

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

**APRIL 15, 2014**

**CLOSED SESSION MEETING**

**CALLED TO ORDER**

COUNCIL CHAMBER  
22 CIVIC CENTER PLAZA  
SANTA ANA, CA  
5:08 P.M.

**ATTENDANCE**

COUNCILMEMBERS Present:  
MIGUEL A. PULIDO, Mayor  
SAL TINAJERO, Mayor Pro Tem (5:16 P.M.)  
ANGELICA AMEZCUA  
P. DAVID BENAVIDES  
MICHELE MARTINEZ  
ROMAN A. REYNA (5:10 P.M.)  
VINCENT F. SARMIENTO (5:16 P.M.)

COUNCILMEMBERS Absent:  
None

STAFF Present:  
DAVID CAVAZOS, City Manager  
SONIA R. CARVALHO, City Attorney  
MARIA D. HUIZAR, Clerk of the Council

**PUBLIC COMMENTS** – None

COUNCIL RECESSED to Room 147 for Closed Session discussion at 5:09 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:

- **JOINT ITEM** – City of Santa Ana, Successor Agency and Housing Authority: Peebler vs. State of California Superior Court Case No. 34-2012-80001172; Court of Appeal Case No. C073698
- **JOINT ITEM** – City of Santa Ana, Successor Agency and Housing Authority: Cuenca vs. State
- **JOINT ITEM** – City of Santa Ana, Successor Agency and Housing Authority: City of Santa Ana vs. Ana Matosantos (DOF) Case No. 34-2013-80001477

City of Santa Ana v. Marie G. Hinojosa (HERNANDEZ)  
Orange County Superior Court Case No. 30-2013-00640495

Alexander Perez Alvarado, et al. v. City of Santa Ana  
USDC Case No. SACV12-00328 JGB (ANx)

2. LIABILITY CLAIMS pursuant to section 54956.95 of the Government Code:

Claim of AT&T Claim No. 2014-019

3. PUBLIC EMPLOYEE APPOINTMENT pursuant to Government Code Section 54957(b)(1) and CONFERENCE WITH LABOR NEGOTIATOR, David Cavazos pursuant to Government Code Section 54958.6 (a) regarding the salary and compensation of:

Title: Police Chief

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

**ADJOURNED THE CLOSED SESSION MEETING AT 6:03 P.M. AND CONVENE TO THE REGULAR OPEN MEETING**

## REGULAR OPEN SESSION

### CALLED TO ORDER

COUNCIL CHAMBER  
22 CIVIC CENTER PLAZA  
SANTA ANA, CA  
6:05 P.M.

### ATTENDANCE

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

COUNCILMEMBERS Absent:  
None

STAFF Present:  
DAVID CAVAZOS, City Manager  
SONIA R. CARVALHO, City Attorney  
MARIA D. HUIZAR, Clerk of the Council

### PLEDGE OF ALLEGIANCE

MAYOR PULIDO

### INVOCATION

RUBEN ESPONDA, POLICE CHAPLAIN

### PRESENTATIONS

**CERTIFICATES OF RECOGNITION** presented by **COUNCILMEMBER MARTINEZ** to Derek Bordeaux for his upcoming documentary "Santa Ana: Beyond the Winds".

**CERTIFICATES OF RECOGNITION** presented by **COUNCILMEMBER REYNA** to the Santiago Little League for investing in Santa Ana's youth.

**CLOSED SESSION REPORT-** City Attorney Carvalho reported that City Council approved the matters listed on the Consent Calendar under Agenda Item 19A.

**PUBLIC COMMENT**

- Steve Rocco, opined that cost for public speaking is losing election and other damages.
- Madeleine Spencer, attended Respect and Dignity Forum yesterday and requested clarification of City role in Santa Ana Unified School District police officer’s encounter with a minor; procedures that apply to Santa Ana Police Officers.
- Apolonio Cortez, member of SACReD, spoke of historic moment for the City in which funds are earmarked for the Strategic Plan; community involvement facilitated approval of Plan.

**CONSENT CALENDAR ITEMS**

**MOTION:** Approve Consent Calendar Items 10A through 25G as recommended by staff with the following modifications:

- Councilmember Sarmiento pulled Agenda Item 25A for separate discussion; and
- Councilmember Martinez pulled Agenda Items 20B, 23A and 25E for separate discussion.

