

MINUTES

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

Regular Meeting

Tuesday, February 10, 2015

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

CONVENE MEETING

At 6:44 p.m., Chair Jones convened the meeting in the Council Chamber.

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

ABSENT:      (0)      None

ORAL COMMUNICATIONS

Speakers:      Jim Benson, Craig Durfey, Tony Flores, Fred Frueh, Megan Hester,  
Peter Katz, Verla Lambert, Phong Ly, Lynn Matu, Josh McIntosh,  
Charles Mitchell, David Ngo, Cam Vam Nguyen, Duy Nguyen, Julie  
Nguyen, Long Pham, Tanya Pham, Justin Phan, Luong Phan, Nhon  
Thomas Phan, Thomas Phan, Karrie Smith, Laura Hien Tran, Son Ngoc  
Truong\

RECESS

At 8:10 p.m., Chair Jones declared a recess.

RECONVENE

At 9:03 p.m., Chair Jones reconvened the meeting with all Members present.

WARRANTS (F: 60.5)

It was moved by Member Beard, seconded by Member Nguyen that:

The Regular Warrants 1097 through 1107, and 1108 through 1111, be approved as presented in the warrant register 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

ADJOURNMENT

At 9:05 p.m., Chair Jones adjourned the meeting. The next Regular Meeting is scheduled for Tuesday, February 24, 2015, at 5:30 p.m., at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Kathleen Bailor, CMC  
Secretary



CLOSED SESSION REPORT – COUNCIL CHAMBER

At 9:03 p.m., the City Attorney announced that:

It was moved by Mayor Nguyen, and seconded by Council Member Bui that:

The City would be generally waiving attorney-client privilege, and that the City would be cooperating with the District Attorney's Office during its investigation.

ADJOURNMENT

At 9:05 p.m., Mayor Nguyen adjourned the meeting.

Kathleen Bailor, CMC  
City Clerk

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, February 10, 2015

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

CONVENE CLOSED SESSION

At 5:37 p.m., Mayor Nguyen convened the meeting in the Council Chamber.

ROLL CALL      PRESENT:        (4) Mayor Nguyen, Council Members Bui, Jones,  
Phan

                         ABSENT:        (1) Council Member Beard was absent at roll  
Call, but arrived at the meeting at 5:42 p.m.

ORAL COMMUNICATIONS FOR CLOSED SESSION MATTERS ONLY

Speakers: None.

CLOSED SESSION – FOUNDERS ROOM

At 5:38 p.m., Mayor Nguyen announced that the City Council would be going into Closed Session on the following matters.

Conference with Legal Counsel – Existing Litigation

Pursuant to Government Code Section 54956.9(d)(1):  
Worker’s Compensation Claim - Jose Gallardo, retired Police Sergeant

Conference with Legal Counsel – Existing Litigation

Pursuant to Government Code Section 54956.9(d)(1):  
Worker’s Compensation Claim - Nicholas Booker, retired Battalion Fire Chief

Conference with Legal Counsel – Existing Litigation

Pursuant to Government Code Section 54956.9(d)(1):  
Worker’s Compensation Claim – Russell Lacy, retired Fire Captain

Public Employee Performance Evaluation  
Title: City Attorney

ADJOURNMENT OF CLOSED SESSION

At 5:55 p.m., the Closed Session was adjourned.

CONVENE CITY COUNCIL MEETING

At 6:31 p.m., Mayor Nguyen convened the meeting in the Council Chamber.

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

ABSENT: (0) None

CLOSED SESSION REPORT – COUNCIL CHAMBER

The City Attorney reported that the City Council authorized the settlement of the three worker's compensation matters listed on the Closed Session portion of the Agenda. Terms will be available to the public when the agreements are finalized. The evaluation of the City Attorney will be rescheduled for a later date.

INVOCATION AND PLEDGE OF ALLEGIANCE

PRESENTATIONS (F: 52.3)

Community Spotlight: Recognition of Master Officer Charles Starnes for his heroic actions when delivering a baby.

