

MINUTES

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

A Regular Meeting of The City of Garden Grove as Successor Agency to 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, January 8, 2013, at 5:40 p.m.

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

ABSENT: (0) NONE

Mayor Broadwater announced that the Closed Session matter is regarding initiating foreclosure on the deed of trust for property located at 13651 Havenwood Drive, Garden Grove.

ORAL COMMUNICATIONS FOR CLOSED SESSION MATTERS

None.

ADJOURN TO CLOSED SESSION

At 6:15 p.m., under the Ralph M. Brown Act, the meeting was adjourned to Closed Session to discuss the following:

CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION
Pursuant to Government Code Section 54956.9(c) (One potential case)

ADJOURNED TO COUNCIL CHAMBER

At 6:38 p.m., the Chair declared a recess.

RECONVENE IN OPEN SESSION

At 6:40 p.m., Chair Jones reconvened the meeting with all Members present.

ORAL COMMUNICATIONS

None.

RECESS

At 7:40 p.m., a recess was declared.

RECONVENE

At 8:09 p.m., Chair Jones reconvened the meeting with all Members present.

It was announced that the previously disclosed Closed Session matter was discussed and the Successor Agency authorized staff to initiate foreclosure on the deed of trust for property located at 13651 Havenwood Drive, Garden Grove.

MINUTES (F: Vault)

It was moved by Member Beard, seconded by Member Nguyen, and carried by unanimous vote that the minutes of the meeting held November 27, 2012, be and hereby are received and filed.

WARRANTS (F: 60.5)

It was moved by Member Beard, seconded by Member Nguyen, and carried by unanimous vote that Regular Warrants 000472 through 000488, Wire W994, and Checks 173396 through 173403, and Wire W1866 through Wire W1869, which have been audited for accuracy and availability of funds by the Finance Director, be and hereby are approved.

ADJOURNMENT

At 8:10 p.m., the meeting was declared adjourned to Tuesday, January 22, 2013.

TERESA POMEROY, CMC
DEPUTY 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, January 8, 2013, at 5:40 p.m.

ROLL CALL: PRESENT: (5) MAYOR BROADWATER, MAYOR PRO TEM
NGUYEN, COUNCIL MEMBERS BEARD,
JONES, PHAN

ABSENT: (0) NONE

Mayor Broadwater announced that the Closed Session matter is regarding initiating foreclosure on the deed of trust for property located at 13651 Havenwood Drive, Garden Grove.

ORAL COMMUNICATIONS FOR CLOSED SESSION AND STUDY SESSION ONLY

Speakers: None.

ADJOURN TO STUDY SESSION

At 5:42 p.m., the meeting was adjourned to the Founders Room.

STUDY SESSION - HARBOR BOULEVARD IMPROVEMENTS (F: A-116.6)

Staff provided a PowerPoint presentation. City Council authorized the implementation of the recommended improvements.

STUDY SESSION - ADMINISTRATIVE CITATION PROCESS (F: 127.1)
(XR: 82.1)

Staff reviewed the Administrative Citation Process procedures. Council Member Nguyen requested revisions to the procedures, and stated that the information and the process need to be more responsive to the public.

ADJOURN TO CLOSED SESSION

At 6:15 p.m., under the Ralph M. Brown Act, the meeting was adjourned to Closed Session to discuss the following:

CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION
Pursuant to Government Code Section 54956.9(c) (One potential case)

ADJOURNED TO COUNCIL CHAMBER

At 6:38 p.m., the Mayor declared a recess.

RECONVENE IN OPEN SESSION

At 6:40 p.m., Mayor Broadwater reconvened the meeting with all Council Members present.

Mayor Broadwater announced that the previously disclosed Closed Session matter was discussed and the City Council authorized staff to initiate foreclosure on the deed of trust for property located at 13651 Havenwood Drive, Garden Grove.

INVOCATION AND PLEDGE

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

ORAL COMMUNICATIONS – PUBLIC COMMENTS

Prior to Public Comments, Kim Huy, Community Services Director, provided information regarding the West Garden Grove Little League's access to the fields at Bell Intermediate School. Craig Cassidy, Keith Martin, Laura Cassidy, and David Morse spoke on behalf of the West Garden Grove Little League regarding issues concerning the School District's upgrades to the field at Bell Intermediate.

Speakers: Tony Flores, Josh McIntosh, Charles Mitchell, Bob Tucker, Mitzi Critobal, Robert Simonelli, and Sheldon Faust.

COUNCIL MEMBER RESPONSE TO PUBLIC COMMENTS

Regarding the ball field issue, Mayor Broadwater requested a brief meeting between himself, Craig Cassidy, and the Community Services Director to discuss concerns of the West Garden Grove Little League.

In response to Ms. Cristobal's and Mr. Simonelli's concerns regarding Niko Black, Mayor Broadwater requested the Police Chief look into the matter.

In response to Mr. Faust's concern of large vehicles and tour buses traveling on West Street at Orangewood Avenue, Mayor Broadwater requested the Police Chief to look into the matter.

RECESS

At 7:40 p.m., Mayor Broadwater declared a recess.

