

Minutes of the Regular and Housing Authority Meeting of the City Council City of Santa Ana, California



February 01, 2022

SPECIAL CLOSED SESSION MEETING – 4:15 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

Johnathan Ryan Hernandez

Jessie Lopez

Nelida Mendoza

David Penaloza

Thai Viet Phan

Mayor Pro Tem

Phil Bacerra

Mayor

Vicente Sarmiento

City Manager

Kristine Ridge

City Attorney

Sonia R. Carvalho

Clerk of the Council

Daisy Gomez

MINUTES: Mayor Sarmiento called the Special Closed Session meeting to order at 4:25 p.m.

ROLL CALL

MINUTES: Clerk of the Council Daisy Gomez conducted roll call. All councilmembers were present. Councilmember Hernandez joined the Closed Session meeting at 4:30 p.m. Councilmember Mendoza joined the Closed Session meeting at 5:28 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 Negotiators: Human Resources Executive Director, Jason Motsick
Employee Organizations: • Santa Ana Police Officers Association (POA)
• Service Employees' International Union (SEIU) Part-Time Non-Civil Service Employees

2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION pursuant to Paragraph (1) of subdivision (d) of Section 54956.9 of the Government Code:

A. Santa Ana Police Officers Association and Gerry Serrano v. City of Santa Ana, Santa Ana Police Department, David Valentin, Kristin (sic) Ridge, Sonia Carvalho, Jason Motsick, and Does I-X, Orange County Superior Court, Case No. 30-2021-01230129

B. Santa Ana Police Officers Association and Doe Officers v. David Valentin, Sonia Carvalho, Kristine Ridge, City of Santa Ana, Santa Ana Police Department, Santa Ana City Attorney's Office, and Does I-X, Orange County Superior Court, Case No. 30-2021-01230134

3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8:

Address of Property: APN #430-021-02; 1815 E. Carnegie Ave., Santa Ana, CA 92705
Negotiator: Steven Mendoza, Assistant City Manager
Negotiating with: Dyer 18, LLC
Terms: Price and terms related to the lease and possible acquisition of real property.

MINUTES: During the Regular Open Meeting Councilmember Phan noted for the record that she recused herself from closed session Item 3 due to a conflict of interest and did not participate when the item was discussed.

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.

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

MINUTES: Mayor Sarmiento recessed the portion of the meeting to consider the Special Closed Session items at 4:28 p.m.

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

MINUTES: Mayor Sarmiento adjourned Special Closed Session meeting at 6:14 p.m. and convened to the Regular Open Session.

CITY COUNCIL REGULAR OPEN SESSION

CALL TO ORDER

MINUTES: Mayor Sarmiento called the Regular Open Session meeting to order at 6:17 p.m.

ROLL CALL

MINUTES: Clerk of the Council conducted roll call. All councilmembers were present.

Mayor Sarmiento announced that redistricting public hearing item #16 will be heard at 7:00 p.m.

During the Regular Open Meeting Councilmember Phan noted for the record that she recused herself from closed session Item 3 due to a conflict of interest and did not participate when the item was discussed.

PLEDGE OF ALLEGIANCE

Mayor Sarmiento

MINUTES: Councilmember Penaloza led the Pledge of Allegiance.

WORDS OF INSPIRATION

Dr. Willie Holmes

CEREMONIAL PRESENTATIONS

1. Certificate of Recognition presented by Mayor Pro Tem Bacerra to the staff from Public Works Agency, Parks Recreation and Community Services Agency and Ice-America for the 2021 Winter Village and Outstanding Contributions to the Community.

MINUTES: Words of inspiration heard after the first ceremonial presentation.

2. Proclamation presented by Councilmember Phan declaring February 1, 2022 as Tet / Lunar New Year.

STAFF PRESENTATIONS

3. Homeless Update

MINUTES: City Manager Kristine Ridge and Homeless Services Division Manager Ken Gominsky provided a brief presentation.

Council discussion ensued and direction provided to staff.

Councilmember Penaloza requested monthly reports.

Mayor Sarmiento requested guidelines as to what legally we can do.

After the homeless update, item 3, council considered item 16.

4. Air Quality Management District (AQMD) Update – Public Works Agency

MINUTES: Mayor Sarmiento announced that the Air Quality Management District update presentation was continued to a future council meeting.

5. Residential Permit Parking Update – Public Works Agency

MINUTES: Executive Director of Public Works Agency Nabil Saba provided a brief presentation.

Council discussion ensued and provided direction to staff.

Councilmember Phan requested consultant to look at adding consideration for overnight parking only and technology apps.

Mayor Pro Tem Bacerra requested staff to look at parking on a neighborhood wide basis. Inquired about enforcement.

