

MINUTES

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

Regular Meeting

Tuesday, November 12, 2013

Community Meeting Center  
11300 Stanford Avenue, Garden Grove, CA 92840

CONVENE THE MEETING

At 6:55 p.m., Chair Jones convened the meeting in the Council Chamber.

ROLL CALL      PRESENT:          (5)    Chair Jones, Members Beard,  
Broadwater, Nguyen, Phan

ABSENT:          (0)    None

ORAL COMMUNICATIONS (Held simultaneously with the City Council.)

Speakers:    Brenda Calvillo, Kelly Kramer, Steven Johns, Kurt Gibson, Leigh  
O'Bryan, Peter Katz, Bill Woldron, Charles Mitchell, Josh McIntosh,  
Robin Marcario, Melanie Shaw, David Labinger, Jessica Flicker, Lumi  
Cercel

WARRANTS (F: 60.5)

It was moved by Member Nguyen, seconded by Member Beard that:

The Regular Warrants 000748 through 000762, and 000763 through 000378; and  
Wire W1155 be approved as presented in the warrant register submitted, and have  
been audited for accuracy and funds are available for payment thereof by the Finance  
Director.

The motion carried by a 5-0 vote as follows:

Ayes:          (5)    Beard, Broadwater, Jones, Nguyen, Phan  
Noes:          (0)    None  
Absent:        (0)    None

RESOLUTION REFUNDING THE 2003 TAX ALLOCATION BONDS FOR THE  
OUTSTANDING DEBT OF THE FORMER GARDEN GROVE AGENCY FOR COMMUNITY  
DEVELOPMENT (F: A-34.2)

It was moved by Chair Jones, seconded by Member Broadwater that:

Resolution No. 18-13 authorizing the issuance and sale of tax allocation refunding bonds and approving the form of an indenture of trust, bond purchase contract, continuing disclosure agreement, 2003 Bonds Escrow Agreement and related documents and authorizing certain other actions in connection therewith be adopted; and

The Director be authorized to transmit Resolution No. 18-13 to the Oversight Board of the City of Garden Grove as Successor Agency to the Garden Grove Agency for Community Development, and to the Department of Finance for approval subject to the approval by the Oversight Board.

And that, subject to approval by the Oversight Board and Department of Finance:

The Director be authorized to execute a contract with Springsted Incorporated, and appoint same as the Successor Agency's financial advisor for this assignment as described herein;

The Director be authorized to appoint Stradling Yocca Carlson & Rauth as the bond counsel for this assignment as described herein; and

The Director or his designee be authorized to enter into all other necessary agreements to assemble the financing team including Underwriter, Trustee, Fiscal Agent, etc. to effectively ready the issuance of the refunding bonds.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

ADJOURNMENT

At 7:45 p.m., the meeting was adjourned.

Teresa Pomeroy, CMC  
Deputy Secretary





RECONVENE

At 7:46 p.m., Mayor Broadwater reconvened the meeting with all Council Members present.

RESOLUTION RECOGNIZING SUPERIOR COURT JUDGE JOHN NHO TRONG NGUYEN IN HIS RETIREMENT (F: 52.3)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

A Resolution honoring Superior Court Judge John Nho Trong Nguyen, be adopted.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

PROCLAMATION RECOGNIZING THIS FRIDAY AND ALL FUTURE FRIDAYS IN GARDEN GROVE AS "RED SHIRT FRIDAYS" IN HONOR OF AMERICAN SERVICEMEN AND SERVICEWOMEN AROUND THE WORLD (F: 83.1)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

The Garden Grove City Council does hereby proclaim each Friday in Garden Grove to be "Red Shirt Fridays," and encourages all residents and business owners to wear red shirts on Fridays to honor American servicemen and women.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

LEASE ASSIGNMENT FOR PROPERTY AT 11390 STANFORD AVENUE, GARDEN GROVE, FROM GOLDEN WEST CITIES FEDERAL CREDIT UNION TO CREDIT UNION OF SOUTHERN CALIFORNIA (F: 55-Golden West Cities Federal Credit Union) (F: 55-Credit Union of Southern California)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

The assignment of the 11390 Stanford Avenue Lease Agreement from Golden West Cities Federal Credit Union to the Credit Union of Southern California be approved upon completion of the merger; and

The City Manager be authorized to execute such documents as are necessary to effectuate the assignment on terms and conditions deemed appropriate by the City Manager.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

