

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, March 9, 2021

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

CONVENE CLOSED SESSION

At 5:31 p.m., Mayor Jones convened closed session telephonically.

ROLL CALL PRESENT: (6) Council Members Brietigam, D. Nguyen, Bui,
Klopfenstein, Mayor Pro Tem K. Nguyen,
Mayor Jones

ABSENT: (1) Council Member O'Neill absent at Roll Call
but joined the meeting at 5:36 p.m.

ORAL COMMUNICATIONS FOR CLOSED SESSION

Speakers: None

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1): OCWD, et. al. v. 3M
Company, et. al., OCSC Case No. 30-2020-01172419-CU-PL-CXC

ADJOURN CLOSED SESSION

Mayor Jones adjourned closed session at 6:31 p.m.

CONVENE REGULAR MEETING

Mayor Jones convened the meeting telephonically at 6:32 p.m. with all Council
Members present.

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

ORAL COMMUNICATIONS

Speakers: Charles Dang, Martin Howard, Maureen Blackmun, Mike Truong.

Written Communications: Craig Durfey, Lynn Groff, Michele Truong, Hoa Nguyen, Vu Pham, Tam Nguyen, Natalie Tran, Tina Dinh, Loc Luu, Quyen Tat, Peter Phung, Dr. Chi Bui, Dan Do, Amy Vu, Hung Nguyen, Hung Ngo, Eric Malta, Thi Tran, Vinh Nguy, Chuong Huynh, Jenny Bui, Diane Nguyen, Phuc Dinh, Thanh Tran, Tiffany Oanh Ngo, Alan Nguyen, Yen Cao, Thai Phan, Joseph, Trung Nguy, Mike Truong, Thang Hien, Quyen Tat.

RECESS

At 7:04 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 7:07 p.m., Mayor Jones reconvened the meeting telephonically with all Council Members present.

ADOPTION OF A PROCLAMATION MEMORIALIZING THOSE IMPACTED BY AND LOST TO THE COVID-19 VIRUS (F: 83.1)

It was moved by Council Member Klopfenstein, seconded by Council Member O’Neill that:

A Proclamation memorializing those impacted by and lost to the COVID-19 virus, be adopted.

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

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

ADOPTION OF A PROCLAMATION PROCLAIMING THE MONTH OF MARCH AS WOMEN’S HISTORY MONTH (F: 83.1)

It was moved by Council Member Klopfenstein, seconded by Council Member O’Neill that:

A Proclamation proclaiming the month of March as Women’s History Month, be adopted.

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

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

RECEIVE AND FILE THE 2020 ANNUAL PROGRESS REPORT ON THE STATUS OF THE GENERAL PLAN (F: 20.2)

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

The 2020 Annual Progress Report on the Status of the General Plan be received and filed; and

Staff be authorized to transmit the annual Report to the Governor's Office of Planning and Research, and the California Department of Housing and Community Development.

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

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

APPROVAL OF THE FOURTH AMENDMENT TO THE STEELCRAFT LEASE AGREEMENT FOR THE PROPERTY LOCATED AT 12900 EUCLID STREET, GARDEN GROVE (F: 55-SteelCraft)

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

The Fourth Amendment to the Lease Agreement with SteelCraft Garden Grove LP, be approved; and

The City Manager be authorized to execute the Fourth 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, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO GARDEN GROVE KIA FOR TWO NEW SEDANS

It was moved by Council Member Klopfenstein, seconded by Council Member O’Neill that:

The Finance Director be authorized to issue a purchase order in the amount of \$53,175.50 to Garden Grove Kia for the purchase of two (2) new sedans.

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

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

RECEIVE AND FILE MINUTES FROM THE MEETING HELD ON FEBRUARY 23, 2021
(F: VAULT)

It was moved by Council Member Klopfenstein, seconded by Council Member O’Neill that:

Minutes from the meeting held on February 23, 2021, be received and filed.

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

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

WARRANTS

It was moved by Council Member Klopfenstein, seconded by Council Member O’Neill that:

Payroll Checks 184409 through 184426; Direct Deposits D376941 through D377545; and Wires W2778 through W2781 have been audited for accuracy and have been verified by the Finance Director for payment, be received and filed.

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

Ayes: (7) Brietigam, O’Neill, D. 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 O’Neill that:

Full reading of ordinances listed be waived.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones

Noes: (0) None

PUBLIC HEARING – ADOPTION OF RESOLUTIONS FOR A MITIGATED NEGATIVE DECLARATION, A MITIGATION MONITORING AND REPORTING PROGRAM, AND GENERAL PLAN AMENDMENT NO. GPA-001-2021, FOR A 6-UNIT APARTMENT PROJECT LOCATED AT 9312 CHAPMAN AVENUE; AND INTRODUCE AND CONDUCT THE FIRST READING OF AN ORDINANCE TO APPROVE AMENDMENT NO. A-030-2021 (F: 20.GPA-001-2021) (F: 115.A-030-2021)

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

Following staff introduction and full reading of the Ordinance title, Mayor Jones declared the public hearing open.

Speakers: None.

With no public comment, Mayor Jones declared the public hearing closed.

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

Resolution No. 9671-21 entitled: A Resolution of the City Council of the City of Garden Grove adopting a Mitigated Negative Declaration and an associated Mitigation Monitoring and Reporting Program for the six-unit residential apartment project (the "Project") (GPA-001-2021, A-030-2021, SP-093-2021) at 9312 Chapman Avenue (the "Property"), be adopted;

Resolution No. 9672-21 entitled: A Resolution of the City Council of the City of Garden Grove approving General Plan Amendment No. GPA-001-2021 to amend the City of Garden Grove's General Plan Land Use Map to modify the General Plan Land Use Designation of the property of the property from Low Density Residential (LDR) to Medium Density Residential (MDR), be adopted; and

Ordinance No. 2920 entitled: An Ordinance of the City Council of the City of Garden Grove approving Amendment No. A-030-2021 to amend the City's official zoning map to change the zoning of the property, located at 9312 Chapman Avenue, from R-1 (Single-Family Residential) to R-3 (Multiple-Family Residential), with an amendment to the conditions of approval that garages be used for parking and not for storage, be passed to second reading.

