

Fees in the amount of \$623 to use the Community Meeting Center, B Room, on Thursday, January 18, 2018, from 4:00 p.m. to 8:00 p.m., be waived for the Sister City Association of Garden Grove to host a welcome reception for ten Korean transfer students and their two chaperones from Garden Grove's Sister City, Anyang South Korea.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Beard, O'Neill, T. Nguyen, Klopfenstein, K.
Nguyen, Jones
Noes: (0) None
Absent: (1) Council Member Bui

ORAL COMMUNICATIONS

Speakers: Alexandra Jamison, Long Lu, Mari Lain, Charles Mitchell, Josh McIntosh, Mike Loken, Valerie Van de Zilver, John V., Marwan Youssef, Jeffrey Ziemba, Leland Sisk, Chuc Van Nguyen, Long Nguyen, Martin Lopez, Gloria Bram, Pam Donelson, Mathew Owens, Verlin Richins, Kathleen Heard, Bob Donelson, Nicholas Dibs, Terry Alford, Siriboto Rareba, Attila Kosa, Elizabeth Rareba

Letters to the City Council from: Bernice Diaz, Pam Donelson, Jane and Dean Archer

RECESS

At 8:30 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 8:49 p.m., Mayor Jones reconvened the meeting in the Council Chamber with all Council Members present.

DISCUSSION OF CODE ENFORCEMENT REPORT RELATED TO SHORT TERM RENTAL PROPERTIES AS REQUESTED BY THE CITY COUNCIL (F: 80.2)(XR: 50.3)

Staff provided a PowerPoint presentation regarding the City's enforcement of short-term rental properties, which outlined that: Short-term vacation rentals are the same as hotels or motels, which are defined as places rented to transients for a term of less than 30 consecutive days. Hotels/motels are only allowed in commercial zones with a Conditional Use Permit. Renting out a residence in the City's residential zones for less than 30 days is punishable as a misdemeanor and fines can be imposed up to \$1,000 per day per violation, six months in jail, or both, and each day that a violation exists constitutes a separate offense and can result in these penalties for each

violation. Information on short-term rentals is posted to the City's Code Enforcement webpage that includes an affidavit that can be used by residents who are aware of the illegal use of residential homes as a vacation rental and wish to provide evidence to the City of the violation. Formal written notification was sent on October 18, 2017, to 3,557 property owners who have a Business Tax Certificate for residential rental property, advising owners that rental agreements must be for a period in excess of 30 days. Also included in the notification was the process on using the affidavit for short-term vacation rental citations.

Council Member Bui indicated that he did receive phone calls from people who seemed confused about the notification that was mailed in October. He clarified that the notification was to let people know that their properties cannot be rented for less than 30 days, and that property owners who have not filed for a business tax certificate for rental properties would not have received notification.

Council Member O'Neill confirmed with City Attorney Sandoval that an Administrative Citation can be issued for each day of an illegal short-term rental at \$1,000 per day.

Council Member Klopfenstein asked City Attorney Sandoval how other cities cite short-term rentals. City Attorney Sandoval replied that cities have the ability to either cite through an Administrative Citation or a Misdemeanor complaint. Garden Grove is using the Administrative Citation process, which does not include an arrest; however, the City Attorney can move forward with a Misdemeanor complaint if there is no compliance gained with an Administrative Citation.

Mayor Jones noted that this is a discussion item for information. He expressed concern about short term rental impacts to the residents, and commented that in this global shared economy, and because of technology, the largest transportation company, Uber, doesn't own any vehicles, and Airbnb is the largest in the hospitality industry without owning any real estate. He expressed the need to be conscientious in terms of regulations and citing property owners.

Council Member Klopfenstein thanked the staff for the report, commenting that currently there is a ban and expressed support to continue to ban short-term rentals in residential neighborhoods. She thanked the residents inside and outside District 5 who have reached out to her with their passion and desire to be a part of their neighborhood. She recommended concerned residents to use the affidavit when aware of a short-term rental in their neighborhood, and encouraged residents to contact her with their concerns.

Council Member O'Neill expressed his appreciation for the civility displayed by everyone during this discussion. Because of the impact short-term rentals have on the neighbors, he is not in a rush to change the regulations.

