

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, August 8, 2023

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

CONVENE MEETING

At 6:35 p.m., Mayor Jones convened the meeting in the Council Chamber.

ROLL CALL      PRESENT:      (7)      Council Members O’Neill, Tran, DoVinh,  
Klopfenstein, Nguyen, Mayor Pro Tem  
Brietigam, Mayor Jones

ABSENT:      (0)      None

INVOCATION

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

COMMUNITY SPOTLIGHT IN RECOGNITION OF SERENA DOAN TRANG NGUYEN, CEO  
OF DTN.TECH FOR BEING SELECTED BY THE U.S. SMALL BUSINESS  
ADMINISTRATION’S ORANGE COUNTY/INLAND EMPIRE DISTRICT OFFICE AS THE  
2023 SMALL BUSINESS WEEK DISTRICT’S WOMAN OWNED BUSINESS

DROWNING PREVENTION PRESENTATION FROM ORANGE COUNTY FIRE AUTHORITY  
DIVISION CHIEF COVEY (F: 61.1A)

ORAL COMMUNICATIONS

Speakers: Rubi Garcia, Maryam Dallawar, Cecilia Frankenfeld, Leeza Bondarchuk,  
Lexi Hernandez, Youssef Kaddeche, Alejandra Sobrera, Kyler Chin, Ayn  
Craciun, Tomas Castro, Manuel Pineda, Nicholas Dibs.

Written Communications: Maryam Dallawar, Tristan Miller, Linda Kraemer

RECESS

At 7:25 p.m. Mayor Jones recessed the meeting.

RECONVENE

At 7:32 p.m., Mayor Jones reconvened the meeting with all Council Members present.

CONSIDERATION AND APPROVAL TO SUBMIT A RESPONSE TO THE GRAND JURY REPORT, "WELCOME TO THE NEIGHBORHOOD" ARE CITIES RESPONSIBLY MANAGING THE INTEGRATION OF GROUP HOMES? (F: 23.1)

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

The response letter be approved and submittal to the Orange County Grand Jury, be authorized.

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

Ayes: (7) O'Neill, Tran, DoVinh, Klopfenstein, Nguyen,  
Brietigam, Jones  
Noes: (0) None

ACCEPTANCE OF CITY PROJECT NO. CP-1292000 FOR TRAFFIC SIGNAL INSTALLATION AND MODIFICATIONS AT VARIOUS LOCATIONS – FY 2021-22 AS COMPLETE (F: 100.PROJ.CP-1292000)

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

Project No. CP-1292000 Traffic Signal Installation and Modifications at Various Locations Fiscal Year 2021-22, be accepted as complete;

The City Manager be authorized to execute the Notice of Completion of Public Improvement and Work; and

The Finance Director be authorized to release the retention payment when appropriate to do so.

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

Ayes: (7) O'Neill, Tran, DoVinh, Klopfenstein, Nguyen,  
Brietigam, Jones  
Noes: (0) None

APPROVAL OF A COOPERATIVE AGREEMENT WITH THE CITY OF STANTON FOR THE FY 2023/24 CITYWIDE STREET RESURFACING PROJECT (F: 100.PROJ.CP1380000)

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

The Cooperative Agreement with the City of Stanton for the Fiscal Year 2023/24 Citywide Street Resurfacing Project (CP-1380000), be approved; and

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

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

Ayes: (7) O'Neill, Tran, DoVinh, Klopfenstein, Nguyen,  
Brietigam, Jones  
Noes: (0) None

APPROVAL OF AN AGREEMENT WITH PERFORMA-LABS TO PROVIDE SUBSCRIPTION-BASED TRAINING COURSE SOFTWARE FOR THE POLICE DEPARTMENT (F: 55-Performa-Labs)

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

An agreement with Performa-Labs for subscription-based training courses in the amount of \$94,600 per year, be approved;

The City Manager be authorized to execute the agreement, and make minor modifications as appropriate thereto; and

The City Manager be authorized to execute future amendments to the contract, including the authorization to enter into options years, provided sufficient funds are available.

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

Ayes: (7) O'Neill, Tran, DoVinh, Klopfenstein, Nguyen,  
Brietigam, Jones  
Noes: (0) None

AWARD A THREE (3) YEAR CONTRACT TO W.M. CURBSIDE, LLC, FOR THE USED MOTOR OIL RECYCLING COLLECTION PROGRAM (F: 55-W.M. Curbside, LLC)

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

A contract for RFP No. S-1310 be awarded to W.M. Curbside, LLC, to administer the Used Motor Oil Recycling Collection Program, in the fixed amount of \$150,000 for the first three-year term, with an option to extend the contract for an additional three (3) years with each option year executed one (1) year at a time in the not-to-exceed amount of \$50,000; and

The City Manager be authorized to execute the contract on behalf of the City, make minor modifications as appropriate thereto, and approve each option year.

