

MINUTES

GARDEN GROVE CITY COUNCIL

A Regular Meeting of the City Council of the City of Garden Grove was called to order in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, on Tuesday, August 26, 2008, at 6:44 p.m.

ROLL CALL: PRESENT: (5) MAYOR DALTON, COUNCIL MEMBERS
BROADWATER, JONES, NGUYEN, ROSEN

ABSENT: (0) NONE

INVOCATION AND PLEDGE

Assistant City Manager Les Jones gave the Invocation. Council Member Jones led the Pledge of Allegiance to the Flag of the United States of America.

COMMUNITY SPOTLIGHT

Mayor Dalton called forward Bill Caitlin, the 2008 Strawberry Festival Association President, presenting a memento in recognition of the Strawberry Festival Association's 50 years of dedication and effort toward making the Garden Grove Strawberry Festival a sweet success for the community. (F: 52.3) (XR: 42.3)

ORAL COMMUNICATIONS – PUBLIC

Bob Owens addressed the City Council, encouraging residents to make their opinions known to their local elected officials. (F: 53.3)

John Goodman addressed the City Council, regarding other cities' incentive programs for energy conservation. (F: 53.3)

David Vill addressed the City Council, announcing the upcoming AARP Candidate's Forum scheduled for September 16, 2008. (F: 53.3)

Rod Powell addressed the City Council, regarding the use of fireworks in the city. (F: 53.3) (XR: 61.6)

Linh Ho addressed the City Council, congratulating the Union of Vietnamese Students Association for their fundraising efforts on behalf of the community. (F: 53.3)

Tony Flores addressed the City Council, regarding fireworks, water rates, and the General Plan Amendment approved at the August 12, 2008, City Council meeting. (F: 53.3)

Eldon Hartman addressed the City Council, requesting assistance with brackish water in the gutter near his home. The Mayor indicated that staff would contact Mr. Hartman. (F: 53.3) (XR: 24.1)

RECESS

At 7:15 p.m., the Mayor declared a recess.

RECONVENE

At 7:38 p.m., the meeting was reconvened with Mayor Dalton and all Council Members present.

WRITTEN COMMUNICATIONS - REQUEST FROM GARDEN GROVE CHAMBER OF COMMERCE TO USE THE COUNCIL CHAMBER FOR A CANDIDATE'S FORUM (F: 48.4) (XR: 42.1)

A written communication dated August 4, 2008, from Connie Margolin, President/CEO of the Garden Grove Chamber of Commerce, requesting use of the Council Chamber on Tuesday, October 7, 2008, from 4:00 p.m. to 9:00 p.m., for a candidate's forum, at no charge.

It was moved by Council Member Broadwater, seconded by Mayor Dalton, and carried by unanimous vote that the City co-sponsorship of the Garden Grove Chamber of Commerce Candidate's Forum on Tuesday, October 7, 2008, be and hereby is approved.

RECESS

At 7:39 p.m., the Mayor declared a recess.

RECONVENE

At 7:44 p.m., the meeting was reconvened with Mayor Dalton and all Council Members present.

ACCEPTANCE AND APPROPRIATION OF GRANT FUNDS FROM THE TET FESTIVAL 2008 COMMUNITY ASSISTANCE FUND FOR FUNDING TOWARD THE CITY'S GRAFFITI ABATEMENT PROGRAM (F: 42.8A) (XR: 24.5)

Staff report dated August 26, 2008, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Rosen, and carried by unanimous vote that the grant award of \$1,000 from the TET Festival 2008 Community Assistance Fund be and hereby is accepted and appropriated to the Graffiti Abatement Program, fund-package 111-3115, for fiscal year 2008-09, be and hereby is approved.

ACCEPTANCE OF CONTRACT AS COMPLETE ON PROJECT NO. 7113, TRAFFIC SIGNAL MODIFICATIONS AND INSTALLATIONS AT VARIOUS LOCATIONS (F: 100.proj.7113)

Staff report dated August 26, 2008, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Rosen, and carried by unanimous vote that Project No. 7113, Traffic Signal Modifications and Installations at Various Locations be accepted as complete; and the City Manager and City Clerk are authorized to execute the Notice of Completion of Public Works Improvement and Work.

