

ORAL COMMUNICATIONS

Speakers: Charles Mitchell, Leland Sisk, Josh McIntosh, Verla Lambert, Todd Priest, Tony Flores, Roger Matsunaga, Charlie Loffler, Carolyn Cavecche, Maureen Blackmun, Captain Travis Whitman, Cindy Nagamatsu Hanlon.

Correspondence: Beebee Leaves, Audrey Walker, Sherry Williams.

CONSIDERATION OF A WRITTEN REQUEST TO WAIVE FEES FOR THE USE OF ATLANTIS PLAY CENTER FOR THE MID-AUTUMN CHILDREN'S FESTIVAL HOSTED BY THE SOUTH VIETNAMESE MARINES VETERAN CHARITIES ASSOCIATION ON SUNDAY, SEPTEMBER 23, 2018 (F: 88.1)

COUNCIL MEMBER T. NGUYEN RECUSED HERSELF FROM VOTING ON THIS MATTER STATING THAT SHE IS A COMMITTEE MEMBER OF THE SOUTH VIETNAMESE MARINES VETERAN CHARITIES ASSOCIATION. SHE LEFT THE MEETING AT 7:50 P.M.

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

The fee be waived, in the amount of \$498.75, for the use of Atlantis Play Center for the Mid-Autumn Children's Festival hosted by The South Vietnamese Marines Charities Association on Sunday, September 23, 2018.

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

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

COUNCIL MEMBER T. NGUYEN RETURNED TO THE MEETING AT 7:53 P.M.

RECESS

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

RECONVENE

At 8:05 p.m., Mayor Jones reconvened the meeting in the Council Chamber with all Council Members present.

APPROVAL TO SUBMIT A RESPONSE TO THE GRAND JURY REPORT, WHERE THERE'S WILL, THERE'S A WAY - HOUSING ORANGE COUNTY'S CHRONICALLY HOMELESS (F: 23.1)

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

The response to the Grand Jury Report be approved;

The Mayor be authorized to sign the response on behalf of the City; and

The response be submitted to the Orange County Grand Jury.

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 DENSITY BONUS HOUSING AGREEMENT WITH AVI MARCIANO FOR A MIXED-USE PROJECT LOCATED AT 12885 AND 12891 MAIN STREET, GARDEN GROVE (F: 55-Avi Marciano)

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

The Density Bonus Housing Agreement with Avi Marciano, be approved, to construct a 3,888 square foot mixed use project consisting of commercial lease space with residential units above; and

The City Manager be authorized to execute the Density Bonus Housing Agreement and all other documents necessary to implement the agreement, and to make minor modifications as appropriate thereto.

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 COUNCIL MEMBER BUI TO PARTICIPATE IN THE ACC-OC ADVOCACY DELEGATION IN WASHINGTON D.C., ON SEPTEMBER 16-18, 2018 (F: 46.1) (F: 74.14) (F: A-78.1)

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

Council Member Bui be authorized to participate in the ACC-OC advocacy delegation in Washington D.C. on September 16-18, 2018; and

That travel, lodging, food, and other ancillary expenses in the amount of \$1,800, 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

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO NATIONAL AUTO FLEET GROUP TO PURCHASE ONE NEW UTILITY TRUCK FOR THE POLICE DEPARTMENT SPECIAL RESOURCES TEAM

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

Funds be appropriated in the amount of \$39,507.75 from the Supplemental Law Enforcement Service Fund for the purchase of the Special Resources Team police vehicle; and

The Finance Director be authorized to issue a purchase order in the amount of \$39,507.75 to National Auto Fleet Group for the purchase of one (1) new utility 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

RECEIVE AND FILE MINUTES FROM THE MEETING HELD ON JULY 10, 2018
(F: Vault)

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

The minutes from the meeting held on July 10, 2018, 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

It was moved by Council Member Beard, seconded by Council Member T. Nguyen

that:

Payroll Warrants 182423 through 182486; Direct Deposits D332285 through D333477; Wires W2486 through W2489; 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 640577 through 641069; and Wires W2213 through W2216; 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

PUBLIC HEARING – CONSIDERATION OF AN APPEAL OF A GARDEN GROVE PLANNING COMMISSION ACTION FOR A DENIAL OF CONDITIONAL USE PERMIT NO. CUP-120-2018 FOR THE PHO HOA AN RESTAURANT LOCATED AT 14291 EUCLID STREET #D101, GARDEN GROVE (Continued from the July 10, 2018, meeting.) (F: 51.CUP-120-2018)

Following staff's presentation, Mayor Jones declared the Public Hearing open.