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

Ayes: (7) O'Neill, Tran, DoVinh, Klopfenstein, Nguyen,  
Brietigam, Jones  
Noes: (0) None

AUTHORIZE ISSUANCE OF PURCHASE ORDERS TO ECONOLITE CONTROL PRODUCTS AND JTB SUPPLY COMPANY, INC., FOR FISCAL YEAR 2023-24 TRAFFIC CONTROL OPERATIONS

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

Bidding be dispensed pursuant to Garden Grove Municipal Code 2.50.060(G);

The Finance Director be authorized to issue a purchase order to Econolite Control Products in the amount not to exceed \$75,000 to purchase Econolite controllers; and

The Finance Director be authorized to issue a purchase order to JTB Supply Company, Inc., in the amount not to exceed \$125,000 to purchase traffic control products.

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

Ayes: (7) O'Neill, Tran, DoVinh, Klopfenstein, Nguyen,  
Brietigam, Jones  
Noes: (0) None

WARRANTS

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

Demands covered by EFT numbers 00023936 through 00024580 and check numbers 00185390 through 00185417 inclusive as listed and have been verified by the Finance Division as properly issued and bear all proper signatures, be received and filed; and

Demands covered by EFT numbers 00024581 through 00025231 and check numbers 00185418 through 00185450 inclusive as listed and have been verified by the Finance Division as properly issued and bear all proper signatures, be received and filed; and

Demands covered by EFT numbers 00025232 through 00025887 and check numbers 00185451 through 00185476 inclusive as listed and have been verified by the Finance Division as properly issued and bear all proper signatures, be received and filed; and

Demands covered by EFT numbers 00025888 through 00026551 and check numbers 00185477 through 00185497 inclusive as listed and have been verified by the Finance Division as properly issued and bear all proper signatures, be received and filed.

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

Ayes: (7) O'Neill, Tran, DoVinh, Klopfenstein, Nguyen,  
Brietigam, Jones  
Noes: (0) None

APPOINTMENTS TO THE PARKS, RECREATION AND ARTS COMMISSION AND TRAFFIC COMMISSION TO FILL VACANCIES (CONTINUED FROM THE JULY 25, 2023, CITY COUNCIL MEETING.) (F: 122.10A)

Following the introduction to appoint to the Parks, Recreation and Arts Commission, it was moved by Council Member Nguyen, seconded by Council Member Klopfenstein that:

Ariana Arestegui be appointed to the Parks, Recreation and Arts Commission.

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

Ayes: (7) O'Neill, Tran, DoVinh, Klopfenstein, Nguyen,  
Brietigam, Jones  
Noes: (0) None

Following the introduction to appoint to the Traffic Commission, it was moved by Mayor Pro Tem Brietigam, seconded by Council Member Tran that:

James Webb be appointed to the Traffic Commission.

Council Member Nguyen stated that she was not in support of the appointment; and Council Member DoVinh stated that he would abstain from voting.

The motion carried by a 5-1-1 vote as follows:

Ayes: (5) O'Neill, Tran, Klopfenstein, Brietigam, Jones  
Noes: (1) Nguyen  
Abstain: (1) DoVinh

APPOINTMENT OF A CITY COUNCIL MEMBER TO THE ORANGE COUNTY SANITATION DISTRICT (CONTINUED FROM THE JULY 25, 2023, CITY COUNCIL MEETING.)

(F: 122.1)

Following the introduction, it was moved by Council Member O'Neill, seconded by Council Member DoVinh that:

Council Member Klopfenstein be appointed to the Orange County Sanitation District to complete Mayor Jones' term.

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

Ayes: (7) O'Neill, Tran, DoVinh, Klopfenstein, Nguyen, Brietigam, Jones  
Noes: (0) None

APPROVAL OF THE APPROPRIATION OF ASSET FORFEITURE FUNDS FOR ALLOCATION TO THE FISCAL YEAR 2023-24 POLICE DEPARTMENT BUDGET

(F: 34.1.FY2023-24) (XR: 82.1)

Following staff introduction, it was moved by Mayor Pro Tem Brietigam, seconded by Council Member Klopfenstein that:

Asset Forfeiture funds be appropriated in the amount of \$250,000, and those funds be allocated to the Fiscal Year 2023-24 Police Department budget.

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

Ayes: (7) O'Neill, Tran, DoVinh, Klopfenstein, Nguyen, Brietigam, Jones  
Noes: (0) None

APPROVAL OF A PURCHASE AND SALE AGREEMENT WITH LT PROPERTIES, LP FOR THE PURCHASE OF PROPERTY LOCATED AT 12966 EUCLID STREET

(F: 55-LT Properties, LP) (XR: 84.1)

Following staff introduction and City Council discussion with Mayor Pro Tem Brietigam expressing concern that a full report of the condition of the building was not provided, and that while he supports expanding the Civic Center and acquiring the property, he is concerned that without a full report of the condition, the costs for improvements are unknown.