FINAL PARCEL MAP NO. 2007-135 FOR PROPERTY LOCATED AT 12600-12640 WESTMINSTER AVENUE (F: 118.PM-2007-135)

Staff report dated August 26, 2008, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Rosen, and carried by unanimous vote that the Final Parcel Map No. 2007-135 for property located 12600-12640 Westminster Avenue, be and hereby is approved.

FINAL TRACT MAP NO. 16935 AND SUBDIVISION AGREEMENT FOR PROPERTY LOCATED AT 12782 LORNA STREET (F: 103.TT-16935)

Staff report dated August 26, 2008, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Rosen, and carried by unanimous vote that the Final Tract Map No. 16935 and Subdivision Improvement Agreement for property

located at 12782 Lorna Street, be and hereby are approved; and the City Manager and City Clerk are authorized to execute the agreement.

AMENDMENT TO AGREEMENT WITH SAM YOCUM INC., DBA: YOCUM BUSINESS FURNISHINGS FOR THE POLICE DEPARTMENT 2ND FLOOR TENANT IMPROVEMENT PROJECTS (F: 55) (XR: 82.1)

Staff report dated August 26, 2008, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Rosen, and carried by unanimous vote that Amendment No. 1 to the Agreement by and between the City of Garden Grove and Sam Yocum Inc., dba: Yocum Business Furnishings, for the Tenant Improvement Project of the 2nd Floor of the Police Department, in the amount not exceed \$37,155.84 be and hereby is approved; and the City Manager and City Clerk are authorized to execute the agreement on behalf of the City.

COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO) PREDEVELOPMENT LOAN AGREEMENT WITH JAMBOREE HOUSING CORPORATION (F: 117.16D4) (XR: 117.10)

Staff report dated August 26, 2008, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Rosen, and carried by unanimous vote that the Agreement by and between the City of Garden Grove and Jamboree Housing Corporation, for the use of HOME Investment Partnerships Act (HOME) funds in the amount not to exceed \$170,000 for predevelopment costs associated with acquisition and rehabilitation of rental properties, be and hereby is approved; and the City Manager and City Clerk are authorized to execute the agreement and all other documents necessary to implement the agreement.

WARRANTS (F: 60.5)

It was moved by Council Member Broadwater, seconded by Council Member Rosen, and carried by unanimous vote, that Regular Warrants 421390-421868, and Wires W408-W410, and Payroll Warrants 157097 through 517312, and Direct Deposits D156728 through D157399, and Wires W1348 through W1351, which have been audited for accuracy and availability of funds by the Finance Director, be and hereby are approved.

WAIVER OF FULL READING OF ORDINANCES LISTED

It was moved by Council Member Broadwater, seconded by Council Member Rosen, and carried by unanimous vote, that the full reading of all Ordinances listed for consideration of adoption be waived.

PUBLIC HEARING - ALLOCATION OF FY 2008-09 STATE SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUNDS FOR THE PURCHASE OF AN AUTOMATED REPORT WRITING SYSTEM (ARWS) (F: 82.15) (XR: 82.1)

Staff report dated August 26, 2008, was introduced and reviewed by staff.

Mayor Dalton declared the Public Hearing opened and asked if anyone wished to address the City Council on the matter.

Bob Owens spoke in support of providing the City's public safety employees the equipment and tools needed to make sure they can continue to do their jobs well.

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

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote, that the allocation of FY 2008-09 State Supplemental Law Enforcement Services Funds in the amount of \$298,000 for the purchase of equipment for the Police Department's ARWS system, be and hereby is approved.

PUBLIC HEARING - ADOPTION OF GENERAL PLAN 2030 AND CERTIFICATION OF THE ENVIRONMENTAL IMPACT REPORT (F: 20.2) (XR: 57.1)

Staff report dated August 26, 2008, was introduced.

Staff and the RBF Consultant provided an overview of the General Plan update process, which included three community workshops and two Planning Commission meetings. Input from these meetings has been incorporated into the update. In addition, drafts of the General Plan and the EIR were circulated to all City departments for review and approval. The Consultant's response to written comments received from neighboring cities and agencies are included in the Final EIR.

