

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, October 27, 2015

Courtyard Center
12732 Main Street, Garden Grove, CA 92840

CONVENE CITY COUNCIL MEETING

At 6:08 p.m., Mayor Nguyen convened the meeting.

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

ABSENT: (0) None

ORAL COMMUNICATIONS FOR CLOSED SESSION MATTERS ONLY

Speakers: None.

CONVENE CLOSED SESSION

At 6:09 p.m. Mayor Nguyen announced that the City Council was going into Closed Session in the Activity Room to discuss the following matter:

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6(f)

City Designated Representative: Laura Stover, Human Resources Director

Employee Organizations: Orange County Employee's Association (OCEA), OCEA Employee's League, and Garden Grove Police Association.

ADJOURNMENT OF CLOSED SESSION

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

RECONVENE CITY COUNCIL MEETING

At 6:48 p.m., Mayor Nguyen reconvened the meeting in the Courtyard Center with all Council Members present.

INVOCATION AND PLEDGE OF ALLEGIANCE

CLOSED SESSION REPORT

Acting City Attorney Sandoval announced there was no reportable action.

PRESENTATIONS

Community Spotlight: Recognition of the Farmers & Merchants Bank's 60th anniversary. (F: 52.3)

ORAL COMMUNICATIONS

Speakers: Rod Powell, Allen Baylis, Jay Beeber, Leland Sisk, Tony Flores, Michael Dishler, David Barros, Robin Marcario, Michael Hearst, Josh McIntosh, Mary Urashima, Allen Christian, Jim Lissner, Charles Mitchell, James Dean, Steven Hall, Douglas Hughes

Council Member response to public comments: Mayor Nguyen commented that he would like to see the City pursue a nuisance abatement for the Galleria project; he asked that the City Manager check the status on the investigation of Barlag/Broadwater with the District Attorney; he noted the deadline for action by municipalities regarding medical marijuana dispensaries and that he would like to see stricter zoning regulations in place. He commented that the current report on the red light camera program again has no control for statistical comparison; he asked that City staff review and to determine how the Federal Aviation Administration guidelines on drones can be implemented in the city; he noted that he did not deny access to records involving his participation with demonstrators at the Hyatt Hotel; he noted that the City now has a citizen request App for smart phones and encouraged residents to use it to report problems. He requested that staff follow up with the homeless camping at Garden Grove Park; he stated that he would follow up with staff on plans for a child care facility at Brookhurst Street and Orangewood Avenue.

Council Member Bui noted that he has been helping the Sisters of the Holy Cross through their permit application for a child care facility at Brookhurst Street and Orangewood Avenue, and they are scheduled for a Public Hearing at the December 3, 2015, Planning Commission meeting.

Council Member Beard agreed that the City needs to address drones and be informed on the regulations, and highlight the health concerns related to mosquitos.

RECESS

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

RECONVENE CITY COUNCIL MEETING

At 8:35 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

EXONERATION OF THE IMPROVEMENT CASH DEPOSIT FOR TRACT MAP NO. 17521 FOR PROPERTY LOCATED AT 10418 KATELLA AVENUE, GARDEN GROVE (F: 103.TT17521)

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

The improvement deposits be exonerated for Tract Map No. 17521 located at the south side of Katella Avenue between Brookhurst Street and Euclid Street, Garden Grove.

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

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

PURCHASE ORDER TO WONDRIES FLEET GROUP FOR EIGHT POLICE VEHICLES (F: 60.4)

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

Utilizing the Los Angeles Bid Purchase Order #15362338-1 be approved; and

The Finance Director be authorized to issue a purchase order in the amount of \$239,562.80 to Wondries Fleet Group for the purchase of eight (8) new Police vehicles.

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

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

RESOLUTION AMENDING THE MEMORANDUM OF UNDERSTANDING WITH THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 2005 (F: 78.6A)

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

Resolution No. 9324-15 entitled A Resolution approving the Memorandum of Understanding on salaries, wages, and fringe benefits for the Term 2015-2017 by and between Local 2005 of the International Association of Fire Fighters and the City of Garden Grove and rescinding Resolution Nos. 8883-09, 8958-10, 9110-12, 9149-12, and 9218-14, be adopted; and

The City Manager be authorized to finalize any last minute language changes that may occur between the parties.

