

MINUTES

GARDEN GROVE SANITARY DISTRICT

An Adjourned 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, Garden Grove, on Tuesday, June 14, 2011, at 6:53 p.m.

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

ABSENT: (0) NONE

ORAL COMMUNICATIONS

None.

RECESS

At 8:14 p.m., President Dalton declared a recess.

RECONVENE

At 9:14 p.m., President Dalton reconvened the meeting with all Members present.

PUBLIC HEARING - RESOLUTION ADOPTING THE REPORT OF DELINQUENT SOLID WASTE DISPOSAL FEES, AND AUTHORIZING THESE FEES BE COLLECTED ON THE TAX ROLL (F: S-60.2) (XR: 60.2)

Staff report dated June 14, 2011, was introduced and reviewed by staff.

President Dalton declared the Public Hearing open and asked if anyone wished to address the Sanitary District Board on this matter.

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

RESOLUTION NO. 3728

It was moved by Member Broadwater, seconded by Member Jones, and carried by unanimous vote that full reading of Resolution No. 3728 be waived, and said Resolution entitled A RESOLUTION OF THE GARDEN GROVE SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, OVERRULING PROTESTS TO THE PROPOSED CHARGE FOR DELINQUENT TRASH DISPOSAL ACCOUNTS REPORT AND ADOPTING SAID REPORT, be and hereby is adopted; and staff is hereby directed to file the necessary documentation with the County Auditor for the collection of the fees on the property tax bills.

PUBLIC HEARING - RESOLUTION AUTHORIZING CHARGES FOR REFUSE COLLECTION SERVICES IN IMPROVEMENT DISTRICT NO. 1 TO BE COLLECTED ON THE TAX ROLL (F: S-60.1) (XR: 60.1)

Staff report dated June 14, 2011, was introduced and reviewed by staff.

President Dalton declared the Public Hearing open and asked if anyone wished to address the Sanitary District Board on this matter.

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

RESOLUTION NO. 3729

It was moved by Member Broadwater, seconded by Member Jones, and carried by unanimous vote that full reading of Resolution No. 3729 be waived, and said Resolution entitled A RESOLUTION OF THE GARDEN GROVE SANITARY DISTRICT AUTHORIZING CHARGES FOR IMPROVEMENT DISTRICT NO. 1 TO BE COLLECTED ON THE TAX ROLL, be and hereby is adopted; and staff is hereby directed to file the necessary documentation with the County Auditor for the collection of the fees on the property tax bills.

PUBLIC HEARING - RESOLUTION AUTHORIZING CHARGES FOR SEWER SERVICES IN THE AREAS OF THE GARDEN GROVE SANITARY DISTRICT THAT EXTEND BEYOND THE CITY LIMITS AND DO NOT RECEIVE WATER SERVICES FROM THE CITY TO BE COLLECTED ON THE TAX ROLL (F: S-60.1) (XR: 60.1)

Staff report dated June 14, 2011, was introduced and reviewed by staff.

President Dalton declared the Public Hearing open and asked if anyone wished to address the Sanitary District Board on this matter.

Charles Mitchell commented on the notification procedure.

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

RESOLUTION NO. 3730

It was moved by Member Jones, seconded by Member Broadwater, and carried by unanimous vote that full reading of Resolution No. 3730 be waived, and said Resolution entitled A RESOLUTION OF THE GARDEN GROVE SANITARY DISTRICT AUTHORIZING CHARGES FOR SEWER SERVICES IN THE AREAS OF THE DISTRICT THAT EXTEND BEYOND THE GARDEN GROVE CITY LIMITS AND DO NOT RECEIVE WATER SERVICES FROM THE CITY OF GARDEN GROVE TO BE COLLECTED ON THE TAX ROLL, be and hereby is adopted; and staff is hereby directed to file the necessary documentation with the County Auditor for the collection of the fees on the property tax bills.

ADJOURNMENT

At 9:20 p.m., the meeting was declared adjourned.

KATHLEEN BAILOR, CMC
SECRETARY

MINUTES

GARDEN GROVE PUBLIC FINANCING AUTHORITY

A Regular Meeting of the Garden Grove Public Financing Authority was called to order in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, on Tuesday, June 14, 2011, at 6:53 p.m.

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

ABSENT: (0) NONE

ORAL COMMUNICATIONS – PUBLIC

None.

RECESS

At 8:14 p.m., Chair Dalton declared a recess.

RECONVENE

At 9:11 p.m., Chair Dalton reconvened the meeting with all Members present.

MINUTES

It was moved by Member Broadwater, seconded by Member Nguyen, and carried by unanimous vote that the minutes of the Public Financing Authority meeting held April 27, 2010, be and hereby are received and filed.

