

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, May 12, 2020

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

CONVENE CLOSED SESSION

At 6:02 p.m., Mayor Jones convened the meeting telephonically.

ROLL CALL      PRESENT:      (7)      Council Members Brietigam, D. Nguyen, Bui,  
Klopfenstein, K. Nguyen, Mayor Pro Tem  
O'Neill, Mayor Jones

ABSENT:      (0)      None

ORAL COMMUNICATIONS FOR CLOSED SESSION

Speakers:    None

CLOSED SESSION MATTERS

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1):  
Miller vs. Garden Grove, et al. OCSC Case No. 30-2019-01092036

ADJOURN CLOSED SESSION

At 6:12 p.m., Mayor Jones adjourned Closed Session.

CONVENE REGULAR MEETING

At 6:30 p.m., Mayor Jones convened the regular meeting telephonically with all Council Members present.







Resolution No. 9617-20 entitled: A Resolution of the City Council of the City of Garden Grove approving the First Amendment to the Billboard removal and relocation agreement with Outfront Media, LLC, be adopted; and

The City Manager be authorized to execute the First Amendment, and make minor modifications as needed on behalf of the City.

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

Ayes: (7) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, O'Neill, Jones  
Noes: (0) None

APPROVAL OF THE THIRD AMENDMENT OF THE LEASE AGREEMENT WITH STEELCRAFT GARDEN GROVE LP, FOR PROPERTY LOCATED AT 12900 EUCLID STREET, GARDEN GROVE (F: A-55.1A)

This matter was considered later in the meeting.

RECEIVE AND FILE MINUTES FROM THE MEETING HELD ON APRIL 28, 2020 (F: Vault)

It was moved by Mayor Pro Tem O'Neill, seconded by Council Member Klopfenstein that:

Minutes from the meeting held on April 28, 2020, be received and filed.

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

Ayes: (7) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, O'Neill, Jones  
Noes: (0) None

WARRANTS

It was moved by Mayor Pro Tem O'Neill, seconded by Council Member Klopfenstein that:

Regular Warrants 661576 through 661734; 661735 through 661889; 661890 through 662084; Wires W2839 through W2844; W2845 through W2847; and Wires W661889 through W660284; be received and filed 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) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, O'Neill, Jones  
Noes: (0) None

WAIVER

It was moved by Mayor Pro Tem O'Neill, seconded by Council Member Klopfenstein that:

Full reading of Ordinances listed be waived.

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

Ayes: (7) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, O'Neill, Jones  
Noes: (0) None

APPROVAL OF THE THIRD AMENDMENT OF THE LEASE AGREEMENT WITH STEELCRAFT GARDEN GROVE LP, FOR PROPERTY LOCATED AT 12900 EUCLID STREET, GARDEN GROVE (F: A-55.1A)

Following City Council discussion, Council Member Bui moved, seconded by Council Member Brietigam to continue this matter for two weeks, and to ask SteelCraft Garden Grove LP for additional information including their plan for their tenants, and a written proposal. Following further discussion, Council Member K. Nguyen moved a substitute motion, seconded by Council Member Klopfenstein that:

The Third Amendment to the Lease Agreement with SteelCraft Garden Grove LP, to pause the monthly rent for an eighteen-month period at no-interest, from April 1, 2020 through September 30, 2021, to be repaid over a five-year period commencing October 1, 2021;

The first Consumer Price Index during the deferred period, be waived; and

The City Manager be authorized to execute the Third Amendment and make minor modifications as needed on behalf of the City.