Executive Director of Public Works Agency Nabil Saba noted that enforcement is managed by the Police Department and contractor.

Mayor Pro Tem Bacerra requested information be sent to council to know what enforcement effort looks like.

Councilmember Penalosa requested to move away from stickers and consider placards instead.

Councilmember Lopez asked staff to be intentional in their outreach and include neighborhoods that have condos and apartments. Asked that the Request for Proposal (RFP) consider how single-family versus multi-family homes are treated. Requested that City Attorney Sonia Carvalho follow-up with her about a 2015 opinion made by former General Attorney Harris of California stating that local government cannot discriminate among residents based upon their dwelling type. Inquired if the opinion was binding.

Councilmember Mendoza requested a section be included in the regulations to exempt those that have the disabled placards.

Councilmember Hernandez concurs with colleagues' comments. Is in support of having visible placards in the rearview mirror. Noted that many communities such as Logan, Santa Anita, and Artesia Pilar, particularly in the area closer to the Santa Ana College and the Our Lady of the Pilar Church, have reached out to him expressing their concern with parking. Asked staff to look into these areas to mediate parking issues.

Mayor Sarmiento provided direction to staff to find creative ways for joint use of Santa Ana Unified School campuses. Also, directed staff to compel developers who introduce multi-family housing to incorporate stacked parking.

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

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

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

NOTE: Redistricting Public Hearing Item #16 will be heard at 7:00 p.m.

MINUTES: *Larry Gonzales Rivas spoke on the city arts sculpture that was unveiled a couple of weeks ago. Thanked Mayor and council members who attended. Encouraged council to continue to foster funding public art. Invited residents to visit the coyote statute that is located across from Abraham Lincoln Elementary.*

Nathaniel Greensides gave acknowledgment to the land upon which we are sitting and conducting our business that once belonged to the Acjachemen and Tongva peoples. Spoke on Black History month and the wrongs that are still being perpetuated today. Wished all a Happy Lunar New year, Happy Black History month and read last two stanzas from Maya Angelou’s poem, “And Still I Rise”.

Patricia Boe with Moms Demand Action spoke in support of item 19. Thanked Councilmember Lopez and Councilmember Mendoza for their request to consider item and asked council to support ordinance.

Lorrie Ortiz with Moms Demand Action spoke in support of item 19. Thanked Mayor and council for their leadership.

Clerk of the Council Daisy Gomez reported out on correspondence received.

Victor Mendez expressed concern with the amount of money being awarded for item 9. Urged council to pull and reconsider item and involve local business. Expressed concern with Closed Session items 2A and 2B. Lastly, spoke in appreciation of the arts.

CONSENT CALENDAR

RECOMMENDED ACTION: Approve staff recommendations on the following Consent Calendar Items: 6 through 15.

6. Excused Absences

Department(s): Clerk of the Council Office

Recommended Action: Excuse the absent members.

7. Minutes from the Regular and Special Successor Agency Meetings of January 18, 2022

Department(s): Clerk of the Council Office

Recommended Action: Approve minutes.

8. Quarterly Report for Housing Division Projects and Activities for the period of October 2021-December 2021

Department(s): Community Development Agency

Recommended Action: Receive and file the Quarterly Report for Housing Division Projects and Activities for the period of October 2021-December 2021.

9. Approve Amendment to the Construction Contract with CJ Concrete Construction, Inc. to Increase the Contract Amount by \$1,105,789.50, for a New Estimated Total Project Delivery Cost of \$1,700,000, to Perform Additional Concrete Repairs (Project No.22-6970) (General and Non-General Fund)

Department(s): Public Works Agency

Recommended Action: 1. Authorize the City Manager to amend the construction contract with CJ Concrete Construction, Inc. by an increase of \$1,105,789.50 to perform additional concrete improvements, for a new estimated project delivery cost of \$1,700,000.

2. Approve the revised Project Cost Analysis increasing project contingencies by \$1,105,789.50, for a new estimated project delivery cost of \$1,700,000.

10. Proposed License Agreement between the City of Santa Ana and Santa Ana Unified School District for use of Memorial Park Parking Lot

Continued from the February 1, 2022 City Council meeting.

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

Recommended Action: Authorize the City Manager to execute a license agreement with the Santa Ana Unified School District (SAUSD) to allow Washington Elementary school staff to utilize the Memorial Park east parking lot (46 spaces) for the period of February 2, 2022 through June 30, 2023, for an amount not to exceed \$39,100, subject to non-substantive changes approved by the City Manager and the City Attorney (Agreement No. 2022-XXX).

MINUTES: Council discussion ensued.

