BOARD OF EDUCATION OF THE CITY OF LOS ANGELES  
Governing Board of the Los Angeles Unified School District  

REGULAR MEETING MINUTES  
333 South Beaudry Avenue, Board Room  
1:00 p.m., Tuesday, October 23, 2007  

The Board of Education of the City of Los Angeles, acting as the Governing Board of the Los Angeles Unified School District, met in regular session on Tuesday, October 23, 2007, at the Los Angeles City Board of Education Administrative Offices, Board Room, 333 South Beaudry Avenue, Los Angeles, California.  

President Mónica García called the meeting to order at 1:22 p.m.  

The following Members were present: Ms. Marlene Canter, Ms. Yolie Flores Aguilar, Ms. Tamar Galatzan, Ms. Marguerite P. LaMotte, Dr. Richard Vladovic, and President Mónica García. Ms. Julie Korenstein was absent the entire meeting.  

Superintendent David Brewer, III, was present.  

Dr. Vladovic led the Pledge of Allegiance.  

SUPERINTENDENT’S REPORT ON TRANSFORMATION METRICS  

Superintendent Brewer reported to the Board on the progress of Business Tools for Schools program fixes, overpayments and reconciliations, high priority schools in the Los Angeles Unified School District, the passing of AB 1014, and an upcoming accountability informative.  

Superintendent Brewer responded to questions from Board Members.  

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President García modified the Order of Business.  

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NEW BUSINESS FOR ACTION  

BOARD OF EDUCATION REPORT NO. 105 – 07/08  
Ratification of Facilities Contract Actions and Approval of Professional Services Contracts  

Ms. Canter moved that the report be adopted. Ms. Flores Aguilar seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.  

BOARD OF EDUCATION REPORT NO. 106 – 07/08  
Amendment to Existing Strategic Execution Plan to Fund the 2008 Deferred Maintenance Program from Measure Y Basic Repairs  

Ms. Flores Aguilar moved that the report be adopted. Ms. Canter seconded the motion.
Mr. Bruce Kendall, Deputy Chief Executive, Existing Facilities, responded to questions from Board Members regarding the financial impact of the report on the General Fund and the Deferred Maintenance Program.

By general consent, the report was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 107 – 07/08
Amendment to Existing Facilities Strategic Execution Plan to Authorize Use of Measure Y Innovation Funds to Establish a Youth Center at Markham Middle School

Ms. Flores Aguilar moved that the report be adopted. Ms. Canter seconded the motion.

The following speakers addressed the Board:

Ms. Michelle McGinnis, Los Angeles City Attorney’s Office
Mr. Les Jones, Watts Willowbrook Boys and Girls Club

Superintendent Brewer, Mr. Jones, Ms. McGinnis, and Mr. Paul Escala, Director, Joint Use Development, responded to questions from Board Members regarding the academic components of the program, program fees, possible expansion to other schools, and duplication of efforts.

After discussion and by general consent, the report was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 108 – 07/08
Amendment to Existing Facilities Strategic Execution Plan to Authorize Use of Measure Y Innovation Funds to Install Mobile Health Clinic Infrastructure at 28 School Sites

Ms. Canter moved that the report be adopted. Ms. Flores Aguilar seconded the motion.

The following speakers addressed the Board:

Ms. Francine Lifson, Asthma and Allergy Foundation of America, California Chapter
Mr. Jim Tahan, Little Company of Mary, San Pedro Hospital
Ms. Pam Wagner, Los Angeles Trust for Children’s Health

By general consent, the report was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 109 – 07/08
Amendment to Existing Facilities Strategic Execution Plan to Fund the Improvement of Facilities at East Los Angeles Skills Center to Accommodate a Small Learning Community from Roosevelt High School

Ms. LaMotte moved that the report be adopted. Ms. Flores Aguilar seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.
Ms. Flores Aguilar moved that the report be adopted. Ms. Canter seconded the motion, which by general consent, the report was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 115 – 07/08
Amendment to Existing Facilities Strategic Execution Plan to Fund Alteration and Improvement and Board Member Priority Projects at Various Schools