JOINT ACTION AMONG THE GARDEN GROVE CITY COUNCIL, GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT, AND THE GARDEN GROVE PUBLIC FINANCING AUTHORITY TO CONSIDER THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT 2011 TAX ALLOCATION BONDS (F: P-60.1) (XR: 60.1) (XR: A-60.1)

It was moved by Authority/Council/Agency Member Jones, seconded by Authority/Council/Agency Member Nguyen, and carried by unanimous vote that this matter would be continued to the Adjourned Regular Meeting on June 21, 2011, at 6:30 p.m.

ADJOURNMENT

At 9:13 p.m., the meeting was adjourned to Tuesday, June 21, 2011, at 6:30 p.m., in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, Garden Grove.

KATHLEEN BAILOR, CMC
SECRETARY

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, June 14, 2011, at 5:30 p.m.

ROLL CALL: PRESENT: (3) CHAIR BROADWATER, MEMBERS BEARD,
DALTON

ABSENT: (2) MEMBER JONES (absent at Roll Call, but joined
the meeting at 5:35 p.m.)
MEMBER NGUYEN (absent at Roll Call, but joined
the meeting at 5:36 p.m.)

PUBLIC INPUT ON CLOSED SESSION MATTERS

None.

ADJOURN TO CLOSED SESSION

At 5:32 p.m., under the Ralph M. Brown Act, the meeting was adjourned to Closed Session in the Founders Room to discuss the following:

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Property: 12061 Garden Grove Boulevard, Garden Grove

Agency Negotiators: Matthew Fertal, Agency Director, and Jim DellaLunga, Project Manager

Negotiating Parties: Heid Partners, Joan Heid

Under Negotiation: To obtain direction regarding the price and terms for potential acquisition of real property.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Property: 12061 Garden Grove Boulevard, Garden Grove

Agency Negotiators: Matthew Fertal, Agency Director; and Jim DellaLonga, Project Manager

Negotiating Parties: Sweet Homes Development, LLC, Brian Lam

Under Negotiation: To obtain direction regarding the price and terms for potential sale of real property.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Property: 10150 Trask Avenue, Garden Grove

Agency Negotiator: Matthew Fertal, Agency Director

Negotiating Party: John Q. Duong, Clear Channel Outdoor - Southern California

Under Negotiation: To obtain direction regarding the price and terms for potential lease of real property.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(b) (One potential case)

Thomas F. Nixon, City Attorney, stated that this matter is in response to a threat of litigation regarding two billboards at Trask Avenue and Harbor Boulevard by the billboard operator.

RECESS

At 6:40 p.m., Chair Broadwater declared a recess.

RECONVENE IN OPEN SESSION

At 6:53 p.m., Chair Broadwater reconvened the meeting with all Members present.

It was announced that the Closed Session matters previously disclosed were discussed and no reportable actions were taken.

ORAL COMMUNICATIONS

Dr. Les Malo and Jeremy Harris, representing the Chamber of Commerce, spoke in support of the Relocation Plan for the Site "C" project proposed for the northeast corner of Harbor Boulevard and Twintree Lane.

Dena Cook, Brian Cook, and David Terry Lautherboren spoke in opposition to the Relocation Plan for the Site "C" project proposed for the northeast corner of Harbor Boulevard and Twintree Lane.

Remy De La Peza, of the Public Counsel Law Center representing the tenants of the Travel Country RV Park, expressed concern on the proposed Updated Relocation Plan for the eligible displaced tenants at the RV Park.

JOINT ACTION WITH THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT AND THE GARDEN GROVE CITY COUNCIL - 2011 UPDATED RELOCATION PLAN FOR ELIGIBLE DISPLACED TENANTS AT THE TRAVEL COUNTRY RV PARK AND ONE ADJACENT BUSINESS (F: A-55.321) (XR: 43.4)

Staff report dated June 14, 2011, was introduced.

Legal Counsel stated that a comment letter was submitted by Remy de La Peza of the Public Counsel Law Center responding to the updated Relocation Plan. Staff recommends that any motion to approve the Relocation Plan should append to the Relocation Plan both the comment letter and the Agency/City written response to the comment letter as attachments.

CITY COUNCIL ACTION RESOLUTION NO. 9043-11

It was moved by Council Member Broadwater, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9043-11, be waived, and said Resolution entitled A RESOLUTION OF CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING THE 2011 UPDATED RELOCATION PLAN FOR THE TRAVEL COUNTRY RV PARK AND ONE ADJACENT BUSINESS "GREAT WOLF" WATER PARK HOTEL PROJECT AND MAKING CERTAIN OTHER FINDINGS IN CONNECTION THEREWITH incorporating and attaching both the comment letter from Public Counsel Law Center dated June 10, 2011, and the City/Agency response to the comment letter and attachment, be and hereby is adopted; and the City Manager and his designees are authorized to implement the 2011 Updated Relocation Plan.

AGENCY ACTION

It was moved by Member Nguyen, seconded by Member Jones, and carried by unanimous vote that the Relocation Plan for the Travel Country RV Park and One Business "Great Wolf" Water Park Hotel Project (updated May 12, 2011), incorporating and attaching both the comment letter from Public Counsel Law Center dated June 10, 2011, and the Agency/City response to the comment letter and attachment, be and hereby is received and filed; and the Agency Director and his designees are authorized to implement the 2011 Updated Relocation Plan in cooperation with the City of Garden Grove.

