

# **DRAFT** Minutes of the Special Closed Session and Regular Meeting of the City Council City of Santa Ana, California



December 20, 2022

**CLOSED SESSION MEETING – 4:00 PM**

**REGULAR OPEN MEETING – 5:45 PM**

*(Immediately following the Closed Session Meeting)*

**CITY COUNCIL CHAMBER**

22 Civic Center Plaza, Santa Ana, CA 92701

## **SPECIAL CLOSED SESSION**

### **CALL TO ORDER**

#### **ATTENDANCE**

#### **Council Members**

**Phil Bacerra**

**Johnathan Ryan Hernandez**

**David Penaloza Thai Viet Phan**

**Benjamin Vazquez**

**Mayor Pro Tem**

**Jessie Lopez**

**Mayor**

**Valerie Amezcua**

**City Manager**

**Kristine Ridge**

**City Attorney**

**Sonia R. Carvalho**

**Acting Clerk of the**

**Norma Orozco**

**Council**

***MINUTES:*** Mayor Amezcua called the Special Closed Session Meeting to order at 4:04 P.M.

### **ROLL CALL**

***MINUTES:*** Acting Clerk of the Council Norma Orozco conducted Roll Call. Councilmembers Penaloza, Phan, Vazquez, Mayor Pro Tem Lopez, and Mayor Amezcua were present in

person. Councilmembers Bacerra and Hernandez 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 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 4:05 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. PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT pursuant to Government Code 54957  
Title: Clerk of the Council, Acting Clerk of the Council, or Interim Clerk of the Council
2. CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6(a):

Agency Negotiators: Human Resources Executive Director, Jason Motsick Employee

Organizations:

- Santa Ana Police Officers Association (POA)
- Service Employees' International Union (SEIU) Full-Time Employees
- Confidential Association of Santa Ana (CASA)
- Santa Ana Management Association (SAMA)

**CLOSED SESSION REPORT** – The City Attorney will report on any action(s) to be taken at the Regular Open Session which will begin immediately following the 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 at 6:36 P.M.

## **ROLL CALL**

**MINUTES:** Acting Clerk of the Council Norma Orozco conducted Roll Call. Councilmembers Bacerra, Hernandez, Penaloza, Phan, Vazquez, Mayor Pro Tem Lopez, and Mayor Amezcua were present in person.

## **PLEDGE OF ALLEGIANCE**

Councilmember Penaloza

## **WORDS OF INSPIRATION**

Bob Barnett, Police Chaplain

## **CEREMONIAL PRESENTATIONS**

1. Certificate of Recognition presented by Mayor Pro Tem Lopez to Benjie's Deli for Outstanding Contributions to the Local Economy.
2. Certificates of Recognition presented by Councilmember Bacerra to Santa Ana College Student Athletes for their Outstanding Sportsmanship.
3. Proclamation presented by Councilmember Hernandez declaring December 26, 2022 as Boxing Day.
4. Certificate of Recognition presented by Councilmember Penaloza, Mayor Amezcua, and Councilmember Bacerra to Maricarmen Reyes for her Outstanding Athletic Accomplishments.

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

**MINUTES:** City Attorney Sonia Carvalho stated that City Council unanimously appointed Norma Orozco as Acting Clerk of the Council, retroactive to September 1, 2022.

**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:** Mary Alcala Mitchell spoke on Item 29 and requested a 90-day extension regarding the receivership of her properties.

Cynthia Grunstra spoke of her frustration with the emergency housing voucher application process.

Jose Andrade spoke regarding several nuisance properties on Logan Street.

Micaela Andrade provided comments on the nuisance created by construction companies and businesses in the Logan neighborhood and how the neighborhood has been affected.

*Melinda requested that City Council amend the public comment policy.*

*Lorrie Ortiz, President of the Confidential Association of Santa Ana, spoke regarding the current employee contract negotiations.*

*Acting Clerk of the Council Norma Orozco reported out the summary of email comments received: One (1) comment regarding Item 29, One (1) comment regarding Item 36, One (1) comment regarding Item 38, and Four (4) Non-agenda comments.*

*Victor Mendez addressed City Council via teleconference and spoke on various changes he would like to see regarding Item 27.*

<b><u>CONSENT CALENDAR</u></b>
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**RECOMMENDED ACTION:** Approve staff recommendations on the following Consent Calendar Items: 5 through 37.

**MINUTES:** Councilmember Phan and Councilmember Vazquez pulled Item No. 29, Councilmember Bacerra pulled Item Nos. 11, 12, 30, and Councilmember Penaloza pulled Item 31 for separate discussion and consideration.

**Moved by Councilmember Penaloza, seconded by Councilmember Bacerra to approve Consent Calendar Item Nos. 5 through 37 with the exception of Items 11, 12, 29, 30, and 31.**

**YES: 7** – Councilmember Bacerra, – Councilmember Hernandez, – Councilmember Penaloza, – Councilmember Phan, – Councilmember Vazquez, – Mayor Pro Tem Lopez, – Mayor Amezcua

**NO: 0**

**ABSTAIN: 0**

**ABSENT: 0**

**Status: 7 – 0 – 0 – 0 – Pass**

5. Excused Absences

**Department(s):** Clerk of the Council Office

**Recommended Action:** Excuse the absent members.

6. Minutes from the Special Closed Session, Regular Session, Housing Authority, and Special Successor Agency, Meeting for September 06, 2022

**Department(s):** Clerk of the Council

**Recommended Action:** Approve minutes.

7. Adopt **Ordinance No. NS-3032** – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AMENDING CHAPTERS 8 AND 14 OF THE SANTA ANA MUNICIPAL CODE TO ADOPT AND AMEND THE MOST RECENTLY ENACTED CALIFORNIA BUILDING CODE, CALIFORNIA RESIDENTIAL CODE, CALIFORNIA GREEN BUILDING STANDARDS CODE, CALIFORNIA ELECTRICAL CODE, CALIFORNIA MECHANICAL CODE, CALIFORNIA PLUMBING CODE, CALIFORNIA ENERGY CODE, CALIFORNIA HISTORICAL BUILDING CODE, CALIFORNIA FIRE CODE, CALIFORNIA EXISTING BUILDING CODE, AND INTERNATIONAL PROPERTY MAINTENANCE CODE

First reading at the December 6, 2022 City Council meeting and approved by a vote of 5-0-2 (Bacerra and Hernandez absent).

