

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, September 12, 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 Council Chamber

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

ABSENT: (0) None

INVOCATION

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

PRESENTATION ON THE BEHAVIORAL HEALTH PROGRAMS OFFERED AT GARDEN GROVE HOSPITAL PROVIDED BY RICK ROWE, CEO, GARDEN GROVE HOSPITAL
(F: 52.3)

COMMUNITY SPOTLIGHT: IN RECOGNITION OF CHOC'S 2017 AMBASSADOR JORDIN JACKSON FOR SERVING AS THE FACE OF THIS YEAR'S CHOC WALK
(F: 52.3)

ORAL COMMUNICATIONS

Speakers: Joe Laricchia, Gloria Bram, Charles Mitchell, Kelly O'Connor, Maureen Blackmun

RECESS

At 6:57 p.m., Mayor Jones recessed the meeting.

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 AMENDING THE MEMORANDUM OF UNDERSTANDING
WITH THE ORANGE COUNTY EMPLOYEES' ASSOCIATION GARDEN GROVE CHAPTER
(F: 78.13C)

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

Resolution No. 9453-17 entitled: A Resolution of the City Council of the City of Garden Grove amending the Memorandum of Understanding by and between the Garden Grove Chapter of the Orange County Employees' Association and the City of Garden Grove pertaining to salaries, wages, and fringe benefits for the term 2015-2018, be adopted;

The Director of Human Resources be authorized to implement the provisions of the amended Resolution; and

The updated salary schedule 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

APPROVAL OF FINAL PARCEL MAP NO. 2016-164 FOR PROPERTY LOCATED AT 7180
LAMPSON AVENUE AND 12570 INDUSTRY STREET, GARDEN GROVE
(F: 118.PM-2016-164)

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

Final Parcel Map No. 2016-164 for property located at 7180 Lampson Avenue and 12570 Industry Street, Garden Grove, for subdividing the property to create two separate parcels 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

The Finance Director be authorized to issue a purchase order in the amount of \$178,122.60 to National Auto Fleet Group for the purchase of one (1) aerial truck.

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

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO NATIONAL AUTO FLEET GROUP FOR SEVEN (7) SEDANS AND ONE (1) PICKUP TRUCK (F: 60.4)

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

The Finance Director be authorized to issue a purchase order in the amount of \$209,047 to National Auto Fleet Group for the purchase of seven (7) sedans and one (1) pickup truck.

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

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO WONDRIES FLEET GROUP FOR EIGHT (8) POLICE VEHICLES (F: 60.4)

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

The Finance Director be authorized to issue a purchase order in the amount of \$244,429.76 to Wondries Fleet Group for the purchase of eight (8) police vehicles.

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 AFFIRMING APPOINTMENT TO THE OVERSIGHT BOARD OF THE CITY OF GARDEN GROVE AS SUCCESSOR AGENCY TO THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT (F: A-46.1.SA)

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

Resolution No. 9454-17 entitled: A Resolution of the City Council of the City of Garden Grove affirming the Mayor's selection and appointment to the Oversight Board pursuant to Section 34179 of the Dissolution Act, 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 RESOLUTION AFFIRMING AN APPLICATION FOR THE DEPARTMENT OF FINANCE TRANSITIONAL HOUSING GRANT AND REQUIRING THE OPERATION OF THE FACILITY AT 12781 JOSEPHINE STREET, GARDEN GROVE, FOR A MINIMUM OF TEN YEARS (F: 117.10)

This item was pulled by Council Member Klopfenstein and considered later in the meeting.

ADOPTION OF A RESOLUTION APPOINTING A CITY TREASURER AND DEPUTY CITY TREASURER (F: 127.7)

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

Resolution No. 9456-17 entitled: A Resolution of the City Council of the City of Garden Grove repealing Resolution No. 9219-14 and appointing a City Treasurer and Deputy City Treasurer, 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

RECEIVE AND FILE MINUTES FROM THE MEETING HELD ON AUGUST 22, 2017 (F: Vault)

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

The minutes from the meeting held on August 22, 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 Beard, seconded by Council Member O'Neill that:

Regular Warrants 627567 through 627885; 627886 through 628485; 628486 through 628663; Wires W1956 through W1963; W1964 through W1968; and Direct Deposits W627885 through W628484; 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

Payroll Warrants 181574 through 181629; Direct Deposits D317247 through D317970; Wires W2394 through W2397; 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 Beard, 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 PROCLAMATION DECLARING SEPTEMBER 2017 WORLD ALZHEIMER'S AWARENESS MONTH (F: 83.1)

Following a statement of support, Mayor Jones moved, seconded by Council Member K. Nguyen that:

September 2017 be declared as World Alzheimer's Awareness Month.

