

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, November 9, 2021

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

CONVENE MEETING

At 6:33 p.m., Mayor Jones convened the meeting.

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

ABSENT:      (1)      Council Member Bui

INVOCATION

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

City Manager Scott Stiles announced that Item 4.a. titled, "Consideration of a Resolution affirming that the current City Council Districts continue to be substantially equal in population based on the 2020 Census and the District Map shall remain the same," would be pulled from the agenda; no City Council action would be taken on the matter.

ORAL COMMUNICATIONS

Speakers: Nicholas Dibbs, Tom Raber

RECESS

At 6:44 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 6:45 p.m., Mayor Jones reconvened the meeting with all Council Members present.

ORAL COMMUNICATIONS (continued)

Speakers: Kay Kearney, Vincent Tran, Kristina Nguyen, Allison Vo, Nina Tran, Joy Nguyen, Lisa Nguyen, Cynthia Valencia, Ariana Arestegui, Rich Gomez, Maureen Blackmun

RECESS

At 6:35 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 7:11 p.m., Mayor Jones reconvened the meeting with all Council Members present.

ADOPTION OF A RESOLUTION APPROVING THE SUBMITTAL OF AN APPLICATION TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR THE ENGINEERING PHASE OF THE HARBOR/GARDEN GROVE INTERSECTION IMPROVEMENT PROJECT  
(F: 24.13) (XR: 36.1)

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

Resolution No. 9712-21 entitled: A Resolution of the City Council of the City of Garden Grove approving the submittal of the Harbor/Garden Grove Intersection Improvement Project, Engineering Phase application to the Orange County Transportation Authority for funding under the Comprehensive Transportation Program, be adopted.

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

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

APPROVAL TO EXTEND LEASE AGREEMENT WITH CREDIT UNION OF SOUTHERN CALIFORNIA FOR PROPERTY LOCATED AT 11390 STANFORD, GARDEN GROVE  
(F: 55-CREDIT UNION OF SOUTHERN CALIFORNIA)

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

The Fifth Amendment to the Lease with Credit Union of Southern California extending the lease of 11390 Stanford Avenue for one year, be approved; and

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

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

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

REVIEW OF THE AUTOMATIC PASS-THROUGH WATER RATE INCREASE  
(F:112.1)

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

The Water Commodity Adjustment Calculation regarding the automatic pass-through adjustment to the Commodity Delivery Charges effective January 1, 2022, be reviewed.

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

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

APPROVAL OF OUT-OF-STATE TRAVEL TO ATTEND THE 2021 INNOVATING COMMERCE SERVING COMMUNITIES (ICSC) CONVENTION, PREVIOUSLY KNOWN AS THE INTERNATIONAL COUNCIL OF SHOPPING CENTERS AT THE LAS VEGAS CONVENTION CENTER FROM DECEMBER 6, THROUGH DECEMBER 7, 2021  
(F: 46.1)(XR: A-78.1)

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

Out-of-state travel for up to three Council Members and four staff to attend the International Council of Shopping Centers (ICSC) - Here, We Go. 2021 convention at the Las Vegas Convention Center Monday, December 6, 2021 through Tuesday, December 7, 2021, be approved.

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

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

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER FOR THREE NEW POLICE  
DEPARTMENT VEHICLES TO NATIONAL AUTO FLEET GROUP

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

The Finance Director be authorized to issue a purchase order in the amount of \$85,660.88 to National Auto Fleet Group for the purchase of three (3) new Police Department Administration Vehicles.

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

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

AUTHORIZE THE ISSUANCE OF AN INCREASE TO THE PURCHASE ORDER WITH  
GRAINGER FOR HARDWARE SUPPLIES

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

The Finance Director be authorized to increase the blanket purchase order with Grainger for an additional \$100,000 for the purchase of materials and supplies; and

Authorize to extend purchase order terms for any future extensions should the SourceWell contract be amended.

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

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

RECEIVE AND FILE MINUTES FROM THE MEETING HELD ON OCTOBER 26, 2021  
(F: Vault)

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

The Minutes from the meetings held on October 26, 2021, be received and filed.