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 Phan, seconded by Council Member Bui that:

The minutes from the meetings held on September 22, 2015, and September 25, 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 Phan, seconded by Council Member Bui that:

Regular Warrants 593127 through 593670; and Wires W1485 through W1486; 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 178914 through 178966; Direct Deposits D283196 through DD283877; and Wires W2174 through W2177; 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

FULL READING OF ORDINANCES LISTED

It was moved by Council Member Phan, seconded by Council Member Bui 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 - MUNICIPAL CODE AMENDMENT NO. A-014-2015 - AN AMENDMENT TO TITLE 9 TO UPDATE THE REFERENCES, DEFINITIONS, DEVELOPMENT STANDARDS, AND OPERATIONAL CONDITIONS PERTAINING TO MASSAGE ESTABLISHMENTS AND OTHER TYPES OF USES THAT PROVIDE MASSAGE SERVICES (F: 115.A-014-2015)

(As approved earlier in the meeting: It was moved by Council Member Phan, seconded by Council Member Bui 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: Charles Mitchell

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

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

Amendment No. A-014-2015 be categorically exempt from the California Environmental Quality Act pursuant to Title 14, California Code of Regulations, Section 15061(b)(3); and

Ordinance No. 2861 entitled: An Ordinance of the City Council of the City of Garden Grove approving Amendment No. A-014-2015, a zoning text amendment to portions of Chapters 9.04, 9.16, and 9.18 of Title 9 of the Garden Grove Municipal Code pertaining to massage establishments and other uses at which massage services are provided, 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

AMENDMENT TO CHAPTER 8.70 OF THE GARDEN GROVE MUNICIPAL CODE
RELATING TO GUEST REGISTERS AT PUBLIC LODGING FACILITIES
(F: 50.2)(XR: 82.1)

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

Following a presentation by Acting City Attorney Sandoval, it was moved by Council Member Phan, seconded by Mayor Nguyen that:

Ordinance No. 2862 entitled: An Ordinance of the City Council of the City of Garden Grove amending Sections 8.70.030 and 8.70.040 Chapter 8.70 of Title 8 of the Garden Grove Municipal Code relating to guest registers at public lodging facilities, 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

PHOTO ENFORCEMENT PROGRAM AT SIGNALIZED INTERSECTIONS
(F: 100.7)(XR: 55-Redflex Traffic Systems, Inc.)

Following Staff's presentation and City Council discussion, it was moved by Mayor Nguyen, seconded by Council Member Bui to discontinue the photo enforcement program and the agreement with Redflex Traffic Systems, Inc.

A substitute motion was moved by Council Member Jones, seconded by Council Member Beard that:

The red light camera program with Redflex Traffic Systems, Inc. at signalized intersections be approved to continue.

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

Ayes: (3) Beard, Jones, Phan
Noes: (2) Bui, Nguyen

PURCHASE ORDER TO HAAKER EQUIPMENT COMPANY FOR ONE SEWER CLEANING TRUCK (F: 60.4)

Following Staff's presentation, 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 \$450,646.20 to Haaker Equipment Company for the purchase of one (1) new sewer cleaning truck.

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

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

PLANNING COMMISSION VACANCY (F: 122.10A)

It was moved by Mayor Nguyen, seconded by Council member Jones that:

Joseph Pak's resignation as a Planning Commissioner be accepted with regret and declare vacancy on the City's Planning Commission.

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

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

INFORMATION REGARDING REQUIREMENTS FOR ADOPTING A MILLS ACT PROGRAM, AS REQUESTED BY COUNCIL MEMBER PHAN (F: 46.5)(XR: 46.11)

Staff provided a report and City Council discussed the requirements for adopting a Mills Act program.

POLICY AUTHORIZING THE RELEASE OF LAW ENFORCEMENT RECORDS EXEMPT FROM DISCLOSURE UNDER THE CALIFORNIA PUBLIC RECORDS ACT IN CERTAIN CIRCUMSTANCES INVOLVING ELECTED PUBLIC OFFICIALS, AS REQUESTED BY COUNCIL MEMBER BUI (F: 45.2B)

Following a presentation by Acting City Attorney Sandoval, it was moved by Council Member Bui, seconded by Mayor Nguyen that:

Resolution No. 9325-15 entitled A Resolution establishing a policy authorizing the release of law enforcement records exempt from disclosure under the California Public Records Act in certain circumstances involving elected public officials, be adopted as amended.

