

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, January 10, 2017

Community Meeting Center

11300 Stanford Avenue, Garden Grove, CA 92840

CONVENE MEETING

At 6:30 p.m., Mayor Jones convened the meeting in the A Room.

ROLL CALL PRESENT: (7) Mayor Jones, Council Members Beard,
O'Neill, Bui, T. Nguyen, Klopfenstein, K.
Nguyen

ABSENT: (0) None

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES

NATIONAL ANTHEM PERFORMED BY GARDEN GROVE STUDENT SAMANTHA HESTON
(F: 52.4)

PRESENTATION

Community Spotlight: Recognition of Alyssa Castille for promoting equality through her "I AM" campaign. (F: 52.3)

Community Spotlight: Recognition of High School Students representing Anyang, Republic of Korea, participating in the 28th annual Sister City Exchange Program. (F: 52.3)

Caltrans presentation on the State Route 22 (SR 22) Safety Improvement Project at Interstate 5 (I-5) and State Route 57 (SR 57) Interchange. (F: 52.3)(XR: 36.6)

ORAL COMMUNICATIONS

Speakers: Josh McIntosh, Nicolas Dibs, Tony Flores, Gerald Dankner, Charles Mitchell, Laura Hearn, Robert White.

RECESS

At 7:31 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 7:34 p.m., Mayor Jones reconvened the meeting with all Council Members present.

ADOPTION OF A PROCLAMATION RECOGNIZING JANUARY 13, 2017, AS KOREAN AMERICAN DAY (F: 83.1)

It was moved by Council Member O’Neill, seconded by Council Member Klopfenstein that:

The City of Garden Grove hereby adopts a proclamation recognizing January 13, 2017, as Korean American 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

APPROVAL TO ALLOCATE FISCAL YEAR 2016-17 SUPPLEMENTAL LAW ENFORCEMENT SERVICES ACCOUNT (SLESA) FUNDS (F: 34.1)(XR: 82.1)

It was moved by Council Member O’Neill, seconded by Council Member Klopfenstein that:

Fiscal Year 2016-2017 Supplemental Law Enforcement Service Account (SLESA) funds, in the amount of \$273,056, be accepted; and

That allocation of these funds be authorized for the Police Department for front-line law enforcement services.

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 THE TERMINATION OF THE ORANGE COUNTY REGIONAL AIRPORT AUTHORITY (F: 23.11)

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

Resolution No. 9405-17 entitled A Resolution of the City Council of the City of Garden Grove authorizing the termination of membership in the Orange County Regional Airport Authority, and the termination of the Authority and the Joint Powers Agreement, 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

APPROVAL OF WARRANTS (F: 60.5)

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

Regular Warrants 616149 through 616565, 616566 through 617175, 617176 through 617283; Wires W1729 through W1740, and W616565 through W617174; be approved as presented in the warrant register submitted, and have audited for accuracy and funds are available for payment thereof by the Finance Director.

Payroll Warrants 180598 through 180650, and 180651; Direct Deposits D304565 through DD305275; and Wires W2298 through W2301, and W2302 through W2304; be approved as presented in the payroll 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 O'Neill, seconded by Council Member Klopfenstein 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

PUBLIC HEARING - ADOPTION OF A RESOLUTION AMENDING USER FEES FOR
ADVANCED LIFE SUPPORT AND NON-RESIDENT FIRST RESPONDER SERVICES
(F: 60.2A)

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

Speakers: Charles Mitchell

With no further response from the audience, Mayor Jones closed the Public Hearing.

Council Member Beard noted that this user fee is a cost recovery measure for emergency response to non-residents.

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

Resolution No. 9406-17 entitled A Resolution of the City Council of the City of Garden Grove establishing and amending advanced life support and non-resident first responder fees, 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

CONSIDERATION OF APPOINTMENTS TO THE AUDIT COMMITTEE AND OUTSIDE
COMMITTEES (F: 122.1)

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

Mayor Jones and Council Member Bui be appointed as Representatives to the Audit Committee.

City Attorney Sandoval noted that the Audit Committee can have up to three Council Members as representatives.

Council Member O'Neill expressed his interest in serving as the third and Council consensus was to include Council Member O'Neill as a Representative to the Audit Committee.

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

It was moved by Mayor Jones, seconded by Council Member Beard that:

Council Member Bui be appointed as Representative to the Association of California Cities Orange County (ACCOC) and Council Member K. Nguyen be appointed as alternate.

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

It was moved by Mayor Jones, seconded by Council Member Beard that:

Council Member Beard be appointed as Representative to the North Net Fire Training Joint Powers Authority and Council Member O'Neill be appointed as the alternate.

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

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

Council Member K. Nguyen be appointed as Representative to the League of California Cities – OC Division and Council Member T. Nguyen be appointed as the alternate.

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

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

Council Member Klopfenstein be appointed as Representative to the Orange County Public Library Advisory Board and Council Member O'Neill be appointed as the alternate.

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

It was moved by Mayor Jones, seconded by Council Member Beard that:

Mayor Jones be appointed as Representative to the Orange County Sanitation District and Council Member Beard be appointed as the alternate.

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

It was moved by Mayor Jones, seconded by Council Member Bui that:

Council Member Klopfenstein be appointed as Representative to serve a four-year term on the Orange County Vector Control District.

