

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, Garden Grove, on Tuesday, December 14, 2010, at 6:04 p.m.

ROLL CALL: PRESENT: (4) MAYOR DALTON, COUNCIL MEMBERS  
BROADWATER, DO, NGUYEN

ABSENT: (1) COUNCIL MEMBER JONES (Absent at Roll  
Call, but joined the meeting at 6:07 p.m.)

PUBLIC INPUT ON CLOSED SESSION ITEM

None.

ADJOURN TO CLOSED SESSION

At 6:05 p.m., under the Ralph M. Brown Act, Mayor Dalton announced that Pursuant to Government Code 57957, the City Council was going into Closed Session to discuss the following: Personnel Matter: Public Employee Discipline/Dismissal/Release; Consideration of Public Employee Discipline/Dismissal/Release

Present in Closed Session: Mayor Dalton, Council Members Broadwater, Do, Jones, and Nguyen; Matthew Fertal, City Manager; and from the Law Firm of Stradling Yocca Carlson & Rauth: Celeste Brady and Bruce May.

RECESS

At 6:30 p.m., the Mayor declared a recess.

RECONVENE IN OPEN SESSION

At 6:35 p.m., Mayor Dalton reconvened the meeting with all Council Members present.

Bruce May, Law Firm of Stradling Yocca Carlson & Rauth, announced in accordance with Closed Session proceedings occurring on November 23, 2010, and pursuant to Garden Grove Municipal Code Section 2.44.390, the City Council and City Manager reviewed draft written findings and conclusions sustaining the Police Department's decision to terminate the employment of a former Garden Grove Police Officer. Based upon all the evidence and arguments in the Administrative Record, the City Council, with the concurrence of the City Manager, voted to adopt the written findings and conclusions sustaining the Police Department's decision to terminate the employment of the Police Officer in question. The City Council vote was unanimous.

Mayor Dalton reported that during a Closed Session meeting held on September 28, 2010, and pursuant to Garden Grove Municipal Code Section 2.44.390, the City Council and City Manager reviewed disciplinary action taken against a former Garden Grove Firefighter. Based on all of the evidence and arguments in the Administrative Record, the City Council voted 3 to 2 that the Hearing Officer's decision to uphold an Administrative Decision to terminate the employment of the Firefighter should be set aside, and the Firefighter should be subject to a lengthy suspension and then returned to his position. Council Members Broadwater, Nguyen, and Do voted to set aside the decision of the Hearing Officer; Mayor Dalton and Council Member Jones voted to uphold the decision of the Hearing Officer.

#### INVOCATION AND PLEDGE

Keith Jones, Public Works Director, gave the Invocation. Council Member Nguyen led the Pledge of Allegiance to the Flag of the United States of America.

#### ORAL COMMUNICATIONS FROM THE PUBLIC REGARDING CERTIFICATION OF THE ELECTION

None.

#### DECLARATION OF RESULTS OF THE GENERAL MUNICIPAL ELECTION AND SEATING OF ELECTED MAYOR AND COUNCIL MEMBERS (F: 58.2.2010)

#### RESOLUTION NO. 9024-10

It was moved by Council Member Do, seconded by Council Member Jones, and carried by unanimous vote that full reading of Resolution No. 9024-10, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE, CALIFORNIA,

RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 2, 2010, DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW, be and hereby is adopted.

OATH OF OFFICE AND CERTIFICATES OF ELECTION (F: 58.2A.2010)

Mayor Dalton was administered the Oath of Office by Sandy Dalton was presented with the Certificate of Election, and was seated.

Council Member Broadwater was administered the Oath of Office by Fire Chief David Bertka, was presented him with the Certificate of Election, and was seated.

Council Member Nguyen was administered the Oath of Office by Joseph Dovich, was presented with the Certificate of Election, and was seated.

COURTESY OF THE FLOOR EXTENDED TO MAYOR DALTON, COUNCIL MEMBER BROADWATER, AND COUNCIL MEMBER NGUYEN (F: 58.2A.2010)

Mayor Dalton, Council Member Broadwater, and Council Member Nguyen thanked their families and supporters for the opportunity to serve their community.