Councilmember Penalosa inquired about the hours in the tentative agreement, the opening and closing of gates as it relates to public use and use of funds to

purchase trash receptacle bins.

Executive Director of Parks, Recreation, and Community Agency Lisa Rudloff addressed council regarding parking mitigation.

Councilmember Penalosa requested and motioned to have agreement (Section 1.3) to be amended to include the following language: licensee will be responsible to open gates at said time. Requested funds to be earmarked for the parks.

Mayor Pro Tem Bacerra seconded.

Councilmember Lopez supportive of recommended action as is.

Councilmember Phan not supportive of agreement. Asked about outreach.

Mayor Sarmiento supportive of staff's recommended action. Concurrs if there are inferior receptacles that we should find a way to fund the replacement of trash bins.

Executive Director of Parks, Recreation, and Community Agency Lisa Rudloff noted that there are funds for trash receptacles and that trash receptacles will be placed in this year at all parks along with the dog weigh station.

Councilmember Penalosa agrees with Councilmember Phan that their is a lack of outreach to organizations. Rescinded his motion.

Councilmember Penalosa motioned to deny the agreement and died to a lack of second.

Councilmember Phan motioned for a continuance of the item to ensure that proper outreach has been performed. Seconded by Councilmember Lopez.

Moved by Councilmember Phan, seconded by Councilmember Lopez to Continue to the February 15, 2021 council meeting.

YES: 6 – Hernandez, Councilmember, – Lopez, Councilmember, – Mendoza, Councilmember, – Phan, Councilmember, – Bacerra, Mayor Pro Tem, – Sarmiento, Mayor

NO: 1 – Penalosa, Councilmember

ABSTAIN: 0

ABSENT: 0

Status: 6 – 1 – 0 – 0 – Pass

11. Approve an Agreement with the County of Orange for Continued Access to the Countywide Coordinated Communications Public Safety Radio System

Department(s): Police Department

Recommended Action: Authorize the City Manager to execute the new Joint Agreement with the County of Orange for the Operation, Maintenance and Financial Management of the Orange County 800 MHz Countywide Coordinated Communications System, subject to non-substantive changes approved by the City Manager and City Attorney (Agreement No. 2022-XXX).

MINUTES: This consent Item - Agreement No. 2022-011 was approved.

12. Approve a Lease Agreement with Railworks Track Services, Inc., for Office Space at the Santa Ana Regional Transportation Center for a One-year Term with Twelve One-month Extensions for a Total Amount of \$87,120 (Non-General Fund)

Department(s): Public Works Agency

Recommended Action: 1. Authorize the City Manager to execute a site lease agreement with RailWorks Track Services, Inc., to compensate the City \$3,630 per month, with any partial month prorated at \$120 per day, for the lease of 1,452 square feet of office space located at the Santa Ana Regional Transportation Center, for a one-year term beginning February 1, 2022, and ending January 31, 2023, with an option for twelve month-to-month extensions, for a total of \$87,120 in lease revenue for the entire term of the agreement, including optional extensions, subject to non-substantive changes approved by the City Manager and City Attorney (Agreement No. 2022-XXX).

2. Approve an appropriation adjustment recognizing Fiscal Year 2021-22 lease income in the amount of \$18,150 into the PWA-SARTC Operations, Rental-RailWorks revenue account and appropriating the same amount to the PWA-SARTC Operations, Contract Services-Professional expenditure account. *(Requires five affirmative votes)*

MINUTES: This consent Item - Agreement No. 2022-012 was approved.

13. Approve Agreements with California Barricade Rentals, Inc. and Statewide Traffic Safety and Signs, Inc. for up to a Three-year Term in an Aggregate Amount not to Exceed \$500,000 (Non-General Fund)

Department(s): Public Works Agency

Recommended Action: Authorize the City Manager to execute agreements with

California Barricade Rentals, Inc. and Statewide Traffic Safety and Signs, Inc. to provide on-call traffic control services and equipment rental for a three-year period beginning February 1, 2022, and expiring on January 31, 2025, with a provision for one two-year extension, for a total shared aggregate amount not to exceed \$500,000, subject to non-substantive changes approved by the City Manager and City Attorney (Agreement No. 2022-XXX).

MINUTES: Councilmember Phan recused herself from item 13 due to a conflict of interest out an abundance of caution.

This consent Item - Agreement No. 2022-013 was approved.

14. Adopt Resolution Authorizing the Executive Director of the Public Works Agency to Execute Program Supplement Agreements with the State of California Department of Transportation, as Required by Master Agreement No. 64A0274, and Approve the Master Agreement for State-Funded Transit Projects No. 64A0274 to Secure State Grant Funds

Department(s): Public Works Agency

Recommended Action: 1. Resolution No. 2022-XXX – Adopt a resolution authorizing the Executive Director of the Public Works Agency to execute all program supplement agreements required by the Master Agreement for State-Funded Transit Projects No. 64A0274 with the State of California Department of Transportation to reimburse the City for State-Funded projects.