JOINT ACTION WITH THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT AND THE GARDEN GROVE CITY COUNCIL - RELOCATION PLAN FOR THE SITE "C" PROJECT LOCATED ON THE NORTHEAST CORNER OF HARBOR BOULEVARD AND TWINTREE LANE, GARDEN GROVE (F: A-116.15) (XR: 43.4)

Staff report dated June 14, 2011, was introduced and reviewed by staff.

CITY COUNCIL ACTION
RESOLUTION NO. 9055-11

It was moved by Council Member Jones, seconded by Council Member Broadwater, and carried by unanimous vote that full reading of Resolution No. 9055-11, be waived, and said Resolution entitled A RESOLUTION OF CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING THE SITE "C" PROJECT FINAL RELOCATION PLAN AND MAKING CERTAIN OTHER FINDINGS IN CONNECTION THEREWITH, be and hereby is adopted; and the City Manager and his designees are authorized to implement the Relocation Plan.

AGENCY ACTION

It was moved by Member Jones, seconded by Member Broadwater, and carried by unanimous vote that the Site "C" Project Final Relocation Plan be and hereby is received and filed; and the Agency Director and his designees are authorized to implement the Relocation Plan.

JOINT PUBLIC HEARING WITH THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT AND THE GARDEN GROVE CITY COUNCIL - DISPOSITION AND DEVELOPMENT AGREEMENT WITH LAND & DESIGN, INC. AND RELATED ENVIRONMENTAL REVIEW FOR THE DEVELOPMENT OF REAL PROPERTY LOCATED ON THE NORTHEAST CORNER OF HARBOR BOULEVARD AT 12202, 12222, 12252, 12262, 12272, 12292, 12302 HARBOR BOULEVARD; 12511, 12531, 12551, 12571 TWINTREE LANE; AND 12237, 12239 CHOISSER ROAD IN THE GARDEN GROVE COMMUNITY REDEVELOPMENT PROJECT AREA (F: A-55.368) (XR: A-116.15) (XR: 43.4)

Staff report dated June 14, 2011, was introduced and reviewed by staff.

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

Richard Ablesser, Peggy Bergin, Barbara Dearing, and Susan Tchir spoke in opposition to the project as presented.

Chona Preston, Brianne Cutlice, Stephanie Lambert, and April Colick spoke in support of the project.

Matthew Reid, Land & Design, Inc., President and CEO, commented on the concerns raised by the public, and assured the Agency, City Council, and members of the public that Land & Design, Inc. wants to be an integral part of the community.

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

Chair/Council Member Broadwater requested that the project include upgrading Twintree Lane to include sidewalks, and a traffic signal at the intersection with Harbor Boulevard.

CITY COUNCIL ACTION
RESOLUTION NO. 9045-11

It was moved by Mayor Dalton, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9045-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE CONSENTING TO THE APPROVAL BY THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT OF A DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE AGENCY AND LAND & DESIGN INC., be and hereby is adopted.

AGENCY ACTION
RESOLUTION NO. 698

It was moved by Member Nguyen, seconded by Member Jones, and carried by unanimous vote that full reading of Resolution No. 698, be waived, and said Resolution entitled A RESOLUTION OF THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT APPROVING THE DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE AGENCY AND LAND & DESIGN INC. AND MAKING CERTAIN OTHER FINDINGS IN CONNECTION THEREWITH, be and hereby is adopted; and authorize the Director to execute any other pertinent documents to effectuate the Disposition and Development Agreement.

RECESS

At 8:58 p.m., Chair Broadwater declared a recess.

RECONVENE

At 9:11 p.m., Chair Broadwater reconvened the meeting with all Members present.

JOINT ACTION AMONG THE GARDEN GROVE CITY COUNCIL, GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT, AND THE GARDEN GROVE PUBLIC FINANCING AUTHORITY TO CONSIDER THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT 2011 TAX ALLOCATION BONDS (F: P-60.1) (XR: 60.1) (XR: A-60.1)

It was moved by Agency/Council/Authority Member Jones, seconded by Council/Agency/Authority Member Nguyen, and carried by unanimous vote that this matter would be continued to the Adjourned Regular Meeting on June 21, 2011, at 6:30 p.m.

MATTERS FROM AGENCY MEMBERS AND DIRECTOR

None.

ADJOURNMENT

At 9:13 p.m., the meeting was adjourned to Tuesday, June 21, 2011, at 6:30 p.m. in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, Garden Grove.

KATHLEEN BAILOR, CMC
SECRETARY

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, June 14, 2011, at 6:42 p.m.

