

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

**MAY 6, 2014**

**CLOSED SESSION MEETING**

**CALLED TO ORDER**

COUNCIL CHAMBER  
22 CIVIC CENTER PLAZA  
SANTA ANA, CA  
5:14 P.M.

**ATTENDANCE**

COUNCILMEMBERS Present:  
MIGUEL A. PULIDO, Mayor  
SAL TINAJERO, Mayor Pro Tem  
ANGELICA AMEZCUA  
P. DAVID BENAVIDES (5:16 p.m.)  
MICHELE MARTINEZ (5:16 p.m.)  
ROMAN A. REYNA  
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 5:14 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:

1. **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
2. **JOINT ITEM** – City of Santa Ana, Successor Agency and Housing Authority: Cuenca vs. State
3. **JOINT ITEM** – City of Santa Ana, Successor Agency and Housing Authority: City of Santa Ana vs. Ana Matosantos (DOF) Case No. 34-2013-80001477
4. Robert FASTER v. City of Santa Ana; Workers' Compensation Appeals Board case #ANA2908310
5. James Costello v. City of Santa Ana; Workers' Compensation Appeals Board case #ADJ1831623; ADJ8211498; ADJ9311871; ADJ#9311756; ADJ2196981
6. Alexander Perez Alvarado, et al. v. City of Santa Ana, USDC Case No. SACV12-00328 JGB (ANx)
7. The Orchard Conservancy v. City of Santa Ana, Lutheran High School of Orange County and Concordia University Foundation, Case No. 30-2014-00714225 CU MM CXC
8. People/City v. Mark Burcaw, et al., 651 E. Edinger Ave.; Case No. 30-2012-00567205
9. People/City v. Burcaw Family Trust, 1638 E. 17<sup>th</sup> St.; Case No. 30-2013-00668708
10. People/City v. Donald Hansen, et al., 3619 W. Pendleton, Unit A; Case No. 30-2013-00690606
11. People/City v. Hillview Building, LLC, 1823 E. 17<sup>th</sup> St.; Case No. 30-2014-00705937
12. People/City v. Pacific Point, 1820 E. Garry #130; Case No. 30-2013-00694308
13. People/City v. Roma Bridge, 1601 W. 1<sup>st</sup> "A"; Case No. 30-2013-00690600
14. People/City v. Tam Nguyen, 1820 E. Garry, #204; Case No. 30-2013-00694333
15. People/City v. Roma Bridge, et al., 1605 W. First Street Units B&C; Case No. 30-2013-00690596
16. People/City v. Lawrence O'Boyle, et al., 1423 N. Main Street; Case No. 30-2013-00694286
17. People/City v. Michael A. Ditch, 1815 So. Main Street; Case No. 30-2013-00694143
18. People/740 Broadway PV LLC, 1820 Garry Unit 221; Case No. 30-2014-00709107
19. People/City v. Mamo Real Estate, Inc., et al., 1139 W. 17<sup>th</sup> Street; Case No. 30-2014-00704524
20. People/City v. Harvey Kagasoff, et al., 3701 W. 1<sup>st</sup> Street; Case No. 30-2014-00709107
21. People/City v. Ziegler Properties, 980 N. Harbor Blvd., #101; Case No. 30-2014-00709091
22. People/City v. John Robert Warren, et al., 1615 N. French #101; Case No. 30-2014-00711565

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

**ADJOURNED THE CLOSED SESSION MEETING AT 5:58 P.M. AND CONVENED TO THE REGULAR OPEN MEETING**

## REGULAR OPEN SESSION

### CALLED TO ORDER

COUNCIL CHAMBER  
22 CIVIC CENTER PLAZA  
SANTA ANA, CA  
6:12 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

ANA VILLEGAS AND MICHELLE ROLDAN,  
GARFIELD ELEMENTARY SCHOOL

### INVOCATION

TOM JONES, POLICE CHAPLAIN

### AGENDA ITEM TAKEN OUT OF ORDER

- 55C. BRISTOL STREET IMPROVEMENTS, RIGHT-OF-WAY ACQUISITIONS,  
AND ADOPTION OF AN ADDENDUM TO THE FINAL ENVIRONMENTAL  
IMPACT STATEMENT/ENVIRONMENTAL IMPACT REPORT (EIS/EIR) -  
Public Works Agency

Continued from the February 4, 2014 City Council meeting by a vote of 7-0.  
Continued from the March 18, 2014 City Council meeting a vote of 6-0  
(Sarmiento abstained). Continued from the April 1, 2014 City Council meeting  
a vote of 6-0 (Sarmiento abstained).