RECONVENE

At 8:08 p.m., Mayor Broadwater reconvened the meeting with all Council Members present.

WRITTEN COMMUNICATIONS - REQUEST FROM THE GARDEN GROVE COMMUNITY FOUNDATION (GGCF) AND THE GARDEN GROVE CHAMBER OF COMMERCE FOR THE USE OF THE WILLOWICK GOLF COURSE FOR THE ANNUAL GGCF/CHAMBER GOLF CLASSIC TOURNAMENT ON WEDNESDAY, MAY 8, 2013 (F: 130.15)

It was moved by Council Member Beard, seconded by Council Member Nguyen, and carried by unanimous vote that the request from the Garden Grove Community Foundation and the Garden Grove Chamber of Commerce to use the Willowick Golf Course for their annual golf classic on Wednesday, May 8, 2013, be and hereby is approved.

RECESS

At 8:09 p.m., Mayor Broadwater declared a recess.

RECONVENE

At 8:11 p.m., Mayor Broadwater reconvened the meeting with all Council Members present.

2012 ASSISTANCE TO FIREFIGHTERS GRANT AND PURCHASE ORDER WITH FISHER SCIENTIFIC FOR 45 SCOTT AIR-PAK 75 SCBA BREATHING APPARATUS (F: 61.3)

Staff report dated January 8, 2013, was introduced.

It was moved by Council Member Jones, seconded by Council Member Beard, and carried by unanimous vote that the 2012 Assistance to Firefighters Grant in the amount of \$128,976, be and hereby is accepted; that the Finance Department is authorized to increase the Fire Department's budget by \$128,976; and the Finance Department is authorized to issue a Purchase Order to Fisher

Scientific, in the amount of \$189,601.64, for the purchase of 45 Scott Air-Pak 75 SCBA Breathing Apparatus.

RESOLUTION AMENDING THE CITY COUNCIL MANUAL OF PROCEDURE
CHANGING THE ALLOTTED TIME FOR PUBLIC COMMENTS AT CITY COUNCIL
MEETINGS (F: 127.4)

This matter was pulled from consideration.

WAIVER OF FULL READING OF ORDINANCES LISTED

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

MINUTES (F: vault)

It was moved by Council Member Jones, seconded by Council Member Beard, and carried by unanimous vote that minutes of the meeting held November 27, 2012, be and hereby are received and filed.

WARRANTS (F: 60.5)

It was moved by Council Member Jones, seconded by Council Member Beard, and carried by unanimous vote that Regular Warrants 536925 through 538221, Wires W990 through W993, and Wires W537410 through W538215; and Payroll Warrants 173270 through 173395, Direct Deposits D233406 through DD234066, and D234065 through DD234717; and Wires W1859 through W1866, which have been audited for accuracy and availability of funds by the Finance Director, be and hereby are approved.

THREE-YEAR LEASE AGREEMENTS WITH ENTERPRISE LEASING FOR FIVE
VEHICLES (F: 82.4)

Staff report dated January 8, 2013, was introduced.

It was moved by Council Member Jones, seconded by Council Member Beard, and carried by unanimous vote that the three-year Vehicle Leasing Contracts by and between the City of Garden Grove and the Enterprise Leasing for the lease of five vehicles, be and hereby is approved; and the Police Chief or his designee is authorized to execute the Contracts on behalf of the City.

PUBLIC HEARING - DEVELOPMENT AGREEMENT NO. DA-188-12 WITH GARDEN GROVE 14051 HOPE, LLC (AKA BRANDYWINE HOMES) FOR THE CONSTRUCTION OF AN APARTMENT COMPLEX AT 14051 AND 14061 HOPE STREET, GARDEN GROVE (F: 106.DA-188-12)

Council Member Jones announced that due to a business relationship with the Developer, he would be recusing himself from considering this item in order to prevent any conflict of interest.

COUNCIL MEMBER JONES LEFT THE MEETING AT 8:20 P.M.

Staff report dated January 8, 2013, was introduced and reviewed by staff.

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

Josh McIntosh spoke requesting that the Developer donate American Flags to Main Street.

The Applicant, Jim Barisic, requested City Council's support of the project.

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

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

ORDINANCE NO. 2826 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 DEVELOPMENT AGREEMENT NO. DA-188-12 BETWEEN THE CITY OF GARDEN GROVE AND GARDEN GROVE 10451 HOPE, LLC

Following the reading of the Ordinance title, it was moved by Council Member Nguyen, seconded by Council Member Beard, and carried by unanimous vote of those present that Ordinance No. 2826, be and hereby is passed to second reading; and the City Manager is authorized to execute the Development Agreement on behalf of the City, and make minor modifications as appropriate thereto, if the Ordinance is adopted and becomes effective.

COUNCIL MEMBER JONES RETURNED TO THE MEETING AT 8:25 P.M.

