

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



May 7, 2024

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 4:09 P.M.

ATTENDANCE

Council Members

Phil Bacerra

Johnathan Ryan Hernandez

Jessie Lopez

David Penaloza

Benjamin Vazquez

Mayor Pro Tem

Thai Viet Phan

Mayor

Valerie Amezcua

Acting City Manager

Alvaro Nuñez

City Attorney

Sonia R. Carvalho

City Clerk

Jennifer L. Hall

ROLL CALL

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

Councilmembers Penaloza and Vazquez, Mayor Pro Tem Phan, and Mayor Amezcua were present. Councilmembers Bacerra, Hernandez, and Lopez 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 4:10 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 Designated Representative: Lori Schnaider, Acting Executive Director of Human Resources
Employee Organization:
 - Santa Ana Police Department
2. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Section 54957(b)(1) of the Government Code:**
Title: City Manager
3. **CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6(a):**
Agency Designated Representative: Jacob Green, Greg Devereaux
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 reconvened the City Council Meeting to order at 6:20 P.M.

ATTENDANCE

Councilmembers

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

**Mayor Pro Tem
Mayor**

**Acting City Manager
City Attorney
City Clerk**

**Alvaro Nunez
Sonia R. Carvalho
Jennifer L. Hall**

ROLL CALL

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

Councilmembers Bacerra, Hernandez, Lopez, Penaloza, and Vazquez, Mayor Pro Tem Phan, and Mayor Amezcua were present.

PLEDGE OF ALLEGIANCE

Sylvia Vazquez, Deputy City Manager

WORDS OF INSPIRATION

Master Thich Thong Hai, Bao Quang Temple

ADDITIONS\DELETIONS TO THE AGENDA

MINUTES: None.

CEREMONIAL PRESENTATIONS

1. Proclamation presented by Mayor Amezcua to Brandy Figueroa for Exemplary Academic Achievements

MINUTES: Mayor Amezcua presented a proclamation to Brandy Figueroa for exemplary academic achievements.

2. Proclamation presented by Councilmember Bacerra declaring May 12-18, 2024 as National Police Week and May 15, 2024 as Peace Officers Memorial Day

MINUTES: Councilmember Bacerra presented a proclamation to the Santa Ana Police Department declaring May 12-18, 2024 as National Police Week and May 15, 2024 as Peace Officers Memorial Day.

3. Proclamation presented by Mayor Pro Tem Phan declaring May 2024 as Asian American Pacific Islander Heritage Month

***MINUTES:** Mayor Pro Tem Phan presented a proclamation to Regional Center of Orange County declaring May 2024 as Asian American Pacific Islander Heritage Month.*

4. Proclamation presented by Councilmember Bacerra declaring May 12-18, 2024 as National Police Week and May 15, 2024 as Peace Officers Memorial Day

***MINUTES:** Councilmember Bacerra presented a proclamation to the Santa Ana Police Department declaring May 12-18, 2024 as National Police Week and May 15, 2024 as Peace Officers Memorial Day.*

5. Proclamation presented by Councilmember Hernandez to Diego Sarmiento for Exemplary Academic Achievements

***MINUTES:** Councilmember Hernandez presented a proclamation to Diego Sarmiento for exemplary academic achievements.*

6. Proclamation presented by Councilmember Penaloza to the Parks, Recreation, and Community Services Agency's Aquatics Division declaring May 2024 as Water Safety and Drowning Prevention Month

***MINUTES:** Councilmember Penaloza presented a proclamation to the Parks, Recreation, and Community Services Agency's Aquatics Division declaring May 2024 as Water Safety and Drowning Prevention Month.*

7. Certificate of Recognition presented by Councilmember Lopez to The Desperados Band for Outstanding Contributions to the Community

***MINUTES:** Councilmember Lopez presented a certificate of recognition to The Desperados Band for outstanding contributions to the community.*

8. Proclamation presented by Councilmember Vazquez to Fernanda Meza for Exemplary Academic Achievements

***MINUTES:** Councilmember Vazquez presented a proclamation to Fernanda Meza for exemplary academic achievements.*

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

***MINUTES:** Chief Assistant City Attorney Laura Rossini announced there was no reportable action.*

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

City Clerk Jennifer L. Hall reported out the summary of email comments received: one (1) Agenda Item No. 13, one (1) Agenda Item No. 19, 21 Agenda Item No. 30, and four (4) non-agenda comments.