Ms. LaMotte moved that the report be adopted. Ms. Canter seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 116 – 07/08
Amendment to Existing Facilities Strategic Execution Plan to Add Five New Modified Consent Decree On-Demand Accessibility Projects

Ms. LaMotte moved that the report be adopted. Ms. Galatzan seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 119 – 07/08
Authorization to Execute a Joint-Use Lease Agreement and Development Agreement with YMCA of Metropolitan Los Angeles for the Development of Mutually Beneficial Facilities at the University High School Campus

Ms. Canter moved that the report be adopted. Ms. Flores Aguilar seconded the motion.

The following speakers addressed the Board:

Mr. Larry Rosen, YMCA of Metropolitan Los Angeles
Ms. Mee Semcken, Westside Family YMCA
Mr. Ruben Corona, YMCA of Metropolitan Los Angeles
Ms. Lynsi Moore, YMCA Member & Paul Revere Middle School Student
Ms. Lanie Rogers, Local District 3
Ms. Elois McGehee, University High School

By general consent, the report was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 104 – 07/08
Agreements and Amendments

Ms. Canter moved that the report be adopted. Ms. LaMotte seconded the motion.

Mr. Michael Eugene, Business Manager, Superintendent Brewer, and Dr. Ronni Ephraim, Deputy Superintendent, Professional Learning, Development, and Leadership, responded to questions from Board Members regarding contract dates, language, and evaluation.
After discussion and on roll call, the report was adopted, 4 ayes, 2 noes, Ms. Flores Aguilar, Dr. Vladovic. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 117 – 07/08
Various Purchasing Transactions

Ms. Flores Aguilar moved that the report be adopted. Ms. Canter seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 113 – 07/08
Student Expulsion Issues

Ms. Canter moved that the report be adopted. Ms. LaMotte seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 114 – 07/08
Student Reinstatements

Ms. Canter moved that the report be adopted. Ms. LaMotte seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 120 – 07/08
Approval and Resetting of Delegations of Authority for the Division of Risk Management and Insurance Services

Ms. LaMotte moved that the report be adopted. Ms. Canter seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 122 – 07/08
2007-08 Class Size Reduction Programs, K-3, Application

Ms. Flores Aguilar moved that the report be adopted. Ms. Galatzan seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 123 -- 07/08
Nonroutine Personnel Actions

Ms. Canter moved that the report be adopted. Ms. Galatzan seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

BOARD OF EDUCATION REPORT NO. 124 – 07/08
Routine Personnel Actions

Ms. Canter moved that the report be adopted. Ms. Galatzan seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.
Ms. Canter moved that the report be adopted. Ms. LaMotte seconded the motion.

Mr. Robert Collins, Chief Instructional Officer, Secondary Instruction, Superintendent Brewer, and Dr. Santiago Jackson, Assistant Superintendent, Adult and Career Education, responded to questions from Board Members regarding career technical education and facilities.

After discussion and by general consent, the report was adopted. Ms. Korenstein was absent.

Ms. Canter moved that the report be adopted. Ms. LaMotte seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

BOARD MEMBERS RESOLUTIONS FOR ACTION

Ms. Canter moved the following resolution regarding Green LAUSD:

Whereas, The Los Angeles Unified School District is one of the largest users of water and energy in the State of California and this use has tremendous impact on our budget and the sustainability of our community;

Whereas, The Southern California region is being critically impacted by long-term drought conditions and court decisions that will severely limit water supplies to the Los Angeles area; and

Whereas, The District has already implemented a number of water and energy saving measures and must continue to strive to be the most “sustainable” and environmentally-friendly large urban school district in the country;

Whereas, The District has taken a leadership role implementing Collaborative for High Performance Schools (CHPS) criteria for its new and existing facilities, incorporating energy and water performance standards in its design specifications and exceeds the CHPS basic criteria for all of its newly designed facilities;

Whereas, The District has a proactive approach to water conservation through technology specific partnerships with its wholesale water providers, its smart restroom program, energy efficiency and conservation through its energy demand and supply side management programs, such as energy procurement strategies for electricity and natural gas, electricity peak demand reduction projects and lighting retrofit strategies; now, therefore, be it