Council Member Bui noted that property owners using their properties as short-term rentals are investing money to make the houses nicer; however, when people buy

their homes, the expectation is that the neighborhood is going to consist of single-family homes. If they are to consider short-term rentals in the future, they will need to be sure they are appropriately zoned to maintain quality of life for the residents. He expressed that he would be supportive on future consideration for the zoning of short-term rentals if the location made sense, and commented that zoning citywide for short-term rentals in the single-family residential zones would not work well.

Council Member Beard commented that District 1 is not impacted by short-term rentals, and stated that the City of Anaheim's policy on short-term rentals is the case study that Garden Grove needs to follow. He commented that because Garden Grove is about protecting and preserving neighborhoods, he would like to continue enforcement of prohibiting short-term rentals. He expressed appreciation for the information and to keep an open mind in the future, but to keep the zoning as it is currently.

RECESS

At 9:12 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 9:17 p.m., Mayor Jones reconvened the meeting in the Council Chamber with all Council Members present.

CONSIDERATION OF A REQUEST FROM THE SISTER CITY ASSOCIATION OF GARDEN GROVE TO WAIVE FEES FOR THEIR WELCOME RECEPTION TO BE HELD AT THE COMMUNITY MEETING CENTER ON THURSDAY, JANUARY 18, 2018 (F: 88.1)

This item was considered earlier in the meeting.

APPROVAL OF A PROCLAMATION HONORING JAY'S CATERING FOR BRINGING PEOPLE TO THE TABLE SINCE 1967 (F: 83.1)

It was moved by Council Member Klopfenstein, seconded by Council Member Bui that:

The City of Garden Grove does hereby proclaim that Jay's Catering Company located in Garden Grove has reached a milestone of 50 years of bringing people to the table.

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

Amendment No. 2 of Cooperative Agreement No. C-1-2472 with the Orange County Transportation Authority for funding of the City's Senior Mobility Program at the H. Louis Lake Senior Center, be approved; and

The Mayor be authorized to execute Amendment No. 2 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

AUTHORIZATION FOR THE MAYOR TO ATTEND THE UNITED STATES CONFERENCE OF MAYORS WINTER MEETING IN WASHINGTON, DC ON JANUARY 24-26, 2018
(F: 127.3)

It was moved by Council Member Klopfenstein, seconded by Council Member Bui that:

Attendance by the Mayor at the United States Conference of Mayors Winter Meeting in Washington, DC held January 24-26, 2018, including travel, lodging, food, and other ancillary expenses, be authorized.

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 ONE (1) NEW HUMAN RESOURCES ADMINISTRATION UTILITY VEHICLE
(F: 60.4)

It was moved by Council Member Klopfenstein, seconded by Council Member Bui that:

The Finance Director be authorized to issue a purchase order in the amount of \$29,489.15 to National Auto Fleet Group for the purchase of one (1) new Human Resources 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

APPROVAL OF AGREEMENTS WITH HELIX ENVIRONMENTAL PLANNING, INC., AND LORRAINE MENDEZ & ASSOCIATES TO PROVIDE ENVIRONMENTAL ANALYSIS SERVICES; AND APPROVAL OF A REIMBURSEMENT AGREEMENT WITH NEW AGE GARDEN GROVE LLC, TO REIMBURSE COSTS FOR ENVIRONMENTAL REPORTING (F: 55-Helix Environmental Planning, Inc.)(F: 55-Lorraine Mendez & Associates) (F: A-55.232)

This item was considered later in the meeting.

APPROPRIATION OF FUNDS FOR FUNDING TWO ADDITIONAL POLICE OFFICER POSITIONS IN FISCAL YEARS 2017-18 AND 2018-19 (F: 34.1)

It was moved by Council Member Klopfenstein, seconded by Council Member Bui that:

Additional funding in the amount of \$109,295 for Fiscal Year 2017-18 and \$361,474 for Fiscal Year 2018-19 to fund a total of two Police Officer positions, be appropriated.