Published in the Orange County Reporter on December 9, 2022.

**Department(s):** Planning and Building Agency

**Recommended Action:** Place ordinance on second reading and adopt.

8. Adopt **Ordinance No. NS-3033** – ZONING ORDINANCE AMENDMENT NO. 2022-04 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AMENDING SECTIONS 41-130, 41-522 AND 41-1341 OF, AND ADDING SECTION 41-130.5 AND ARTICLE XXI (OUTDOOR DINING ON PRIVATE PROPERTY) TO, CHAPTER 41 (ZONING) OF THE SANTA ANA MUNICIPAL CODE ESTABLISHING REGULATIONS RELATING TO THE PLACEMENT, DEVELOPMENT, AND OPERATION OF OUTDOOR DINING ON PRIVATE PROPERTY

First reading at the December 6, 2022 City Council meeting and approved by a vote of 6-0-1 (Hernandez absent).

Published in the Orange County Reporter on December 9, 2022.

**Department(s):** Planning and Building Agency

**Recommended Action:** Place ordinance on second reading and adopt.

9. Adopt **Ordinance No. NS-3034** – ZONING ORDINANCE AMENDMENT NO. 2022-05  
– AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA ANA AMENDING  
SECTION 41-121 OF, AND ADDING ARTICLE XXII (MOBILE FOOD TRUCKS ON PRIVATE  
PROPERTY) TO, CHAPTER 41 (ZONING) OF THE SANTA ANA MUNICIPAL CODE  
ESTABLISHING REGULATIONS RELATING TO THE OPERATION OF MOBILE FOOD  
TRUCKS ON PRIVATE PROPERTY

First reading at the December 6, 2022 City Council meeting and approved by a vote of 6-0-1  
(Hernandez absent).

Published in the Orange County Reporter on December 9, 2022.

**Department(s):** Planning and Building Agency

**Recommended Action:** Place ordinance on second reading and adopt.

10. Receive and file Quarterly Report of Contracts up to \$50,000 for Non-Public Works and up to  
\$250,000 for Public Works authorized by the City Manager as permitted by Charter Section 421

**Department(s):** Finance and Management Services

**Recommended Action:** Receive and file Quarterly Report of Contracts entered into between  
July 1, 2022 to September 30, 2022, valued at up to \$50,000 for non-public works contracts  
and agreements and up to \$250,000 for public works contracts and agreements.

11. Budget Calendar for Fiscal Year 2023-2024

**Department(s):** Finance and Management Services

**Recommended Action:** Approve the Budget Calendar for Fiscal Year 2023-2024.

**MINUTES:** *Item Nos. 11 and 12 were considered out of order after Item Nos. 29 and 30.*

**Moved by Councilmember Phan, seconded by Mayor Pro Tem Lopez to approve Item  
No. 11.**

**YES:** 7 – Councilmember Bacerra, – Councilmember Hernandez, – Councilmember  
Penaloza, – Councilmember Phan, – Councilmember Vazquez, – Mayor Pro Tem Lopez, –  
Mayor Amezcua

**NO:** 0

**ABSTAIN:** 0

**ABSENT:** 0

**Status:** 7 – 0 – 0 – 0 – **Pass**

12. Approve the Annual Calendar of Regular City Council Meetings for 2023

**Department(s):** Clerk of the Council Office

**Recommended Action:**

1. Review calendar of regularly scheduled City Council meetings in 2023.
2. Cancel the regularly scheduled City Council meeting for January 3, 2023 and July 4, 2023.
3. Direct staff to post Notice of Cancellation(s). The City Council hereby waives notice of said meetings as required by the government code.

**MINUTES:** *Item Nos. 11 and 12 were considered out of order after Item Nos. 29 and 30.*

*Councilmember Bacerra moved to amend the calendar and reschedule the September 5, 2023 meeting to August 29, 2023.*

*Councilmember Hernandez inquired about moving the August 29, 2023 meeting to July.*

**Moved by Councilmember Bacerra, seconded by Councilmember Phan to approve Item No. 12, as amended, to reschedule the September 5, 2023 meeting to August 29, 2023.**

**YES:** 7 – Councilmember Bacerra, – Councilmember Hernandez, – Councilmember Penaloza, – Councilmember Phan, – Councilmember Vazquez, – Mayor Pro Tem Lopez, – Mayor Amezcua

**NO:** 0

**ABSTAIN:** 0

**ABSENT:** 0

**Status:** 7 – 0 – 0 – 0 – **Pass**

13. Approve an Agreement and Appropriation Adjustment Recognizing Grant Revenue in an amount not to exceed \$9,329,973 for the California State Library Building Forward Library Infrastructure Grant Program

**Department(s):** Library

**Recommended Action:**

1. Authorize the Library Services Director to execute a Grant Agreement via DocuSign, accepting grant funds in the amount of \$9,329,973 for the Building Forward Library Infrastructure Grant Program, beginning upon execution and ending March 31, 2026, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2022-242**).
2. Approve an appropriation adjustment to recognize \$9,329,973 in grant revenue from the California State Library and appropriate \$9,329,973 into the appropriate expenditure accounts to implement the program. (*Requires five affirmative votes*)

14. Approve an Appropriation Adjustment and Additional Contingency Funds for Existing Contracts for the Santa Ana Boulevard and 5th Street Protected Bike Lane Project (Project 17-6880) (Non-General Fund)

**Department(s):** Public Works Agency

**Recommended Action:**

1. Authorize a budget reallocation of \$150,000 in unspent Measure M2 Fairshare funds to the Santa Ana Boulevard and 5<sup>th</sup> Street Protected Bike Lane Project (Project No. 17-6880) from Project Development FY 22/23 (No. 23-6899).
  2. Authorize a budget reallocation of \$200,000 in unspent Measure M2 Fairshare funds to the Santa Ana Boulevard and 5<sup>th</sup> Street Protected Bike Lane Project (Project No. 17-6880) from Right of Way Management FY 22/23 (No. 23-6900).
  3. Approve an appropriation adjustment to recognize \$400,000 from Orange County Transportation Authority OC Streetcar Funding in the Select Street Construction, Expense Reimbursement revenue account, and appropriate the same amount to the Select Street Construction, Improvements Other Than Building expense account (*Requires five affirmative votes*).
  4. Approve an amendment to the Fiscal Year 2022-23 Capital Improvement Program to include \$750,000 in construction funds for the Santa Ana Boulevard and 5<sup>th</sup> Street Protected Bike Lane Project (Project No. 17-6880).
15. Approve a Budget Reallocation and Award a Construction Contract to Big Ben, Inc., in the Amount of \$3,163,400 for the Willard Neighborhood Water and Sewer Main Improvements Projects, with an Estimated Project Delivery Cost of \$4,112,420 (Project Nos. 23-6454 & 16-6466) (Non-General Fund)

