

**DRAFT Minutes of the Regular Meeting of the
City Council
City of Santa Ana, California**



November 07, 2023

CLOSED SESSION MEETING – 4:00 P.M.

REGULAR OPEN MEETING – 5:30 P.M.

(Immediately following the Closed Session Meeting)

CITY COUNCIL CHAMBER

22 Civic Center Plaza Santa Ana, CA 92701

CLOSED SESSION

CALL TO ORDER

MINUTES: Mayor Amezcua called the Closed Session Meeting to order at 4:03 P.M.

ATTENDANCE

Council Members

Phil Bacerra

Johnathan Ryan Hernandez

David Penaloza

Thai Viet Phan

Benjamin Vazquez

Mayor Pro Tem

Jessie Lopez

Mayor

Valerie Amezcua

Acting City Manager

Steven A. Mendoza

City Attorney

Sonia R. Carvalho

City Clerk

Jennifer L. Hall

ROLL CALL

MINUTES: *City Clerk Jennifer L. Hall conducted roll call.*

Councilmembers Bacerra, Phan and Vazquez, and Mayor Amezcua were present. Councilmembers Hernandez and Penaloza and Mayor Pro Tem Lopez joined the meeting during Closed Session.

PUBLIC COMMENTS – Members of the public may address the City Council on Closed Session items.

MINUTES: *No public comments were received regarding Closed Session Agenda items.*

RECESS – City Council will recess to Closed Session for the purpose of conducting regular City business.

MINUTES: *Mayor Amezcua recessed to consider the Closed Session items at 4:04 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: Jesus Morales Guerrero v. City of Santa Ana, Michael Claborn, and DOES 1 through 50, Orange County Superior Court, Case No. 30-2021-01223509
2. **CONFERENCE WITH LEGAL COUNSEL – SIGNIFICANT EXPOSURE TO LITIGATION** pursuant to Government Code Section 54956.9(d)(2):
One matter [personnel claim]
3. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** pursuant to Government Code Section 54956.9(d)(2):
One (1) matter
4. **CONFERENCE WITH LABOR NEGOTIATOR** pursuant to Government Code Section 54957.6(a):
Agency Negotiator: Ramon Figueroa, Acting Human Resources Executive Director
Employee Organization:
 - Santa Ana Police Officers Association (POA)
 - Confidential Association of Santa Ana (CASA)
5. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to Government Code Section 54957(b)(1)
Title: City Attorney

6. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to Government Code Section 54957(b)(1):
Title: Acting City Manager
7. **PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT** pursuant to Government Code Section 54957
Title: Acting City Manager/Interim City Manager/Permanent City Manager
8. **CONFERENCE WITH LABOR NEGOTIATOR** pursuant to Government Code Section 54957.6
Agency Designated Representative: Sonia R. Carvalho, City Attorney
Unrepresented Employee: City Manager

CLOSED SESSION REPORT – The City Attorney will report on any action(s) from Closed Session.

RECONVENE – City Council will reconvene to continue regular City business.

CITY COUNCIL REGULAR OPEN SESSION

CALL TO ORDER

MINUTES: Mayor Amezcua called the Regular City Council meeting to order at 6:09 P.M.

ATTENDANCE	Council Members	Phil Bacerra
		Johnathan Ryan Hernandez
		David Penaloza
		Thai Viet Phan
		Benjamin Vazquez
	Mayor Pro Tem	Jessie Lopez
	Mayor	Valerie Amezcua
	Acting City Manager	Steven A. Mendoza
	City Attorney	Sonia R. Carvalho
	City Clerk	Jennifer L. Hall

ROLL CALL

MINUTES: City Clerk Jennifer L. Hall conducted roll call.

Councilmembers Bacerra, Hernandez, Penaloza, Phan (arrived at 7:19 P.M.), and Vazquez, Mayor Pro Tem Lopez (arrived at 7:10 P.M.), and Mayor Amezcua were present.

PLEDGE OF ALLEGIANCE

Councilmember Bacerra

WORDS OF INSPIRATION

Pastor Nati Alvarado

ADDITIONS \DELETIONS TO THE AGENDA

MINUTES: City Clerk Jennifer L. Hall announced a clerical update regarding Agenda Item No. 7 and a revised staff report pertaining to Item No. 24, Glenwood Place Water Improvements, whereby they change the additional funding source and amend the recommended action accordingly to approve an appropriation adjustment pertaining to the funding.

CEREMONIAL PRESENTATIONS

1. Proclamation presented by Mayor Amezcua to Beta Cell Foundation declaring November 2023 as Diabetes Month
2. Proclamation presented by Mayor Pro Tem Lopez to Family Court Awareness Month Committee declaring November 2023 as Family Court Awareness Month
3. City Tile and Proclamation presented by Councilmember Penaloza to Santa Ana Police Chief David Valentin Congratulating him on his Retirement and 33 years of

Distinguished Service to the Community

MINUTES: Mayor Amezcua declared November 2023 as Diabetes Month and presented a proclamation to Beta Cell Foundation.

Mayor Pro Tem Lopez declared November 2023 as Family Court Awareness Month and presented a proclamation to the Family Court Awareness Month Committee.

Councilmember Penaloza spoke regarding the retirement of the Police Chief Valentin and congratulated him on his retirement and years of service.

STAFF PRESENTATIONS

4. U.S. Army Corps of Engineers Santiago Creek Flood Risk Management Project

MINUTES: Public Works Director Nabil Saba gave a presentation regarding the U.S. Army Corps of Engineers Santiago Creek Flood Risk Management Project.

5. Homelessness Update

MINUTES: Homeless Services Division Manager Ken Gominsky gave a presentation regarding the Homelessness Update.

Brief discussion and questions ensued regarding the digital data, case management and family finding, and the HMIS system.

Staff answered questions and provided clarification regarding the Homelessness Update.

CLOSED SESSION REPORT – The City Attorney will report on any action(s) from Closed Session.

MINUTES: City Attorney Sonia Carvalho stated there was no reportable action.

PUBLIC COMMENT – Public comments will be held during the beginning of the meeting for ALL comments on agenda and non-agenda items, except for public hearings. Comments for public hearings will take place after the hearing is opened.

MINUTES: Mayor Amezcua spoke regarding the Brown Act related to the public comments.

The following speakers addressed Council in-person:

1. Jon Dumitru spoke regarding a bet with Councilmember Bacerra.
2. Jack Brito spoke regarding traffic accidents throughout the City and submitted photographs.

