GARDEN GROVE HOUSING AUTHORITY

A Regular Meeting of the Garden Grove Housing Authority was called to order in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, on Tuesday, February 26, 2013, at 6:34 p.m.

ROLL CALL: PRESENT: (7) CHAIR BEARD, VICE CHAIR PHAN,

COMMISSIONERS BECKLES, BROADWATER,

JONES, NGUYEN, O'CONNOR

ABSENT: (0) NONE

ORAL COMMUNICATIONS

None.

HOUSING AUTHORITY STATUS REPORT FOR JANUARY 2013 (F: H-117.2)

Staff report dated February 26, 2013, was introduced.

It was moved by Chair Beard, seconded by Commissioner Jones, and carried by unanimous vote that the January 2013 Housing Authority Status Report regarding Section 8 Rental Assistance Program, be and hereby is received and filed.

MINUTES (F: Vault)

It was moved by Chair Beard, seconded by Commissioner Jones, and carried by unanimous vote that the minutes of the meeting held January 22, 2013, be and hereby are received and filed.

REVISED 2013 HOUSING AUTHORITY ADMINISTRATIVE PLAN (F: H-117.3)

Staff report dated February 26, 2013, was introduced and reviewed by staff.

It was moved by Commissioner Beckles, seconded by Commissioner Nguyen, and carried by unanimous vote that the February 2013 revised Administrative Plan, be and hereby is adopted.

MATTERS FROM CHAIR, COMMISSIONERS AND DIRECTOR

None.

ADJOURNMENT

At 6:36 p.m., the meeting was declared adjourned to Tuesday, March 26, 2013.

KATHLEEN BAILOR, CMC SECRETARY

GARDEN GROVE SANITARY DISTRICT

A Regular Meeting of the Garden Grove Sanitary District Board of Directors was called to order in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, on Tuesday, February 26, 2013, at 6:44 p.m.

ROLL CALL: PRESENT: (5) PRESIDENT PHAN, VICE PRESIDENT BEARD,

MEMBERS BROADWATER, JONES, NGUYEN

ABSENT: (0) NONE

ORAL COMMUNICATIONS

None.

RECESS

At 7:00 p.m., President Phan declared a recess.

RECONVENE

At 7:01 p.m., President Phan reconvened the meeting with all Members present.

ACQUISITION OF EASEMENT AND TEMPORARY ACCESS OVER REAL PROPERTY LOCATED AT 5856 BELGRAVE AVENUE, GARDEN GROVE FOR A SEWER LINE (F: S-84.1)

Staff report dated February 26, 2013, was introduced.

It was moved by Member Nguyen, seconded by Member Jones, and carried by unanimous vote that the Right-of-Way Agreement and Temporary Access Agreement with Charles Geoffrey Turner, Successor Trustee of the Charles C. Turner and Joy M. Turner Family Trust for a sewer line easement over real property located at 5856 Belgrave Avenue, Garden Grove, be and hereby is approved; that the General Manager is authorized to execute the Right-of-Way Acquisition Agreement and Temporary Access Agreement and make minor modifications, if necessary, on behalf of the Sanitary District; that the General Manager is authorized to accept the Easement Deed on behalf of the Sanitary District; that the Finance Officer is authorized to draw a warrant in the amount of \$5,388 for purchase of the easement and payment for the Temporary Access Agreement; that the General Manager is authorized to extend the Temporary Access Agreement for one week increments, not to

exceed a period of 90 days, if necessary; and that the Finance Officer is authorized to draw warrants for each week that the Temporary Access Agreement is extended, if necessary, not to exceed a total amount of \$13,500.

PURCHASE ORDER TO FLO-SYSTEMS, INC., FOR SUBMERSIBLE SEWAGE PUMPS AND ANCILLARY EQUIPMENT FOR PROJECT NO. 7806 - BELGRAVE SEWER PUMP STATION REPLACEMENT (F: S-60.4)

Staff report dated February 26, 2013, was introduced.

It was moved by Member Nguyen, seconded by Member Jones, and carried by unanimous vote that the Finance Officer be and hereby is authorized to issue a Purchase Order in the amount of \$249,588 to Flo-Systems, Inc. for the purchase of three Wemco "Hidrostal" screw channel centrifugal pumps and ancillary equipment for the Belgrave Sewer Pump Station.