REORGANIZATION OF THE CITY COUNCIL

This matter was considered later in the meeting.

PUBLIC HEARING - AMENDMENT TO AN AGREEMENT TO PROVIDE A THREE-YEAR EXTENSION TO THE DEVELOPMENT AGREEMENT WITH CYNTHIA CIRCLE DEVELOPMENT, L.P., FOR THE DEVELOPMENT OF 144 RESIDENTIAL UNITS AT 11031 CYNTHIA CIRCLE, GARDEN GROVE (F: 116.PUD-116-06) (XR: 57.1) (XR: 80.1)

Staff report dated December 14, 2010, was introduced and reviewed by staff.

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

Peggy Bergin raised concerns on the Developer's inability to secure financing for this project, and the potential impact on the traffic in this area.

Russ Van Oleve, the Applicant, responded to Ms. Bergin's concern regarding securing financing. In 2006 when this project was first approved the financial market was collapsing. It would not have been prudent to move forward. The three-year extension will provide the time necessary for the financial market to improve, and the project to be complete.

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

ORDINANCE NO. 2787 was introduced for first reading and the title read in full, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING AN AMENDED DEVELOPMENT AGREEMENT BETWEEN THE CITY OF GARDEN GROVE AND CYNTHIA CIRCLE DEVELOPMENT, L.P., (DEVELOPER), FOR PROPERTY LOCATED AT THE END OF THE CYNTHIA CIRCLE CUL-DE-SAC ON THE EAST SIDE OF EUCLID STREET, NORTH OF WESTMINSTER AVENUE, AT 11031 CYNTHIA CIRCLE, GARDEN GROVE, PARCEL NO. 100-391-22

It was moved by Council Member Broadwater, seconded by Council Member Do, and carried by unanimous vote that Ordinance No. 2787 be and hereby is passed to second reading.

PRESENTATION - COMMUNITY SPOTLIGHT (F: 52.3) (XR: 82.1)

Mayor Dalton called forward Police Chief Joseph Polisar and presented him with a Resolution of Commendation as a token of appreciate for his 33 years of outstanding service, 12 with the city and community of Garden Grove.

WRITTEN COMMUNICATIONS - REQUEST FROM THE KOREAN CHAMBER OF COMMERCE OF ORANGE COUNTY FOR FUNDING TO RESTORE THE KOREAN BUSINESS DISTRICT MONUMENT SIGN (F: 88.1) (XR: 42.7)

It was moved by Mayor Dalton, seconded by Council Member Do, and carried by unanimous vote that the Korean Chamber of Commerce of Orange County's request that the City contribute \$5,000 for the restoration of the Korean Business District Monument Sign be and hereby is approved.

RECESS FOR RECEPTION

At 7:02 p.m., the meeting was recessed for a Welcome Reception.

RECONVENE

At 7:48 p.m., Mayor Dalton reconvened the meeting with all Council Members present.

REORGANIZATION OF THE CITY COUNCIL (F: 46.1) (XR: 10.2) (VIP)

It was moved by Council Member Do, seconded by Council Member Nguyen, and carried by unanimous vote that Council Member Jones be and hereby is reselected as Mayor Pro Tem.

ORAL COMMUNICATIONS – PUBLIC COMMENTS

Peggy Bergin commented on various civic and community matters.

Charles Mitchell encouraged everyone to contact the American Red Cross to become a blood donor.

ORAL COMMUNICATIONS – COUNCIL MEMBER COMMENTS

None.

RESOLUTION COMMENDING POLICE CHIEF JOSEPH POLISAR FOR HIS 33 YEARS IN LAW ENFORCEMENT, 12 YEARS SERVING THE CITY OF GARDEN GROVE (F: 82.1)

It was moved by Council Member Jones, seconded by Council Member Do, and carried by unanimous vote that the Resolution commending Police Chief Joseph Polisar for his 33 years in law enforcement, 12 years serving the city of Garden Grove be and hereby is approved.