3. *David Ball spoke in opposition to Agenda Item No. 39.*
4. *Yelena Ball spoke in opposition to Agenda Item No. 39.*
5. *Gilbert B. expressed concern regarding Council division.*
6. *Lisa Nguyen spoke in support of Agenda Item No. 39.*
7. *Dwight Hun spoke in support of Agenda Item No. 39.*
8. *Phuong (translation: Vietnamese) spoke in support of Agenda Item No. 39.*
9. *Vincent spoke in support of Agenda Item No. 39.*
10. *Jon Paul White spoke in opposition to Agenda Item No. 39.*
11. *Indigo Vu spoke in support of Agenda Item No. 39.*
12. *Paul Guzman spoke regarding the Santiago Creek.*
13. *Celeste Vasquez spoke in support of Agenda Item No. 39.*
14. *Celeste Rivero spoke in support of Agenda Item No. 39.*
15. *Claudia Morales (translation: Spanish) spoke in support of Agenda Item No. 39.*
16. *Araceli Robles (translation: Spanish) spoke in support of Agenda Item No. 39.*
17. *Tom Frazier expressed concern regarding flyers received related to Mayor Pro Tem Lopez's recall.*
18. *Carlos Perea spoke regarding immigration law and in support of Agenda Item No. 39.*
19. *Amai Al Salek spoke in support of Agenda Item No. 39.*
20. *Mayra Ruiz spoke in opposition to Agenda Item No. 39.*
21. *Silvia Avendano (translation: Spanish) spoke in support of Agenda Item No. 39.*
22. *Lupe (translation: Spanish) spoke in opposition to Agenda item No. 39.*
23. *Gema Suarez spoke in support of Agenda Item No. 39.*
24. *Tracy La spoke in support of Agenda Item No. 39.*
25. *Citlali expressed concern regarding Palestine.*

RECESS

MINUTES: Mayor Amezcua recessed the meeting at 7:44 P.M.

RECONVENE

MINUTES: Mayor Amezcua reconvened the City Council meeting to order at 7:45 P.M.

Mayor Amezcua expressed concern regarding the dialogue of public comment and requested the public adhere to the rules of decorum.

Councilmember Vazquez expressed concern regarding suppressing First Amendment rights.

City Attorney Sonia Carvalho spoke regarding the Brown Act related to public comments.

MOTION: Councilmember Vazquez moved to approve all subjects to be discussed during public comments, seconded by Councilmember Hernandez.

The motion carried, 5-2, by the following roll call vote:

AYES:	COUNCILMEMBER HERNANDEZ, COUNCILMEMBER PENALOZA, COUNCILMEMBER PHAN, COUNCILMEMBER VAZQUEZ, MAYOR PRO TEM LOPEZ
NOES:	COUNCILMEMBER BACERRA, MAYOR AMEZCUA
ABSTAIN:	NONE
ABSENT:	NONE
Status:	5 – 2 - Pass

26. Silvia Hernandez spoke regarding Agenda Item No. 39.

27. Jenna Narahara spoke in support of Agenda Item No. 39.

28. Louise Salomon spoke in opposition to Agenda Item No. 39.

29. Perla Dioricio spoke regarding the genocide in Palestine.

30. Juliana Musheyev spoke in support of Agenda Item No. 39 and spoke regarding solidarity with Palestine.

31. Daniel Riley spoke in support of Agenda Item No. 39.

32. Danny Vega spoke in support of the recall election.

33. Faby Jacome spoke in support of Agenda Item No. 39.

34. Susana Cruz thanked Mayor Amezcua for her hard work and efforts and spoke in opposition to Agenda Item No. 39.

The following speakers addressed Council via teleconference:

- 35. Kenny Le spoke in support of Agenda Item No. 39.*
- 36. Andy O'Brien spoke regarding genocide in Palestine.*
- 37. Khadija spoke in support of a resolution in solidarity with Palestine.*
- 38. Tim Nguyen spoke in support of Agenda Item No. 39.*
- 39. Maya Cheav spoke in support of Agenda Item No. 39 and a resolution in solidarity with Palestine.*
- 40. Caller 061 spoke regarding Agenda Item No. 39.*
- 41. Dale Helvig spoke regarding Item No. 29.*
- 42. Kayla Asato spoke in support of Agenda Item No. 39 and a resolution in solidarity with Palestine.*
- 43. Darnelle Jackson spoke in opposition to Agenda Item No. 39 and spoke in support of a resolution in solidarity with Palestine.*
- 44. Kaycee Nguyen spoke in support of Agenda Item No. 39.*

City Clerk Jennifer L. Hall reported out the summary of email comments received: One (1) comments regarding Agenda Item No. 28, One (1) comment regarding Agenda Item No. 38, Ten (10) comments regarding Agenda Item No. 39, and five (5) non-agenda comments.

<u>CONSENT CALENDAR</u>

RECOMMENDED ACTION: Approve staff recommendations on the following Consent Calendar Items: 6 through 37 and waive reading of all resolutions and ordinances

MINUTES: At 8:32 P.M. the Consent Calendar was considered.

Councilmember Hernandez requested to comment on Agenda Item Nos. 9 and 30.

Councilmember Bacerra pulled Agenda Item Nos. 9, 12, 26, and 29 for separate discussion and consideration, and requested to comment on Agenda Item No. 22.

Councilmember Phan recused herself from Agenda Item Nos. 30 (Agreement with America on Track) and 32 (Agreements with Dudek and EPD Solutions Inc.), as the listed entities are clients of her employer, Rutan and Tucker, and requested to comment on Agenda Item No. 37.

MOTION: Councilmember Hernandez moved to approve staff recommendations on the following Consent Calendar Items: 6 through 37 with the exception of Agenda Item Nos. 9, 12, 26, and 29, seconded by Councilmember Penaloza.

The motion carried, 7-0, by the following roll call vote:

AYES: COUNCILMEMBER BACERRA, COUNCILMEMBER
HERNANDEZ, COUNCILMEMBER PENALOZA,
COUNCILMEMBER PHAN, COUNCILMEMBER VAZQUEZ,
MAYOR PRO TEM LOPEZ, MAYOR AMEZCUA
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE
Status: 7 – 0 - Pass

6. Excused Absences

Department(s): City Clerk's Office

Recommended Action: Excuse the absent members.

