

REVISED 03/12/2010

City Council Meeting Agenda

March 15, 2010

**CLOSED SESSION
POLICE CHIEF'S CONFERENCE ROOM
60 Civic Center Plaza, 4th Floor
5:00 PM**

**REGULAR MEETING
POLICE COMMUNITY ROOM
60 Civic Center Plaza
(Immediately following the Closed Session Meeting)**



Miguel A. Pulido
Mayor

Claudia Alvarez
Mayor Pro Tem – Ward 5

Michele Martinez
Councilmember - Ward 2

P. David Benavides
Councilmember - Ward 4

Vincent F. Sarmiento
Councilmember - Ward 1

Carlos Bustamante
Councilmember - Ward 3

Sal Tinajero
Councilmember - Ward 6



Joseph W. Fletcher
City Attorney

David N. Ream
City Manager

Maria D. Huizar
Clerk of the Council



NOTE: If you need special assistance to participate in this Council meeting, please contact Ellen Smiley, City ADA Program Coordinator, at (714) 647-5340. Please call prior to the meeting date, to allow the City enough time to make reasonable arrangements for accessibility to this meeting. [Americans with Disabilities Act, Title II, 28 CFR 35.102]

Basic City Council Meeting Information

Code of Ethics and Conduct - The people of the City of Santa Ana, at an election held on February 5, 2008, approved an amendment to the City Charter which established the Code of Ethics and Conduct for elected officials and members of appointed boards, commissions, and committees to assure public confidence. A copy of the City's Code can be found on the Clerk of the Council's webpage. The following are the core values expressed: *Integrity · Honesty · Responsibility · Fairness · Accountability · Respect · Efficiency*

Agenda Information - The agenda descriptions provide the public with a general summary of the items of business to be considered by the Council. The Council is not limited in any way by the "Recommended Action" and may take any action which the council deems to be appropriate on an agenda item. *Except as otherwise provided by law, no action shall be taken on any item not listed on the agenda.*

Public Comments/Public Input - Pursuant to Government Code Sec. 54954.3, the public may address the City Council, Community Redevelopment Agency, and/or Housing Authority on any and all matters within the City of Santa Ana's jurisdiction.

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

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

Consent Calendar - All matters listed under the Consent Calendar are considered to be routine by the City Council and will be enacted by one motion without discussion unless a member of the Council "pulls" an item(s) from the consent calendar for a separate vote.

Senate Bill 343 - As required by Senate Bill 343, any non-confidential writings or documents provided to a majority of the City Council members regarding any item on this agenda will be made available for public inspection in the Clerk of the Council Office during normal business hours.

Agenda & Minutes - Staff reports and documents relating to each agenda item are on file in the Office of the Clerk of the Council and are available for public inspection during regular business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday. The Clerk's office is located in City Hall, 20 Civic Center Plaza, Room 809, Santa Ana, California, (714)647-6520. Council meeting agendas, staff reports, and Minutes are available the Friday before a Council meeting at the following website address: www.santa-ana.org

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

DVD copies of the meetings for loan will be available for public circulation at the Santa Ana Main Library the day after a meeting.

CITY OF SANTA ANA
CITY COUNCIL AND
CLOSED SESSION MEETING

AGENDA

5:00 P.M.
MARCH 15, 2010

Police Chief's Conference Room
60 Civic Center Plaza, 4th Floor
Santa Ana, California 92702

CALL TO ORDER

Mayor PULIDO

Councilmembers ALVAREZ, BENAVIDES,
BUSTAMANTE, MARTINEZ, SARMIENTO,
TINAJERO

City Manager, City Attorney, Clerk of the
Council

PUBLIC COMMENTS

Members of the public may address the City Council on items on the Closed Session Agenda.

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:

CLOSED SESSION CALENDAR

City Council Items

1A CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION
pursuant to Government Code Section 54956.9(a)

Douglas Euper v. City of Santa Ana, Orange County Superior Court Case
No. 30-2009-00120487

1B CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54956.8.

