

Mayor Nguyen commended Brian Lau on his proposal to provide recycling bins throughout the city, and the information he provided will be given to the Public Works Director for further review.

RECESS

At 8:15 p.m., Mayor Nguyen recessed the meeting.

RECONVENE

At 8:25 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

ORAL COMMUNICATIONS CONTINUED

RECESS

At 8:27 p.m., Mayor Nguyen recessed the meeting.

RECONVENE

At 8:29 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

ADOPTION OF A RESOLUTION AUTHORIZING THE APPLICATION FOR GRANT FUNDING FROM THE 2016 BICYCLE CORRIDOR IMPROVEMENT (BCIP) PROGRAM (F: 57.11)

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

Resolution No. 9366-16 entitled A Resolution of the City Council of the City of Garden Grove authorizing application for funds for the Bicycle Corridor Improvement Program funded with Congestion Mitigation and Air Quality Improvement Program funding under the Moving Ahead for Progress in the 21st Century and Fixing Americas Surface Transportation Federal Transportation Act for City of Garden Grove Bicycle Corridor Improvements, be adopted.

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

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

ADOPTION OF RESOLUTIONS FOR THE NOVEMBER 8, 2016, GENERAL MUNICIPAL ELECTION (F: 58.2)

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

Resolution No. 9367-16 entitled A Resolution of the City Council of the City of Garden Grove, California, calling for the holding of a General Municipal Election to be held on Tuesday, November 8, 2016, for the election of certain officers as required by the provisions of the laws of the State of California relating to General Law Cities, be adopted;

Resolution No. 9368-16 entitled A Resolution of the City Council of the City of Garden Grove, California, requesting the Board of Supervisors of the County of Orange to consolidate a General Municipal Election to be held on Tuesday, November 8, 2016, with the Statewide General Election to be held on the date pursuant to Section 10403 of the Elections Code, be adopted; and

Resolution No. 9369-16 entitled A Resolution of the City Council of the City of Garden Grove, California, adopting regulations for candidates for elective office pertaining to Candidates Statements submitted to the voters at an election to be held on Tuesday, November 8, 2016, be adopted.

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

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

ACCEPTANCE OF COMPLETION FOR PROJECT NO. 7246-HARBOR BOULEVARD IMPROVEMENTS FROM GARDEN GROVE BOULEVARD TO CHAPMAN AVENUE, PHASES IIA AND IIB (F: 96.proj.7246)

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

Project No. 7246 – Harbor Boulevard Improvements from Garden Grove Boulevard to Chapman Avenue, Phases IIA, and IIB, be accepted as complete;

Authorize the City Manager to execute the Notice of Completion of Public Improvement and Work; and

Authorize the Finance Director to release the retention payment when appropriate to do so.

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

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

ACCEPTANCE OF COMPLETION FOR PROJECT NO. 7651 - GARDEN GROVE COMMUNITY MEETING CENTER REMODEL (F: 55-Interlog Construction)

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

Project No. 7651 - Garden Grove Community Meeting Center Remodel be accepted as complete;

Authorize the City Manager to execute the Notice of Completion; and

Authorize the Finance Director to release the retention payment.

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

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

ACCEPTANCE OF COMPLETION FOR PROJECT NO. S-1157 REPLACEMENT OF 103 WATER GATE VALVES (F: 55-West Coast Backhoe Services, Inc.)

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

Project No. S-1157 - Replacement of 103 Water Gate Valves be accepted as complete;

Authorize the City Manager to execute the Notice of Completion; and

Authorize the Finance Director to release the retention payment when appropriate to do so.

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

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

APPROVAL OF AN AGREEMENT WITH CALIFORNIA FORENSIC PHLEBOTOMY, INC., FOR BLOOD SAMPLE COLLECTION SERVICES (F: 55-California Forensic Phlebotomy, Inc.)

Council Member Phan requested this item be considered separately from the Consent Calendar.

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO DEERE AND COMPANY FOR ONE (1) NEW FLAIL MOWER (F: 60.4)

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

Authorize the Finance Director to issue a purchase order in the amount of \$127,251.29 to Deere and Company for the purchase of one (1) new flail mower.

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

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

REJECT ALL BIDS RECEIVED FOR THE WEST HAVEN RESERVOIR REHABILITATION PROJECT NO. 7359 AND AUTHORIZE THE CITY CLERK TO RE-ADVERTISE FOR BIDS AT A FUTURE DATE (F: 112.proj.7359)

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

All bids received for subject project on May 5, 2016 be rejected; and

The City Clerk be authorized to re-advertise Project No. 7359 – West Haven Reservoir Rehabilitation when funding is available.