MINUTES: *The following speakers addressed City Council in-person:*

- 1. Jonathan Sanabria spoke regarding working with the Police Department and making a difference in the community.*
- 2. Tomas Fernandez expressed concern regarding the rules and regulations related to sports.*
- 3. Pedro Magallon expressed concern regarding the policies related to sports.*
- 4. Melissa Aburto expressed concern regarding fees related to sports.*
- 5. Bryan Leos expressed concern regarding fees related to sports.*
- 6. Raul Mata expressed concern regarding fees related to sports.*
- 7. Miguel Cheluca spoke regarding his experience in youth sports and expressed concern regarding the increased fees.*
- 8. Leandro Cheluca expressed concern regarding fees related to sports.*
- 9. Victor Balderas expressed concern regarding fees related to sports.*
- 10. Miguel Mata expressed concern regarding fees related to sports.*
- 11. Sue Pallack spoke regarding youth protesting.*
- 12. Mark Lopez suggested a proclamation for Jewish Heritage Month and flying of military flags, and provided potential revenue generating ideas.*
- 13. Pilar Aguero-Cardosa (translation: Spanish) spoke regarding the need for street repairs and submitted records.*
- 14. Alicia Rojas expressed concern regarding the arts funding.*
- 15. Dr. Ana Jimenez spoke regarding Orange County Therapeutic Arts and submitted records.*
- 16. Debra Russell spoke regarding art projects throughout the City and requested the City Council fund local art and artists.*

17. *Amelia requested the City Council fund local art and artists.*
18. *Bonnie Pomush spoke regarding Working Wardrobes and submitted records.*
19. *Carlos Oregon spoke regarding Working Wardrobes.*
20. *Jack Breto expressed concern regarding traffic safety at the intersection of Baker St. and Wilshire and submitted records.*
21. *Dale Helvig spoke regarding the Bristol Project, Mother's Day, fees related to sports, and potential international day.*
22. *Victor Mendez spoke regarding the budget and suggested additional creative ways to generate revenue.*
23. *Enrique Gonzalez expressed concern regarding traffic safety at the intersection of Baker St. and Wilshire and submitted records.*
24. *Yenny R. Bernal deTalgo requested the City Council fund local art and artists.*
25. *Cynthia Lujan requested the City Council fund local art and artists.*
26. *Logan Crow requested the City Council fund local art and artists.*

The following speakers addressed City Council via teleconference:

27. *Nina Jirik spoke regarding Council support regarding the park feasibility study at Washington Square Neighborhood.*
28. *Beth Thomas echoed previous comments.*
29. *Angel Magana expressed concern regarding increased fees related to sports.*

<u>CONSENT CALENDAR</u>

RECOMMENDED ACTION: Approve staff recommendations on the following Consent Calendar Items: 8 through 27 and waive reading of all resolutions and ordinances.

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

Councilmember Hernandez stated he would like to comment on Agenda Item Nos. 18 and 20.

Councilmember Bacerra pulled Agenda Item Nos. 13 and 14 for separate discussion

and consideration.

Councilmember Lopez stated she would like to comment on Agenda Item No. 27.

MOTION: Councilmember Hernandez moved to approve Consent Calendar Item Nos. 8 through 27 with the exception of Agenda Item Nos. 13 and 14 pulled for separate discussion and consideration, seconded by Councilmember Bacerra.

MINUTES: City Clerk Jennifer L. Hall announced that pursuant to Government Code Section 54953 an oral summary of salary and benefits shall be made prior to final action of the Council on any local executive and stated Agenda Item No. 24 is the approval of performance evaluation and salary adjustment for the City Clerk increasing the annual salary from \$172,000 to \$182,320 effective April 16, 2024.

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

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

8. Excused Absences

Department(s): City Clerk's Office

Recommended Action: Excuse the absent members.

9. Minutes from the Regular Meeting of April 16, 2024 and the Special meeting of April 20, 2024

Department(s): City Clerk's Office

Recommended Action: Approve minutes.

10. Appoint Alfonso Ceja Villa Nominated by Councilmember Lopez as the Ward 3 Representative to the Community Development Commission for a Partial-Term Expiring December 10, 2024

Department(s): City Clerk's Office

Recommended Action: Appoint Alfonso Ceja Villa to the Community Development Commission as the Ward 3 representative and administer the Oath of Office.