Mayor Dalton indicated that the Public Hearing was opened at the August 12, 2008, meeting and continued to tonight's meeting. He declared the Public Hearing re-opened and asked if anyone wished to address the City Council on the matter.

Peter Katz, Robin Marcario, Scott Weimer, Bob Owens, J.J. Jauregui, Charles Mitchell, and Paul Lucas expressed appreciation for the opportunities provided to the community to give input regarding the new plan.

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

The Council Members spoke in support of the General Plan, commenting on the positive aspects of the process that provided many ways for the community to participate in the process; and the future opportunities the General Plan provides for preserving residential neighborhoods, guiding the remaining development and redevelopment opportunities in the city, as well as encouraging the revitalization of selected areas.

RESOLUTION NO. 8851-08

It was moved by Council Member Broadwater, seconded by Mayor Dalton, and carried by unanimous vote, that full reading of Resolution No. 8851-08 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING GENERAL PLAN 2030 AND CERTIFYING THE PROGRAM ENVIRONMENTAL IMPACT REPORT, be and hereby is adopted.

UPDATE OF CITY'S GRAFFITI ORDINANCE AND ESTABLISHMENT OF ADMINISTRATIVE FINES FOR GRAFFITI VIOLATIONS (F: 24.5) (XR: 82.1)

Staff report dated August 26, 2008, was introduced and reviewed by staff.

ORDINANCE NO. 2732 was introduced for first reading and the title read in full, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE AMENDING CHAPTER 64 OF TITLE 8 OF THE GARDEN GROVE MUNICIPAL CODE PERTAINING TO GRAFFITI PREVENTION, PROHIBITION, AND REMOVAL; AND FURTHER AMENDING TITLE 1 OF THE GARDEN GROVE MUNICIPAL CODE TO ESTABLISH ADMINISTRATIVE FINES FOR CERTAIN GRAFFITI VIOLATIONS

It was moved by Council Member Broadwater, seconded by Council Member Rosen, and carried by unanimous vote, that the full reading of all Ordinances listed for consideration of adoption be waived.

It was moved by Council Member Broadwater, seconded by Mayor Dalton, and carried by unanimous vote, that Ordinance No. 2732 be and hereby is passed to second reading.

SECOND READING OF ORDINANCE NO. 2730 and NO. 2731

It was moved by Council Member Broadwater, seconded by Council Member Rosen, and carried by unanimous vote, that the full reading of all Ordinances listed for consideration of adoption be waived.

ORDINANCE NO. 2730 was presented for second reading and adoption and the title read in full, being AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A NEGATIVE DECLARATION AND APPROVING ZONE CHANGE AMENDMENT NO. A-139-08, TO CHANGE THE ZONING DESIGNATION FROM R-1-6 (SINGLE-FAMILY RESIDENTIAL) TO OFFICE PROFESSIONAL (OP) (F: 115.A-139-08) (XR: 20.GPA-01-08A)

Following the reading of the Ordinance title, it was moved by Council Member Broadwater, seconded by Council Member Rosen, and carried by unanimous vote, that Ordinance No. 2730 be and hereby is declared adopted.

ORDINANCE NO. 2731 was presented for second reading and adoption and the title read in full, being AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING CHAPTER 25 OF TITLE 5 OF THE GARDEN GROVE MUNICIPAL CODE PERTAINING TO STATE VIDEO FRANCHISE HOLDERS (F: 50.2) (XR: 121.2H)

Following the reading of the Ordinance title, it was moved by Council Member Rosen, seconded by Council Member Nguyen, and carried by unanimous vote, that Ordinance No. 2731 be and hereby is declared adopted.

MATTERS FROM THE MAYOR, CITY COUNCIL MEMBERS AND CITY MANAGER

Council Member Broadwater expressed his appreciation for Code Enforcement's efforts in preserving neighborhoods. He encouraged residents to contact him if they should notice a property that is not being well taken care of. (F: 53.1)

Council Member Nguyen thanked staff for a job well done on the General Plan. She requested staff provide information regarding the City's policy on the use of synthetic turf. (F: 53.1) (XR: 87.1)

Council Member Jones congratulated the Mayor for his efforts in bringing forward the Graffiti Ordinance. He indicated that he is working with staff to determine what the City can do to address issues brought about by State regulated halfway/rehabilitation houses placed in residential neighborhoods. (F: 53.1) (XR: 24.5)

Mayor Dalton cited several City-sponsored events that highlight employee's efforts, including Fire Service Day, Public Works Annual Open House, and the annual Police Night Out. (F: 53.1) (XR: 61.1) (XR: 24.1) (XR: 82.1)

ADJOURNMENT

At 8:56 p.m., the meeting was declared adjourned.

