

RECONVENE

At 6:47 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

ORAL COMMUNICATIONS CONTINUED

RECESS

At 7:51 p.m., Mayor Nguyen recessed the meeting.

RECONVENE

At 7:52 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

ORAL COMMUNICATIONS CONTINUED

RECESS

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

RECONVENE

At 8:23 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

ISSUANCE OF A PURCHASE ORDER TO NATIONAL AUTO FLEET GROUP FOR ONE (1) JEEP SPRAY TRUCK (F: 60.4)

It was moved by Council Member Beard, seconded by Council Member Phan that:

The Finance Director be authorized to issue a purchase order, in the amount of \$35,820.80, to National Auto Fleet Group for the purchase of one new Jeep Spray Truck.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

WEST ORANGE COUNTY WATER BOARD PROPOSED BUDGET FISCAL YEAR 2016-17
(F: 112.9)

It was moved by Council Member Beard, seconded by Council Member Phan that:

The West Orange County Water Board Fiscal Year 2016-17 proposed budget, in the amount of \$12,327, be approved.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

FINAL PARCEL MAP NO. 2013-158 FOR THE PROPERTY LOCATED AT 9882 BELFAST DRIVE, GARDEN GROVE (F: 118.2013-158)

It was moved by Council Member Beard, seconded by Council Member Phan that:

Final Parcel Map No. 2013-158 be approved.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

ISSUANCE OF A PURCHASE ORDER TO THEODORE ROBBINS FORD FOR ONE (1) UTILITY TRUCK (F: 60.4)

It was moved by Council Member Beard, seconded by Council Member Phan that:

The Finance Director be authorized to issue a purchase order, in the amount of \$81,693.38, to Theodore Robbins Ford for the purchase of one utility truck.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

INITIATING PROCEEDINGS FOR THE LEVYING OF FISCAL YEAR 2016-17 ASSESSMENTS FOR THE STREET LIGHTING DISTRICTS AND PARK MAINTENANCE DISTRICT (F: 69.2)

It was moved by Council Member Beard, seconded by Council Member Phan that:

Resolution No. 9355-16 entitled A Resolution of the City Council of the City of Garden Grove pursuant to the Landscaping and Lighting Act of 1972 (Sections

22500 et seq. of the California Streets and Highways Code) initiating proceedings to levy annual assessments for the 2016-17 Fiscal Year for the City of Garden Grove Street Lighting District and ordering the City Engineer to prepare and file a report in accordance with Article 4 of Chapter 1 of said Act, be adopted;

Resolution No. 9356-16 entitled A Resolution of the City Council of the City of Garden Grove pursuant to the Landscaping and Lighting Act of 1972 (Sections 22500 et seq. of the California Streets and Highways Code) initiating proceedings to levy annual assessments for the 2016-17 Fiscal Year for the City of Garden Grove Street Lighting District No. 99-1 and ordering the City Engineer to prepare and file a report in accordance with Article 4 of Chapter 1 of said Act, be adopted;

Resolution No. 9357-16 entitled A Resolution of the City Council of the City of Garden Grove pursuant to the Landscaping and Lighting Act of 1972 (Sections 22500 et seq. of the California Streets and Highways Code) initiating proceedings to levy annual assessments for the 2016-17 Fiscal Year for the City of Garden Grove Street Lighting Park Maintenance District and ordering the City Engineer to prepare and file a report in accordance with Article 4 of Chapter 1 of said Act, be adopted;

Resolution No. 9358-16 entitled A Resolution of the City Council of the City of Garden Grove approving the City Engineer's Report regarding the levy of an annual assessment within the City of Garden Grove Street Lighting District, City of Garden Grove Street Lighting District No. 99-1 and the City of Garden Grove Park Maintenance District for Fiscal Year 2016-17, be adopted;

Resolution No. 9359-16 entitled A Resolution of the City Council of the City of Garden Grove pursuant to the Landscaping and Lighting Act of 1972 (Sections 22500 et seq. of the California Streets and Highways Code) declaring its intention to levy and collect assessments within the City of Garden Grove Street Lighting District for Fiscal Year 2016-17, and setting a time and place for a Public Hearing on the levy of the proposed assessments, be adopted;

Resolution No. 9360-16 entitled A Resolution of the City Council of the City of Garden Grove pursuant to the Landscaping and Lighting Act of 1972 (Sections 22500 et seq. of the California Streets and Highways Code) declaring its intention to levy and collect assessments within the City of Garden Grove Street Lighting District No. 99-1 for Fiscal Year 2016-17, and setting a time and place for a Public Hearing on the levy of the proposed assessments, be adopted; and