Agency Negotiators: Personnel Services Executive Director,
Kathie Gonzalez

Employee Organizations: Santa Ana Service Employees International
Union (SEIU)
Santa Ana Management Association
Santa Ana Firemen's Benevolent Association
Santa Ana Police Officer's Association
Santa Ana Police Management Association
Santa Ana Fire Management Association

CLOSED SESSION REPORT

The City Attorney will report on any action(s) to be taken at the Regular Meeting which will begin immediately following the Closed Session Meeting.

ADJOURNMENT

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

MARCH 15, 2010

REGULAR MEETING

(Immediately following the Closed Session Meeting at 5:00 p.m.)

CALL TO ORDER

MAYOR PULIDO

COUNCILMEMBERS ALVAREZ, BENAVIDES,
BUSTAMANTE, MARTINEZ, TINAJERO,
SARMIENTO

PLEDGE OF ALLEGIANCE

MAYOR PULIDO

CLOSED SESSION REPORT

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

PUBLIC COMMENT

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CONSENT CALENDAR

RECOMMENDED ACTION: Approve staff recommendations on the following Consent Calendar items: 10A through 25A.

ADMINISTRATIVE MATTERS

MINUTES

10A [MINUTES OF THE REGULAR MEETING OF MARCH 1, 2010](#) - Clerk of the Council Office

RECOMMENDED ACTION: Approve Minutes.

BOARDS AND COMMISSIONS

13A APPOINTMENT – YOUTH COMMISSION - Clerk of the Council Office

RECOMMENDED ACTION: Appoint Isura S. Ramos to the Youth Commission (Alternate representative) nominated by Mayor Pulido as a City-Wide representative for a term expiring December 14, 2010. (replacing A. Golka).

MISCELLANEOUS ADMINISTRATION

19A CLOSED SESSION REPORT – City Attorney's Office

19B EXCUSED ABSENCES – Clerk of the Council Office

BUDGETARY MATTERS

APPROPRIATION ADJUSTMENTS

20A [APPROPRIATION ADJUSTMENT ACCEPTING FY 2009/10 SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND](#) - Police Department

RECOMMENDED ACTION: Approve an appropriation adjustment. (Requires five affirmative votes)

APPROPRIATION ADJUSTMENT NO. 2010-098 – Recognizing the FY 2009/10 Supplemental Law Enforcement Services Fund in the amount of \$371,644 into the revenue account and appropriate same into the expenditure accounts

20B **APPROPRIATION ADJUSTMENT ACCEPTING OFFICE OF EMERGENCY SERVICES PROGRAM GRANT AWARD FUNDS - Police Department**

RECOMMENDED ACTION: Approve an appropriation adjustment. (Requires five affirmative votes)

APPROPRIATION ADJUSTMENT NO. 2010-099 – Accepting State of California Office of Emergency Services Anti-Drug Abuse Program Grant funds of \$118,000 to revenue account and appropriate same to expenditure account

20C **APPROPRIATION ADJUSTMENT AND AMENDMENTS TO EMPOWERMENT ZONE AGREEMENTS - Community Development Agency**

RECOMMENDED ACTIONS:

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

APPROPRIATION ADJUSTMENT NO. 2010-103 – Recognizing \$176,990 in unspent budgeted revenues from prior years from the Empowerment Zone Program

2. Authorize the City Manager and Clerk of the Council to execute the agreement, subject to non-substantive changes approved by the City Manager and City Attorney.

AGMT – Execute an amendment with The Cambodian Family in the amount of \$150,000 for a total aggregate amount not to exceed \$306,319.

3. Authorize the City Manager and Clerk of the Council to execute the agreement, subject to non-substantive changes approved by the City Manager and City Attorney.

AGMT – Execute an amendment with El Puente Community Development Corporation dba KidWorks in the amount of \$35,000, for a total aggregate amount not to exceed \$116,136.