**MOTION:** Benavides

**SECOND:** Reyna

**VOTE:**

**AYES:**

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

**NOES:**

None (0)

**ABSTAIN:**

None (0)

**ABSENT:**

None (0)

Items removed for separate action or modified are highlighted. Separate actions show the actual vote. Items without votes are adopted as part of the consent motion.

**ADMINISTRATIVE MATTERS**

**MINUTES**

10A. MINUTES FROM THE REGULAR MEETING OF APRIL 1, 2014 - Clerk of the Council Office

**MOTION:** Approve Minutes.

## **BOARDS / COMMISSIONS / COMMITTEES**

- 13A. APPOINTMENT - MARK McLOUGHLIN TO THE HISTORIC RESOURCES COMMISSION RECOMMENDED BY MAYOR PRO TEM TINAJERO AS THE WARD 6 REPRESENTATIVE FOR A TERM EXPIRING DECEMBER 9, 2014 – Clerk of the Council Office

***MOTION:*** Appoint Mark McLoughlin, Ward 3 Resident, to the Historic Resources Commission.

- 13B. BOARDS AND COMMISSIONS BIENNIAL ATTENDANCE REPORT - OCTOBER 2013 THROUGH MARCH 2014 – Clerk of the Council Office

***MOTION:*** Receive and file.

- 13C. COUNCIL COMMITTEE REPORTS – City Manager’s Office

***MOTION:*** Receive and file Minutes of Legislative Council Committee Meetings held September 9, 2013 and December 17, 2013

## **FINAL TRACT MAP NOTIFICATIONS**

- 17A. CERTIFICATION AND APPROVAL BY CITY ENGINEER - FINAL TRACT MAP NO. 17323 (5301 WEST SILVER DRIVE) – Public Works Agency

***MOTION:*** Receive and file.

## **MISCELLANEOUS ADMINISTRATION**

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

***MOTION:*** Approve settlement agreements:

1. AGMT NO. 2014-090 AND 2014-091 - CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION pursuant to Paragraph (1) of subdivision (d) of Section 54956.9 of the Government Code:

City of Santa Ana v. Marie G. Hinojosa (HERNANDEZ)- Orange County Superior Court Case No. 30-2013-00640495 - Settlement in the amount of \$1,115,000 for the Hernandez family interest for the real property and settlement of \$312,620 to be paid to the business owner of 7 Days Tire Center \$295,000 for a total loss of business goodwill plus \$17,620 for the value of improvements.

2. AGMT NO. 2014-092 - LIABILITY CLAIMS pursuant to section 54956.95 of the Government Code: Claim of AT&T Claim No. 2014-019 - Settlement in the amount of \$6,423.85

Approved by a 5-0 vote (Councilmembers Tinajero and Sarmiento absent during discussion and approval of matter in Closed Session)

19B. EXCUSED ABSENCES – None

19C. QUARTERLY REPORT OF CONTRACTS UNDER \$25,000 ENTERED INTO BY THE CITY MANAGER AS PERMITTED BY CHARTER SECTION 421 (JANAURY 1, 2014 TO MARCH 31, 2014) – Finance and Management Services Agency

**MOTION: Receive and file.**

19D. ACCEPT CERTIFICATE OF VERIFICATION AND INSUFFICIENCY - VOTER INITIATIVE MEASURE: AUTHORIZING REGULATED OPERATION OF MEDICAL MARIJUANA FACILITIES – Clerk of the Council Office

**MOTION:**

1. **Accept the Certificate of Verification and Insufficiency issued by the County of Orange Registrar of Voters regarding the Medical Marijuana Control Act Initiative.**
2. **Approve reimbursement to the County of Orange, Registrar of Voters Office in the amount of \$1,700 for verifying signatures on the petition.**

## **BUDGETARY MATTERS**

### **APPROPRIATION ADJUSTMENTS**

20A. AGREEMENT AMENDMENTS AND APPROPRIATION ADJUSTMENT - PROMOTE CARNIVALS AT CITY OWNED PARKS – Parks, Recreation and Community Services Agency