**MOTION:** Continue consideration of matter for 30 days, to the June 3,  
2014 City Council Meeting.

**MOTION:** Tinajero

**SECOND:** Reyna

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

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

**OATH OF OFFICE**

Administered to Police Chief, Carlos Rojas by Clerk of the Council, Maria Huizar

RECESSED at 6:42 P.M. and RECONVENED at 6:58 P.M. with same members present

**PRESENTATIONS**

**SPECIAL PRESENTATION** - Orange County Human Relations Commission Annual Report presented by Commissioners Tim Kowal and Leticia Mata.

**PROCLAMATION** presented by **MAYOR PULIDO** to Donnie Crevier for his exemplary citizen participation and services to the community.

**PROCLAMATION** presented by **COUNCILMEMBER AMEZCUA** recognizing the American Lung Association for declaring May 11<sup>th</sup> – May 17<sup>th</sup> as National Women's Lung Health Week.

**CERTIFICATES OF RECOGNITION** presented by **COUNCILMEMBER BENAVIDES** to Hope Alive Church, Mariners Church Santa Ana and NewSong Santa Ana in recognition of their respective grand openings.

**PROCLAMATION** presented by **COUNCILMEMBER MARTINEZ** recognizing Orange County Bike Coalition for Bike Month in Santa Ana

**CERTIFICATE OF RECOGNITION** presented by **COUNCILMEMBER MARTINEZ** to Scott Glabb for his dedication and commitment to wrestling.

**PROCLAMATION** presented by **COUNCILMEMBER REYNA** recognizing the Orange County Fire Authority for declaring May 4<sup>th</sup>–10<sup>th</sup> as Wildfire Awareness Week.

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

**PUBLIC COMMENT**

- Connie Hamilton, opined that City making good decisions and Environmental and Transportation Advisory Committee good choice; Connect to Council election debates will be held on September 17<sup>th</sup> at Rancho Community College Boardroom; partnering with Youth in Government to have separate debate and also Chamber of Commerce hosting Senate and Assembly candidate member's debate; encouraged all to attend.
- Albert Castillo, supports City closing jail and opening facility as feeding center for homeless - provide safe shelter, clinic, education, job and health facilities; proposed that financial support come from County, State, non-profits and community volunteers.
- Ryan Chase, spoke in support of Agenda Item 65A, thanked leadership and staff for hard work and efforts; congratulated Police Chief Rojas on appointment.
- Silvia Hernandez, spoke on behalf of May Day Coalition and Justice for Janitors, noted that group held annual May Day Event; need transparency on jail matters; supports federal and local policies that promote family unity; concerned with increased fees and not ending contract with Immigration and Customs Enforcement (ICE).
- Scott Sink, congratulated Police Chief Rojas on appointment, hope to have new policies adopted as they relate to immigration matters.
- Joe-Say Hernandez, congratulated Police Chief Rojas, concerned that police department increasing number of police officers, suggested refocus of priorities instead; concerned with human rights violations and continued deportations.
- Jeffrey Han, spoke in support of Agenda Item 65A, commend Council for leadership in making bold decisions.
- Madeleine Spencer, supports consistency in addressing medical marijuana dispensaries; would like information on infractions and City's plan to regulate these type of businesses.
- Apolonio Cortes, spoke in support of City's Strategic Plan priorities and funding for next five years.
- Brizy Mae, spoke on opposition to ICE contract.
- Sharon Barlow, thanked Councilmembers Sarmiento and Martinez, City Manager and staff for South Main Street Corridor's Broom and Groom Event; thanked City Council for including Corridor in Strategic Plan and appropriating funds; October 5<sup>th</sup> will host SOMOS event; request continued financial support for street improvements.
- Adolfo Lopez, congratulated Police Chief Rojas; supports Strategic Plan and inclusion of Downtown Santa Ana in Plan.
- Bob Quinn, owner of Playground Restaurant, impressed with leadership and vision of the City Council.
- Octavio Pina, supports City's Strategic Plan and addition of South Main Corridor; need funding execute programs as soon as possible.