PROJECTS/CHANGE ORDERS

23A REJECTION OF BIDS FOR RESIDENTIAL STREET REPAIR PHASE 13 (PROJECT NO. 10-6726) - Public Works Agency

RECOMMENDED ACTION: Reject all bids for the Residential Street Repair Phase 13 project.

AGREEMENTS

25A AGMT - CONSULTANT SELECTION FOR SANTA ANA REGIONAL TRANSPORTATION CENTER MASTER PLAN (PROJECT 10-6729) - With IBI Group in an amount not to exceed \$1,400,000 - Public Works Agency

RECOMMENDED ACTION: Authorize the City Manager and Clerk of the Council to execute the agreement, subject to non-substantive changes approved by the City Manager and City Attorney.

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

BUSINESS CALENDAR

RESOLUTIONS

55A PROPOSED AMENDMENT TO CLASSIFICATION AND COMPENSATION PLAN TO ADD FOUR PART-TIME CLASSIFICATION TITLES (PARKS, RECREATION AND COMMUNITY SERVICES AND PUBLIC WORKS AGENCY) - Personnel Services Agency

RECOMMENDED ACTION: Adopt a resolution.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA TO AMEND RESOLUTION NO. 82-110 TO AMEND THE CITY'S BASIC CLASSIFICATION AND COMPENSATION PLAN TO ADD FOUR NEW PART TIME CLASSIFICATION TITLES.

55B PROPOSITION 1B - MAINTENANCE AND IMPROVEMENT OF LOCAL TRANSPORTATION FACILITIES – PROJECT LIST AMENDMENT - Public Works Agency

RECOMMENDED ACTION: Adopt a resolution.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AMENDING THE PROJECT LIST FOR USE OF PROPOSITION 1B FY 2007/08 AND FY 2009/2010 FUNDS

JOINT SESSION PUBLIC HEARING

80A SUBSTANTIAL AMENDMENT TO DISPOSITION AND DEVELOPMENT AGREEMENT, CONSOLIDATED PLAN AND LOAN AGREEMENT FOR VISTA DEL RIO – City Council and Community Redevelopment Agency

Recommended actions approved by the Community Redevelopment and Housing Commission on March 2, 2010, by a vote of 4-0 (Reyes absent)

Legal notice published in the O.C. Reporter on March 1, 2010 and March 8, 2010.

CITY COUNCIL

RECOMMENDED ACTIONS:

1. Approve the Substantial Amendment to the Consolidated Plan and authorize its submittal to the U.S. Department of Housing and Urban Development.
2. Direct the City Attorney to prepare and authorize the Deputy City Manager and Clerk of the Council to execute a loan agreement and all other related documents, subject to non-substantive changes approved by the City Manager and City Attorney.

AGMT – Prepare an amendment with Vista Del Rio Housing Partners, L.P. for the construction of 41 special needs residences at 1600 W. Memory Lane in an amount not to exceed \$1,500,000

COMMUNITY REDEVELOPMENT AGENCY

RECOMMENDED ACTION: Authorize the Executive Director and Agency Secretary to execute an amendment to the Disposition and Development Agreement with Vista Del Rio Housing Partners, L.P.

COMMUNITY REDEVELOPMENT AGENCY MEETING (Green Agenda)

WORK STUDY SESSION

WSA BUSINESS OUTREACH / WORK CENTER UPDATE - Community
Development Agency

COMMENTS

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

90A CITY MANAGER'S COMMENTS

90B CITY COUNCILMEMBER COMMENTS

ADJOURNMENT - The next meeting of the City Council is scheduled for Monday, April
5, 2010 at 5:00 p.m. for the Closed Session Meeting immediately
followed by the Regular Business Meeting in the Council Chamber,
22 Civic Center Plaza, Santa Ana, California.

Adjourn In Memory of
Benjamin "Ben" Kaufman