

1. Michael Klubiski, provided report for the record regarding alleged corruption at the County of Orange.
2. Tim Houchen, spoke on homeless issues and highlighted efforts this past year to increase level of services; look forward to continued partnership with the City.
3. Joesay Hernandez, supports Wellness Corridor, concerned with racist and un-American sentiments by some.
4. Ilya Tseglin, addressed general concerns with County of Orange services.

**CONSENT CALENDAR**

***MOTION:*** Approve staff recommendations on the following Consent Calendar Items 10A through 39A, with the following modifications:

- Councilmember Amezcua abstained on Agenda 10A; and
- Councilmember Martinez pulled Agenda Items 20A for separate action; and
- Agenda Items 13A, 21A, 25B and 39A were pulled for separate action and comments by members of the public.

**MOTION:** Sarmiento

**SECOND:** Martinez

**VOTE: AYES:** Amezcua, Benavides, Martinez, Pulido, Reyna, Sarmiento, Tinajero (7)

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

**ADMINISTRATIVE MATTERS**

**MINUTES**

10A. MINUTES FROM THE REGULAR MEETING OF MARCH 17, 2015 {STRATEGIC PLAN NO. 5, 1} - Clerk of the Council Office

***MOTION:*** Approve Minutes.

\*Councilmember Amezcua abstained on Agenda Item 10A.

**BOARDS / COMMISSIONS / COMMITTEES**

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

George Garcia, attended the Finance, Economic Development & Technology meeting, applaud efforts to conserve water.

**MOTION: Receive and File**

<u>Name</u>	<u>Meeting Date</u>
Finance, Economic Development & Technology	3/18/2015
Public Safety and Neighborhood Improvement	3/24/ 2015

**MOTION:** Sarmiento                      **SECOND:** Tinajero

**VOTE:    AYES:**                      Amezcua, Benavides, Martinez, Pulido. Reyna, Sarmiento, Tinajero (7)

**NOES:**                                  None (0)

**ABSTAIN:**                              None (0)

**ABSENT:**                                None (0)

**13B. NOMINATED BY COUNCILMEMBER BENAVIDES AS THE WARD 4 REPRESENTATIVE TO THE PLANNING COMMISSION, FOR FULL TERM EXPIRING DECEMBER 11, 2018 {STRATEGIC PLAN NO. 5, 1} - Clerk of the Council Office**

Continued from the March 3, 2015 City Council Meeting by a vote of 7-0.

**MOTION: Re-appoint Phil Bacerra.**

**MISCELLANEOUS ADMINISTRATION**

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

**MOTION: Approve settlement agreement.**

**1. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION pursuant to Paragraph (1) of subdivision (d) of Section 54956.9 of the Government Code:**

Daniel Masip v. City of Santa Ana; Workers' Compensation Appeals Board case #ADJ8477525 in the amount of \$79,908.99 approved by 4-0 vote with Sarmiento, Benavides, and Tinajero absent.

19B. EXCUSED ABSENCES – None

19C. MOBILE HOME HARDSHIP PROGRAM LOAN LIMIT INCREASE {STRATEGIC PLAN NO 5, 3} - Community Development Agency

**MOTION:** Approve an increase to the maximum loan limit amount from \$5,000 to \$12,000 and programmatic revisions to the Mobile Home Hardship Program.

### BUDGETARY MATTERS

#### APPROPRIATION ADJUSTMENTS

20A. APPROPRIATION ADJUSTMENT AND CONTRACT AWARD FOR SAFE MOBILITY SANTA ANA TRANSPORTATION/TRAFFIC PLANNING AND ENGINEERING SERVICES (PROJECT 15-6845) (NON-GENERAL FUND) {STRATEGIC PLAN NO. 5, 6, B} - Public Works Agency

Councilmember Martinez, expressed support for project and reported for the record that project will be integrated into Circulation Element.

**MOTION:**

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

APPROPRIATION ADJUSTMENT NO. 2015-163 - Recognizing \$280,000 in Residential Street Improvement revenue and appropriating the same amount into the Residential Street Improvement expenditure account.

**2. AGMT NO. 2015-042 - Authorize the City Manager and the Clerk of the Council to execute an agreement with Nelson\Nygaard, subject to non-substantive changes approved by the City Manager and City Attorney, for one-year period expiring April 6, 2016, with a provision for one one-year extension exercisable by the City Manager and City Attorney, in a total amount not to exceed \$280,000.**

**MOTION:** Martinez

**SECOND:** Benavides

**VOTE: AYES:**

Amezcuca, Benavides, Martinez, Pulido. Reyna, Sarmiento, Tinajero (7)

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

## GRANTS/APPLICATIONS

21A. SUBMISSION OF LOCAL AREA APPLICATION FOR INITIAL DESIGNATION AND LOCAL BOARD CERTIFICATION {STRATEGIC PLAN NO. 2, 4} - Community Development Agency

Workforce Investment Board approved recommended action on March 19, 2014, by a vote of 15-0 (Didion, Elliot, Everett, Fischer, Gonzalez, Jimenez-Hamy, Knitter, Korthuis, Martinez, Rutledge, and Wadhera absent).

Linda Lou Kestin, concerned that unauthorized officials inspecting her home.