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

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 – INTRODUCTION AND FIRST READING OF AN ORDINANCE
APPROVING AMENDMENT NO. A-020-2017 TO AMEND PORTIONS OF CHAPTERS
9.08, 9.12, 9.16, AND 9.18 OF THE MUNICIPAL CODE TO CONFORM WITH STATE
LAW BY INCORPORATING CHANGES FOR WATER EFFICIENT LANDSCAPING
(Continued from the August 22, 2017, meeting.) (F: 115.A-020-2017)(XR: 50.3)

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

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 Beard, seconded by Council Member Bui that:

Resolution No. 9457-17 entitled: A Resolution of the City Council of the City of Garden Grove adopting guidelines for the implementation of the City of Garden Grove Landscape Water Efficiency Provisions (Appendix 1 of Title 9 of the Municipal Code), be adopted; and

Ordinance No. 2886-17 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 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

ACCEPTANCE OF RESIGNATION FROM MAIN STREET COMMISSIONER ANDREW HALBERSTADT (F: 122.6A)

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

The resignation from the Main Street Commission from Andrew Halberstadt be accepted with regret.

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 APPROPRIATE INCIDENTAL COSTS FOR PROJECT NO. 7008 GARDEN GROVE POLICE DEPARTMENT RECORDS SECTION REMODEL IN FISCAL YEAR 2017/18 (F: 82.proj.7008-6708)

Following staff presentation and City Council discussion, it was moved by Council Member Bui, seconded by Council Member T. Nguyen that:

The appropriation of \$270,000 from the 2015A Bond proceeds for incidental costs pursuant to the Police Department Records Section Remodel Project, be approved; and

The Mayor, City Manager, or the Finance Director be authorized to request construction fund disbursements as necessary from the fiscal agent construction fund and account for all related project transactions in fund 105 (Public Safety Fund).

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 REGARDING A PROCLAMATION CELEBRATING THE 2017 MID-AUTUMN FESTIVAL AT THE ATLANTIS PLAY CENTER, AS REQUESTED BY COUNCIL MEMBER THU-HA NGUYEN (F: 83.1)(XR: 73.6)

Following City Council discussion, it was moved by Council Member T. Nguyen, seconded by Council Member K. Nguyen that:

A Proclamation celebrating the 2017 Mid-Autumn Festival at the Atlantis Play Center be considered by the City Council at the next meeting

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 reported on the most recent Budget Subcommittee meeting noting the committee has undertaken several actions that include a revenue and cost specialist review of the City's internal service funds, and a report to the City Council is expected in October. Through the Budget Subcommittee meetings to date, staff has provided a ten year history of the City's internal service fund, business tax data review, an overview of how the current budget aligns with community priorities, and exploring methods for community outreach and input.

City Manager Stiles noted that a Revenue and Cost Specialist will be providing a report that explains the structure of the internal service funds. He noted that the goal is to be in touch with how the community views its priorities and in the next six to seven months, surveys will be conducted to understand those priorities. He commented that he appreciates staff time and effort and noted that there will be a report to update the City Council.

Council Member O'Neill commented that this has been a very busy summer with numerous events welcoming businesses into the city. Crunch Fitness is opening shop at the former Albertson's Grocery Store in District 2 on Katella Avenue. He recognized the improvements to the Don Wash auditorium at Garden Grove High School; the newly built Starbucks on Euclid; the successful Elvis Festival; the outstanding Michael Monsoor Stadium dedication; and the diverse denominations coming together at the Christ Cathedral for their music festival. He noted that he recently attended a workshop through Southern California Edison on how they manage the power grid with competition from wind and solar energy.

Council Member T. Nguyen commented that the Michael Monsoor dedication was a very touching event and she felt honored to attend. She cautioned school children to be very careful when walking to school, to look out for each other and not to walk to school alone, and to be careful when riding a bike and to look out for traffic.

