

MINUTES

THE CITY OF GARDEN GROVE AS SUCCESSOR AGENCY
TO THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT

Regular Meeting

Tuesday, January 13, 2015

Community Meeting Center
11300 Stanford Avenue, Garden Grove, CA 92840

CONVENE MEETING

At 6:50 p.m., Chair Jones convened the meeting in the Council Chamber with all Members present.

ROLL CALL PRESENT: (5) Chair Jones, Members Beard, Bui, Nguyen,
Phan

ABSENT: (0) None

ORAL COMMUNICATIONS

Speakers: George Brietigam, Charles Mitchell, Beatrice Jones, Verla Lambert,
Kyndall Thorson, Rick Morris, Lee Ostendorf, Marge England, Ron Jung,
Josh McIntosh, Tony Flores, Craig Durfey, Maureen Blackmun, Tanya
Pham

RESOLUTION APPROVING AN AGREEMENT WITH LIDGARD AND ASSOCIATES, INC.,
FOR REAL PROPERTY APPRAISAL SERVICES (F: A-55.261)

It was moved by Commissioner Beard, seconded by Commissioner Phan that:

Resolution No. 29-15 – A Resolution approving an Agreement with Lidgard and Associates, Inc., for real property appraisal services and authorizing certain actions in connection therewith, be adopted;

The Interim Director be authorized to execute the Agreement and make minor modifications as needed; and

Staff be directed to transmit the Resolution and Agreement to the Oversight Board for approval.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

WARRANTS (F: 60.5)

It was moved by Commissioner Beard, seconded by Commissioner Phan that:

The Regular Warrants 1085 through 1087 be approved as presented in the warrant register submitted, and have been audited for accuracy and funds are available for payment thereof by the Finance Director.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

ADJOURNMENT

At 7:58 p.m., Chair Jones adjourned the meeting. The next Regular Meeting is scheduled for Tuesday, January 27, 2015, at 5:30 p.m., in the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Kathleen Bailor, CMC
Secretary

COUNCIL MEMBER BUI LEFT THE MEETING: 7:52 P.M.

It was moved by Council Member Phan, seconded by Council Member Jones that:

The request from Cub Scout Pack 271's for co-sponsorship of their 13th Annual Cub Scout Pushcart Derby on Saturday, April 18, 2015, be approved.

The motion carried by a 3-0-2 vote as follows:

Ayes: (3) Jones, Nguyen, Phan
Noes: (0) None
Absent: (2) Beard, Bui

COUNCIL MEMBER BEARD RETURNED TO THE MEETING: 7:53 P.M.

COUNCIL MEMBER BUI RETURNED TO THE MEETING: 7:53 P.M.

WRITTEN COMMUNICATION – GARDEN GROVE FARMERS' MARKET (F: 88.1)

It was moved by Council Member Beard, seconded by Council Member Bui that:

The request from Lee Ostendorf, Garden Grove Farmers' Market Manager and Operator, for City fees to be waived for the farmer's market held on Sundays on Historic Main Street be approved.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

RECESS

At 7:55 p.m., Mayor Nguyen declared a recess.

RECONVENE

At 7:58 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

PURCHASE ORDER WITH RACEWAY FORD FOR THE PURCHASE OF ONE DUMP TRUCK (F: 60.4)

It was moved by Council Member Jones, seconded by Council Member Beard that:

The Finance Director be authorized to issue a purchase order in the amount of \$48,159.06 to Raceway Ford for the purchase of one new dump truck.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

PURCHASE ORDER WITH DOOLEY ENTERPRISES FOR TRAINING AND DUTY AMMUNITION (F: 60.4)

It was moved by Council Member Jones, seconded by Council Member Beard that:

The Finance Director be authorized to increase the purchase order with Dooley Enterprises, Inc. by \$50,000 to a new total amount of \$320,000, for the purchase of Winchester duty and training ammunition.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

FINAL TRACT MAP NO. 17646 AND SUBDIVISION IMPROVEMENT AGREEMENT WITH HERITAGE HOMES MANAGER INC. FOR THE PROPERTY LOCATED AT 13581 AND 13591 YOCKEY STREET, GARDEN GROVE (F: 103.TT-17646)

It was moved by Council Member Jones, seconded by Council Member Beard that:

Final Tract Map No. TR 17646 and the Subdivision Improvement Agreement with Heritage Homes Management, Inc. for the property located at 13581-13591 Yockey Street, Garden Grove, and accept Subdivision Improvement Bonds, be approved; and

The Interim City Manager be authorized to execute the Agreement on behalf of the City and make minor modifications as appropriate.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