- Gema Suarez, spoke in opposition to City's contract with ICE; urged the City Council to cancel contract and release Jail profitability Report.

### CONSENT CALENDAR ITEMS

**MOTION:** Approve Consent Calendar Items 10A through 31A as recommended by staff with the following modifications:

- Councilmember Benavides abstained on Agenda Item 13F out of an abundance of caution and any perceived conflict of interest; and
- Councilmember Martinez pulled Agenda Items 19D and 25E for separate discussion.

**MOTION:** Martinez

**SECOND:** Sarmiento

**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 15, 2014 - Clerk of the Council Office

**MOTION:** Approve Minutes.

#### ORDINANCES/SECOND READING

In the event a Councilmember recorded an "abstention" before consideration of the following ordinance(s) on first reading, such abstention will also be reflected in the minutes for second reading.

- 11A. ORDINANCE SECOND READING: 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

Placed on first reading at the April 15, 2014 City Council meeting and approved by a vote of 7-0.

Published in the Orange County Reporter on April 25, 2014.

**MOTION: Place ordinance on second reading and adopt.**

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

**BOARDS / COMMISSIONS / COMMITTEES**

- 13A. APPOINT SANDRA “POCHA” PEÑA TO THE ARTS & CULTURE COMMISSION, RECOMMENDED BY MAYOR PRO TEM TINERJERO AS THE WARD 6 REPRESENTATIVE FOR A TERM EXPIRING DECEMBER 9, 2014 – Clerk of the Council Office

**MOTION: Appoint Sandra “Pocha” Peña to the Arts & Culture Commission (Ward 2 Resident).**

- 13B. APPOINT ERIKA CARRANZA TO THE BOARD OF PARKS & RECREATION, RECOMMENDED BY COUNCILMEMBER BENAVIDES AS THE WARD 4 REPRESENTATIVE FOR A TERM EXPIRING DECEMBER 9, 2014 (REPLACES A. STEAFFENS) – Clerk of the Council Office

**MOTION: Appoint Erika Carranza to the Board of Parks and Recreation (Ward 2 Resident).**

- 13.C. APPOINT MIKE J. MCGEE TO THE ARTS & CULTURE COMMISSION, RECOMMENDED BY COUNCILMEMBER BENAVIDES AS THE WARD 4 REPRESENTATIVE FOR A TERM EXPIRING DECEMBER 9, 2014 – Clerk of the Council Office

**MOTION: Appoint Mike J. McGee to the Arts & Culture Commission (Ward 3 Resident).**

- 13D. APPOINT CARL G. BENNINGER TO THE ENVIRONMENTAL & TRANSPORTATION ADVISORY COMMITTEE (ETAC), RECOMMENDED BY COUNCILMEMBER BENAVIDES AS THE WARD 4 REPRESENTATIVE



FOR A TERM EXPIRING DECEMBER 9, 2014 (REPLACES D. CRIBB) – Clerk of the Council Office

**MOTION: Appoint Carl G. Benninger to the Environmental & Transportation Advisory Committee (ETAC) (Ward 4 Resident).**

- 13E. APPOINT ANA S. URZUA TO THE COMMUNITY REDEVELOPMENT AND HOUSING COMMISSION, RECOMMENDED BY COUNCILMEMBER BENAVIDES AS THE WARD 4 REPRESENTATIVE FOR A TERM EXPIRING DECEMBER 9, 2014 (REPLACES L. MORFIN) – Clerk of the Council Office