**MOTION:** Approve submittal of an application for Initial Local Area Designation and Initial Local Board Certification for Program Year 2015-2017 under the Workforce Innovation Opportunity Act and authorize the Mayor to sign as the Chief Local Elected Official.

**MOTION:** Martinez                      **SECOND:** Sarmiento

**VOTE:**    **AYES:**                      Amezcua, Benavides, Martinez, Pulido, Reyna, Sarmiento, Tinajero (7)

**NOES:**                                  None (0)

**ABSTAIN:**                              None (0)

**ABSENT:**                                None (0)

## SPECIFICATIONS – PURCHASE OF EQUIPMENT AND SERVICES

22A. SPEC. NO. 15-007 - SIGNS, HARDWARE, AND ACCESSORIES (GENERAL FUND) {STRATEGIC PLAN NO. 6, 1} (Public Works and Parks, Recreation and Community Services Agency) - Finance and Management Services Agency

**MOTION:** Award a contract to Safeway Sign Company for traffic signs, expiring April 30, 2016, in an amount not to exceed \$150,000, with provisions for two one-year renewals exercisable by the City Manager,

subject to non-substantive changes approved by the City Manager and the City Attorney.

- 22B. SPEC. NO. 15-015 - ARUBA WIRELESS TECHNOLOGY AND SUPPORT {STRATEGIC PLAN NO. 2, 3; 75} - Finance and Management Services Agency

**MOTION:**

1. Reject the bid from SHI International Corp. as nonresponsive to the specification.
2. Award a contract to GST, Inc. in an amount of \$131,100; and for a two-year support contract, in an amount of \$54,500, for a total amount not to exceed \$185,600, subject to non-substantive changes approved by the City Manager and City Attorney.

- 22C. SPEC. NO. 15-021 - VMWARE MAINTENANCE SUPPORT TO THE COMPUTING CENTERS IN CITY HALL AND POLICE DEPARTMENT VIA VIRTUALIZED HOSTING TECHNOLOGY {STRATEGIC PLAN NO. 6, 1F} - Finance and Management Services Agency

**MOTION:** Award a contract to vCloud Tech Inc. for a one-year period, expiring April 7, 2016, in an amount not to exceed \$40,400, subject to non-substantive changes approved by the City Manager and City Attorney.

**AGREEMENTS**

- 25A. AGMT NO. 2015-043 - ANNUAL SOFTWARE MAINTENANCE AND SUPPORT FOR CRIMEMAP SOFTWARE {STRATEGIC PLAN NO. 1, 5} - Police Department

**MOTION:** Authorize the City Manager and Clerk of the Council to execute a three-year agreement with GeoSpatial Technologies, Inc. for the period of August 3, 2014 through August 2, 2017, in an amount not to exceed \$36,500, subject to non-substantive changes approved by the City Manager and City Attorney.

- 25B. AGMT NO. 2015-044 - PURCHASE OF POLICE SERVICE DOG AND TRAINING SERVICES {STRATEGIC PLAN NO. 1, 5} - Police Department

**MOTION:** Authorize the City Manager and Clerk of the Council to execute a three-year agreement with Adlerhorst International, Inc. for the period of April 7, 2015 through April 6, 2018, in an amount of \$86,200, subject to non-substantive changes approved by the City Manager and City Attorney.



**MOTION:** Sarmiento

**SECOND:** Tinajero

**VOTE: AYES:** Amezcua, Benavides, Martinez, Pulido. Reyna, Sarmiento, Tinajero (7)

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

- 25C. AGMT NO. 2015-045 - GRANT EFFECTIVENESS REPORT PROVIDING FUNDING FOR ANTI-TERRORISM EQUIPMENT, PLANNING, TRAINING, EXERCISES AND TECHNICAL ASSISTANCE {STRATEGIC PLAN GOAL NO. 1, 5} - Police Department

**MOTION:** Authorize the City Manager and the Clerk of the Council to execute an agreement with Filler Security Strategies, Inc., authorized under the FY 2014 Urban Areas Security Initiative federal grant in an amount not to exceed \$37,500, subject to non-substantive changes approved by the City Manager and City Attorney. The performance period for completing this report is January 14, 2015 to May 21, 2016.

- 25D. AGMT NO. 2015-046 - MONTH TO MONTH CONTRACT EXTENSION FOR MUNICIPAL PARKING FACILITIES OPERATOR {STRATEGIC PLAN NO. 3,4b} - Finance and Management Services

**MOTION:** Authorize the City Manager and the Clerk of the Council to execute a contract extension with Central Parking System, Inc., effective May 1, 2015, in an amount not to exceed \$2,500 per month plus, monthly operating expenses as defined in the agreement (#A-2013-049), subject to non-substantive changes approved by the City Manager and City Attorney.

- 25E. AGMT NO. 2015-047 - DIGITAL WATER MAPPING AND SUPPORT SERVICES (NON GENERAL FUND) {STRATEGIC PLAN NO. 6, 1, C} - Public Works Agency

**MOTION:** Authorize the City Manager and Clerk of the Council to execute an agreement with iWater, Inc., subject to non-substantive changes approved by the City Manager and City Attorney, for a three-year period expiring March 31, 2018, with provisions for one two-year renewal option exercisable by the City Manager and City Attorney, in an amount not to exceed \$421,000 annually.