7. Appoint Members to the Rental Housing Board Nominated by Mayor Pro Tem Lopez and Councilmember Vazquez for a Full Term Expiring in 2027

Department(s): City Clerk's Office

Recommended Action:

1. Appoint Josephine Mendoza nominated by Mayor Pro Tem Lopez to the Rental Housing Board as a Mobilehome Tenant Representative for a full term expiring in 2027 and administer the Oath of Office. *(Pursuant to SAMC Sec. 2-326(a), requires five affirmative votes)*
2. Appoint Tracy La nominated by Councilmember Vazquez to the Rental Housing Board as an At-Large Member with no financial interest in and no ownership of incoming-generating rental housing for a full term expiring in 2027 and administer the Oath of Office. *(Pursuant to SAMC Sec. 2-326(a), requires five affirmative votes)*

MINUTES: *City Clerk Jennifer L. Hall administer the Oath of Office to Tracy La.*

8. Minutes from the Regular Meetings of February 7, 2023 and February 21, 2023, and from the Special Closed Session and Regular Meetings of March 7, 2023 and March 21, 2023.

Department(s): City Clerk's Office

Recommended Action: Approve minutes.

9. Quarterly Report for Housing Division Projects and Activities for the period of July 1, 2023 to September 30, 2023

Department(s): Community Development Agency

Recommended Action: Receive and file the Quarterly Report for Housing Division projects and activities for the period of July 1, 2023 to September 30, 2023.

MINUTES: Councilmember Bacerra spoke regarding housing ordinances, applications received and approved, and increasing homeownership.

Mayor Amezcua requested additional language related to attendance be added to the report.

Councilmember Hernandez thanked staff for their hard work and efforts.

MOTION: Councilmember Bacerra moved to approve the recommended action for Item No. 9, seconded by Mayor Amezcua.

The motion carried, 7-0, by the following roll call vote:

AYES:	COUNCILMEMBER BACERRA, COUNCILMEMBER HERNANDEZ, COUNCILMEMBER PHAN, COUNCILMEMBER VAZQUEZ, MAYOR PRO TEM LOPEZ, MAYOR AMEZCUA
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE
Status:	7 - 0 – Pass

10. Approve Release of Nonprofit Community Development Block Grant Application for Fiscal Years 2024–26

Department(s): Community Development Agency

Recommended Action: Approve the release of Nonprofit Community Development Block Grant Application for Fiscal Years 2024–26.

11. Approve an Appropriation Adjustment Accepting the 2022 Proposition 69 – DNA Identification Funds and Award Purchase Order to Foster + Freeman for Crime-lite AUTO Camera Kits for the Santa Ana Police Department in the amount of \$113,462 (Specification No.23-161) (Non-General Fund and General Fund)

Department(s): Police Department

Recommended Action:

1. Approve an appropriation adjustment recognizing \$103,500 in the Police Special Revenue account and appropriate same to expenditure account. *(Requires five affirmative votes)*

2. Authorize a one-time purchase and payment of Purchase Order to Foster + Freeman for three Crime-lite AUTO camera kits in the amount of \$113,462, subject to non-substantive changes approved by the City Manager and City Attorney.

12. Fiscal Year 2023-24 First Quarter Budget Report and Proposed Appropriation Adjustments

Department(s): Finance and Management Services

Recommended Action:

1. Approve the appropriation adjustments to General Fund expenditures as detailed in the body of this report, with a net reduction of \$408,196 and a net reduction to the General Fund revenue estimates of \$530,000. *(Requires five affirmative votes)*
2. Receive and file the First Quarter Budget Update.

MINUTES: *Councilmember Bacerra spoke regarding the need to grow and increase revenue and urged a proactive approach in obtaining business license fees. He spoke regarding funding for libraries.*

Finance Director Kathryn Downs spoke regarding proactive and reactionary approaches in business license fees.

Mayor Amezcua spoke regarding budget reductions and increases.

Finance Director Downs spoke regarding sales tax received from the state, revenue estimates and adjustments, sales tax revenue impacts, and new PP-GEMT program.

Councilmember Hernandez thanked Finance Director Downs for all her hard work and efforts and spoke regarding library projects, generating revenue, supporting Parks, Recreation and Community Services Department, attracting more visitors to generate a higher hotel tax revenue, and investing in the youth.

Councilmember Vazquez spoke regarding creating an AdHoc Committee to investigate and determine new revenue.

MOTION: **Councilmember Hernandez moved to approve the recommended action for Item No. 12 as part of the Consent Calendar,** seconded by Mayor Pro Tem Lopez.

The motion carried, 7-0, by the following roll call vote:

AYES: COUNCILMEMBER BACERRA, COUNCILMEMBER
HERNANDEZ, COUNCILMEMBER PENALOZA,
COUNCILMEMBER PHAN, COUNCILMEMBER VAZQUEZ,
MAYOR PRO TEM LOPEZ, MAYOR AMEZCUA
NONE
NOES: NONE
ABSTAIN: NONE
ABSENT:
Status: 7 – 0 – Pass

13. Amend Blanket Order Contract with Grainger, Inc. for Maintenance, Repair, and Operational Supplies, for a revised not-to-exceed amount of \$1,450,000. (Specification No. 20-001) (General Fund)

Department(s): Finance and Management Services

Recommended Action: Authorize the City Manager to execute an amendment to increase the Blanket Order Contract authority with Grainger, Inc. for the purchase of maintenance, repair, and operational supplies by \$100,000, for a revised annual amount not-to-exceed \$350,000 for the current contract term expiring December 31, 2023, and one remaining one-year renewal option, subject to non-substantive changes approved by the City Manager and City Attorney.

14. Award Aggregate Blanket Order Contracts to 1-Step Ahead, Branded Gifts Plus, BSN Sports, LLC, Loso Creation, and So. Cal Embroidery, LLC for Custom Imprint Clothing and Accessories, in a not-to-exceed aggregate amount of \$2,125,000 (Specification No. 23-129A). (General Fund & Non-General Fund)

Department(s): Finance and Management Services

Recommended Action: Award aggregate blanket order contracts to vendors listed below for the purchase of custom imprint clothing and accessories on an as-needed basis in an annual amount not-to-exceed \$425,000, with a total aggregate contract amount not-to-exceed \$2,125,000, for an initial two-year term expiring on November 30, 2025, with provisions for three, one-year renewal options, subject to non-substantive changes approved by the City Manager and City Attorney.

