

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, July 12, 2011, at 6:46 p.m.

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

ABSENT: (0) NONE

ORAL COMMUNICATIONS

Peggy Bergin commented on several matters listed on the agenda.

Charles Mitchell commented on the status of the City's redevelopment program.

MINUTES (F: Vault)

It was moved by Member Dalton, seconded by Member Beard, and carried by unanimous vote that the Agency minutes for the Regular Meetings held March 22, 2011; April 12, 2011; April 26, 2011; May 10, 2011; and June 14, 2011; be and hereby are received and filed.

MATTERS FROM AGENCY MEMBERS AND DIRECTOR

None.

ADJOURNMENT

At 7:05 p.m., the meeting was declared adjourned.

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, July 12, 2011, at 6:32 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 Broadwater led the Pledge of Allegiance to the Flag of the United States of America.

COMMUNITY SPOTLIGHT: RECOGNITION OF THE 2011 GARDEN GROVE CHAMBER OF COMMERCE MAN AND WOMAN OF THE YEAR, STAN BEITLER AND MARGARET BEITLER (F: 52.3)

Mayor Dalton called forward Stan Beitler and Margaret Beitler, 2011 Garden Grove Chamber of Commerce Man and Woman of the Year, and presented each with a Certificate of Recognition and memento commending them for their noble efforts in bringing out the best in our community.

COMMUNITY SPOTLIGHT: RECOGNITION OF THE 2011 GARDEN GROVE STRAWBERRY FESTIVAL ASSOCIATION BOARD OF DIRECTORS (F: 52.3)

Mayor Dalton called forward Mike Fenderson, the 2011 Strawberry Festival Association President, and presented him with a gift of appreciation, and congratulated the Association on their best fundraising year and for keeping the needs of the community first in their efforts and hearts.

COMMUNICATIONS – PUBLIC COMMENTS

Benny Diaz and Misha Houser, representing the League of United Latin American Citizens (LULAC), spoke in support of creating a ward system for electing Council Members for Garden Grove.

Dean Steele, representing the Garden Grove Elks Lodge, requested the City consider changing its Bingo ordinance to allow remote caller bingo.

Peggy Bergin commented on several matters listed on the agenda for consideration.

Charles Mitchell commented on the status of the City's redevelopment program.

COUNCIL MEMBER RESPONSE TO PUBLIC COMMENTS

None.

RECESS

At 7:04 p.m., the Mayor declared a recess.

RECONVENE

At 7:06 p.m., Mayor Dalton reconvened the City Council meeting with all Council Members present.

PROCLAMATION DECLARING JULY 2011 AS PARKS AND RECREATION MONTH (F: 83.1)

Staff report dated July 12, 2011, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that July 2011 be and hereby is recognized as Parks and Recreation Month in the City of Garden Grove.

AGREEMENT WITH RCA LEASE, INC., DBA LONG BEACH BMW MOTORCYCLES TO LEASE NINE (9) POLICE MOTORCYCLES (F: 55-Long Beach BMW Motorcycles)

Staff report dated July 12, 2011, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that the Agreement by and between the City of Garden Grove and RCA Lease, Inc., operating as Long Beach BMW Motorcycles, for a three-year lease of nine Police motorcycles, in an amount not to exceed \$212,095.26, be and hereby is approved; and the City Manager is authorized to execute the Agreement on behalf of the City.

AGREEMENT WITH WILLDAN ENGINEERING TO PROVIDE PLAN REVIEW SERVICES (F: 55-Willdan Engineering)

Staff report dated July 12, 2011, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that the Agreement by and between the City of Garden Grove and Willdan Engineering for plan review services, in an amount not to exceed \$126,000 per year for five years, for a total of \$630,000, be and hereby is approved; and the City Manager is authorized to execute the Agreement and amendments thereto on behalf of the City.

AWARD OF CONTRACT TO CORNERSTONE STUDIOS, INC., FOR PROFESSIONAL LANDSCAPE/STREETSCAPE DESIGN SERVICES FOR HARBOR BOULEVARD BETWEEN GARDEN GROVE BOULEVARD, AND THE NORTHERN CITY LIMITS (F: 55-Cornerstone Studios)

Staff report dated July 12, 2011, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that the contract for landscape/streetscape design services for Harbor Boulevard from Garden Grove Boulevard to the Northern city limit, in the amount of \$120,000, be and hereby is awarded to Cornerstone Studios, Inc.; and the City Manager is authorized to execute the Agreement on behalf of the City.

