

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, September 25, 2018

Community Meeting Center  
11300 Stanford Avenue, Garden Grove, CA 92840

CONVENE CLOSED SESSION

At 6:10 p.m., Mayor Jones convened the meeting in the Council Chamber.

ROLL CALL      PRESENT:      (5)      Mayor Jones, Mayor Pro Tem Beard, Council Members T. Nguyen, Bui, Klopfenstein

ABSENT:      (2)      Council Member K. Nguyen absent at Roll Call, but joined the meeting at 6:11 p.m.  
Council Member O'Neill absent at Roll Call, but joined the meeting at 6:15 p.m.

ORAL COMMUNICATIONS FOR CLOSED SESSION

Speakers:    None

CLOSED SESSION

At 6:12 p.m., Mayor Jones announced that the City Council was going into Closed Session in the Founders Room to discuss the following matters:

Conference with Legal Counsel - Anticipated Litigation

Significant exposure to litigation per Government Code Section 54956.9(d)(2): One potential case.

The City Attorney announced that the City Council will consider the claim of the County regarding uncollected animal control fees.

Mayor Pro Tem Beard announced that he was recusing himself from the Closed Session due to his employment with the County agency in charge of animal control.

City Attorney Sandoval announced that the City Council will meet with special counsel and that he is recusing himself because his firm represents the County in various litigation matters.

ADJOURN CLOSED SESSION

At 6:30 p.m., Mayor Jones adjourned the Closed Session.

CONVENE REGULAR MEETING

At 6:33 p.m., Mayor Jones convened the meeting in the Council Chamber with all Council Members present.

Mayor Jones announced that during Closed Session, the City Council unanimously authorized the City Manager to execute an agreement on behalf of the City to toll the statute of limitations for claims between the County of Orange and City of Garden Grove regarding unpaid animal care services.

INVOCATION

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

RECESS

At 6:35 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 6:37 p.m., Mayor Jones reconvened the meeting in the Council Chamber with all Council Members present.

COMMUNITY SPOTLIGHT IN RECOGNITION OF KINGSLEY OKEREKE, ASSISTANT CITY MANAGER/FINANCE DIRECTOR, AND CHARLES KALIL, INFORMATION TECHNOLOGY DIRECTOR, FOR THEIR CAREERS WITH THE CITY OF GARDEN GROVE

COMMUNITY SPOTLIGHT IN RECOGNITION OF CITY EMPLOYEES CARLOS BAUTISTA, MARTI CARROLL, TERESA CASEY, PATRICIA HAYES, HIEN PHAM, AND CHRIS WASINGER FOR THEIR SERVICE TO THE CITY OF GARDEN GROVE

UPDATE ON THE OC STREETCAR BRANDING CONCEPTS AS PRESENTED BY THE ORANGE COUNTY TRANSPORTATION AUTHORITY

INFORMATION REGARDING ECONOMIC CONSEQUENCES RELATED TO EARTHQUAKES AS PRESENTED BY CHRIS NANCE, CHIEF COMMUNICATIONS OFFICER, CALIFORNIA EARTHQUAKE AUTHORITY

ORAL COMMUNICATIONS

Speakers: Tony Flores, Julian, Tom Raber, Craig Durfey

RECESS

At 7:42 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 7:48 p.m., Mayor Jones reconvened the meeting in the Council Chamber with all Council Members present.

ADOPTION OF A RESOLUTION COMMENDING KINGSLEY OKEREKE, ASSISTANT CITY MANAGER/FINANCE DIRECTOR, FOR HIS SERVICE TO THE CITY OF GARDEN GROVE (F: 83.1)

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

A Resolution be adopted recognizing and commending Kingsley Okereke on the occasion of his retirement.

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 COMMENDING CHARLES KALIL, INFORMATION TECHNOLOGY DIRECTOR, FOR HIS SERVICE TO THE CITY OF GARDEN GROVE (F: 83.1)

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

A Resolution be adopted recognizing and commending Charles Kalil on the occasion of his retirement.

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 MEETINGS HELD ON AUGUST 28, 2018 AND SEPTEMBER 11, 2018 (F: Vault)

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

Minutes from the meetings held on August 28, 2018, and September 11, 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 Klopfenstein, seconded by Council Member T. Nguyen that:

Payroll Warrants 182692 through 182729; Direct Deposits D336364 through D337072; Wires W2506 through W2509; 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 643047 through 643407; Wires W2263 through W2276; 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

WAIVER

It was moved by Council Member Klopfenstein, seconded by Council Member T. Nguyen 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 – INTRODUCTION AND FIRST READING OF AN ORDINANCE APPROVING AMENDMENT NO. A-022-2018 TO AMEND TITLE 9 AND TITLE 11 OF THE MUNICIPAL CODE (F: 115.A-022-2018)

*(As approved earlier in the meeting, it was moved by Council Member Klopfenstein, seconded by Council Member K. Nguyen, 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: Craig Durfey

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

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

Ordinance No. 2894 entitled: An Ordinance of the City Council of the City of Garden Grove establishing regulations pertaining to the establishment, maintenance, and operation of outdoor dining areas in the public right-of-way on historic Main Street between Acacia Parkway and Garden Grove Boulevard, 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

RECESS

At 8:12 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 8:20 p.m., Mayor Jones reconvened the meeting in the Council Chamber with all Council Members present.