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 NOVEMBER 28, 2017; THE MINUTES FROM THE JOINT STUDY SESSION HELD WITH THE CITY OF SANTA ANA ON DECEMBER 4, 2017; AND THE MINUTES FROM THE SPECIAL MEETING HELD ON DECEMBER 6, 2017 (F: Vault)

It was moved by Council Member Klopfenstein, seconded by Council Member Bui that:

The minutes from the meetings held on November 28, 2017, December 4, 2017, and December 6, 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 Klopfenstein, seconded by Council Member Bui that:

Regular Warrants 631925 through 632182; 632183 through 632598; 632599 through 632874; Wires W2024 through W2029; W2030 through W2031; and Direct Deposits W632182 through W632597; 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 181868 through 181901; Direct Deposits D322182 through D322887; Wires W2422 through W2425; 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 Klopfenstein, seconded by Council Member Bui 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 AGREEMENTS WITH HELIX ENVIRONMENTAL PLANNING, INC., AND LORRAINE MENDEZ & ASSOCIATES TO PROVIDE ENVIRONMENTAL ANALYSIS SERVICES; AND APPROVAL OF A REIMBURSEMENT AGREEMENT WITH NEW AGE GARDEN GROVE LLC, TO REIMBURSE COSTS FOR ENVIRONMENTAL REPORTING (F: 55-Helix Environmental Planning, Inc.)(F: 55-Lorraine Mendez & Associates) (F: A-55.232)

Following Council Member Klopfenstein's clarification that this action does not have a financial impact to the City, it was moved by Council Member Klopfenstein, seconded by Council Member K. Nguyen that:

A Professional Services Agreement with HELIX Environmental Planning, Inc., to provide preparation and processing of the California Environmental Quality Act (CEQA) compliance report for an amount up to \$203,840, be approved;

A Professional Services Agreement with Lorraine Mendez & Associates for services associated with the National Environmental Policy Act (NEPA) report for an amount up to \$14,400, be approved;

A Reimbursement Agreement with New Age Garden Grove, LLC, for the cost of the environmental reports paid by the City, be approved; and

The City Manager be authorized to sign the agreements and make minor modifications to all three agreements as appropriate 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

PUBLIC HEARING - 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 T. Nguyen, 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

PUBLIC HEARING - ADOPTION OF A RESOLUTION APPROVING GENERAL PLAN AMENDMENT NO. GPA-002-2017(A) FOR PROPERTIES LOCATED AT 9741, 9761, 9811, 9823, 9861, 9921, 9941, 9961, 9971, AND 9791 11TH STREET, 9752, 9762, 9802, 9820, 9822, 9842, 9902, AND 9904 13TH STREET, AND 14301 AND 14321 BROOKHURST STREET, GARDEN GROVE (F: 20.GPA-002-2017(A))

MAYOR JONES ANNOUNCED THAT DUE TO A BUSINESS RELATIONSHIP HE WOULD BE RECUSING HIMSELF FROM THIS MATTER AND LEFT THE MEETING AT 9:22 P.M.

Following staff's presentation, Mayor Pro Tem Bui 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 T. Nguyen, seconded by Council Member O'Neill that:

Resolution No. 9472-17 entitled: A Resolution of the City Council of the City of Garden Grove approving General Plan Amendment No. GPA-002-2017(A), be adopted.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K. Nguyen
Noes: (0) None
Absent: (1) Jones

PUBLIC HEARING - ADOPTION OF A RESOLUTION APPROVING GENERAL PLAN AMENDMENT NO. GPA-002-2017(B) AND ADOPTION OF A MITIGATED NEGATIVE DECLARATION FOR PROPERTY LOCATED AT 9841 11TH STREET, GARDEN GROVE (F: 20.GPA-002-2017(B))

MAYOR JONES ANNOUNCED THAT DUE TO A BUSINESS RELATIONSHIP HE WOULD BE RECUSING HIMSELF FROM THIS MATTER AND LEFT THE MEETING AT 9:22 P.M.

Following staff's presentation, Mayor Pro Tem Bui 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 Klopfenstein that:

Resolution No. 9473-17 entitled: A Resolution of the City Council of the City of Garden Grove adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program and approving General Plan Amendment No. GPA-002-2017(B), be adopted.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Beard, O'Neill, T. Nguyen, Bui, Klopfenstein, K.
Nguyen
Noes: (0) None
Absent: (1) Jones

MAYOR JONES RETURNED TO THE MEETING AT 9:29 P.M.