2. Authorize the City Manager to execute the Master Agreement for State-Funded Transit Projects No. 64A0274 with the State of California Department of Transportation for a ten-year term, subject to non-substantive changes approved by the City Manager and City Attorney (Agreement No. 2022-XXX).

MINUTES: ***This consent Item - Resolution No. 2022-008 was approved.***

This consent Item - Agreement No. 2022-014 was approved.

15. Accept a Quitclaim Deed of an “L” shape parcel at Centennial Park, Deed of Release of 2.42 acres at Centennial Park, and Declaration of Restrictions on three Park sites to complete the Land Conversion Process

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

Recommended Action: 1. Acknowledge the City Manager’s acceptance of a Quitclaim Deed on Parcel D at Centennial Park from the Federal Government

pursuant to her authority under Santa Ana Municipal Code Section 33-55.

2. Resolution No. 2022-XXX – Adopt a resolution Accepting a Deed of Release on 2.42 acres at Centennial Park removing the public park and recreational deed condition to be transferred over to the replacement properties.
3. Resolution No. 2022-XXX – Adopt a resolution approving a Declaration of Restriction on Pacific Electric site.
4. Resolution No. 2022-XXX – Adopt a resolution approving a Declaration of Restriction on 6th and Lacy site.
5. Resolution No. 2022-XXX – Adopt a resolution approving a Declaration of Restriction on Raitt and Myrtle site.

All recommended actions are subject to non-substantive changes approved by the City Manager and City Attorney.

MINUTES: Councilmember Phan recused herself from item 15 due to a conflict of interest out an abundance of caution.

Mayor Sarmiento noted reasons for supporting item 15. Thanked Parks, Recreation, and Community Agency staff, including Administrative Services Ron Ono, for their work in obtaining three new parks.

This consent Item - Resolution Nos. 2022-009, 2022-010, 2022-011, and 2022-012 were approved.

Moved by Mayor Sarmiento, seconded by Mayor Pro Tem Bacerra to Approve Consent Calendar items 6 – 15 with the exception of item 10. Councilmember Phan recused herself from items 13 and 15 due to a conflict of interest out an abundance of caution..

YES: 7 – Hernandez, Councilmember, – Lopez, Councilmember, – Mendoza, Councilmember, – Penalosa, Councilmember, – Phan, Councilmember, – Bacerra, Mayor Pro Tem, – Sarmiento, Mayor

NO: 0

ABSTAIN: 0

ABSENT: 0

Status: 7 – 0 – 0 – 0 – **Pass**

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

PUBLIC HEARINGS

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

16. Hold Sixth Public Hearing Regarding Redistricting Ward Boundaries

Resolution of Intention No. 2021-060 published in the Orange County Register on October 23 and 30, 2021.

Department(s): Clerk of the Council Office

Recommended Action: Open and close the sixth public hearing seeking input regarding the content of the draft map(s).

MINUTES: *Mayor Sarmiento opened the public hearing at 7:06 p.m.*

Consultant Paul Mitchell with Redistricting Partners provided a brief presentation.

Ana Charco with Santa Ana Redistricting Coalition (SARC) spoke on the various communities of interest the coalition identified in their draft maps: SARC1 and SARC2 and encouraged council to adopt one of them. Noted that the communities of interest should represent

Sarai Arpero spoke in support of her community around Chestnut and Halladay and urged council to support the Santa Ana Redistricting Coalition map 1. Noted that the districts should represent the communities of interest rather than power votes.

Clerk of the Council, Daisy Gomez, reported out on eComments received for item 16.

Araceli Robles supports the map presented by the Santa Ana Redistricting Coalition. Requested that her community be supported and that the map chosen represent her community.

Silvia Hernandez described her community of interest. Spoke in support of the map presented by the Santa Ana Redistricting Coalition and asked council to consider it.

Dale Helvig encouraged council to keep communities in tact based on what is best for the City of Santa Ana and expressed concern with the prison population data.

Executive Director of Chispa Hairo Cortez spoke in support of the proposed maps submitted by the Santa Ana Redistricting Coalition. Expressed concern with the revised Santa Ana Goals Southern district. Urged council to adopt one of the SARC maps.

Gerson Nunez with Orange County Congregation Community Organization

(OCCCO) spoke in support of the maps submitted by the Santa Ana Redistricting Coalition. Expressed concern with the revised Santa Ana Goals map. Urged council to adopt one of the SARC maps.