25F. ON-CALL REAL ESTATE TITLE AND ESCROW SERVICES (NON-GENERAL FUND) {STRATEGIC PLAN NO. 6, 1, G} - Public Works Agency and Community Development Agency

**MOTION:** Authorize the City Manager and Clerk of the Council to execute agreements, subject to non-substantive changes approved by the City Manager and City Attorney, for a three-year term expiring March 31, 2018, with the option to extend for two one-year terms by written authorization of the City Manager and City Attorney, for a maximum of five years, in a total amount not to exceed \$360,000 for each firm.

1. AGMT NO. 2015-048 - With First American Title Company and
2. AGMT NO. 2015-049 – With Commonwealth Land Title Company

25G. AGMT NO. 2015-050 - INCLUSIONARY HOUSING AGREEMENT BETWEEN THE CITY OF SANTA ANA AND PULTE HOME CORPORATION – MAGNOLIA LANE PROJECT {STRATEGIC PLAN NO. 5, 3B} - Community Development Agency

**MOTION:** Receive and file the Inclusionary Housing Agreement Pulte Home Corporation.

25H. DEVELOPMENT OF PERMANENT HOUSING FOR PERSONS WITH HIV/AIDS {STRATEGIC PLAN NO 5,3; 5,4; 5,6} - Community Development Agency

Community Redevelopment and Housing Commission approved recommended action on March 25, 2015, by a vote of 4-0 (Sandoval absent).

**MOTION:**

1. AGMT NO. 2015-051 - Authorize the City Manager and Clerk of the Council to execute agreement with Straight Talk Clinic, Inc. in the amount of \$720,000, subject to non-substantive changes approved by the City Manager and City Attorney for acquisition and rehabilitation of single family house (Housing Opportunities for Persons with AIDS)
2. AGMT NO. 2015-052 - Authorize the City Manager and Clerk of the Council to execute agreement with Straight Talk Clinic, Inc. subject to non-substantive changes approved by the City Manager and City Attorney for the Covenant Affecting Property at 1677 West Ord Way, Anaheim.

## LAND USE MATTERS

### CONDITIONAL USE PERMIT/VARIANCES

- 31A. CONDITIONAL USE PERMIT NO. 2014-46 TO ALLOW A TYPE 21 ALCOHOLIC BEVERAGE CONTROL LICENSE UPGRADE FOR NORTHGATE MARKET LOCATED AT 1120 SOUTH BRISTOL STREET - ADAM WOOD, APPLICANT {STRATEGIC PLAN NO. 3, 2} - Planning and Building Agency

Planning Commission approved recommended action on March 9, 2015, by a vote of 7-0.

**MOTION:** Receive and file the staff report approving Conditional Use Permit No. 2014-46.

- 31B. CONDITIONAL USE PERMIT NO. 2015-04 TO ALLOW A TYPE 21 ALCOHOLIC BEVERAGE CONTROL LICENSE UPGRADE FOR NORTHGATE MARKET LOCATED AT 1623 WEST SEVENTEENTH STREET - ADAM WOOD, APPLICANT {STRATEGIC PLAN NO. 3, 2} - Planning and Building Agency

Planning Commission approved recommended action on March 9, 2015, by a vote of 7-0.

**MOTION:** Receive and file the staff report approving Conditional Use Permit No. 2015-04.

- 31C. CONDITIONAL USE PERMIT NO. 2015-01 TO ALLOW A CAR WASH AND VARIANCE NOS. 2015-01 AND 2015-02 FOR A REDUCTION IN FRONT-YARD SETBACKS AND REQUIRED PARKING AT SOUTH COAST SPEEDWASH LOCATED AT 2402 SOUTH BRISTOL STREET - PEDRAM FARAROY, APPLICANT {STRATEGIC PLAN NO. 3, 2} - Planning and Building Agency

Planning Commission approved recommended action on March 9, 2015, by a vote of 7-0.

**MOTION:** Receive and file the staff report approving Conditional Use Permit No. 2015-01 as conditioned, Variance No. 2015-01 as conditioned, and Variance No. 2015-02 as conditioned.

### MISCELLANEOUS – LAND USE

39A. PUBLIC FACILITIES NAMING NO. 2015-02 TO NAME A PEDESTRIAN BRIDGE AT THE SANTA ANA REGIONAL TRANSPORTATION CENTER LOCATED AT 1000 EAST SANTA ANA BOULEVARD AS THE GORDON BRICKEN PEDESTRIAN BRIDGE - JOHN PALACIO, APPLICANT {STRATEGIC PLAN NO. 5, 4} - Planning and Building Agency

John Palacios, spoke in support of project.

**MOTION:** Receive and file the staff report and affirm the naming of the pedestrian bridge at the Santa Ana Regional Transportation Center as the Gordon Bricken Pedestrian Bridge (Public Facilities Naming No. 2015-02).