Council Member K. Nguyen noted that she will be traveling to Sacramento with City Manager Stiles and Council Member T. Nguyen for the League of California Cities annual conference Wednesday through Friday to learn about new legislation and

impacts to local government. She echoed Council Member T. Nguyen's concern about safety and noted that there has been traffic issues in District 6 on Trask Avenue at Roxey Drive, and encouraged residents from the area to contact her with their concerns.

Council Member Klopfenstein commented that Michael Monsoor was her friend and classmate and expressed that going to the dedication was an emotional experience. She also cautioned that there is a more aggressive mosquito black and white in color that bites during the day and asked that people report to Vector Control at ocvector.org or 714-971-2421 if these mosquitos are seen on their property.

Council Member Bui noted several local Vietnamese community groups and individuals that have been working relentlessly to help storm victims and have raised substantial money to help the victims. He attended Viet Love for Texas, which raised over \$400,000, and noted that local Vietnamese television stations conducted a nationwide fund raiser and raised \$500,000. He requested the City Council recognize the generosity of the individuals and community groups, many of whom are in Garden Grove, at the next or a future City Council meeting.
(F: 53.1)(XR: 52.3)

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

Individuals and groups who donated to storm victims be recognized at a future City Council meeting.

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

Mayor Jones congratulated Mayor Pro Tem Bui on his work and contribution towards erecting and celebrating a monument of Emperor Quang Trung Nguyen Hue in Little Saigon that included clearing of private property and private funding of the monument. He further expressed the importance of the heritage of the Vietnamese culture and how Little Saigon has flourished and has become a tourist destination.

Mayor Jones noted that as the Re:Imagine Downtown program has contributed towards interest in the form of projects moving forward, such as the SteelCraft Project, Cottage Industries and LFA that are in proximity to Main Street and effects changes to the downtown area, which is no longer limited to Main Street and now includes the area from Ninth Street to Nutwood Avenue. He stated that he would like a review of the Main Street Commission to make sure there is adequate representation of property owners and business owners throughout the downtown area. He proposed to list an action item for the next City Council meeting to consider changing the name of the Main Street Commission to the Downtown

Commission to be more in sync with the Downtown Business Association, and to take a look at the reorganization of the Board. He mentioned that the City Council could review the scope of the Commission at a later time. (F: 122.6)

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

Consideration to rename the Main Street Commission to Downtown Commission and reorganization of the Board be listed on the next City Council agenda as an action item.

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

Mayor Jones stated that tonight's meeting would be adjourned in memory of Robert Walker Sr., and concluded with a tribute to Mr. Walker, a Garden Grove resident and friend to many.

CONVENE CLOSED SESSION

At 8:00 p.m., Mayor Jones announced that the City Council was going into Closed Session in the Founders Room to discuss the following matter:

Conference with Legal Counsel – Existing Litigation

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

Kennedy Commission, et al. v. City of Garden Grove, et al., OCSC Case No. 30-2017-00933416

Conference with Legal Counsel – Existing Litigation

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

Andrew Garcia v. City of Garden Grove, USDC Case No. 8:16-cv-00154 DOC (KESx)

ORAL COMMUNICATIONS FOR CLOSED SESSION

Speakers: None

ADJOURN CLOSED SESSION

At 9:20 p.m., Mayor Jones adjourned Closed Session.

CONVENE REGULAR MEETING

At 9:21 p.m., Mayor Jones convened the meeting in the Council Chamber with all Council Members present.

CLOSED SESSION REPORT

City Attorney Sandoval announced that there was nothing to report on the Closed Session matter pertaining to Andrew Garcia v. City of Garden Grove, USDC Case No. 8:16-cv-00154DOC(KESx); and on the Closed Session matter pertaining to Kennedy Commission, et al. v. City of Garden Grove, et al., OCSC Case No. 30-2017-00933416, Legal Counsel has been directed by the City Council to proceed with defense of litigation.

ADJOURNMENT

At 9:22 p.m., Mayor Jones adjourned the meeting in memory of Robert Walker, Sr. The next City Council Meeting will be held on Tuesday, September 26, 2017, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC
City Clerk