Following staff's explanation that any due diligence issues would be brought back to the City Council, it was moved by Mayor Jones, and seconded by Council Member O'Neill that:

The acquisition of the property be exempt from CEQA pursuant to CEQA Guidelines 15301 and 15061(b)(3);

The Purchase and Sale Agreement with LT Properties, LP for the acquisition of 12966 Euclid Street by the City for an amount of \$12,189,000, plus related closing costs shall be appropriated for the acquisition of the property;

The City Manager be authorized to execute the Agreement on behalf of the City, and make minor modifications thereto as needed; and

Additional appropriation in the General Fund in the amount of \$12,189,000 plus related closing costs for the acquisition of the property, be approved.

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

Ayes: (6) O'Neill, Tran, DoVinh, Klopfenstein, Nguyen, Jones  
Noes: (1) Brietigam

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

Mayor Pro Tem Brietigam commented on the tremendous amount of work to overcome what he named an institutional failure demonstrated by the lengthy amount of time for the building permitting process. He gave kudos to the Building Division staff for resolving this issue for the community by shortening the permitting process by shortening the time for follow-up inspections to three days.

Council Member O'Neill, referencing Chief Covey's presentation on drowning prevention, encouraged residents with pools to fence-in their pools, get pool covers, and lock any rear door access to pool areas. He also encouraged residents to either check batteries on carbon monoxide and smoke detectors in their homes or to have them installed.

Council Member Tran stated she attended the ribbon cutting ceremony at Los Amigos High School for their newly installed Track and Field; and she and Council Member O'Neill also attended the ribbon cutting ceremony at Rancho Alamitos High School for their newly installed athletic facility. She also visited Thomas House Family Shelter and was pleased to be greeted with friendliness, and she noted the school packet that is provided to the kids who are staying at the temporary shelter. She commented on the Children's Expo with Senator Janet Nguyen and hosted by the Boys and Girls Clubs of Anaheim-Cypress along with volunteers and partner organizations that gave away 600 backpacks. She intends on donating backpacks to the Boys and Girls Clubs of Garden Grove and invited her colleagues to join her in this effort, noting that

Council Member Klopfenstein will be joining her in donating backpacks. She stated that she toured the Garden Grove Historical Society and was approached by the docents about using the La France Fire Engine in the Strawberry Festival parade. She praised the Garden Grove Police Department and the Orange County Fire Authority on the National Night Out event, and expressed her enthusiasm for the CPR training for kids at the event. Lastly, she noted that she was able to encourage two businesses in her district to become Chamber of Commerce Members: Lucky Seafood Supermarket with plans for their grand opening on Saturday, August 12, 2023; and the Uni Japanese Restaurant expecting to have a grand opening soon.

Council Member DoVinh praised Building Official, David Dent, for speeding up the building inspection program, and noted that several key staff members in the Building Division have left due to retirement and finding other jobs. He welcomed Community Development Director Niki Wetzel, and stated we will be counting on her to oversee many of the City's projects. He expressed he is in favor of internal promotions, as he does not want anyone to feel passed over. He also noted that at the last meeting, the City Council adopted Resolutions for increases to salaries. He noted that Mayor Pro Tem Brietigam was a guest on his show, and he encouraged donations for the Strawberry Zest Art piece facilitated by the Mayor Pro Tem soon to be installed. He stated that he will be having more guests appear on his show including Mr. Tam Nguyen with Be Well OC, which is another way to reach out to the community to make them aware of how Be Well OC is helping. He noted that Garden Grove Police Department Sergeant Jeff Brown and the Special Resource Team (SRT) has been very helpful to the community. He commented on the good feedback from the numerous businesses he patronizes on the effectiveness of the SRT. For non-emergency police services, he encouraged residents and businesses to call 714-741-5704. He gave a shout out to a new business coming to Garden Grove, La Pearl Dental, on Garden Grove Boulevard. La Pearl Dental will be inviting all of City Council to their ribbon cutting.

Council Member Klopfenstein sadly announced losing a valued member of the Garden Grove family and she offered her deepest condolences to Corporal Han Cho's family, his Garden Grove Police Department family, and his friends. It is a very dark day for the City and her prayers are with his family.

Mayor Jones congratulated Council Member Kim Nguyen and her partner David Penaloza on their very happy news. Prior to the meeting, everyone had an opportunity to vote on whether Kim and David will be having a little baby boy or a sweet baby girl. The results have been tabulated and most of everyone voted that Kim and David are having a sweet baby girl.

Council Member Nguyen happily announced that she and David will be having a sweet baby girl due in January! History for Garden Grove as this will be the first baby at the dais.



City Manager Kim congratulated both Council Member Nguyen and David Penaloza; and on a sad note, she offered condolences to Corporal Han Cho's family, friends, and colleagues. Corporal Cho was a 28 year veteran with the Garden Grove Police Department, who served the community with loyalty and dedication.

ADJOURNMENT

At 8:19 p.m., Mayor Jones adjourned the meeting. The next Regular City Council Meeting will be held on Tuesday, August 22, 2023, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy  
City Clerk