**MOTION: Appoint Ana S. Urzua to the Community Redevelopment and Housing Commission (Ward 4 Resident).**

- 13F. APPOINT ANAÍS M. BENAVIDES TO THE YOUTH COMMISSION AS AN ASSOCIATE MEMBER, RECOMMENDED BY COUNCILMEMBER BENAVIDES AS THE WARD 4 REPRESENTATIVE FOR A TERM EXPIRING DECEMBER 9, 2014 – Clerk of the Council Office

**MOTION: Appoint Anaís M. Benavides to the Youth Commission as an Associate Member (Ward 4 Resident).**

\*Councilmember Benavides abstained on Agenda Item 13F out of an abundance of caution.

- 13G COUNCIL COMMITTEE REPORTS

**MOTION: Receive and file Minutes of Parks, Recreation, Education and Youth Council Committee Meeting held January 27, 2014.**

#### **MISCELLANEOUS ADMINISTRATION**

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

**MOTION: Approve settlement agreements as follow:**

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

1. Robert FASTER v. City of Santa Ana; Workers' Compensation Appeals Board case #ANA2908310; in the amount of \$34,000.

2. James Costello v. City of Santa Ana; Workers' Compensation Appeals Board case #ADJ1831623; ADJ8211498; ADJ9311871; ADJ#9311756; ADJ2196981; in the amount of \$242,046.00.

19B. EXCUSED ABSENCES – None

19C. QUARTERLY REPORT OF INVESTMENTS AS OF MARCH 31, 2014 - Finance & Management Services

**MOTION:** Receive and file.

**19D. ESTABLISH GREENHOUSE GAS EMISSIONS REDUCTION TARGETS FOR INCLUSION IN THE SANTA ANA CLIMATE ACTION PLAN - Public Works Agency**

Councilmember Martinez suggest that Climate Action Plan be aligned with Strategic Plan.

**MOTION:** Authorize the City Manager to approve the following greenhouse gas emissions reduction targets for inclusion in the City's Climate Action Plan: 15% reduction of 2008 levels by 2020, and 30% reduction of 2008 levels by 2035.

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

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

**NOES:**                              None (0)

**ABSTAIN:**                          None (0)

**ABSENT:**                          None (0)

## **BUDGETARY MATTERS**

### **SPECIFICATIONS – PURCHASE OF EQUIPMENT AND SERVICES**

22A. SPEC. NO. 14-019 - POOL HEATER REPLACEMENT AND OTHER REPAIRS - (Parks, Recreation and Community Services Agency) - Finance & Management Services

**MOTION:** Amend the contract with Commercial Aquatic Services Inc. to increase the aggregate limit by \$21,600 for the replacement of the pool heater at Salgado Park Pool along with other Aquatic Center repairs; subject to non-substantive changes approved by the City Manager and City Attorney.

## **AGREEMENTS**

25A. CUSTODIAL SERVICES AT CITY PARK RESTROOMS AND PARK BUILDINGS - Parks, Recreation & Community Services Agency

**MOTION:**

1. **AGMT NO. 2014-105 - Authorize the City Manager and Clerk of the Council to execute an agreement with Bell Building Maintenance Company for park restroom custodial services in Districts 1, 2, 3, and 4 in the amount of \$125,796, which includes a 10% contingency, for one-year with two one-year options under the same terms and conditions, exercisable by the City Manager, beginning June 1, 2014, renewing June 1, 2015 and June 1, 2016, subject to non-substantive changes approved by the City Manager and the City Attorney.**
2. **AGMT NO. 2014-106 - Authorize the City Manager and Clerk of the Council to execute an agreement with ABM for park building custodial services in Districts A, 1, 2, and 3 in the amount of \$138,336, which includes a 10% contingency, for a one-year term with two one-year options under the same terms and conditions, exercisable by the City Manager, beginning June 1, 2014, renewing June 1, 2015 and June 1, 2016, subject to non-substantive changes approved by the City Manager and the City Attorney.**