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

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

#### WARRANTS

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

Demands covered by Wire numbers 00000727 through 00000732, EFT numbers 00014941 through 00014962, and check numbers 00673806 through 00673875 inclusive as listed on this register and have been verified by the Finance Division as properly issued and bear all proper signatures;

Demands covered by Wire numbers 00000733 through 00000742, EFT numbers 00014963 through 00014976, and check numbers 00673876 through 00673985 inclusive as listed on this register and have been verified by the Finance Division as properly issued and bear all proper signatures;

Demands covered by Wire numbers 00000743 through 00000748, EFT numbers 00014977 through 00014994, and check numbers 00673986 through 00674079 inclusive as listed on this register and have been verified by the Finance Division as properly issued and bear all proper signatures;

Demands covered by Wire numbers 00000749 through 000000758, EFT Numbers 00014995 through 00015014, and check numbers 00674080 through 00674167 inclusive as listed on this register and have been verified by the Finance Division as properly issued and bear all proper signatures;

Demands covered by EFT numbers 00015015 through 00015980, and check numbers 00674168 through 00674371 inclusive as listed on this register and have been verified by the Finance Division as properly issued and bear all proper signatures; and

Payroll Checks 184732 through 184750; Direct Deposits D387835 through D4662102921; and Wires W2850 through W2853 have been audited for accuracy and have been verified by the Finance Director for payment, be received and filed.

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

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

APPROVAL TO WAIVE FULL READING OF ORDINANCES LISTED

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

Full reading of ordinance listed be waived.

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

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

PUBLIC HEARING - ADOPTION OF RESOLUTIONS TO CERTIFY THE ENVIRONMENTAL IMPACT REPORT FOR THE PROPOSED GENERAL PLAN UPDATE WITH ZONING AMENDMENTS, A MITIGATION MONITORING AND REPORTING PROGRAM, A STATEMENT OF OVERRIDING CONSIDERATIONS, AND TO APPROVE GENERAL PLAN AMENDMENT NO. GPA-003-2021; AND INTRODUCTION AND FIRST READING OF AN ORDINANCE APPROVING AMENDMENT NO. A-031-2021  
(F:20.GPA-003-2021)(XR: 115.A-031-2021)(XR: H-20.1)

*(As approved earlier in the meeting, it was moved by Council Member D. Nguyen, seconded by Council Member Klopfenstein, and approved by a 6-0-1 vote, that full reading of ordinances listed be waived.)*

Following staff introduction and presentation by Laura Stetson and Jose Rodriguez of MIG, Inc., Mayor Jones declared the public hearing open and asked if anyone wished to address the City Council on the matter.

Speakers: Nicholas Dibbs

There being no further response from the audience, Mayor Jones closed the public hearing.

Council Member Brietigam commended staff for their extensive work and community outreach efforts. He expressed concerns with density allocation and impacts, but warned that not approving a General Plan Update could create serious repercussions for the City.

Mayor Pro Tem K. Nguyen noted various typographical errors throughout the reports and requested they be corrected. She expressed concern on equitability noting that East Garden Grove has been allocated the highest density increases. She noted that a Climate Protection Action Plan, an Inclusionary Housing Ordinance, open space requirements for future developments, child care accessibility, and local hire initiative, are issues of primary concern. She further stated that in order for her to support the General Plan Update, she requests that an Inclusionary Housing Ordinance be included, that the Industrial Mixed Use Zone in West Garden Grove be adjusted from 60 dwelling units per acre to 70 dwelling units per acre, and lastly that a Climate Protection Action Plan be included.

Council Member Klopfenstein commended staff for their work and expressed concern with state mandates and increased density impacts; however, she expressed that density increases can be achieved successfully through proper parameters, creativity and mindfulness of future projects.

Council Member D. Nguyen highlighted the topic of open space and the need to think outside the box for solutions. Additionally, she also expressed concern on the impacts of increased density like public safety issues, pollution, child care and schools, among other issues. Lastly, she committed to work with City Council to see what can be done better; they all care for their City.

Mayor Jones highlighted the importance of approving a General Plan Update that provisions for the state mandated RHNA allocation of 19,000 new housing units. Additionally, on the subject of Environmental Justice, Mayor Jones highlighted that the City currently has open space requirements for new developments, as well as development impact fees, and park and school fees that are generated to address the service needs for those new units. He also noted the possibility of collaborating with the school district for repositioning and use of their open spaces by updating with amenities, or providing maintenance support of those open spaces. He commended staff for the extensive work and efforts. He urged the City Council to approve the General Plan Update and moved to approve, and was seconded by Council Member O'Neill.

Mayor Pro Tem K. Nguyen requested clarification on the impacts of adjusting the number of units from 60 to 70 units per acre in the Industrial Mixed Use Zone in West Garden Grove.