Speakers: The applicant, Ms. Kimberly Le; Leland Sisk.

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

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

Resolution No. 9522-18 entitled: A Resolution of the City Council of the City of Garden Grove denying the appeal and upholding the Planning Commission's decision to deny Conditional Use Permit No. CUP-120-2018, 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

PLACEMENT OF A ONE CENT (1%) SALES TAX (TRANSACTIONS AND USE) MEASURE ON THE NOVEMBER 6, 2018, GENERAL ELECTION BALLOT FOR VOTER CONSIDERATION (F: 58.2.2018) (F: 58.9.2018)

Following staff presentation as provided by City Manager Stiles, Deputy City Manager Stipe, Police Chief Elgin and Fire Chief Schultz, and City Council discussion, it was moved by Mayor Jones, seconded by Council Member Beard that:

Resolution No. 9523-18 entitled: A Resolution of the City Council of the City of Garden Grove proposing and submitting to the voters at the General Municipal Election to be consolidated with the Statewide Election to be held on November 6, 2018, a proposal to adopt an Initiative Ordinance establishing a one cent (1%) transactions and use (sales) tax; directing the City Attorney to prepare an impartial analysis; and authorizing and setting deadlines for filing of arguments for or against the ballot measure, be adopted.

The motion carried by a 5-2 vote as follows:

Ayes: (5) Beard, O'Neill, T. Nguyen, K. Nguyen, Jones
Noes: (2) Bui, Klopfenstein

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

JULY 4TH HOLIDAY AFTER ACTION UPDATE AS REQUESTED BY THE CITY COUNCIL (F: 61.1) (F: 61.6)

Fire Chief Schultz provided a PowerPoint presentation on the Fire Department's after action update on the July 4th holiday.

CONSIDERATION FOR THE COMMISSION OF A BRONZE SCULPTURE TO BE LOCATED AT THE ATLANTIS PLAY CENTER HONORING MR. JACK WALLIN FOR HIS CONTRIBUTIONS TO THE CITY AND COMMUNITY OF GARDEN GROVE AS REQUESTED BY THE CITY COUNCIL (F: 73.6) (F: 68.1)

In honor of Mr. Jack Wallin's contribution to the establishment and construction of the Atlantis Play Center, as well as 60 years serving on the Strawberry Festival Association Board and countless hours of volunteer work throughout the city and Kiwanisland, Mayor Jones moved, seconded by Council Member Klopfenstein that:

Staff be directed to commission a local artist to sculpt a bronze bust of Mr. Jack Wallin;

The bronze sculpture be located at the center of the park near the main entrance of the Atlantis Play Center;

Funding be allocated in the amount of \$10,000 from the Art in Public Places Fee Fund; and

Funding be allocated from the Republic Services account, and staff be directed to identify an additional funding source for \$5,000 through local service groups and grant opportunities.

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 BUI LEFT THE MEETING AT 10:00 P.M.

REPORT ON AN UPDATE OF THE CODE ENFORCEMENT PROGRAM AS REQUESTED BY THE CITY COUNCIL (F: 80.2)

Community and Economic Development Director, Lisa Kim, introduced Building Official, David Dent, and Code Enforcement Supervisor, Pedro Roque. Mr. Dent provided a report and a PowerPoint presentation to update the City Council on enhancements being done to address Code Enforcement staffing and steps for addressing issues in the community.

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

Mayor Jones requested that staff be proactive with educating small business owners of restaurants on zoning rules, and that a program be put in place to assist business owners when applying for a business license and entitlements.

Council Member Beard wished Council Members T. Nguyen and K. Nguyen a happy birthday. He stated he is looking forward to reading the final results of the study done by the Urban Land Institute on the Valley View corridor.

City Manager Stiles noted that the Urban Land Institute will be sharing results at a meeting being held at the Community Meeting Center on Wednesday, August 29th from 8:00 a.m. to 10:00 a.m.

Council Member O'Neill thanked staff for assisting him with being able to attend tonight's meeting remotely. He wished Council Members T. Nguyen and K. Nguyen a happy birthday, and commented that he is in proximity to the Ferguson Fire noting the danger these fires pose.

Council Member T. Nguyen thanked the Public Works Department and the Police Department for their response to an incident in her district with a tree falling over that occurred at 5:00 a.m. She wished a happy birthday to Council Member K. Nguyen.

Council Member K. Nguyen acknowledged this has been an important meeting and thanked staff. She wished Council Member T. Nguyen a happy birthday.

ADJOURNMENT

At 10:30 p.m., Mayor Jones adjourned the meeting. The next Regular City Council Meeting will be held on Tuesday, August 28, 2018, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC
City Clerk