25B. VETERINARY SERVICES FOR THE SANTA ANA ZOO AT PRENTICE PARK - Parks, Recreation & Community Services Agency

**MOTION:**

1. **AGMT NO. 2014-107 - Authorize the City Manager and Clerk of the Council to execute an amendment to the agreement with Dr. Scott Weldy, dba Serrano Animal & Bird Hospital, for veterinary services at the Santa Ana Zoo at Prentice Park, increasing total compensation from \$75,000 to \$84,500, subject to non-substantive changes approved by the City Manager and City Attorney.**
2. **AGMT NO. 2014-108 - Authorize the City Manager and Clerk of the Council to execute a new agreement with Dr. Scott Weldy, dba Serrano Animal & Bird Hospital, for veterinary services at the Santa**

Ana Zoo at Prentice Park in the amount of \$84,500, which includes a 30% contingency, for a one-year term with two one-year options under the same terms and conditions, exercisable by the City Manager, beginning July 1, 2014 and renewing on July 1, 2015 and July 1, 2016, subject to non-substantive changes approved by the City Manager and City Attorney.

25C. ZUMBA INSTRUCTION SERVICES - Parks, Recreation & Community Services Agency

**MOTION:**

1. AGMT NO. 2014-109 - Authorize the City Manager and Clerk of the Council to execute an amendment to the agreement with Maria Maddock, increasing compensation from \$25,000 to an amount not-to-exceed \$30,000, annually, subject to non-substantive changes approved by the City Manager and the City Attorney.
2. AGMT NOS. 2014-110 - Authorize the City Manager and Clerk of the Council to execute a new agreement with Maria Maddock in an amount not-to-exceed \$30,000 for a one-year term with two one-year options under the same terms and conditions, exercisable by the City Manager, beginning July 1, 2014 and renewing on July 1, 2015 and July 1, 2016, subject to non-substantive changes approved by the City Manager and City Attorney.

25D. AGMT NO. 2014-111 - PROVIDE ELECTRONIC CITATION PROCESSING SERVICES - Police Department

**MOTION:** Authorize the City Manager and the Clerk of the Council to execute an agreement with the Integrated Law and Justice Agency for Orange County (ILJAO), in an amount not to exceed \$406,413, for a three-year period, subject to non-substantive changes approved by the City Manager and City Attorney.

~~25E. AGMT NO. 2014-112 - ACQUIRE FOUR RETAIL KIOSKS FOR ARTISTS VILLAGE FROM THE IRVINE COMPANY - Community Development Agency~~

Councilmember Martinez thanked staff for bringing matter forward; matter discussed at Economic Development Council Committee meeting.

**MOTION:** Award contract to the Irvine Company in an amount not to exceed \$50,000, subject to non-substantive changes approved by the City Manager and City Attorney.

**MOTION:** Martinez                      **SECOND:** Benavides

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

**NOES:**                              None (0)

**ABSTAIN:**                            None (0)

**ABSENT:**                            None (0)

**MISCELLANEOUS - BUDGET**

29A.            CONSOLIDATED PLAN ANNUAL UPDATE OF FUNDING FROM VARIOUS FORMULA GRANT ALLOCATION PROGRAMS THAT INCLUDE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIP GRANT (HOME) AND EMERGENCY SOLUTIONS GRANT (ESG) BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) - Community Development Agency

Community Redevelopment and Housing Commission approved recommended action on April 16, 2014 by a vote of 5-0 (Sandoval absent).

**MOTION:** Approve the 2014-2015 Consolidated Plan Annual Update and authorize the submittal to the U.S. Department of Housing and Urban Development.

**LAND USE MATTERS**

**CONDITIONAL USE PERMIT/VARIANCES**

31A.            CONDITIONAL USE PERMIT NO. 2014-04 TO ALLOW TYPES 4, 6 AND 23 ALCOHOLIC BEVERAGE CONTROL LICENSES FOR CISMONTANE BREWING AT 1409 EAST WARNER AVENUE, SUITES C AND D – EVAN WEINBERG, APPLICANT - Planning and Building Agency

Planning Commission approved recommended action on April 14, 2014, by a vote of 6-0 (Nalle absent).