Resolved, That for the health and welfare of our students, teachers, administrators, and our neighborhoods, the Governing Board of the Los Angeles Unified School District directs the
Superintendent to create a “Green” accountability system that outlines measurable outcomes for Districtwide sustainability and specific goals for water and energy conservation; and be it

Resolved further, That the Board directs the Superintendent to provide quarterly reports to the Board beginning in January that measure progress toward the goal of energy and water conservation and highlight new and best practices used by the District to conserve energy and water.  

Ms. Flores Aguilar seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

Ms. Flores Aguilar moved the following resolution in Support of S 774 and HR 1275, The American DREAM Act:

Whereas, The Los Angeles Unified School District is home to thousands of undocumented students;

Whereas, 65,000 undocumented students who have lived in the United States for over five years continue to graduate from District high schools;

Whereas, Each year, these students are denied access to and prevented from pursuing their dreams of going to college because they do not have legal residency status;

Whereas, Despite the fact that many of these children have grown up in the United States, attended local schools, and have demonstrated a sustained commitment to succeed in the educational system, immigration laws provide no avenue for these students to become legal residents;

Whereas, Undocumented immigrants throughout the United States already make substantial contributions to our economic, civic, and cultural life but unjustly remain vulnerable to exploitation as long as they are denied legal immigration status and access to education;

Whereas, Access to higher education will allow these immigrants to make even greater contributions to our society, increase the educated workforce, and decrease the numbers of those forced to live in poverty;

Whereas, S 774, the Development Relief and Education for Alien Minors (DREAM) Act, and HR 1275, the American DREAM Act, would remedy this situation by allowing undocumented students who have lived in the United States for at least five years and have graduated from high school or received a graduate equivalency diploma (GED) to legalize their immigration status;

Whereas, Undocumented students have waited many years for this legislation to become law, yet have never had the support and political will needed from Congressional Leadership in both Chambers of Congress to succeed; and

Whereas, Current District Legislative Policies, adopted by the Board, state that the District will support legislation to “Remove barriers to high school students’ access to higher education, especially those barriers pertaining to immigration status and disabilities;” now, therefore, be it
Resolved, That the Governing Board of the Los Angeles Unified School District supports S 774 and HR 1275 and urges the current United States Senators and House of Representative Members to not wait any longer and prioritize and pass this legislation this year; and be it

Resolved further, That the Board instructs the Superintendent and the Office of Legislative and Governmental Affairs to forward this resolution to United States Senator Dianne Feinstein (D-CA), Senator Barbara Boxer (D-CA), Members of the Congressional Hispanic Committee, Congressman George Miller (CA-7), Congressman Howard Berman (CA-28), Congresswoman LucilleRoybal-Allard (CA-34), Congressman Lincoln Diaz-Balart (FL-21), Congresswoman Zoe Lofgren (CA-16), House Speaker Nancy Pelosi (CA-8), Senate Majority Leader Harry Reid (D-NV), Senator Patrick Leahy (D-VT), Senator John McCain (R-AZ) Senator Richard Durbin (D-IL), Senator Chuck Hagel (R-NE), and Senator Richard Lugar (R-IN).

Dr. Vladovic seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

BOARD MEMBER RESOLUTIONS FOR INITIAL ANNOUNCEMENT

Ms. Canter, Ms. García – Motion to Streamline the Charter Review Process

Whereas, The Governing Board of Los Angeles Unified School District is empowered and obligated under the California Charter Schools Act of 1992 to, among other things, authorize, renew, and revoke charters;

Whereas, Under the California Charter Schools Act of 1992 the District must oversee operations of charter schools authorized by the District and conduct other business relative to charter schools;

Whereas, Education Code Section 47605 mandates public hearings for certain charter school matters;

Whereas, The Board and the District as a whole seek to effectively and efficiently fulfill public hearing obligations and exercise authority to best serve students and families of the District’s community;

