

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, December 10, 2019

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

CONVENE CLOSED SESSION

At 5:40 p.m., Mayor Jones convened Closed Session in the Council Chamber.

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

ABSENT:          (0)      None

ORAL COMMUNICATIONS FOR CLOSED SESSION

Speakers:    Craig Durfey, Nicholas Dibs, Rosalia Lopez

CLOSED SESSION MATTERS

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

City Property: Willowick Golf Course, 3017 W. 5th St., Santa Ana, California

City Negotiator: Scott C. Stiles, City Manager; Lisa Kim, Assistant City Manager/Community and Economic Development Director

Negotiating Parties: Peter Lauener, McWhinney

Under Negotiation: To obtain direction regarding the price and terms of payment for the purchase/sale/lease/exchange/disposition of the property.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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

OCCORD v. City of Garden Grove, et al. OCSC/LASC Case No.: 30-2019-01102770

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Properties: 12233, 12235, 12237, and 12231 Choisser Road

City Negotiator: Scott C. Stiles, City Manager

Negotiating Parties: Danny Wei, SCG America  
Under Negotiation: To obtain direction regarding the price and terms of payment for the disposition of the properties.

#### CONVENE CLOSED SESSION

At 5:51 p.m., Mayor Jones convened Closed Session in the Founders Room with all Members present.

#### ADJOURN CLOSED SESSION

At 6:41 p.m., Mayor Jones adjourned Closed Session.

#### CONVENE REGULAR MEETING

At 6:45 p.m., Mayor Jones convened the Regular Meeting in the Council Chamber with all Council Members present.

#### INVOCATION

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

RECOGNITION FROM THE ORANGE COUNTY BUSINESS COUNCIL AWARDED GARDEN GROVE WITH AN HONORABLE MENTION AT THE 9<sup>TH</sup> ANNUAL "TURNING RED TAPE INTO RED CARPET" FOR THE BUY IN GARDEN GROVE (BiGG) CAMPAIGN

#### ORAL COMMUNICATIONS

Speakers: Gloria Bram, Nicholas Dibs, Craig Durfey, Lloyd Clark, Robert Harrison, Josh Kaz, Byron Lopez, Sandra De Anda, Pam Donelson, Cynthia Guerra, Michele Zuniga, Jonathan Abacumoff, Marlha Sanchez, Penelope Lopez, Keith Costello, Karen Garcia, Karen Rodriguez, Isela, Karina Servin, Jessie Lopez, Dustin Nguyen, Sean Drexler, D.R. Morris, Gil Sanchez, Kayleigh Levitt, Zella Sanchez-Beard, Roberto Herrera, Joel Robinson, Anthony Lemaster, Manny Escamilla

#### RECESS

At 8:02 p.m., Mayor Jones recessed the meeting.

#### RECONVENE

At 8:26 p.m., Mayor Jones reconvened the Regular Meeting in the Council Chamber with all Council Members present.

#### SELECTION OF MAYOR PRO TEM



Ayes: (7) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

ADOPTION OF A RESOLUTION ESTABLISHING HOURLY RATES AND FRINGE BENEFITS FOR PART-TIME EMPLOYEES

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

Resolution No. 9597-19 entitled: A Resolution of the City Council of the City of Garden Grove establishing wages and fringe benefits for part time positions, be adopted.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

APPROVAL TO ENTER INTO A LICENSE AGREEMENT WITH COTTAGE INDUSTRIES, LLC FOR 52 PARKING SPACES IN THE PARKING LOT AREA LOCATED ON 8<sup>TH</sup> STREET BETWEEN 11391 ACACIA PARKWAY AND 11390-11400 STANFORD AVENUE, GARDEN GROVE

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

The License Agreement with Cottage Industries, LLC, be approved for use of 52 parking spaces in the parking lot area located at 8<sup>th</sup> Street between 11391 Acacia Parkway and 11390-11400 Stanford Avenue (APN: 090-15-457); and

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

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

APPROVAL OF AN AMENDED PROMISSORY NOTE WITH COTTAGE INDUSTRIES, LLC

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

The Amended Promissory Note, in the amount of \$2,993,304.58, secured by a Deed of Trust, be approved; and

The City Manager be authorized to approve any pertinent documents on behalf of the City and make minor modifications as appropriate.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO NATIONAL AUTO FLEET GROUP FOR THE ONE (1) NEW POLICE DEPARTMENT SEDAN

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

The Finance Director be authorized to issue a purchase order in the amount of \$23,378.04 to National Auto Fleet Group for the purchase of one new Police Department sedan.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

APPROVAL OF AMENDMENT NO. 2 TO THE AGREEMENT WITH WALLACE & ASSOCIATES CONSULTING, INC. FOR ON-CALL CONSTRUCTION INSPECTION SERVICES

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

Amendment No. 2, an increase in the amount of \$200,000, to the Agreement with Wallace & Associates Consulting, Inc., be approved; and

