

MINUTES

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

Regular Meeting

Tuesday, June 9, 2015

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

CONVENE MEETING

At 7:09 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: Susan Callahan, James Dean, Tony Flores, Ronnie Guyer, Andrew Halberstadt, Verla Lambert, Fred Llano, Robin Marcario, Josh McIntosh, Charles Mitchell, Hung Nguyen, Caren Recor, Michael Shonafelt, Sandy Stiasni, John Wildsmith, Charlie Zubinski

WARRANTS (F: 60.5)

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

The Regular Warrants 1212 through 1219 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 8:17 p.m., Chair Jones adjourned the meeting. The next Regular Meeting is scheduled for Tuesday, June 23, 2015, at 5:30 p.m., in the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Kathleen Bailor, CMC  
Secretary

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, June 9, 2015

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

CONVENE CLOSED SESSION

At 5:35 p.m., Mayor Nguyen convened the meeting in the Council Chamber.

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

ABSENT:      (1)      Council Member Jones absent at Roll Call,  
but joined the meeting at 5:43 p.m.

ORAL COMMUNICATIONS FOR CLOSED SESSION MATTERS ONLY: None.

CLOSED SESSION

At 5:36 p.m., Mayor Nguyen announced that the City Council was going into Closed Session in the Founders Room to discuss the following matters:

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9 (d)(2)

One potential case – Threat of litigation regarding at-large elections under the California Voting Rights Act.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1):

Worker's Compensation Claim – John Urbanowski, Police Lieutenant

ADJOURNMENT OF CLOSED SESSION

At 6:40 p.m., Mayor Nguyen adjourned the Closed Session.



RECESS

At 8:15 p.m., Mayor Nguyen declared a recess.

RECONVENE

At 8:17 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

EASEMENT FOR PUBLIC STREET AND HIGHWAY PURPOSES FOR PROPERTY LOCATED AT 13181 WESTLAKE STREET, 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 13181 Westlake Street, Garden Grove be approved and 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

MINUTES (F: Vault)

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

The minutes from the meetings of February 10, 2015, and March 24, 2015, be received and filed.

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 585450 through 585599, and 585600-586230; Wires W1419 through W1424; and Direct Deposits W585599 through W586230; 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 178188 through 178236; Direct Deposits D276301 through DD276977; and Wires W2134 through W2137, 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

AGREEMENT WITH THE COUNTY OF ORANGE TO PROVIDE FORENSIC SERVICES  
(F: 55-County of Orange – Sheriff Coroner)

This matter was considered separately from the Consent Calendar items.

FULL READING OF ORDINANCES LISTED

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

AGREEMENT WITH THE COUNTY OF ORANGE TO PROVIDE FORENSIC SERVICES  
(F: 55-County of Orange – Sheriff Coroner)

Council Member Beard disclosed that as an employee with the County of Orange, he is employed by Community Resources Department and has no conflict with voting on this matter.

Council Member Phan disclosed that as an employee with the County of Orange, he is employed by this District Attorney's Office and works closely with the Sherrif's Department. He will not be participating in this matter.

COUNCIL MEMBER PHAN LEFT THE DIAS AT 8:17 P.M.

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

The agreement with the County of Orange to provide forensics services to the City, in the amount of \$466,952, for Fiscal Year 2015-16 be approved; and

The Mayor be authorized to execute the agreement on behalf of the City.

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

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

COUNCIL MEMBER PHAN RETURNED TO THE MEETING AT 8:18 P.M.

PUBLIC HEARING - NEGATIVE DECLARATION, AND AMENDMENT NO. A-013-2015 AMENDING CHAPTER 18 (MIXED-USE REGULATIONS) AND CHAPTER 4 (DEFINITIONS) OF TITLE 9 OF THE MUNICIPAL CODE FOR MIXED USE REGULATIONS, ADDING USES TO THE LAND USE CHART FOR THE C-1 (CIVIC CENTER MIXED USE 1) AND THE AR (ADAPTIVE REUSE) ZONES AND ADDING DEFINITIONS FOR NEW USES (F: 115.A-013-2015)

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

Following staff's presentation, 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.

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

Resolution No. 9291-15 – A Resolution adopting a Negative Declaration for Garden Grove Municipal Code Amendment No. A-013-2015, a Zoning Text Amendment to portions Title 9, Chapter 18: Mixed-Use Regulations, and Chapter 4: Definitions, 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 Jones, seconded by Council Member Bui that:

Ordinance No. 2857 entitled:

An Ordinance of the City Council of the City of Garden Grove approving Amendment No. A-013-2015, a Zoning Text Amendment to portions of Chapter 18 (Mixed-Use

Regulations) and Chapter 4 (Definitions) of Title 9 of the Garden Grove Municipal Code to establish new permitted uses in the Civic Center Mixed-Use (CC-1) Zone, new development, operational, and compatibility standards for certain uses in the CC-1 Zone, and standards for the conversion of single-family homes in the CC-1 Zone 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