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

ABSENT: (0) NONE

INVOCATION AND PLEDGE

Kingsley Okereke, Finance Director, gave the Invocation. Council Member Jones led the Pledge of Allegiance to the Flag of the United States of America.

COMMUNITY SPOTLIGHT: RECOGNITION OF THE 2011 GARDEN GROVE STRAWBERRY BALL KING AND QUEEN, JERRY MARGOLIN AND ARLEDENE DONOHEW (F: 52.3)

Mayor Dalton called forward Jerry Margolin and Arledene Donohew, 2011 Senior Volunteer Man and Woman of the Year, and Strawberry Ball King and Queen, and presented each with a Certificate of Recognition and Resolution in recognition of being exceptional role models through their commitment and service benefiting the community.

RESOLUTION COMMENDING JERRY MARGOLIN AND ARLEDENE DONOHEW FOR BEING NAMED 2011 GARDEN GROVE STRAWBERRY BALL KING AND QUEEN (F: 52.2)

It was moved by Council Member Nguyen, seconded by Mayor Dalton, and carried by unanimous vote that a Resolution commending Jerry Margolin and Arledene Donohew as 2011 Garden Grove Strawberry Ball King and Queen, be and hereby is approved.

COMMUNICATIONS – PUBLIC COMMENTS

Verla Lambert, Beatrice Jones, Peggy Bergin, and Charles Mitchell commented on various civic and community matters.

Beatrice Jones encouraged the City Council to attend upcoming Juneteenth celebrations.

Peggy Bergin expressed her indignation concerning public comments made about her by a City employee.

Dr. Les Malo and Jeremy Harris, representing the Chamber of Commerce, spoke in support of the Relocation Plan for the Site "C" project proposed for the northeast corner of Harbor Boulevard and Twintree Lane.

Dena Cook, Brian Cook, and David Terry Lautherboren spoke in opposition to the Relocation Plan for the Site "C" project proposed for the northeast corner of Harbor Boulevard and Twintree Lane.

Remy De La Peza, of the Public Counsel Law Center representing the tenants of the Travel Country RV Park, expressed concern on the proposed Updated Relocation Plan for the eligible displaced tenants at the RV Park, referencing a letter submitted by the Public Counsel Law Center.

Keith Morton spoke in support of allowing medical marijuana dispensaries in the city.

Don Warsham and Eric Cone expressed concern about the plan for the property at the corner of Acacia Parkway and Seventh Street in the Civic Center area.

COUNCIL MEMBER RESPONSE TO PUBLIC COMMENTS

Council Member Broadwater responded to comments made concerning redevelopment and the City's use of funds.

WRITTEN COMMUNICATIONS - ORANGE COUNTY COMMUNITY ASSISTANCE FOUNDATION'S REQUEST TO ORGANIZE AND OPERATE A SUMMER FESTIVAL AT GARDEN GROVE PARK ON AUGUST 19 THROUGH 21, 2011 (F: 42.1A)

Mark Rich, Roberto Cruz, and a third representative from the Orange County Community Assistance Foundation requested the City Council's

support of their request to operate a summer festival at Garden Grove Park in August.

After discussion, it was the consensus of the City Council that additional information is needed from the Foundation before a decision could be made. The representatives were asked to work with staff to submit the information that would address the Council Members concerns. Due to a conflict of uses at the park for the requested dates, staff was asked to determine what dates could be made available for this festival.

RESOLUTION COMMENDING JERRY MARGOLIN AND ARLEDENE DONOHEW FOR BEING NAMED 2011 GARDEN GROVE STRAWBERRY BALL KING AND QUEEN (F: 52.2)

This matter was considered earlier in the meeting.

ADOPTION OF RENEWED MEASURE M2 SEVEN-YEAR CAPITAL IMPROVEMENT PROGRAM (CIP), AND RESOLUTION INDICATING COMPLIANCE WITH THE MASTER PLAN OF ARTERIAL HIGHWAYS (MPAH) (F: 23.18C) (XR: 24.11)

Staff report dated June 14, 2011, was introduced.

RESOLUTION NO. 9044-11

It was moved by Council Member Jones, seconded by Council Member Broadwater, and carried by unanimous vote that the amended Fiscal Year 2010-11 Measure M2 Seven-Year Capital Improvement Program be and hereby is approved; that the Fiscal Year 2011-12 Measure M2 Seven-Year Capital Improvement Program, be and hereby is adopted; that full reading of Resolution No. 9044-11 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE CONCERNING THE STATUS OF THE CIRCULATION ELEMENT FOR THE CITY OF GARDEN GROVE, be and hereby is adopted; and the Public Works Director is authorized to certify compliance with the Orange County Transportation Authority's Maintenance of Effort requirements.

AGREEMENT WITH CALIFORNIA FORENSIC PHLEBOTOMY, INC., FOR BLOOD COLLECTION SERVICES ON AN AS NEEDED BASIS (F: 55-California Forensic Phlebotomy)

Staff report dated June 14, 2011, was introduced.