**MOTION:**

1. **AGMT NO. 2014-093 - Authorize the City Manager and Clerk of the Council to execute an agreement amendment with Robert Acosta & Associates to remove the Delhi Park and Rosita Park Carnivals for \$4,500 each, subject to non-substantive changes approved by the City Manager and City Attorney.**
2. **AGMT NO. 2014-094 - Authorize the City Manager and Clerk of the Council to execute an agreement amendment with Fiesta de Carnival to include the Rosita Park Carnival for \$4,500, subject to non-substantive changes approved by the City Manager and City Attorney.**
3. **Approve an appropriation adjustment. (*Requires five affirmative votes*)**

APPROPRIATION ADJUSTMENT NO, 2014-081 - Reducing the projected carnival revenue in the amount of \$4,500 in the Recreation Special Fees and Donations revenue account and reducing the appropriation to the Recreation Special Fees and Donations expenditure account by the same amount.

20B. **ARTERIAL CATCH BASIN CONNECTOR PIPE SCREEN INSTALLATION PROJECT (PROJECT NO. 14-6821) – Public Works Agency**

***MOTION:***

1. **AGMT NO. 2014-095 - Authorize the City Manager and the Clerk of the Council to execute an agreement with United Storm Water, Inc., subject to non-substantive changes by the City Manager and City Attorney, for the procurement and installation of catch basin screens, in an amount not to exceed \$232,000, for the term expiring December 31, 2014, which may be extended in writing by the City Manager and the City Attorney to meet a revised installation schedule.**
2. **Approve an appropriation adjustment. (*Requires five affirmative votes*)**

APPROPRIATION ADJUSTMENT NO, 2014-088 - Receive \$200,000 in Measure M2 funding into the Measure M2 Competitive-Street Construction revenue account and appropriate the same amount to the Measure M2 Competitive-Street Construction expenditure account for construction of the Arterial Catch Basin CPS Installation Project.

3. Approve an amendment to the Fiscal Year 2013/14 Capital Improvement Program to add the Arterial Catch Basin CPS Installation Project.

**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. 14-005 - OFFSET PRINTING SERVICES – Finance and Management Services Agency

***MOTION:***

1. Amend the contract with Anytime Printing for offset printing services by \$8,000 for a total amount not to exceed \$33,000.
2. Award a contract to Mekong Printing, dba MK Printing, for offset printing services for a three-year period in an annual amount of \$80,000, with provisions for two one-year renewals exercisable by the City Manager, subject to non-substantive changes approved by the City Manager and City Attorney.

22B. SPEC NO. 12-015 - CONTRACT RENEWAL FOR WATER SYSTEM PUMPS AND MOTORS – Finance and Management Services Agency

***MOTION:*** Renew the contracts for variable frequency drives and motor control center upgrades in an aggregate amount of \$500,000, subject to non-substantive changes approved by the City Manager and City Attorney, with the following vendors:

**Vendor:**

Carter Industrial Automation, Inc.  
Academy Electric, Inc.  
Hydro Industrial Electric Corp.

**Location:**

Los Alamitos  
Orange  
Redlands



## PROJECTS

23A. CONTINGENCY INCREASE FOR BROADWAY REHABILITATION AND WATER MAIN IMPROVEMENTS FROM CIVIC CENTER DRIVE TO SANTA CLARA AVENUE (PROJECTS 116743 & 116415) – Public Works Agency

### ***MOTION:***

1. Increase the contract contingency for the Broadway Rehabilitation and Water Main Improvements Project by \$650,000, which increases the Christensen Brothers General Engineering, Inc., construction contract to a maximum of \$5,383,144.65.
2. Authorize the City Manager to execute change orders in an amount not to exceed the total authorized contract.

**MOTION:** Martinez                      **SECOND:** Amezcua

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

**NOES:**                      None (0)

**ABSTAIN:**                      None (0)

**ABSENT:**                      None (0)

## AGREEMENTS

25A. AGMT NO. 2014-096 - CONSULTANT AGREEMENT FOR HOUSING OPPORTUNITY ORDINANCE PROGRAM ANALYSIS AND MANAGEMENT SERVICES – Planning and Building Agency

***MOTION:*** Authorize the City Manager and the Clerk of the Council to execute consultant agreement with Keyser Marston Associates to allow a one year contract, with two one year renewal options, for a potential total of three years in an amount not to exceed \$35,000 for Housing Opportunity Ordinance program analysis and management services, subject to non-substantive changes approved by the Executive Director and City Attorney.