In response to Mayor Pro Tem K. Nguyen's inquiry, Jose Rodriguez of MIG, Inc. explained that the increase in units will change the land use in the General Plan and the zoning. It could affect the Environmental Impact Report that has already analyzed the number of housing units. Any changes in number of units raises the possibility for the Environmental Impact Report to be reanalyzed and resubmitted; an action he cautioned should be avoided.

Mayor Pro Tem K. Nguyen also inquired why an Inclusionary Housing Ordinance was not included, as well as a time frame for when a Climate Protection Action Plan would be created.

Staff shared that an Economic Feasibility Study would be necessary to determine whether an Inclusionary Housing Ordinance program would work for the City of Garden Grove; however, timing and cost is a factor, but this program was included in the Plan for it to be considered in the next four years. As for the time required to create of a Climate Protection Action Plan, staff shared that a one-year time frame to create a plan would be difficult, but that a three-year time frame is more reasonable.

Following further City Council comments, Mayor Pro Tem K. Nguyen introduced a substitute motion, seconded by Council Member D. Nguyen that:

Resolution No. 9713-21 entitled: A Resolution of the City Council of the City of Garden Grove approving General Plan Amendment No. GPA-003-2021 to update the Housing Element, the Land Use Element, and the Safety Element, and to adopt an Environmental Justice Element, be adopted;

Resolution No. 9714-21 entitled: A Resolution of the City Council of the City of Garden Grove adopting a Mitigation Monitoring and Reporting Program, adopting a Statement of Overriding Considerations, and certifying the Environmental Impact Report for the proposed focused General Plan Update and Zoning Amendments contemplated under (i) General Plan Amendment No. GPA-003-2021, to update the Housing Element, the Land Use Element, and the Safety Element, and to adopt an Environmental Justice Element; and (ii) Amendment No. A-031-2021 to make text and Map Amendments to Title 9 of the Garden Grove Municipal Code and to the Zoning Map to implement the Housing Element and Land Use Element Updates, be adopted;

Ordinance No. 2925 entitled: An Ordinance of the City Council of the City of Garden Grove approving Zoning Amendment No. A-031-2021 making focused Amendments to Title 9 of the Garden Grove Municipal Code and the Zoning Map to implement the General Plan Housing Element and Land Use Element Updates by increasing the maximum permitted residential density in mixed use zones, implementing a mixed-use overlay zone allowing residential and mixed-use development on specified parcels, and rezoning specified parcels to allow multiple-family residential uses, be passed to a second reading;

All typographical errors be corrected; and

A status update for consideration of an Inclusionary Housing Ordinance and Climate Protection Action Plan be provided with the Annual Housing Element Progress Report.

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



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

CONSIDERATION OF A RESOLUTION AFFIRMING THAT THE CURRENT CITY COUNCIL DISTRICTS CONTINUE TO BE SUBSTANTIALLY EQUAL IN POPULATION BASED ON THE 2020 CENSUS AND THE DISTRICT MAP SHALL REMAIN THE SAME

This matter was pulled from the agenda earlier in the meeting.

APPROVAL OF THE EXTENSION OF THE AGREEMENT WITH REDFLEX TRAFFIC SYSTEMS INC., FOR TRAFFIC PHOTO ENFORCEMENT  
(F: 55-REDFLEX TRAFFIC, INC.)

Following staff introduction and City Council comments, it was moved by Council Member Klopfenstein, seconded by Mayor Pro Tem K. Nguyen that:

The amendment to the agreement with Redflex Traffic Systems, Inc. extending the existing agreement an additional three (3) years with two (2) one-year extensions, be approved; and

The City Manager be authorized to execute the amendment extending the agreement with Redflex Traffic Systems, Inc., and to exercise the two (2) one-year extensions.

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

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

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER FOR NEW PLAYGROUND EQUIPMENT FOR GARDEN GROVE PARK TO INNOVATIVE PLAYGROUNDS COMPANY, INC.

Following staff introduction and City Council comments, it was moved by Council Member Klopfenstein, seconded by Mayor Pro Tem K. Nguyen that:

The Finance Director be authorized to issue a purchase order for Innovative Playground Company, Inc., in the amount of \$261,002.46, for the purchase of new playground equipment at Garden Grove Park.