<u>Vendor Location</u>	<u>Location</u>
1-Step Ahead	Huntington Beach, CA
Branded Gifts Plus	El Cajon, CA
BSN Sports, LLC	Dallas, TX
Loso Creation	Santa Ana, CA
So. Cal Embroidery, LLC	Santa Ana, CA

15. Amend Blanket Order Contract with ODP Business Solutions, LLC (Office Depot, Inc.) for Office Supplies, for a revised not-to-exceed amount of \$1,000,000 (Specification No. 22-061) (General Fund)

Department(s): Finance and Management Services

Recommended Action: Authorize the City Manager to execute an amendment to increase the Blanket Order Contract authority with ODP Business Solutions, LLC for the purchase of office supplies by \$75,000 per year for a revised annual amount not-to-exceed \$250,000 for the current contract term expiring May 31, 2024, and three remaining one-year renewal options, subject to non-substantive changes approved by the City Manager and City Attorney.

16. Amend the Blanket Order Contract for the Purchase of Paper Products and Miscellaneous Supplies with American Sanitary Supply, Inc., for a Revised Contract Amount Not to Exceed \$1,220,000 for the Remainder of Contract Term and Remaining Renewal Options (Specification No. 21-043) (Non-General Fund)

Department(s): Public Works Agency

Recommended Action: Amend Blanket Order Contract with American Sanitary Supply, Inc., for paper products and related supplies, increasing the contract amount by \$800,000, for a new total not to exceed \$1,220,000, for the remainder of the current term expiring September 20, 2024, and the remaining one-year renewal period, subject to non-substantive changes approved by the City Manager and City Attorney.

17. Amend the Blanket Order Contracts for the Purchase of Rock, Sand, and Gravel with PTI Sand & Gravel, Inc., for a New Amount Not to Exceed \$1,012,500 (Specification 21-134) (Non-General Fund)

Department(s): Public Works Agency

Recommended Action: Authorize the City Manager to execute an amendment to increase the contract amount by \$525,000, for a new annual amount not to exceed \$247,500, and a total contract amount not to exceed \$1,012,500 for the remainder of the current term expiring December 31, 2023, with three one-year renewal periods, subject to non-substantive changes approved by the City Manager and City Attorney

18. Amend Blanket Order Contracts for Equipment Rentals with Sunbelt Rentals, United Rentals, and Herc Rentals for a Revised Total Amount not to Exceed \$2,550,000 (Specification No. 22-045) (General Fund)

Department(s): Public Works Agency

Recommended Action: Authorize the City Manager to execute an amendment to the Blanket Order Contracts for equipment rentals to increase the annual aggregate amount by \$290,000, for a revised total annual amount not to exceed \$568,000, and a total contract amount not to exceed \$2,550,000 for the remainder of the current term expiring April 19, 2024, and three remaining one-year renewal periods, subject to non-substantive changes approved by the City Manager and City Attorney.

19. Award Aggregate Blanket Order Contracts to Heritage Landscape Supply Group, Inc, SiteOne Landscape Supply, and Waterline Technologies, Inc. for Chemical Products, in An Aggregate Amount Not to Exceed \$1,000,000 (Specification No. 23-104) (Non- General Fund)

Department(s): Public Works Agency

Recommended Action: Award aggregate Blanket Order Contracts to Heritage Landscape Supply Group, Inc., SiteOne Landscape Supply, and Waterline Technologies, Inc. for chemical products on an as-needed basis in an annual amount of \$200,000 and total aggregate amount not to exceed \$1,000,000 for an initial three- year period beginning December 1, 2023 and expiring November 30, 2026, with provisions for two one-year renewal options, subject to non-substantive changes approved by the City Manager and City Attorney.

20. Award Purchase Order to Bizon Group, Inc. for Storage Containers (IFB 23-103) (Non-General Fund)

Department(s): Public Works Agency

Recommended Action: Authorize a one-time purchase and payment of Purchase Order to Bizon Group, Inc for thirteen new storage containers, in an amount not to exceed \$128,430, subject to non-substantive changes approved by the City Manager and City Attorney.

21. Award a Purchase Order to Seavco Inc. dba Irv Seaver Motorcycles for Sixteen BMW Motorcycles in an Amount Not to Exceed \$484,806 (Specification No. 23-148); Appropriation Adjustment for Future Vehicle Purchases (Non-General Fund)

Department(s): Public Works Agency

Recommended Action:

1. Approve an appropriation adjustment recognizing \$1,235,687 in prior year fund balance in the Equipment Replacement Fund, Prior Year Carry Forward revenue account and appropriate the same amount into the Equipment Replacement Fund, Machinery and Equipment expenditure account for this item and anticipated FY 2023-2024 replacement vehicle expenditures. *(Requires five affirmative votes)*
2. Authorize a one-time purchase and payment of purchase order to Seavco Inc. dba Irv Seaver Motorcycles for sixteen BMW R 1250 RT-P Motorcycles, in the amount of \$479,806, plus a contingency amount of \$5,000, for a total amount not to exceed \$484,806, subject to non-substantive changes approved by the City Manager and City Attorney.

22. Award Purchase Orders to Guaranty Chevrolet Motors, Inc. of Santa Ana and Penske Chevrolet of Cerritos in an Aggregate Amount Not to Exceed \$706,035 (Specification No. 23-149) (General Fund and Non-General Fund)

Department(s): Public Works Agency

Recommended Action:

1. Authorize a one-time purchase and payment of purchase order to Guaranty Chevrolet Motors, Inc. for three Chevrolet Silverado 2500HD and one Chevrolet Silverado 1500 trucks, in the amount of \$388,202, plus a contingency amount of \$20,000, for a total amount not to exceed \$408,202, subject to non-substantive changes approved by the City Manager and City Attorney.
2. Authorize a one-time purchase and payment of purchase order to Penske Chevrolet of Cerritos for six Chevrolet Colorado trucks, in the amount of \$277,833, plus a contingency amount of \$20,000, for a total amount not to exceed \$297,833, subject to non-substantive changes approved by the City Manager and City Attorney.

MINUTES: Councilmember Bacerra thanked Public Works Director Nabil Saba for his hard work and efforts, and engaging with local businesses.

Councilmember Penaloza echoed previous comments.

Councilmember Hernandez thanked the Public Works Agency for their hard work and efforts and for purchasing union-made vehicles.

23. Award a Purchase Order to South Coast Bobcat for One Bobcat S66 Loader Vehicle with Trailer in an Amount Not to Exceed \$128,968 (Specification No. 23-160) (Non-General Fund)

Department(s): Public Works Agency

Recommended Action: Authorize a one-time purchase and payment of purchase order to South Coast Bobcat for one Bobcat S66 with Trailer, in the amount of \$118,968, plus a contingency amount of \$10,000, for a total amount not to exceed \$128,968, subject to non-substantive changes approved by the City Manager and City Attorney.