**Department(s):** Public Works Agency

**Recommended Action:**

1. Award a construction contract to Big Ben, Inc., the lowest responsible bidder, in accordance with the base bid in the amount of \$3,163,400 for construction of the Willard Neighborhood Water and Sewer Main Improvements Project, for the term beginning December 6, 2022, 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.
2. Approve the Project Cost Analysis for a total estimated construction delivery cost of \$4,112,420, which includes \$3,163,400 for the construction contract; \$474,510 for contract administration, inspection and testing; and a \$474,510 project contingency for unanticipated or unforeseen work.
3. Approve an amendment to the Fiscal Year 2022-23 Capital Improvement Program to include \$984,841 in construction funds for the Willard Neighborhood Sewer Main Improvements Project.



16. Approve Appropriation Adjustment and Amend Agreements with OPAL Fuels Station Services, LLC. for the Design, Construction and Maintenance of a Renewable Natural Gas Fueling Station (Non-General Fund)

**Department(s):** Public Works Agency

**Recommended Action:**

1. Approve an appropriation adjustment recognizing fund balance of \$1,138,300 in the Air Quality Improvement Fund (AB 2766), Prior Year Carryforward revenue account, and appropriating the same amount into the Air Quality Improvement (AB2766) and Fleet Services-Air Quality Improvement expenditure account. *(Requires five affirmative votes)*

2. Authorize the City Manager to execute an amendment to the Design and Build Agreement with OPAL Fuels Station Services, LLC. (formerly TruStar Energy, LLC.) to provide services for Phase I–Design and Phase II–Equipment Procurement and Construction of a new compressed natural gas (CNG) fueling station at the City Corporate Yard, in amount not to exceed \$4,972,151, for an amended term to begin December 20, 2022, and expire upon City’s acceptance of project, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2022-243**).

3. Authorize the City Manager to execute an amendment to the Service Agreement with OPAL Fuels Station Services, LLC. (formerly TruStar Energy, LLC) to provide services to maintain the CNG fueling station at the City Corporate Yard, in an amount not to exceed \$595,129, for a five-year term to begin upon City’s acceptance of project, with one five-year renewal option, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2022-244**).

4. Authorize the City Manager to execute an amendment to the Environmental Attribute Agreement with OPAL Fuels Station Services, LLC. (formerly TruStar Energy, LLC) for a term beginning January 1, 2023 and expiring September 30, 2032, with provisions for annual renewals, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2022-245**).

17. Award a Construction Contract to EverLevel Holdings, LLC. in the Amount of \$4,482,892 for the First Street Slope Stabilization FY 2021-22 Project with an Estimated Construction Delivery Cost of \$5,600,000 (Project No. 22-1341) (Non-General Fund) (**Revive Santa Ana Program**)

**Department(s):** Public Works Agency

**Recommended Action:**

1. Reject all bids received on February 15, 2022, for construction of the First Street Slope Stabilization Project, due to changes in the scope of work.

2. Reject all bids received on April 5, 2022, for construction of the First Street Slope Stabilization Project, due to changes in the project specifications.

3. Approve an amendment to the Fiscal Year 2022-23 Capital Improvement Program to include \$5,600,000 of American Rescue Plan Act (ARPA) funds for the First Street Slope Stabilization Project (22-1341).

4. Award a construction contract to EverLevel Holdings, LLC., the lowest responsible bidder, in accordance with the base bid in the amount of \$4,482,892, for construction of the First Street Slope Stabilization Project, for the term beginning December 6, 2022 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 \$5,600,000, which includes \$4,482,892 for the construction contract, \$667,108 for contract administration, inspection and testing, and a \$450,000 project contingency for unanticipated or unforeseen work.
18. Award a Construction Contract to Palp, Inc. DBA Excel Paving Company in the Amount of \$5,558,420 for the Safe Routes to School Davis Elementary Access Compliance Project with an Estimated Total Delivery Cost of \$6,948,025 (Project Nos. 19-6951 and 22-1404) (Non-General Fund) (**Revive Santa Ana Program**)

**Department(s):** Public Works Agency

**Recommended Action:**

1. Approve an amendment to the Fiscal Year 2021-22 Capital Improvement Program to include \$2,114,025 of funding in American Rescue Plan Funds for the Safe Routes to School Davis Elementary Access Compliance project.
  2. Award a construction contract to Palp, Inc. DBA Excel Paving Company, the lowest responsible and responsive bidder, in accordance with the base bid in the amount of \$5,558,420, for construction of the Safe Routes to School Davis Elementary Access Compliance Project, for a term beginning December 20, 2022 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 \$6,948,025, which includes \$5,558,420 for the construction contract, \$833,000 for contract administration, inspection and testing, and a \$556,605 project contingency for unanticipated or unforeseen work.
19. Increase the Contract Amount by \$90,000 for an Existing Construction Contract with iBuild Spectrum, Inc., and \$10,000 for Additional Construction Engineering for a Revised Estimated Project Delivery Cost of \$1,740,000 for the Campesino Park, Memorial Park, and Madison Park Restrooms ( Project Nos. 21-7533, 21-7534, 21-7535) (Non-General Fund and **Revive Santa Ana Program**)

**Department(s):** Public Works Agency

**Recommended Action:**

1. Approve an amendment to the Project Cost Analysis to reflect the new amount of \$10,000 for contract administration, inspection and testing, and a \$90,000 project contingency for vandalized work repairs or unforeseen work, subject to non-substantive changes approved by the City Manager and City Attorney.

