

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, September 26, 2017

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

CONVENE STUDY SESSION

At 5:35 p.m., Mayor Jones convened the meeting in the Butterfield B Room.

<u>ROLL CALL</u>	PRESENT:	(6)	Mayor Jones, Council Members Beard, O'Neill, T. Nguyen, Klopfenstein, K. Nguyen
	ABSENT:	(1)	Council Member Bui absent at Roll Call, but joined the meeting at 5:45 p.m.

ORAL COMMUNICATIONS FOR STUDY SESSION

Speakers: None

PRESENTATION AND DISCUSSION OF WATER RATE STUDY (F: 112.1)

ADJOURN STUDY SESSION

At 6:40 p.m., Mayor Jones adjourned the Study Session.

CONVENE REGULAR MEETING

At 6:45 p.m., Mayor Jones convened the meeting in the Council Chamber with all Council Members present.

INVOCATION

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

COMMUNITY SPOTLIGHT: IN RECOGNITION OF PACIFICA HIGH SCHOOL'S DANCE TEAM FOR THEIR NATIONAL TITLE AT THE 2017 USA NATIONALS COMPETITION (F: 52.3)

COMMUNITY SPOTLIGHT: IN RECOGNITION OF KIM HUY, COMMUNITY SERVICES DIRECTOR, FOR HER 35-YEAR CAREER WITH THE CITY OF GARDEN GROVE
(F: 52.3)

RECESS

At 7:05 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 7:15 p.m., Mayor Jones reconvened the meeting in the Council Chamber with all Council Members present.

PRESENTATION ON THE HAZARD AVENUE BIKEWAY IMPROVEMENT PROJECT AND A GO HUMAN POP-UP DEMONSTRATION PROJECT AS PROVIDED BY THE COUNTY OF ORANGE AND THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
(F: 52.3)

ORAL COMMUNICATIONS

Speakers: Charles Mitchell, Fong Le, Denise Simpson, Bobby Donelson, Pam Donelson, Leland Sisk, Nicholas Dibbs

RECESS

At 7:54 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 7:59 p.m., Mayor Jones reconvened the meeting in the Council Chamber with all Council Members present.

ADOPTION OF A RESOLUTION COMMENDING KIM HUY, COMMUNITY SERVICES DIRECTOR, FOR HER 35 YEARS OF SERVICE TO THE CITY OF GARDEN GROVE
(F: 52.2)(XR: 87.1)

It was moved by Council Member K. Nguyen, seconded by Council Member O'Neill that:

A Resolution of commendation for Kim Huy, Community Services Director, be adopted.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

ADOPTION OF A PROCLAMATION CELEBRATING THE 2017 MID-AUTUMN
CHILDREN'S FESTIVAL DAY (F: 83.1)

It was moved by Council Member K. Nguyen, seconded by Council Member O'Neill that:

October 1, 2017, be proclaimed as the 2017 Mid-Autumn Children's Festival Day.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

ADOPTION OF A PROCLAMATION DECLARING OCTOBER 20-22, 2017,
INTERNATIONAL FESTIVAL OF ORANGE COUNTY (F: 83.1)

It was moved by Council Member K. Nguyen, seconded by Council Member O'Neill that:

October 20-22, 2017, be proclaimed as the International Festival of Orange County.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

ADOPTION OF A RESOLUTION AUTHORIZING APPLICATION SUBMITTALS FOR THE
DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE)
RUBBERIZED PAVEMENT GRANT PROGRAM (F: 33.1)

It was moved by Council Member K. Nguyen, seconded by Council Member O'Neill that:

Resolution No. 9458-17 entitled: A Resolution of the City Council of the City of Garden Grove authorizing submittal of all applications for the Department of Resources Recycling and Recovery (CalRecycle) Rubberized Pavement Grant Program, be adopted; and

The City Manager or his designee be authorized to execute grant documents, including but not limited to, applications, agreements, amendments and requests for payment, necessary to secure grant funds and implement the approved grant project on behalf of the City.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

APPROVAL OF A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF SANTA ANA RELATED TO THE WILLOWICK GOLF COURSE LOCATED AT 3017 W. 5TH STREET, SANTA ANA (F: 73.13)

This item was considered later in the meeting.