**MOTION:** Receive and file the staff report approving Conditional Use Permit No. 2014-04 as conditioned.

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

**BUSINESS CALENDAR ITEMS**

**RESOLUTIONS**

55A. RESOLUTION PROPOSING AMENDMENT TO MANAGEMENT CLASSIFICATION AND COMPENSATION PLAN - Personnel Services Agency

**MOTION:** Adopt a resolution.

RESOLUTION NO. 2014-020 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA TO AMEND RESOLUTION NO. 91-066 TO AMEND THE BASIC COMPENSATION PLAN FOR CERTAIN CLASSIFICATIONS OF EMPLOYMENT DESIGNATED AS UNREPRESENTED EXECUTIVE MANAGEMENT

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

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

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

55B. RESOLUTION FOR TITLE VI PLAN APPROVAL AND SUBMITAL AS REQUIRED TO SECURE THE AWARD TO PURCHASE TWO NEW COMPRESSED NATURAL GAS (CNG) SENIOR MOBILITY PROGRAM VEHICLES (GRANT FUNDED WITH A MATCH REQUIREMENT OF 11.47%) - Parks, Recreation & Community Services Agency

**MOTION:** Adopt a resolution.

RESOLUTION NO. 2014-021 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA APPROVING THE TITLE VI COMPLIANCE PLAN AND AUTHORIZING ITS SUBMITTAL TO THE CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR THE SENIOR MOBILITY PROGRAM GRANT AWARD

**MOTION:** Martinez                    **SECOND:** Tinajero

**VOTE: AYES:** Amezcua, Benavides, Martinez, Pulido, Reyna,

Sarmiento, Tinajero (7)

**NOES:** None (0)

**ABSTAIN:** None (0)

**ABSENT:** None (0)

55C. ITEM TAKEN OUT OF ORDER

55D. PROPOSED AMENDMENT TO CLASSIFICATION AND COMPENSATION PLAN TO CHANGE ONE FULL-TIME JOB TITLE FROM SENIOR TRAFFIC ENGINEER TO SENIOR TRANSPORTATION ENGINEER TO REFLECT ACTIVE TRANSPORTATION AND MOBILITY DUTIES - Personnel Services Agency

**MOTION:** Continue consideration of matter to the May 20, 2014 City Council meeting.

**MOTION:** Martinez                      **SECOND:** Benavides

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

**NOES:**                                  None (0)

**ABSTAIN:**                              None (0)

**ABSENT:**                                None (0)

55E. STREETCAR ENVIRONMENTAL REVIEW PLAN AND COST PARTICIPATION BY THE CITY FOR STREETCAR OPERATIONS – Public Works Agency

Councilmember Sarmiento, requested staff continue strong public outreach efforts.

Councilmember Martinez reiterated Councilmember Sarmiento's comments about the importance of public outreach for this project and encouraged City Manager David Cavazos to introduce himself to residents and the business community as the Project Director.

**MOTION:**

1. Approve the Environmental Review and Public Outreach Plan.
2. Adopt a resolution.

RESOLUTION NO. 2014-022 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA COMMITTING TO FINANCIALLY SUPPORT THE SANTA ANA - GARDEN GROVE STREETCAR PROJECT IN THE AMOUNT OF 10 PERCENT NET OF FAREBOX FOR THE COST OF STREETCAR OPERATIONS

3. Concur with the Orange County Transportation Authority (OCTA) that they become the lead agency to advance the streetcar project to design, construction, and operations upon approval of the environmental phase.
4. Designate the City Manager as the Project Director and City authority to interact and provide direction to OCTA and to all related consultants.

**MOTION:** Reyna

**SECOND:** Benavides

**VOTE: AYES:**

Amezcuca, 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 & Management Services

Continued from the April 15, 2014 City Council meeting by a vote of 7-0.

