

## 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, March 12, 2013, at 5:30 p.m.

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

ABSENT: (2) MEMBER PHAN ABSENT AT ROLL CALL, BUT JOINED THE MEETING AT 5:33 P.M.  
MEMBER NGUYEN ABSENT AT ROLL CALL, BUT JOINED THE MEETING AT 5:38 P.M.

#### ORAL COMMUNICATIONS FOR CLOSED SESSION MATTERS

None.

Mayor Broadwater announced that the Successor Agency was going into Closed Session as listed on the agendas. The Successor Agency's discussion of anticipated litigation involves a threat of litigation by Chien Wang, the former owner of the Brookhurst Triangle property.

#### ADJOURN TO CLOSED SESSION

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

CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Pursuant to Government Code Section 54956.8

Properties: 12246, 12252, 12262, 12282, 12292, 12312, 12322  
Thackery Drive; 12241, 12261, 12271, 12291, 12311, 12321 Harbor  
Boulevard, Garden Grove

Successor Agency Negotiator: Matthew Fertal, Director

Negotiating Party: Ronnie Lam, Kam Sang Company, Inc.

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

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Pursuant to Government Code Section 54956.9 (d)(2) (One potential case)

CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Pursuant to Government Code Section 54956.8

Properties: 12581 through 12721 (west side) Harbor Boulevard,  
Garden Grove

Successor Agency/City Negotiator: Matthew Fertal, Director/City  
Manager

Negotiating Parties: Garden Grove MXD, LLC

Under Negotiation: To obtain direction regarding the price and terms of  
payment for the disposition of the property.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Pursuant to Government Code Section 54956.8

Properties: 12222 through 12302 (east side) Harbor Boulevard,  
Garden Grove; and 12511 through 12571 (north side) Twintree Lane,  
Garden Grove

Successor Agency Negotiator: Matthew Fertal, Director

Negotiating Parties: Matthew Reid, Land and Design, Inc.

Under Negotiation: To obtain direction regarding the price and terms  
of payment for the disposition of the property.

#### ADJOURNED TO COUNCIL CHAMBER

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

#### RECONVENE IN OPEN SESSION

At 6:57 p.m., Chair Jones reconvened the meeting with all Members  
present.

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

ORAL COMMUNICATIONS

None.

MINUTES (F: Vault)

It was moved by Member Beard, seconded by Member Nguyen, and carried by unanimous vote that the minutes of the meetings held January 8, 2013, and January 22, 2013, be and hereby are received and filed with January 8, 2013, being amended.

WARRANTS (F: 60.5)

It was moved by Member Beard, seconded by Member Nguyen, and carried by unanimous vote that Regular Warrants 000510 through 000524, which have been audited for accuracy and availability of funds by the Finance Director, be and hereby are approved.

ADJOURNMENT

At 7:17 p.m., the meeting was declared adjourned to Tuesday, March 26, 2013.

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, March 12, 2013, at 5:30 p.m.

ROLL CALL: PRESENT: (3) MAYOR BROADWATER COUNCIL MEMBERS  
BEARD, JONES

ABSENT: (2) COUNCIL MEMBER PHAN absent at Roll Call,  
but joined the meeting at 5:33 p.m.  
MAYOR PRO TEM NGUYEN absent at Roll Call,  
but joined the meeting at 5:38 p.m.

#### ORAL COMMUNICATIONS FOR CLOSED SESSION MATTERS

Mayor Broadwater announced that the City Council and Successor Agency were each going into Closed Session as listed on the agendas. The City Council's discussion of anticipated litigation involves a threat of litigation by Joe's Italian Ice. The Successor Agency's discussion of anticipated litigation involves a threat of litigation by Chien Wang, the former owner of the Brookhurst Triangle property.

There were no speakers.

#### ADJOURN TO CLOSED SESSION

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

##### CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9 (d)(2)  
(One potential case)

##### CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Properties: 12222 through 12302 (east side) Harbor Boulevard, Garden Grove; and 12511 through 12571 (north side) Twintree Lane, Garden Grove

City/Successor Agency Negotiator: Matthew Fertal, City Manager/Director

Negotiating Parties: Matthew Reid, Land and Design, Inc.

Under Negotiation: To obtain direction regarding the price and terms of payment for the disposition of the property.

#### RECESS

At 6:40 p.m., the Mayor declared a recess.

#### RECONVENE IN OPEN SESSION

At 6:47 p.m., Mayor Broadwater reconvened the meeting in the Council Chamber with all Council Members present.

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

#### 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.

#### BUSINESS SPOTLIGHT: RECOGNITION OF PRINGLE'S DRAPERIES AND BLINDS, GARDEN GROVE'S MARCH 2013 OUTSTANDING BUSINESS HONOREE (F: 52.3)

Mayor Broadwater and the City Council Members recognized Pringle's Drapers and Blinds for their achievements and economic benefits toward the community, as Garden Grove's March 2013 Outstanding Business Honoree.