Whereas, Given the volume, breadth and magnitude of issues that come before the Board, there is a need to streamline the charter review process;

Whereas, The Board has created the Charters and Innovation Division Committee (“Committee”); now, therefore, be it

Resolved, That in order to better serve the public and to streamline the process, the Board of Education of the City of Los Angeles establishes the following changes in policy:

1. The Committee will function as an arm of the Board to conduct legally required public hearings concerning charter schools and provide advice and guidance to the Board on other matters relating to charter school policy;
2. The Board hereby delegates authority to conduct legally required public hearings regarding charter matters to Members of the Board assigned to the Committee within the guidelines of applicable law, regulations, policies, and this resolution;

3. The Board preserves the right to approve, deny, or revoke any charter petition or renewal and hereby delegates authority to approve charter petitions and renewals to the Members of the Board assigned to the Committee within the guidelines of applicable law, regulations, policies, and this resolution;

4. The Committee will conduct public hearings and make determinations based on a majority vote of the members of the Board assigned to the Committee consistent with the California Charter Schools Act of 1992 and all other applicable laws, regulations, and policies;

5. The Committee shall prepare written evidence of such approvals and provide a letter to the petitioner and other agencies as designated by law confirming that:
   a. A public hearing consistent with the law was held and the date thereof;
   b. The action taken or recommended;
   c. The authority delegated to the Committee; and
   d. Any other information mandated by law.

6. All Committee actions, determinations, decisions and recommendations shall, absent exigent circumstances, be ratified in a single action by the full Board at the next regular meeting of the Board for which the applicable notice period has not passed. Members of the Board reserve their right to record individual votes on any charter action; and be it finally

Resolved, That the adopted changes in policy be incorporated into the Charter Schools Policy dated June 11, 2002, identified in Board Rule 1008.

Ms. LaMotte, Ms. Korenstein – National Diabetes Awareness Month, November 2007:

Whereas, 21 million children and adults in the United States are living with diabetes and another 54 million people are at risk;

Whereas, Type 1 (Juvenile) diabetes, which usually strikes in childhood, adolescence, or young adulthood but lasts a lifetime, is a chronic, debilitating, auto-immune disease in which a person’s pancreas stops producing insulin, a hormone that enables people to get energy from food;

Whereas, Nearly one child out of 400 develops Type 2 diabetes, and that risk is higher than virtually all other severe chronic diseases of childhood;

Whereas, Founded in 1970 by parents of children with diabetes, the Juvenile Diabetes Research Foundation International (IDRF) was established to find a cure for the disease and its complications through the support of research; now, therefore, be it
Resolved, That the Governing Board of the Los Angeles Unified School District proclaims and supports the month of November 2007 as National Diabetes Awareness Month throughout this District; and be it

Resolved further, That the District encourages all students, staffs, parents, and entire school communities to support the efforts of the American Diabetes Association and the Juvenile Diabetes Research Foundation as they move research from the laboratory to the patient’s bedside, translating scientific advances into longer, healthier lives for those with diabetes while moving closer to the goal of finding a cure for diabetes and its complications.

CORRESPONDENCE AND PETITIONS

Ms. Canter moved that the recommended disposition of the items of correspondence as indicated in the report be approved. Dr. Vladovic seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

APPROVAL OF MINUTES

Ms. Flores Aguilar moved the approval of the following minutes of the governing board of the Los Angeles Unified School District:

10 a.m., Regular Board Meeting, March 14, 2006
2 p.m., Regular Board Meeting, July 11, 2006
1:30 p.m., Special Closed Session, August 23, 2007
12 p.m., Special Closed Session, September 4, 2007
12 p.m., Special Closed Session, September 17, 2007
12 p.m., Special Closed Session, September 25, 2007
10 a.m., Regular Board Meeting, September 25, 2007
10 a.m., Special Closed Session, October 2, 2007
10 a.m., Special Closed Session, October 9, 2007

Ms. Canter seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

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President Garcia resumed the Order of Business.

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RECOGNITION OF ROBERT COLLINS

Mr. Mike O'Sullivan led the Board in recognizing Mr. Collins.