**MOTION:** Martinez

**SECOND:** Tinajero

**VOTE: AYES:** Amezcua, Benavides, Martinez, Pulido, Reyna, Sarmiento, Tinajero (7)

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

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

### BUSINESS CALENDAR

#### RESOLUTIONS

55A. RESOLUTION CALLING ON CONGRESS TO UPDATE SECTION 4 OF THE CIVIL RIGHTS ACT {STRATEGIC PLAN NO. 5, 1E} - City Manager's Office

**MOTION:** Adopt a resolution.

RESOLUTION NO. 2015-014 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA CALLING ON CONGRESS TO UPDATE SECTION 4 OF THE VOTING RIGHTS ACT

**MOTION:** Sarmiento

**SECOND:** Reyna

**VOTE: AYES:** Amezcua, Benavides, Martinez, Pulido, Reyna, Sarmiento, Tinajero (7)

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

## REPORTS

65A. DISCUSSION AND DIRECTION ON ASSEMBLY BILL 1217 (DALY) REGARDING ORANGE COUNTY FIRE AUTHORITY GOVERNING STRUCTURE - City Manager's Office

Councilmember Amezcua, Orange County Fire Authority board representative, noted that goal of legislation is to streamline process; would not impact Santa Ana since city likely to retain seat; request staff analyze impacts, if any.

Mayor Pulido supports proposed assembly bill; noted that board composition similar to former Orange County Transportation Authority which had 40 seats.

Councilmembers Martinez and Tinajera expressed support of proposed Bill; important to retain seat.

Mayor Pulido supports proportional board composition. Thanked Joe Kirk and Kevin De Leon and Assemblymember Tom Daly for proposal.

**MOTION:** Support Assembly Bill 1217 (Daly), which would require the Board of Directors of the Orange County Fire Authority, a joint powers agency, to consist of thirteen members, each serving a two-year term.

**MOTION:** Pulido                      **SECOND:** Tinajero

**VOTE:**    **AYES:** Amezcua, Benavides, Martinez, Pulido, Reyna, Sarmiento, Tinajero (7)

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

65B. PARK SECURITY UPDATE AND STAFF RECOMMENDATION TO ENSURE CONTINUED SECURITY {STRATEGIC PLAN NO. 1, 1; 2} - City Manager's Office

The following speakers addressed the City Council:

- Ann Salisbury, supports dedicated staff to patrol the parks; not fiscally responsible to have police officer on overtime to patrol parks.
- Renee Hernandez, representative of part-time park rangers, request ranger's employment contracts be extended; opined that PEPRA rule does not apply since City actively recruiting; opined that ranger's oversight be maintained at the City Yard and not the Police Department - important for continuity purposes.
- Sandra Cortez, supports continued employment of part-time rangers to allow for recruitment and training of new staff.

City Manager Cavazos provided update - no communication has been received from PERS; City has had extensive discussion on the matter; liability to retain part-time retired park rangers; City actively recruiting.

Council discussion ensued.

Councilmember Amezcua, supports temporary use of overtime until City hires permanent park rangers.

Councilmember Reyna, questioned why April 18<sup>th</sup> set separation date? City Manager Cavazos noted that initial separation notice rescinded and set to allow PERS time to respond. Councilmember Reyna, asked if PERS obligated to respond and the answer was no.

Councilmember Benavides, asked if the City has not received a response from PERS, if that permits retention of annuitants to remain? Chief Assistant City Attorney Sandoval indicated that no special skill or emergency exists that would warrant retention of park rangers. Councilmember Benavides asked if exception applied if City actively recruiting. Chief Assistant City Attorney responded that fact pattern reviewed and determined that we were beyond time limit allowed.

Councilmember Martinez, concerned that City had retained other annuitants; proposed 30 day extension and place cap on overtime, staff to return in 30 days with update on recruitment; noted for the record that fiscally responsible to allow overtime.

Councilmember Tinajero, legal opinion important; letter of the law that there are no exceptions or transitional period; trust professional's opinion. City Manager Cavazos explained that he has responsibility to protect the City and follow the law; need to cover public safety at the parks.

Mayor Pro Tem Sarmiento, noted that it was important to follow the law and support staff recommendation; no authority to influence separation of employees - responsibility lays with City Manager; difference between black letter and case law; supported use of police overtime, but community appears to support existing program; concerned that recruitment has not been fruitful and concur with 30-day update until issue resolved.

City Manager Cavazos, offered that City actively seeking park rangers, Chief explained process and noted that process not expected to change in 30 days; manage expectations. Expect to spend about \$75,000 in overtime until new hires.

Police Chief Rojas, noted that three individuals passed application review and pending background; process may take 6-9 months; City has competing interest in hiring police officers.

Mayor Pro Tem Sarmiento, concerned that use of overtime may evolve into permanent practice. City Manager Cavazos suggested that an update be provided in 90-day update. Council unanimously agreed to return with update in 60 days.

**MOTION:**

1. Receive and file park security update.
2. Approve staff's recommendation to ensure continued park security.
3. Provide City Council with update in 60 days.

**MOTION:** Sarmiento

**SECOND:** Amezcua

**VOTE: AYES:** Amezcua, Benavides, Pulido, Reyna, Sarmiento, Tinajero (6)

**NOES:** Martinez (1)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

\*Councilmember Benavides and Reyna noted for the record that they would be abstaining on matter due to potential conflict of interest and did not participate in the deliberation of Agenda Item 75A.