MINUTES: City Clerk Jennifer L. Hall administered the Oath of Office to Alfonso Ceja Villa.

11. Appoint Emily Parra-Diaz Nominated by Councilmember Vazquez as the Ward 2 Representative to the Youth Commission for a Partial Term Expiring December 8, 2026

Department(s): City Clerk's Office

Recommended Action: Appoint Emily Parra-Diaz to the Youth Commission as the Ward 2 representative and administer Oath of Office. *(Pursuant to SAMC Sec. 2-326(a), requires five affirmative votes)*

MINUTES: *City Clerk Jennifer L. Hall administered the Oath of Office to Emily Parra- Diaz.*

12. Appoint a Member to the Santa Ana Workforce Development Board

Department(s): Community Development Agency

Recommended Action: Appoint Patty Tso-Lui (replacing Ignacio Alegre) for a partial four-year term expiring May 31, 2027, to represent the Department of Rehabilitation on the Santa Ana Workforce Development Board.

AGENDA ITEM NO. 13 WAS PULLED FOR SEPARATE DISCUSSION AND CONSIDERATION

13. Quarterly Report for Housing Division Projects and Activities

Department(s): Community Development Agency

Recommended Action: Receive and file the Quarterly Report for Housing Division Projects and Activities for the period of January 1, 2024 to March 31, 2024.

MINUTES: *Councilmember Bacerra requested additional outreach at apartment communities and asked for clarification regarding the number of applications received, the process of submitting an application, and in lieu fees and funds.*

Housing Division Manager Judson Brown spoke regarding the decrease in applications received and City outreach and guidance to apply.

Community Development Executive Director Michael Garcia spoke regarding in-lieu fees and funds, and clarified the process of pre-application submittal.

Mayor Amezcua spoke regarding the applications received and requested additional guidance for residents in submitting an application.

Director Garcia spoke regarding outreach.

Mayor Pro Tem Phan asked for clarification regarding the application process.

Executive Community Development Director Garcia spoke regarding the application process.

Councilmember Lopez spoke regarding affordable housing, requested outcome of the inquiries, and in support of the item.

Councilmember Hernandez spoke regarding affordable housing and in support of the item.

MOTION: Councilmember Bacerra moved to approve the recommended action for Item No. 13, seconded by Mayor Amezcua.

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

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

AGENDA ITEM NO. 14 WAS PULLED FOR SEPARATE DISCUSSION AND CONSIDERATION

14. Homeless Services Division Third Quarter Report

Department(s): Community Development Agency

Recommended Action: Receive and file the Quarterly Report for Homeless Services Projects and Activities for the period of January 1, 2024 through March 31, 2024.

MINUTES: Councilmember Bacerra asked for clarification regarding the difference between SMART and QOLT and statistics in the report. He asked how long it took for individuals to secure housing and how long a voucher is valid.

Community Development Executive Director Michael Garcia and Homeless Liaison Manager Kenneth Gominsky spoke regarding QOLT, SMART, and statistics.

Director Garcia spoke regarding length of time of securing housing and stated a voucher is valid for 120-days.

Councilmember Bacerra requested the report reflect where the individuals are from and spoke regarding Caltrans and thanked those who donated.

Acting City Manager Alvaro Nuñez spoke regarding City priorities regarding

homeless services.

Mayor Amezcua asked for clarification regarding data, homeless services, and use of vouchers.

Director Garcia provided clarification.

Councilmember Hernandez asked for clarification regarding ongoing costs related to enforcement related to homelessness prevention.

Acting Police Chief Robert Rodriguez spoke regarding overtime costs related to enforcement.

Councilmember Lopez spoke regarding permanent housing, statistics, definition of a street exit, funding of services, and asked for clarification regarding the domestic violence shelter location.

Homeless Services Division Manager Terri Eggers explained a street exit and spoke regarding Interval House.

Councilmember Bacerra spoke regarding enforcement and cost effectiveness.

MOTION: Mayor Amezcua moved to approve the recommended action for Item No. 14, seconded by Councilmember Vazquez.