APPEAL, SUBMITTED BY INGE REALTY/SOPHIE INGE, OF A PLANNING COMMISSION DECISION TO DENY VARIANCE NO. V-010-2015, A REQUEST TO ALLOW A FREESTANDING SIGN LOCATED AT 12461 HARBOR BOULEVARD, GARDEN GROVE (THIS MATTER WAS CONTINUED FROM THE MAY 12, 2015, AND MAY 26, 2015, MEETINGS.) (F: 111.V-010-2015)

Following staff's presentation, and City Council discussion, it was moved by Council Member Bui, seconded by Council Member Phan that:

Resolution No. 9293-15 – A Resolution denying the appeal submitted by Sophie Inge, Inge Realty, and upholding the Planning Commission's decision to deny Variance No. V-010-2015 regarding a freestanding sign located at 12461 Harbor Boulevard, Garden Grove, be adopted.

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

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

CONTRACT WITH SULLY MILLER CONTRACTING COMPANY FOR PROJECT NO. 7376 – WEST STREET AND CANDY LANE WATER IMPROVEMENTS PROJECT (AREAS ALONG WEST STREET FROM CHAPMAN AVENUE TO CLIFFWOOD AVENUE; ALONG WILKEN WAY FROM WEST STREET TO EUGENE STREET; AND ALONG CANDY LANE FROM WEST STREET TO HOLYOAK LANE) (F: 112.proj.7376)

Following staff's presentation and City Council discussion, it was moved by Council Member Phan, seconded by Council Member Jones that:

A contract be awarded to Sully Miller Contracting Company, in the amount of \$1,771,470, for the construction of Project No. 7376 – West Street and Candy Lane Water Improvements Project (areas along West Street from Chapman Avenue to Cliffwood Avenue; along Wilken Way from West Street to Eugene Street; and Candy Lane from West Street to Holyoak Lane); and

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

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

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

RESOLUTION APPROVING THE ANNUAL REPORT OF THE GARDEN GROVE TOURISM IMPROVEMENT DISTRICT (GGTID) ADVISORY BOARD, DECLARING ITS INTENTION TO LEVY ASSESSMENTS FOR FISCAL YEAR 2015-16 FOR THE GGTID, AND FIXING THE TIME AND PLACE OF A PUBLIC HEARING FOR JUNE 23, 2015 (F: 32.1)

Following staff's presentation and City Council discussion, it was moved by Council Member Beard, seconded by Council Member Jones that:

Resolution No. 9292-15 – A Resolution approving the Annual Report of the Garden Grove Tourism Improvement District Advisory Board, declaring its intention to levy assessments for Fiscal Year 2015-2016 for the Garden Grove Tourism Improvement District, and fixing the time and place of Public Hearing for June 23, 2015, at 6:30 p.m. and giving notice thereof, be adopted.

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

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

PROCLAMATION HONORING HIS HOLINESS THE 14TH DALAI LAMA ON HIS 80<sup>TH</sup> BIRTHDAY AND DECLARING GARDEN GROVE A CITY OF COMPASSION (F: 83.1)

Following staff's presentation and City Council discussion, it was moved by Council Member Phan, seconded by Mayor Nguyen that:

A proclamation honoring His Holiness the 14<sup>th</sup> Dalai Lama on his 80<sup>th</sup> birthday, and declaring Garden Grove a City of Compassion, to be presented to His Holiness the 14<sup>th</sup> Dalai Lama during his visit to Orange County in July 2015, be approved.

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

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



REQUEST FROM MAYOR NGUYEN FOR CITY COUNCIL REVIEW OF THE EXISTING AGREEMENT FOR RED LIGHT CAMERA ENFORCEMENT  
(F: 55-Redflex Traffic Systems, Inc.)(XR: 100.7)

Following staff's presentation and City Council discussion, it was moved by Mayor Nguyen, seconded by Council Member Bui that:

A Study Session be scheduled to discuss the options available regarding the Red Light Camera Enforcement Agreement.

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

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

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

Interim City Manager Roeder announced the Police Memorial scheduled for Thursday, June 11, 2015, from 5-6 p.m. He also announced the Special Meeting of the City Council scheduled for Thursday, June 11, 2015, at 6:30 p.m.

Council Member Phan announced the Miss Garden Grove Pageant's fundraiser on June 14, 2015, at 2 p.m. at the Lions Club.

ADJOURNMENT

At 9:06 p.m., Mayor Nguyen adjourned the meeting.

There will be a Special Meeting of the City Council held on Thursday, June 11, 2015, at 6:30 p.m., in the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

The next Regular City Council Meeting will be held on Tuesday, June 23, 2015, at 5:30 p.m. in the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Kathleen Bailor, CMC  
City Clerk