APPROVAL OF EXPENSES FOR CITY COUNCIL TRAVEL TO DENVER, COLORADO (F: 43.1)(XR: A-78.1)

This item was considered later in the meeting.

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO NATIONAL AUTO FLEET GROUP FOR ONE (1) NEW POLICE ADMINISTRATION UTILITY VEHICLE (F: 60.4)

It was moved by Council Member K. Nguyen, seconded by Council Member O'Neill that:

The Finance Director be authorized to issue a purchase order in the amount of \$30,667.94 to National Auto Fleet Group for the purchase of one (1) new police administration utility vehicle.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

RECEIVE AND FILE MINUTES FROM THE MEETING HELD ON SEPTEMBER 12, 2017 (F: Vault)

It was moved by Council Member K. Nguyen, seconded by Council Member O'Neill that:

The minutes from the meeting held on September 12, 2017, be received and filed.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

WARRANTS (F: 60.5)

It was moved by Council Member K. Nguyen, seconded by Council Member O'Neill that:

Payroll Warrants 181630 through 181682; Direct Deposits D317969 through D318680; and Wires W2398 through W2401 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

Regular Warrants 628664 through 629027; and Wires W1969 through W1977 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 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

APPROVAL TO WAIVE FULL READING OF ORDINANCES LISTED

It was moved by Council Member K. Nguyen, seconded by Council Member O'Neill that:

Full reading of Ordinances listed be waived.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

APPROVAL OF A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF SANTA ANA RELATED TO THE WILLOWICK GOLF COURSE LOCATED AT 3017 W. 5TH STREET, SANTA ANA (F: 73.13)

Following City Council discussion, it was moved by Mayor Jones, seconded by Council Member Klopfenstein that:

The Memorandum of Understanding with Santa Ana related to the Willowick Golf Course be approved; and

The Mayor be authorized to sign the Memorandum of Understanding on behalf of the City.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

APPROVAL OF EXPENSES FOR CITY COUNCIL TRAVEL TO DENVER, COLORADO
(F: 43.1)(XR: A-78.1)

Following City Council discussion and Mayor Jones' and Council Member Klopfenstein's report on the trip to Denver, it was moved by Mayor Jones, seconded by Council Member O'Neill that:

Travel related expenses in the approximate amount of \$3,000 for two (2) City Council Members' travel to Denver, Colorado from September 18, 2017, through September 20, 2017, be approved.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

PUBLIC HEARING – ADOPTION OF A RESOLUTION APPROVING THE ISSUANCE OF BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY AS CONDUIT FINANCING FOR CARITAS CORPORATION, CARITAS ACQUISITIONS I, LLC AND CARITAS SILVER LANTERN, LLC (F: A-34.2)(XR: 60.1)

FOLLOWING STAFF'S PRESENTATION, MAYOR JONES INTERRUPTED THIS ITEM TO PROVIDE THE PROCLAMATION THAT THE CITY COUNCIL UNANIMOUSLY APPROVED EARLIER IN THE MEETING TO PROCLAIM THAT OCTOBER 20-22, 2017, AS THE INTERNATIONAL FESTIVAL OF ORANGE COUNTY TO A REPRESENTATIVE FROM THE KOREAN AMERICAN FESTIVAL FOUNDATION OF ORANGE COUNTY.

Mayor Jones resumed with the staff presentation and City Council discussion and subsequently declared the Public Hearing open and asked if anyone wished to address the City Council on the matter.