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

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

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

Status: 7 – 0 – Pass

15. Ten-Day Written Report Pursuant to California Government Code Section 65858(d) Following Adoption of Urgency Interim Ordinance No. NS-3063, a 45-day Moratorium on the Approval, Commencement, Establishment, Relocation, or Expansion of Industrial Uses within Specific Development No. 84

Department(s): Planning and Building Agency

Recommended Action: Issue and file a Council report to the public, pursuant to Section 65858(d) of the California Government Code, describing the City's measures to alleviate conditions that led to the adoption of Urgency Interim

Ordinance No. NS-3063, on April 16, 2024, regarding a 45-day moratorium on the approval, commencement, establishment, relocation, or expansion of industrial uses within Specific Development No. 84 (the Transit Zoning Code).

16. Receive and File Single Audit Report for the Fiscal Year Ended June 30, 2023

Department(s): Finance and Management Services

Recommended Action: Receive and file Single Audit Report for the Fiscal Year Ended June 30, 2023.

17. Award Blanket Order Contract to Quadient, Inc. for Postage, Supplies, and Shipping Parcels in an Annual Amount Not to Exceed \$200,000 (Specification No. 24-043) (General Fund)

Department(s): Finance and Management Services

Recommended Action: Award Blanket Order Contract to Quadient, Inc. for postage, supplies, and shipping parcels for an initial one-year term beginning May 8, 2024 and expiring on May 7, 2025, with provisions for annual renewal of the contract until terminated.

18. Award a Purchase Order to Guaranty Chevrolet for Three Chevrolet Equinox SUVs in an Amount Not to Exceed \$109,290 (Specification No. 24-060) (Non-General Fund)

Department(s): Public Works Agency

Recommended Action: Authorize a one-time purchase and payment of a purchase order to Guaranty Chevrolet Motors, Inc. for three 2024-2025 Chevrolet Equinox SUVs, in an amount of \$106,290 plus a contingency amount of \$3,000, for a total amount not to exceed \$109,290.

MINUTES: Councilmember Hernandez spoke in support of the item.

19. Receive and File the Notification by the City Engineer of the Final Tract Map No. 2022-03, County Tract Map No. 19195 at 717 South Lyon Street (Applicant: Toll West Coast, LLC) (No Fiscal Impact)

Department(s): Public Works Agency

Recommended Action: Receive and file the notification.

20. Amend an Amendment to the Agreement with Orange County Children's Therapeutic Art Center to Expand Workforce Readiness and Skills Training

Department(s): Community Development Agency

Recommended Action: Authorize the City Manager to execute a first amendment to the agreement with Orange County Children's Therapeutic Arts Center, to increase the amount by \$100,000, for a total agreement amount not to exceed \$300,000, and increase the number of youth served from 20 to 30 (**Agreement No. A-2024-052**).

MINUTES: Councilmember Hernandez spoke in support of the item.

21. Award a Contract to CliftonLarsonAllen LLP for Professional Auditing Services, in an Aggregate Amount Not to Exceed \$1,020,030, for up to a Five-Year Term (General Fund and Non-General Fund)

Department(s): Finance and Management Services

Recommended Action: Award a contract to CliftonLarsonAllen LLP for professional auditing services, for a three-year period beginning with the fiscal year-ending June 30, 2024 through June 30, 2026, with a provision for one two-year renewal exercisable by the City Manager, for the fiscal year-ending June 30, 2027 and June 30, 2028, for a total aggregate amount not to exceed \$1,020,030 (**Agreement A-2024-053**).

22. Approve an Agreement with Meeder Public Funds, Inc. for Investment Manager and Portfolio Services

Department(s): Finance and Management Services

Recommended Action: Authorize the City Manager to execute an agreement with Meeder Public Funds, Inc. to provide Investment Management and Portfolio Services in an annual aggregate amount not-to-exceed \$150,000, for a total aggregate amount not-to-exceed \$750,000 for a three-year term beginning May 8, 2024 and expiring April 31, 2027, with provisions for two, one-year extensions (**Agreement No. A-2024-054**).

23. Historic Property Preservation Agreements for the Properties Located at 925 N. Lowell Street, 801 N. Minter Street, and 944 W. Buffalo Avenue

Department(s): Planning and Building Agency

Recommended Action: Authorize the City Manager 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 (includes determination that the proposed projects are exempt from further review in accordance with the California Environmental Quality Act as Categorical Exemptions ER Nos. 2023-121, 2023-131, and 2024-01 will be filed).