Councilmember Sarmiento introduced several adjustments to the recommended funding allocations. After brief discussion, it was recommended that any recommended changes be provided to City Manager.

**MOTION:** Continue consideration of matter to the May 20, 2014 City Council Meeting.



**MOTION:** Reyna                      **SECOND:** Sarmiento

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

**NOES:**                              None (0)

**ABSTAIN:**                          None (0)

**ABSENT:**                            None (0)

65B.                      **REVIEW AND ADOPTION OF THE 2014 STATE AND FEDERAL LEGISLATIVE PLATFORM – City Manager's Office**

Councilmember Martinez noted that Legislative Council Committee considered the matter; thanked staff for effort in preparing Platform.

**MOTION: Adopt the 2014 State and Federal Legislative Platform.**

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

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

**NOES:**                              None (0)

**ABSTAIN:**                          None (0)

**ABSENT:**                            None (0)

**PUBLIC HEARINGS**

75A.                      **PUBLIC HEARING – FINAL ENVIRONMENTAL IMPACT REPORT NO. 2010-01, AMENDMENT APPLICATION NO. 2014-01 AND GENERAL PLAN AMENDMENT NO. 2014-01 FOR PARK VIEW AT TOWN AND COUNTRY MANOR LOCATED AT 555 EAST MEMORY LANE – STEVE LAZARIAN, APPLICANT - Planning and Building Agency**

Planning Commission approved recommended action on April 14, 2014 by a vote of 6-0 (Nalle absent).

Legal Notice published in the Orange County Reporter April 25, 2014 and notices mailed on April 24, 2014.

Staff report presentation by Acting Planning and Building Executive Director Karen Haluza

Park View at Town and Country Manor Project at 555 E. Memory Lane

#### Town and Country Manor Background

- Town and Country Manor is a non-profit organization licensed by the State of California to provide independent living, assisted living and skilled nursing in a continuum of care.
- Originally entitled in May 1972 as a residential care facility for the elderly.
- An expansion for a skilled nursing wing was approved in 1989.

#### Project Description

- Construction of a new 8-story active-senior residential building consisting of:
  - 174 one and two-bedroom units
  - 275 parking spaces located in a 3-level subterranean structure
  - Remodeled aquatic and wellness center

#### Site Plan

- Existing site contains:
  - 7 inter-connected buildings in a campus setting – 1, 2 and 3-stories on an 8.3 acre site
  - A chapel
  - Outdoor pool

#### Environmental Impact Report

- Draft EIR released in March 2010 with Planning Commission hearing in April 2010.
- EIR updated in 2012.
- Response to comments addressed issues raised during public review period.
- Analyzed wide range of project impacts.
- All impacts mitigated to a less than significant level.

#### General Plan and Zoning Amendment

- The General Plan would be amended to extend the District Center land use designation to include the project site.
- A new Specific Development would be adopted for the site to allow for the proposed project (SD-87).

#### Approval Process

- Proposed project application was received in 2008.
- An EIR was prepared for the project and released April 2010 and updated in 2012.

- The Planning Commission held study sessions in August 2010, September 2011 and March 2013.
- Most recent community meeting held April 2014.
- Planning Commission recommended approval April 14, 2014.

**Project Conclusions**

- If approved, the project would:
  - Allow for the construction of an 8-story, 174-unit active-senior residential facility.
  - Change the General Plan land use designation to District Center.
  - Change the Zoning to Town and Country Specific Development No. 87 (SD-87)

**Recommended City Council Actions**

- Certify Environmental Impact Report No. 2010-01 and approve the Mitigation Monitoring and Reporting Program.
- Adopt a resolution approving General Plan Amendment No. 2014-01.
- Adopt an ordinance approving Amendment Application No. 2014-01 (SD-87).

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

Councilmember Amezcua requested a 30 day continuance.