**PUBLIC HEARINGS**

75A. PUBLIC HEARING - COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FISCAL YEAR 2015-2016 {STRATEGIC PLAN NO 2, 2; 2, 4; 5,4; 5,6} – Community Development Agency

Community Redevelopment and Housing Commission directed staff to transmit funding recommendations for fiscal year 2015-2016 CDBG public service





**ABSENT:** None (0)

\*Councilmembers Benavides and Reyna returned to the meeting.

\*Mayor Pro Tem Sarmiento noted for the record that due to close proximity to property he would be abstaining on matter and did not participate in the deliberation of Agenda Item 75B.

75B. PUBLIC HEARING - RESOLUTION TO ADOPT AN ADDENDUM TO THE FINAL ENVIRONMENTAL IMPACT STATEMENT/ ENVIRONMENTAL IMPACT REPORT FOR THE BRISTOL STREET IMPROVEMENT PROJECT BETWEEN CIVIC CENTER DRIVE AND WASHINGTON AVENUE {STRATEGIC PLAN NO. 6, 1, G} - Public Works Agency

Legal Notice published in The Notice on March 27, 2015.

Mayor Pulido opened and closed the Hearing; there were no speakers or written communication received.

**MOTION: Adopt a resolution.**

RESOLUTION NO. 2015-015 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA APPROVING AN ADDENDUM TO THE FINAL ENVIRONMENTAL IMPACT STATEMENT / ENVIRONMENTAL IMPACT REPORT NO. 89-01 FOR THE BRISTOL STREET WIDENING PROJECT BETWEEN CIVIC CENTER DRIVE AND WASHINGTON AVENUE (PHASE IIIA)

**MOTION:** Martinez

**SECOND:** Reyna

**VOTE: AYES:** Amezcua, Benavides, Martinez, Pulido, Reyna, Tinajero (6)

**NOES:** None (0)

**ABSTAIN:** Sarmiento (1)

**ABSENT:** None (0)

\*Mayor Pro Tem Sarmiento returned to the meeting.

75C. PUBLIC HEARING - RESOLUTION TO ADOPT AN ADDENDUM TO THE FINAL ENVIRONMENTAL IMPACT STATEMENT/ ENVIRONMENTAL IMPACT REPORT FOR THE BRISTOL STREET IMPROVEMENT PROJECT BETWEEN

WARNER AVENUE AND SAINT ANDREW PLACE {STRATEGIC PLAN NO. 6, 1, G} - Public Works Agency

Legal Notice published in The Notice on March 27, 2015.

Mayor Pulido opened and closed the Hearing; there were no speakers or written communication received.

**MOTION: Adopt a resolution**

RESOLUTION NO. 2015-016 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA APPROVING AN ADDENDUM TO THE FINAL ENVIRONMENTAL IMPACT STATEMENT / ENVIRONMENTAL IMPACT REPORT NO. 89-01 FOR THE BRISTOL STREET WIDENING PROJECT BETWEEN WARNER AVENUE AND SAINT ANDREW PLACE (PHASE IV)

**MOTION:** Amezcua                      **SECOND:** Sarmiento

**VOTE:    AYES:**                      Amezcua, Benavides, Martinez, Pulido, Reyna, Sarmiento, Tinajero (7)

**NOES:**                                  None (0)

**ABSTAIN:**                              None (0)

**ABSENT:**                                None (0)

**CITY COUNCIL RECESSED AT 7:39 P.M. TO THE HOUSING AUTHORITY MEETING AND RECONVENED AT 7:40 P.M. WITH SAME MEMBERS PRESENT.**

**WORK STUDY SESSION**

WS-A.                      DISCUSSION AND STAFF DIRECTION ON COMMUNITY PROPOSAL FROM BUILDING HEALTHY COMMUNITIES FOR A WELLNESS DISTRICT - City Manager's Office

Continued from the March 17, 2015 City Council Meeting.

Presentation by City Manager Cavazos on Community Proposal from Building Healthy Communities for a Wellness District

Wellness District

- Commissioned by The California Endowment coordinated with Santa Ana Building Healthy Communities.

- The proposed Building Healthy Communities Wellness District Resolution and Report was initially received at the Finance, Economic Development and Technology Committee meeting on January 12, 2015. (attached)
- The proposal was put together in the form of a resolution
- The City Manager and staff met with the BHC on January 26, 2015 and responded to this resolution in writing on February 4, 2015. (response attached)
- BHC second version and comments received March 4, 2015
- Some of the resolution elements align with the City's Strategic Plan elements.
- What is in the proposed community resolution?
- Ana Urzua, Primary Contact

Includes:

- Economic Development
- Complete streets
- Renaming/branding
- Elements of strategic plan
- Property transfers
- Rent control
- Event sponsorship
- Latino theme
- Bristol Street Properties
- Immigrant affairs

<u>ITEM</u>	<u>PROPOSAL</u>	<u>STAFF RESPONSE</u>
1.	Ensure an equitable, inclusive economic development plan, as called for in the City's five-year strategic plan, that acknowledges and prioritizes the wellness needs and vision of underserved resident communities; that focuses on supporting Santa Ana residents, local small businesses, workers, youth and families; that creates opportunities for anyone to support themselves and their families in Santa Ana; and that allows for a health lens on economic development, in line with Health In All Policies.	<p>The Economic Development Plan was awarded in February 2015 to create said plan for the entire City including the downtown area. The plan will include a process by which the community and stakeholders will provide input.</p> <p>The creation of this plan would be inclusive of the needs of all residents, businesses, visitors, as well as the retention and attraction of new business.</p>
2.	The City will work with the Orange County Health Care agency, local health systems, nonprofit organizations, and neighborhoods to produce a baseline assessment of health and wellness and establish	A citywide Health and Wellness Assessment requires the identification of funding. The OC Health Care Agency currently tracks Children's Health in an annual report that is published for the entire county.