Table 1: Mills Act Agreements Approved by the Historic Resources Commission (HRC)

<i>Property Owner(s)</i>	<i>Historic Property Preservation Agreement No.</i>	<i>Address/House</i>	<i>Vote & Date by HRC</i>
Kelly S. Thomas and Bethany S. Thomas, Trustees of the Thomas Living Trust Dated March 28, 2022 (Agreement No. A-2024-055)	2023-12	925 N. Lowell Street	7:0:0:1 (Commissioner Cornelious absent) – January 11, 2024
Arcelia Gutierrez Velazco and Benjamin Rodriguez (Agreement No. A-2024-056)	2023-13	801 N. Minter Street	6:0:0:2 (Commissioners Cornelious and Escamilla absent) – March 7, 2024
Daniel Robert and Jessica Lee Neumann (Agreement No. A-2024-057)	2024-01	944 W. Buffalo Avenue	6:0:0:2 (Commissioners Cornelious and Escamilla absent) – March 7, 2024

24. First Resolution and Agreement Amendment Reflecting the Positive City Clerk Evaluation Conducted on April 16, 2024, and Approving an Adjusted Annual Salary for the City Clerk; and Resolution Approving the Council Appointee Salary Schedule in Compliance with the California Public Employees' Retirement System (CalPERS) and Title 2 of the California Code of Regulations section 570.5

Department(s): Human Resources

Recommended Action: 1. Adopt a resolution reflecting the positive City Clerk performance evaluation conducted on April 16, 2024 and approving an adjusted annual salary for the City Clerk, and

RESOLUTION NO. 2024-011 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AFFIRMING A POSITIVE PERFORMANCE EVALUATION AND APPROVING A SALARY ADJUSTMENT FOR THE CITY CLERK

2. Approve a first amendment to City Clerk employment agreement to reflect adjusted annual salary (Agreement No. A-2024-XXX), and

3. Adopt a resolution updating the City's Classification and Compensation Plan with the amended annual salary for City Clerk, and approving the Council Appointee

Salary Schedule in compliance with the California Public Employees' Retirement System (CalPERS) and Title 2 of the California Code of Regulations section 570.5.

RESOLUTION NO. 2024-012 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA TO EFFECT CERTAIN CHANGES TO THE CITY'S CLASSIFICATION AND COMPENSATION PLAN

25. Repealing Resolution 2017-016 and Designating the Officers and Employees of the City Authorized to Exercise the Authority of the Appointed Officials in Their Respective Absences and Designating Salary and Benefits for the Acting City Manager After Service of More Than Thirty Days

Department(s): Human Resources

Recommended Action: : Approve a Resolution repealing Resolution No. 2017-016 and designating the officers and employees authorized to exercise authority of the City Manager, City Attorney, and City Clerk in their respective absence and designating salary and benefits for the Acting City Manager after service of more than thirty days.

RESOLUTION NO. 2024-013 entitled A RESOLUTION OF THE CITY COUNCIL OF SANTA ANA REPEALING RESOLUTION 2017-016 AND DESIGNATING THE OFFICERS AND EMPLOYEES OF THE CITY AUTHORIZED TO EXERCISE AUTHORITY OF THE APPOINTED OFFICIALS IN THEIR RESPECTIVE ABSENCES AND DESIGNATING SALARY AND BENEFITS FOR THE ACTING CITY MANAGER AFTER SERVICE OF MORE THAN THIRTY DAYS

26. Council Consideration of Resolution Establishing the City of Santa Ana Public Financing Authority

Department(s): Finance and Management Services

Recommended Action: Adopt a Resolution establishing the City of Santa Ana Public Financing Authority (**Agreement No. A-2024-059**).

RESOLUTION NO. 2024-014 entitled RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AUTHORIZING THE CREATION OF THE CITY OF SANTA ANA PUBLIC FINANCING AUTHORITY AND CERTAIN OTHER MATTERS PERTAINING THERETO

27. Adopt a Resolution and Approve an Appropriation Adjustment Accepting the Grant Funds from Kaiser Permanente's Operation Splash

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

Recommended Action: 1. Adopt a resolution accepting grant funds from Kaiser

Permanente's Community Benefit Foundation to conduct the Operation Splash Campaign in the amount of \$75,000 distributed over two years in the amount of \$37,500 each year to subsidize youth, adult and senior aquatics programming.