2009-10 ANNUAL REPORT FOR THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT, WITH TRANSMITTAL TO THE CALIFORNIA STATE CONTROLLER (F: A-128.3)

Staff report dated December 14, 2010, was introduced by staff.

It was moved by Council Member Jones, seconded by Council Member Do, and carried by unanimous vote that the FY 2009-2010 Annual Report be and hereby is approved; and staff is authorized to transmit the report to the State Controller.

RESOLUTION APPROVING A TRANSFER OF PROPERTY FROM THE CITY TO THE AGENCY FOR COMMUNITY DEVELOPMENT FOR REAL PROPERTY THAT IS A PORTION OF AVALON LANE, SOUTHWEST OF TRASK AVENUE AND FAIRVIEW STREET IN GARDEN GROVE, PARCEL NO. 101-652-09  
(F: 116.PUD-124-10) (XR: 106.DA-180-10)

This matter was considered later in the meeting.

FINAL TRACT MAP NO. 17353 AND SUBDIVISION AGREEMENT WITH POMELO, LLC. FOR PROPERTIES AT 13531, 13551, 13581, AND 13585 FAIRVIEW STREET, GARDEN GROVE (F: 96.PROJ.7255) (XR: 24.11)

This matter was considered later in the meeting.

ACCEPTANCE OF PROJECT AS COMPLETE FOR PROJECT IFB NO. S-1060-RESIDENTIAL SLURRY SEAL PROJECT FOR VARIOUS RESIDENTIAL STREETS INCLUDING ROCKINGHORSE ROAD, GLENCOVE DRIVE, NEWHOPE STREET, AND BANNER AVENUE (F: 55-Pavement Coatings Company) (XR: 24.1)

Staff report dated December 14, 2010, was introduced by staff.

It was moved by Council Member Jones, seconded by Council Member Do, and carried by unanimous vote that Project IFB No. S-1060-Residential Slurry Seal Project for Various Residential Streets including Rockinghorse Road, Glencove Drive, Newhope Street, and Banner Avenue be accepted as complete; the City Manager is authorized to execute the Notice of Completion of Public Works Improvement and Work; and the Finance Director is authorized to release the retention payment of \$11,119.33, after the County Recorder has recorded the Notice of Completion.

REJECTION OF ALL BIDS FOR IFB NO. S-1067 – EMERGENCY MEDICAL RESPONSE VEHICLE, AND AUTHORIZE RE-ADVERTISEMENT FOR BIDS  
(F: 24.1) (XR: 61.1)

Staff report dated December 14, 2010, was introduced by staff.

It was moved by Council Member Jones, seconded by Council Member Do, and carried by unanimous vote that all bids received for IFB No. S-1067 – Emergency Medical Response Vehicle, be and hereby are rejected, and staff is authorized to readvertise for this purchase.

REJECTION OF ALL BIDS FOR IFB NO. S-1068 – STREET STRIPING AND CURB PAINTING SERVICE, AND AUTHORIZE RE-ADVERTISEMENT FOR BIDS (F: 24.1)

Staff report dated December 14, 2010, was introduced by staff.

It was moved by Council Member Jones, seconded by Council Member Do, and carried by unanimous vote that all bids received for IFB No. S-1068 – Street Striping and Curb Painting Service, be and hereby are rejected, and staff is authorized to readvertise for this purchase.

AGREEMENT WITH MUNICIPAL WATER DISTRICT OF ORANGE COUNTY TO PARTICIPATE IN THE PILOT TURF REMOVAL REBATE PROGRAM (F: 112.5) (XR: 24.12)

Staff report dated December 14, 2010, was introduced by staff.

It was moved by Council Member Jones, seconded by Council Member Do, and carried by unanimous vote that the agreement by and between the City of Garden Grove and the Municipal Water District of Orange County for participation in the Pilot Turf Removal Rebate Program, be and hereby is approved; and the Finance Director is authorized to approve the payment to participate in this program.