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	indicators which will be used to measure performance and success in health and economic development outcomes.	At the direction of the City Council, funding and staffing would need to be approved to develop such a proposal and determine the outcomes desired.
3.	Implement strategies that ensure development aligned with Wellness District principles and approaches, including but not limited to the following: active programming of healthy recreational and cultural activities, creating incentives and eliminating disincentives for local businesses offering wellness goods and services, and creating incentives for businesses committing to long term provision of good jobs, affordable housing, and economic stability for Santa Ana residents.	<p>The City's Parks, Recreation, and Community Services Agency current plans major events in the downtown, including a health fair, 5k, Holiday Tree Lighting, Plaza Primavera and others. Additionally, the community can plan additional events through the Special Events/Land Use Application process.</p> <p>While the City of Santa Ana and cities in general, oversee land use via a zoning code or ordinance which broadly designates appropriate businesses categories and uses for each parcel, private property owners control the specific tenants and business uses.</p> <p>Any financial incentives for businesses take into consideration the economic impact.</p>
4.	Proactively develop and implement strategies for Santa Ana residents to remain and thrive in Santa Ana while minimizing negative impacts of development, including increases in the cost of living and other indirect catalysts of displacement.	<p>There are four strategies that "facilitate diverse housing opportunities and support efforts to preserve and improve the livability of Santa Ana neighborhoods." This includes the City's Housing Opportunity Ordinance.</p> <p>The Strategic Plan outlines strategies specific to job training, and services for residents. This includes senior programs, youth programs, and the "Santa Ana Buy Local Plan". New development opportunities will help current and future residents to live and work within the city, such as Adaptive Reuse.</p> <p>Educational partnerships are focused on supporting educational attainment which then correlate with higher income and housing opportunities.</p>

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5.	Engage the street vendor community to ensure that the City's plans and policies do not impede and are inclusive of their contribution to servicing low-income residents and their families as well as downtown employees and visitors, while maintaining consideration of brick-and-mortar businesses.	To the extent that development projects would have impacts to any vendors or the community at large, the Sunshine Ordinance provides specific criteria for certain types of development projects to have community meetings.
6.	Support the resolution Establishing "La Calle Cuatro" as the official and historical name of Fourth Street in Santa Ana, and the designation of Plaza Santa Ana as Plaza Calle Cuatro, affirming the name and branding of La Calle Cuatro and Calle Cuatro Marketplace.	<p>Cities and municipalities do not generally assign neighborhood names, they are often organically assigned and/or promoted via marketing and branding efforts. Downtown merchants, residents and other stakeholders may come together to brand and market the area.</p> <p>The City does have a process by which street names can be changed. An application is submitted, reviewed by the Planning Commission, and final approval is at the discretion of the City Council.</p>
7.	Support community-organized events and programming in the downtown that promote health, wellness, and culture in the public's interest through establishing criteria and a procedure for funding scholarships to cover fees associated with permits and public safety for "temporary outdoor activities" and "special events" including in public and private parking lots. Establish an application process that specifies criteria for eligibility to apply for City sponsorship of the events, using a variety of funding sources allocated through the City's strategic plan and/or discretionary funds.	<p>The Municipal Code currently requires the charge and collection of fees related to applications, police overtime costs, and insurance. Any process to waive, provide scholarships or other funding mechanism would need to be approved by the City Council and taken from a different program.</p> <p>The City does not control private parking lots.</p>
8.	Implement infrastructure improvements that promote safety, walkability, cycling, family shopping trips, and access to food vendors including but not limited to improvements along Fourth Street from Ross to Grand, a street promenade on Sycamore	Through the Capital Improvement Plan, the city is making improvements related to safety, walkability, cycling and vehicular movement. Projects are prioritized and staff makes its professional recommendation to the City Council for adoption. Staff remains committed to providing the community