AWARD OF CONTRACTS FOR ON-CALL GEOTECHNICAL SERVICES
(F: 55-Associated Soils Engineering) (F: 55-Group Delta Consultants, Inc.)
(F: 55-Southwest Inspection and Testing)

Staff report dated July 12, 2011, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that the contracts for on-call geotechnical services, in the amount of \$200,000 per contract

for three years, be and hereby are awarded to Associated Soils Engineering, Inc., Group Delta Consultants, Inc., and Southwest Inspection and Testing, Inc.; and the City Manager is authorized to execute the Agreements on behalf of the City.

AWARD OF CONTRACTS FOR ON-CALL PROFESSIONAL LAND SURVEYING SERVICES (F: 55-Bruce Hall Land Surveyor, Inc.) (F: 55-Joseph C. Truxaw and Associates) (F: 55-Penco Engineering)

Staff report dated July 12, 2011, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that the contracts for on-call professional land surveying services, in the amount of \$200,000 per contract for three years, be and hereby are awarded to Bruce Hall Land Surveyor, Inc., Joseph C. Truxaw and Associates, Inc., and Penco Engineering, Inc.; and the City Manager is authorized to execute the Agreements on behalf of the City.

PURCHASE ORDER TO THEODORE ROBINS FORD FOR THE PURCHASE OF A UTILITY TRUCK (F: 60.4)

Staff report dated July 12, 2011, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that the Finance Director be and hereby is authorized to issue a purchase order in the amount of \$30,996.51 to Theodore Robins Ford for the purchase of one new utility truck.

MAGNOLIA CORRIDOR TRAFFIC SIGNAL SYNCHRONIZATION PROJECT MEMORANDUM OF UNDERSTANDING WITH THE ORANGE COUNTY TRANSPORTATION AUTHORITY (F: 100.3)

Staff report dated July 12, 2011, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that the Memorandum of Understanding C-1-2648 by and between the City of Garden Grove and the Orange County Transportation Authority and the cities of Anaheim, Fountain Valley, Fullerton, Huntington Beach, Stanton, Westminster, and the State of California Department of Transportation, for the Magnolia Corridor Traffic Signal Synchronization Project, be and hereby is approved; and the Mayor is

authorized to execute the Memorandum of Understanding on behalf of the City.

REJECTION OF ALL BIDS AND RE-ADVERTISEMENT FOR PROJECT NO. 7382-BROOKHURST STREET MEDIAN REHABILITATION (F: 96.proj.7382)

Staff report dated July 12, 2011, was introduced.

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that all bids received from the June 15, 2011, bid opening for Project No. 7382 – Brookhurst Street Median Rehabilitation, be and hereby are rejected; and staff is authorized to re-advertise the project.

MINUTES (F: Vault)

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that the minutes for the Adjourned Regular Meeting held March 29, 2011, and Regular Meetings held May 10, 2011, and June 14, 2011, and the Study Session held May 10, 2011, be and hereby are received and filed.

WARRANTS (F: 60.5)

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that the Regular Warrants 497623 through 499364, Direct Deposits W498401 through W499360, and Wires W768 through W770; Payroll Warrants 169506 through 169622, Direct Deposits D207402 through D208143, and Wires W1689 through W1692, 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 Jones, and carried by unanimous vote that full reading of all Ordinances listed for consideration of adoption be waived.

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 August 9, 2011, meeting.

AWARD OF CONTRACT TO PAULUS ENGINEERING, INC. FOR PROJECT NO. 7381 - 11TH STREET/WASHINGTON AVENUE WATER IMPROVEMENTS PROJECT (F:92.proj.7381)

Staff report dated July 12, 2011, 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 contract for Project No. 7381-11th Street/Washington Avenue Water Improvements Project, in the amount of \$1,485,126, be and hereby is awarded to Paulus Engineering, Inc.; and the City Manager is authorized to execute the Agreement on behalf of the City.

AMENDMENT TO THE AGREEMENT WITH SCOTT FAZEKAS AND ASSOCIATES, INC., TO PROVIDE PLAN REVIEW SERVICES (F:55-Scott Fazekas and Associates)

Staff report dated July 12, 2011, was introduced and reviewed by staff.

It was moved by Council Member Beard, seconded by Council Member Nguyen, and carried by unanimous vote that Amendment No. 4 to the Agreement by and between the City of Garden Grove and Scott Fazekas and Associates, Inc., for plan review services, in the amount of \$500,000 for one year, be and hereby is approved; and the City Manager is authorized to execute the Agreement and amendments thereto on behalf of the City.