2. Approve an amendment to the Fiscal Year 2022-23 Capital Improvement Program in the amount of \$100,000, which includes \$10,000 in construction engineering funds and \$90,000 for construction contingency funds for the Campesino Park, Memorial Park, and Madison Park Restroom Project.

20. Award a Purchase Order to Select Equipment Sales in the Amount of \$145,953 for Three Hyundai Hydraulic Forklifts for Public Works Agency Store & Property Control (Specification No. 22-158) (General Fund)

**Department(s):** Public Works Agency

**Recommended Action:** Authorize a one-time purchase and payment of purchase order to Select Equipment Sales for the purchase of three Hyundai Hydraulic Forklifts, in the amount of \$135,953, plus a contingency of \$10,000, for a total amount not to exceed \$145,953, subject to non-substantive changes approved by the City Manager and City Attorney.

21. Amend the Agreement with West Coast Arborists, Inc., for Tree Maintenance Services, Increasing the Annual Amount by \$280,000 for the Remaining Term of the Agreement and Exercise First Renewal Option (General and Non-General Fund)

**Department(s):** Public Works Agency

**Recommended Action:** Authorize the City Manager to execute an amendment to the agreement with West Coast Arborists, Inc. (WCA), for tree maintenance services, increasing the annual amount by \$280,000, for a total amount not to exceed \$2,444,100 with six one-year renewal options exercisable by the City Manager, for a total agreement amount not to exceed \$18,050,750, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2022-246**).

22. Amend the Agreement with Superior Property Services, Inc. To Increase The Total Agreement Amount by \$700,000 (Project No. 22-1402) Not to Exceed \$1,966,568 for Hardscape Pavement Cleaning and Infectious Waste Removal Services for the Remaining Term of the Agreement (General Fund) (**Revive Santa Ana Program**)

**Department(s):** Public Works Agency

**Recommended Action:** Authorize the City Manager to execute the first amendment to the agreement with Superior Property Services, Inc. to increase the total compensation amount by \$700,000 for a total agreement amount not to exceed \$1,966,568, for the remainder of the agreement term expiring June 30, 2026, subject to non-substantive changes approved by the City Manager and the City Attorney (**Agreement No. 2022-247**).

23. Approve an Agreement with AAA Oil, Inc. for Fuel Delivery and Supply Services (Non-General Fund)

**Department(s):** Public Works Agency

**Recommended Action:** Authorize the City Manager to execute an agreement with AAA Oil, Inc. for fuel delivery and supply services in an annual amount not to exceed \$1,300,000 and total amount not to exceed \$6,500,000, for a three-year term beginning December 20, 2022 and expiring December 19, 2025, with an option for one two-year extension, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2022-248**).

24. Approve an Agreement with Guidehouse Inc. for American Rescue Plan Act (ARPA) Compliance Consulting Services (**Revive Santa Ana Program**)

**Department(s):** Finance and Management Services

**Recommended Action:** Authorize the City Manager to execute an agreement with Guidehouse Inc. for ARPA Consulting Services for a two-year term, beginning December 20, 2022 through December 19, 2024 with a provision for two one-year renewals exercisable by the City Manager, for a total aggregate amount not to exceed \$400,000, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2022-249**).

25. Approve an Agreement with Questica Software Ltd. in an Amount not to Exceed \$231,804 for Maintenance and Support of Citywide Budget Management Software (General Fund)

**Department(s):** Finance and Management Services

**Recommended Action:** Authorize the City Manager to execute an agreement with Questica, Inc. for the maintenance and support of Citywide Budget Management Software for a three-year term beginning January 16, 2023 through January 15, 2026, for an amount not to exceed \$231,804 subject to non-substantive changes approved by the City Manager and the City Attorney (**Agreement No. 2022-250**).

26. Approve an Additional Agreement with Global Payments Direct, Inc. DBA OpenEdge, to Amend the Card Services Terms & Conditions For Government Entities, Incorporated Within the Prior Agreement Entered into with Global Payments Direct, Inc. DBA Total System Services Inc. (also known as TSYS Merchant Solutions) for Debit/Credit Card Merchant Payment Processing Services and Support and Maintenance in the Amount not to Exceed \$1,898,400, which Includes a General Contingency of \$242,400

**Department(s):** Finance and Management Services

**Recommended Action:** Authorize the City Manager to execute a first amendment to agreement with Global Payments Direct, Inc. DBA OpenEdge/TSYS Merchant Solutions for debit/credit card payment processing services, including support and maintenance in an amount not to exceed \$1,898,400; which includes a general contingency of \$242,400 over the

maximum seven-year life of the agreement. The first amendment to agreement includes a base term commencing from December 20, 2022 and expiring December 31, 2025, with provision for two renewal options of three years, and one year, respectively ending December 31, 2029 (**Agreement No. 2022-251**).

27. Approve Second Amendment to the Agreement with Aramark Correctional Services, LLC (General Fund)

**Department(s):** Police Department

**Recommended Action:** Authorize the City Manager to execute the second amendment to the agreement with Aramark Correctional Services, LLC to provide inmate food service and commissary management in an additional amount of \$896,152, including a 12.40-percent Consumer Price Index increase adjustment, for a total aggregate amount not to exceed \$4,478,718 for the agreement term ending on June 30, 2023, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2022-252**).

28. Amendment to Agreement with Stage Plus, Inc. for Stage Rental Services to Increase the Annual Not to Exceed Amount by \$92,000 per Year through March 31, 2025, for a Total Annual Agreement Amount of \$250,000 and \$750,000 (Various Funds) for the Term of the Agreement

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

**Recommended Action:** Authorize the City Manager to execute an agreement amendment with Stage Plus, Inc. for stage rental services at City events to increase the annual amount by \$92,000 per year for an annual amount not to exceed \$250,000 through March 31, 2025 and new total agreement amount of \$750,000, subject to non-substantive changes approved by the City Manager and City Attorney (**Agreement No. 2022-253**).