The following speakers addressed the Board:

Hon. Aquanetta Warren, City Councilmember, City of Fontana
Mr. Jack O'Connell, California State Superintendent of Public Instruction
Ms. Linda Gordon, United Teachers Los Angeles
Mr. Walter Ostromecki, 31st District Parent Teacher Association
Ms. Dell Goodman, 31st District Parent Teacher Association
Mr. Scott Folsom, 10th District Parent Teacher Association
Mr. Sid Thompson, former Superintendent
Ms. Francine Eisenrod, Office of the Chief Instructional Officer, Secondary Instruction

Board Members and Superintendent Brewer thanked Mr. Collins for his years of service to the District and wished him success in his future endeavors as Superintendent of Grossmont School District in San Diego.

Superintendent Brewer presented Mr. Collins with a Board Resolution and the traditional school bell.

Mr. Collins thanked the Board Members and wished them continued success.

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President García modified the Order of Business.

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MISCELLANEOUS BUSINESS


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President García resumed the Order of Business

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NEW BUSINESS FOR ACTION (continued)

BOARD OF EDUCATION REPORT NO. 112 – 07/08
New Construction Two Semester Neighborhood School Program Definition and Funding Strategy

Ms. LaMotte moved that the report be adopted. Ms. Canter seconded the motion.

Mr. Edwin Van Ginkel, Senior Development Manager, Real Estate, made a brief presentation regarding the report.

Ms. Wendy Moore, Porter Ranch Neighborhood Council, addressed the Board on the report.

Mr. Van Ginkel, Ms. Ephraim, and Mr. Reed responded to questions from Board Members regarding the connection between instruction and facilities and reallocation of bond dollars.

Ms. Flores Aguilar moved that the report be amended to reduce the reallocation to New Construction funds to $1.03 billion from $1.05 billion and reduce funds from Early Education to $40 million. Ms. Canter seconded the motion.

On roll call, the amendment was adopted, 4 ayes, 2 noes, Ms. Galatzan, Ms. LaMotte. Ms. Korenstein was absent.

After discussion and by general consent, the report as amended was adopted. Ms. Korenstein was absent.
BOARD OF EDUCATION REPORT NO. 111 – 07/08
Approval of the Relocation Plan for Three Proposed South Region Schools

Ms. Canter moved that the report be adopted. Dr. Vladovic seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

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The Regular Board Meeting of October 23, 2007, was recessed at 4:20 p.m.

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The Board reconvened the recessed Regular Board Meeting of October 23, 2007, at 5:01 p.m. The following Board Members were present: Ms. Canter, Ms. Galatzan, Ms. LaMotte, Dr. Vladovic, and President García. Ms. Flores Aguilar arrived at 5:03 p.m. Ms. Korenstein was absent.

PUBLIC COMMENT

The following speakers addressed the Board on the subjects indicated:

Ms. Reyna Pedregon
Mr. Andy Pedregon
Mr. Leonard Isenberg
Ms. Kelly Branch
Ms. Christine Provencio
Mr. Clinton Simmons
Mr. Damien Goodmon

Carson HS Swim Team
Banning High School
Saving District Funds
Special Needs Child at President ES
Mayoral Takeover
ExpoLine Safety at Dorsey HS and Foshay MS
ExpoLine Safety at Dorsey HS and Foshay MS

ADJOURNMENT

On motion by Ms. LaMotte, the meeting was adjourned in memory of Mr. José Vargas of Padres Unidos, Father Fisher Robinson, Verbum Dei, Mr. Christopher Price, Teacher at View Park Charter School, and Mr. Ron Prescott, former District administrator. Dr. Vladovic seconded the motion, which by general consent was adopted. Ms. Korenstein was absent.

The meeting adjourned at 5:30 p.m.

APPROVED BY BOARD: November 27, 2007

MÓNICA GARCÍA
PRESIDENT

JEFFERSON CRAIN
EXECUTIVE OFFICER OF THE BOARD

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Bd. of Ed. Regular Meeting 11  Minutes, 1:00 p.m., 10-23-2007
RESOLUTIONS

55A

RESOLUTION SUPPORTING THE FEDERAL DREAM ACT

Motion:

Adopt a resolution.