The City Manager be authorized to execute Amendment No. 2 on behalf of the City, and to make minor modifications as appropriate.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

RECEIVE AND FILE MINUTES FROM THE MEETING HELD ON NOVEMBER 26, 2019  
(F: VAULT)

It was moved by Council Member Brietigam, seconded by Council Member T. Nguyen that:  
Minutes from the meeting held on November 26, 2019, be received and filed.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

WARRANTS

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

Regular Warrants 656826 through 656957; 656958 through 657116; 657117 through 657323; Wires W2675 through W2679; W2680 through W2684; Wires W657116 through W657323; and Payroll Warrants 183797 through 183816; Direct Deposits D357565 through D358269; and Wires W2650 through W2653; be received and filed as presented in the warrant register submitted that 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) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

RECESS

At 8:27 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 8:35 p.m., Mayor Jones reconvened the Regular Meeting in the Council Chamber with all Council Members present.



The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

APPROPRIATION OF FUNDING AND ADOPTION OF A RESOLUTION APPROVING TWO NEW COMMUNITY SERVICE OFFICER POSITIONS AND ONE SENIOR PROGRAM SPECIALIST POSITION TO SUPPORT A PARKING ENFORCEMENT PROGRAM

City Manager Stiles introduced the matter and commended the combined efforts on the part of Public Works, Human Resources, Finance and the Police Departments working together. Following the reading of the agenda report by Police Chief DaRé, and City Council comments, including a request for a six month assessment on the program, it was moved by Council Member Brietigam, seconded by Council Member K. Nguyen that:

Funds be appropriated from the General Fund for one-time and ongoing costs for two (2) full-time Community Service Officers, and purchase of required uniforms and equipment;

Funds be appropriated from the General Fund for the purchase and annual maintenance costs of two (2) fully outfitted vehicles to be used by the Community Service Officers, to be assigned to the Police Department's Neighborhood Traffic Unit;

Funds be appropriated from the General Fund for one (1) full-time Senior Program Specialist position assigned to the Public Works Department; and

Resolution No. 9600-19 entitled: A Resolution of the City Council of the City of Garden Grove approving the addition of two new Community Service Officer positions and one Senior Program Specialist position, be adopted.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

ADOPTION OF A RESOLUTION TO APPROVE A MASTER GROUND LEASE BETWEEN THE CITY OF GARDEN GROVE AND MWILLOWICK LAND LLC

Following City Manager Stiles request to table this matter, it was moved by Council Member Brietigam, seconded by Mayor Pro Tem O'Neill that this matter be continued to December 17, 2019.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

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

CONSIDERATION TO ADOPT A PROCLAMATION DECLARING DECEMBER 10, 2019, AS HUMAN RIGHTS DAY IN GARDEN GROVE, AS REQUESTED BY COUNCIL MEMBER K. NGUYEN

Following the reading of the proclamation by Council Member K. Nguyen, it was moved by Council Member K. Nguyen, seconded by Council Member Brietigam that:

December 10, 2019, be declared as Human Rights Day in Garden Grove.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, T. Nguyen, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None

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

Council Member Brietigam requested that information be provided on the efforts made by the City staff to address short-term rentals in the City.

Mayor Pro Tem O'Neill reminded everyone to take safety precautions during the holiday season, and he thanked the Mayor and City Council for selecting him to serve as Mayor Pro Tem.

Council Member T. Nguyen congratulated Mayor Pro Tem O'Neill, and she wished her husband a happy 15 year anniversary of their marriage.

Council Member K. Nguyen announced the upcoming Winter in the Grove on Thursday, OC Autism event, and the Garden Grove Chamber of Commerce Holiday Mixer. She encouraged residents to pay attention to announcements made by the City on the website and social media.

Council Member Bui encouraged residents to be watchful during the holiday season for gifts being delivered to their homes.

Mayor Jones noted that the second annual Garden Grove Tourism Event hosted by the Garden Grove Tourism District was held, and commented on the City's active

pursuit for the last 20 years to bring the hotel industry to the Harbor Corridor with the purpose of improving the City's economic growth and stability. At the Tourism event this year, checks in the amount of \$25,000 were provided to the Garden Grove Community Foundation, HOPE, Boys & Girls Club of Garden Grove, the United Way, and the OC Food Bank. He encouraged residents to enjoy Winter in the Grove on Thursday.

City Manager Stiles noted that next Friday is the last day to turn in receipts to the Garden Grove Chamber of Commerce for the BiGG campaign. Winners will be announced on December 23, 2019, on the City's website at [ggcity.org/BiGG](http://ggcity.org/BiGG).

City Attorney Sandoval announced that there is no reportable action on the Closed Session items.

#### ADJOURNMENT

At 9:20 p.m., Mayor Jones adjourned the meeting.

Teresa Pomeroy, CMC  
City Clerk