24. Approve An Appropriation Adjustment to Add Contingency Funds in the Amount of \$310,000 for an Existing Construction Contract with Vido Samarzich, Inc., and Additional Contract Administration, Inspection and Testing in the Amount of \$40,000 with an Estimated Project Delivery Cost of \$1,650,000 for the Glenwood Place Water Improvements Project (Project No. 23-6476) (Non-General Fund)

Department(s): Public Works Agency

Recommended Action:

1. Approve an appropriation adjustment recognizing prior year fund balance \$350,000 in the Residential Street Improvement fund, Prior Year Carry Forward revenue account and appropriating the same amount into the Residential Street

Improvement fund, Improvements Other Than Building expenditure account for FY 2023-2024 capital operating expenses. *(Requires five affirmative votes)*

2. Approve an amendment to the Project Cost Analysis in the amount of \$350,000 for \$310,000 in additional contingency funds and \$40,000 in additional contract administration, inspection and testing for a new estimated total construction delivery cost of \$1,650,000. The new estimated total construction delivery costs include \$978,455 for the construction contract, \$186,768 for contract administration, inspection and testing, and a \$484,777 project contingency for unanticipated or unforeseen work, subject to non-substantive changes approved by the City Manager and City Attorney.
3. Approve an amendment to the Fiscal Year 2023-24 Capital Improvement Program for \$350,000 for construction contingency funds, for the Glenwood Place Water Improvements Project (Project No. 23-6476).

25. Award a Construction Contract to Dominguez General Engineering, Inc. in the Amount of \$2,133,362 for the North East Annexation Water & Sewer Main Improvements, with an Estimated Project Delivery Cost of \$2,986,706 (Project Nos. 21-6453, 21-6619 & 24-6710) (Non-General Fund)

Department(s): Public Works Agency

Recommended Action:

1. Approve an appropriation adjustment recognizing prior year fund balance of \$711,814 in the Select Street Construction, Prior Year Carry Forward revenue account and appropriating the same amount to the Select Street Construction, Improvements Other Than Building expenditure account for current year expenditures. *(Requires five affirmative votes)*
2. Approve an appropriation adjustment accepting California State Water Resources Control Board's Drinking Water State Revolving Fund loan funds in the amount of \$1,529,220 into the Sanitary Sewer Capital Recovery Charges, Financing Proceeds revenue account and appropriate the same amount to the Sanitary Sewer Capital Recovery Charges, Improvements Other Than Building expenditure account for current year expenditures. *(Requires five affirmative votes)*
3. Approve an amendment to the FY 2023-24 Capital Improvement Program to include \$711,814 and \$1,529,220 in construction funds for the North East Annexation Water & Sewer Main Improvements Project.
4. Award a construction contract to Dominguez General Engineering, Inc., the lowest responsible bidder, in accordance with the base bid in the amount of \$2,133,362, subject to change orders (not-to-exceed 25% of the base bid) in accordance with the Greenbook: Standard Specifications for Public Works Construction, for construction of the North East Annexation Water & Sewer Main Improvements Project, for a term beginning November 7, 2023, and ending upon project completion, and authorize the City Manager to execute the contract subject to non-substantive changes approved by the City Manager and the City Attorney.

5. Approve the Project Cost Analysis for a total estimated construction delivery cost of \$2,986,706 which includes \$2,133,362 for the construction contract, \$320,004 for contract administration, inspection, and testing, and a \$533,340 project contingency for unanticipated or unforeseen work.
6. Determine that in accordance with the California Environmental Quality Act (CEQA), a Mitigated Negative Declaration was prepared for the project and was filed with document number 202385000522.

26. Approve Municipal Facilities License Agreement with T-Mobile West LLC

Department(s): Public Works Agency

Recommended Action: Authorize the City Manager to execute an agreement with T-Mobile West LLC for the use of certain City facilities for a ten-year period, with provisions for two automatic five-year extensions, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2023-187**).

MINUTES: Councilmember Bacerra inquired regarding the aesthetics of the installation of poles in the public right-of-way.

Public Works Director Nabil Saba spoke regarding the established guidelines related to the aesthetics.

MOTION: Councilmember Bacerra moved to approve the recommended action for Item No. 26, seconded by Councilmember Hernandez.

The motion carried, 7-0, by the following roll call vote:

AYES:	COUNCILMEMBER BACERRA, COUNCILMEMBER HERNANDEZ, COUNCILMEMBER PENALOZA, COUNCILMEMBER PHAN, COUNCILMEMBER VAZQUEZ, MAYOR PRO TEM LOPEZ, MAYOR AMEZCUA
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE
Status: 7 – 0 – Pass	

27. Award an Agreement to Revenue & Cost Specialists, LLC for Comprehensive Impact Fee Study Consulting Services Not to Exceed \$115,150 (General Fund)

Department(s): Public Works Agency

Recommended Action: Authorize the City Manager to execute a consulting services agreement with Revenue & Cost Specialists, LLC for a two-year term beginning November 7, 2023, and ending November 6, 2025 for the preparation of a Comprehensive Development Impact Fee Study, for a total amount not to exceed \$115,150, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2023-188**).

28. Approve Amendments to Agreements with Eduardo Garcia dba Dynamic Video Communications, LLC, IPTV International Inc. dba TV Pro Gear, Inc., and Thomas Bystry dba Video Engineering Services to Continue Video Production Services for City Council Meetings and Other As-Needed Video Services (General Fund)

Department(s): City Manager Office

Recommended Action: Authorize the City Manager to execute first amendments to the agreements with Dynamic Video Communications, LLC, TV Pro Gear, Inc., and Video Engineering Services to continue video production services for City Council meetings and other as-needed video services for the period of January 1, 2024 through December 31, 2024, for a shared aggregate amount not to exceed \$200,000, for a total aggregate amount not to exceed \$800,000 subject to substantive changes approved by the City Manager and City Attorney (**Agreement No. 2023-189**).

29. Approve a Second Amendment to the Agreement with RSG, Inc. for the Administration, Management, and Implementation of the Rent Stabilization and Just Cause Eviction Ordinance on an As-Needed Basis in an Amount not to exceed \$500,000

Department(s): Community Development Agency

Recommended Action: Authorize the City Manager to execute a Second Amendment to the Agreement with RSG, Inc., for the administration, management, and implementation of the Rent Stabilization and Just Cause Eviction Ordinance, for an amount not to exceed \$500,000, for a total agreement amount not to exceed \$1,300,000, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2023-190**).