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

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

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

25B. AGMT NO. 2014-097 - POLICE FACILITY FIRE SYSTEM MAINTENANCE AND CITY-WIDE HVAC SYSTEM REPAIRS – Police Department

**MOTION:** Authorize the City Manager and Clerk of the Council to execute an agreement with Siemens Industry, Inc. to provide Police facility fire system maintenance and City-wide HVAC system repairs for a one-year period in an amount not to exceed \$62,610 subject to non-substantive changes approved by the City Manager and City Attorney.

25C. AGMT NO. 2014-098 - HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) PROGRAM – Community Development Agency

Community Redevelopment and Housing Commission approved recommended action at its regular meeting on April 2, 2014, by a vote of 6-0.

**MOTION:** Authorize the City Manager and the Clerk of the Council to execute an amendment to the agreement with the County of Orange Health Care Agency in an amount of \$50,000 for a total amount of \$877,051 to provide services to HIV/AIDS-affected individuals in the County of Orange.

25D. AGMT NO. 2014-099 - FINANCIAL SYSTEM MAINTENANCE, SERVICES, AND SOFTWARE – Finance and Management Services Agency

**MOTION:** Authorize renewal of Agreement No. A-2008-037 with Infor (US) Inc., formerly Lawson Software Americas, Inc. for maintenance, service, and software for the Lawson financial system in an amount not to exceed \$200,000 annually for a three year period, subject to non-substantive changes approved by the City Manager and City Attorney.

25E. AGMT NOS. 2014-100 AND 2014-101 – AS-NEEDED CONSTRUCTION SURVEYING SERVICES – Public Works Agency

**MOTION:** Authorize the City Manager and Clerk of the Council to execute agreements with Joseph C. Truxaw, Inc., and Coast Surveying, Inc., subject to non-substantive changes approved by the City Manager and City Attorney, to provide as-needed construction surveying services, for a 26-month term expiring June 30, 2016, with the option to extend for two additional one-year terms by written authorization of the City Manager and the City Attorney, for a maximum of four years, in an amount not to exceed \$250,000 each.

**MOTION:** Martinez

**SECOND:** Benavides

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

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

25F. AGMT NO. 2014-102 – OFFICE LEASE AT THE SANTA ANA REGIONAL TRANSPORTATION CENTER WITH COUNTY OF ORANGE – Public Works Agency

**MOTION:** Authorize the City Manager and Clerk of the Council to execute a second amendment to the Lease Agreement with the County of Orange for office space at the Santa Ana Regional Transportation Center, subject to non-substantive changes, approved by the City Manager and City Attorney.

25G. AGMT NOS. 2014-103 AND 2014-104 – AGREEMENTS FOR DIRECTV SPONSORSHIP FOR CITY PRODUCED EVENTS - Parks, Recreation and Community Services Agency

**MOTION:**

1. Authorize the City Manager and Clerk of the Council to execute an agreement with DIRECTV dealer MA Advance Services for \$9,000 in sponsorship for City produced events, subject to non-substantive changes approved by the City Manager and City Attorney.

2. Authorize the City Manager and Clerk of the Council to execute an agreement with DIRECTV dealer Global Satellite for \$9,000 in sponsorship for City produced events, subject to non-substantive changes approved by the City Manager and City Attorney.
3. Revenues in the amount of \$18,000 will be deposited into the Miscellaneous revenue account (no. 01102002-57010) for the 2014 Cinco de Mayo and Fiestas Patrias carnivals.

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

### **BUSINESS CALENDAR ITEMS**

#### **ORDINANCE**

- 50A. RESOLUTIONS AND RELATED DOCUMENTS REQUIRED TO SUBMIT TO VOTERS AT THE NOVEMBER 4, 2014 MUNICIPAL ELECTION: AN ORDINANCE MODERNIZING THE UTILITY USERS' TAX (UUT) – Finance and Management Services Agency

On January 21, 2014, the City Council unanimously voted to direct the City Manager and staff to prepare the required resolutions, documents, and guidelines necessary to proceed with a ballot measure to modernize the Utility Users' Tax (UUT), including, but not limited to, all of the following:

- a) a resolution giving notice of the City's General Municipal Election to be held in the City of Santa Ana on November 4, 2014 for the submission of questions to the voters relating to changes in the City's UUT;
- b) a resolution containing the ballot question and related proposed UUT ordinance;
- c) a resolution authorizing Councilmembers to file written arguments for or against the amendments;
- d) guidelines for preparation of arguments for or against the proposed amendments; and
- e) all other documents required to proceed with the UUT modernization.

