

RECONVENE

At 7:45 p.m., Mayor Nguyen reconvened the meeting with all Council Members present.

ALLOCATE FISCAL YEAR 2015-16 SUPPLEMENTAL LAW ENFORCEMENT SERVICES ACCOUNT (SLESA) FUNDS (F: 82.5)

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

Acceptance of FY 2015-16 Supplemental Law Enforcement Service Account (SLESA) funds, in the amount of \$273,189, be approved; and

Allocation of these funds to the Police Department for front-line law enforcement services be authorized.

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

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

RESOLUTION ADDING NEW CLASSIFICATIONS AND SALARY RANGES FOR ANIMAL CONTROL OFFICER, SENIOR ANIMAL CONTROL OFFICER, AND SENIOR REAL PROPERTY AGENT (F: 78.1)

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

Resolution No. 9378-16 entitled A Resolution of the City Council of the City of Garden Grove creating the classification of Animal Control Officer at Range E153, Senior Animal Control Officer at Range E163, and Senior Real Property Agent at Range M173, be adopted; and

The Salary Schedule be approved effective July 1, 2016.

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

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

JOINT ITEM WITH THE HOUSING AUTHORITY: APPROPRIATION OF FUNDS FOR THE GARDEN GROVE HOUSING AUTHORITY ADMINISTRATIVE EXPENSES (F: H-34.1)

City Council Action

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

Appropriation of \$20,065,038 in Fund/Package 510/2535 for Fiscal Year 2015-2016, to cover allocable Garden Grove Housing Authority administrative costs, be approved.

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

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

Housing Authority Action

It was moved by Commissioner Beard, seconded by Commissioner Jones that:

Appropriation of \$20,065,038 in Fund/Package 510/2535 for Fiscal Year 2015-2016, to cover allocable Garden Grove Housing Authority administrative costs, be approved.

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

Ayes: (7) Beard, Beckles, Bui, Jones, Nguyen, O'Connor, Phan
Noes: (0) None

PROJECT NO. 7394 - REHABILITATION OF WEST GARDEN GROVE WELL AND BOOSTER PUMPING FACILITY AS COMPLETE (F: 112.11.proj.7394)

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

Project No. 7394 – Rehabilitation of West Garden Grove Well and Booster Pumping Facility be accepted as complete;

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

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

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

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

PURCHASE ORDERS TO GLOBAL COLLISION CENTER, BIG RON'S AUTO BODY AND PAINT, AND CALIBER COLLISION FOR THE PURCHASE OF AUTO BODY PARTS AND LABOR FOR CITY VEHICLES (F: 60.4)

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

The Finance Director be authorized to issue three (3) purchase orders for auto body parts and labor in a fixed amount collectively not to exceed \$150,000 per year, for five (5) years, to be divided amongst Global Collision Center, Big Ron's Auto Body and Paint, and Caliber Collision, with the renewal to be reviewed annually by the City Manager.

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

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

PURCHASE ORDER TO NATIONAL AUTO FLEET GROUP FOR THE PURCHASE OF TWO (2) ANIMAL CARE SERVICES TRUCKS (F: 60.4)

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

The Finance Director be authorized to issue a purchase order in the amount of \$154,442.38 to National Auto Fleet Group for the purchase of two (2) new Animal Care Service Trucks.

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

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

CONTRACTS FOR ON-CALL PROFESSIONAL LAND SURVEYING SERVICES TO: 1) BRUCE HALL LAND SURVEYOR, INC.; AND 2) PENCO ENGINEERING, INC. (F: 55-Bruce Hall Land Surveyor, Inc.)(F: 55-Penco Engineering, Inc.)

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

Contracts for on-call land surveying services be awarded to: 1) Bruce Hall Land Surveyor, Inc., and 2) Penco Engineering, Inc.; and

The City Manager be authorized to execute the three year contracts in the amount of \$200,000 per contract, on behalf of the City.

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

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

AMENDMENT TO THE AGREEMENT AMONG THE CITY OF GARDEN GROVE, THE KOREAN AMERICAN SENIOR ASSOCIATION, AND ORANGE COUNTY TRANSPORTATION AUTHORITY FOR THE SENIOR MOBILITY PROGRAM
(F: 55-OCTA-Korean American Senior Association)

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

Amendment No. 2 to Cooperative Agreement No. C-1-2491 among the Orange County Transportation Authority, the City of Garden Grove, and the Korean American Senior Association of Orange County naming the City as the fiscal receiving agent for the Association's Senior Mobility Program be approved; and

The Mayor be authorized to execute the Amendment to the Agreement on behalf of the City.