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

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

DISCUSSION REGARDING POTENTIAL SISTER CITY PARTNERSHIPS, AS REQUESTED BY CITY MANAGER SCOTT STILES (F: 102.1)

City Manager Scott Stiles commented that the sister city association with Anyang Korea is well established, and noted that there has been discussion with staff and with Council Members to explore additional sister city partnerships. As more information is gathered and potential sister cities identified, the discussion will be brought back to the City Council.

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

Mayor Nguyen stated that he would like to have the City conduct a Request for Proposal for City Attorney services. He commented on the ribbon cutting for the new exercise equipment at Eastgate Park and he expressed his appreciation for staff's collaboration with public private partnerships for obtaining the equipment.

Council Member Phan announced the Miss Garden Grove pageant to be held on Saturday, October 31, 2015, 6:30 p.m., at 2232 South Harbor Boulevard, Garden Grove.

ADJOURNMENT

At 10:28 p.m., Mayor Nguyen adjourned the meeting in memory of Dick Walters and of Mark and Jeanne Hounsell. The next City Council Meeting will be held on Tuesday, November 10, 2015, at 5:30 p.m. at the Courtyard Center, 12732 Main Street, Garden Grove, California.

Teresa Pomeroy, CMC
Deputy City Clerk

MINUTES

GARDEN GROVE HOUSING AUTHORITY

Regular Meeting

Tuesday, October 27, 2015

Courtyard Center
12732 Main Street, Garden Grove, CA 92840

CONVENE MEETING

At 6:45 p.m., Chair Nguyen convened the meeting in the Courtyard Center.

ROLL CALL PRESENT: (7) Chair Nguyen, Commissioners Beard,
Beckles, Bui, Jones, O'Connor, Phan

 ABSENT: (0) None

ORAL COMMUNICATIONS

Speakers: None

HOUSING AUTHORITY STATUS REPORT FOR SEPTEMBER 2015 (F: H-117.2)

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

The Housing Authority Status Report for September 2015, be received and filed.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, Beckles, Bui, Jones, Nguyen, O'Connor, Phan
Noes: (0) None

MINUTES (F: Vault)

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

The minutes from the meeting held on September 22, 2015, be received and filed.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, Beckles, Bui, Jones, Nguyen, O'Connor, Phan
Noes: (0) None

ADJOURNMENT

At 6:47 p.m., Chair Nguyen adjourned the meeting. The next meeting is scheduled for Tuesday, November 24, 2015, at 6:30 p.m. in the Courtyard Center, 12732 Main Street, Garden Grove, California.

Teresa Pomeroy, CMC
Deputy Secretary

MINUTES

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

Regular Meeting

Tuesday, October 27, 2015

Courtyard Center
12732 Main Street, Garden Grove, CA 92840

CONVENE MEETING

At 6:58 p.m., Chair Jones convened the meeting in the Courtyard Center.

ROLL CALL PRESENT: (5) Chair Jones, Members Beard, Bui, Nguyen, Phan
 ABSENT: (0) None

ORAL COMMUNICATIONS

Speakers: Rod Powell, Allen Baylis, Jay Beeber, Leland Sisk, Tony Flores, Michael Dishler, David Barros, Robin Marcario, Michael Hearst, Josh McIntosh, Mary Urashima, Allen Christian, Jim Lissner, Charles Mitchell, James Dean, Steven Hall, Douglas Hughes

RECESS

At 8:15 p.m. Chair Jones declared a recess.

RECONVENE SUCCESSOR AGENCY

At 8:30 p.m., Chair Jones reconvened the meeting with all Members present.

MINUTES (F: Vault)

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

The minutes from the meeting held on September 22, 2015, be received and filed as amended.

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 Member Phan, seconded by Member Bui that:

The Regular Warrants 1297 and 1314 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 8:32 p.m., Chair Jones adjourned the meeting. The next meeting will be held Tuesday, November 10, 2015, at 5:30 p.m. in the Courtyard Center, 12732 Main Street, Garden Grove, California.

Teresa Pomeroy, CMC
Deputy Secretary

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 Member Nguyen, seconded by Member Bui that:

The minutes from the meetings held on July 28, 2015, and September 22, 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

ADJOURNMENT

At 8:34 p.m., President Phan adjourned the meeting. The next meeting is scheduled for Tuesday, November 24, 2015, at 6:30 p.m. at the Courtyard Center, 12732 Main Street, Garden Grove, California.

Teresa Pomeroy, CMC
Deputy Secretary