#### ***MOTION:***

1. Adopt resolutions.

RESOLUTION NO. 2014-015 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA CALLING FOR AND GIVING NOTICE OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY OF SANTA ANA ON NOVEMBER 4, 2014 FOR SUBMISSION TO THE VOTERS OF A BALLOT MEASURE RELATING TO USER UTILITIES TAX AND REQUESTING THE BOARD OF SUPERVISORS OF ORANGE COUNTY TO CONSOLIDATE THE GENERAL MUNICIPAL ELECTION WITH THE STATE'S GENERAL ELECTION

RESOLUTION NO. 2014-016 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA CALLING FOR THE PLACEMENT OF A GENERAL TAX MEASURE TO BE PLACED ON THE BALLOT OF THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014 FOR SUBMISSION TO THE VOTERS OF A PROPOSED ORDINANCE TO UPDATE AND MODERNIZE THE CITY'S USER UTILITY TAX AS IT RELATES TO TELECOMMUNICATIONS AND REDUCING THE TAX AS IT RELATES TO ALL USER UTILITY TAX CHARGES; AND DIRECTING CITY ATTORNEY TO DRAFT IMPARTIAL ANALYSIS

RESOLUTION NO. 2014-017 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AUTHORIZING CITY COUNCIL MEMBERS TO SUBMIT WRITTEN ARGUMENTS FOR OR AGAINST THE PROPOSED ORDINANCE TO UPDATE AND MODERNIZE THE CITY'S USER UTILITY TAX WHICH IS TO BE PLACED ON THE BALLOT OF THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014

**2. Approve ordinance for voter consideration at the 2014 General Municipal Election.**

ORDINANCE NO. NS-2860 - AN ORDINANCE OF THE PEOPLE OF SANTA ANA MODERNIZING THE TELECOMMUNICATIONS USERS UTILITY TAX AND REDUCING THE USER UTILITY TAX RATE FOR TELECOMMUNICATIONS, ELECTRICITY, GAS AND WATER FROM 6% TO 5 ½ %

**MOTION:** Tinajero

**SECOND:** Sarmiento

**VOTE: AYES:**

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

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

**RESOLUTIONS**

55A. RESOLUTION - AUTHORIZING GRANT APPLICATIONS FOR MEASURE M2 ENVIRONMENTAL CLEANUP PROGRAM – Public Works Agency

**MOTION:** Adopt a resolution.

RESOLUTION NO. 2014-018 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AUTHORIZING THE SUBMITTAL OF PROJECTS TO ORANGE COUNTY TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE MEASURE M2 ENVIRONMENTAL CLEANUP PROGRAM

**MOTION:** Benavides                    **SECOND:** Sarmiento

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

**NOES:**                    None (0)

**ABSTAIN:**                None (0)

**ABSENT:**                 None (0)

55B. RESOLUTION – URGING THE GOVERNOR TO SIGN ASSEMBLY BILL 2325, WHICH CREATES “COMMUNI-CAL”- A RELIABLE LANGUAGE INTERPRETATION SERVICE FOR LIMITED ENGLISH MEDI-CAL BENEFICIARIES – City Manager’s Office

**MOTION:** Adopt a resolution.

RESOLUTION NO. 2014-019 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA URGING THE GOVERNOR OF THE STATE OF CALIFORNIA TO SIGN ASSEMBLY BILL 2325, WHICH CREATES “COMMUNI-CAL” - A PROGRAM THAT PROVIDES RELIABLE ACCESS TO LANGUAGE INTERPRETATION FOR MEDI-CAL BENEFICIARIES WHO ARE LIMITED ENGLISH PROFICIENT

**MOTION:** Reyna                            **SECOND:** Martinez

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

**NOES:**                    None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

## **REPORTS**

65A. APPROVAL OF FUNDS FOR THE FIVE-YEAR STRATEGIC PLAN – Finance and Management Services Agency