Resolution No. 9361-16 entitled A Resolution of the City Council of the City of Garden Grove pursuant to the Landscaping and Lighting Act of 1972 (Sections 22500 et seq. of the California Streets and Highways Code) declaring its intention to levy and collect assessments within the City of Garden Grove Park Maintenance District for Fiscal Year 2016-17, and setting a time and place for a Public Hearing on the levy of the proposed assessments, be adopted.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

TRANSFER CITY SUPPORT COST REIMBURSEMENTS FROM DEPOSIT TRUST ACCOUNT TO THE GENERAL FUND (F: 34.1)

It was moved by Council Member Beard, seconded by Council Member Phan that:

The transfer of \$183,000 from the City's Deposit Trust Account to the General Fund, be approved; and

\$183,000 be appropriated in the FY 2015-16 General Fund budget to be used for City facility needs.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

2015 ANNUAL REPORT ON THE STATUS OF THE CITY'S GENERAL PLAN (F: 20.2)

It was moved by Council Member Beard, seconded by Council Member Phan that:

The 2015 Annual Report on the Status of the General Plan be received; and

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

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

MINUTES (F: Vault)

It was moved by Council Member Beard, seconded by Council Member Phan that:

The minutes from the March 11, 2016, meeting be received and filed.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

WARRANTS (F: 60.5)

It was moved by Council Member Beard, seconded by Council Member Phan that:

Regular Warrants 605049 through 605543; and Wire W1576; be approved as presented in the payroll register submitted, and have audited for accuracy and funds are available for payment thereof by the Finance Director.

Payroll Warrants 179682 through 179737; Direct Deposits D293422 through D294104; and Wires W2234 through W2237; be approved as presented in the payroll register submitted, and have been audited for accuracy and funds are available for payment thereof by the Finance Director.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

ABATEMENT ACTION FOR THE LOTUS PLAZA PROJECT (GALLERIA PROJECT) 10080 AND 10189 GARDEN GROVE BOULEVARD, GARDEN GROVE (F: 20.GPA-2-05(A))

Following staff's presentation and City Council discussion, it was moved by Mayor Nguyen, seconded by Council Member Phan that:

The Acting City Attorney be authorized to commence an action to enforce the Notice and Order to have a court order the abatement of the nuisance and appoint a receiver to ensure removal of the unfinished structures on the site.

Mayor Nguyen and Council Member Phan spoke on the issues of the unfinished structure, and that there has been an abatement order since June 2013 and there should not be any more delays.

Because the two parties are in litigation and will be in court in July, Council Members Beard, Bui, and Jones expressed their desire that the City allow more time for the parties to come to a consensus.

After further discussion a substitute motion was moved by Council Member Bui, seconded by Council Member Jones that:

Consideration of this matter be continued until after August 30, 2016.

The motion carried by a 3-2 vote as follows:

Ayes: (3) Beard, Bui, Jones
Noes: (2) Nguyen, Phan

PUBLIC HEARING – ISSUANCE OF BONDS BY THE CALIFORNIA PUBLIC FINANCE AUTHORITY (CALPFA) FOR THE BENEFIT OF 10632 BOLSA AVENUE, LP TO ASSIST WITH FINANCING FOR THE HOUSING PROJECT LOCATED AT 10632 BOLSA AVENUE, GARDEN GROVE (F: 60.1)

Following staff's presentation, Mayor Nguyen declared the Public Hearing open and asked if anyone wished to address the City Council on the matter.

Speakers: None

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

It was moved by Council Member Jones, seconded by Council Member Phan that:

Resolution No. 9362-16 entitled A Resolution of the City Council of the City of Garden Grove approving the issuance by the California Public Finance Authority of Multifamily Housing Revenue Bonds in an aggregate principal amount not to exceed \$15,000,000 for the purpose of financing or refinancing the acquisition, rehabilitation, improvement and equipping of the Sycamore Court project and certain other matters relating thereto, be adopted.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

MAIN STREET ASSESSMENT DISTRICT NO. 1 (F: 31.4)

Following staff's presentation, it was moved by Council Member Beard, seconded by Council Member Jones that:

The proposed budget for the Main Street Assessment District No. 1 for Fiscal Year 2016-17 be adopted;

Resolution No. 9363-16 entitled A Resolution of the City Council of the City of Garden Grove pursuant to the Landscaping and Lighting Act of 1972 (Sections 22500 et seq. of the California Streets and Highway Code) initiating proceedings to levy annual assessments for the 2016-17 Fiscal Year for the City of Garden Grove Main Street Assessment District No. 1, and ordering the City Engineer to prepare and file a report in accordance with Article 4 of Chapter 1 of the Act, be adopted;