29. The Planning and Building Agency/Code Enforcement and City Attorney's Office are Seeking Authorization to File Receivership Petitions and Prosecute Nuisance Abatement Actions against Owners of Real Properties Located in the City of Santa Ana

**Department(s):** Planning and Building Agency

**Recommended Action:** Authorize the filing and prosecution of receivership petitions against owners of the following properties based on nuisance conditions resulting from health and safety violations of the Santa Ana Municipal Code (SAMC):

- 2405 S Maple Street, Santa Ana, CA 92707
- 1615 N Broadway, Santa Ana, CA 92706
- 1001 Freeman Street, Santa Ana, CA 92703
- 1502 N Flower Street, Santa Ana, CA 92706
- 1516 N Flower Street, Santa Ana, CA 92706
- 1522 N Flower Street, Santa Ana, CA 92706
- 1114 W Berkeley Street, Santa Ana, CA 92707
- 1027 N Logan Street, Santa Ana, CA 92701
- 1655-1659 E First Street, Santa Ana, CA 92701

**MINUTES:** Councilmember Phan recused herself from discussing the property at 1027 N. Logan St., Santa Ana, CA 92701 on Item 17 as the property owner is a client of her employer, Rutan & Tucker, and requested to bifurcate the discussion of the item.

Councilmember Vazquez expressed concern for the possible displacement of residents.

Executive Director of Planning and Building Minh Thai provided a brief presentation and answered questions.

Councilmember Hernandez requested that current tenants have the right to first refusal, an opportunity to lease the properties, and relocation assistance. Moved to continue the Item and return with alternative housing and relocation assistance; no second to motion received.

**Moved by Councilmember Bacerra, seconded by Councilmember Penaloza to approve the recommended action for all the listed properties except the property located at 1027 N. Logan Street, Santa Ana, CA 92701, and include an individual relocation plan for each property.**

**YES:** 7– Councilmember Bacerra, Councilmember Hernandez, – Councilmember Penaloza, – Councilmember Phan, – Councilmember Vazquez, – Mayor Pro Tem Lopez, – Mayor Amezcua

**NO:** 0

**ABSTAIN:** 0

**ABSENT:** 0

**Status:** 7 – 0 – 0 – 0 – **Pass**

**Moved by Councilmember Bacerra, seconded by Councilmember Hernandez to approve the recommended action for the property located at 1027 N. Logan Street, Santa Ana, CA 92701, and include an individual relocation plan.**

**YES:** 6 – Councilmember Bacerra, – Councilmember Hernandez, – Councilmember Penaloza, – Councilmember Vazquez, – Mayor Pro Tem Lopez, – Mayor Amezcua

**NO:** 0

**ABSTAIN:** 1 – Councilmember Phan

**ABSENT:** 0

**Status:** 6 – 0 – 1 – 0 – **Pass**

30. Adopt a Resolution Approving a Reduced Home Occupation Permit Fee for Home-Based Businesses/Home Occupations Operating from Residential Premises within the City

**Department(s):** Finance and Management Services

**Recommended Action: Resolution No. 2022-104** – Adopt a resolution approving a reduced Home Occupation Permit Fee for businesses operating from residential premises within the city, lowering the permit fee from \$320.00 per permit to \$50.32 per permit.

**MINUTES:** *Councilmember Bacerra thanked staff for all of their hard work on Item 30 and emphasized that the lower permit fee would help residents.*

*Mayor Pro Tem Lopez thanked staff for their hard work on Item 30.*

*Councilmember Vazquez stated that he hoped to see yard sales on a monthly basis in the City, as many families rely on them.*

**Moved by Councilmember Bacerra, seconded by Councilmember Penaloza to Approve Item No. 30.**

**YES:** 7 – Councilmember Bacerra, – Councilmember Hernandez, – Councilmember Penaloza, – Councilmember Phan, – Councilmember Vazquez, – Mayor Pro Tem Lopez, – Mayor Amezcua

**NO:** 0

**ABSTAIN:** 0

**ABSENT:** 0

**Status:** 7 – 0 – 0 – 0 – **Pass**

31. Adopt a Resolution Amending the City's Basic Classification and Compensation Plan in Response to the State's Increased Minimum Wage Rate

**Department(s):** Human Resources

**Recommended Action: Resolution No. 2022-105** – Adopt a resolution amending and reestablishing the City's Basic Classification and Compensation Plan to ensure the City complies with the new California minimum wage rate.

**MINUTES:** *Councilmember Penaloza moved to amend the resolution to include the starting rate for the unrepresented classifications to \$16.50.*

**Moved by Councilmember Penaloza, seconded by Mayor Amezcua to approve and amend the resolution to include the starting rate for the unrepresented classifications to \$16.50.**

**YES:** 7 – Councilmember Bacerra, – Councilmember Hernandez, – Councilmember Penaloza, – Councilmember Phan, – Councilmember Vazquez, – Mayor Pro Tem Lopez, – Mayor Amezcua

**NO:** 0

**ABSTAIN: 0**

**ABSENT: 0**

**Status: 7 – 0 – 0 – 0 – Pass**

32. Adopt a Resolution adopting the One Water One Watershed Plan Update 2018 and authorizing the submittal of grant applications for the New Washington Well Project and the Santa Ana Zoo Stormwater Capture and Diversion Project (Non-General Fund)

**Department(s):** Public Works Agency

**Recommended Action: Resolution No. 2022-098** – Adopt a Resolution adopting the One Water One Watershed Plan Update 2018, the Integrated Regional Water Management (IRWM) Plan for the Santa Ana River Watershed, and authorizing the Santa Ana Watershed Project Authority to submit Proposition 1 IRWM grant applications on behalf of the City of Santa Ana for the New Washington Well Project and the Santa Ana Zoo Stormwater Capture and Diversion Project.

33. Adopt Resolution Authorizing Grant Applications for the Fiscal Year 2023-2024 Measure M2 Comprehensive Transportation Funding Program (Non-General Fund)

**Department(s):** Public Works Agency

**Recommended Action: 1. Resolution No. 2022-099** – Adopt Resolution Authorizing the City of Santa Ana to submit applications for funding consideration under the Measure M2 Comprehensive Transportation Funding Program 2023 Call for Projects.

2. Direct staff to incorporate approved Comprehensive Transportation Funding Program projects into the Seven-Year Capital Improvement Program for Fiscal Year 2023-24.

34. Resolution to Adopt and Approve for Submission of the Fiscal Year 2021-22 Measure M2 Year-End Expenditure Report and Adopt the Measure M2 Seven Year CIP

**Department(s):** Public Works Agency

**Recommended Action: 1. Resolution No. 2022-100** – Adopt a Resolution approving the Measure M2 Annual Expenditure Report for Fiscal Year 2020-21, and authorize submission of the report to the Orange County Transportation Authority, as required by Measure M2 Funding Eligibility Guidelines.