AMENDMENT TO TITLE 8, CHAPTER 28 OF THE GARDEN GROVE MUNICIPAL CODE RELATING TO 10-DAY VEHICLE ABATEMENT (F: 50.2) (XR: 82.1)

Staff report dated July 12, 2011, was introduced and reviewed by staff.

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

ORDINANCE NO. 2795 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 28 OF TITLE 8 OF THE GARDEN GROVE MUNICIPAL CODE RELATING ABATEMENT OF ABANDONED OR INOPERATIVE VEHICLES

Following the reading of the Ordinance title, it was moved by Council Member Broadwater, seconded by Council Member Nguyen, and carried by unanimous vote that Ordinance No. 2795 be and hereby is passed to second reading.

PARTICIPATION IN THE STATE OF CALIFORNIA'S ALTERNATIVE VOLUNTARY REDEVELOPMENT PROGRAM (F: 38.7) (XR: 43.4)

Staff report dated July 12, 2011, was introduced and reviewed by staff.

RESOLUTION NO. 9072-11

It was moved by Council Member Broadwater, seconded by Council Member Jones, and carried by unanimous vote that full reading of Resolution No. 9072-11, be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE DECLARING ITS INTENTION TO ENACT AN ORDINANCE WHEREBY THE CITY SHALL ELECT TO COMPLY WITH AND PARTICIPATE IN THE ALTERNATIVE VOLUNTARY REDEVELOPMENT PROGRAM CONTAINED IN PART 1.9 OF DIVISION 24 OF THE CALIFORNIA HEALTH AND SAFETY CODE, be and hereby is adopted.

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

ORDINANCE NO. 2796 was introduced for first reading and the title read in full, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ELECTING TO COMPLY WITH AND PARTICIPATE IN THE ALTERNATIVE VOLUNTARY REDEVELOPMENT PROGRAM CONTAINED IN PART 1.9 OF DIVISION 24 OF THE CALIFORNIA HEALTH AND SAFETY CODE

Following the reading of the Ordinance title, it was moved by Council Member Broadwater, seconded by Council Member Nguyen, and carried by unanimous vote that Ordinance No. 2796 be and hereby is passed to second reading.

SECOND READING OF ORDINANCE NO. 2794 (F: 60.11) (XR: 50.2)

Paramedic Tax Override Rate for Fiscal Year 2011-12.

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

ORDINANCE NO. 2794 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 ESTABLISHING THE AMOUNT OF MONEY FOR PARAMEDIC SERVICES THAT MUST BE RAISED BY AN AD VALOREM TAX OVERRIDE AND THE SETTING OF THE TAX RATE OF SAID OVERRIDE

Following the Reading of the Ordinance title, it was moved by Council Member Beard, seconded by Council Member Jones, and carried by unanimous vote that Ordinance No. 2794 be and hereby is declared adopted.

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

Council Member Broadwater commented on a ward system for elections; the City's positive use of redevelopment; and the State of California taking money away from cities through the new redevelopment program.

Council Member Nguyen commented on the need for a traffic signal at Dawson Street and Westminster Avenue; promoted Atlantis Park as a safe place for families with young children; encouraged the community to buy in Garden Grove; and the State of California taking money away from cities through the new redevelopment program.

Council Member Jones commented on the State of California taking money away from cities through the new redevelopment program.

Council Member Beard commented on the State of California taking money away from cities through the new redevelopment program; his ride-a-long with the Police Department on the 4th of July; and promoted the Police Department's upcoming National Night Out.

Mayor Dalton commented on his recent visits to local businesses through the Mayor's Link program; and the State of California taking money away from cities through the new redevelopment program.

RECESS

At 7:33 p.m., the meeting was recessed to the Founders Room for Closed Session.

RECONVENED IN FOUNDERS ROOM FOR CLOSED SESSION

At 7:35 p.m., under the Ralph M. Brown Act, the meeting was reconvened for Closed Session in the Founders Room to discuss the following:

CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(a) – Olias v. City of Garden Grove

RECONVENE IN OPEN SESSION

At 7:53 p.m., Mayor Dalton reconvened the meeting in the Council Chamber with all Council Members present.

It was announced that there was no reportable action taken on the Closed Session matter.

ADJOURNMENT

At 7:55 p.m., the meeting was adjourned to Tuesday, July 19, 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