RESOLUTION APPROVING GRANT ELIGIBILITY FOR THE 2015 FEDERAL TRANSPORTATION IMPROVEMENT PROGRAM (F: 24.13)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

Resolution No. 9206-13 – A Resolution of the City Council of the City of Garden Grove certifying that the City has the resources to fund the projects submitted for inclusion in the 2015 Federal Transportation Improvement Program and confirming the City’s commitment to implement all the projects submitted to the program and has the resources to fund the projects in the fiscal year 2014/15 through 2019/20 Transportation Improvement Program and affirms its commitment to implement all projects in the program, be adopted.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

PURCHASE ORDER TO WONDRIES FLEET GROUP FOR A PICK-UP TRUCK (F: 60.4)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

The Finance Director be authorized to issue a purchase order, in the amount of \$33,527.63, to Wondries Fleet Group for the purchase of one (1) new Fire Department pick-up truck.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

RE-ADVERTISE FOR THE REPLACEMENT OF ONE FIRE DEPARTMENT COMMAND VEHICLE - IFB NO. S-1123 (F: 60.4)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

All bids received for IFB No. S-1123 be rejected; and

Staff be authorized to re-advertise to solicit bids for IFB No. S-1123 for the purchase of one (1) Fire Department command vehicle.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

PROJECT NO. 7399 – TRASK AVENUE AND LILLY STREET WATER IMPROVEMENTS PROJECT COMPLETE (F: 112.proj.7399)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

Project No. 7399 – Trask Avenue and Lilly Street Water Improvement Project be accepted as complete; the City Manager be authorized to execute the Notice of Completion of Public Improvement and Work; and

The Finance Director be authorized to release the retention payment when appropriate to do so.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

PROJECT NO. IFB S-1121 – 2013 RESIDENTIAL STREET REHABILITATION PROJECT COMPLETE (F: 55-R.J. Noble Company)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

Project No. IFB S-1121 – 2013 Residential Street Rehabilitation Project be accepted as complete; and the City Manager be authorized to execute the Notice of Completion of Public Improvement and Work; and

The Finance Director be authorized to release the retention payment when it is appropriate to do so.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

PASS-THROUGH ADJUSTMENTS OF THE WATER CHARGES FROM THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA, THE MUNICIPAL WATER DISTRICT OF ORANGE COUNTY, AND THE ORANGE COUNTY WATER DISTRICT (F: 112.1)(XR: 112.4)(XR: 112.5)(XR: 112.6)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

The report regarding the automatic pass-through adjustment to the Water Commodity Adjustment Charges, effective January 1, 2014, be received and filed.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

RESOLUTION APPROVING FINAL PARCEL MAP NO. 2010-118, PURSUANT TO APPROVED PARCEL MAP NO. PM-2010-1178, TO SUBDIVIDE PROPERTY LOCATED ON THE WEST SIDE OF HARBOR BOULEVARD FOR THE PROPOSED WATERPARK HOTEL PROJECT (F: 118.PM-2010-118)

Council Member Beard announced that as a Planning Commissioner he voted to approve this project and would be recusing himself from considering this matter due to a potential conflict of interest.

COUNCIL MEMBER BEARD LEFT THE MEETING.

It was moved by Council Member Jones, seconded by Council Member Nguyen that:

Resolution No. 9205-13 – A Resolution of the City Council of the City of Garden Grove approving Final Parcel Map No. 2010-118 (Pursuant to approved Tentative Parcel Map No. PM-2010-1178) be adopted.

The motion carried by a 4-0-1 vote as follows:

Ayes: (4) Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (1) Beard

COUNCIL MEMBER BEARD RETURNED TO THE MEETING



CLASSIFICATION OF JAIL AND FLEET SUPERVISOR (F: 78.1)(XR: 78.8)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

The creation of classification of 061 Jail and Fleet Supervisor within the non-union Middle Management Unit at range M171 be approved; and

The Human Resources Director be authorized to amend the Authorized Position List to add Position P720, a benefited .75 Full Time Equivalent position, for a Jail and Fleet Supervisor in the Police Department.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

CLASSIFICATION OF ACCOUNTING MANAGER AND TO ASSIGN THE CLASSIFICATION OF PRINCIPAL ACCOUNTANT TO RANGE M186 (F: 78.1)(XR: 78.5)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