2. Update the Measure M2 Seven Year CIP for Fiscal Years 2021-2022 through 2027-2028.

35. Adopt a Resolution of Intent to Vacate a Portion of Edendale Court behind 1222 and 1226 South Birch Street, Abandonment 22-01

**Department(s):** Public Works Agency

**Recommended Action: Resolution No. 2022-101** – Adopt a resolution which declares the City's intent to vacate a portion of Edendale Court behind 1222 and 1226 South Birch Street, and which sets a public hearing for January 17, 2023.



36. Adopt Resolution of Intention to Disestablish the Downtown Santa Ana Business Improvement District

**Department(s):** Community Development Agency

**Recommended Action: Resolution No. 2022-102** – Adopt a resolution of intention to disestablish the Downtown Santa Ana Business Improvement District and establish a time and place for a public hearing to be held by the City Council on January 17, 2023.

37. Teleconferencing for Meetings of City Council and All Boards, Committees, and Commissions Pursuant to the Provisions of Assembly Bill 361

**Department(s):** Clerk of the Council Office

**Recommended Action: Resolution No. 2022-103** – Adopt a resolution to consider continuing the use of teleconferencing for City Council, board, committee, and commission meetings pursuant to the provisions of Assembly Bill 361 for the next 30 days.

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

**BUSINESS CALENDAR**

38. Biennial Review and Appointment of Regional Board Representatives

**Department(s):** Clerk of the Council Office

**Recommended Action:** 1. Review the regional board appointment list and appoint members and alternates to serve as representatives to various outside agencies through December 2024 (or specific term where noted).

2. **Resolution No. 2022-106** – Adopt a resolution designating and appointing a representative to the Orange County Fire Authority's Board of Directors, if necessary; and,

3. Direct the Clerk of the Council to update and post the Fair Political Practices Commission (FPPC) Form 806 (Agency Report of Public Official Appointments) on the City's website.

**MINUTES:** *Councilmember Phan recused herself from the discussion regarding the Orange County Water District appointment as they are a client of her employer Rutan & Tucker.*

**Moved by Councilmember Phan, seconded by Councilmember Penaloza to approve the recommended actions to include the following appointments, with the exception of the Orange County Water District.**

<b>Metropolitan Water District Board (MWD)</b>	Thai Viet Phan	Rep.
<b>Newport Bay Watershed Executive Committee</b>	Nabil Saba, Executive Director, Public Works	Rep.

<b>Orange County Fire Authority (OCFA)</b>	Phil Bacerra	Rep.
<b>Orange County Housing Finance Trust</b>	Jessie Lopez	Rep.
<b>OC Sanitation District</b>	Johnathan Ryan Hernandez	Rep.
<b>OC Sanitation District</b>	Benjamin Vazquez	Alt.
<b>OC Vector Control District</b>	Nelida Mendoza	Rep.
<b>Southern California Association of Governments (SCAG)</b>	Benjamin Vazquez	Rep.
<b>Orange County Council of Governments Board of Directors (OCCOG)</b>	Benjamin Vazquez	Rep.
<b>Orange County Council of Governments Board of Directors (OCCOG)</b>	VACANT	Alt.
<b>Transportation Corridor Agencies (TCA)</b>	David Penaloza	Rep.
<b>Transportation Corridor Agencies (TCA)</b>	Valerie Amezcua	Alt.

**YES:** 7 – Councilmember Bacerra, – Councilmember Hernandez, – Councilmember Penaloza, – Councilmember Phan, – Councilmember Vazquez, – Mayor Pro Tem Lopez, – Mayor Amezcua

**NO:** 0

**ABSTAIN:** 0

**ABSENT:** 0

**Status:** 7 – 0 – 0 – 0 – **Pass**

**Moved by Councilmember Penaloza, seconded by Councilmember Bacerra to approve the appointment of Mayor Amezcua to the Orange County Water District.**

**YES:** 6 – Councilmember Bacerra, – Councilmember Hernandez, – Councilmember Penaloza, – Councilmember Vazquez, – Mayor Pro Tem Lopez, – Mayor Amezcua

**NO:** 0

**ABSTAIN:** – Councilmember Phan

**ABSENT:** 0

**Status:** 6 – 0 – 1 – 0 – **Pass**

39. Zoning Ordinance Amendment No. 2022-07 – An Urgency Ordinance of the City Council of the City of Santa Ana Amending Various Sections of Chapter 41 (Zoning) of the Santa Ana Municipal Code (SAMC) Related to Noxious Uses, Medical Offices Operated by Government, Government-Subsidized, Not-for-Profit, or Philanthropic Entities, Electric Fences, and Various Use Definitions

**Department(s):** Planning and Building Agency

**Recommended Action: NS-3035**– Approve Zoning Ordinance Amendment No. 2022-07 and adopt the Urgency Ordinance by two-thirds (2/3) vote to amend various sections of Chapter 41 (Zoning) of the Santa Ana Municipal Code (SAMC). *(Requires five affirmative votes)*

**MINUTES:** Director of Planning and Building Minh Thai provided a brief presentation.

*Councilmember Phan inquired about the possible expansion or introduction of electric fencing.*

*Mayor Pro Tem Lopez requested to change the proposed zoning code regulation from 500 feet to 1000 feet.*

*Councilmember Hernandez requested staff research the feasibility of changing the proposed zoning code regulation from 500 feet to 1000 feet.*

**Moved by Councilmember Bacerra, seconded by Councilmember Penaloza to approve the recommended action and have staff research the feasibility of changing the proposed zoning code regulation from 500 feet to 1000 feet.**

**YES:** 7 – Councilmember Bacerra, – Councilmember Hernandez, – Councilmember Penaloza, – Councilmember Phan, – Councilmember Vazquez, – Mayor Pro Tem Lopez, – Mayor Amezcua

**NO:** 0

**ABSTAIN:** 0

**ABSENT:** 0

**Status:** 7 – 0 – 0 – 0 – **Pass**

40. Increase Transparency with City Labor Negotiations

**Department(s):** Human Resources

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

**MINUTES:** *Human Resources Executive Director Jason Motsick provided a brief presentation.*

*Councilmember Hernandez provided comments, stated this item was not what the majority of Council had requested, and spoke in support of Option 1, maintaining the status quo for conducting labor negotiations.*