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

Ayes: (5) D. Nguyen, Klopfenstein, K. Nguyen, O'Neill, Jones  
Noes: (2) Brietigam, Bui

APPROVAL OF A COMMUNITY WORKFORCE AGREEMENT WITH LOS ANGELES AND ORANGE COUNTIES BUILDING AND CONSTRUCTION TRADES COUNCIL AND SIGNATORY CRAFT COUNCIL AND LOCAL UNIONS (F: 55-Los Angeles/Orange Counties Building and Construction Trades Council)

Following the introduction by Lisa Kim, Assistant City Manager, and a presentation from Ernest Medrano representing the Los Angeles/Orange Counties Building and Construction Trades Council, City Council discussion followed with Council Member Brietigam asking to table this matter because of limited time provided to review the agreement. Following further discussion, it was moved by Mayor Pro Tem O'Neill, seconded by Council Member K. Nguyen that:

The Community Workforce Agreement with the Los Angeles/Orange Counties Building and Construction Trades Council, be approved; and

The City Manager be authorized to execute the agreement on behalf of the City, and take any all actions as necessary or advisable to implement and administer the Community Workforce Agreement.

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

Ayes: (6) D. Nguyen, Bui, Klopfenstein, K. Nguyen, O'Neill,  
Jones  
Noes: (0) None  
Abstain: (1) Brietigam

CITY COUNCIL REVIEW AND CONFIRMATION OF THE NECESSITY FOR CONTINUING THE LOCAL EMERGENCY RELATED TO THE ON-GOING THREAT OF THE COVID-19 PANDEMIC, AND CONFIRMATION OF THE DIRECTOR OF EMERGENCY SERVICES EXECUTIVE ORDERS RELATED THERETO (F: 117.2A)

Following the introduction by City Attorney Sandoval, and City Council discussion, it was moved by Council Member K. Nguyen, seconded by Council Member D. Nguyen that:

The necessity for continuing the local emergency declared in response to the COVID-19 pandemic, be confirmed; and

The Director of Emergency Services' Executive Orders related thereto issued on March 26, and April 15, 2020, be confirmed.

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

Ayes: (7) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, O'Neill, Jones  
Noes: (0) None

APPROVAL OF THE FOURTH AMENDMENT TO THE AGREEMENT WITH THE COUNTY OF ORANGE TO PROVIDE FORENSIC SERVICES (F: 55-County of Orange – Sheriff Coroner)

Following the introduction provided by Chief DaRé, it was moved by Council Member Brietigam, seconded by Council Member K. Nguyen that:

The Fourth Amendment to the Agreement with the County of Orange to provide forensic services to the City, in the amount of \$555,505, for Fiscal Year 2020-21; and

The Mayor and the Police Chief be authorized to execute the agreement on behalf of the City and make minor modifications thereto.

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

Ayes: (7) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, O’Neill, Jones  
Noes: (0) None

AWARD A CONTRACT TO R.J. NOBLE COMPANY FOR PROJECT NOS. 7212, 7215, AND 7292, VARIOUS ARTERIAL AND RESIDENTIAL STREET IMPROVEMENTS (F: 96.PROJ.7212/7215/7292)

Following the introduction provided by the Public Works Director, Bill Murray, it was moved by Council Member D. Nguyen, seconded by Mayor Pro Tem O’Neill that:

A contract be awarded to R.J. Noble Company, in the amount of \$4,948,345, for Project Nos. 7212, 7215, and 7292 – Various Arterial and Residential Street Improvements; and

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

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

Ayes: (7) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, O’Neill, Jones  
Noes: (0) None

SECOND READING AND ADOPTION OF ORDINANCE NO. 2914 (F: 77.1) (XR: 50.1) (XR: 57.1)

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



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

Ordinance No. 2914 entitled: An Ordinance of the City Council of the City of Garden Grove amending provisions of Chapter 2.52 of Title 2 of the Garden Grove Municipal Code increasing Public Works contracts bidding thresholds to conform with State law, be adopted.

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

Ayes: (7) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, O'Neill, Jones  
Noes: (0) None

SECOND READING AND ADOPTION OF ORDINANCE NO. 2915 (F: 77.1) (XR: 50.1) (XR: 57.1)

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

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

Ordinance No. 2915 entitled: An Ordinance of the City Council of the City of Garden Grove Chapter 2.14 to Title 2 of the Garden Grove Municipal Code relating to the electronic filing of campaign finance disclosure statements, be adopted.