Biff Baker with Orange County Congregation Community Organization (OCCCO) expressed support of the maps submitted by the Santa Ana Redistricting Coalition: SARC1 and SARC2. Expressed concern with the revised Santa Ana Goals map.

Maria Estella Valencia with Orange County Congregation Community Organization (OCCCO) spoke in support of the maps submitted by the Santa Ana Redistricting Coalition: SARC1 and SARC2. Expressed concern with other maps. Urged council to consider one of the SARC maps.

Organizer Karen Alvarado with Orange County Congregation Community Organization (OCCCO) thanked council for extending the redistricting process to allow deeper community engagement by all residents. Spoke in support of the maps submitted by the Santa Ana Redistricting Coalition: SARC1 and SARC2. Expressed concern with the Santa Ana Goals map. Urged council to consider advancing maps SARC1 and SARC2.

Orange County Congregation Community Organization (OCCCO) leader Blanca Ruelas spoke in support of maps SARC1 and SARC2 submitted by the Santa Ana Redistricting Coalition.

Staff member with VietRISE Indigo Vu advocated for one of the two maps submitted by the Santa Ana Redistricting Coalition. Expressed concern with plan F also known as #86566.

Daisy Cruz called on the behalf of the Kennedy Commission and urged council to adopt one of the two maps submitted by the Santa Ana Redistricting Coalition.

Vincent Tran coordinator with VietRISE spoke in support of the maps submitted by the Santa Ana Redistricting Coalition. Expressed concern with plan F #86656 map. Asked council to reject map F, and support Santa Ana Redistricting Coalition 1 and Santa Ana Redistricting Coalition 2 map.

American Civil Liberties Union (ACLU) staff attorney with Julia Gomez urged council to support maps submitted by the Santa Ana Redistricting Coalition and reject any maps the split communities of interest identified by Santa Ana Redistricting Coalition.

Leonel Flores spoke in support of maps submitted by the Santa Ana Redistricting Coalition. Expressed concern with plan F, #86656.

Orange County Environmental Justice Redistricting Organizer Kayla Asato expressed concern with map F, #86566. Urged council to support maps submitted by the Santa Ana Redistricting Coalition.

Danny Vega spoke in support of plan F. Expressed that all Santa Ana residents should have an equal voice.

Jeffry Katz advocated for plan F and spoke on the communities of interest criteria.

Orange County Asian and Pacific Islander Community Alliance representative (OCAPICA) Kristen Nguyen thanked council for all the work done to ensure that that all communities in Santa Ana, particularly the vulnerable, low income, and at risk communities can be heard and participate in the redistricting process. Spoke in support of SARC1 and SARC2 maps submitted by the Santa Ana Redistricting Coalition. Expressed concern with plan F, #86566, maps.

Volunteer with Orange County Congregation Community Organization (OCCCO) Fatima Paque spoke in support of maps SARC1 and SARC2 submitted by the Santa Ana Redistricting Coalition.

Anabel Parra described her community and spoke in support of maps SARC1 and SARC2 submitted by the Santa Ana Redistricting Coalition.

Orange County Asian and Pacific Islander Community Alliance (OCAPICA) representative coordinator Manny De Leon thanked council for the redistricting process. Expressed concern with plan F, # 86566, map. Spoke in support of maps SARC1 and SARC2 submitted by the Santa Ana Redistricting Coalition.

Laura Sandoval with Orange County Congregation Community Organization (OCCCO) spoke in support of maps, SARC1 and SARC2, submitted by the Santa Ana Redistricting Coalition.

Community organizer Jesus Santana currently supporting the resident group Sullivan En Accion spoke. Thanked the Arts and Culture office and the Neighborhood Initiative's team for involving Sullivan leaders in the planning of the Willits and Sullivan Beautification project celebration. Thanked city staff, council

and residents who joined the Sullivan residents for the unveiling of the coyote sculpture on January 22, 2022. Encouraged council to support one of the maps, SARC1 or SARC2, submitted by the Santa Ana Redistricting Coalition. Thanked the Santa Redistricting Coalition for taking Sullivan into account and for ensuring that the city has options for equitable maps that do not continue to separate communities such as Willowick and Sullivan.

Speaker spoke in support of maps, SARC1 and SARC2, submitted by the Santa Ana Redistricting Coalition.

Irene Bautista with Orange County Congregation Community Organization (OCCCO) spoke in support of maps, SARC1 and SARC2, submitted by the Santa Ana Redistricting Coalition. Expressed concern with Santa Ana Goals map. Thanked council for extending the deadline.

Mayor Sarmiento closed the public hearing at 8:28 p.m.

