

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



December 19, 2023

CLOSED SESSION MEETING – 4:30 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 4:38 P.M.*

ATTENDANCE

Council Members

**Phil Bacerra
Johnathan Ryan Hernandez
David Penaloza
Thai Viet Phan
Benjamin Vazquez
Jessie Lopez
Valerie Amezcua**

**Mayor Pro Tem
Mayor**

**Interim City Manager
City Attorney
City Clerk**

**Tom Hatch
Sonia R. Carvalho
Jennifer L. Hall**

ROLL CALL

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

Councilmembers Hernandez, Phan, and Vazquez, Mayor Pro Tem Lopez, and Mayor Amezcua were present. Councilmember Bacerra and Penaloza arrived during Closed Session.

ADDITIONS\DELETIONS TO CLOSED SESSION

MINUTES: *None.*

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 4:39 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 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)
2. **CONFERENCE WITH LEGAL COUNSEL – SIGNIFICANT EXPOSURE TO LITIGATION** pursuant to Government Code Section 54956.9(d)(2):
One (1) matter – Compliance with AB 2011 & SB6
3. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to Government Code Section 54957(b)(1)
Title: Interim 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 reconvened the City Council Meeting to order at 5:37 P.M.

ATTENDANCE	Councilmembers	Phil Bacerra
		Johnathan Ryan Hernandez
		David Penaloza
		Thai Viet Phan
		Benjamin Vazquez
	Mayor Pro Tem	Jessie Lopez
	Mayor	Valerie Amezcua
	Interim City Manager	Tom Hatch
	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, and Vazquez, Mayor Pro Tem Lopez, and Mayor Amezcua were present.

PLEDGE OF ALLEGIANCE Cesar Barrera, Deputy Public Works Director

WORDS OF INSPIRATION Pastor Rita Gutierrez, Rock of Salvation
Christian Center

MINUTES: Holiday Carolers sang holiday songs.

STAFF PRESENTATIONS WERE MOVIED OUT OF ORDER

STAFF PRESENTATIONS

3. Parks, Recreation, and Community Services Presentation

MINUTES: Parks, Recreation, and Community Services Director Hawk Scott started a presentation.

RECESS

MINUTES: Mayor Amezcua recessed the City Council meeting at 5:45 P.M.

RECONVENE

MINUTES: Mayor Amezcua reconvened the City Council meeting to order at 6:08 P.M.

City Attorney Sonia Carvalho announced that the City Council made the decision to clear the Chamber pursuant to the terms of the Brown Act which states that when a meeting's decorum cannot be restored the City has the right to clear the room and continue with the public meeting, inviting members of the media back in to the Chamber, and making sure there is live audio and video feed of the meeting.

Mayor Pro Tem Lopez stated she was not part of the decision to clear the City Council Chamber.

Mayor Amezcua explained why the City Council Chamber was cleared.

Councilmembers Hernandez and Vazquez stated they were not part of the decision to clear the City Council Chambers.

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.

ADDITIONS\DELETIONS TO CLOSED SESSION

MINUTES: City Clerk Jennifer L. Hall stated Agenda Item No. 24 has been postponed the next City Council meeting and Agenda Item No. 22 has a revised agreement the standardized the terms with the staff report.

CEREMONIAL PRESENTATIONS

1. Certificate of Recognition Presented by Mayor Amezcua to Alejandra Rodriguez for Outstanding Contributions to the Community (Good Neighbor Award)
2. Certificates of Recognition Presented by Councilmember Bacerra to the Mater Dei High School Girls Volleyball, Girls Tennis, and Football Teams for Winning 2023 State Championships

MINUTES: Ceremonial Presentation were not made.

STAFF PRESENTATION WERE MOVED OUT OF ORDER AND CONSIDERED PRIOR TO THE CLOSED SESSION REPORT

PUBLIC COMMENTS – Public comments will be held during the beginning of the meeting for ALL comments on agenda and non-agenda items.

MINUTES: Mayor Amezcua stated there would be no public comments as the Chamber has been cleared.

<u>CONSENT CALENDAR</u>

RECOMMENDED ACTION: Approve staff recommendations on the following Consent Calendar Items: 4 through 30 and waive reading of all resolutions and ordinances

MINUTES: At 6:12 P.M. the Consent Calendar was considered.

Councilmember Bacerra pulled Agenda Item No. 6 and Mayor Amezcua pulled Agenda Item Nos. 7 and 10 for separate discussion and consideration.