**MOTION:** Continue consideration of matter to the May 6, 2014 City Council Meeting.

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

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

**NOES:**                      None (0)

**ABSTAIN:**                      None (0)

**ABSENT:**                      None (0)

## **PUBLIC HEARINGS**

75A. PUBLIC HEARING – ZONING ORDINANCE AMENDMENT NO. 2013-02 TO AMEND PROVISIONS OF CHAPTER 41 RELATING TO SIGN PROGRAMS FOR REGIONAL COMMERCIAL CENTERS AND ATTRACTIONS, CITY OF SANTA ANA – APPLICANT – Planning and Building Agency

Planning Commission approved recommended action on February 24, 2014 by a vote of 6-0 (Gartner absent). The Planning Commission recommended several modifications to the proposed amendments that would remove restrictions on electronic message displays' hours of illumination and that would provide flexibility in determining compatibility of proposed signage with the scale, intensity, and site development characteristics of regional centers.

On March 18, 2014, the City Council held a public hearing on Zoning Ordinance Amendment No. 2013-02. Council members recommended modifying proposed section 41-885(e)(8) to require electronic message displays maintain a minimum amount of advertising capacity for public service announcements, emergency warnings, and/or notifications as

requested by the City. Staff also proposed the removal of proposed section 41-885(e)(1) to delete restrictions on the quantities of electronic message displays and to modify proposed section 41-885(e)(3)(A) to allow for image transitions. The City Council unanimously recommended continuing the item to allow staff to revise the proposed amendments to reflect these modifications.

Legal Notice published in the Orange County Reporter and notices mailed on March 7, 2014 and April 4, 2014.

Mayor Pulido opened the Public Hearing. There were no speakers and the Hearing closed.

Acting Planning and Building Executive Director indicated that conditions of approval amended. Also, noted that digital reader boards would be considered by the City Council in the next 3-6 months.

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

ORDINANCE NO. NS-2861 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AMENDING CHAPTER 41 OF THE SANTA ANA MUNICIPAL CODE TO ALLOW REGIONAL PLANNED SIGN PROGRAMS.

**MOTION:** Tinajero

**SECOND:** Martinez

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

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

75B. PUBLIC HEARING - COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FY 2014-2015 – Community Development Agency

Legal Notice published in the Orange County Register, Vien Dong Daily, and La Opinion on April 5, 2014.

Mayor Pulido opened the Public Hearing. There were no speakers and the Hearing closed.



Councilmember Martinez, request staff allow non-profits to compete for funds on subsequent allocations; review process; open space has been requested by community.

Councilmember Reyna, asked when review process begins; staff indicated that outreach process starts in August or September and 15% of funds could be used for non-profits (approximately \$800,000).

**MOTION:**

1. Approve the proposed Fiscal Year 2014-2015 Community Development Block Grant Program.
2. AGMT NO. 2014-105 - Direct the City Attorney to prepare and authorize the City Manager and the Clerk of the Council to execute memorandums of understanding with various city departments and agreements with nonprofit agencies awarded funds as part of the approved program.

**MOTION:** Martinez

**SECOND:** Reyna

**VOTE:**

**AYES:**

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

**NOES:**

None (0)

**ABSTAIN:**

None (0)

**ABSENT:**

None (0)

**COUNCIL AGENDA ITEMS**

**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. ESTABLISH AN AD HOC COUNCIL COMMITTEE TO REVIEW THE 2006 CHARTER REVIEW COMMITTEE RECOMMENDATIONS AND ANY OTHER ADDITIONAL CHARTER AMENDMENTS (Councilmembers Benavides and Sarmiento)

Councilmember Benavides noted that election coming up and City has opportunity to place matters for voter consideration regarding Charter provisions. Noted that a Charter Committee had met and recommended many items with only a few matters placed on the ballot, since then.

The following expressed interest in serving on Committee - Councilmembers Martinez, Benavides and Sarmiento.

## COMMENTS

### 90A. CITY MANAGER'S COMMENTS

- Zoo has been re-accredited by the National Association of Zoos and Aquariums; and
- Bike to Work event that promoted healthy living will be held on May 7th, starting at Santa Ana Work Center.