MINUTES: *Councilmember Bacerra spoke in opposition to the item.*

Councilmember Penaloza spoke in opposition to the item.

Community Development Executive Director Mike Garcia spoke regarding the establishment of the rental registry database and collection of fees.

Mayor Pro Tem Lopez spoke in support of the item.

MOTION: Councilmember Bacerra moved to not approve the recommended action for Item No. 29, seconded by Councilmember Penaloza.

SUBSTITUTE MOTION: Councilmember Hernandez moved to approve the recommended action for Item No. 29, seconded by Mayor Pro Tem Lopez.

The substitute motion carried, 4-3, by the following roll call vote:

AYES: COUNCILMEMBER HERNANDEZ, COUNCILMEMBER PHAN,
COUNCILMEMBER VAZQUEZ, MAYOR PRO TEM LOPEZ
NOES: COUNCILMEMBER BACERRA, COUNCILMEMBER PENALOZA,
MAYOR AMEZCUA
ABSTAIN: NONE
ABSENT: NONE
Status: 4 – 3 – **Pass**

30. Approve an Agreement with America on Track and Nati's House dba Neutral Ground for Gang Prevention and Intervention Program Services that promotes a proactive, preventative approach to addressing concerns with at-risk youth and gang activity (Revive Santa Ana Program)

Department(s): Community Development Agency

Recommended Action:

1. Authorize the City Manager to execute an agreement with America on Track in the amount of \$200,000 for a one-year term, with an option to extend for one year, for a two-year aggregate total not to exceed \$400,000, for gang prevention and intervention services, for a term beginning December 1, 2023, subject to non- substantive changes approved by the City Manager and City Attorney (**Agreement No. 2023-191**).
2. Authorize the City Manager to execute an agreement with Nati's House dba Neutral Ground in the amount of \$200,000 for a one-year term, with an option to extend for one year, for a two-year aggregate total not to exceed \$400,000, for gang prevention and intervention services, for a term beginning December 1, 2023, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2023-192**).

MINUTES: Councilmember Phan reported a recusal on recommended action no. 1 for Item No. 30 and left the dais at 9:02 P.M.

Councilmember Hernandez spoke in support of the item.

Mayor Amezcua spoke in support of the item and requested additional data.

Mayor Pro Tem Lopez spoke in support of the item.

MOTION: Councilmember Hernandez moved to approve the recommended action no. 1 for Item No. 30 as part of the Consent Calendar, seconded by Councilmember Penaloza.

The motion carried, 6-0-1, by the following roll call vote:

AYES: COUNCILMEMBER BACERRA, COUNCILMEMBER
HERNANDEZ, COUNCILMEMBER PENALOZA,
COUNCILMEMBER VAZQUEZ, MAYOR PRO TEM LOPEZ,
MAYOR AMEZCUA
NOES: NONE
ABSTAIN: COUNCILMEMBER PHAN (recusal)
ABSENT: NONE
Status: 6 – 0 - 1 – **Pass**

MINUTES: Councilmember Phan returned to the dais at 9:06 P.M.

MOTION: Councilmember Hernandez moved to approve the recommended action no. 2 for Item No. 30 as part of the Consent Calendar, seconded by Councilmember Penaloza.

The motion carried, 7-0, by the following roll call vote:

AYES: COUNCILMEMBER BACERRA, COUNCILMEMBER
HERNANDEZ, COUNCILMEMBER PENALOZA,
COUNCILMEMBER PHAN, COUNCILMEMBER VAZQUEZ,
MAYOR PRO TEM LOPEZ, MAYOR AMEZCUA
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE
Status: 7 – 0 – **Pass**

31. Approve a First Amendment to the Agreement with Jorge Melgoza, DBA Ardent Ergonomics for Preventative Ergonomics Assessments

Department(s): Human Resources

Recommended Action: Authorize the City Manager to execute a First Amendment to the Agreement with Jorge Melgoza, DBA Ardent Ergonomics, to continue to provide preventative ergonomic assessments for City employees for an additional amount not to exceed \$50,000 (not to exceed \$100,000 for the entirety of the Agreement expiring on November 22, 2024), subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2023-193**).

32. Approve Agreements for Qualified Consultants to Provide On-Call Environmental and Planning Services for Planning Projects and Supplemental Staff Services for an Aggregate Amount Not to Exceed \$4,950,000, for up to a Five-Year Term.

Department(s): Planning and Building Agency

Recommended Action: Authorize the City Manager to execute agreements to engage each of the 35 environmental and planning services firms listed below, as- needed, for a period of five years beginning November 7, 2023 through November 7, 2028, to provide on-call environmental, technical, and planning services for the Planning and Building Agency at the fees set forth in their responses to Request for Qualifications (No. 23-142) for an aggregate amount not to exceed \$4,950,000, for up to a five-year term, subject to

non-substantive changes by the City Manager and City Attorney (**Agreement No. 2023-194**).

Consultants

Architectural Resource Group	Interwest
Ardurra	Kimley Horn
Ascent	M-Group
Aspen Environmental Group	Michael Baker International
Chambers Group	MIG, Inc.
Circlepoint	Placeworks
CSG Consultants	Psomas
De Novo Planning Group	RE Consulting
Dudek	Rincon Consultants, Inc.
ECORP Consulting, Inc.	Sagecrest Planning and Environmental, LLC
EcoTierra Consulting	T&B Planning, Inc.
ELMT Consulting	Terracon
Envicom Corporation	The Code Group
EPD Solutions, Inc.	UES
FCS International, Inc.	Ultra Systems Environmental, Inc.
GPA Consulting	VCS Environmental
Harris & Associates	Willdan Engineering
Helix Environmental Planning	

MOTION: Councilmember Hernandez moved to approve the recommended action for Item No. 32 as part of the Consent Calendar, seconded by Councilmember Penaloza.

MINUTES: *Councilmember Phan recused herself from the Agreements with Dudek and EPD Solutions, Inc.*

The motion carried, 7-0, by the following roll call vote:

AYES: COUNCILMEMBER BACERRA, COUNCILMEMBER
HERNANDEZ, COUNCILMEMBER PENALOZA,
COUNCILMEMBER PHAN, COUNCILMEMBER VAZQUEZ,
MAYOR PRO TEM LOPEZ, MAYOR AMEZCUA

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

Status: 7 – 0 – Pass

33. Historic Property Preservation Agreements

Department(s): Planning and Building Agency

Recommended Action:

1. Authorize the City Manager, or designee, to execute the attached Mills Act agreements with the below-referenced property owners for the identified structure(s), subject to non-substantive changes approved by the City Manager and City Attorney.