Councilmember Hernandez requested to comment on Agenda Item Nos. 18, 29, and 30.

Councilmember Vazquez requested to comment on Agenda Item No. 29.

MOTION: Councilmember Hernandez moved to approve Consent Calendar Item Nos. 4 through 30 with the exception of Item Nos. 6, 7, and 10 pulled for separate discussion and consideration, seconded by Councilmember Bacerra.

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

4. Excused Absences

Department(s): City Clerk's Office

Recommended Action: Excuse the absent members.

5. Minutes from the Regular Meetings of June 6, 2023 and June 20, 2023

Department(s): City Clerk's Office

Recommended Action: Approve minutes.

AGENDA ITEM PULLED FROM CONSENT CALENDAR FOR SEPARATE DISCUSSION

6. Public Intoxication and Substance Abuse Enforcement Informational Report

Department(s): Police Department

Recommended Action: Receive and file.

MINUTES: Council Member Bacerra questioned the percentage of field contacts of public intoxication and listed referrals on page 2 of the report.

Acting Police Chief Robert Rodriguez provided clarification.

MOTION: Councilmember Bacerra moved to approve the recommended action for Item No. 6, 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

AGENDA ITEM PULLED FROM CONSENT CALENDAR FOR SEPARATE DISCUSSION

7. Provide City Council Update on Joint School Collaboration City Council Subcommittee

Department(s): Parks, Recreation, and Community Services

Recommended Action: Receive and file.

MINUTES: Mayor Amezcua questioned when the committee last met.

Parks, Recreation, and Community Services Director Hawk Scott stated the last time the committee met was in April 2023 and meetings are held once a month when there is quorum.

Mayor Amezcua commented that the superintendent and the City Manager had met and recommended that the City Manager and the superintendent continue to meet and provide the City Council with possible recommendations.

Councilmember Hernandez stated he would like to continue to meet as a subcommittee and encouraged the City Manager to continue to proactively meet with the superintendent.

Councilmember Vazquez requested to survey the committee's availability.

Director Scott spoke regarding monthly meeting with the school district.

Mayor Amezcua stated she would like a report.

MOTION: Mayor Amezcua moved to approve the recommended action for Item No. 7, seconded by Councilmember Vazquez.

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

8. Approve Destruction of Obsolete City Records

Department(s): Parks, Recreation, and Community Services

Recommended Action: Approve the request for the destruction of obsolete records from the Parks, Recreation, and Community Services Agency in accordance with the retention schedule outlined in City Council Resolution 2013-014.

9. Fiscal Year 2022-23 General Fund Results

Department(s): Finance and Management Services

Recommended Action:

1. Receive and file this informational report.
2. Approve proposed General Fund appropriation adjustment of \$350,000 for non-departmental litigation. *(Requires five affirmative votes)*

AGENDA ITEM PULLED FROM CONSENT CALENDAR FOR SEPARATE DISCUSSION

10. Budget Calendar and Community Engagement Plan for Fiscal Year 2024-2025

Department(s): Finance and Management Services

Recommended Action: Approve the Budget Calendar and Community Engagement Plan for Fiscal Year 2024-25.

MINUTES: *Finance Director Kathryn Downs gave a presentation regarding the Budget Calendar and Community Engagement Plan for Fiscal Year 2024-2025.*

Councilmember Vazquez spoke regarding the additional community engagement and the importance of the efforts.

Mayor Amezcua asked for clarification regarding outreach efforts and spoke regarding additional community outreach.

Director Downs stated the survey reached 1,500 individuals and spoke regarding additional community engagement

Interim City Manager Tom Hatch stated he would meet with staff to discuss additional community outreach efforts.

Mayor Pro Tem Lopez requested a City-wide youth forum and adding a meeting at Fisher Park inside the cabin.

Councilmember Phan asked if text messaging was used for the survey and spoke regarding a variety of options for community engagement at schools.

Director Downs stated that text-messaging services are only to be used for emergencies but would inquire of the possibility.

Mayor Amezcua spoke regarding options for community engagement at schools and asked for clarification regarding text-messaging services.

Assistant City Attorney Jose Montoya stated that text-messaging services are typically used for emergencies but he would further look into the matter.

Councilmember Hernandez spoke in support of the youth forum and cabin at Fisher Park and requested a meeting at Campesino Park.

Mayor Amezcua commented that a meeting would be beneficial at all City Parks.