#### ORAL COMMUNICATIONS – PUBLIC COMMENTS

Speakers: Dana Mann, Peter Katz, Josh McIntosh, Charles Mitchell, Alicia and Linda.

#### COUNCIL MEMBER RESPONSE TO PUBLIC COMMENTS

None.

#### RECESS

At 7:15 p.m., Mayor Broadwater declared a recess.

RECONVENE

At 7:18 p.m., Mayor Broadwater reconvened the meeting with all Council Members present.

ASSIGNMENT OF AGREEMENT WITH HOGLE-IRELAND, INC. TO MOORE IACOFANO GOLTSMAN, INC., FOR THE PREPARATION OF THE HOUSING ELEMENT UPDATE (F: 55-Moore Iacofano Goltsman, Inc.)(XR: 55-Hogle-Ireland, Inc.)

Staff report dated March 12, 2013, was introduced.

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that the Assignment of Agreement by and among the City of Garden Grove, Hogle-Ireland, Inc., and, Moore Iacofano Goltsman, Inc., for the preparation of the 2013-21 Housing Element Update, be and hereby is approved; and the City Manager is authorized to execute the agreement and make minor modifications as appropriate.

AGREEMENT WITH SIMON WONG ENGINEERING TO PROVIDE ENGINEERING SERVICES FOR A CONDITION ASSESSMENT OF EIGHT CONCRETE WATER RESERVOIRS (F: 55-Simon Wong Engineering)

Staff report dated March 12 2013, was introduced.

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that the Agreement by and between the City of Garden Grove and Simon Wong Engineering, for professional engineering services for a condition assessment OF eight concrete water reservoirs, in the amount of \$230,940, be and hereby is approved; and the City Manager is authorized to execute the agreement on behalf of the City, and make minor modifications as appropriate thereto.

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

Staff report dated March 12, 2013, was introduced.

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that the Amendment to the Memorandum of Understanding 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, and Westminster, the County of Orange, 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 agreement on behalf of the City.

AUTHORIZE COMPENSATION PURSUANT TO MUNICIPAL CODE SECTION 2.44.310 FOR A PERIOD NOT TO EXTEND 24 MONTHS (F: 78.9)(XR: 24.1)

Staff report dated March 12, 2013, was introduced.

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that the additional pay of 5% of base pay (presently \$385.65 per month) for Zachary Barrett, Public Works Supervisor, effective the next full pay period and terminating of its own accord after 24 months be and hereby is authorized; and that the Human Resources Director be directed to rescind such additional pay before the expiration of 24 months should Mr. Barrett no longer be called upon to perform the additional duty of supervising the Water Distribution Bureau.

MINUTES (F: Vault)

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that the minutes of the meetings held January 8, 2013, and January 22, 2013, be and hereby are received and filed.

WARRANTS (F: 60.5)

It was moved by Council Member Jones, seconded by Council Member Nguyen, and carried by unanimous vote that Regular Warrants 540166 through 541405, Wires W1013 through W1020, and Direct Deposits W540617 through W541404; and Payroll Warrants 173581 through 173639, Direct Deposits D236665 through DD237321; and Wires W1888 through W1891, which have been audited for accuracy and availability of funds by the Finance Director, be and hereby are approved.

AGREEMENT WITH ABM SERVICES, INC. TO PROVIDE JANITORIAL SERVICES (F: 55-ABM Services, Inc.)

Staff report dated March 12, 2013, was introduced and reviewed by staff.

It was moved by Council Member Beard, seconded by Council Member Nguyen, and carried by unanimous vote that the Agreement by and between the City of Garden Grove and ABM Services, Inc. dba ABM Janitorial Services to provide park cleaning services, in the amount of

\$438,248, with an additional \$25,000 for unforeseen maintenance issues, for a total of \$513,248 for the first three years, with an option to renew the contract for an additional two years, 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.

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

Council Member Beard commented on the Central Garden Grove Little League Opening Ceremonies.

Council Member Nguyen thanked Mr. Katz for his support of The Vietnam War Museum of America Foundation. She voiced her support of the Relay for Life event announced by Alicia and Linda during Oral Communications, and encouraged residents to buy in Garden Grove.

Council Member Phan commented on the Soroptimist International of Garden Grove's recent luncheon recognizing three local women and girls for their efforts to improve the lives of other women and girls in the community. He thanked Mr. Katz for announcing the upcoming event honoring Vietnam Veteran Jose G. Ramos.

Council Member Jones commented on the fundraising event today for the Police Department's Baker to Vegas Running Team.

In response to Mr. Mitchell's request during Oral Communications, Mayor Broadwater indicated that he would adjourn tonight's meeting in honor of Tom Griffin and John J. Wilpers Jr., Veterans from World War II. He offered his condolences to the Pitino Family on the passing of Thomas Pitino, and to the Buck Family on the passing of Alice Buck.

ADJOURNMENT

At 7:25 p.m., the meeting was declared adjourned in memory of Tom Griffin, John J. Wilpers Jr., Thomas Pitino, and Alice Buck to Tuesday, March 26, 2013.

KATHLEEN BAILOR, CMC  
CITY CLERK