

CITY OF SANTA ANA
CITY COUNCIL
CLOSED SESSION MEETING

AGENDA

5:30 P.M.
OCTOBER 19, 2009

**Police Chief's Conference Room,
60 Civic Center Plaza, 4th Floor
Santa Ana, California 92702**

CALL TO ORDER

Mayor PULIDO

Councilmembers ALVAREZ, BENAVIDES,
BUSTAMANTE, MARTINEZ, SARMIENTO,
TINAJERO

City Manager, City Attorney, Clerk of the
Council

CLOSED SESSION CALENDAR

City Council Items

1A CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government
Code Section 54957.6

Agency Negotiators: Personnel Services Executive Director,
Kathie Gonzalez

Employee Organization: Santa Ana Service Employees
International Union (SEIU)

CLOSED SESSION REPORT

The City Attorney will report on any action(s) to be taken at the Regular
Meeting which will begin immediately following the Closed Session
Meeting.

ADJOURNMENT

REVISED 10/16/09

Council Meeting Agenda

October 19, 2009

CLOSED SESSION
POLICE CHIEF'S CONFERENCE ROOM,
60 Civic Center Plaza, 4th Floor

REGULAR MEETING
POLICE COMMUNITY ROOM,
60 Civic Center Plaza, 4th Floor
Immediately following the Closed Session



Miguel A. Pulido
Mayor

Claudia Alvarez
Mayor Pro Tem – Ward 5

Michele Martinez
Councilmember - Ward 2

P. David Benavides
Councilmember - Ward 4

Vincent F. Sarmiento
Councilmember - Ward 1

Carlos Bustamante
Councilmember - Ward 3

Sal Tinajero
Councilmember - Ward 6

Joseph W. Fletcher
City Attorney

David N. Ream
City Manager

Maria D. Huizar
Clerk of the Council

NOTE: If you need special assistance to participate in this Council meeting, please contact Ellen Smiley, City ADA Program Coordinator, at (714) 647-5340. Please call prior to the meeting date, to allow the City enough time to make reasonable arrangements for accessibility to this meeting. [Americans with Disabilities Act, Title II, 28 CFR 35.102]

Basic City Council Meeting Information

Code of Ethics and Conduct

The people of the City of Santa Ana, at an election held on February 5, 2008, approved an amendment to the City Charter of the City of Santa Ana which established the Code of Ethics and Conduct for elected officials and members of appointed boards, commissions, and committees to assure public confidence. A copy of the City's Code can be found on the Clerk of the Council's webpage. The following are the core values expressed:

Integrity · Honesty · Responsibility · Fairness · Accountability · Respect · Efficiency

Agenda Information - The agenda descriptions provide the public with a general summary of the items of business to be considered by the Council. The Council is not limited in any way by the "Recommended Action" and may take any action which the council deems to be appropriate on an agenda item. *Except as otherwise provided by law, no action shall be taken on any item not listed on the agenda.*

Public Input - Members of the public shall be given three (3) minutes to address the City Council on any and all matters contained on the City Council agenda as well as the agendas of any of the City's related agencies scheduled at the same time; members of the public shall be given three (3) minutes to address the City Council for each duly noticed hearing, unless the matter is continued prior to taking public testimony; members of the public shall also be provided an opportunity to address the Council on issues of public interest *within the subject matter jurisdiction of the City Council.* All requests to speak shall be submitted in writing by submitting a speaker card to the Clerk of the Council. *No requests to speak shall be accepted after the public comment session begins without permission of the presiding officer.*

Consent Calendar - All matters listed under the consent calendar are considered to be routine by the City Council and will be enacted by one motion without discussion unless a member of the Council "pulls" an item(s) from the consent calendar for a separate vote.

Senate Bill 343 - As required by Senate Bill 343, any non-confidential writings or documents provided to a majority of the City Council members regarding any item on this agenda will be made available for public inspection in the Clerk of the Council Office during normal business hours.

Agenda & Minutes - Staff reports and documents relating to each agenda item are on file in the Office of the Clerk of the Council and are available for public inspection during regular business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday. The Clerk's office is located in City Hall, 20 Civic Center Plaza, Room 809, Santa Ana, California, (714) 647-6520. Council meeting agendas, staff reports, and minutes are available the Friday before a Council meeting at the following website address: www.santa-ana.org

Televised Meeting Schedule - All regular Council meetings will be televised and available for viewing on the City's web page live or taped delayed. Meetings held in the Council Chamber or other designated locations which are televised live on CTV3 **Time Warner Cable** will be cablecast Mondays at 6:00 p.m., Tuesdays immediately following the Council meeting at 9:00 a.m., Wednesdays at 6:00 p.m., and Sundays at 1:00 p.m. Meetings held in locations that do not have a live cable feed will be videotaped and shown on CTV3 and the City's website one day following the Council meeting.

DVD copies of the Council meetings for loan will be available for public circulation at the Santa Ana Main Library the day after the Council meeting.

**CITY OF SANTA ANA
CITY COUNCIL REGULAR MEETING**

OCTOBER 19, 2009

REGULAR MEETING

(Immediately following the Closed Session Meeting at 5:30 p.m.)

CALL TO ORDER

MAYOR PULIDO

COUNCILMEMBERS ALVAREZ, BENAVIDES,
BUSTAMANTE, MARTINEZ, TINAJERO,
SARMIENTO

PLEDGE OF ALLEGIANCE

MAYOR PULIDO

CLOSED SESSION REPORT

The City Attorney will report items to be added to Consent Calendar Item 19A from the Closed Session meeting.