AWARD OF CONTRACT TO ATLANTIC MACHINERY INC./CUES FOR THE RETROFIT OF A CLOSED CIRCUIT TELEVISION TRUCK (F: S-55.38)

Staff report dated February 26, 2013, was introduced.

It was moved by Member Nguyen, seconded by Member Jones, and carried by unanimous vote that the contract for retrofitting of a sewer closed circuit television truck to inspect the sewer system in an amount not to exceed \$77,321, be and hereby is awarded to Atlantic Machinery, Inc./Cues; and the General Manager is authorized to execute the Agreement, including minor modifications thereto as appropriate, on behalf of the Sanitary District.

MINUTES (F: Vault)

It was moved by Member Nguyen, seconded by Member Jones, and carried by unanimous vote that the minutes of the meeting held January 22, 2013, be and hereby are received and filed.

ADJOURNMENT

At 7:02 p.m., the meeting was declared adjourned to Tuesday, March 26, 2013.

KATHLEEN BAILOR, CMC SECRETARY

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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, February 26, 2013, at 6:44 p.m.

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

BROADWATER, NGUYEN, PHAN

ABSENT: (0) NONE

ORAL COMMUNICATIONS

None.

LEASE AGREEMENT WITH TAYSEER ABDO FOR REAL PROPERTY LOCATED AT 10151 GARDEN GROVE BOULEVARD, GARDEN GROVE (F: A-55.1A)

Staff report dated February 26, 2013, was introduced.

It was moved by Member Nguyen, seconded by Member Beard, and carried by unanimous vote that the Lease Agreement by and between the City of Garden Grove and Tayseer Abdo dba German Auto Center for real property located at 10151 Garden Grove Boulevard, Garden Grove, be and hereby is approved; that the Director is authorized to execute the Lease Agreement and other pertinent documents on behalf of Successor Agency; and the Director is authorized to make minor modifications to the Lease Agreement on behalf of the Successor Agency as appropriate thereto.

ACCEPTANCE OF PROJECT AS COMPLETE FOR ASBESTOS ABATEMENT AND DEMOLITION OF SIX STRUCTURES LOCATED AT 12581 THROUGH 12721 HARBOR BOULEVARD, AND 12601 AND 12602 LEDA LANE, GARDEN GROVE (F: 55-J&G Industries, Inc.)

Staff report dated February 26, 2013, was introduced.

It was moved by Member Nguyen, seconded by Member Beard, and carried by unanimous vote that the asbestos abatement demolition of

six structures project located at 12581 through 12721 Harbor Bouelvard, and 12601 and 12602 Leda Lane, Garden Grove, be accepted as complete; that the Director is authorized to execute the Notice of Completion of Public Works Improvement and Work on behalf of the Successor Agency; and the Finance Director is authorized to release the retention payment when appropriate to do so.

ADJOURNMENT

At 7:01 p.m., the meeting was declared adjourned to Tuesday, March 12, 2013.

KATHLEEN BAILOR, CMC SECRETARY

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, February 26, 2013, at 5:36 p.m.

ROLL CALL: PRESENT: (4) MAYOR BROADWATER, COUNCIL MEMBERS BEARD, JONES, PHAN

ABSENT: (1) MAYOR PRO TEM NGUYEN absent at Roll Call but joined the meeting at 5:43 p.m.

ORAL COMMUNICATIONS FOR CLOSED SESSION AND STUDY SESSION ONLY

Mayor Broadwater announced that the City Council was going into Closed Session to discuss initiating litigation to obtain the appointment of a receiver for the property located at 10332 Stanford Avenue, Garden Grove.

There were no speakers.

ADJOURN TO STUDY SESSION

At 5:37 p.m., the meeting was adjourned to the Founders Room.

STUDY SESSION - MID-TERM BUDGET REVIEW (F: 34.1)

Staff provided a PowerPoint presentation.

ADJOURN TO CLOSED SESSION

At 6:12 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(d)(4) (One potential case)

ADJOURNED TO COUNCIL CHAMBER

At 6:28 p.m., the Mayor declared a recess.

RECONVENE IN OPEN SESSION

At 6:38 p.m., Mayor Broadwater reconvened the meeting with all Council Members present.