APPOINTMENTS TO PUBLIC AGENCIES, BOARDS, COMMISSIONS,
COMMITTEES, AND CITY COUNCIL COMMITTEES

It was moved by Council Member Beard, seconded by Council Member Nguyen, and carried by unanimous vote that Council Member Jones be and hereby is appointed as Representative from the City of Garden Grove to the Association of California Cities Orange County (ACCOC) – Orange County Advocacy Committee. (F: 74.14)

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that Mayor Broadwater and Council Member Phan be and hereby are appointed as Representatives on the Audit Committee. (F: 122.1)

It was moved by Mayor Broadwater, seconded by Council Member Jones, and carried by unanimous vote that Council Member Beard be and hereby is appointed as Representative from the City of Garden Grove to the Board of Directors of the Fire Training Joint Powers Authority. (F: 61.4)

It was moved by Council Member Jones, seconded by Council Member Beard, and carried by unanimous vote that Council Member Nguyen be and hereby is appointed as Second Representative from the City of Garden Grove to the Board of Directors of the Fire Training Joint Powers Authority. (F: 61.4)

It was moved by Council Member Beard, seconded by Council Member Nguyen, and carried by unanimous vote that Council Member Jones as First Representative and Mayor Broadwater as Second Representative be and hereby are appointed to the Board of Directors of the Garden Grove Community Foundation. (F: 130.15)

It was moved by Council Member Beard, seconded by Council Member Nguyen, and carried by unanimous vote that Council Member Jones be and hereby is appointed as Representative from the City of Garden Grove to the League of California Cities. (F: 74.11)

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that Council Member Phan as Representative and Council Member Nguyen as Alternate Representative be and hereby are appointed from the City of Garden Grove to the Orange County Council of Governments. (F: 74.11B)

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that Council Member Phan as Representative and Council Member Nguyen as Alternate

Representative be and hereby are appointed to the Orange County Public Library Advisory Board of Directors. (F: 68.3)

It was moved by Council Member Jones, seconded by Council Member Beard, and carried by unanimous vote that Mayor Broadwater as First Representative and Council Member Nguyen as Second Representative be and hereby are appointed to the Board of Directors of the Vietnam War Museum of America Foundation. (F: 130.20)

It was moved by Mayor Broadwater, seconded by Council Member Nguyen, and carried by unanimous vote that Council Member Jones as First Representative and Council Member Beard as Second Representative be and hereby are appointed to the Sanitary District Liaison Committee. (F: 89.1) (XR: 122.1)

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that Council Member Phan be and hereby is appointed as Representative to the Southern California Association of Governments General Assembly. (F: 74.16)

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that Council Member Beard as Representative be and hereby is appointed from the City of Garden Grove to the West Orange County Water Board of Directors. (F: 112.9)

Appointments to the Santa Ana River Flood Protection Agency and the Orange County Vector Control were continued to January 22, 2013.

PURCHASE ORDER WITH DOOLEY ENTERPRISES FOR AMMUNITION FOR THE POLICE DEPARTMENT (F: 60.4)

Staff report dated January 8, 2013, was introduced and reviewed by staff.

It was moved by Council Member Jones, seconded by Council Member Beard, and carried by unanimous vote that the Finance Director be and hereby is authorized to issue a three-year Purchase Order, in the amount of \$270,000, to Dooley Enterprises, Inc., for the purchase of Winchester duty and training ammunition.

SECOND READING OF ORDINANCE NO. 2825 - DEVELOPMENT AGREEMENT NO. DA-189-12. FIRST AMENDMENT TO THE AGREEMENT WITH LANDMARK MARRIOTT SUITES, LLC ADDING A CURRENT LEGAL DESCRIPTION OF THE PROPERTY SUBJECT TO THE DEVELOPMENT AGREEMENT, 12015 HARBOR BOULEVARD, GARDEN GROVE (F: 106.DA-189-12)

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

ORDINANCE NO. 2825, 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 FIRST AMENDMENT TO DEVELOPMENT AGREEMENT (DEVELOPMENT AGREEMENT NO. DA-189-12) BETWEEN THE CITY OF GARDEN GROVE AND LANDMARK MARRIOTT SUITES, LLC

Following the reading of the Ordinance title, it was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that Ordinance No. 2825 be and hereby is adopted.

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

Police Chief Raney reported on the Garden Grove Gun-Surrender event held December 23, 2012, from noon to 4:00 p.m. at the Courtyard Center.

Council Member Beard commended the Police Chief for holding the Gun-Surrender event; and he thanked those families hosting Korean students through the Sister City Association exchange program.

Council Member Nguyen responded to comments made concerning her addressing the Vietnamese members of the public in their language at the December 11, 2012, City Council meeting. She also encouraged everyone to buy in Garden Grove.

Council Member Phan commented that as a newly elected City Council Member, he has received many calls from residents, and is appreciative of staff's assistance.

Council Member Jones commented that he would like to see the City work with the School District to enhance and improve public facilities, amenities, and access to open space.

Mayor Broadwater announced the Vietnam War Museum Foundation of America's 2nd speaker series on Thursday, January 17, 2013, at 6:30 p.m. at the Courtyard Center, featuring Appellate Court Justice Eileen Moore who served as a nurse during the Vietnam War.

ADJOURNMENT

At 9:00 p.m., the meeting was declared adjourned to Tuesday, January 22, 2013.

TERESA POMEROY, CMC
DEPUTY CITY CLERK