MOTION: Mayor Amezcua moved to approve the recommended action for Item No. 10, 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

11. Annual Development Impact Fee Report for Fiscal Year 2022-2023

Department(s): Public Works Agency

Recommended Action: Receive and file.

12. Approve General Fund Appropriation Adjustment to Cure Negative Fund Balance in the Public Works Engineering Fund (General Fund)

Department(s): Public Works Agency

Recommended Action: Approve a General Fund appropriation adjustment to transfer \$2.9 million to the Public Works Engineering Fund 086 to cure the negative fund balance and prepare for fund closure during FY 2023-24. (Requires five affirmative votes)

13. Approve a Capital Improvement Project Amendment for Bikeway and Safe Routes to School Projects (Project Nos. 24-6000, 24-6001, 24-6002, 24-6003, 24-6004)

Department(s): Public Works Agency

Recommended Action:

1. Approve an amendment to the Fiscal Year 2023-24 Capital Improvement Project to include \$50,000 of funding to the Mendez Intermediate, Advance Learning Academy, Santiago Elementary, and Sierra Intermediate Safe Routes to School (Project No. 24-6000).
2. Approve an amendment to the Fiscal Year 2023-24 Capital Improvement Project to include \$50,000 of funding to the MacArthur Intermediate and Taft Elementary Safe Routes to School (Project No. 24-6001).

3. Approve an amendment to the Fiscal Year 2023-24 Capital Improvement Project to include \$50,000 of funding to the Madison Elementary, Roosevelt-Walker Academy, and Century High SRTS Safe Routes to School (Project No. 24-6002).
4. Approve an amendment to the Fiscal Year 2023-24 Capital Improvement Project to include \$120,000 of funding to the Santa Ana High School and Heninger Elementary School SRTS (Project No. 24-6003).
5. Approve an amendment to the Fiscal Year 2023-24 Capital Improvement Project to include \$100,000 of funding to the Jackson Elementary and Diamond Elementary Safe Routes to School (Project No. 24-6004).

14. Award a Purchase Order to Guaranty Chevrolet Motors, Inc. in Santa Ana for Three Chevrolet Silverado 2500HD Trucks, in an Amount Not to Exceed \$348,830 (Specification No. 23-174) (Non-General Fund)

Department(s): Public Works Agency

Recommended Action:

1. Approve an appropriation adjustment recognizing \$348,830 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. *(Requires five affirmative votes)*
2. Authorize a one-time purchase and payment of purchase order to Guaranty Chevrolet Motors, Inc. for three 2024 Chevrolet Silverado 2500HD service body trucks in the amount of \$318,830, plus a contingency amount of \$30,000, for a total amount not to exceed \$348,830, subject to non-substantive changes approved by the City Manager and City Attorney.

15. Award a Purchase Order to Guaranty Chevrolet Motors, Inc. in Santa Ana for Two Chevrolet Silverado 1500 Trucks, in an Amount Not to Exceed \$101,641 (Specification No. 23-178) (Non-General Fund)

Department(s): Public Works Agency

Recommended Action: Authorize a one-time purchase and payment of purchase order to Guaranty Chevrolet Motors, Inc. for two 2024 Chevrolet Silverado 1500 Standard Cab trucks in the amount of \$96,641, plus a contingency amount of \$5,000, for a total amount not to exceed \$101,641, subject to non-substantive changes approved by the City Manager and City Attorney.

16. Award a Purchase Order to Penske Chevrolet of Cerritos in an Amount Not to Exceed \$227,492 (Specification No. 23-167A) (Non-General Fund) (Revive Santa Ana)

Department(s): Public Works Agency

Recommended Action: Authorize a one-time purchase and payment of purchase

order to Penske Chevrolet of Cerritos for four 2024 Chevrolet Express 2500 12-Passenger Vans in the amount of \$207,492, plus a contingency amount of \$20,000, for a total amount not to exceed \$227,492, subject to non-substantive changes approved by the City Manager and City Attorney.

17. Award a Purchase Order to National Auto Fleet Group for One Ford Transit Passenger Wagon Van in an Amount Not to Exceed \$123,658 (Specification No. 23- 177) (General Fund)

Department(s): Public Works Agency

Recommended Action: Authorize a one-time purchase and payment of a Purchase Order to National Auto Fleet Group for one 2024 Ford Transit Passenger Wagon Van in the amount of \$103,658 plus a contingency amount of \$20,000, for a total amount not to exceed \$123,658, subject to non-substantive changes approved by the City Manager and City Attorney.