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

Ayes: (7) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, O'Neill, Jones  
Noes: (0) None

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

CORONAVIRUS EMERGENCY OPERATION COMMAND UPDATE PRESENTED BY CITY MANAGER STILES INCLUDING REVIEW OF PLAYBOOK FOR REOPENING CITY OF GARDEN GROVE OPERATIONS AND GARDEN GROVE BUSINESSES; COMMUNITY SERVICES UPDATE BY JOHN MONTANCHEZ, COMMUNITY SERVICES DIRECTOR; PUBLIC SAFETY UPDATE BY POLICE CHIEF DARÉ; AND FINANCIAL UPDATE BY PATRICIA SONG, FINANCE DIRECTOR (F: 117.2A)

City Manager Stiles reviewed the current information and status related to the COVID-19 crisis; Assistant City Manager Maria Stipe provided an overview of the City's Playbook for reopening the City; Community Services Director John

Montanez provided an overview on access to the City's parks and the impact to the recreation programs; Police Chief DaRé provided updated information on the impact to the Police Department; and Finance Director, Patricia Song provided a PowerPoint presentation reviewing the financial impacts to the City caused by the COVID-19 crisis.

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

Council Member Brietigam stated that he spoke with Josh Lindsay, who serves as a Planning Commissioner and is a Board Member on the Strawberry Festival Association. Because the Strawberry Festival is cancelled this year, the Association is going to create a video montage of past festivals, and he asked to have it aired on channel 3 to uplift the community spirit. He announced his 29<sup>th</sup> wedding anniversary and wished his wife happy anniversary. He recognized local artist Jody Williams for painting electrical boxes in tribute to teachers on Springdale Street and Lampson Avenue, and noted that he and School Board Member Teri Rocco, the PTA, and Assistant City Manager, Maria Stipe have contributed financially. He stated that the District PTA are looking into having an electrical box painted by Ms. Williams in District 6 as well. He noted that the OC Food bank is desperate for donations, and that he and Teri Rocco have teamed up with the Orange County Mustang Club and the Huntington Beach Car Club to do a caravan donation run on Saturday, May 16, 2020, and the community is welcome to donate and follow social distancing from their cars.

Mayor Pro Tem O'Neill congratulated Council Member Brietigam on his 29<sup>th</sup> wedding anniversary. He thanked the Mayor and City Council Members for their support of the Community Workforce Agreement, expressing that as a graduate of an apprenticeship program, he is passionate about having a program that will change the lives of many people.

Council Member Kim Nguyen asked that Council Member Brietigam share her contact information with the District PTA representative regarding the painting of the electrical boxes in District 6. She asked that under the circumstances with telephonic council meetings, that written comments be read under the public comment period.

Council Member Klopfenstein expressed extreme disappointment that the Strawberry Festival is cancelled and stated support for a video montage of past festivals aired on Channel 3. She recognized Nova Kitchen and Bar and expressed appreciation for the restaurant using her idea by donating meals to Garden Grove essential workers. She cautioned that this summer season will be hot and a high risk for mosquito infestation. She encouraged everyone to protect themselves and their property, and asked that neighbors share information about overwatering, dumping and draining. She noted that there is information about the "murder

hornet" on the Vector Control website at ocvector.org. She concluded with a plea to the public to properly discard their protective personal equipment.

Council Member Diedre Nguyen congratulated Council Member Brietigam on his 29<sup>th</sup> wedding anniversary. She recognized staff for their work on the Community Workforce Agreement, noting it is long overdue. She reminded everyone to be mindful of wearing their protective equipment and maintain a social distance to protect themselves and their families.

Council Member Bui suggested that while the council meetings are held telephonically, that IT make video conferencing available, as he has been asked by constituents that the City Council members be seen and heard.

City Manager Stiles noted that staff will continue to provide COVID-19 and financial updates at City Council meetings, and that as we follow State and Federal guidelines we are prepared to adapt to changing directives.

City Attorney Sandoval announced no reportable action was taken during closed session.

#### ADJOURNMENT

At 10:07 p.m., Mayor Jones adjourned the meeting. The next Regular City Council Meeting will be held on Tuesday, May 26, 2020, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC  
City Clerk