APPROPRIATE ADDITIONAL FUNDS IN THE AMOUNT OF \$169,467.08 AND AWARD A CONTRACT TO CDW-G FOR THE IMPLEMENTATION OF A VOICE OVER INTERNET PROTOCOL PHONE SOLUTION INCLUDING FIVE (5) YEARS OF MAINTENANCE (F: 55-CDW-G)

Following staff presentation and City Council discussion, it was moved by Mayor Jones, seconded by Council Member K. Nguyen that:

Funds in the amount of \$169,467.08, be appropriated from the Telecommunications Fund for Fiscal Year 2017-18;

A contract be awarded to CDW-G, in an amount not to exceed \$418,183.40, to provide all labor, materials, equipment, support, training, and installation for the implementation of a Voice over Internet Protocol "VoIP" phone solution including five (5) years of service, support, and maintenance;

The City Manager be authorized to execute the agreement and make minor modifications as appropriate thereto on behalf of the City; and

The City Manager be authorized to procure and enter into all related agreements necessary to implement the VoIP system.

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. 2889 PRESENTED FOR SECOND READING AND ADOPTION

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

Council Member Bui announced that as he was absent from the meeting for the introduction and first reading of Ordinance No. 2889, he will be abstaining from voting on this matter.

Following the reading of the title of the Ordinance, it was moved by Mayor Jones, seconded by Council Member Beard that:

Ordinance No. 2889 entitled: An Ordinance of the City Council of the City of Garden Grove approving a Development Agreement between Investel Garden Resorts, LLC and the City of Garden Grove for property located on the northeast corner of Harbor Boulevard and Twintree Lane, west of Choisser Road at 12222, 12252, 12262, 12272, 12292, and 12302 Harbor Boulevard, 12511, 12531, 12551 and 12571 Twintree Lane, and 12233, 12235, 12237, and 12239 Choisser Road, Assessor's Parcel Nos. 231-491-20, 231-521-01, 02, 03, 04, 05, 06, 07, 08, 09, and 10; and 231-491-12, 13, 14, 15, 16, 17, 18, and 19, be adopted.

The motion carried by a 6-0-1 vote as follows:

Ayes:	(6)	Beard, O'Neill, T. Nguyen, Klopfenstein, K. Nguyen, Jones
Noes:	(0)	None
Abstain:	(1)	Bui

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

DISCUSSION OF CODE ENFORCEMENT REPORT RELATED TO SHORT TERM RENTAL PROPERTIES AS REQUESTED BY THE CITY COUNCIL (F: 80.2)(XR: 50.3)

This discussion took place earlier in the meeting.

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

Council Member Beard wished everyone happy holidays and a healthy happy and prosperous new year, and stated that it has been a great year.

Council Member O'Neill wished everyone a safe and prosperous new year as well, and expressed his appreciation for his fellow Council Members noting that they are working hard together to get things done.

Council Member T. Nguyen wished everyone a happy holiday and expressed gratitude for the collaboration with Council Members and city staff in working with her constituents, and she looks forward to serving her constituents in 2018.

Council Member K. Nguyen wished everyone a happy holiday and commented that 2017 has been a blessed year.

Council Member Klopfenstein commented that 2017 has been exciting and a year full of hard work. She expressed that it is an honor to serve with her fellow Council Members and to serve Garden Grove, and she wished everyone a very Merry Christmas.

Council Member Bui commented on Garden Grove's establishing Districts and increasing the number of council members with only three senior members on City Council; however, together the seven members have moved things along very well. There is a lot in the pipeline, noting the exploration of what can be done with the Willowick Golf Course. He expressed his optimism moving projects forward, and he wished everyone a Merry Christmas and Happy New Year.

Mayor Jones stated that he feels blessed and honored to be the Mayor of Garden Grove. He commented that they have accomplished a lot this year, and next year they should accomplish even more.

City Manager Stiles announced the Black Friday Buy in Garden Grove campaign and reminded everyone to turn in receipts to the Garden Grove Chamber of Commerce on Main Street no later than Friday, December 15, 2017, by 5:00 p.m. for a chance to win \$500 or an overnight stay at the Great Wolf Lodge. He stated that City staff is grateful to the City Council for approving the funding for the Police Department's Communication Division renovation project, which is complete. The Police Department is hosting their annual Citizen Police Academy graduation dinner on December 13, 2017, which is a program that provides valuable insight for average citizens to learn about public safety. He noted that City Hall will be closed starting Friday, December 22, through Monday, January 1, 2018. For non-emergency phone calls to City Hall and Public Works, please contact the Police Department General Information line at 714-741-5704.

ADJOURNMENT

At 9:45 p.m., Mayor Jones adjourned the meeting. The next City Council Meeting will be held on Tuesday, January 9, 2018, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC
City Clerk