18. Approve Appropriation Adjustment to Recognize Grant Revenue, Approve an Agreement with the State of California Office of Traffic Safety to Secure a Bicycle Safety Grant in an Amount Not to Exceed \$199,900, and Approve an Agreement with Charitable Ventures of Orange County to Provide Bicycle Safety Education in an Amount Not to Exceed \$199,900 (Non-General Fund)

Department(s): Public Works Agency

Recommended Action:

1. Approve an appropriation adjustment to recognize Office of Traffic Safety Pedestrian and Bicycle Safety grant funds in the amount of \$199,900 in the OTS-PWA Traffic Safety Grants, Federal Grants-Indirect revenue account and appropriate the same amount to the OTS-Bicycle Safety PWA, Contract Services-Professional expenditure account. *(Requires five affirmative votes)*
2. Authorize the City Manager to execute a one-year grant agreement with the State of California Office of Traffic Safety for Pedestrian and Bicycle Safety Program funds in an amount not to exceed \$199,900, for a one-year period beginning October 1, 2023, and ending September 30, 2024, (timeframe consistent with the grant cycle), subject to non-substantive changes approved by the City Manager and the City Attorney **(Agreement No. 2023-228)**.
3. Authorize the City Manager to execute an agreement with Charitable Ventures of Orange County, Inc., to provide bicycle safety education services for a one-year period beginning December 19, 2023, and ending October 31, 2024, in an amount not to exceed \$199,900, subject to non-substantive changes approved by the City Manager and the City Attorney **(Agreement No. A- 2023-229)**.

MINUTES: Councilmember Hernandez spoke in support of the item and the impacts to the community.

19. Award a Construction Contract to Elecnor Belco Electric, Inc. in the Amount of \$676,386 for the ARPA Neighborhood Streetlights – Phase I project with an Estimated Project Delivery Cost of \$845,483 (Project No. 22-1387) (Non-General Fund) (Revive Santa Ana)

Department(s): Public Works Agency

Recommended Action:

1. Approve an amendment to the Fiscal Year 2023-24 Capital Improvement Program to include \$845,483 of funding in the American Rescue Plan Act funds for ARPA Neighborhood Streetlights – Phase I.
2. Award a construction contract to Elecnor Belco Electric, Inc., the lowest responsible bidder, in accordance with the base bid in the amount of \$676,386, subject to change orders (not to exceed 25% of the base bid amount) in accordance with the Greenbook: Standard Specifications for Public Works Construction, for construction of the ARPA Neighborhood Streetlights – Phase I, for a term beginning December 19, 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 City Attorney.
3. Approve the Project Cost Analysis for a total estimated construction delivery cost of \$845,483, which includes \$676,386 for the construction contract; \$101,458 for contract administration, inspection, and testing; and a \$67,639 project contingency for unanticipated or unforeseen work.
4. Determine that, pursuant to the California Environmental Quality Act, the recommended actions are exempt from further review. Categorical Exemption Environmental Review No. ER-2023-120 was filed for the project 22-1387.

20. Award a Construction Contract to Elecnor Belco Electric, Inc. in the Amount of \$2,288,087 for the Pedestrian and Mobility Improvements Phase II with an Estimated Project Delivery Cost of \$2,860,109 (Project No. 22-1406) (Non-General Fund) (Revive Santa Ana)

Department(s): Public Works Agency

Recommended Action:

1. Authorize budget reallocation of \$161,817 in unspent American Rescue Plan Act account from the Pedestrian and Mobility Improvement Phase I (No. 22-1405) Project, \$143,475 in unspent American Rescue Plan Act account from the Pedestrian and Mobility Improvement Phase III (No. 22-1407) Project, and \$154,517 in unspent American Rescue Plan Act account from the Neighborhood Streetlights Phase I (No. 22-1387) Project to construction funds for the Pedestrian and Mobility Improvement Phase II Project (No. 22-1406) to complete the project

funding requirement.