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	<p>between Fourth and Fifth Street, and permanent route place-markers and wayfinding measures as recommended in the Downtown Santa Ana Wellness Corridor Strategic Plan and Downtown Transit Zone Complete Streets Plan.</p> <p>a. Organize a robust process for developing the City's capital improvements plan by collaborating with the community to adequately define the criteria used to prioritize projects aligned with community needs.</p>	<p>with multiple opportunities to provide input and be involved in the development of its plans. There will be over eight opportunities for the public to provide input on the Trial Budget and the CIP.</p> <p>In March 2015, staff presented to the FEDT Committee on the wayfinding program and provided next steps.</p> <p>The City Council will be accepting grant funds in April 2015 that will be used for walkability and pedestrian amenities in the downtown including: 5 waste receptacles, 25 tree guards, 4 benches, 30 bike racks, and 4 intersection enhancements (final counts pending funding availability).</p>
9.	<p>Ensure that the arts master plan for the Wellness District gets shaped in a participatory process among the City, the downtown development liaison, the Arts Commission, and the community's local artists, while also involving the various community-serving organizations of the downtown, local businesses, and public schools in the vicinity. This arts master plan ought to be aligned with the infrastructure and beautification needs of the neighborhood -serving downtown businesses.</p> <p>a. The City should develop urban, architectural design forums for certain areas within the community that require buildings and streetscapes to meet culturally relevant aesthetic standards also reflecting the city's heritage and cultural identity.</p>	<p>The Arts and Culture Commission is currently reviewing the RFP for the Arts Master Plan. To the extent that the RFP development must remain an internal process so as not to provide vendors with working copies until it is finalized, the City will go through a thorough review process. This master plan will cover the entire City and not solely the downtown area. The plan will be inclusive to represent the diverse needs of the City.</p> <p>The City currently has a variety of design standards which ensure quality and promote aesthetic standards. These design standards pertain to all locations in the city and often to specific types of use. The City of Santa Ana's Design Guidelines and Development Standards is the result of a comprehensive analysis of the City's existing design and development guidance documents. The Guidelines contained within the document, which can be found on the City's website, consolidate the City's discretionary review documents and provide supplementary design guidance for issues not explicitly stated in the Santa Ana Municipal Code.</p>

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10.	<p>Pilot a system of community operated microfarms under a cooperative economic development model by providing a long term lease to Santa Ana Building Healthy Communities three sites of at least ½ acre size from the following lots:</p> <p>114 S. Bristol St., 124 S. Bristol St.,  410 S. Bristol St., 414 S. Bristol St.,  119 S. Bristol St., 123 S. Bristol St.,  402 S. Bristol St., 302 S. Bristol St.,  306 S. Bristol St., 310 S. Bristol St.,  314 S. Bristol St., 318 S. Bristol St.,  430 S. Bristol St., 434 S. Bristol St.,  438 S. Bristol St., 442 S. Bristol St.,  446 S. Bristol St., 502 S. Bristol St.,  508 S. Bristol St., 510 S. Bristol St.,  514 S. Bristol St., 518 S. Bristol St.,  522 S. Bristol St., 830 N. Parton St.,  900 N. Sycamore St., 1058 E. 1st. St.,  621 N. Spurgeon St., 713 N. Spurgeon St.,  414 N. Santa Ana St., 823 E. 1st. St.</p>	<p>Santa Ana Municipal Code sections 2-706 through 2-710 provides for a public process to dispose of surplus real property. The City Council has to first identify the property as surplus and the public works director begins the process of listing the property for sale through an auction or listing with an agent. There are two exceptions for property adjacent to another parcel where the owner of the private parcel makes a case to purchase the adjoining parcel or where the city desires to sell the property to another public agency. There are no provisions for "giving the property away" for less than fair-market value.</p> <p>At the direction of the City Council, staff can look into whether or not it would like to pursue a micro farm program. The City does currently have community gardens at two park sites and also a collaborative project with SAUSD.</p> <p>Staff would need to further research any restrictions on the 30 property addresses proposed by Building Healthy Communities. Additionally, there would need to be a clear plan, agreements, policies, and proposal process as many of those sites are dirt lots any use would require extensive site improvements before the public would be able to enter.</p>

Options:

- Approve one or more of the Building Healthy Communities Resolution elements/proposals
- Request that staff continue working with Building Healthy Communities on their proposal and/or City Council direction

The following spoke on the matter:

- Philip Escobedo, concerned with use of public funds and fiscal responsibility; supports Latino culture opined that proposal includes questionable findings; not sustainable without tax subsidy.

- Victor Payan, opined that proposal celebrates diversity, member of the wellness corridor steering committee; opposed to racializing issue.
- Sandra Pocha Peña, opined that Wellness Corridor would promote economic development and may be huge financial future.
- Omar De La Riva, proposed mercadito to sell economic goods would attract diverse community.
- Ginelle Hardy, resident of Historical Heninger Park Neighborhood Association, opined that downtown revitalization should not overflow into residential areas.
- Dave Hoen, concerned with findings included in proposed resolution and the suggested improvement to wellness.
- James Kendrick, City not to ignore other cultures in the City; economics will drive area success; do not separate the cultural diversity in the community.
- Sean Coolidge, supports dual recognition of downtown multi-cultural area and renaming 4<sup>th</sup> Street to Calle Cuatro; opined that Lofts could be Mercadito at the Depot with close proximity to train station and freeway access; also Farmer's Market celebrating 1<sup>st</sup> anniversary.
- Ana Urzua, supports proposal and request approval, opined that health disparities would be tapered; noted market study analysis.
- Abel Ruiz, spoke in support of wellness corridor.
- America Bracho, Chief Executive Officer of Latino Health Access, supports corridor; quoted poverty statistics and health correlation that would be improved with proposal.
- Claudia Arellanes, supports corridor and Calle Cuatro renaming that unifies all people; submitted petition from 54 businesses in support of renaming.
- Socorro Sarmiento, co-founder of Centro Cultural de Mexico, supports corridor, noted that Noche de Altares has been great success that brings people of diverse communities
- Shyla Juarez, supports Wellness District and community gardens and submitted petition signed by 2,000 residents and community members.
- Tery Saydak, supports Wellness District and community connection; area has community identity not typical in rest of Orange County
- Evan Miles, supports Corridor and opined that its inclusive plan
- Thomas Gordon, commented on proposed plan, concerned with safety and extensive graffiti in area; City has unfunded liability
- Marcos Sefarino, questioned proposal he received that is not consistent with proposal outlined by City Manager.