Council discussion ensued and direction provided to staff and consultant.

Councilmember Lopez reiterated concerns heard from the community regarding map F. Expressed support draft plans SARC1, A, and J.

Councilmember Hernandez concurred with Councilmember Lopez. Spoke on the importance of taking into account social justice and equity. Expressed concern with maps: D, E, J and VietRISE 1. Expressed support for maps A and A2. Noted reasons why he was unable to support SARC1 and SARC2. Noted that marginalized communities must be included.

Councilmember Mendoza reiterated support for map #86566, known as map F, and provided reasons for supporting it.

Mayor Pro Tem Bacerra provided reasons for supporting map F.

Councilmember Phan spoke on the various communities of interest that exist and the difficulty of establishing them. Inquired about Section 2 district.

Consultant Paul Mitchell addressed council regarding Section 2 Voting Rights district.

Councilmember Phan noted that the SARC maps only have four 50 plus 1 Latino

districts and thus give her pause as she is advocating for an Asian plurality district that was created subsequent to a settlement in a California voting rights lawsuit. Noted that she has heard the Sullivan community. Looking to keep them together in the same district. Noted that the southern area around South Bristol deserve to continue to be together. Requested to elevate updated map F, # 104634.

Councilmember Penalosa thanked all who spoke and expressed support of plan F, #86566.

Mayor Sarmiento noted that the adopted map will require a 2/3 majority vote according to Article 1, Section 101.2 of the City Charter. Thanked staff, consultant, Clerk of the Council, and council for their work on the redistricting process. Supports colleagues maps. Expressed the importance of complying with the settlement in respect to the Asian Plurality, respect the EJ corridor and Willowick. Noted that the maps are drafts and require further tweaking to narrow down. Support plans A, A2 and SARC1.

Councilmember Phan stated the draft maps council requested to be elevated: A, A2, F, J, SARC 1, SARC 2 and ID #104634.

Councilmember Lopez requested to elevate the updated plan J map.

Mayor Sarmiento noted the redistricting item will be brought back to the February 15, 2022 Council meeting.

Clerk of the Council Daisy Gomez noted the draft maps to be brought back for council consideration: A, A2, J, new version of J, F, 104634, SARC1, and SARC2

After direction was provided to staff, council considered item 5, residential permit parking update presentation.

17. Public Hearing - Adopt a Resolution of Necessity Determining Public Interest and Necessity for the Acquisition of Real Property Located at 2702 N Bristol Street (Property Owner: Metro Star, LLC) (Project No. 17-6883) (Non-General Fund)

Notice of Hearing letter regarding acquisition of real property by eminent domain mailed to property owners on January 5, 2022.

Department(s): Public Works Agency

Recommended Action: Resolution No. Adopt a resolution of necessity authorizing the condemnation of a portion of the real property located at 2702 N. Bristol Street

(APN 002-261-06), owned by Metro Star, LLC, declaring the public necessity and interest thereof. *(Requires five affirmative votes)*

MINUTES: *City Manager Kristine Ridge noted that there is no presentation and that staff is available to answer any questions.*

Mayor Sarmiento opened the public hearing at 9:52 p.m.

Clerk of the Council, Daisy Gomez, noted that there was no written correspondence received or in-person request to speak on item. Note for the record: Letter submitted by Mark Rosen was included as part of the staff report packet when the agenda was published.

Mark Rosen, attorney for property owner, MetroStar, noted he submitted a letter and asked Council to allow the development process to proceed and postpone recommended action until June.

Mayor Sarmiento closed the public hearing at 9:55 p.m.

City Manager Kristine Ridge noted the action is adopting a resolution of necessity and that staff will continue to work with the property owner.

This Public Hearing Item - Resolution No. 2022-013 was approved.

Moved by Councilmember Phan, seconded by Councilmember Penaloza to Adopt.

YES: 6 – Hernandez, Councilmember, – Mendoza, Councilmember, – Penaloza, Councilmember, – Phan, Councilmember, – Bacerra, Mayor Pro Tem, – Sarmiento, Mayor

NO: 1 – Lopez, Councilmember

ABSTAIN: 0

ABSENT: 0

Status: 6 – 1 – 0 – 0 – **Pass**

18. Public Hearing - Adoption of a Resolution Approving the Initial Study/Mitigated Negative Declaration and the Mitigation Monitoring and Reporting Program for the Washington Avenue Well Project (Non-General Fund)

Legal Notice was published in the Orange County Reporter on January 21, 2022.

Department(s): Public Works Agency

Recommended Action: 1. Resolution No. 2022-XXX – Hold a public hearing and adopt a resolution approving an Initial Study/Mitigated Negative Declaration and the Mitigation Monitoring and Reporting Program for the Washington Avenue Well Project.