2. Award a construction contract to Elecnor Belco Electric, Inc., the lowest responsible bidder, in accordance with the base bid in the amount of \$2,288,087, subject to change orders (not to exceed 25% of the base bid amount) in accordance with the Greenbook: Standard Specifications for Public Works Construction, for construction of the Pedestrian and Mobility Improvements Phase II for the term beginning upon execution of the contract 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.
3. Approve the Project Cost Analysis for a total estimated construction delivery cost of \$2,860,109, which includes \$2,288,087 for the construction contract, \$343,213 for contract administration, inspection, and testing, and a \$288,809 project contingency for unanticipated or unforeseen work.
4. Approve an amendment to the FY 2023-24 Capital Improvement Program to include \$2,400,300 in construction funding from the American Rescue Plan Act grant funds and \$459,809 in construction funding from the American Rescue Plan Act approved in FY 2022-23 proposed budget for the Pedestrian and Mobility Improvements-Phase II.
5. Determine, pursuant to the California Environmental Quality Act, the recommended actions are exempt from further review. Categorical Exemption Environmental Review No. ER-2023-5 was filed for the project 22-1406.

21. Approve Agreement with Thomson Reuters for Legal Research Subscription Services (General Fund)

Department(s): City Attorney's Office

Recommended Action: Authorize the City Manager to execute an agreement with Thomson Reuters for legal research subscription services in the amount of \$102,889.92 for a three-year term beginning January 1, 2024 through December 31, 2026, subject to non-substantive changes approved by the City Manager and the City Attorney (**Agreement No. A-2023-230**).

22. Approve the Agreement with ParkMobile, LLC to Provide a Mobile App Payment Option for Parking Meters in the Amount of \$500,000

Department(s): Community Development Agency

Recommended Action: Authorize the City Manager to execute an agreement with ParkMobile, LLC for parking meter mobile app services for a three-year term beginning December 15, 2023 to December 14, 2026, with an option to extend for a two-year term, in an amount not to exceed \$500,000, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No.**

2023-2 3 1).

23. Approve an Agreement with Forensic Nurse Specialists, Inc. for Sexual Assault Victim Exams and Evidence Collection Services (General Fund)

Department(s): Police Department

Recommended Action: Authorize the City Manager to execute a five-year agreement with Forensic Nurse Specialists, Inc. for the period of December 19, 2023 through August 31, 2028, to provide sexual assault victim examinations and evidence collection services for the Santa Ana Police Department in an amount not to exceed \$350,000, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2023-232**).

AGENDA ITEM NO. 24 WAS REMOVED FROM CONSIDERATION

24. Agreements with Enterprise Fleet Management for Leased Vehicles

Department(s): Police Department

Recommended Action: Authorize the City Manager to execute the following agreements with Enterprise FM Trust and Enterprise Fleet Management, Inc. for leased vehicles for the period of January 1, 2024 through April 18, 2026 for a total annual amount not to exceed \$612,936, with a one-year extension option, subject to non-substantive changes approved by the City Manager and City Attorney:

1. Master Walkaway Lease Agreement (Agreement No. A-2023-XXX)
2. Master Equity Lease Agreement (Agreement No. A-2023-XXX)
3. Maintenance Management and Fleet Rental Agreement (Agreement No. A-2023-XXX)
4. Supplemental Agreement between City and Enterprise (Agreement No. A-2023-XXX)

25. Adopt a Reimbursement Resolution Approving an Updated Construction Installment Sale Agreement with the California State Water Resources Control Board for Financing of the Well 32 Nitrate Treatment Project (Non-General Fund)

Department(s): Public Works Agency

Recommended Action: Adopt a Reimbursement Resolution with the California State Water Resources Control Board for financing of the Well 32 Nitrate Treatment Project, in an amount up to \$13,761,712 (**Agreement No. A-2023-233**)

RESOLUTION NO. 2023-094 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AUTHORIZING THE REIMBURSEMENT OF FUNDING FOR THE WELL 32 NITRATE TREATMENT AND REHABILITATION PROJECT

FROM THE STATE WATER RESOURCES CONTROL BOARD

26. Resolution to Adopt and Approve for Submission of the Fiscal Year 2022-23 Measure M2 Year-End Expenditure Report

Department(s): Public Works Agency

Recommended Action: Adopt a resolution approving the Measure M2 Annual Expenditure Report for Fiscal Year 2022-23, and authorize submission of the report to the Orange County Transportation Authority, as required by Measure M2 Funding Eligibility Guidelines.

RESOLUTION NO. 2023-095 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA CONCERNING THE MEASURE M2 EXPENDITURE REPORT FOR THE CITY OF SANTA ANA

27. Adopt Resolution Authorizing the Executive Director of Public Works Agency to Execute Grant Agreement with the California Department of Transportation for the Walnut Street Urban Greening Project

Department(s): Public Works Agency

Recommended Action: Adopt a resolution authorizing the Executive Director of Public Works Agency to execute a grant agreement with the California Department of Transportation for the Walnut Street Urban Greening Project.