The classification of 039 Accounting Manager within the non-union Middle Management Unit at range M194, be created; and

The City's Pay Range Schedule be amended by assigning 059 Principal Accountant to the non-union Middle Management Unit pay range M186.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

RESOLUTIONS FOR MIDDLE MANAGEMENT AND CENTRAL MANAGEMENT UNITS (F: 78.1)(XR: 78.13B)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

Resolution No. 9207-13 – A Resolution of the City Council of the City of Garden Grove approving salary, wages, and fringe benefits for Middle Management employees of the City of Garden Grove; establishing a salary plan and exempting Middle Management classifications from Municipal Code Section 2.44.390 as well as overtime, and rescinding Resolution no. 9147-12, be adopted;

Resolution No. 9208-13 – A Resolution of the City Council of the City of Garden Grove establishing a salary plan for certain positions in Central Management classifications and exempting Central Management classifications from Municipal Code Section 2.44.390 and overtime and rescinding Resolution No. 8887-09, Resolution No. 8960-10, Resolution No. 9101-10 and Resolution No. 9148-12, be adopted; and

The Human Resources Director be authorized and directed to implement the provisions therein with all deliberate speed.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

CLASSIFICATION FOR A PART-TIME TECHNICAL RESERVE POLICE OFFICER  
(F: 78.1)(XR: 78.8)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

A part-time classification of 311 Technical Reserve Police Officer be created and assign it to part-time range 0311, be approved.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

WARRANTS (F: 60.5)

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

The Regular Warrants 553711 through 553911, 553912 through 554599, and 554600 through 554950; Wires W1144 through W1146, and W1147 through W1154; and Direct Deposits W553911 through W554598 be approved as presented in the warrant register submitted and have been audited for accuracy and funds are available for payment thereof by the Finance Director; and

The Payroll Warrants 175019 through 175075; Direct Deposits D248543 through DD249202; and Wires W1962 through W1965 be approved as presented in the warrant register submitted and have been audited for accuracy and funds are available for payment thereof by the Finance Director.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

FULL READING OF ORDINANCES LISTED

It was moved by Council Member Nguyen, seconded by Council Member Beard that:

Full Reading of Ordinances listed be waived.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

PUBLIC HEARING - AMENDMENT TO TITLE 18 OF THE MUNICIPAL CODE ADOPTING THE 2013 CALIFORNIA BUILDING CODES AND RELATED UNIFORM CODES WITH MODIFICATIONS (F: 50.2)(XR: 35.2)

*(As approved earlier in the meeting: It was moved by Council Member Nguyen, seconded by Council Member Beard and carried by a 5-0 vote that Full Reading of Ordinances listed be waived.)*

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.

It was moved by Council Member Nguyen, seconded by Council Member Phan that:

Ordinance No. 2835 presented for first reading with the title read in full, being: An Ordinance of the City Council of the City of Garden Grove amending Title 18 of the Garden Grove Municipal Code and adopting by reference the following primary codes with certain amendments, deletions, and additions thereto: California Building Code, 2013 edition; California Residential Code, 2013 edition; California Electrical Code, 2013 edition; California Mechanical Code, 2013 edition; California Plumbing Code, 2013 edition; California Energy Code, 2013 edition; California Fire Code, 2013 edition; California Green Building Standards Code, 2013 edition; and certain secondary codes including the International Property Maintenance Code, 2012 edition, as published by the International Code Council; and the Uniform Swimming Pool, Spa, and Hot Tub Code, 2012 edition, as published by the International Association of Plumbing and Mechanical Officials, be passed to second reading.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Broadwater, Jones, Nguyen, Phan  
Noes: (0) None  
Absent: (0) None

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

Council Member Nguyen expressed her thanks to veterans, encouraged the public to recognize Vietnam veterans, and to keep an open mind for troubled veterans coming back from Iraq and Afghanistan. She also reminded everyone to buy in Garden Grove.

Council Member Phan apologized in advance for missing the next City Council meeting scheduled November 26, 2013, as he will be on his honeymoon.

Council Member Jones expressed his thanks for veterans, and congratulated Council Member Phan.

Mayor Broadwater expressed his regret for the passing of RC Gall, a long time resident and fellow Kiwanis member.

ADJOURNMENT

At 7:55 p.m., the meeting was adjourned in memory of RC Gall.

Teresa Pomeroy, CMC  
Deputy City Clerk