2. Approve the Washington Avenue Well Project.

MINUTES: *Executive Director of Public Works Agency Nabil Saba provided a brief presentation.*

Mayor Sarmiento opened the public hearing and seeing there were no speakers, closed the public hearing at 10:00 p.m.

Mayor Pro Tem Bacerra expressed concern with landscaping. Asked to possibly include public art and referred to the Arts Commission.

Councilmember Penaloza expressed support to take it to the Arts Commission.

This consent Item - Resolution No. 2022-014 was approved.

Mayor Sarmiento recessed City Council meeting and convened to Housing Authority Meeting at 10:05 p.m.

Chair Sarmiento adjourned the Housing Authority meeting and reconvened to the Regular Meeting at 10:06 p.m. to consider Councilmember Requested items, City Manager Comments and Council Comments.

Moved by Mayor Pro Tem Bacerra, seconded by Councilmember Phan to Approve Item 18.

YES: 7 – Hernandez, Councilmember, – Lopez, Councilmember, – Mendoza, Councilmember, – Penaloza, Councilmember, – Phan, Councilmember, – Bacerra, Mayor Pro Tem, – Sarmiento, Mayor

NO: 0

ABSTAIN: 0

ABSENT: 0

Status: 7 – 0 – 0 – 0 – **Pass**

COUNCILMEMBER REQUESTED ITEMS

19. Discuss and Consider Directing City Manager to Direct Staff to Introduce a Firearms Safe Storage Ordinance – Councilmembers Mendoza and Lopez

MINUTES: Councilmember Lopez expressed reasons for supporting item. Asked colleagues to advance this item to the Public Safety Committee. After their research, have the item brought back to council at a future council meeting.

Councilmember Mendoza supportive of item. Requested staff do more research and bring the item back to council.

Councilmember Penalzoza supportive of item whether it's an ordinance or a public safety campaign, and have it be considered by the Public Safety Committee.

Councilmember Phan agrees in part with Councilmember Penalzoza. Supportive of it being considered by the Public Safety Committee. Wants to see how safe storage is addressed when it is being transported. Requested the item be brought back to a future council meeting.

Council Member Hernandez supports seeing a firearm safe storage ordinance. Wants to see a policy brought back from the staff that is rooted in equity and safety.

Mayor Pro Tem Bacerra supportive of item going to the Public Safety Committee. Requested staff bring back information showing the practicality of how it would be applied, enforced and what a possible ordinance would like.

Mayor Sarmiento supportive of item. Requested item be brought back to council after it has been considered by the Public Safety Committee.

20. Discuss and Consider Directing City Manager to Direct Staff to Review and Amend the City Council Recognition Policy – Councilmember Phan

MINUTES: Councilmember Phan requested to update resolution to contact City Manager's Office 14 days in advance of a council meeting. Requested that individual councilmembers be given the option to issue a certificate of recognition rather than have it be issued by the entire council. Also, asked staff to advise if there is anything in the resolution that needs to be updated from their perspective with the recognition policy that might be outdated or no longer useful.

Councilmember Lopez expressed support for Councilmember Phan's requests.

Councilmember Penalzoza supportive of item.

Mayor Pro Tem Bacerra supportive of the effort.

Mayor Sarmiento supportive of item.

21. Discuss and Consider Directing City Manager to Direct Staff to Draft a Resolution for Adoption by the City Council to Support Assembly Bill (AB) 485 to Require Local Law Enforcement Agencies to Report Hate Crime Data on Their Own Website Monthly – Mayor Pro Tem Bacerra

MINUTES: *Mayor Pro Tem Bacerra asked council to be inclusive and support Assembly Bill AB 485 Santa Ana by adopting a resolution.*

Councilmember Lopez supportive of item.

Councilmember Phan supportive of item.

Councilmember Hernandez supportive of item.

Councilmember Mendoza supportive of item.

Councilmember Penaloza supportive of item.

Mayer Sarmiento supportive of item.

CITY MANAGER COMMENTS

MINUTES: *Wished all a Happy Lunar New Year!*

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 Hernandez thanked residents and staff that assisted with the council meeting today. Wished the community a Happy Lunar New Year. Noted today is the first day of Black History Month and that Santa Ana is the heart of Black Orange County since the early sixties. Expressed that he is proud to represent the largest black demographic in Ward 5 and that there is special history there such as, Warren Bussey who recently celebrated 108 years of life and history. Noted Helen Shift was the Founder of the Black History Parade, which will take place this Saturday in the City of Anaheim. Noted that the Black History parade was a Santa Ana history parade started by 8 people. It slowly evolved into what it is today where there are thousands of participants in this parade.*

Expressed that it is his aspiration and goal to bring it back to its home in the City of Santa Ana. Stated that he, along with Mayor Sarmiento and Councilmember Lopez will be there with the community.