AGREEMENT PROVIDING FOR THE ASSIGNMENT OF THE CITY'S CONTRACT WITH ONEOC TO THE ILLUMINATION FOUNDATION FOR THE HOMELESS PREVENTION AND RAPID REHOUSING PROGRAM (HPRP) (F: 55.Volunteer Center of OC) (F: 55.Illumination Foundation) (XR: 57.1)

Staff report dated December 14, 2010, was introduced by staff.

It was moved by Council Member Jones, seconded by Council Member Do, and carried by unanimous vote that the Assignment and Assumption of the City of Garden Grove's Homelessness Prevention and Rapid Rehousing Program (HPRP) contracts from ONEOC to Illumination Foundation, be and hereby is approved.

MINUTES

It was moved by Council Member Jones, seconded by Council Member Do, and carried by unanimous vote that the minutes of the Study Session of the City Council held August 10, 2010, and the Regular Meetings of the City Council held August 10, 2010, and August 24, 2010, be and hereby are received and filed.

WARRANTS (F: 60.5)

It was moved by Council Member Jones, seconded by Council Member Do, and carried by unanimous vote that Regular Warrants 482892 through 484664, and Wires W691 through W699, and Wires 483680 through 484613; and Payroll Warrants 168069 through 168249, Direct Deposits D197455 through D198120, and Wires W1621 through W1627, 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 Jones, seconded by Council Member Do, and carried by unanimous vote that full reading of all Ordinances listed for consideration of adoption be waived.

RECONVENE THE AGENCY FOR COMMUNITY DEVELOPMENT

At 7:55 p.m., the Agency for Community Development was reconvened with all Members present.

Council/Agency Member Jones announced he has a business relationship with the Developer and recused himself from considering the following matters due to a potential conflict of interest.

COUNCIL/AGENCY MEMBER JONES LEFT THE MEETING AT 8:05 P.M.

JOINT ACTION WITH THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT - RESOLUTION APPROVING A TRANSFER OF PROPERTY FROM THE CITY TO THE AGENCY FOR COMMUNITY DEVELOPMENT FOR REAL PROPERTY THAT IS A PORTION OF AVALON LANE, SOUTHWEST OF TRASK AVENUE AND FAIRVIEW STREET IN GARDEN GROVE, PARCEL NO. 101-652-09 (F: 116.PUD-124-10) (XR: 106.DA-180-10)

Staff report dated December 14, 2010, was introduced by staff.

CITY COUNCIL ACTION  
RESOLUTION NO. 9025-10

It was moved by Council Member Do, seconded by Council Member Nguyen, and carried by unanimous vote of those present that full reading of Resolution No. 9025-10, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING A COOPERATION AGREEMENT BY AND BETWEEN THE CITY OF GARDEN GROVE AND THE GARDEN GROVE



AGENCY FOR COMMUNITY DEVELOPMENT PURSUANT TO HEALTH AND SAFETY CODE SECTION 33220, be and hereby is adopted.

AGENCY ACTION  
RESOLUTION NO. 692

It was moved by Member Dalton, seconded by Member Nguyen, and carried by unanimous vote of those present that full reading of Resolution No. 692, be waived, and said Resolution entitled A RESOLUTION OF THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT APPROVING A COOPERATION AGREEMENT BY AND BETWEEN THE AGENCY AND THE CITY OF GARDEN GROVE PURSUANT TO HEALTH AND SAFETY CODE SECTION 33220, be and hereby is adopted.

FINAL TRACT MAP NO. 17353 AND SUBDIVISION AGREEMENT WITH POMELO, LLC. FOR PROPERTIES AT 13531, 13551, 13581, AND 13585 FAIRVIEW STREET, GARDEN GROVE (F: 96.proj.7255) (XR: 24.11)

Staff report dated December 14, 2010, was introduced by staff.