Council discussion ensued.

Councilmember Benavides, thanked staff and members of the committee for meeting and discussing the issue; positive step in building bridges and look forward to compromise.

Summarized matter: Economic Development and Wellness District would make positive contributions; City currently has business focused Economic Development Task Force that has sunset; long term opportunity is to consider



advisory committee that includes businesses and residents; micro farms and learning farms should be considered, some parcels may be considered for pilot project along Bristol widening area; receptive to mercadito concept to sell locally grown produce; housing concept being considered at Santiago and ?? with retail space to complement the Downtown; Calle Cuatro renaming would recognize Latino contributions; seek support for Plaza to be renamed Calle Cuatro Plaza and have Arts & Culture Commission consider matter; signage (way findings) should consider historical signs in area and throughout the City.

Councilmember Amezcua, thanked staff for consideration; likes concept of mercadito; indicated that many issues need to be worked out.

Councilmember Reyna, stressed that Strategic Plan approved by the City Council that does not include proposal; need to prioritize at upcoming retreat; City needs to have sustained change to make real difference; proposed universal joint use agreements with school district to expand services may address wellness component.

Councilmember Tinajero, supports micro farms and long term sustainability, opposed to giving developers any breaks, agrees with pilot program and include Calle Cuatro be added under 4<sup>th</sup> Street signs that will connect with our history; concerned with establishment of large advisory committee but needs to be inclusive; reported on increased sales tax revenue in the Downtown since the recession.

Mayor Pro Tem Sarmiento, pointed out that City has made significant progress and going through economic cyclical movement; noted that proposal has many elements that are not related such as name changing and micro farms suggested compartmentalization; City eclectic and has celebrated diversity with Black History Parade, Tet Festival, to name a few.

Mayor Pulido, reflected on improvements throughout the City including over 28,000 licensed businesses in the City; need to have myopic vision to compete with other cities; believes Streetcar will change the City as well as joint use agreements; suggested that wellness component include mobility concepts such as stationary bicycles.

Councilmember Martinez, supports diversity and inclusivity with Main Street since it is a main thoroughfare; need to consider all areas of the City and Complete Streets that may address wellness, traffic, lighting, and safety - sustainability being key. Affirmed support for pilot project on micro farms, mercadito concept, renaming of Calle Cuatro; mural to be considered by Arts & Culture Commission; renaming Plaza to Calle Cuatro Plaza, noted that balance of issues to be included in Five-Year Strategic Plan; work with committee in addressing balance and bring resolution for Council consideration.

Mayor Pulido noted that Council retreat scheduled in May; would be further discussed.

## COMMENTS

90A. CITY MANAGER'S COMMENTS - None

90B. CITY COUNCILMEMBER COMMENTS

Councilmember Martinez:

- Reported that Governor Brown announced water rationing; consumption in Santa Ana below average; staff to assess drought resistant landscape, promote turf replacement program and water conservation programs; encouraged residents to continue to conserve.

Councilmember Tinajero:

- As member of the Orange County Sanitation District reported that water usage will change; urged all to conserve water.

\*Mayor Pro Tem Sarmiento left the meeting at 9:43 p.m. and Councilmember Tinajero left at 9:46 p.m.

Councilmember Amezcua:

- Look forward to continued discussion on Wellness Corridor.

Councilmember Reyna:

- Encouraged all to be water wise;
- Request staff review water consumption of eucalyptus trees that is reported to be 30 gallons per day; staff to consider all options; and
- Asked all to shop in Santa Ana!

Councilmember Benavides:

- Thanked speakers and staff for efforts;
- Support local businesses.

Mayor Pulido:

- Urged all to conserve water and consider alternatives such as eating less beef – cattle requires over 4,000 gallons of water a year to produce 2 pounds of meat;
- Micro climates need to be considered in water retention and use of aquifer - staff to develop ordinance supporting efforts; also Orange County Water District considering desalination system; and
- Adjourned meeting in memory of Ben Grabiell and Antonio Contreras.

**ADJOURNED** - 9:54 P.M. - The next meeting of the City Council is scheduled for Tuesday, April 21, 2015 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.

**Adjourn in Memory of  
Ben Grabiell  
and  
Antonio Contreras**

Maria Huizar,  
Clerk of the Council

**FUTURE AGENDA ITEMS**

- Proactive Rental Enforcement Program Renew
- 2015-2016 Budget Adoption
- Mater Dei High School Parking Structure and School Expansion Project