It was moved by Council Member Jones, seconded by Council Member Broadwater, and carried by unanimous vote that the Agreement by and between the City of Garden Grove and the California Forensic Phlebotomy, Inc., for blood collection services on an as-needed basis through June 30, 2012, with an option to extend for an additional four years, in the amount of \$95,000 per year, be and hereby is approved; and the City Manager is authorized to execute the agreement on behalf of the City.

EXTENSION OF LEASE AGREEMENT WITH GLEN A. WILSON FOR PROPERTY LOCATED AT 11554 SALINAZ AVENUE, GARDEN GROVE, FOR STORAGE OF PROPERTY AND EVIDENCE ACQUIRED BY THE POLICE DEPARTMENT (F: 55-Glen A. Wilson) (XR: 82.1)

Staff report dated June 14, 2011, was introduced.

It was moved by Council Member Jones, seconded by Council Member Broadwater, and carried by unanimous vote that the Lease Extension Agreement by and between the City of Garden Grove and Glen A. Wilson for property located at 11554 Salinaz Avenue, Garden Grove, to store property and evidence acquired by the Police Department through June 30, 2015, with a one-year option to renew, in the amount of \$40,164 per year, be and hereby is approved; and the City Manager is authorized to execute the agreement on behalf of the City.

EXONERATION OF OFF-SITE STREET IMPROVEMENT BONDS FOR TRACT MAP NO. 17299, 8802 TRASK AVENUE, GARDEN GROVE (F: 103.TT-17299)

This matter was considered later in the meeting.

JOINT ACTION WITH THE GARDEN GROVE CITY COUNCIL AND THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT - UPDATED RELOCATION PLAN FOR ELIGIBLE DISPLACED TENANTS AT THE TRAVEL COUNTRY RV PARK AND ONE ADJACENT BUSINESS (F: A-55.321) (XR: 43.4)

This matter was considered later in the meeting.

JOINT ACTION WITH THE GARDEN GROVE CITY COUNCIL AND THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT- RELOCATION PLAN FOR THE SITE "C" PROJECT LOCATED ON THE NORTHEAST CORNER OF HARBOR BOULEVARD AND TWINTREE LANE, GARDEN GROVE (F: A-116.15)
(XR: 43.4)

Staff report dated June 14, 2011, was introduced and reviewed by staff.

CITY COUNCIL ACTION
RESOLUTION NO. 9055-11

It was moved by Council Member Jones, seconded by Council Member Broadwater, and carried by unanimous vote that full reading of Resolution No. 9055-11, be waived, and said Resolution entitled A RESOLUTION OF CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING THE SITE "C" PROJECT FINAL RELOCATION PLAN AND MAKING CERTAIN OTHER FINDINGS IN CONNECTION THEREWITH, be and hereby is adopted; and the City Manager and his designees are authorized to implement the plan.

AGENCY ACTION

It was moved by Member Jones, seconded by Member Broadwater, and carried by unanimous vote that the Site "C" Project Final Relocation Plan be and hereby is received and filed; and the Agency Director and his designees are authorized to implement the plan.

AGREEMENT WITH TAIT & ASSOCIATES, INC., FOR PROFESSIONAL CIVIL ENGINEERING DESIGN SERVICES ALONG HARBOR BOULEVARD, BETWEEN PALM STREET AND LAMPSON AVENUE
(F: A-55.356)

Staff report dated June 14, 2011, was introduced.

It was moved by Council Member Jones, seconded by Council Member Broadwater, and carried by unanimous vote that the Agreement by and between the City of Garden Grove and Tait & Associates, Inc., to provide civil engineering design services for Harbor Boulevard, between Palm Street and Lampson Avenue, in the amount not to exceed \$100,000, be and hereby is approved; and the City Manager is authorized to execute the agreement on behalf of the City.

APPROPRIATION AND ALLOCATION OF FY 2010-2011 PROP 69 FUNDS
RECEIVED FROM THE COUNTY OF ORANGE FOR DNA-RELATED EQUIPMENT
AND COLLECTION COSTS (F: 55-County of Orange) (XR: 82.1)

Staff report dated June 14, 2011, was introduced.

It was moved by Council Member Jones, seconded by Council Member Broadwater, and carried by unanimous vote that the appropriation of Prop 69 funds, in the amount of \$104,701, be and hereby be appropriated in Fund 179; and said funds be allocated in Fiscal Year 2010-2011 for the future DNA-related equipment purchases, and to offset DNA collection-related costs.

MINUTES (F: Vault)

It was moved by Council Member Jones, seconded by Council Member Broadwater, and carried by unanimous vote that the minutes for the Regular Meetings of the City Council held March 8, 2011, March 22, 2011, April 12, 2011, and April 26, 2011, be and hereby are received and filed.