Speakers: Nicholas Dibbs, Leland Sisk, John Woolley

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

It was moved by Council Member O'Neill, seconded by Mayor Jones that:

Resolution No. 9459-17 entitled: A Resolution of the City Council of the City of Garden Grove, California, approving the issuance of Revenue Bonds in an aggregate principal amount not to exceed \$67,500,000 by the California Municipal Finance Authority for the purpose of financing and refinancing the acquisition and improvement of mobile home parks and other low-income multifamily housing facilities by the Caritas Corporation, Caritas Acquisitions I, LLC, and Caritas Silver Lantern, LLC, and certain other matters relating thereto, be adopted.

The motion carried by a 7-0 vote as follows:

Ayes:	(7)	Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K. Nguyen, Jones
Noes:	(0)	None

RECESS

At 8:31 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 8:40 p.m., Mayor Jones reconvened the meeting in the Council Chamber with all Council Members present.

ACCEPTANCE OF FISCAL YEAR 2016/17 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER) (F: 117.10D)

Following staff's presentation, Mayor Jones declared the Public Hearing open and asked if anyone wished to address the City Council on the matter.

Speakers: None.

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

It was moved by Council Member O'Neill, seconded by Council Member K. Nguyen that:

The Fiscal Year 2016/17 Consolidated Annual Performance and Evaluation Report (CAPER) be accepted; and

The CAPER be transmitted to the U.S. Department of Housing and Urban Development.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

INTRODUCTION AND FIRST READING OF AN ORDINANCE RENAMING THE MAIN STREET COMMISSION TO DOWNTOWN COMMISSION AND DISCUSSION OF BOARD ORGANIZATION AS REQUESTED BY THE CITY COUNCIL (F: 122.6)

(As approved earlier in the meeting, it was moved by Council Member K. Nguyen, seconded by Council Member O'Neill, and approved by a 7-0 vote, that full reading of ordinances listed be waived.)

Following City Attorney Sandoval's presentation and City Council discussion, it was moved by Council Member Bui, seconded by Council Member Klopfenstein that:

Ordinance No. 2887 entitled: An Ordinance of the City Council of the City of Garden Grove revising Chapter 2.32 of Title 2 of the Garden Grove Municipal Code renaming the Main Street Commission to Downtown Commission be passed to second reading.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

After further City Council discussion to consider the composition of the Main Street Commission, it was moved by Mayor Jones, seconded by Council Member O'Neill that:

Consideration of the composition and filling the vacancy on the Main Street Commission be listed on the next City Council agenda for action.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

ORDINANCE NO. 2886 PRESENTED FOR SECOND READING AND ADOPTION (F: 115.A-20-2017)(XR: 50.3)

(As approved earlier in the meeting, it was moved by Council Member K. Nguyen, seconded by Council Member O'Neill, and approved by a 7-0 vote, that full reading of ordinances listed be waived.)

It was moved by Council Member O'Neill, seconded by Council Member T. Nguyen that:

Ordinance No. 2886 entitled: An Ordinance of the City Council of the City of Garden Grove, approving Amendment No. A-020-2017 amending and restating portions of Title 9 (Zoning Code) of the Garden Grove Municipal Code regarding Landscape Water Efficiency Requirements, be adopted.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

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

DISCUSSION ON SEEKING A SISTER CITY ASSOCIATION WITHIN THE COUNTRY OF MEXICO AS REQUESTED BY COUNCIL MEMBER KIM NGUYEN (F: 102.2)

After City Council discussion, it was moved by Council Member Bui, seconded by Council Member T. Nguyen that:

City staff time be allocated to explore a sister city association with a city in the country of Mexico.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None

MATTERS FROM THE MAYOR, CITY COUNCIL MEMBERS, AND CITY MANAGER
(Continued)

Council Member Beard congratulated Community Services Director Kim Huy on her upcoming retirement and commended her for her work and dedication to the City. He commented that he worked with Kim when they first started as interns with the City of Garden Grove in 1982 and that he considers her a friend who will be missed.

