

ORAL COMMUNICATIONS

Speakers: Robin Marcario, Josh McIntosh, Tony Flores, David Lautherboren, Charles Mitchell

Council Member response to Public comments: Mayor Nguyen directed staff to follow-up with Mr. Lautherboren regarding the water runoff from the hotels on Harbor Boulevard and Chapman Avenue.

PRESENTATIONS

Preparations for El Nino presented by Fire Chief Schultz. (F: 52.3)(XR: 61.1)

WRITTEN COMMUNICATIONS - REQUEST FROM CUB SCOUT PACK 271 FOR CO-SPONSORSHIP OF THE 14TH ANNUAL CUB SCOUT PUSH CART DERBY ON SATURDAY, APRIL 23, 2016 (F: 88.1)

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

Cub Scout Pack 271's request for the City to co-sponsor its 14th Annual Cub Scout Pushcart Derby, on Saturday, April 23, 2016, at a cost of \$2,400, be approved.

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

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

RECESS MEETING

At 7:13 p.m., Mayor Nguyen declared a recess.

RECONVENE MEETING

At 7:14 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

APPROVAL OF LEASE AGREEMENTS WITH ENTERPRISE FLEET MANAGEMENT FOR FIVE UNDERCOVER VEHICLES (F: 82.4)

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

The 36-month vehicle operating lease contracts for five (5) Police Department undercover vehicles, pursuant to the existing Master Walkaway Lease Agreement be approved; and

The City Manager be authorized to execute the agreements on behalf of the City, and make minor modifications as appropriate thereto.

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

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

ADOPTION OF A RESOLUTION CONCERNING THE FISCAL YEAR 2014-2015
MEASURE M2 EXPENDITURE REPORT FOR THE FISCAL YEAR ENDING JUNE 30, 2015
(F: 23.18C)

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

Resolution No. 9328-15 entitled – A Resolution concerning the Fiscal Year 2014-15 Measure M2 Expenditure Report for the City of Garden Grove for the Fiscal Year ending June 30, 2015, be adopted.

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

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

ADOPTION OF A RESOLUTION TO AUTHORIZE PARTICIPATION IN THE
CALIFORNIAFIRST PROGRAM, AND THE CALIFORNIA STATEWIDE COMMUNITIES
DEVELOPMENT AUTHORITY FOR ELIGIBLE PROPERTY OWNERS WITHIN THE CITY
(F: 57.1)

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

Resolution No. 9329-15 entitled – A Resolution authorizing the City of Garden Grove to join the CaliforniaFirst Program; to authorize the California Statewide Communities Development Authority to accept applications from property owners, conduct contractual assessment proceedings and levy contractual assessments within the incorporated territory of the city; and to authorize related actions, be adopted.

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

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

ADOPTION OF RESOLUTIONS TO AUTHORIZE PARTICIPATION IN THE PROPERTY ASSESSED CLEAN ENERGY PROGRAMS AND CALIFORNIA HOME FINANCE COMMUNITY FACILITIES DISTRICT NO. 2014-1 FOR ELIGIBLE PROPERTY OWNERS WITHIN THE CITY (F: 57.1)

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

Resolution No. 9330-15 entitled – A Resolution consenting to inclusion of properties within the City’s jurisdiction in the California Home Finance Authority Community Facilities District No. 2014-1 (Clean Energy) to finance renewable energy improvements, energy efficiency and water conservation improvements, electric vehicle charging infrastructure, and approve associate membership in the joint exercise of powers authority related thereto, be adopted.

Resolution No. 9331-15 entitled - A Resolution consenting to inclusion of properties within the City’s jurisdiction in the California Home Finance Authority Program to finance renewable energy generation, energy and water efficiency improvements, electric vehicle charging infrastructure, and approve associate membership in the Joint Exercise of Powers Authority related thereto, be adopted; and

Authorize the City Manager to execute the Golden State Finance Authority (GSFA) JPA agreement.

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

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

WARRANTS (F: 60.5)

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

Regular Warrants 594654 through 595004; and Wires W1496 through W1499; 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.

Payroll Warrants 179023 through 179074; Direct Deposits D284564 through DD285250; and Wires W2182 through W2185 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 5-0 vote as follows:

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

CONSIDERATION OF OPTIONS FOR THE LOTUS PLAZA PROJECT (GALLERIA PROJECT) AT 10080 AND 10189 GARDEN GROVE BOULEVARD
(F: 20.GPA-2-05(A))

After staff's presentation, representatives from Cathay Bank (Lisa Kim and Heng Chen), Brooks Street (Rich Knowland, Developer), and the Hoag Foundation (Bill Grant) commented on the status of the project.

Cathay Bank had a check for attorney's fees payable to Hoag Foundation that the Foundation had previously requested. The Bank wants to move forward with the project, and is requesting the Hoag Foundation accept the check with the assurance that the Foundation will continue negotiations in good faith. The Hoag Foundation representative stated that its non-profit status is in jeopardy due to the amount of money expended on this project, and the Foundation is ready to work with the City on the July 2, 2013, Notice and Order. Brooks Street expressed its desire to develop the project.

After City Council discussion, the Mayor requested the Hoag Foundation meet and confer if accepting the check from Cathay Bank for attorney's fees would change their mind about going forward with the project. Hoag Foundation agreed to meet again.

Staff was directed to bring this matter back to the December 8, 2015, meeting to discuss the Foundation's position and the City's options in response.

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

DISCUSSION REGARDING MEDICAL MARIJUANA LEGISLATION PRESENTED BY CITY MANAGER STILES (F: 67.2)(XR: 115.A-148-08)

City Manager Stiles provided information regarding an ordinance going forward to the Planning Commission for recommendation to the City Council reinforcing the City's policy to ban medical marijuana facilities and the legislation that is making its way through the State.

ORAL COMMUNICATIONS (CONTINUED)

Speakers: Julie Bich Ngoc Huynh, Ngai Vinh Truong

Council Member response to Public comments: Public Works Director Bill Murray provided a status report on the Brookhurst Street Construction.

City Manager Stiles announced upcoming events: Tree Lighting-December 1, Winterfest-December 5, Brookhurst Triangle Groundbreaking-December 8; Fire Station Relocation Neighborhood Meeting-December 15.

CONVENE CLOSED SESSION

At 8:48 p.m., Mayor Nguyen announced that the City Council was going into Closed Session in the Activity Room at the Courtyard Center to discuss the following matters:

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6(f)

City Designated Representative: Laura Stover, Human Resources Director

Employee Organizations: Orange County Employee's Association (OCEA), OCEA Employee's League and Garden Grove Police Association.

CONFERENCE WITH LEGAL COUNSEL— EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)

Montoya vs. Garden Grove (OCSD Case No. 30-2015-00799522-CU-MC-CJC)

ADJOURNMENT OF CLOSED SESSION

At 10:00 p.m., Mayor Nguyen adjourned the Closed Session.

RECONVENE CITY COUNCIL MEETING

At 10:03 p.m., Mayor Nguyen reconvened the meeting in the Courtyard Center with all Council Members present.

CLOSED SESSION REPORT

Acting City Attorney Sandoval announced that there was no reportable action.

ADJOURNMENT

At 10:04 p.m., Mayor Nguyen adjourned the meeting. The next Regular City Council Meeting will be held on Tuesday, December 8, 2015, at 5:30 p.m. at the Courtyard Center, 12732 Main Street, Garden Grove, California.

Kathleen Bailor, CMC
City Clerk