RESOLUTION NO. 2009-039 – A resolution of the City Council of the City of Santa Ana endorsing the Federal Dream Act of 2009

MOTION: Martinez  SECOND: Alvarez

VOTE: AYES: Alvarez, Benavides, Bustamante, Martinez, Tinajero (5)

NOES: None (0)

ABSTAIN: None (0)

ABSENT: Sarmiento, Pulido (2)

COUNCIL RECESSED TO A JOINT SESSION BETWEEN CITY COUNCIL AND COMMUNITY REDEVELOPMENT AGENCY AT 7:08 P.M.

80A


Filed by the Foundation for Affordable Housing, now known as Vista Del Rio Housing Partners, L.P., to allow 41 multiple residential units for persons with special needs that includes a general plan amendment from Open Space (OS) to Medium Density Residential (MR-15), a zoning amendment from Open Space (OS) to Specific Development No. 83 (SD-83), site plan review and Disposition and Development Agreement for the property at 1600 West Memory Lane.

Recommended action approved by the Planning Commission on March 9, 2009 by a vote of 6-0 (Turner abstained).

Recommended action approved by the Community Redevelopment and Housing Commission by a vote of 5-0.
Legal notice published in the Orange County Reporter on July 6 and July 13, 2009 and notices mailed.

Staff presentation by Cindy Nelson, Executive Director of Community Development Agency.

Clerk announced receipt of one correspondence in support of the project.

Gregory Mathes, David Yarden, and Deborah Willard, applicants, spoke in favor of this project.

Public Hearing was closed.

Motion:


2. Adopt a resolution.

RESOLUTION NO. 2009-040 – A resolution of the City Council of the City of Santa Ana approving and adopting the mitigated negative declaration and mitigation monitoring program (Environmental Review No. 2005-42), Amending the General Plan of the City of Santa Ana to modify the Land Use Element (GPA No. 2006-02) and approving Site Plan Review No. 2009-02

3. Place ordinance on first reading and authorize publication of title.

ORDINANCE NO. NS-2790 – An ordinance of the City Council of the City of Santa Ana adopting Specific Development No. 83 (SD-83) and rezoning the property located at 1600 West Memory Lane from open space (O) to Specific Development No. 83 (SD-83)

4. Authorize the City Manager to execute a loan agreement with Vista Del Rio Housing Partners, L.P. in an amount not to exceed $500,000, subject to non-substantive changes approved by the City Manager and City Attorney.

5. Adopt a resolution.

RESOLUTION NO. 2009-041 – A resolution of the City Council of Santa Ana making certain findings with respect to the consideration to be received by the Community Redevelopment Agency of the City of Santa Ana pursuant to a Disposition and Development agreement between the Community Redevelopment Agency of the City of Santa
Ana, and Vista Del Rio Housing Partners, L.P., a California Limited Partnership, for the sale of certain real property in the merged project area, and approving the sale of said real property upon the terms and conditions contained in that agreement.

6. **Authorize the City Manager to accept transfer of the .46 acre park site.**

**MOTION:** Tinajero  
**SECOND:** Martinez

**VOTE:**  
**AYES:** Alvarez, Benavides, Bustamante, Martinez, Tinajero (5)  
**NOES:** None (0)  
**ABSTAIN:** None (0)  
**ABSENT:** Sarmiento, Pulido (2)

**COUNCIL RECESS TO THE COMMUNITY REDEVELOPMENT AGENCY AT 7:19 P.M.**

**COUNCIL RECONVENED WITH ALL MEMBERS PRESENT.**

**WORK STUDY SESSION**

**WSA PROPOSED COMMUNITY GRAFFITI PROGRAM — POLICE DEPARTMENT, PLANNING AND BUILDING AGENCY, PUBLIC WORKS AGENCY, AND CITY ATTORNEY’S OFFICE**

Thomas Gordon, Jorge Aldolfo, Roya Fouladi, and Maggie Rodriguez commented on the proposed ordinance related to graffiti.