*MOTION: Councilmember Hernandez moved to direct staff to implement Option 1, maintain the status quo for conducting labor negotiations, seconded by Mayor Amezcua.*

*Councilmember Bacerra expressed his concerns and spoke in support of Option 1.*

*Councilmember Phan provided historical information for the basis of this item and spoke in support of Option 1.*

*Councilmember Vazquez stated that actions taken by the Council need to be in the best interest of Santa Ana.*

*Mayor Pro Tem Lopez provided comments, spoke in opposition to staff's recommended options and the status quo, and requested options aimed at one specific bargaining unit.*

*City Manager Kristine Ridge and Councilmember Phan provided clarifying remarks regarding previous discussions and the options presented.*

*Mayor Amezcua provided comments and spoke in support of Option 1.*

*No vote taken; majority support provided to maintain the status quo.*

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

**PUBLIC HEARINGS**

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

41. Amendment Application No. 2022-01 to Change the Zoning District From Professional to Light Industrial and Appeal Nos. 2022-01 and 2022-02 Appealing Planning Commission Approval of Conditional Use Permit No. 2022-14 to Permit the Establishment of Distribution Uses within an Industrial Building to be Constructed at 1700-1740 E. Garry Avenue

Legal notice published in the Orange County Reporter on December 9, 2022 and notices mailed on December 8, 2022.

**Department(s):** Planning and Building Agency

**Recommended Action:** 1. **Resolution No. 2022-107** – Adopt a resolution denying Appeal Application Nos. 2022-01 and 2022-02 and upholding the determination of the Planning Commission to approve Conditional Use Permit No. 2022-14 as conditioned, and

2. Place ordinance on first reading approving Amendment Application No. 2022-01.

**MINUTES:** *Mayor Amezcua opened the Public Hearing at 9:09 P.M.*

*Councilmember Phan recused herself from Public Hearing Item 41 out of an abundance of caution as the listed party is potentially linked to her employer, Rutan & Tucker, and left the room while the item was discussed.*

*Director of Planning and Building Minh Thai provided a brief presentation.*

*In-person Public Comments:*

*Applicant Rob Mitchell, Greenlaw Partners, provided comments regarding the application and the agreements with the neighboring properties.*

*Melinda Green, representative of the appellant Garry Plaza Office Park Association, provided comments on behalf of her client.*

*Rob Mitchell provided a rebuttal to Ms. Green's comments.*

*Councilmember Vazquez inquired with staff regarding an easement permit.*

*Jack Stevens provided comments on the disturbance he believed would be caused by industrial development, the tentative agreement with Rob Mitchell, and requested Council postpone the item.*

*Michael Brion provided comments regarding property management, power of attorney, and issues he has had with the property developer.*

*William Stevens provided comments on his concerns regarding industrial development in close proximity to an office building and requested Council postpone the item.*

*The following speaker addressed Council via teleconference:*

*Victoria Yun, on behalf of the appellant Supporters Alliance for Environmental Responsibility (SAFER), requested Council remand the item back to staff to circulate a California Environmental Quality Act (CEQA) document for public review and provided various other comments.*

*Mayor Amezcua closed the Public Hearing at 9:52 P.M.*

*Councilmember Bacerra requested to include a condition to incorporate public art in the development.*

*Councilmember Hernandez inquired about a future environmental study.*

**Moved by Councilmember Bacerra, seconded by Councilmember Penaloza to approve the recommended action and include a public art requirement.**

**YES:** 5 – Councilmember Bacerra, – Councilmember Hernandez – Councilmember Penaloza, – Councilmember Vazquez, – Mayor Amezcua

**NO:** 0

**ABSTAIN:** 1 – Councilmember Phan

**ABSENT:** 1 – Mayor Po Tem Lopez

**Status:** 5 – 0 – 1 – 1 – **Pass**

42. Conduct a TEFRA Hearing for the First Point Apartments I and Accept a Resolution Approving the Issuance by the California Municipal Finance Authority of Exempt Facility Bonds for a Qualified Residential Rental Project

Legal Notice published in the Orange County Reporter on December 9, 2022.

**Department(s):** Community Development Agency

**Recommended Action:** 1. Conduct a Tax Equity and Financial Responsibility Act Hearing in

consideration of the issuance of tax exempt bond financing by the California Municipal Finance Authority (the “CMFA”) on behalf of the Santa Ana Pacific Associates, L.P. to finance or refinance the acquisition, construction, improvement and equipping of First Point Apartments I, a multifamily rental housing project located at 2114 E. 1st Street, Santa Ana, California (the “Project”).

2. **Resolution No. 2022-108** – Adopt a resolution approving the issuance of revenue bonds by the CMFA in an amount not to exceed \$123,000,000 for the purpose of financing the Project.

**MINUTES:** *Mayor Amezcua opened the Public Hearing at 10:00 P.M.*

*Director of Community Development Mike Garcia provided a brief presentation.*

*Mayor Amezcua inquired about handicapped parking in the proposed development.*

*Councilmember Phan recused herself from Public Hearing Item 42 out of an abundance of caution as Jamboree Housing is a client of her employer, Rutan & Tucker.*

*Mayor Amezcua closed the public hearing at 10:14 PM.*

**Moved by Councilmember Hernandez, seconded by Councilmember Penaloza to Approve the recommended actions.**

**YES:** 5 – Councilmember Hernandez, – Councilmember Penaloza, – Councilmember Vazquez, – Mayor Pro Tem Lopez, – Mayor Amezcua

**NO:** 0

**ABSTAIN:** 1 – Councilmember Phan

**ABSENT:** 1 – Councilmember Bacerra

**Status:** 5 – 0 – 1 – 1 – **Pass**

43. Conduct a TEFRA Hearing for the First Point Apartments II and Accept a Resolution Approving the Issuance by the California Municipal Finance Authority of Exempt Facility Bonds for a Qualified Residential Rental Project

Legal Notice published in the Orange County Reporter on December 9, 2022.