**MOTION: Continue consideration of matter for 30 days, or June 3, 3014 City Council Meeting.**

**MOTION:** Amezcua                      **SECOND:** Benavides

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

**NOES:**                                  None (0)

**ABSTAIN:**                              None (0)

**ABSENT:**                                None (0)

**CITY COUNCIL RECESSED AT 9:21 P.M. TO THE HOUSING AUTHORITY MEETING AND RECONVENED AT 9:22 P.M. WITH SAME MEMBERS PRESENT.**

## COMMENTS

### 90A. CITY MANAGER'S COMMENTS

City Manager Cavazos welcomed new Orange County Fire Authority Battalion Chief, Devin Leonard as the Santa Ana Chief; commented on success of Cinco de Mayo Festivities held over the weekend; and encouraged all to attend "Bike to Work" event on Wednesday, May 7<sup>th</sup> at 7 a.m. at the Santa Ana Transportation Center train Depot.

### 90B. CITY COUNCILMEMBER COMMENTS

Councilmember Martinez:

- Request meeting be adjourned in memory of Alonso Solorzano
- Thanked staff for bringing forward 65B - City's first Legislative Platform; includes process on letters of support and City Manager goals and communication with lobbyist;
- Thanked Acting Planning Director Karen Haluza for receiving Planning Award by Southern California Association of Governments on the Triada Project;
- "Bike-to-Work" event to be held tomorrow, May 7<sup>th</sup> at 7 a.m. at the WORK Center; raffling bicycles;
- Thanked all mothers and recognized hard work and efforts as Mother's Day approaches; and
- City Manager to meet with the May Day Coalition group and provide the Jail Profitability Report; requested that report and details regarding the City's contract with ICE be brought forth to the Public Safety Council Committee and/or the full Council.

Councilmember Sarmiento:

- Congratulated Police Chief Rojas on appointment
- Echoed comments regarding Cinco de Mayo event; well attended; and
- Wished all a Happy Mother's Day; appreciate mom and wife.

Mayor Pro Tem Tinajero:

- Happy Mother's Day to all;
- Celebrate success and bright future of City – budget surplus, best tasting water and many more successes in Downtown Santa Ana;
- Recent article featured Segerstrom High School's baseball coach, Erasmo Ramirez - developing students in the City; will be playing at Angel Stadium on Friday at 3:30 p.m. against Orange; all should attend and support; and
- Recognized the life and impact of former teacher, Michael Leigh and request City Council adjourn in his memory.

Councilmember Amezcua:

- Thanked Parks, Recreation and Community Services Agency staff for organizing another successful Cinco de Mayo event;
- Reminded all to register to vote by May 19<sup>th</sup> to participate in June Primary Election;
- Congratulated and welcomed Police Chief Rojas;
- Thanked and recognized all teachers for making a difference in the life of the youth in our community; and
- Wished all mother's a Happy Mother's Day.

Councilmember Reyna:

- Urged all to conserve water and buy drought resistant plants;
- Attended Orange County Marathon over the weekend;
- City's financial forecast looking good; in past City had separate recreation and library departments; it is important to have recreational programs that are separate and apart of educational programs; would like to have programs separate in Strategic Plan;
- Happy Mother's Day; and
- Shop in Santa Ana!

Councilmember Benavides:

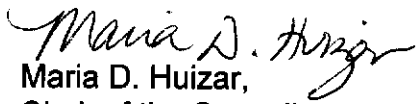
- Cinco de Mayo and Monthly Art Walk held over the weekend that were both well attended
- Welcomed new Police Chief, Carlos Rojas and Orange County Fire Authority Division Chief, Devin Leonard;
- Mother's Day weekend; recognized all mothers; and
- Encouraged all to shop in Santa Ana

Mayor Pulido:

- Recently went on tour of City on proposed Streetcar route; vision to increase route to former SARTIC project;
- Happy Mother's Day;
- Adjourn in Memory of Alonso Solorzano and Michael Leigh.

**Adjourn in Memory of  
Alfonso Solorzano  
and  
Michael Leigh**

**ADJOURNED** - 9:50 p.m. - The next meeting of the City Council is scheduled for Tuesday, May 20, 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