WAIVER OF FULL READING OF ORDINANCES LISTED

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

WARRANTS (F: 60.5)

It was moved by Council Member Jones, seconded by Council Member Broadwater, and carried by unanimous vote that Regular Warrants 494682 through 497622, Direct Deposits W496210 through W497165, and Wires W757 through W767; Payroll Warrants 169324 through 169414, Direct Deposits D206122 through D206793, and Wires W1681 through W1684, which have been audited for accuracy and availability of funds by the Finance Director, be and hereby are approved.

EXONERATION OF OFF-SITE STREET IMPROVEMENT BONDS FOR TRACT MAP
NO. 17299, 8802 TRASK AVENUE, GARDEN GROVE (F: 103.TT-17299)

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

COUNCIL MEMBER JONES LEFT THE MEETING AT 8:12 P.M.

Staff report dated June 14, 2011, was introduced.

It was moved by Council Member Nguyen, seconded by Council Member Beard, and carried by unanimous of those present that the exoneration of the street improvement bonds for Tract Map No. 17299 for property located at 8802 Trask Avenue, Garden Grove, be and hereby is approved.

COUNCIL MEMBER JONES RETURNED TO THE MEETING AT 8:14 P.M.

JOINT ACTION WITH THE GARDEN GROVE CITY COUNCIL AND THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT - 2011 UPDATED RELOCATION PLAN FOR ELIGIBLE DISPLACED TENANTS AT THE TRAVEL COUNTRY RV PARK AND ONE ADJACENT BUSINESS (F: A-55.321)
(XR: 43.4)

Staff report dated June 14, 2011, was introduced.

Legal Counsel stated that a comment letter was submitted by Remy De La Peza of the Public Counsel Law Center responding to the 2011 Updated Relocation Plan. Staff recommends that any motion to approve the Relocation Plan should append to the Relocation Plan both the comment letter and the City/Agency written response to the comment letter as attachments.

CITY COUNCIL ACTION
RESOLUTION NO. 9043-11

It was moved by Council Member Broadwater, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9043-11, be waived, and said Resolution entitled A RESOLUTION OF CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING THE 2011 UPDATED RELOCATION PLAN FOR THE TRAVEL COUNTRY RV PARK AND ONE ADJACENT BUSINESS "GREAT WOLF" WATER PARK HOTEL PROJECT AND MAKING CERTAIN OTHER FINDINGS IN CONNECTION THEREWITH incorporating and attaching both the comment letter from Public Counsel Law Center dated June 10, 2011, and the City/Agency response to the comment letter and attachment, be and hereby is adopted; and the City Manager and his designees are authorized to implement the 2011 Updated Relocation Plan.

AGENCY ACTION

It was moved by Member Nguyen, seconded by Member Jones, and carried by unanimous vote that the 2011 Updated Relocation Plan for the Travel Country RV Park and One Business "Great Wolf" Water Park Hotel Project (updated May 12, 2011), incorporating and attaching both the comment letter from Public Counsel Law Center dated June 10, 2011, and the Agency/City response to the comment letter and attachment, be and hereby is received and filed; and the Agency Director and his designees are authorized to implement the 2011 Updated Relocation Plan in cooperation with the City of Garden Grove.

JOINT PUBLIC HEARING WITH THE GARDEN GROVE CITY COUNCIL AND THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT - NEGATIVE DECLARATION AND DISPOSITION AND DEVELOPMENT AGREEMENT WITH LAND & DESIGN, INC., AND RELATED ENVIRONMENTAL REVIEW FOR THE DEVELOPMENT OF REAL PROPERTY LOCATED ON THE NORTHEAST CORNER OF HARBOR BOULEVARD AT 12202, 12222, 12252, 12262, 12272, 12292, 12302 HARBOR BOULEVARD; 12511, 12531, 12551, 12571 TWINTREE LANE; AND 12237, 12239 CHOISSER ROAD IN THE GARDEN GROVE COMMUNITY REDEVELOPMENT PROJECT AREA (F: A-55.368) (XR: A-116.15) (XR: 43.4)

Staff report dated June 14, 2011, was introduced and reviewed by staff.

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

Richard Ablesser, Peggy Bergin, Barbara Dearing, and Susan Tchir spoke in opposition to the project as presented.

Chona Preston, Brianne Cutlice, Stephanie Lambert, and April Colick spoke in support of the project.

Matthew Reid, Land & Design, Inc., President and CEO, commented on the concerns raised by the public, and assured the Agency, City Council, and members of the public that Land & Design, Inc. wants to be an integral part of the community.

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

Chair/Council Member Broadwater requested the project include upgrading Twintree Lane to include sidewalks, and a traffic signal at the intersection with Harbor Boulevard.

CITY COUNCIL ACTION
RESOLUTION NO. 9045-11

It was moved by Mayor Dalton, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9045-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE CONSENTING TO THE APPROVAL BY THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT OF A DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE AGENCY AND LAND & DESIGN INC., be and hereby is adopted.