Councilmember Lopez wished all a Happy Lunar New Year. Noted she will attend the Black History Parade and will also try to attend the Tét Parade. Encouraged residents to attend one of the events. Thanked staff for working with her and UAB Foundation where they teamed up to provide free COVID testing in Ward 3, Prentice Park area and the Santa Ana Zoo. Regarding the homeless update thanked staff for working with multi-agencies. Noted that she along with city staff are aware of the ongoing issue on East First Street and are considering options to move forward. Wished all a Happy Lunar New Year and Happy Black History Month. I hope everyone has a good weekend.

Councilmember Mendoza announced that the city has a lot of parks available for public use. Announced the grand opening of Thornton that include exercise areas. Wished all a Happy Lunar New Year along with a Happy Valentines friendship week.

Councilmember Phan wished all a Happy Lunar New Year and Tét. Spoke on the importance of the holiday in the Vietnamese culture - it focuses on family, it focuses on gathering together and it focuses on a better and brighter new year. Announced the UVSA Tét Festival held on Saturday and Sunday at the OC County Fair. Spoke on the importance of attending to expose ourselves to different cultures. Challenges everyone to be brave in everything that you do so that keeps with the spirit.

Councilmember Penaloza wished all a Lunar New Year.

Mayor Pro Tem Bacerra announced his monthly office hours this month. Noted he will attend the Tét Parade celebrating the lunar new year. Announced that he had attended the annual UCLA Land Use Law and Planning Conference which provided good updates on legislation and some land use laws. Wished those who are welcoming in the year of the tiger a very happy and prosperous new year – Happy Lunar New Year.

Mayor Sarmiento thanked city team along with Daisy Perez, Paul Eakins, Rosa Flores, City Manager, and those who participated in the State of the City Address held on January 26, 2022. Wished all a Happy Lunar New Year. He noted the Black History Month Parade and Tét Parade is on the same day. Noted that we need to work with both those groups to make sure the times do not conflict with each other. Wished all a Happy Black History Month.

The next regularly scheduled meeting is on February 15, 2022.

ADJOURNMENT – Adjourn the City Council meeting and convene to the Housing Authority

meeting.

Mayor Sarmiento adjourned the City Council meeting at 10:37 p.m.

HOUSING AUTHORITY

CALL TO ORDER

ATTENDANCE	Authority Members	Johnathan Ryan Hernandez Jessie Lopez Nelida Mendoza David Penaloza Thai Viet Phan
	Vice Chair	Phil Bacerra
	Chair	Vicente Sarmiento
	City Manager	Kristine Ridge
	City Attorney	Sonia R. Carvalho
	Clerk of the Council	Daisy Gomez

MINUTES: Chair Sarmiento called the Housing Authority meeting at 10:05 p.m.

ROLL CALL

Clerk of the Council conducted roll call. All Authority Members were present.

PUBLIC COMMENTS – Members of the public may address Housing Authority on items on the Housing Authority agenda.

MINUTES: No public comments on Housing Authority items.

<u>CONSENT CALENDAR</u>

RECOMMENDED ACTION: Approve staff recommendations on the following
Consent Calendar Items: X and X.

1. Excused Absences

Department(s): Clerk of the Council Office

Recommended Action: Excuse the absent members.

2. Minutes from the Special Housing Authority Meeting of December 21, 2021

Department(s): Clerk of the Council Office

Recommended Action: Approve minutes.

3. Quarterly Report for the Housing Choice Voucher Program for the Period of October 1, 2021 to December 31, 2021

Department(s): Community Development Agency

Recommended Action: Receive and file the Quarterly Report for the Housing Choice Voucher Program for the period of October 1, 2021 to December 31, 2021

Moved by Councilmember Mendoza, seconded by Councilmember Penaloza to Approve consent calendar items 1- 3.

YES: 7 – Hernandez, Lopez, Mendoza, Penaloza, Phan, Bacerra, Sarmiento

NO: 0

ABSTAIN: 0

ABSENT: 0

Status: 7 – 0 – 0 – 0 – **Pass**

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

HOUSING AUTHORITY MEMBER COMMENTS

MINUTES: None.

ADJOURNMENT – Adjourn the Housing Authority meeting.

MINUTES: Chair Sarmiento adjourned the Housing Authority meeting and reconvened to the Regular Meeting at 10:06 p.m. to consider Councilmember Requested items, City Manager Comments and Council Comments.