It was moved by Council Member Do, seconded by Council Member Nguyen, and carried by unanimous vote of those present that the Final Tract Map No. TR-17353 and Subdivision Improvement Agreement by and between the City of Garden Grove and Pomelo, LLC, for property located at 13531, 13551, 13581, and 13585 Fairview Street, Garden Grove, be and hereby are approved, and the Subdivision Improvement Bonds are accepted; and the City Manager is authorized to execute the agreement and make minor changes to the Agreement deemed appropriate.

COUNCIL/AGENCY MEMBER JONES RETURNED TO THE MEETING AT 8:09 P.M.

AGENCY ADJOURNMENT

At 8:10 p.m., the Agency meeting was declared adjourned.

RECESS

At 8:10 p.m., the City Council meeting was recessed.

RECONVENE

At 8:14 p.m., Mayor Dalton reconvened the meeting with all Council Members present.

PUBLIC HEARING - AMENDMENT TO AN AGREEMENT TO PROVIDE A THREE-YEAR EXTENSION TO THE DEVELOPMENT AGREEMENT WITH CYNTHIA CIRCLE DEVELOPMENT, L.P., FOR THE DEVELOPMENT OF 144 RESIDENTIAL UNITS AT 11031 CYNTHIA CIRCLE, GARDEN GROVE (F: 116.PUD-116-06) (XR: 57.1) (XR: 80.1)

This matter was considered earlier in the meeting.

PUBLIC HEARING - AMENDMENT NO. A-157-10 AND A NEGATIVE DECLARATION. AMENDMENT TO TITLE 9 OF THE GARDEN GROVE MUNICIPAL CODE, ADDING NEW DEFINITIONS RELATED TO EMERGENCY SHELTERS (HOMELESS), TRANSITIONAL HOUSING, AND SUPPORTIVE HOUSING (F: 115.A-157-10) (XR: 57.1) (XR: 80.1)

Staff report dated December 14, 2010, was introduced and reviewed by staff.

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

Charles Mitchell inquired as to the need for volunteers at the homeless shelters.

Mayor Dalton responded that these shelters would be privately run, and contact would need to be made with the individual operators.

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

ORDINANCE NO. 2788 was introduced for first reading and the title read in full, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A NEGATIVE DECLARATION AND APPROVING AMENDMENT NO. A-157-10, AN AMENDMENT TO TITLE 9 OF THE GARDEN GROVE MUNICIPAL CODE RELATING TO EMERGENCY SHELTERS, TRANSITIONAL HOUSING, AND SUPPORTIVE HOUSING

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

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that Ordinance No. 2788 be and hereby is passed to second reading.

AGREEMENT WITH L3 COMMUNICATIONS CORPORATION TO PROVIDE AND INSTALL WIRELESS IN-CAR VIDEO SYSTEMS FOR POLICE VEHICLES  
(F: 55-L3 Communications Corporation) (XR: 82.1)

Staff report dated December 14, 2010, was introduced and reviewed by staff.

It was moved by Council Member Broadwater, seconded by Council Member Nguyen, and carried by unanimous vote that the 2009 American Reinvestment and Recovery Act Justice Assistant Grant (ARRA JAG) funds be reallocated from the Automated Report Writing Systems (ARWS) to the In-Car Video System (IVS); and the Agreement by and between the City of Garden Grove and L3 Communications Mobile-Vision, Inc., c/o L3 Communications Corporation, in the amount of \$508,398, for labor, materials, training, and maintenance of a wireless in-car video system to be deployed in the City's law enforcement marked vehicles and Police motorcycles, be and hereby is approved; and the City Manager is authorized to execute the Agreement making modifications as deemed appropriate on behalf of the City.

SECOND READING OF ORDINANCE NO. 2786 (F: 106.DA-171-06) (XR: 80.1)

Amendment to a Development Agreement with LV Development, Inc., for a three-year extension for the development of twelve (12) single-family homes at 12661 Nelson Street, Garden Grove.