RESOLUTION NO. 2024-015 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ANA ACCEPTING A GRANT FROM KAISER PERMANENTE'S OPERATION SPLASH PROGRAM TO PROVIDE DISCOUNTED SWIM LESSONS FOR LOW-INCOME YOUTH AND ADULTS AND FREE JUNIOR LIFEGUARD TRAINING AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO NEGOTIATE AND EXECUTE ANY AGREEMENTS OR AMENDMENTS THERETO THAT MAY BE NECESSARY.

2. Approve an appropriation adjustment to recognize revenue in the PRCSA Fees & Donations-Grants Other account (no. 02213002-52040-\$37,500 in PRCSA Fees & Donations-Miscellaneous Operating Expenses expenditure account (no. 02213200-63001) and Reserve Appropriations account (no. 02213200-69011). *(Require five affirmative votes)*

MINUTES: Councilmember Lopez thanked Kaiser for the donations.

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

<u>BUSINESS CALENDAR</u>

MINUTES: At 9:27 P.M., the Business Calendar was considered.

28. Approve Amendments to Consultant Agreements with Claudia Perez (Mayor Amezcua), Andrew Linares (Councilmember Bacerra), and Valerie Magdaleno (Councilmember Lopez) for Council Aide Services (General Fund)

Department(s): City Manager's Office

Recommended Action:

1. Authorize the City Manager to execute second amendments to consultant agreements with Claudia Perez, Andrew Linares, and Valerie Magdaleno for Council Aide Services, to increase the not-to-exceed amount of each agreement by \$10,000, for a total amount not to exceed \$60,000 per agreement, and to extend the term of the agreements to June 30, 2024. **(Agreement Nos. A-2024-060, A-2024-061, A-2024-062)**
2. Provide input for future Council Aide Services agreements regarding not to exceed amounts by selecting one of the following options:
 - a. Option 1: Invoicing not to exceed \$5,000 per month per agreement, with monthly invoicing of hourly rates, material, and other reimbursable items; or
 - b. Option 2: Invoicing not to exceed \$60,000 per year per agreement, with monthly invoicing of hourly rates, material, and other reimbursable items

MINUTES: Assistant City Manager Steven Mendoza provided a presentation regarding amendments to consultant agreements.

MOTION: Mayor Pro Tem Phan moved to approve the recommended action no. 1 for Item No. 28, seconded by Mayor Amezcua.

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

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

MINUTES: Assistant City Manager Mendoza provided a presentation regarding the future Council Aide Services agreements.

Councilmember Lopez requested a resolution reflecting campaign prohibitions, limitations on the number of aides, salary range, and hours.

Councilmember Hernandez requested parameters such as no conflict of interest, no campaigning, and no misuse of public funds.

Discussion ensued regarding the parameters of future Council aide agreements.

Councilmember Lopez spoke in support of option 2.

Councilmember Penaloza spoke in support of abolishing the program.

Discussion ensued regarding the salary range of council aides.

Councilmember Hernandez spoke in support of option 2

Councilmember Penaloza echoed previous comments.

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

<u>PUBLIC HEARINGS</u>

PUBLIC COMMENTS – Members of the public may address the City Council on each of the Public Hearing items.

MINUTES: At 10:19 P.M., the Public Hearing was considered.

Mayor Pro Tem Phan recused herself from Public Hearing Item No. 29 as the listed entities, America On Track and Community Legal Aid, are clients of her employer, Rutan and Tucker, and left the dais 10:20 P.M.

29. Public Hearing – – Approve the Fiscal Year 2024-25 Annual Action Plan and Budgets for the Community Development Block Grant, HOME Investment Partnerships Grant, and Emergency Solutions Grant, and Authorize Submission to the U.S. Department of Housing and Urban Development

Published in the OC Register, La Opinion, and Nguoi Viet on February 16, 2024.