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

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

SECOND READING BY TITLE ONLY AND ADOPTION OF ORDINANCE NO. 2919

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

Following full reading of the Ordinance title, and City Council discussion, it was moved by Council Member O'Neill, seconded by Council Member Brietigam to adopt Ordinance No. 2919.

Following City Council discussion, Mayor Pro Tem K. Nguyen moved a substitute motion, seconded by Council Member D. Nguyen that:

Ordinance No. 2919 entitled: An Ordinance of the City Council of the City of Garden Grove approving Code Amendment No. A-027-2020, a zoning text amendment to Title 9 of the Garden Grove Municipal code pertaining to the regulation of accessory dwelling units and junior accessory dwelling units; be passed to a third reading with the amended sections of the Ordinance as follows: Two or more bedrooms: 1,200 square feet or fifty (50) percent of the floor area of the primary dwelling unit, whichever is less, provided, however, that if the size of the primary dwelling unit is less than 1,600 square feet; and that the total combined area of an ADU and attached porch, patio, and/or garage cannot exceed 1,530 square feet.

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

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

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

DISCUSSION ON CONDUCTING A CHARTER CITY FEASIBILITY STUDY AS REQUESTED BY COUNCIL MEMBER BRIETIGAM (F: 58.1)

Council Member Brietigam asked for a staff report that would provide the advantages and disadvantages on becoming a charter city.

Council Member Klopfenstein expressed that she would be interested in knowing more about becoming a charter city.

Council Member Bui expressed interest in forming an ad hoc committee that would include resident outreach.

Mayor Jones stated that currently staff is focusing on the pandemic as well as the regional housing needs issue, which takes up all of their available time. He suggested revisiting this subject in the future.

Council Member Brietigam commented that he is asking for a limited amount of time to provide a brief report. Following further City Council discussion, it was moved by Council Member Brietigam, seconded by Council Member Bui that a report be provided on the advantages and disadvantages of forming a charter city.

The motion failed by a 3-4 vote as follows:

Ayes: (3) Brietigam, Bui, Klopfenstein
Noes: (4) O'Neill, D. Nguyen, K. Nguyen, Jones

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

Council Member O'Neill noted there are 23 cities and the County of Orange that are member agencies of the Orange County Fire Authority, and with the November elections there have been changes to the Board. He stated that City of Stanton Mayor David Shawver is now the Chair of the OCFA Board of Directors, and as such has appointed him to the Executive Committee and the Budget and Finance Committee. He commented on the upcoming 28th Anniversary of Garden Grove's Fallen Five killed in the line of duty, and he reflected on the loss of Officer Howard Dallies killed during a routine traffic stop at night. He expressed his gratitude for the Garden Grove Police Officers who patrol the city, keeping us safe while we sleep.

Council Member D. Nguyen wished her son an early happy birthday.

Council Member Bui noted that Disneyland will soon be reopening for a limited number of visitors, which is a good step forward towards economic recovery. He commented on a potential antibody being developed to use against COVID-19. He noted that he has been helping senior citizens without internet access to register them for the vaccine, and has found issues such as some seniors having already been vaccinated once but were not scheduled for their second dose. He commented on the City of Long Beach issuing a press release that any resident 18 or older can be vaccinated without an appointment, and he asked why Orange County cannot offer the same. He asked City Manager Stiles to question the Orange County Task Force on why Orange County cannot offer the same as Long Beach.

Mayor Pro Tem K. Nguyen expressed satisfaction that Garden Grove is opening a Point of Dispensing (POD) at the Christ Cathedral Arboretum next week for COVID vaccinations. She noted that while Garden Grove is the fifth largest city in Orange County with a large Latino population, older Latinos are not being vaccinated. With that, she has been working collaboratively with the County for Latino access to

vaccinations. She expressed her love for and wished her father an early happy birthday.

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

City Manager Stiles noted he will follow up with the County on the concerns expressed by Council Member Bui. He noted that it is good news that the Garden Grove Point of Dispensing (POD) at the Christ Cathedral Arboretum will be opening this week. He encouraged online registration at <https://www.othena.com> or to call the Community Services Department at 714-741-5200 for assistance to get registered. The Othena website provides information in multiple languages on the vaccine and registration for an appointment. He noted that the City is collaborating with the County of Orange on establishing mobile PODs to address the underserved Latino community.

Mayor Jones recalled that several years ago he along with city staff, community members, and neighborhood residents in the Palma Vista Neighborhood participated in a cleanup event. The event included tree planting, an outdoor barbeque, and a large scale block wall mural done by local artists Curtis Gibson and Mike Davis. Just recently, the mural was tagged over with competing gang graffiti; however, using 'goof off' the graffiti was removed and most of the mural was restored. He gave kudos to Council Member O'Neill, Council Member Brietigam, Planning Commissioner Josh Lindsay, Mike Davis, the Gang Unit and Kelly Huynh of the Police Department, and Chief DaRé who all contributed towards restoring the mural while practicing social distancing. He thanked all of them and is hoping that by restoring the mural it will reinvigorate the residents to take pride in their neighborhood and to look out for one another.

ADJOURNMENT

At 8:50 p.m., Mayor Jones adjourned the meeting. The next Regular City Council Meeting will be held on Tuesday, March 23, 2021, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC
City Clerk