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

It was moved by Mayor Jones, seconded by Council Member Beard that:

Council Member Beard and Council Member Bui be appointed as Representatives on the Sanitary District Liaison Committee.

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

It was moved by Mayor Jones, seconded by Council Member Beard that:

Council Member Beard be appointed to serve as Representative on the Santa Ana River Flood Protection Agency.

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

It was moved by Mayor Jones, seconded by Council Member Klopfenstein that:

Council Member K. Nguyen be appointed as Representative on the Southern California Association of Governments (SCAG) Regional General Assembly.

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

It was moved by Mayor Jones, seconded by Council Member Bui that:

Council Member Beard be appointed as Representative on the West Orange County Water Board (WOCWB) and Council Member T. Nguyen be appointed as Alternate.

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

SECOND READING AND ADOPTION, BY TITLE ONLY, OF ORDINANCE NO. 2877 REGARDING ESTABLISHING CITYWIDE PARK FEES AND REVISING THE IN-LIEU OF PARK DEDICATED FEES, TRANSPORTATION FACILITIES FEES AND DRAINAGE FACILITIES FEES (F: 60.2)(XR: 50.2)(XR: 50.3)

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

Following the reading of the title of Ordinance No. 2877 into the record, it was moved by Council Member Bui, seconded by Council Member O'Neill that:

Ordinance No. 2877 entitled an Ordinance of the City Council of the City of Garden Grove enacting regulations for the payment of drainage facilities fees and citywide park fees including revisions to Titles 9 and 10 of the Garden Grove Municipal Code amending Chapter 9.44 to codify the requirements for parkland dedication and fees

for new subdivisions and amending Chapter 10.110 to provide for updates to traffic mitigation fees pursuant to development impact fee studies, 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

PRESENTATION FROM THE COMMUNITY SERVICES DEPARTMENT REGARDING THE PROPOSED FACILITY USAGE AGREEMENT FOR THE FESTIVAL AMPHITHEATRE WITH THE LFA GROUP, LLC, AS REQUESTED BY CITY MANAGER STILES (F: 87.5)

Staff provided a report for information on the proposed facility usage agreement for the Festival Amphitheatre.

Council Member Bui asked about the amount of rent that is collected and what would be collected under an agreement with the LFA Group (LFA).

Staff responded that currently the facility is getting \$500 per month on average. LFA would be providing their lighting and sound equipment valued at \$165,000; and they would pay a monthly rental of \$2,000 per month that would be forgiven in lieu of \$125,000 of capital improvements within the first three years of the agreement.

Council Member Bui inquired as to what the capital improvements would be.

Staff stated that LFA would reduce the size of the stage, expand and improve the kitchen, and remove the stadium seating and replace with bench seating.

Council Member O'Neill commented that he liked the proposal but that he would like to make sure that the negotiations, whether that would include a subcommittee of Council Members or the City Manager, are done with the best possible outcome for the City.

City Manager Stiles noted that he has been involved with some of the conversations with staff and LFA, and that the improvements suggested by LFA are some ideas to improve the Amphitheatre. He asked that City Council Members feel free to contact him or staff with their thoughts in order to ensure that their concerns are addressed.

Council Member Bui noted that there has been positive response from the residents regarding the current programs and that he would like to see continuity.

Staff responded that the agreement includes subleases with M&D Silva and Shakespeare Orange County to continue with the current programs through December 2018.

Council Member Bui expressed that he would like to continue with the same type of musical performances and to be mindful of the residents.

Staff noted that there would be incentives and option agreements with Shakespeare Orange County and M&D Silva beyond December 2018.

Mayor Jones noted that he has been keeping up with staff on the proposal from LFA, as well as meeting with M&D Silva and Shakespeare Orange County. He encouraged the Council Members to meet with LFA, and noted that with the current leases in place, both M&D Silva and Shakespeare Orange County struggle to fill in time slots. He expressed confidence with LFA's extensive background in expanding creative uses of existing venues needing improvement, as well as working with other agencies and booking events; and is excited about moving forward quickly.

PRESENTATION FROM THE COMMUNITY SERVICES DEPARTMENT REGARDING THE 2017 OPEN STREETS EVENT, AS REQUESTED BY CITY MANAGER STILES (F: 87.1)

Staff provided a PowerPoint presentation noting the next Open Streets Event is scheduled for April 1, 2017.

It was moved by Council Member Beard, seconded by Mayor Jones that:

The next agenda include an action item for discussion and directed staff to research recreational vehicles parking on public streets.

Council Member O'Neill asked that large big rig trucks also be included as there is a problem with big rig trucks parking all over the city and doing damage to streets, noting that the trucks are ticketed, but the City needs to provide more signage, paint curbs, and pass an ordinance.

Council Member Beard noted that trailers could also be included.

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

Council Member O'Neill wished everyone a Happy and safe New Year and encouraged residents to upload the Garden Grove app to their smart phones.

Council Member T. Nguyen wished everyone a Happy New Year.

ADJOURNMENT

At 8:15 p.m., Mayor Jones adjourned the meeting. The next Regular City Council Meeting will be held on Tuesday, January 24, 2017, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC
City Clerk