### 90B. CITY COUNCILMEMBER COMMENTS

#### Councilmember Amezcua:

- Thanked staff for coordinating the Meet and Greet of the Board/Commission members and commended Councilmember Reyna for proposing event;
- Encouraged all to attend the Farmer's Market on Thursdays from 2 to 8 p.m.; and
- Thanked Carlos Menendez for inviting her to the International Food event at Pentecostal Church.

#### Councilmember Reyna:

- Asked all to conserve water;
- Meet and Greet event with Board and Commission members well attended; thanked all for service;
- Park Santiago held annual Easter event was successful with over 200 families in attendance;
- Attended "Relay for Life" hosted at Santa Ana College on April 26<sup>th</sup>; proposed City team for next year;
- Celebration of Children on Myrtle Street held over the weekend was fun and well attended;
- Co-Hosting a High School Leadership Conference with Boys and Girls Club on Saturday, April 26<sup>th</sup>;
- Noted that U.S. has over 2,000 zoos, but only 250 are accredited including our very own in the City of Santa Ana;
- Wished all a Happy Easter;
- Shop in Santa Ana; and
- Requested meeting be adjourned in memory of Richard Soria.

#### Councilmember Benavides:

- Attended Hispanic Chamber of Commerce event on Saturday, April 12<sup>th</sup>;
- Announced that daughter, Anaís will be attending Orange County High School of the Arts next year; proud of her accomplishments;

- Easter Sunday coming up, reflect on life and hope, and invited to attend one of the many congregations in the Community;
- Zoo hosting Easter Egg Hunt on Sunday, April 20th;
- April 27<sup>th</sup> having Jose Vargas Community Affairs Office Grand Opening – invited all to attend; and
- Cinco de Mayo having celebration in Downtown Santa Ana from May 2<sup>nd</sup> through May 4<sup>th</sup>.

Councilmember Martinez:

- Parks, Recreation and Community Services Agency Director Mouet highlighted performers and lineup scheduled for the Cinco de Mayo celebration;
- Noted that May is “Bike-to-Work” month; City hosting events to promote program;
- Streetcar Project Locally Preferred Alternative to be discussed at upcoming Development & Transportation Council Committee;
- Commented on importance of communication with Council; process changes to be conveyed; accountability; Chair of Council Committees help develop agendas;
- Happy Easter and Good Friday to all; and
- Request meeting be adjourned in memory of Richard Doty; teacher at Spurgeon Intermediate that made a difference in her life.

Councilmember Sarmiento:

- Recognized Garden Grove Unified School District board member, Bao Nguyen for bringing Agenda Item 55B, regarding AB2325, to our attention;
- Concurred with comments by Councilmember Martinez on Streetcar project and Council Committee process;
- “Relay for Life” event successful; recognition of cancer survivors and celebration of life; thanked American Cancer Society for Honorary Chair designation; support event on annual basis;
- Thanked Parks and Recreation Director and staff for Cinco de Mayo event and City Manager for providing resources and support to make it successful event;
- Thanked staff for efforts on Strategic Plan; funding item reconsidered at following Council meeting; and
- Thanked City Manager for presentation on positive economic forecast; and
- Hope all have a Happy Easter.

Mayor Pro Tem Tinajero:

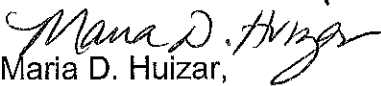
- Reflected on past six-months- economic turn-around, best Downtown in Orange County;
- Wished all a Happy Easter; and
- Commented on award winning water.

Mayor Pulido:

- Adjourned meeting in memory of Richard Doty and Richard Soria.

**ADJOURN IN MEMORY OF  
RICHARD "RICK" DOTY  
AND  
RICHARD SORIA**

**ADJOURNED** - 7:22P.M. - The next meeting of the City Council is scheduled for Tuesday, May 6, 2014 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.

  
Maria D. Huizar,  
Clerk of the Council

**FUTURE AGENDA ITEMS**

- Street Car Project Locally Preferred Alignment
- Harbor Blvd. Mixed-Use Plan
- Solar Permit Fee Waiver
- Dangerous and Abandoned Buildings
- Proactive Rental Enforcement Program Renewal