<i>Property Owner(s)</i>	<i>Historic Property Preservation Agreement No.</i>	<i>Address/House</i>	<i>Vote by HRC</i>
The Peterson Living Trust Dated August 15, 2003	2023-07 (Agreement No. 2023-195)	1908 North Greenleaf Street	8:0:0:0
4th and Broadway OZ SPE, LLC, a Delaware Limited Liability Company	2023-08 (Agreement No. 2023-196)	302 West Fourth Street	8:0:0:0

2. Determine that the proposed projects are exempt from further review in accordance with the California Environmental Quality Act as Categorical Exemptions ER No. 2023-61 and ER No. 2023-78 will be filed for the projects.

34. First Amendment to Agreement with TriTech Software Systems for Computer Aided Dispatch and Records Management System Software (General Fund)

Department(s): Police Department

Recommended Action: Authorize the City Manager to execute the First Amendment to the agreement with TriTech Software Systems for the continued implementation as well as support and maintenance of Computer Aided Dispatch and Records Management System software for an additional three-year period beginning November 23, 2023 through November 22, 2026, subject to non-substantive changes approved by the City Manager and City Attorney **(Agreement No. 2023-197)**.

35. Adopt a Resolution, Approve an Agreement and Appropriation Adjustment Accepting the FY 2022 Emergency Management Performance Grant (Non-General Fund)

Department(s): Police Department

Recommended Action:

1. Adopt a resolution authorizing the City Manager to act on behalf of the City of Santa Ana for obtaining federal funds related to homeland security, emergency management and/or disaster recovery, provided by the U.S. Department of Homeland Security and sub-granted through the State of California and the County of Orange.

Resolution No. 2023-072 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AUTHORIZING THE CITY MANAGER OR HER DESIGNEE(S) TO OBTAIN 2022 EMERGENCY MANAGEMENT PERFORMANCE GRANT FUNDS THROUGH THE COUNTY OF ORANGE

2. Authorize the City Manager to execute a two-year agreement with the County of Orange for the period of July 1, 2022 through June 30, 2024, for the FY 2022 Emergency Management Performance Grant in an amount not to exceed \$52,569, subject to non-substantive changes approved by the City Manager and City Attorney **(Agreement No. 2023-198)**.
3. Approve an appropriation adjustment recognizing \$52,569 in Law Enforcement Grants revenue account, and appropriating same to the Emergency Management Performance Grant expenditure account. *(Requires five affirmative votes)*

36. Award Purchase Order to Advanced Exercise Fitness Solutions for Exercise Equipment in the Amount of \$76,203 and Resolution to Accept Donation of Exercise Equipment for the Santa Ana Police Department Fitness Center (Specification No. 23-169) (Non-General Fund)

Department(s): Police Department

Recommended Action:

1. Authorize a one-time purchase and payment of Purchase Order to Advanced Exercise Fitness Solutions for various Life Fitness cardio and Hammer Strength exercise equipment and installation for the Santa Ana Police Department Fitness Center in the amount of \$76,203.
2. Adopt a resolution accepting the donation of two Life Fitness Treadmills, valued at \$14,743.97, from the Santa Ana Police Officers Association.

RESOLUTION NO. 2023-073 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA ACCEPTING THE DONATION OF GYM EQUIPMENT FROM THE SANTA ANA POLICE OFFICER ASSOCIATION FOR USE IN THE BRUCE R. CARLSON FITNESS CENTER LOCATED AT THE SANTA ANA POLICE DEPARTMENT

37. Resolution Authorizing the Grant Application, Acceptance, and Execution of Grant Funds from the California State Library's Building Forward Library Facilities Improvement Program.

Department(s): Library

Recommended Action: Adopt a resolution authorizing the application, acceptance, and execution of grant funds from the California State Library's Building Forward Library Facilities Improvement Program, approval to implement the awarded project, and designate Library Services Director, Brian Sternberg, as the Authorized Representative to enter into the grant agreement.

RESOLUTION NO. 2023-074 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AUTHORIZING THE GRANT APPLICATION, ACCEPTANCE, AND EXECUTION OF THE GRANT FUNDS FROM THE STATE OF CALIFORNIA BUDGET ACT OF 2022 (AB 178) OR THE STATE OF CALIFORNIA BUDGET ACT OF 2023 (SB 101)

MINUTES: Councilmember Phan expressed excitement and spoke in support of the item.

Councilmember Hernandez thanked staff for their hard work and expressed support for the item.

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

<u>BUSINESS CALENDAR</u>

MINUTES: At 9:07 P.M., the Business Calendar was considered.

38. Rental Registry Informational Report

Department(s): Community Development Agency

Recommended Action: Accept informational report and provide direction to staff.

MINUTES: Community Development Executive Director Mike Garcia gave a presentation regarding the Rental Registry Informational Report.

Mayor Amezcua inquired regarding the information no longer being collected and the required documents.

Rent Stabilization Manager Maricela Marquez spoke regarding the information and documentation no longer required or collected related to the rental registry.

Councilmember Bacerra spoke regarding complaints data.

Rent Stabilization Manager Marisela Marquez spoke regarding collection and retention of data.

Councilmember Phan thanked Manager Marquez for all her hard work and efforts and inquired regarding complaints data retention

City Clerk Jennifer L. Hall spoke regarding the retention of data and redaction of private information.

Manager Marquez spoke regarding retention of data by the department.

Councilmember Hernandez thanked staff for the presentation, information, and resources provided to the public

Acting City Manager Steven A. Mendoza clarified the retention of emails and spoke highly of Rent Stabilization Manager Maricela Marquez.

39. Consider Whether to Adopt a Resolution Calling and Giving Notice of a General Municipal Election to be held in the City of Santa Ana on November 5, 2024, Requesting Consolidation with the Statewide General Election, and Placing a Ballot Measure Before the Voters Asking Whether to Amend the Santa Ana City Charter to Authorize and Implement Noncitizen Voting in Municipal Elections

Department(s): City Attorney Office

Recommended Action: Approve a Resolution Calling and Giving Notice of a General Municipal Election to be held in the City of Santa Ana on November 5, 2024 for the Submission of a Ballot Measure to the Qualified Voters Proposing an Amendment to the Santa Ana City Charter to Authorize and Implement Noncitizen Voting in Municipal Elections.