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

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

ADOPTION OF A RESOLUTION AMENDING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE ORANGE COUNTY EMPLOYEE'S ASSOCIATION, GARDEN GROVE EMPLOYEE'S LEAGUE (F: 78.9A)

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

Resolution No. 9370-16 entitled A Resolution of the City Council of the City of Garden Grove amending the Memorandum of Understanding on Salaries, Wages, and Fringe Benefits for the Term 2015-2017 by and between the Garden Grove Employee's League Chapter of the Orange County Employees' Association and the City of Garden Grove, be adopted; and

Staff be authorized to implement the provisions of the attached resolution amending the League Memorandum of Understanding.

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

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

ADOPTION OF THE RESOLUTION AMENDING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE ORANGE COUNTY EMPLOYEE'S ASSOCIATION, GARDEN GROVE CHAPTER (F: 78.13C)

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

Resolution No. 9371-16 entitled A Resolution of the City Council of the City of Garden Grove amending the Memorandum of Understanding on Salaries, Wages, and Fringe Benefits for the Term 2015-2017 by and between the Garden Grove Chapter of the Orange County Employees' Association and the City of Garden Grove, be adopted; and

Staff be authorized to implement the provisions of the attached resolution amending the Association Memorandum of Understanding.

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

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

APPROVAL OF MEASURE M2 FISCAL YEAR 2016-17 SEVEN-YEAR CAPITAL IMPROVEMENT PROGRAM (CIP); APPROVAL OF AN AMENDMENT TO THE M2 FISCAL YEAR 2014-15 SEVEN-YEAR CIP; AND CERTIFICATION OF MAINTENANCE OF EFFORT REQUIREMENT (F: 23.18C)(XR: 96.proj.7258)

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

The Fiscal Year 2016-17 Measure M2 Seven-Year Capital Improvement Program be approved;

An Amendment to the Fiscal Year 2014-15 Seven-Year Capital Improvement Program for Project No. 7258, Harbor Landscape Improvement Phase II, in the amount of \$99,000, be approved; and

Certify compliance with Orange County Transportation Authority's Maintenance of Effort requirements.

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 Jones, seconded by Council Member Bui that:

The minutes from the April 26, 2016, and May 10, 2016, meetings 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 Jones, seconded by Council Member Bui that:

Regular Warrants 605544 through 605734, 605735 through 606370, and 606371 through 606721; Wire W1577 through W1580, and W1581 through W1590; and Direct Deposits W605734 through W606370; 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 179738 through 179794, and 179795 through 179848; Direct Deposits D294106 through D294783, and D294224 through D295476; and Wires W2238 through W2241, and W2242 through W2245; 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

APPROVAL OF AN AGREEMENT WITH CALIFORNIA FORENSIC PHLEBOTOMY, INC., FOR BLOOD SAMPLE COLLECTION SERVICES (F: 55-California Forensic Phlebotomy, Inc.)

Council Member Phan stated that although he works with California Forensic Phlebotomy, Inc., during the course of his position as Deputy District Attorney, he does not have a financial interest in the company; and therefore, does not have a conflict of interest in voting on this matter.

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

The agreement with California Forensic Phlebotomy, Inc. for blood collection services through June 30, 2017, with an option to extend for an additional four years be approved; and

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

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

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

PUBLIC HEARING - ADOPTION OF RESOLUTIONS FOR THE ANNUAL LEVY OF FISCAL YEAR 2016-17 ASSESSMENTS FOR GARDEN GROVE STREET LIGHTING DISTRICT, GARDEN GROVE STREET LIGHTING DISTRICT NO. 99-1, AND GARDEN GROVE PARK MAINTENANCE DISTRICT (F: 69.2)

Following staff's presentation, Mayor Nguyen declared the Public Hearing for Garden Grove Street Lighting District No. 99-1, City of Garden Grove Street Lighting District, and Garden Grove Park Maintenance District 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.

The City Clerk announced that no protests were received; therefore, there is not a majority protest for any of the three Districts.

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

Resolution No. 9372-16 entitled A Resolution of the City Council of the City of Garden Grove making determinations and confirming the diagram and assessment for 2016-17 Fiscal Year for the City of Garden Grove Street Lighting District No. 99-1, be adopted;

Resolution No. 9373-16 entitled A Resolution of the City Council of the City of Garden Grove making determinations for the City of Garden Grove Park Maintenance District and confirming the diagram and assessment for Fiscal Year 2016-17, be adopted; and

Resolution No. 9374-16 entitled A Resolution of the City Council of the City of Garden Grove making determinations and confirming the diagram and assessment for 2016-17 Fiscal Year for the City of Garden Grove Street Lighting District, be adopted.

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

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

PUBLIC HEARING - ADOPTION OF A RESOLUTION FOR THE ANNUAL LEVY OF FISCAL YEAR 2016-17 ASSESSMENT OF MAIN STREET ASSESSMENT DISTRICT NO. 1 (F: 31.4)

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.