Staff presentation by Will Hayes, Public Works Maintenance Manager, Jay Trevino, Executive Director, Planning and Building Agency, Paul Walters, Police Chief, and, Joe Fletcher City Attorney. Highlights of this presentation follow:

- Mission of the Graffiti Task Force is to improve the quality of life for those who live, work and visit our City, by removing urban blight and effectively sharing resources by coordinating multi-agency efforts in the areas of eradication, enforcement, and education
- Task Force comprised of staff from Public Works, Police, Parks and Recreation, Planning and Building, Community Development, City Attorney and the School Police.
• Task Force discusses new technologies for abatement, "hot Spots" that need attention, alternative resources for abatement, and police arrests and investigations
• Approximately 5 million square feet of graffiti in the City
• Over 170,000 stops made for removal
• 30-50 calls for service daily
• 40 park facilities; 80 school facilities
• 575 plus tagging crews in the City
• Weekly abatement is done by City staff and contractor
• Contractor handles weekends and holidays
• $500 Graffiti Reward Program
• City-wide volunteers assist staff and the contractor in removal
• Added a color matching component to the abatement program
• Developed graffiti removal standards
• Graffiti mitigation guidelines established for new development projects
• Targeted problem properties to mitigate potential for continued graffiti tagging
• Developed list of graffiti prevention tactics for distribution
• Objectives include:
  o PWA Court Referral Program
  o Program to distribute graffiti abatement kits to volunteers
  o Develop and implement procedures to expand program cost recovery
  o Investigate alternative graffiti analysis programs
  o Amend the City-wide design standards to include a section on graffiti prevention
• City-wide Design Guidelines adopted in 2006 provide graffiti prevention measures for residential, commercial and industrial uses
• Chapter 41 Code Amendment to include specific anti-graffiti landscaping requirements
• Amend the City-wide Design Guidelines to include a chapter on graffiti mitigation
• Two full time Graffiti Task Force Detectives
• In 2008, 228 arrests were made by the Graffiti Task Force, 159 by Patrol Officers, and 102 arrests by school police
• Restitution received: $42,301
• A Penal Code misdemeanor case results in 20 days of community service, $50.00 fine, Driver's License suspension, probation and restitution paid to the victim
• A Penal Code felony case results in the same penalty as a misdemeanor with an increase in the fine to $100.00 and 20+ days of community service
• Graffiti Tracker is an on-line database used to manage digital photos of graffiti taken throughout the City
• Graffiti Tracker is used for data capture and analysis, and intelligence reporting.
- Graffiti Tracker assists in clearing additional cases which results in more restitution for the City
- Proposed ordinance would impose new penalties, establish trust fund, and also impose parental liability and liens
- State law permits cities to impose costs of abating graffiti the obligation of taggers and parents of minor taggers
- City may also lien property of taggers and parents to collect restitution

Following this presentation, Council discussion ensued. The City Attorney was instructed to return the proposed ordinance for Council consideration at the August 3, 2009 Council meeting.

CITY MANAGER AND COUNCIL COMMENTS

90A  CITY MANAGER’S COMMENTS - None

90B  CITY COUNCILMEMBER COMMENTS

Councilmember Tinajero
- Announced that it was his son Vincent’s birthday today
- Thanked everyone who attended the meeting to address the City Council

Councilmember Benavides
- Noted that his daughter’s birthday is tomorrow
- Asked the City Council to consider bringing Council meetings back to the Council Chambers on the 3rd Monday of each month

Councilmember Martinez
- Announced that the annual Zoofari event will be held at the zoo on August 22nd
- Announced that the Wilshire Square Summer Concert will be held on Saturday

Mayor Pro Tem Alvarez
- Encouraged residents to call their state representatives in opposition to the budget “takes” from local government and special districts

ADJOURNMENT – 8:33 P.M.