Department(s): Community Development Agency

Recommended Action:

1. Approve the Fiscal Year 2024-25 Annual Action Plan and authorize the City Manager to submit the Fiscal Year 2024-25 Annual Action Plan to the U.S. Department of Housing and Urban Development.
2. Approve the Fiscal Year 2024-25 budgets for the Community Development Block Grant (CDBG) Program in the total anticipated amount of \$4,808,057 plus \$223,848 in program income and \$425,915 in re-allocation of prior years' CDBG funds for a total of \$5,457,820; HOME Investment Partnerships grant in the anticipated amount of \$1,605,667 from Grant Year 2024 allocation plus \$1,009,992 in program income and \$7,639,803 in prior year program funds for a total of \$10,225,462 in HOME funds; and Emergency Solutions Grant (ESG) in the anticipated amount of \$447,249 from the Grant Year 2024 allocation. All proposed activities' budgets will be proportionally increased or decreased from the estimated funding levels to match actual allocation amounts.
3. Direct the City Attorney to finalize and authorize the City Manager to execute memorandums of understanding with various city departments and execute agreements with non-profit public service providers awarded funds as part of the approved Community Development Block Grant program budget for a term beginning July 1, 2024 through June 30, 2026.
4. Direct the City Attorney to finalize and authorize the City Manager to execute a memorandum of understanding with the Santa Ana Police Department and execute agreements with non-profit homeless service providers awarded funds as part of the approved Emergency Solutions Grant program budget for a term beginning July 1, 2024 through June 30, 2025.

MINUTES: Community Development Executive Director Michael Garcia provided a presentation regarding the fiscal year annual action plan.

Mayor Amezcua opened the Public Hearing at 10:29 P.M.

City Clerk Jennifer L. Hall reported out the summary of 11 email comments received.

The following speakers addressed the City Council in-person:

1. Georgina Maldonado spoke in support of the item.
2. John Paul Bryan spoke in support of the item.
3. Marina Bulkin spoke in support of the item.
4. Yanet Gonzalez spoke in support of the item.
5. Emerald Archer spoke in support of the item.
6. Lucy Santana spoke in support of the item.
7. Yolanda Omana spoke in support of the item.
8. Anthony Santiago spoke in support of the item.
9. Claire Braeburn spoke in support of the item.

The following speakers addressed the City Council via teleconference:

10. Human Options PEP spoke in support of the item.

There being no additional speakers, Mayor Amezcua closed the Public Hearing at 10:50 P.M.

MINUTES: Councilmember Hernandez spoke in support of the item.

MOTION: Councilmember Penaloza moved to approve the recommended action for Item No. 29, seconded by Mayor Amezcua.

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

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

****END OF PUBLIC HEARINGS****

MINUTES: Mayor Pro Tem Phan returned to the dais at 10:52 P.M.

RECESS

MINUTES: Mayor Amezcua recessed the City Council meeting to consider the Housing Authority Agenda and the Public Financing Authority Agenda at 10:52 P.M.

RECONVENE

MINUTES: Mayor Amezcua reconvened the City Council meeting at 10:56 P.M.

City Attorney Sonia Carvalho announced that pursuant to Resolution No. 2023-047 all meetings are schedule to terminate at 11:59 P.M. on the same day it began and at 11:00 PM the City Council shall determine which of the remaining agenda items can be considered and acted upon prior to 11:59 P.M. and will continue all other items.

Discussion ensued regarding the date and time for the continuance of Agenda Item No. 30.

MOTION: Councilmember Bacerra moved to continue Agenda Item No. 30 to a Special Meeting to be held on May 16, 2024 at 5:30 P.M., seconded by Councilmember Lopez.

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

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

<u>WORK STUDY SESSION</u>

AGENDA ITEM NO. 30 - CONTIINUED

30. Fiscal Year 2024-25 Budget Work Study Session

Department(s): Finance and Management Services

Recommended Action: Discuss and provide direction to staff.

****END OF WORK STUDY SESSION****

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 Penaloza reported the City paid for his travel for the SCAG Conference.*

Mayor Amezcua reported SCAG paid for her travel to their meeting and the City paid expenses for the League of California Cities and attendance at the Police Officers Memorial.

Councilmember Bacerra reported his attendance at SCAG, League of California Cities, and Washington D.C. and wished his wife a happy anniversary.

ADJOURNMENT – Adjourn the City Council meeting.

MINUTES: *Mayor Amezcua adjourned the City Council Meeting at 11:04 P.M.*

Respectfully submitted:

Jennifer L. Hall, CMC
City Clerk