Community Spotlight: Recognition of the Garden Grove High School Varsity Football Team for winning the CIF-SS Southern Division Championship.

ORAL COMMUNICATIONS

Speakers: Jim Benson, Craig Durfey, Tony Flores, Fred Frueh, Megan Hester, Peter Katz, Verla Lambert, Phong Ly, Lynn Matu, Josh McIntosh, Charles Mitchell, David Ngo, Cam Vam Nguyen, Duy Nguyen, Julie Nguyen, Long Pham, Tanya Pham, Justin Phan, Luong Phan, Nhon Thomas Phan, Thomas Phan, Karrie Smith, Laura Hien Tran, Son Ngoc Truong

RECESS

At 8:10 p.m., Mayor Nguyen declared a recess.

RECONVENE

At 9:06 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

PURCHASE ORDER TO WONDRIES FLEET GROUP FOR THE PURCHASE OF THREE POLICE VEHICLES (F: 60.4)

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

The Finance Director be authorized to issue a purchase order in the amount of \$86,906.85 to Wondries Fleet Group for the purchase of three (3) new Police vehicles.

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

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

AGREEMENT WITH THE CITY OF ANAHEIM FOR THE ADMINISTRATION OF THE 2014 URBAN AREA SECURITY INITIATIVE (U.A.S.I.) HOMELAND SECURITY GRANT PROGRAM (F: 55-city of Anaheim)

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

The agreement with the City of Anaheim to administer the 2014 Urban Area Security Initiative (U.A.S.I.) Homeland Security Grant funds be approved; and

The Chief of Police be authorized to sign the agreement on behalf of the City.

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

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

STREET DEED AND AN EASEMENT FOR PUBLIC STREET AND HIGHWAY PURPOSES FOR A PORTION OF EACH OF THE PROPERTIES LOCATED AT 11141 AND 11151 WESTMINSTER AVENUE, GARDEN GROVE (F: 84.1)

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

The easement for public street and highway purposes for a portion of the properties located at 11141 and 11151 Westminster Avenue, Garden Grove be accepted; and

The City Clerk be authorized to accept the Street Deed on behalf of the City.

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

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

STREET DEED AND AN EASEMENT FOR PUBLIC STREET AND HIGHWAY PURPOSES FOR A PORTION OF PROPERTY LOCATED AT 13976 ANITA PLACE, GARDEN GROVE (F: 84.1)

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

The easement for public street and highway purposes for a portion of the property located at 13976 Anita Place, Garden Grove be accepted; and

The City Clerk be authorized to accept the Street Deed on behalf of the City.

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

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

STREET DEED AND AN EASEMENT FOR PUBLIC STREET AND HIGHWAY PURPOSES FOR A PORTION OF THE PROPERTY LOCATED AT 10062 EMERSON AVENUE, GARDEN GROVE (F: 84.1)

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

The easement for public street and highway purposes for a portion of the property located at 10062 Emerson Avenue, Garden Grove be accepted; and

The City Clerk be authorized to accept the Street Deed on behalf of the City.

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

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

RESOLUTION APPROVING THE SELECTION OF STREETCAR ALTERNATIVE 1 AS THE LOCALLY PREFERRED ALTERNATIVE FOR THE SANTA ANA-GARDEN GROVE FIXED GUIDEWAY PROJECT (F: 55-City of Santa Ana-GO Local)

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

Resolution No. 9269-15 - Approving the selection of Streetcar Alternative 1 as the Locally Preferred Alternative for the Santa Ana-Garden Grove Fixed Guideway Project, be adopted.



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

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

PURCHASE ORDER TO FRONTIER FORD FOR THE PURCHASE OF ONE PICK-UP TRUCK (F: 60.4)

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

The Finance Director be authorized to issue a purchase order in the amount of \$27,162.84 to Frontier Ford for the purchase of one (1) pick-up truck.

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

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

PURCHASE ORDER TO NATIONAL AUTO FLEET GROUP FOR THE PURCHASE OF ONE CARGO VAN (F: 60.4)

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

The Finance Director be authorized to issue a purchase order in the amount of \$26,698.79 to National Auto Fleet Group for the purchase of one (1) new cargo van.