RESOLUTION NO. 2023-096 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AUTHORIZING THE EXECUTIVE DIRECTOR OF THE PUBLIC WORKS AGENCY TO EXECUTE AGREEMENTS WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR THE WALNUT STREET URBAN GREENING PROJECT

28. Adopt a Resolution Authorizing the Executive Director of the Public Works Agency to Execute Grant Agreements with the California Department of Transportation for the Santa Ana Bus Stop Facility Improvements Project

Department(s): Public Works Agency

Recommended Action: Adopt a Resolution Authorizing the Executive Director of the Public Works Agency to Execute Grant Agreements with the California Department of Transportation for the Santa Ana Bus Stop Facility Improvements Project

RESOLUTION NO. 2023-097 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AUTHORIZING THE EXECUTIVE DIRECTOR OF THE PUBLIC WORKS AGENCY TO EXECUTE AGREEMENTS WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR THE SANTA ANA BUS STOP FACILITY IMPROVEMENTS PROJECT

29. Adopt a Resolution Authorizing Ceremonial Street Naming of Lydia Romero-Cruz Way (General Fund)

Department(s): Public Works Agency

Recommended Action:

1. Adopt a resolution authorizing the ceremonial street naming of Lydia Romero-Cruz Way along Lincoln Avenue from Washington Avenue to Stafford Street.

RESOLUTION NO. 2023-098 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA DIRECTING AND AUTHORIZING A CEREMONIAL STREET NAME OF LYDIA ROMERO-CRUZ WAY ALONG LINCOLN AVENUE FROM WASHINGTON AVENUE TO STAFFORD STREET

2. Direct Staff to install two ceremonial signs at the intersections of Lincoln Avenue at Washington Avenue and at Lincoln Avenue at Stafford Street.

MINUTES: Councilmember Hernandez spoke regarding Lydia Romero-Cruz.

Councilmember Vazquez spoke in support of the item and regarding Lydia Romero-Cruz.

30. Resolution Authorizing Ceremonial Street Naming of Josephine “Chepa” Andrade Way (General Fund)

Department(s): Public Works Agency

Recommended Action:

1. Adopt a resolution authorizing the ceremonial street naming of Josephine “Chepa” Andrade Way, along Logan Street from Washington Avenue to Stafford Street.

RESOLUTION NO. 2023-099 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA DIRECTING AND AUTHORIZING A CEREMONIAL STREET NAME OF JOSEPHINE “CHEPA” ANDRADE WAY ALONG LOGAN STREET FROM WASHINGTON AVENUE TO STAFFORD STREET

2. Direct staff to install two ceremonial signs at the intersections of Logan Street at Washington Avenue and Logan Street at Stafford Street.

MINUTES: Councilmember Hernandez spoke regarding Chepa and the ceremonial street topper.

Councilmember Bacerra spoke in support of the item.

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

BUSINESS CALENDAR

MINUTES: *At 6:47 P.M., the Business Calendar was considered.*

- 31. Approve an Agreement with City Net to Provide Street Outreach and Engagement Services addressing Quality-of-Life concerns, in an Amount not to Exceed, \$3,841,845.51 beginning January 1, 2024 through December 31, 2024 (Non-General Fund) (Continued from the City Council Meeting of December 5, 2023, Item No. 08)**

Department(s): Community Development Agency

Recommended Action:

1. Authorize the City Manager to execute an agreement with Kingdom Causes, Inc., DBA City Net in an amount not to exceed \$3,841,845.51 for the Santa Ana Multidisciplinary Street Outreach and Engagement (SMART) Program that responds and addresses quality-of-life services from January 1, 2024 through December 31, 2024, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. A-2023-235**).

OR

2. Authorize the City Manager to execute an agreement with Kingdom Causes, Inc., DBA City Net in an amount not to exceed \$3,571,134.90 for the Santa Ana Multidisciplinary Street Outreach and Engagement (SMART) Program that responds and addresses quality-of-life services from January 1, 2024 through December 31, 2024, subject to non-substantive changes approved by the City Manager and City Attorney (Agreement No. A-2023-XXX)
3. Authorize the City Manager to execute agreements required by state or federal agencies for the use of Homeless Housing, Assistance and Prevention (HHAP) funding, or for any additional funding that may become available (**Agreement No. A-2023-236**).