Mayor Broadwater announced that the City Council authorized the initiation of legal proceedings to obtain the appointment of a receiver for the property located at 10332 Stanford Avenue, Garden Grove. The City Council authorization was unanimous.

INVOCATION AND PLEDGE

Susan Emery, Community Development Director, gave the Invocation. Council Member Nguyen led the Pledge of Allegiance to the Flag of the United States of America.

<u>COMMUNITY SPOTLIGHT - RECOGNITION OF WILLIAM J. DALTON AS THE 2013 CYPRESS COLLEGE AMERICANA CITIZEN OF THE YEAR</u> (F: 52.3)

Mayor Broadwater called forward former Mayor William Dalton, and presented him with a Resolution in honor of being named the 2013 Cypress College Americana Citizen of the Year.

ORAL COMMUNICATIONS - PUBLIC COMMENTS

Speakers: Scoutmaster Aaron Schultze, Charles Mitchell, Josh McIntosh, John O'Neill, and Peter Katz.

COUNCIL MEMBER RESPONSE TO PUBLIC COMMENTS

None.

RECESS

At 7:00 p.m., Mayor Broadwater declared a recess.

RECONVENE

At 7:04 p.m., Mayor Broadwater reconvened the meeting with all Council Members present.

AGREEMENT WITH INTERNAL AFFAIRS CONNECTIONS, INC. FOR PRE-EMPLOYMENT BACKGROUND INVESTIGATION SERVICES FOR THE FIRE DEPARTMENT (F: 55-Internal Affairs Connections, Inc.)

Staff report dated February 26, 2013, was introduced.

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that the Agreement by and between the City of Garden Grove and Internal Affairs Connections, Inc. for pre-employment background investigation services, in the amount of \$24,999 per year, for a one-year term, with options to extend the term for four additional one-year terms, for a total of \$124,995 over five years, be and hereby is approved; that the City piggyback on the Orange County Fire Authority Bid Number MP1747; and that the City Manager is authorized to execute the Agreement on behalf of the City, and make minor modifications as appropriate thereto.

RESOLUTION DECLARING THAT A NUISANCE EXISTS IN CONNECTION WITH THE EXISTENCE OF WEEDS, RUBBISH, AND REFUSE ON CERTAIN PROPERTIES WITHIN THE CITY AND DIRECTING THE CITY CLERK TO MAIL A WRITTEN NOTICE OF THE NUISANCE(S) (F: 113.1.spring)

Staff report dated February 26, 2013, was introduced.

RESOLUTION NO. 9165-13

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that full reading of Resolution No. 9165-13 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE DECLARING THAT A NUISANCE EXISTS IN CONNECTION WITH THE EXISTENCE OF WEEDS, RUBBISH, AND REFUSE ON CERTAIN PROPERTIES WITHIN THE CITY OF GARDEN GROVE AND AUTHORIZING THE CITY CLERK TO MAIL A WRITTEN NOTICE OF THE NUISANCE(S) IN ACCORDANCE WITH THE PROVISIONS OF GOVERNMENT CODE SECTION 39566 AND 39567.1, be and hereby is adopted.

AUTHORIZATION OF DEMOLITION AND APPROPRIATION OF FUNDS FOR DEMOLITION OF STRUCTURES AT 12291, 12311, AND 12321 THACKERY DRIVE, GARDEN GROVE (F: 55-Hartfield Construction Corporation, Inc.)

Staff report dated February 26, 2013, was introduced.

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that the Finance

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Director be and hereby is authorized to appropriate \$115,000 from Fund 108 (Land Sale Proceeds) for Fiscal Year 2012-13 for demolition activities; and that pursuant to the Uniform Housing Code and to protect the public's welfare and safety, that the vacant and vandalized structures at 12291 Thackery Drive, 12311 Thackery Drive, 12321 Thackery Drive, Garden Grove be demolished.

RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR CALHOME FUNDS TO BE USED FOR THE CITY'S FIRST-TIME HOMEBUYERS PROGRAM AND THE CITY'S SINGLE-FAMILY HOME REHABILITATION PROGRAM (F: 57.11)

Staff report dated February 26, 2013, was introduced.

RESOLUTION NO. 9166-13

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that full reading of Resolution No. 9166-13 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE CALHOME PROGRAM; THE EXECUTION OF A STANDARD AGREEMENT IF SELECTED FOR SUCH FUNDING AND THE EXECUTION OF ANY AMENDMENTS THERETO; AND ANY RELATED DOCUMENTS NECESSARY TO PARTICIPATE IN THE CALHOME PROGRAM, be and hereby is adopted.