WARRANTS (F: 60.5)

It was moved by Council Member Jones, seconded by Council Member Beard that:

Regular Warrants 576709 through 577191, 577192 through 577501, and 577502 through 578151; and W1352 through W1354; and Direct Deposits W577501 through W578150, be approved as presented in the warrant registers submitted

that have been audited for accuracy and funds are available for payment thereof by the Finance Director; and

Payroll Warrants 177476 through 177539, 177540 through 177616, and 177617 through 177620; Direct Deposits D268316 through DD268976, and D268975 through DD269639; and Wires W2087 through W2090, W2094 and W2095 through W2096, be approved as presented in the payroll registers submitted that have been audited for accuracy and funds are available for payment thereof by the Finance Director.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

FULL READING OF ORDINANCES LISTED

It was moved by Council Member Jones, seconded by Council Member Beard that:

Full reading of Ordinances listed be waived.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

PUBLIC HEARING - AFFORDABLE HOUSING DEVELOPMENT AT 12741 MAIN STREET AND 10882 STANFORD AVENUE, GARDEN GROVE: ADOPTION OF A RESOLUTION ADOPTING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PROGRAM; ADOPTION OF A RESOLUTION APPROVING GENERAL PLAN AMENDMENT NO. GPA-001-2014; ADOPTION OF AN ORDINANCE APPROVING ZONE CHANGE AMENDMENT NO. A-012-2014, AND ADOPTION OF AN ORDINANCE APPROVING DEVELOPMENT AGREEMENT NO. DA-001-2014 WITH JAMBOREE HOUSING CORPORATION FOR THE DEVELOPMENT OF THE PROJECT (F: 20.GPA-001-2014) (XR: 115.A-012-2014)(XR: 106.DA-001-2014)

(As approved earlier in the meeting: It was moved by Council Member Jones, seconded by Council Member Beard and carried by a 5-0 vote that full reading of Ordinances listed be waived.)

Following staff's presentation and reading of the title of Ordinance Nos. 2852 and 2853 into the record, Mayor Nguyen declared the Public Hearing open and asked if anyone wished to address the City Council on the matter.

Speakers: None.

There being no response from the audience, the Public Hearing was declared closed.

It was moved by Council Member Beard, seconded by Council Member Bui that:

Resolution No. 9267-15 - A Resolution adopting a Mitigated Negative Declaration and Mitigation Monitoring Program for the Garden Grove United Methodist Church Affordable Housing Project, be adopted.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

It was moved by Council Member Beard, seconded by Council Member Bui that:

Resolution No. 9268-15 – A Resolution approving General Plan Amendment No. GPA-001-2014, changing the General Plan Land Use Designation of a residential parcel located at 10882 Stanford Avenue, Assessor’s Parcel No. 089-202-28, from Medium Density Residential to Civic Center Mixed Use, be adopted.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

Following the reading of the title of Ordinance No. 2852 into the record, it was moved by Council Member Beard, seconded by Council Member Bui that:

Ordinance No. 2852 entitled: An Ordinance of the City Council of the City of Garden Grove approving Zone Change Amendment No. A-012-2014, changing the zoning designation of a residential parcel located at 10882 Stanford Avenue, Assessor’s Parcel No. 089-202-28, from CCSP-CCR20 (Community Center Specific Plan-Community Center Residential Area 20) to CC-3 (Civic Center-Core), be passed to second reading.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

Following the reading of the title of Ordinance No. 2853 into the record, it was moved by Council Member Beard, seconded by Council Member Bui that:

Ordinance No. 2853 entitled: An Ordinance of the City Council of the City of Garden Grove approving Development Agreement No. DA-001-2014 by and between the City of Garden Grove and Jamboree Housing Corporation, be passed to second reading.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

It was moved by Council Member Beard, seconded by Council Member Bui that:

The Supplement to Condition of Approval 53.a. of Exhibit "A" of Planning Commission Resolution No. 5836-14 that requires a Mitigation Plan for parking, traffic, and/or circulation issues to be provided by Jamboree Housing Corporation for the project as determined by the City's Traffic Engineer and/or Community Development Director, be approved.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan
Noes: (0) None

NEIGHBORHOOD IMPROVEMENT AND CONSERVATION COMMISSIONER TORO'S RESIGNATION LETTER (F: 122.4A)

The Mayor accepted Commissioner Toro's resignation letter on behalf of the City.