AGENCY ACTION
RESOLUTION NO. 698

It was moved by Member Nguyen, seconded by Member Jones, and carried by unanimous vote that full reading of Resolution No. 698, be waived, and said Resolution entitled A RESOLUTION OF THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT APPROVING THE DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE AGENCY AND LAND & DESIGN INC. AND MAKING CERTAIN OTHER FINDINGS IN CONNECTION THEREWITH, be and hereby is adopted; and authorize the Director to execute any other pertinent documents to effectuate the Disposition and Development Agreement.

PUBLIC HEARING - APPEAL OF DENIAL OF SITE PLAN NO. SP-460-11 AND VARIANCE NO. V-189-11. THE APPLICANT, KHANH MAI VO, REQUESTED APPROVAL TO CONVERT AN EXISTING COMMUNAL RECREATION ROOM INTO A RESIDENTIAL DWELLING UNIT WITHIN AN EXISTING TRIPLEX LOCATED AT 8742 STANFORD AVENUE, GARDEN GROVE (F: 116.SP-460-11)

It was announced that the Applicant has requested this matter be postponed to the July 12, 2011, meeting.

PUBLIC HEARING - 2010 URBAN WATER MANAGEMENT PLAN (F: 112.10)

Staff report dated June 14, 2011, 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 expressed concern about the impact the proposed water park hotel development would have on the City's ability to reduce water.

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

RESOLUTION NO. 9046-11

It was moved by Council Member Broadwater, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9046-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE SUPERSEDING RESOLUTION NOS. 8681-05 AND 8857-08 AND ADOPTING THE 2010 URBAN WATER MANAGEMENT PLAN PURSUANT TO CALIFORNIA WATER CODE SECTIONS 10608 TO 10657, be and hereby is adopted; and staff is hereby directed to submit the plan to the Department of Water Resources, Office of Water Conservation.

JOINT PUBLIC HEARING WITH THE GARDEN GROVE CITY COUNCIL AND THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT- DISPOSITION AND DEVELOPMENT AGREEMENT WITH LAND & DESIGN, INC. AND RELATED ENVIRONMENTAL REVIEW FOR THE DEVELOPMENT OF REAL PROPERTY LOCATED ON THE NORTHEAST CORNER OF HARBOR BOULEVARD AT 12202, 12222, 12252, 12262, 12272, 12292, 12302 HARBOR BOULEVARD; 12511, 12531, 12551, 12571 TWINTREE LANE; AND 12237, 12239 CHOISSER ROAD IN THE GARDEN GROVE COMMUNITY REDEVELOPMENT PROJECT AREA (F: A-55.368) (XR: A-116.15) (XR: 43.4)

This matter was considered earlier in the meeting.

LETTER OF RESIGNATION FROM PLANNING COMMISSIONER DENNIS ELLSWORTH (F: 122.10A)

Planning Commissioner Dennis Ellsworth's resignation was accepted with regret.

Mayor Dalton announced that appointments to fill vacancies on City Commissions would be considered at the June 28, 2011, meeting.

INITIATION OF PROCEEDINGS FOR THE LEVYING OF FY 2011-2012 ASSESSMENTS FOR THE GARDEN GROVE STREET LIGHTING DISTRICT, STREET LIGHTING DISTRICT NO. 99-1, AND THE PARK MAINTENANCE DISTRICT (F: 69.1) (XR: 73.1) (XR: 24.11)

Staff report dated June 14, 2011, was introduced and reviewed by staff.

RESOLUTION NO. 9047-11

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9047-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 (SECTIONS 22500 ET SEQ. OF THE CALIFORNIA STREETS AND HIGHWAYS CODE) INITIATING PROCEEDINGS TO LEVY ANNUAL ASSESSMENTS FOR THE 2011-12 FISCAL YEAR FOR THE CITY OF GARDEN GROVE STREET

LIGHTING DISTRICT AND ORDERING THE CITY ENGINEER TO PREPARE AND FILE A REPORT IN ACCORDANCE WITH ARTICLE 4 OF CHAPTER 1 OF SAID ACT, be and hereby is adopted.

RESOLUTION NO. 9048-11

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9048-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 (SECTIONS 22500 ET SEQ. OF THE CALIFORNIA STREETS AND HIGHWAYS CODE) INITIATING PROCEEDINGS TO LEVY ANNUAL ASSESSMENTS FOR THE 2011-12 FISCAL YEAR FOR THE CITY OF GARDEN GROVE STREET LIGHTING DISTRICT NO. 99-1 AND ORDERING THE CITY ENGINEER TO PREPARE AND FILE A REPORT IN ACCORDANCE WITH ARTICLE 4 OF CHAPTER 1 OF SAID ACT, be and hereby is adopted.

RESOLUTION NO. 9049-11

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9049-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 (SECTIONS 22500 ET SEQ. OF THE CALIFORNIA STREETS AND HIGHWAYS CODE) INITIATING PROCEEDINGS TO LEVY ANNUAL ASSESSMENTS FOR THE 2011-12 FISCAL YEAR FOR THE CITY OF GARDEN GROVE PARK MAINTENANCE DISTRICT AND ORDERING THE CITY ENGINEER TO PREPARE AND FILE A REPORT IN ACCORDANCE WITH ARTICLE 4 OF CHAPTER 1 OF SAID ACT, be and hereby is adopted.