Resolution No. 9364-16 entitled A Resolution of the City Council of the City of Garden Grove approving the City Engineer's Report regarding the levy of an annual assessment within the City of Garden Grove Assessment District No. 1, for Fiscal Year 2016-17, be adopted; and

Resolution No. 9365-16 entitled A Resolution of the City Council of the City of Garden Grove, declaring its intention to order the maintenance of certain improvements in the Main Street Assessment District No. 1 in the City of Garden Grove; describing the District to be benefited, declaring its intention to levy an assessment to pay the cost and expenses thereof; and setting the time and place for the Public Hearing on the question of the levy of the proposed assessment for Tuesday, June 14, 2016, at 6:30 p.m., be adopted.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

LETTER OF RESIGNATION FROM CHAN CHUNG, PARKS, RECREATION AND ARTS COMMISSIONER (F: 122.70A)

It was moved by Mayor Nguyen, seconded by Council Member Jones that:

Parks, Recreation and Arts Commissioner Chan Chung's resignation be received and filed, and that the City Clerk advertise for applications to fill the vacancy.

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

CONTRACT WITH CJ CONCRETE CONSTRUCTION, INC. FOR ON-CALL CONCRETE CONSTRUCTION, IFB NO. S-1189 (F: 55-CJ Concrete Construction, Inc.)

Following staff's presentation, it was moved by Council Member Beard, seconded by Council Member Phan that:

A contract be awarded to the lowest responsible bidder, CJ Concrete Construction, Inc., in the amount of \$450,000 for the first year, and four options years at \$450,000 per year, for on-call concrete construction; 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 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

MEDICAL MARIJUANA REGULATIONS AND RELATED MATTERS (F: 115.A-15.2015)

Following staff's presentation and discussion by the City Council no action was taken.

COMMUNITY EVENT SPONSORSHIP POLICY (F: 127.1)

Following staff's presentation and discussion by the City Council, no action was taken.

CONTRACT WITH KATO LANDSCAPE, INC., FOR PROJECT NO. 7279 – IRRIGATION INSTALLATION ON MAGNOLIA STREET, GARDEN GROVE (F: 92.PROJ.7279)

Following staff's presentation, it was moved by Council Member Phan, seconded by Council Member Jones that:

A contract be awarded to Kato Landscape, Inc., in the amount of \$374,510, for Project No. 7279 – Irrigation Installation on Magnolia Street, Garden Grove; and

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

The motion carried by a 5-0 vote as follows:

Ayes: (5) Beard, Bui, Nguyen, Jones, Phan
Noes: (0) None

ABATEMENT ACTION FOR THE LOTUS PLAZA PROJECT (GALLERIA PROJECT) 10080 AND 10189 GARDEN GROVE BOULEVARD, GARDEN GROVE (F: 20.GPA-2-05(A))

This matter was considered earlier in the meeting.

DISCUSSION REGARDING BUDGET STUDY SESSION ON JUNE 8, 2016, AS REQUESTED BY CITY MANAGER STILES (F: 34.1)

RECESS

At 10:26 p.m., Mayor Nguyen recessed the meeting.

RECONVENE

At 10:29 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

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

Council Member Beard reported on the International Conference of Shopping Centers (ICSC) that he recently attended in Las Vegas.

Council Member Jones recollected his experience at past ICSC's and the benefits that the City has gained from its participation.

Council Member Phan announced the Strawberry Festival being held this weekend; and expressed his appreciation for Veterans with the upcoming Memorial Day.

City Manager Stiles reported on the International Conference of Shopping Centers (ICSC) that he recently attended in Las Vegas.

ADJOURN TO CLOSED SESSION

At 10:38 p.m. Mayor Nguyen 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
Pursuant to Government Code Section 54956.9(d)(4)
Initiation of Litigation: Five potential cases

ADJOURNMENT OF CLOSED SESSION

At 11:20 p.m., Mayor Nguyen adjourned the Closed Session.

CLOSED SESSION REPORT

Acting City Attorney Sandoval announced that the City Council unanimously authorized litigation on two cases.

ADJOURNMENT

At 11:21 p.m., Mayor Nguyen adjourned the meeting in memory of Admin David and Jerry McCloskey. The next City Council Meeting will be held on Tuesday, June 14, 2016, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Kathleen Bailor, CMC
City Clerk