CITY PARTICIPATION IN THE NEXT CENTURY CITIES INITIATIVE (F: 58.13)

After City Council discussion, it was moved by Mayor Nguyen, seconded by Council Member Jones that:

The following six principles be agreed upon:

1. High-Speed Internet is Necessary Infrastructure: fast, reliable, and affordable Internet – at globally competitive speeds – is no longer optional. Residents, schools, libraries, and businesses require next-generation connectivity to succeed;
2. The Internet is Nonpartisan: because the Internet is an essential resource for residents and businesses in all communities, the provision of fast, reliable, and affordable Internet transcends partisanship. This collaboration welcomes leaders of all affiliations and beliefs who believe fast, reliable, and affordable high-speed Internet access is essential to secure America's Internet future;

3. Communities Must Enjoy Self-Determination: broadband solutions must align with community needs—there is no perfect model that is universally appropriate. Towns and cities should have the right to consider all options – whether public, nonprofit, corporate, or some other hybrid – free from interference;
4. High-Speed Internet is a Community-Wide Endeavor: building effective next-generation networks requires cooperation across communities. It is critical to involve and include multiple stakeholders and perspectives to succeed, including businesses, community organizations, residents, anchor institutions, and others. Everyone in a community should be able to access the Internet on reasonable terms;
5. Meaningful Competition Drives Progress: a vibrant, diverse marketplace, with transparency in offerings, pricings, and policies will spur innovation, increase investment, and lower prices. Communities, residents, and businesses should have a meaningful choice in providers;
6. Collaboration Benefits All: innovative approaches to broadband deployment present diverse challenges and opportunities to communities and regions. Working together, cities can learn from the experiences of others, lower costs, and make the best use of next-generation networks; and

Staff be directed to take the necessary steps to become a member of Next Century Cities Initiative; and

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Jones, Nguyen, Phan

Noes: (0) None

CONSIDERATION TO DIRECT STAFF TO PREPARE AN ORDINANCE AMENDING GARDEN GROVE MUNICIPAL CODE SECTION 2.09.020; AND SECTION 2.09.090 (F: 50.2)

After City Council discussion, this matter was tabled.

PUBLIC AGENCIES AND CITY COUNCIL COMMITTEES APPOINTMENTS (F: 122.1)

After City Council discussion, it was the consensus of the City Council that the following appointments be made:

City Council Standing Committees

Committee

Audit Committee

Members

Representative: B. Nguyen

Representative: S. Jones

Committees/ Subcommittees

<u>Committee</u>	<u>Members</u>
Association of California Cities Orange County (ACCOC) – Orange County Advocacy Committee	Representative: P. Bui
North Net Fire Training Joint Powers Authority	Representative: K. Beard Alternate: B. Nguyen
League of California Cities – OC Division (LOCC)	Representative: P. Bui
Orange County Public Library Advisory Board	Representative: C. Phan Alternate: B. Nguyen
Orange County Sanitation District	Representative: S. Jones Alternate: K. Beard
Orange County Transportation Authority	Representative: S. Jones
Orange County Vector Control District	Representative: Robin Marcario
Sanitary District Liaison Committee	Representative: B. Nguyen Representative: K. Beard
Santa Ana River Flood Protection Agency	Representative: K. Beard
Southern California Association of Governments (SCAG) Regional	Representative: C. Phan
West Orange County Water Board (WOCWB)	Representative: K. Beard

MATTERS FROM THE MAYOR, CITY COUNCIL MEMBERS, AND CITY MANAGER

The Mayor and Council Members congratulated incoming Police Chief Elgin.

After discussion, it was the consensus of the City Council that Council Member Beard’s request to have consideration of prohibiting the sale of pets from commercial breeding facilities within the city of Garden Grove be listed on the January 27, 2015, agenda.

Mayor Nguyen announced the upcoming State of the City sponsored by the Chamber of Commerce scheduled for Wednesday, January 28, 2015.

Council Member Phan announced the Miss Garden Grove Poker Tournament scheduled for Saturday, January 17, 2015.

CLOSED SESSION – FOUNDERS ROOM

At 10:41 p.m., it was announced that the City Council would be going into Closed Session on the following matters.

Public Employment Performance Evaluation

Title: City Manager

Public Employee Performance Evaluation

Title: City Attorney

Conference with Legal Counsel – Anticipated Litigation

Initiation of litigation pursuant to Government Code Section 54956.9 (d)(4)
(One potential case)

CLOSED SESSION REPORT – COUNCIL CHAMBER

At 11:25 p.m. it was announced that there was no reportable action.

ADJOURNMENT

At 11:27 p.m., Mayor Nguyen adjourned the meeting. The next Regular Meeting is scheduled for Tuesday, January 27, 2015, at 5:30 p.m., in the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California

Kathleen Bailor, CMC
City Clerk