KATHLEEN BAILOR
CITY CLERK

MINUTES

GARDEN GROVE CITY COUNCIL

A Special Meeting of the City Council of the City of Garden Grove was called to order in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, on Tuesday, August 26, 2008, at 5:06 p.m.

ROLL CALL: PRESENT: (3) MAYOR DALTON, COUNCIL MEMBERS
BROADWATER, JONES

ABSENT: (2) COUNCIL MEMBERS ROSEN (absent at Roll
Call, but joined the meeting at 5:09 p.m.),
NGUYEN (absent at Roll Call, but joined the
meeting at 5:23 p.m.)

PUBLIC INPUT ON CLOSED SESSION ITEM

None.

RECESS

At 5:07 p.m., the Mayor declared a recess.

RECONVENE TO CLOSED SESSION

At 6:06 p.m., under the Ralph M. Brown Act, the Closed Session was reconvened in the Founders Room to discuss the following:

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Subdivision (a) of Section 54956.9)

Vietnamese Buddhism Study Temple in America, et al. v. City of
Garden Grove, et al.
United States District Court Case No. SACV06-728 CJC.

RECONVENE IN OPEN SESSION

At 6:19 p.m., the meeting was reconvened in the Council Chamber with Mayor Dalton and all Council Members present. Mayor Dalton announced that the Closed Session item previously announced was discussed, and there was no reportable action.

ADJOURNMENT

At 6:20 p.m., the meeting was declared adjourned.

KATHLEEN BAILOR
CITY CLERK

MINUTES

GARDEN GROVE CITY COUNCIL

A Study Session of the City Council of the City of Garden Grove was called to order in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, on Tuesday, August 26, 2008, at 5:06 p.m.

ROLL CALL: PRESENT: (3) MAYOR DALTON, COUNCIL MEMBERS
BROADWATER, JONES

ABSENT: (2) COUNCIL MEMBERS ROSEN (absent at Roll
Call, but joined the meeting at 5:09 p.m.),
NGUYEN (absent at Roll Call, but joined the
meeting at 5:23 p.m.)

ORAL COMMUNICATIONS – PUBLIC

Bob Owens addressed the City Council, encouraging residents to participate in the democratic process by making their opinions known to their local elected officials. (F: 53.3)

PRESENTATION OF DATA AND FINDINGS RELATED TO ALCOHOL OUTLETS AND ALCOHOL LICENSE TYPES, AS PRESENTED BY CLEW ASSOCIATES, IN ASSOCIATION WITH ORANGE COUNTY'S ADEPT PROGRAM (F: 52.3)

Representatives of CLEW Associates presented their report on retail alcohol outlets in the city and how these outlets contribute to local health, safety, and social problems. Staff presented recommendations from the Police and Community Development Departments in response to the findings from the report.

ADJOURNMENT

At 6:05 p.m., the meeting was declared adjourned.

KATHLEEN BAILOR
CITY CLERK

MINUTES

GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT

A Regular Meeting of the Garden Grove Agency for Community Development was called to order in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, on Tuesday, August 26, 2008, at 6:53 p.m.

ROLL CALL: PRESENT: (5) CHAIR BROADWATER, MEMBERS DALTON, JONES, NGUYEN, ROSEN

ABSENT: (0) NONE

ORAL COMMUNICATIONS – PUBLIC

None relevant to the Agency.

RECESS

At 7:15 p.m., the Chair declared a recess.

RECONVENE

At 7:40 p.m., the meeting was reconvened with Chair Broadwater and all Members present.

MINUTES (F: Vault)

It was moved by Member Dalton, seconded by Member Rosen, and carried by unanimous vote, that the minutes of the Regular Agency Meeting held July 8, 2008, be and hereby are approved.

ADJOURNMENT

At 7:41 p.m., the meeting was declared adjourned.