CITY OF GARDEN GROVE'S 2013 INVESTMENT POLICY, APPOINTMENT OF A CITY TREASURER AND A DEPUTY CITY TREASURER, AND DELEGATION OF INVESTMENT AUTHORITY (F: 127.7)

Staff report dated February 26, 2013, was introduced.

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that the City of Garden Grove's 2013 Investment Policy, be and hereby is approved; that John D.R. Clark be reappointed as City Treasurer, and Kingsley Okereke be reappointed as the Deputy City Treasurer; and the City Treasurer and Deputy City Treasurer are delegated the responsibility to invest or to reinvest City funds.

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AGREEMENT WITH THE BOYS AND GIRLS CLUB OF GARDEN GROVE TO PROVIDE JUVENILE DIVERSION SERVICES

(F: 55-Boys and Girls Club of Garden Grove)

Council Member Phan announced for full disclosure that in his role as Associate Board Member with the Boys and Girls Club of Garden Grove, he has no financial interest in the outcome of this decision, and therefore, has no conflict of interest in participating in voting on this matter.

Staff report dated February 26, 2013, was introduced.

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that the Agreement by and between the City of Garden Grove and the Boys and Girls Club of Garden Grove to provide comprehensive juvenile diversion services for the period of July 1, 2012 through June 30, 2015, in the amount not to exceed \$150,000, be and hereby is approved; and the City Manager is authorized to execute the Agreement and make minor modifications as appropriate thereto.

AGREEMENT WITH AECOM TO PROVIDE ENVIRONMENTAL ANALYSIS SERVICES (F: 55-AECOM)

Staff report dated February 26, 2013, was introduced.

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that the Agreement by and between the City of Garden Grove and AECOM for the preparation of an environmental analysis for the Site B2 project, in an amount not to exceed \$179,366, be and hereby is approved; and the City Manager is authorized to execute the Agreement on behalf of the City, and to make minor modifications as appropriate thereto.

RESOLUTIONS DEDICATING PORTIONS OF CITY-OWNED PROPERTY LOCATED AT 13501 HARBOR BOULEVARD, 12971 RANCHERO WAY, 12972 RANCHERO WAY, AND 12971 TRASK AVENUE, GARDEN GROVE, FOR PUBLIC STREET AND HIGHWAY PURPOSES (F: 96.Proj.7128)(F: 96.Proj.7255)

Staff report dated February 26, 2013, was introduced.

RESOLUTION NO. 9167-13

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that full reading of Resolution No. 9167-13 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE

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DEDICATING CERTAIN CITY-OWNED REAL PROPERTY LOCATED AT 13501 HARBOR BOULEVARD, CITY OF GARDEN GROVE, FOR PUBLIC STREET AND HIGHWAY PURPOSES, be and hereby is adopted.

RESOLUTION NO. 9168-13

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that full reading of Resolution No. 9168-13 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE DEDICATING CERTAIN CITY-OWNED REAL PROPERTY LOCATED AT 12971 RANCHERO WAY, CITY OF GARDEN GROVE, FOR PUBLIC STREET AND HIGHWAY PURPOSES, be and hereby is adopted.

RESOLUTION NO. 9169-13

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that full reading of Resolution No. 9169-13 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE DEDICATING CERTAIN CITY-OWNED REAL PROPERTY LOCATED AT 12972 RANCHERO WAY, CITY OF GARDEN GROVE, FOR PUBLIC STREET AND HIGHWAY PURPOSES, be and hereby is adopted.

RESOLUTION NO. 9170-13

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that full reading of Resolution No. 9170-13 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE DEDICATING CERTAIN CITY-OWNED REAL PROPERTY LOCATED AT 12971 TRASK AVENUE, CITY OF GARDEN GROVE, FOR PUBLIC STREET AND HIGHWAY PURPOSES, be and hereby is adopted.

AMENDMENT TO THE AGREEMENT WITH GRIFFIN STRUCTURES INC. FOR PREPARATION OF CONSTRUCTION DOCUMENTS FOR THE PROPOSED FIRE DEPARTMENT HEADQUARTERS (F: 55-Griffin Structures Inc.)