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

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

ADOPTION OF A RESOLUTION APPROVING THE SUBMITTAL OF AN APPLICATION TO  
THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR THE GARDEN GROVE  
BOULEVARD REHABILITATION PROJECT  
(F: 24.13) (XR: 36.11)

Following staff introduction and City Council comments, it was moved by Mayor Pro Tem K. Nguyen, seconded by Council Member Klopfenstein that:

Resolution No. 9715-21 entitled: A Resolution of the City Council of the City of Garden Grove certifying the authorized project submittal for Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (CRRSAA) funding through the Orange County Transportation Authority 2021 Pavement Management Relief Funding Program, be adopted.

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

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

ADOPTION OF A RESOLUTION APPROVING THE SUBMITTAL OF THE EUCLID STREET  
TRAFFIC SIGNAL SYNCHRONIZATION IMPROVEMENT PROJECT TO THE ORANGE  
COUNTY TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE  
COMPREHENSIVE TRANSPORTATION FUNDING PROGRAM (F: 100.3) (XR: 36.11)

Following staff introduction and City Council comments, it was moved by Council Member Klopfenstein, seconded by Mayor Pro Tem K. Nguyen that:

Resolution No. 9716-21 entitled: A Resolution of the City Council of the City of Garden Grove approving the submittal of Euclid Street Traffic Signal Synchronization Improvement Project to the Orange County Transportation Authority for funding under the competitive Measure M2 Regional Traffic Signal Synchronization Program, be adopted.

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

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

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

Council Member Brietigam commended Kay Kearney and Garden Grove Elks for the successful Veterans Day event. He invited the public to attend the Jingle Jam event, hosted by Team Tackney, to be held at Eastgate Park on December 10, 2021. Additionally, he mentioned the Garden Grove Holiday Drive which is underway now through December 10, 2021. The public can drop off toys at several locations, including City Hall. These toys are for local children in need. For more information, the public can call (714) 741-5200. Lastly, he expressed frustration with the issue of congestion created by the 22 Freeway (eastbound exit) at Euclid and Trask and unsynchronized traffic signals at same intersection. He asks that city staff resolve this issue and synchronize the traffic signal on Trask to allow for better traffic flow.

Council Member O'Neill recognized and thanked all veterans; they have given their lives to service to our country. Many of his relatives have served in the military and he does not take this holiday lightly. He encouraged the public to thank and honor a veteran.

Council Member D. Nguyen thanked veterans for their service, noting her relatives, friends, and community members who have served and wanted to thank all veterans. She also wished Council Member O'Neill a happy birthday.

Council Member Klopfenstein shared that it was an honor to participate in the Veterans Day event held at the Garden Grove Elks Lodge this past weekend. She also shared that Coastline Community College, which has a campus in Garden Grove, has a great Veterans Resource Center; veterans can visit the resource page at the [www.coastline.edu](http://www.coastline.edu) website. Lastly, she thanked all the veterans in Garden Grove and all over the United States.

Council Member K. Nguyen thanked staff for their work on the 2<sup>nd</sup> Annual Veterans Day event to be held on Friday, November 11, 2021, at 8:00 a.m. This event will be held in conjunction with Congressman Lou Correa's office, and includes a pinning ceremony for Vietnam War veterans and certificates to Garden Grove employees who are veterans. Additionally, a certificate will also be presented to Council Member Brietigam. She invited the public to attend and thanked all veterans for their sacrifices that they have made, and she looks forward to continuing and expanding this event in Garden Grove. Lastly, she wished Council Member O'Neill a happy birthday.

Mayor Jones noted the timing of the next scheduled City Council meeting date being two days before the Thanksgiving holiday and inquired about cancelling the meeting.

City Manager Scott Stiles responded that there were no pressing items on the upcoming agenda and, if no objections from City Council, these items could be deferred to the December 14, 2021 City Council meeting. He also shared information on the Buy in Garden Grove (BIGG) campaign effective from November 26, 2021 through December 16, 2021. For every fifty dollars spent in Garden Grove, shoppers have an opportunity to win money and other prizes by submitting their receipts to the Chamber of Commerce by December 16, 2021.

Mayor Jones thanked everyone for collaborative efforts and productive discussions at tonight's meeting.

Council Member Brietigam shared information on the first Community Cleanup Day event where residents can drop off bulky items, on November 13, 2021 at the Eastgate Plaza Shopping Center West Alley behind the Tibor Rubin Library. He also shared with the public that these events are on a rotation basis and will occur in the other council districts as well.

At 9:49 p.m., Mayor Jones adjourned the meeting. The next Regular City Council Meeting will be on Tuesday, November 23, 2021, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Lizabeth Vasquez  
Deputy City Clerk