RESOLUTION NO. 2023-075 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA CALLING AND GIVING NOTICE OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY OF SANTA ANA ON NOVEMBER 5, 2024 FOR THE SUBMISSION OF A BALLOT MEASURE TO THE QUALIFIED VOTERS ASKING IF THE CITY OF SANTA ANA SHOULD PERMIT NONCITIZEN VOTING IN ALL CITY MUNICIPAL ELECTIONS (includes determination that the Resolution is not subject to the California Environmental Quality Act (CEQA) pursuant to sections 15060(c)(2) and 15060(c)(3) of the State CEQA Guidelines because it will not result in a direct or reasonably foreseeable indirect physical change in the environment and it is not a “project” as defined in section 15378 of the State CEQA Guidelines)

MINUTES: *City Attorney Sonia Carvalho gave a brief report regarding the proposed resolution.*

Councilmember Hernandez spoke regarding the democratic process of voting for or against the item, and requested amended language to the resolution to include ‘shall the City of Santa Ana’s City Charter be amended to allow, by the November 2026 General Municipal Election non-citizen City residents including those who are taxpayers and parents, to vote in all of City of Santa Ana’s municipal elections.’

Councilmember Vazquez spoke regarding the reason for non-citizen voting.

Mayor Amezcua inquired regarding the cost of litigation.

City Attorney Carvalho provided estimated costs of initial legal fees of \$500,000, and up to double the amount for additional legal fees, and spoke regarding the length of time for litigation, outside legal counsel costs, and existing litigation costs.

Councilmember Phan requested clerical edits to five whereas clauses in the resolution, amended ballot measure language ‘shall the City of Santa Ana’s City Charter be amended to allow, by the November 2028 General Municipal Election, non-

citizen City residents, including those who are taxpayers and parents, to vote in all of City of Santa Ana's municipal elections,' and regarding Section 1203 add definition of municipal elections before the last sentence 'municipal elections include all local elections at which the Mayor and City Council members or any other municipal officers are elected ballot measures are considered and initiatives and referendums are proposed,' and the last sentence 'November 2028.'

Councilmember Hernandez expressed support for Councilmember Phan's amendments.

City Attorney Carvalho clarified that staff recommendation is version one and version two is proposed amendments by Councilmember Phan.

Councilmember Vazquez spoke in support of version two and spoke regarding the cost of litigation versus the cost of a special recall election.

MOTION: Councilmember Vazquez moved to approve the recommended action for Item No. 39, as amended (Version Two), seconded by Councilmember Hernandez.

MINUTES: *Councilmember Bacerra spoke in opposition to the item and expressed concern regarding the cost of litigation.*

Mayor Amezcua inquired regarding the process and costs if the Registrar of Voters Office does not take on the election.

City Clerk Jennifer L. Hall spoke regarding an in-house elections process and estimated costs associated with a standalone election, provided an approximate initial start-up for equipment of \$664,000 - \$884,000, operating costs of \$689,000 - \$832,000, and one standalone election cost of \$1.35-\$1.69 million. She stated costs are in reference to a surrounding Orange County city with a similar population size and clarified additional research is necessary to provide full economic impact.

Mayor Amezcua expressed concern regarding the process and costs associated with the election and inquired where monies would come from.

Acting City Manager Steven A. Mendoza stated costs would come from the general fund and spoke regarding a study conducted for municipal health agency.

Discussion ensued regarding costs associated with the election, litigation, processes, required personnel, the right to vote, research, legalities, and implementation.

Councilmember Penaloza expressed concern regarding the unknowns, funding and lack of discussion and he stated he would not support this item until discussion and research have been done.

Councilmember Phan spoke in support of the item.

Councilmember Bacerra spoke regarding the importance of completing a thorough study.

Mayor Pro Tem Lopez expressed concern regarding Council blocking funding.

Mayor Amezcua expressed concern regarding funding and the unknowns.

MOTION: Councilmember Vazquez moved to approve the recommended action for Item No. 39, as amended (Version Two), seconded by Councilmember Hernandez.

The motion carried, 4-3, by the following roll call vote:

AYES: COUNCILMEMBER HERNANDEZ, COUNCILMEMBER PHAN,
COUNCILMEMBER VAZQUEZ, MAYOR PRO TEM LOPEZ,
NOES: COUNCILMEMBER BACERRA, COUNCILMEMBER
PENALOZA, MAYOR AMEZCUA
ABSTAIN: NONE
ABSENT: NONE
Status: 4 – 3 – Pass

****END OF BUSINESS CALENDAR****

RECESS

MINUTES: *Mayor Amezcua recessed the City Council meeting to convene the Housing Authority meeting at 10:18 P.M.*

RECONVENE

MINUTES: *Mayor Amezcua reconvened the City Council meeting to order at 10:20 P.M.*

CITY MANAGER COMMENTS

MINUTES: *None.*

COUNCIL COMMENTS

AB1234 DISCLOSURE – If the City paid for travel or other expenses this is the time for members of the Council to provide a brief oral report on attendance of any regional board or commission meeting or any conference, meeting or event attended.

MINUTES: *Councilmember Vazquez spoke regarding the genocide of Palestine and stated he and Councilmember Hernandez would bring a resolution in solidarity with Palestine and ceasefire forward.*

Mayor Pro Tem Lopez stated she would release her office hour flyers and invited all to attend the Veterans Day events.

Councilmember Phan thanked Assemblymember Valencia and Congressmember Correa for the invitation to the Youth Congressional Leaders Panel, thanked staff for all their hard work and efforts, and thanked veterans for their service.

Councilmember Hernandez thanked all for their attendance, and staff for their hard work and efforts and spoke regarding a resolution in solidarity with Palestine and a ceasefire and the Native American Heritage Festival on November 12.

Councilmember Bacerra wished all veterans a Happy Veterans Day!

Mayor Amezcua spoke regarding ethics complaints from Former City Manager Kristine Ridge concerning Councilmember Hernandez. She stated it is a confidential matter and in accordance with Section 401.5 of the City Charter the Mayor appointed an AdHoc Committee which met several times to review documents and spoke with staff members regarding the matter. The Committee proposed to Council that they refer the matter to the City Attorney for an investigation by an independent investigator. She thanked all residents that attended the Santiago Creek meeting and requested a report from the Joint School Board and City Council meeting, noted her attendance at Girls Conference at Santa Ana College and thanked all those who volunteered at the event. She wished everyone a Happy Veterans Day and thanked them for their service.

ADJOURNMENT – Adjourn the City Council meeting.

MINUTES: Mayor Amezcua adjourned the City Council meeting at 10:33 P.M.

Respectfully submitted:

Jennifer L. Hall, CMC
City Clerk