Staff report dated February 26, 2013, was introduced.

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that Amendment No. 2 to the Agreement by and between the City of Garden Grove and Griffin Structures, Inc. for the completion of construction documents, in the amount of \$249,000, be and hereby is approved; that the performance period be extended to March 31, 2014; and the City Manager is

authorized to execute the Agreement on behalf of the City, including any minor modifications as appropriate.

TEMPORARY CONSTRUCTION AND ACCESS EASEMENT AND EASEMENT DEED CONVEYED FROM THE GARDEN GROVE UNIFIED SCHOOL DISTRICT FOR THE LILLY STREET/TRASK AVENUE WATER IMPROVEMENT PROJECT (F: 112.1proj.7399)

Staff report dated February 26, 2013, was introduced.

It was moved by Council Member Nguyen, seconded by Council Member Jones, and carried by unanimous vote that the City Clerk is hereby authorized to accept the Easement Deed and Temporary Construction and Access Easement Deed for property located at 12752 Trask Avenue, Garden Grove, conveyed from the Garden Grove Unified School District for the Lilly Street/Trask Avenue Water Improvement Project.

WAIVER OF FULL READING OF ORDINANCES LISTED

It was moved by Council Member Nguyen, 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 - RESOLUTION ADOPTING THE ADJUSTMENT OF CALIFORNIA VEHICLE CODE AND GARDEN GROVE MUNICIPAL CODE PARKING FINES TO REFLECT INCREASED SURCHARGE IMPOSED BY THE STATE OF CALIFORNIA (F: 24.3)(XR: 50.2)

Staff report dated February 26, 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.

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

RESOLUTION NO. 9171-13

It was moved by Council Member Nguyen, seconded by Council Member Beard, and carried by unanimous vote that full reading of Resolution No. 9171-13 be waived and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADJUSTING THE MONETARY PENALTY FOR VIOLATION OF CALIFORNIA VEHICLE CODE AND GARDEN GROVE MUNICIPAL CODE PARKING REGULATIONS FOR

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WHICH THE CITY ESTABLISHES THE FINE AMOUNTS, be and hereby is adopted.

SECOND READING OF ORDINANCE NO. 2827 - AMENDMENT TO THE DEVELOPMENT AGREEMENT WITH LANDMARK HOTELS II, LLC, FOR THE EXPANSION OF THE EMBASSY SUITES HOTEL LOCATED AT 11767 HARBOR BOULEVARD AND 12261 CHAPMAN AVENUE, GARDEN GROVE (F: 106.178)

It was moved by Council Member Nguyen, 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. 2827, 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 BETWEEN THE CITY OF GARDEN GROVE AND LANDMARK HOTELS II, LLC, FOR PROPERTY LOCATED ON THE WEST SIDE OF HARBOR BOULEVARD AND NORTH OF CHAPMAN AVENUE, AT 11767 HARBOR BOULEVARD AND 12261 CHAPMAN AVENUE, GARDEN GROVE, PARCEL NOS. 233-182-02 AND 233-181-01

Following the reading of the Ordinance title, it was moved by Council Member Nguyen, seconded by Council Member Phan, and carried by unanimous vote that Ordinance No. 2827 be and hereby is adopted.

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

Council Member Beard commented on the West Garden Grove Little League Parade, and the LULAC offices opening in Garden Grove.

Council Member Nguyen congratulated former Mayor Dalton on his receiving of the Cypress Americana Award. She responded to Mr. O'Neill's invitation to visit the Women's Civic Club; and commented on the Tet and New Year's ceremonies, and encouraged residents to continue to buy in Garden Grove.

Council Member Phan congratulated former Mayor Dalton on his receiving of the Cypress Americana Award. He commented on the West Garden Grove Little League Parade. He announced his upcoming engagement party to his fiancée, Cindy Pham.

Council Member Jones congratulated Randy and Edi Arbgast on their 20th wedding anniversary.

Mayor Broadwater congratulated former Mayor Dalton on his receiving of the Cypress Americana Award, stating it was an honor escorting him at the event.

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<u>ADJOURNMENT</u>

At 7:11 p.m., the meeting was declared adjourned to Tuesday, March 12, 2013.

KATHLEEN BAILOR, CMC CITY CLERK

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