**Department(s):** Community Development Agency

**Recommended Action:** 1. Conduct a Tax Equity and Financial Responsibility Act Hearing in consideration of the issuance of tax exempt bond financing by the California Municipal Finance Authority (the “CMFA”) on behalf of the Santa Ana Pacific Associates II, L.P. to finance or refinance the acquisition, construction, improvement and equipping of First Point Apartments II, a multifamily rental housing project located at 2110 E. 1st Street, Santa Ana, California (the “Project”).

2. **Resolution No. 2022-109** – Adopt a resolution approving the issuance of revenue bonds by the CMFA in an amount not to exceed \$90,000,000 for the purpose of financing the Project.

**MINUTES:** Mayor Amezcua opened the Public Hearing at 10:15 P.M.

Director of Community Development Mike Garcia provided a brief presentation.

Councilmember Phan recused herself from Public Hearing Item 43 out of an abundance of caution as Jamboree Housing is a client of her employer, Rutan & Tucker.

Mayor Amezcua closed the public hearing at 10:16 P.M.

**Moved by Councilmember Penaloza, seconded by Mayor Amezcua to Approve the recommended actions.**

**YES:** 4 – Councilmember Penaloza, – Councilmember Vazquez, – Mayor Pro Tem Lopez, – Mayor Amezcua

**NO:** 0

**ABSTAIN:** 1 – Councilmember Phan

**ABSENT:** 2 – Councilmember Bacerra, – Councilmember Hernandez

**Status:** 4 – 0 – 1 – 2 – **Pass**

44. Implementation of the City's Last, Best and Final Offer Dated September 8, 2022

**Department(s):** Human Resources

**Recommended Action:** As authorized by Government Code section 3505.7, the recommended action of the City Council is to implement the City's last, best and final offer dated September 8, 2022.

**MINUTES:** Mayor Amezcua opened the Public Hearing at 10:16 P.M.

Victor Mendez spoke on transparency concerns regarding Item 44.

Human Resources Director Jason Motsick provided a brief presentation.

Council discussion ensued –

Councilmember Hernandez supported staff's recommended action to approve the Last, Best, and Final Offer (LBFO) and moved to approve Item No. 44.

Councilmember Phan confirmed with staff what happens related to pay if the LBFO is approved or not approved.

Councilmember Bacerra noted he could not support the LBFO.

Mayor Amezcua addressed fairness and equity and stated she could not support the LBFO and preferred to continue the item in order to obtain additional information.

Councilmember Phan stated her preference to move forward at this time and then go to the table for the successor MOU and seconded Councilmember Hernandez's motion.

*Councilmember Penaloza expressed reservations regarding the medical and dental insurance provisions, stated he could not support the LBFO as-is, and made a substitute motion to send staff back to the negotiating table. Motion failed for lack of a second. .*

*Additional Council discussion ensued.*

*Councilmember Bacerra made a substitute motion to move forward with 1-year term with only a 3% salary increase, to which Director Motsick responded that it was not possible to adjust the Council-approved LBFO at this time. Councilmember Bacerra made a substitute motion to direct staff to return to the negotiating table with the Police Officers Association.*

*Mayor Pro Tem Lopez stated she would not support the sub-motion and would support the original motion on the floor.*

*Councilmember Penaloza offered a friendly amendment to the substitute motion to direct staff back to the table with a 90 day deadline to return back to City Council, which was accepted by Councilmember Bacerra.*

*Mayor Amezcua closed the Public Hearing at 11:47 P.M.*

**Substitute Motion by Councilmember Bacerra, seconded by Councilmember Penaloza to direct staff to return to negotiations and return to Council within 90 days.**

**YES:** 3 – Councilmember Penaloza, – Councilmember Bacerra, – Mayor Amezcua

**NO:** 4 – Councilmember Hernandez, – Mayor Pro Tem Lopez, – Councilmember Phan, – Councilmember Vazquez

**ABSTAIN:** 0

**ABSENT:** 0

**Status:** 3 – 4 – 0 – 0 – **Fail**

**Motion by Councilmember Hernandez, seconded by Councilmember Phan to approve the recommended action and implement the Last, Best, and Final Offer.**

**YES:** 4 – Councilmember Hernandez, – Councilmember Phan, – Councilmember Vazquez, – Mayor Pro Tem Lopez

**NO:** 3 – Councilmember Bacerra, – Councilmember Penaloza, – Mayor Amezcua

**ABSTAIN:** 0

**ABSENT:** 0

**Status:** 4 – 3 – 0 – 0 – **Pass**

### **CITY MANAGER COMMENTS**

**MINUTES:** *City Manager Kristine Ridge announced that City Hall would be closed Monday, December 26, 2022, in observance of the Christmas Holiday, and Monday, January 2, 2023, in observance of the New Year's Day holiday, and that a full list of holiday closures and modified hours could be found on the City's website.*



## **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 the attendance of any regional board or commission meeting or any conference, meeting or event attended.

**MINUTES:** Councilmember Hernandez thanked staff and residents for their participation and wished everyone a happy holiday season.

Councilmember Bacerra requested that all future land use items on the agenda include the property owner's information and their primary contact. He also announced his community office hours would be on January 7, 2023, at Thornton Park at 10:00 A.M. and wished everyone a safe and happy holiday season.

Councilmember Vazquez spoke on the historical use of the term "boogeyman" and how it affects society and asked everyone to be cognizant of the words and phrases that they use.

Councilmember Penaloza spoke of the clean-up campaign being led by the cities of Los Angeles, Orange, and Huntington Beach and how the campaign would affect the homeless population in the City of Santa Ana. He also stated that he would be bringing an item to Council to address the nuisance caused by the large number of illegal food stands in the City and wished everyone a happy holiday.

Councilmember Phan wished everyone a happy holiday season and thanked all of her colleagues for their ability and willingness to engage in respectful discourse.

Mayor Pro Tem Lopez wished all a happy holiday season and requested the meeting be adjourned in memory of Javier Villanueva.

Mayor Amezcua provided comments on prison closures in the country, the homeless outreach and enforcement in the City, and wished all a happy holiday season.

**ADJOURNMENT** – Adjourn the City Council meeting.

**MINUTES:** Mayor Amezcua adjourned the meeting at 12:00 A.M. on December 21, 2022 in memory of Javier Villanueva.

Respectfully Submitted,

Jennifer L. Hall, CMC  
City Clerk