RESOLUTION NO. 9050-11

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9050-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING THE CITY ENGINEER'S REPORTS REGARDING THE LEVY OF AN ANNUAL ASSESSMENT WITHIN THE CITY OF GARDEN GROVE STREET LIGHTING DISTRICT, CITY OF GARDEN GROVE STREET LIGHTING DISTRICT NO. 99-1, AND THE CITY OF GARDEN GROVE PARK MAINTENANCE DISTRICT FOR FISCAL YEAR 2011-12, be and hereby is adopted.

RESOLUTION NO. 9051-11

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9051-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 (SECTIONS 22500 ET SEQ. OF THE CALIFORNIA STREETS AND HIGHWAYS CODE) DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN THE CITY OF GARDEN GROVE STREET LIGHTING DISTRICT FOR FISCAL YEAR 2011-12 AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING ON THE LEVY OF THE PROPOSED ASSESSMENTS, be and hereby is adopted.

RESOLUTION NO. 9052-11

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9052-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 (SECTIONS 22500 ET SEQ. OF THE CALIFORNIA STREETS AND HIGHWAYS CODE) DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN THE CITY OF GARDEN GROVE STREET LIGHTING DISTRICT NO. 99-1 FOR FISCAL YEAR 2011-12 AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING ON THE LEVY OF THE PROPOSED ASSESSMENTS, be and hereby is adopted.

RESOLUTION NO. 9053-11

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9053-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 (SECTIONS 22500 ET SEQ. OF THE CALIFORNIA STREETS AND HIGHWAYS CODE) DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN THE CITY OF GARDEN GROVE PARK MAINTENANCE DISTRICT FOR FISCAL YEAR 2011-12 AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING ON THE LEVY OF THE PROPOSED ASSESSMENTS, be and hereby is adopted.

GARDEN GROVE TOURISM IMPROVEMENT DISTRICT (GGTID) ADVISORY BOARD REPORT AND ASSESSMENT FOR FY 2011-2012 (F: 32.1)

Staff report dated June 14, 2011, was introduced and reviewed by staff.

RESOLUTION NO. 9054-11

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that full reading of Resolution No. 9054-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING THE ANNUAL REPORT OF THE GARDEN GROVE TOURISM IMPROVEMENT DISTRICT ADVISORY BOARD, DECLARING ITS INTENTION TO LEVY ASSESSMENTS FOR FISCAL YEAR 2011-2012 FOR THE GARDEN GROVE TOURISM IMPROVEMENT DISTRICT, FIXING THE TIME AND PLACE OF PUBLIC HEARING THEREON AND GIVING NOTICE THEREOF, be and hereby is adopted.

AMENDMENT TO TITLE 1, SECTION 1.04.090 OF THE MUNICIPAL CODE (F: 50.2)

Staff report dated June 14, 2011, was introduced and reviewed by staff.

ORDINANCE NO. 2793, for introduction and first reading, by title only, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE AMENDING SECTION 1.04.090 OF THE GARDEN GROVE MUNICIPAL CODE TO CLARIFY THAT VIOLATIONS OF STATE LAW CONSTITUTE A NUISANCE

It was moved by Council Member Jones, seconded by Council Member Broadwater, 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 Broadwater, and carried by unanimous vote that Ordinance No. 2793, be and hereby is passed to second reading.

JOINT ACTION AMONG THE GARDEN GROVE CITY COUNCIL, GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT, AND THE GARDEN GROVE PUBLIC FINANCING AUTHORITY TO CONSIDER THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT 2011 TAX ALLOCATION BONDS (F: P-60.1) (XR: 60.1) (XR: A-60.1)

It was moved by Council/Agency/Authority Member Jones, seconded by Council/Agency/Authority Member Nguyen, and carried by unanimous vote that this matter would be continued to the Adjourned Regular Meeting on June 21, 2011, at 6:30 p.m.

RUBBERIZED ASPHALT FOR THE 22 FREEWAY, AS REQUESTED BY COUNCIL MEMBER BROADWATER (F: 62.1)

Council Member Broadwater requested staff look into having the 22 freeway paved with rubberized asphalt between Euclid Avenue and Magnolia Street.

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

Mayor Dalton offered his condolences to the Berg family on the passing of Betty Berg, who was instrumental in starting the Real Help Program within the community; and to his family and the Valdez family on the passing of his Brother-in-Law, Fred Valdez, and adjourned the meeting in their memory.

ADJOURNMENT

At 9:38 p.m., the meeting was adjourned to Tuesday, June 21, 2011, at 6:30 p.m. in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, Garden Grove.

KATHLEEN BAILOR, CMC
CITY CLERK