The City Clerk announced that no protests were received; therefore, there is not a majority protest.

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

Resolution No. 9375-16 – A Resolution making determinations and confirming the diagram and assessments in the matter of Main Street Assessment District No. 1, be adopted.

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

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

PUBLIC HEARING - CONSIDERATION OF THE 2015 URBAN WATER MANAGEMENT PLAN (F: 112.10)

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. 9376-16 – A Resolution of the City Council of the City of Garden Grove superseding Resolution Nos. 9046-11, 8681-05, 8857-08 and adopting the

2015 Urban Water Management Plan pursuant to California Water Code Sections 10608 to 10657, be adopted; and

Staff be directed to submit the Plan to the California Department of Water Resources.

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

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

AWARD OF CONTRACT TO R.J. NOBLE COMPANY, FOR PROJECT NO. 7277 - KNOTT STREET REHABILITATION FROM GARDEN GROVE BOULEVARD TO LAMPSON AVENUE, AND FOR PROJECT NO. 7228 VALLEY VIEW STREET FROM SR 22 WESTBOUND OFF-RAMP TO TIFFANY AVENUE
(F: 96.proj.7277)(F: 96.proj.7228)

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

A contract be awarded to R.J. Noble Company, in the amount of \$2,061,972.50, for Project No. 7277 Knott Street Rehabilitation from Garden Grove Boulevard to Lampson Avenue and for Project No. 7228 Valley View Street from SR 22 westbound off-ramp to Tiffany Avenue;

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

The Finance Director be authorized to appropriate \$47,212.50 in General Fund for Fiscal Year 2015-16 for Project 7277 – Knott Street Rehabilitation and to carry over the appropriation into Fiscal Year 2016-17.

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

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

ADOPTION OF A RESOLUTION APPROVING THE GARDEN GROVE TOURISM IMPROVEMENT DISTRICT ADVISORY BOARD'S 2016-2017 ANNUAL REPORT, DECLARATION OF INTENTION TO LEVY ASSESSMENTS FOR FISCAL YEAR 2016-17, AND SETTING A PUBLIC HEARING ON THE PROPOSED ASSESSMENT (F: 32.1)

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

Resolution No. 9377-16 entitled A Resolution of the City Council of the City of Garden Grove approving the Annual Report of the Garden Grove Tourism Improvement District Advisory Board, declaring its intention to levy assessments for Fiscal Year 2016-2017 for the Garden Grove Tourism Improvement District, fixing the time and place of Public Hearing for June 28, 2016, and giving notice thereof, be adopted.

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

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

APPROVAL OF ASSIGNMENT OF GROVE DISTRICT RESORT HOTEL DEVELOPMENT AGREEMENT (SITE C) FROM LAND & DESIGN, INC., TO INVESTEL GARDEN RESORTS, LLC (F: 55-SCG America aka Investel Garden Resorts, LLC) (XR: A-55.368) (XR: A-116.15)

Speakers: Winfred Zhang, Shanghai Construction Group America; Matt Reid, Land & Design, Inc.

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

The assignment of the Grove District Resort Hotel Development agreement from Land & Design, Inc. to Investel Garden Resorts, LLC, pursuant to the Assignment and Assumption agreement be approved;

The City Manager be authorized to execute the Consent of City to Assignment on the City's behalf; and

The City Manager be authorized to amend the Grove District Resort Hotel Development Agreement on behalf of the City as specified in the Letter Agreement.

After additional discussion, Council Member Bui moved a substitute motion to continue this matter to the June 28, 2016, City Council meeting. Mayor Nguyen seconded the motion.

After further discussion, the substitute motion carried by a 5-0 vote as follows:

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

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

At Council Member Phan's request, it was moved by Council Member Phan, seconded by Council Member Jones that:

An action item be placed on the next City Council agenda considering a small vehicle stipend be provided to Council Members starting in the 2017-18 Fiscal Year. (F: 53.1)(XR: 127.3)

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

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

At Council Member Phan's request, it was moved by Council Member Phan, seconded by Council Member Beard that:

An action item be placed on the next City Council agenda considering appointing Acting City Attorney Omar Sandoval to City Attorney. (F: 44.1)

The motion carried by a 4-1 vote as follows:

Ayes: (4) Beard, Bui, Jones, Phan
Noes: (1) Nguyen

Council Member Bui requested that the format of City Council minutes be placed on an upcoming City Council meeting agenda for discussion.

ADJOURNMENT

At 10:04 p.m., Mayor Nguyen adjourned the meeting in honor of those killed and hurt, during the tragic shooting in Orlando, Florida. The next City Council Meeting will be held on Tuesday, June 28, 2016, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Kathleen Bailor, CMC
City Clerk