Council Member O'Neill expressed his appreciation for Ms. Huy and her work with the City. He commented on the need to address short term rentals, and asked for a recommendation on how to proceed with this issue from City Manager Stiles.

City Manager Stiles stated that a staff report can be prepared with what the City's options are and recommendations.

City Attorney Sandoval noted the City's Code does prohibit short term rentals, and the City has taken steps by asking residents to assist by reporting via a formal complaint of short term rentals in their neighborhoods. He explained that Airbnb is adaptable with avoiding detection.

Council Member Klopfenstein stated she is very well aware of the issue with short term rentals, which directly impacts District 5 due to the proximity to the Disney Resort. She noted that she has been meeting with the City Attorney on this issue, and that work is being done to take steps to enforce the City's Code. She agreed that an agenda report would be acceptable at this point.

Council Member T. Nguyen expressed her pleasure in working with Kim Huy and congratulated Ms. Huy on her upcoming retirement. She encouraged residents in District 3 to contact her by phone or email with any of their issues or suggestions. She invited everyone to attend the October 1, 2017, Mid-Autumn Children's Festival at the Atlantis Play Center. She wished her son Leon a Happy 11th Birthday.

Council Member K. Nguyen reported that she, City Manager Stiles, and Council Member T. Nguyen attended the League of California Cities annual conference in Sacramento where they had an opportunity to meet with vendors and attend sessions on public safety, homelessness, and active transportation. She congratulated Kim Huy on her retirement. She thanked the Fire Departments from the cities of Anaheim, Orange and Garden Grove with their fast response to an apartment fire in her complex this morning. She concluded by acknowledging the devastating natural disasters in the nation, as well as the recent earthquakes in Mexico and encouraged everyone to send their positive thoughts and prayers.

Council Member Klopfenstein announced that she along with Council Member O'Neill and City Manager Stiles attended the ribbon cutting for ACC North, the expansion to the Anaheim Convention Center and 50th anniversary celebration, noting that the expansion will play a part in the tourism dollars spent in Garden Grove. She congratulated Kim Huy on her retirement, and expressed her appreciation for Ms. Huy's dedication to the City. She concluded by wishing her daughter Emerson a soon to be Happy Birthday.

Council Member Bui expressed his appreciation for Kim Huy, and congratulated her on her upcoming retirement. He noted that property owners and residents within a 750 foot radius from the Galleria project located on Garden Grove Boulevard west of Brookhurst Street have been invited to attend a Neighborhood Meeting by the

developer who is planning on using the site as a Senior Apartment Building for low income seniors. The meeting, for the purpose of gathering community input, is on Wednesday, September 27, 2017, at 6:30 p.m., and will be hosted by the Boys and Girls Club behind the project site. He stated that with the City's recent Ordinance for RV parking, he would like a smooth process for residents obtaining permits.

Mayor Jones reported on his recent visit to Washington D.C. for the Orange County Local Governments Advocacy trip with ACC-OC, which focused on many relevant topics. He also expressed concern for the disconnection between the federal and local levels of government, noting that there needs to be a lot of work done to achieve results from advocacy efforts in Washington. He noted that as the Board President of ACC-OC on behalf of the City of Garden Grove, he appreciated having the opportunity for the visit.

City Manager Stiles commented that usually when people are in need, it's the local government who they have to depend. He congratulated Kim Huy on a great career with the City. He commented on the League of California Cities conference he attended with Council Members T. Nguyen and K. Nguyen, noting the main concern expressed by California cities is the unfunded pension liability. He noted that with the expansion of the Anaheim Convention Center that encompasses 1.8 million square feet, it will be one of the largest convention centers in the nation and the largest on the west coast. The expansion is not only impressive and important for Anaheim, but also important for Garden Grove.

ADJOURNMENT

At 9:15 p.m., Mayor Jones adjourned the meeting in memory of Big Al Snook. The next City Council Meeting will be held on Tuesday, October 10, 2017, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC
City Clerk