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

ORDINANCE NO. 2786 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 REVISED DEVELOPMENT AGREEMENT BETWEEN LV DEVELOPMENT, INC., (DEVELOPER), AND THE CITY OF GARDEN GROVE FOR PROPERTY LOCATED ON THE WEST SIDE OF NELSON STREET, NORTH OF STANFORD AVENUE, AT 12661 NELSON STREET, GARDEN GROVE, PARCEL NOS. 089-101-11, 12, 14, 15, and 27

Mayor Dalton announced he owns property in the vicinity of this project and recused himself from considering this matter due to a potential conflict of interest.

MAYOR DALTON LEFT THE MEETING AT 8:28 P.M.

MAYOR PRO TEM JONES ASSUMED THE POSITION AS CHAIR

Following the reading of the Ordinance title, it was moved by Council Member Broadwater, seconded by Council Member Do, and carried by unanimous vote of those present that Ordinance No. 2786 be and hereby is declared adopted.

MAYOR DALTON RETURNED TO THE MEETING AT 8:30 P.M. AND REGAINED THE POSITION AS CHAIR

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

The Mayor and Council Members wished the residents a Merry Christmas and Happy New Year; and complimented staff on the recent community events: Christmas Tree Lighting, Winterfest, and the Skate Spot Grand Opening.

Council Member Broadwater congratulated the Garden Grove High School Football team for winning the CIF Championships; and announced the Vietnam War Museum Blue Ribbon Committee has arranged for the traveling Vietnam War Museum to be brought to Garden Grove for display October 6-9, 2011, and \$6,000 has already been donated toward the costs.

Council Member Nguyen thanked staff for the support she has received these past four years; reminded the public City Hall will be closed between the Christmas and New Year's holidays, and the Orange County Food Bank is located in Garden Grove and is available through these tough economic times. She requested staff place the Food Bank information on the City's website. She encouraged the public to continue to buy in Garden Grove.

Council Member Do commented on the recent increase in housing sales in the city. Additionally, he stated the City Council has accomplished many things this past year with a spirit of unity. He expressed his appreciation for the City Manager's leadership, and the leadership by the Department Directors. He is proud to serve on the City Council.

Mayor Dalton thanked staff for their efforts in continuing to initiate programs for the community despite the tough economic times. He invited the community to the Garden Grove High School Football Team's CIF Championship victory parade on Main Street on Friday, December 17, 2010, at 5:45 p.m.

Mayor Dalton offered his condolences to the Yount Family on the passing of John Yount, long-time resident and community volunteer; to the Farley Family on the passing of Dale Farley, former Garden Grove Police Sergeant; and Edward Green, founder and owner of Green's Glass in Garden Grove.

#### ADJOURNMENT

At 8:45 p.m., the meeting was declared adjourned in memory of John Yount, Dale Farley, and Edward Green.

KATHLEEN BAILOR, CMC  
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, Garden Grove, on Tuesday, December 14, 2010, at 7:55 p.m.

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

ABSENT: (0) NONE

#### REORGANIZATION OF THE AGENCY

This matter was considered later in the meeting.

#### ORAL COMMUNICATIONS

None.

#### RECESS

At 8:00 p.m., the Mayor declared a recess.

#### RECONVENE IN OPEN SESSION

At 8:03 p.m., Chair Broadwater reconvened the meeting with all Members present.

#### REORGANIZATION OF THE AGENCY (F: A-10.6) (VIP)

It was moved by Member Jones, seconded by Member Nguyen, and carried by unanimous vote that Chair Broadwater be and hereby is reselected as Chair.

It was moved by Member Jones, seconded by Member Dalton, and carried by unanimous vote that Vice Chair Nguyen be and hereby is reselected as Vice Chair.

JOINT ACTION WITH GARDEN GROVE CITY COUNCIL - RESOLUTION APPROVING A TRANSFER OF PROPERTY FROM THE CITY TO THE AGENCY FOR COMMUNITY DEVELOPMENT FOR REAL PROPERTY THAT IS A PORTION OF AVALON LANE, SOUTHWEST OF TRASK AVENUE AND FAIRVIEW STREET IN GARDEN GROVE, PARCEL NO. 101-652-09

This matter was considered later in the meeting.