MINUTES: *Homeless Liaison Service Manager Kenneth Gominsky gave a presentation regarding the Santa Ana Multidisciplinary Street Outreach and Engagement Team (SMART).*

Mayor Pro Tem Lopez asked questions regarding the metrics on what the return is, stated she would like the services in house, and spoke in support of the item.

Councilmember Bacerra spoke regarding CityNet, spoke in opposition to the agreement and stated he could only support a six-month period until services are brought in house.

Mayor Pro Tem Lopez left the meeting at 7:01 P.M.

Mayor Amezcua asked what the Police Department's plan is to improve the current situation and the number of police officers, and spoke in support of option 1.

Acting Police Chief Robert Rodriguez spoke regarding number of officers and the Police Department's role in addressing and assisting with the current situation.

Mayor Amezcua asked questions regarding emergency exits, amount of money spent this year, process of booking a homeless person, and number of beds and teams.

Manager Gominsky answered questions and provided clarification.

Councilmember Vazquez asked if CityNet is meeting the goals.

Manager Gominsky spoke regarding CityNet and the terms of the contract.

Councilmember Phan spoke regarding CityNet, requested alternatives to CityNet, additional resources and potential in-house services, and spoke in support of a one-year contract with CityNet.

Manager Gominsky spoke regarding the cost associated with bringing the services in-house, and stated an approximate of \$7.745 million dollars.

Councilmember Hernandez spoke regarding CityNet and the importance of the contract and spoke in support of the contract.

Councilmember Bacerra expressed concern regarding the lack of services from CityNet, spoke regarding CityNet statistics and addition of prosecutors in the City Attorney's Office, and requested an analysis within six months for comparable in-house services.

Manager Gominsky spoke regarding CityNet data and statistics.

Assistant City Manager Steven Mendoza spoke regarding costs for in-house services provided by Homeless Liaison Services Manager Gominsky.

Councilmember Bacerra requested a thorough analysis be conducted and have staff come back in six-months with the data.

Mayor Amezcua requested the data be presented in a three months' timeframe and asked for clarification regarding in-house services for prosecutors.

City Attorney Sonia Carvalho spoke regarding prosecutor services.

Mayor Amezcua requested prosecutor services be further looked into and questioned

motel stay given by CityNet.

Manager Gominsky spoke regarding the allotment of monies to individuals/families.

MOTION: Councilmember Hernandez moved to approve recommended action no. 1 for Agenda Item No. 31, as amended, to direct staff to return with an analysis within three months and direct the City Manager's Office to meet with Supervisor Sarmiento's Office regarding a multi-agency approach to efforts, seconded by Councilmember Phan.

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

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

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

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 stated Councilmember Hernandez, Mayor Pro Tem Lopez, and himself and are in support of the cease fire and announced his opposition to there being no public comment period. He spoke regarding the cease-fire.

Councilmember Penaloza wished everyone a Merry Christmas and Happy New Year.

Councilmember Phan stated she was disappointed that the gallery was cleared due to behavior that prevented the city from doing business, spoke regarding self-reflection, and wished everyone a Merry Christmas and Happy New Year.

Councilmember Hernandez thanked staff for their hard work and efforts, apologized to everyone for the lack of public comments, thanked all for celebrating Seniors, announced a toy giveaway and Winter Wonderland on Friday at Artesia Pilar and El Salvador Park, and wished everyone Happy Holidays and a Happy New Year.

Mayor Amezcua asked the City Attorney to clarify regarding the clearing of the gallery.

City Attorney Sonia Carvalho spoke regarding rules and procedures for City Council meetings.

Councilmember Bacerra thanked all City staff, residents, and business for their hard work, efforts, and participation, and wished everyone a Happy New Year.

Mayor Amezcua thanked City staff for their hard work and efforts, congratulated Rosa Flores on her retirement, spoke regarding the toy giveaway, and thanked all organizations that participated and donated. She spoke regarding letters received from Franklin Elementary 3rd graders addressing city issues, and wished everyone a Merry Christmas and Happy New Year.

ADJOURNMENT – Adjourn the City Council meeting.

MINUTES: Mayor Amezcua adjourned the City Council Meeting at 8:13 P.M.

Respectfully submitted:

Jennifer L. Hall, CMC
City Clerk