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO HAAKER EQUIPMENT COMPANY FOR ONE (1) NEW VACTOR SEWER CLEANING TRUCK

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

The City Manager be authorized to issue a purchase order in the amount of \$498,200.44 to Haaker Equipment Company for the purchase of one (1) new Vactor sewer cleaning 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

APPROVAL OF PURCHASE AGREEMENTS FOR THE ACQUISITION OF PORTIONS OF 10965-10971 WESTMINSTER AVENUE AND 10872-10900 WESTMINSTER AVENUE, GARDEN GROVE, AFFECTED REAL PROPERTIES FOR THE EUCLID STREET AND WESTMINSTER AVENUE INTERSECTION IMPROVEMENT PROJECT (F: 84.1)

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

The acquisition of portions of property located at 10965-10971 Westminster Avenue currently owned by FJ Hanshaw Enterprises, Inc., in the amount of \$157,000, and 10872-10900 Westminster Avenue, currently owned by HMZ Retail, LP, in the amount of \$372,000, be approved; and

The City Manager be authorized to execute the real property purchase agreements on behalf of the City and 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

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

DISCUSSION AND CONSIDERATION OF THE ORANGE COUNTY FIRE SERVICES PROPOSAL AND RELATED ANALYSIS AS REQUESTED BY CITY MANAGER STILES (F: 61.1)

City Manager Stiles stated that the purpose of bringing this matter before the City Council is to provide information and to open discussion on the next steps. Since the Study Session that was held August 28, 2018, there was a meeting held with the City staff, Fire Association representatives and OCFA representatives to discuss any issues, which included Council Members Bui, K. Nguyen, and Klopfenstein. He

announced that tonight's PowerPoint presentations on the analysis are provided by the Finance Department staff, Fire Chief Schultz, and Eric Thorson representing the Firefighters Association Local 2005.

Following City Council discussion, including questions for representatives speaking on behalf of the Orange County Fire Authority, it was moved by Council Member Bui, seconded by Council Member O'Neill that:

Staff be directed to meet and collaboratively work on providing a comprehensive spreadsheet to include variable scenarios to determine risk assessments and to bring this matter back as a discussion and 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

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

Council Member Beard expressed appreciation to the Fire Department for their response to an emergency call from his home.

Council Member O'Neill thanked the Fire Department for their response to a recent fire incident in District 2. He encouraged everyone to attend the Christmas Boutique at the Woman's Civic Organization on October 27, 2018.

Council Member T. Nguyen thanked staff for their work during the Mid-Autumn Children's Festival at the Atlantis Play Center; and she wished her son a happy birthday.

Council Member K. Nguyen thanked the City staff, the Fire Association, and OCFA for their patience necessary to work through the process of evaluating fire services. She noted that the approved budget reductions have cut out fun things that benefit the residents; however, she appreciates the City staff for their dedication and commitment to Garden Grove.

Council Member Klopfenstein expressed her appreciation for the Mid-Autumn Children's Festival commenting that it was a beautiful event. She noted that for clarification to the residents, Vector Control will not spray for mosquitoes on private property; however, a Vector Control technician can be scheduled to inspect your property for mosquitoes and provide tips and techniques for abating mosquitoes.

Council Member Bui expressed appreciation for all of the work done by staff and OCFA on the OCFA proposal and review and analysis. He commented that this is an

important decision, and asked that his apology be accepted if he offended anyone with hard questions.

Mayor Jones noted that community icon, Jack Wallin, passed away September 21<sup>st</sup>, and expressed his appreciation for Jack Wallin's contributions to Garden Grove, including serving as a board member on the Strawberry Festival Association for the past 60 years. Jack Wallin earned the title of grand marshal of the Garden Grove Strawberry Festival in 2008 and in 2018; he was Garden Grove Chamber Man of the Year and Cypress College Americana Citizen of the Year; and he helped design and build the Atlantis Play Center. Mr. Wallin is survived by his wife Marge, five children, ten grandchildren, and one great-grandchild. Mayor Jones expressed his sincere condolences to Jack Wallin's family.

#### ADJOURNMENT

At 10:46 p.m., Mayor Jones adjourned the meeting in memory of Mr. Jack Wallin. The next Regular City Council Meeting will be held on Tuesday, October 9, 2018, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC  
City Clerk