PUBLIC COMMENT ON AGENDA ITEMS

Prior to consideration of the consent and business calendars on the agenda, the public will be given the opportunity to speak on any and all matters contained on the Council agenda or the agendas of any of the City's related agencies (if any). All requests to speak shall be submitted in writing to the Clerk of the Council. Speaker forms will be available at the meeting.

REQUESTS TO SPEAK SHALL NOT BE ACCEPTED AFTER THE PUBLIC COMMENT SESSION BEGINS WITHOUT PERMISSION OF THE PRESIDING OFFICER. *Members of the public shall be given a total of three (3) minutes to address the City Council on any and all matters contained on the City Council and all Agency agendas for tonight's meeting.*

CONSENT CALENDAR

RECOMMENDED ACTION: Approve staff recommendations on the following Consent Calendar items: Items 10A through 25B.

ADMINISTRATIVE MATTERS

MINUTES

10A MINUTES OF THE CLOSED SESSION AND REGULAR MEETING OF OCTOBER 5, 2009 - Clerk of the Council Office

RECOMMENDED ACTION: Approve Minutes.

BOARDS AND COMMISSIONS

13A NOMINATED BY COUNCILMEMBER BUSTAMANTE AS THE WARD 3 REPRESENTATIVES FOR A FULL TERM EXPIRING DECEMBER 11, 2012 – Clerk of the Council

RECOMMENDED ACTION: Reappoint.

<u>Name</u>	<u>Board/Commission</u>	<u>Residing Ward</u>
1. Glenn Stroud	Community Redevelopment & Housing Commission	3
2. Daniel Oregel	Environmental & Transportation Advisory Commission (ETAC)	3
3. Blair O’Callaghan	Historic Resources Commission	3
4. Christine Korthuis	Personnel Board	3
5. James Gartner	Planning Commission	3
6. Frank Acosta	Recreation and Parks Board	3
7. Jose Gonzalez	Youth Commission (Alternate)	3

MISCELLANEOUS ADMINISTRATION

19A CLOSED SESSION REPORT - City Attorney's Office

19B EXCUSED ABSENCES

BUDGETARY MATTERS

AGREEMENTS

RECOMMENDED ACTION: Authorize the City Manager and Clerk of the Council to execute the following agreements, subject to non-substantive changes approved by the City Manager and City Attorney. (Item 25A and 25B)

25A AGMT - REAL ESTATE APPRAISAL SERVICES - Execute an amendment with Lidgard and Associates, Inc. in the amount of \$200,000 for a total amount not to exceed \$400,000 - Public Works Agency

25B AGMT - GRAFFITI REMOVAL SERVICES - With Graffiti Protective Coatings, Inc. in the amount of \$524,997 for a nine-month period - Public Works Agency

Continued from the October 5, 2009 City Council Meeting by a vote of 7-0.

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

PUBLIC HEARINGS

75A PUBLIC HEARING – ZONING ORDINANCE AMENDMENT NO. 2009-05 TO AMEND ALLOWED USES WITHIN THE BROADWAY CORRIDOR DISTRICT OF THE MIDTOWN SPECIFIC PLAN (SP-3) - Planning and Building Agency

Legal Notice published in the O.C. Reporter on August 28, 2009.

Continued from the September 8, 2009 City Council Meeting by a vote of 7-0; Continued from the October 5, 2009 City Council Meeting by a vote of 7-0.

RECOMMENDED ACTION: Continue the matter to the November 2nd Council meeting per staff's request.

75B PUBLIC HEARING – GENERAL PLAN AMENDMENT NO. 2009-01 TO UPDATE THE SANTA ANA GENERAL PLAN HOUSING ELEMENT (2006-2014) - Planning and Building Agency

Recommended action approved by the Planning Commission on September 28, 2009 by a vote of 6-0.

Legal Notice published in the O.C. Reporter on October 9, 2009.

RECOMMENDED ACTIONS:

1. **Approve and adopt the Negative Declaration, Environmental Review No. 2009-51**
2. **Adopt a resolution.**

RESOLUTION – A resolution of the City Council of the City of Santa Ana approving a revised Housing Element of the City's General Plan

WORK STUDY SESSION

WSA **YOUTH AND FAMILY MASTER PLAN PHASE I** - Parks, Recreation & Community Services Agency

PUBLIC COMMENTS ON ISSUES OF PUBLIC INTEREST

(At the discretion of the Chair, this item may be considered at an earlier time and combined with public comments on agenda items)

Members of the public shall be provided the opportunity to address the City Council on issues of public interest within the subject matter jurisdiction of the City Council. When speaking, all persons addressing the City Council shall follow the rules of decorum as detailed on the back of the speaker form. The presiding officer shall have the power and responsibility to enforce decorum and order of the meeting as set forth in Section 2-104(c) of the Santa Ana Municipal Code.

DEADLINE TO SUBMIT REQUEST TO SPEAK - NO REQUESTS TO SPEAK SHALL BE ACCEPTED AFTER THE PUBLIC COMMENT SESSION BEGINS WITHOUT PERMISSION OF THE PRESIDING OFFICER.

CITY MANAGER AND COUNCIL COMMENTS

90A CITY MANAGER'S COMMENTS

90B CITY COUNCILMEMBER COMMENTS

ADJOURNMENT - The next meeting of the City Council is scheduled for Monday, November 2, 2009 at 5:30 p.m. for the Closed Session Meeting immediately followed by the Regular Business Meeting in the Council Chamber, 22 Civic Center Plaza, Santa Ana, California.