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 Phan that:

Regular Warrants 578308 through 578804, 578805 through 578901, and 578902 through 579550; Wires W1358 through W1364, W1365, and Direct Deposits W578901 through W579549, 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.

Payroll Warrants 177670 through 177730; Direct Deposits D270283 through DD270942; and Wires W2098 through W2101, be approved as presented in the

payroll 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

RECONSIDERATION OF NOMINEE LIST FOR THE NEIGHBORHOOD IMPROVEMENT AND CONSERVATION COMMISSION (F: 122.4A)

After City Council discussion, it was moved by Council Member Bui, seconded by Council Member Phan that:

George Edward Brietigam be appointed to the Neighborhood Improvement and Conservation Commission, replacing Jim Benson.

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

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

APPROPRIATION OF MEASURE M1 COMBINED TRANSPORTATION GRANT FUNDING FOR REIMBURSING THE ORANGE COUNTY TRANSPORTATION AUTHORITY (F: 23.18C)

After staff's presentation, it was moved by Council Member Jones, seconded by Council Member Bui that:

The Finance Director be authorized to appropriate all available cash in Fund 423, currently at \$807,777.72, plus future interest earned to reimburse the Orange County Transportation Authority for excess grant funding received for the completion of intersection improvement projects.

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

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

THREE YEAR LEASE AGREEMENT WITH SEAVCO DBA IRV SEAVER MOTORCYCLES FOR NINE POLICE MOTORCYCLES (F: 82.4)

After staff's presentation, Council Member Phan inquired about the financial advantages of buying versus leasing.

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

The attached Lease Agreement with Seavco dba Irv Seaver Motorcycles for nine (9) leased vehicles for an amount not to exceed \$283,574.52 for three years be approved; and

The Interim City Manager be authorized to execute the agreement, and make minor modifications as necessary thereto.

The motion carried by a 4-0-1 vote as follows:

Ayes: (4) Beard, Bui, Jones, Nguyen  
Noes: (0) None  
Abstain: (1) Phan

CONSIDERATION TO URGE THE CITY OF RIVERSIDE TO RESCIND THEIR SISTER CITY AFFILIATION WITH THE CITY OF CAN THO IN VIETNAM, AS REQUESTED BY COUNCIL MEMBER BUI (F: 53.1)

After staff's presentation, the City Council commented on their position on this matter.

Council Members Beard, Bui, and Phan spoke in support of the entire City Council signing the letter on behalf of Garden Grove's Vietnamese community.

Council Member Jones and Mayor Nguyen commented that they believed in local control, and cities should not be telling other cities how to operate their organization.

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

The Mayor and Council Members sign a letter on behalf of the City to the City of Riverside urging the Riverside City Council to rescind its Sister City affiliation with Can Tho, Vietnam.

A substitute motion was moved by Council Member Phan, seconded by Council Member Bui that:

Each Council Member decide individually to sign a letter to the City of Riverside urging the Riverside City Council to rescind its Sister City affiliation with Can Tho, Vietnam.

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

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

PROCLAIMING FEBRUARY 27, 2015, AS STAND UP TO BULLYING DAY IN THE CITY OF GARDEN GROVE, AS REQUESTED BY COUNCIL MEMBER PHAN (F: 83.1)

After Council Member Phan's presentation, it was moved by Mayor Nguyen seconded by Council Member Jones that:

The Garden Grove City Council does hereby proclaim February 27, 2015, as "Stand Up to Bullying Day" in the city of Garden Grove, and encourages all community members to take a personal responsibility to end bullying in our schools, our city, and beyond.

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

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

#### ADJOURNMENT

At 9:37 p.m., Mayor Nguyen adjourned the meeting in memory of Joseph Langdell, survivor of Pearl Harbor. The next Regular Meeting is scheduled for Tuesday, February 24, 2015, at 5:30 p.m. in the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Kathleen Bailor, CMC  
City Clerk