KATHLEEN BAILOR
SECRETARY

MINUTES

GARDEN GROVE HOUSING AUTHORITY

A Regular Meeting of the Garden Grove Housing Authority was called to order in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, on Tuesday, August 26, 2008, at 6:30 p.m.

ROLL CALL: PRESENT: (7) CHAIR D. NGUYEN, COMMISSIONERS BROADWATER, DALTON, JONES, C. NGUYEN, O'CONNOR, ROSEN

ABSENT: (0) NONE

ORAL COMMUNICATIONS – PUBLIC

Bob Owens addressed the Housing Authority, expressing his concern on the state of the economy and the affect it has had on unemployed residents. (F: H-53.3)

STATUS REPORT ON THE SECTION 8 RENTAL ASSISTANCE PROGRAM FOR JULY 2008 (F: H-117.2)

Staff report dated August 26, 2008, was introduced.

It was moved by Commissioner Broadwater, seconded by Commissioner C. Nguyen, and carried by unanimous vote, that the Status Report on the Section 8 Rental Assistance Program for July 2008, be and hereby is received and ordered filed.

MINUTES (F: Vault)

It was moved by Commissioner Broadwater, seconded by Commissioner C. Nguyen, and carried by unanimous vote, that the minutes of the Regular Meeting of the Housing Authority held July 22, 2008, be and hereby are approved.

PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE HOUSING
AUTHORITY 2008 ANNUAL PLAN (F: H-128.4)

Staff report dated August 26, 2008, was introduced and reviewed by staff. An amendment to the Annual Plan is necessary in order for the Housing Authority to participate in a Project-Based Voucher Program to preserve affordable housing in Garden Grove.

In response to Commissioner's inquiries, staff indicated that using Project-Based vouchers is a step in a direction to keep the 13 buildings in the Buena Clinton area under one owner. Garden Grove is known to have the strictest inspection requirements in Orange County, with many units failing the first inspection. Staff works closely with Code Enforcement to ensure participants have safe, clean, and habitable places to live. Funding is dependent on units adhering to the standards set by the Department of Housing & Urban Development (HUD).

Chair D. Nguyen declared the Public Hearing open and asked if anyone wished to address the Housing Authority on the matter.

Bob Owens commented on using redevelopment funds to assist people with housing costs.

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

It was moved by Commissioner Dalton, seconded by Commissioner Rosen, and carried by unanimous vote, that the amended 2008 Annual Plan for the Garden Grove Housing Authority, be and hereby is adopted.

ADJOURNMENT

At 6:43 p.m., the meeting was declared adjourned.

KATHLEEN BAILOR
SECRETARY

MINUTES

GARDEN GROVE SANITARY DISTRICT

A Regular Meeting of the Garden Grove Sanitary District Board of Directors was called to order in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, on Tuesday, August 26, 2008, at 6:53 p.m.

ROLL CALL: PRESENT: (5) PRESIDENT DALTON, MEMBERS BROADWATER, JONES, NGUYEN, ROSEN

ABSENT: (0) NONE

ORAL COMMUNICATIONS – PUBLIC

None relevant to the Sanitary District.

RECESS

At 7:15 p.m. the President declared a recess.

RECONVENE

At 7:42 p.m. the meeting was reconvened with President Dalton and all Members present.

REJECTION OF ALL BIDS FOR THE TRASK AVENUE-GILBERT STREET SEWER IMPROVEMENTS PROJECT NO. 7811; AND AUTHORIZE RE-ADVERTISEMENT FOR BIDS (F: 92.proj.7811) (XR: S-92.1)

Staff report dated August 26, 2008, was introduced by staff.

It was moved by Member Broadwater, seconded by Member Jones, and carried by unanimous vote, that all bids received for the Trask Avenue-Gilbert Street Sewer Improvements Project No. 7811, be and hereby are rejected; and the Secretary is authorized to re-advertise for bids.

MINUTES (F: Vault)

It was moved by Member Broadwater, seconded by Member Jones, and carried by unanimous vote, that the minutes of the Regular Meeting of the Sanitary District Board held July 22, 2008, be and hereby are approved.

ADJOURNMENT

At 7:43 p.m., the meeting was declared adjourned.

KATHLEEN BAILOR
SECRETARY