2009-10 ANNUAL REPORT FOR THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT, WITH TRANSMITTAL TO THE CITY COUNCIL (F: A-128.3)

Staff report dated December 14, 2010, was introduced by staff.

It was moved by Member Jones, seconded by Member Dalton, and carried by unanimous vote that the FY 2009-10 Annual Report for the Garden Grove Agency for Community Development, be and hereby is approved; and staff is authorized to transmit to the City Council for approval.

MINUTES

It was moved by Member Jones, seconded by Member Dalton, and carried by unanimous vote that the Agency minutes for the Regular Meeting held August 24, 2010, be and hereby are received and ordered filed.

Agency/Council Member Jones announced he has a business relationship with the developer and recused himself from considering the following matters due to a potential conflict of interest.

AGENCY/COUNCIL MEMBER JONES LEFT THE MEETING AT 8:05 P.M.

JOINT ACTION WITH GARDEN GROVE CITY COUNCIL - RESOLUTION APPROVING A TRANSFER OF PROPERTY FROM THE CITY TO THE AGENCY FOR COMMUNITY DEVELOPMENT FOR REAL PROPERTY THAT IS A PORTION OF AVALON LANE, SOUTHWEST OF TRASK AVENUE AND FAIRVIEW STREET IN GARDEN GROVE, PARCEL NO. 101-652-09 (F: 116.PUD-124.10) (XR: 106.DA-180-10)

Staff report dated December 14, 2010, was introduced by staff.

CITY COUNCIL ACTION  
RESOLUTION NO. 9025-10

It was moved by Council Member Do, seconded by Council Member Nguyen, and carried by unanimous vote of those present that full reading of Resolution No. 9025-10, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING A COOPERATION AGREEMENT BY AND BETWEEN THE CITY OF GARDEN GROVE AND THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT PURSUANT TO HEALTH AND SAFETY CODE SECTION 33220, be and hereby is adopted.

AGENCY ACTION  
RESOLUTION NO. 692

It was moved by Member Dalton, seconded by Member Nguyen, and carried by unanimous vote of those present that full reading of Resolution No. 692, be waived, and said Resolution entitled A RESOLUTION OF THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT APPROVING A COOPERATION AGREEMENT BY AND BETWEEN THE AGENCY AND THE CITY OF GARDEN GROVE PURSUANT TO HEALTH AND SAFETY CODE SECTION 33220, be and hereby is adopted.

PUBLIC HEARING - AGREEMENT WITH POMELO, LLC, FOR THE SALE OF REAL PROPERTY THAT IS A PORTION OF AVALON LANE, SOUTHWEST OF TRASK AVENUE AND FAIRVIEW STREET IN GARDEN GROVE, PARCEL NO. 101-652-09 (F: 116.PUD-124-10) (XR: 106.DA-180-10)

Staff report dated December 14, 2010, was introduced and reviewed by staff.

Chair Broadwater declared the Public Hearing open and asked if anyone wished to address the Agency on the matter.

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

It was moved by Member Nguyen, seconded by Member Do, and carried by unanimous vote of those present that the disposition of the real property adjoining Avalon Lane, southwest of Trask Avenue and Fairview Street, identified as Assessor's Parcel No. 101-652-09, be and hereby is approved; the Agency Director is authorized to execute the Purchase and Sale Agreement by and between the Garden Grove Agency for Community Development and Pomelo, LLC, subject



property and make minor modifications as needed; and the Agency Director is authorized to expedite any other necessary documents for the transaction, and to execute the Grant Deed on behalf of the Agency.

AGENCY/COUNCIL MEMBER JONES RETURNED TO THE MEETING AT 8:09 P.M.

MATTERS FROM AGENCY MEMBERS AND DIRECTOR

None.

ADJOURNMENT

At 8:10 p.m., the meeting was declared adjourned.

KATHLEEN BAILOR, CMC  
SECRETARY