Patricia Healy
Clerk of the Council
MINUTES OF THE CLOSED AND REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF SANTA ANA
SANTA ANA, CALIFORNIA

JULY 20, 2009

CALLED TO ORDER

Police Chief's Conference Room
60 Civic Center Plaza, 4th Floor
Santa Ana, CA
5:37 P.M.

ATTENDANCE

COUNCILMEMBERS Present:

CLAUDIA ALVAREZ, Mayor Pro Tem
P. DAVID BENAVIDES
CARLOS BUSTAMANTE
MICHELE MARTINEZ
SAL TINAJERO

ABSENT:
MIGUEL PULIDO, Mayor
VINCENT F. SARMIENTO

STAFF Present:
DAVID N. REAM, City Manager
JOSEPH W. FLETCHER, City Attorney
PATRICIA HEALY, Clerk of the Council

CLOSED SESSION

Adjourned to the Police Community Room
60 Civic Center Plaza
Santa Ana, CA
6:15 P.M.

REGULAR MEETING

6:17 P.M.

PLEDGE OF ALLEGIANCE

COUNCILMEMBER MARTINEZ

The City Attorney reported on the appointment of Clerk of the Council and adoption of resolution, and items related to Mohr, WCAB Case Nos. ANA 214485, 08 ANA 227646. See Item 19A for report.

PUBLIC COMMENTS ON AGENDA ITEMS AND ON ISSUES OF PUBLIC INTEREST

Edward Rosenthal commented on bus issues in the City; James Johnson, Martin Lopez, Paul Garcia, Vanessa Castillo, Carlos Amador, Abraham Medina, Adrian Gonzalez,
Francisco Bravo, Anthony Navarrette, Alfredo Amezcua, and Senator Lou Correa spoke in support of Item 55A.

CONSENT CALENDAR

Motion:

Approve staff recommendations on the following Consent Calendar items.

MOTION: Benavides  SECOND: Bustamante

VOTE:  AYES: Alvarez, Benavides, Bustamante, Martinez (4)

NOES: None (0)

ABSTAIN: None (0)

ABSENT: Sarmiento, Tinajero, Pulido (3)

ADMINISTRATIVE MATTERS

MINUTES

Motion:

Approve minutes. (Item 10A)

10A  Regular Closed Session and Regular Meeting of July 6, 2009

ORDINANCES/SECOND READING

In the event a Councilmember recorded an "abstention" before consideration of the following ordinance(s) on first reading, such abstention will also be reflected in the minutes for second reading

11A  AN ORDINANCE REPEALING AND READOPTING CHAPTER 7 OF THE SANTA ANA MUNICIPAL CODE TO INCORPORATE THE MOST RECENTLY ENACTED FEDERAL MODEL FLOODPLAIN MANAGEMENT REGULATIONS

Placed on first reading at the July 6, 2009 City Council meeting and approved by a vote of 6-0 (Sarmiento absent)

Published in the Orange County Reporter on July 10, 2009.

Motion:

Place ordinance on second reading and adopt.
ORDINANCE NO. NS-2789 - An ordinance of the City Council of the City of Santa Ana repealing and readopting Chapter 7 of the Santa Ana Municipal Code updating the City's Floodplain Management Regulations to meet current federal requirements

MISCELLANEOUS ADMINISTRATION

19A

CLOSED SESSION REPORT

Motion:

1. Adopt a Resolution:

RESOLUTION NO. 2009-038 - A resolution of the City Council of the City of Santa Ana appointing Maria D. Huizar as Clerk of the Council and establishing the compensation for said official.

2. Approve settlement:

Mohr, WCAB Case Nos. 089 ANA 214485, 08 ANA 227646; Compromise and Release for $34,000.

19B

EXCUSED ABSENCES

Motion:

Excuse the absence of Mayor Pulido and Councilmember Sarmiento from the July 20, 2009 City Council meeting.

BUDGETARY MATTERS

AGREEMENTS

Motion:

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

25A

AGMT NO. 2009-109 – MAINTENANCE SERVICES – Execute an amendment with Midori Gardens Inc. for a total annual contract amount not to exceed $650,000 – Public Works Agency

**END OF CONSENT CALENDAR**