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

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

AMENDMENT TO THE AGREEMENT WITH THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR GRANT FUNDING FOR THE SENIOR MOBILITY PROGRAM
(F: 55-Orange County Transportation Authority-Senior Mobility Program)

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

Amendment No. 1 to Cooperative Agreement No. C-1-2472 with the Orange County Transportation Authority for funding of the City's Senior Mobility Program at the H. Louis Lake Senior Center for an additional five years, be approved; and

The Mayor be authorized to execute the Amendment on behalf of the City.

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

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

AMENDMENT NO. 2 TO THE AGREEMENT WITH CABCO YELLOW, INC., FOR THE SENIOR MOBILITY PROGRAM (F: 55-Cabco Yellow, Inc.)

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

Amendment No. 2 to the Agreement with Cabco Yellow, Inc., for transportation services for the City's Senior Mobility Program at the H. Louis Lake Senior Center, in the amount not to exceed \$204,225, for Fiscal Year 2016-2017 be approved; and

The City Manager be authorized to execute Amendment No. 2 on behalf of the City, including making minor modifications as appropriate and necessary.

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

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

MINUTES (F: Vault)

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

The minutes from the May 24, 2016, meeting be received and filed.

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

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

WARRANTS (F: 60.5)

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

Regular Warrants 606722 through 607150; and Wires W1591 through W1593; be approved as presented in the warrant register submitted, and have 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, Jones, Nguyen, Phan
Noes: (0) None

WAIVE FULL READING OF ORDINANCES LISTED

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

Full reading of ordinances listed be waived.

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

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

PUBLIC HEARING – BUDGET RESOLUTIONS AND PROGRAMS FOR FISCAL YEAR 2016-17 (F: 34.1)

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 Beard, seconded by Council Member Phan that:

Resolution No. 9379-16 entitled A Resolution of the City Council of the City of Garden Grove adopting basic services, cable services, grant services, water services, capital improvements, special assessments relating to street lighting, Main Street and the Parking District, Tourism Improvement District, and Park Maintenance District Budgets for Fiscal Year 2016-17, be adopted;

Resolution No. 9380-16 entitled A Resolution of the City Council of the City of Garden Grove adopting an appropriations limit for Fiscal Year 2016-17 implementing Article XIII B of the State Constitution pursuant to Section 7900 et. seq. of the Government Code, be adopted;

Resolution No. 9381-16 entitled A Resolution of the City Council of the City of Garden Grove appropriating fund balances as of June 30, 2016, to reserves for future year reappropriation, be adopted;

Resolution No. 9382-16 entitled A Resolution of the City Council of the City of Garden Grove reappropriating certain Fiscal Year 2015-16 Project Balances and Encumbrances for the Fiscal Year 2016-17, be adopted;

Resolution No. 9383-16 entitled A Resolution of the City Council of the City of Garden Grove adopting an annual budget for the Garden Grove Housing Authority for Fiscal Year 2016-17, be adopted;

The Water Supply Program Budget for Fiscal Year 2016-17, be approved; and

The Overnight Conference and Training List for Fiscal Year 2016-17, be approved.

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

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

PUBLIC HEARING - RESOLUTION CONFIRMING THE GARDEN GROVE TOURISM IMPROVEMENT DISTRICT ADVISORY BOARD REPORT AND LEVYING AN ASSESSMENT FOR FISCAL YEAR 2016-17 (F: 32.1)

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.

The Deputy City Clerk announced that there were no protests received.

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

Resolution No. 9384-16 entitled A Resolution of the City Council of the City of Garden Grove confirming the Garden Grove Tourism Improvement District Advisory Board Report, and levying the assessment for the Garden Grove Tourism Improvement District for Fiscal Year 2016-17, be adopted.

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

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

PUBLIC HEARING - DEVELOPMENT AGREEMENT NO. DA-002-2016 WITH TONY LAM AND JENNIE DO FOR THE CONSTRUCTION OF A FOUR-STORY, 10-UNIT, MIXED-USE, WORK-LIVE DEVELOPMENT AT 10641 AND 10661 GARDEN GROVE BOULEVARD AND 10662 PEARL STREET (F: 106.DA-002-2016)

(As approved earlier in the meeting, it was moved by Council Member Phan, seconded by Council Member Jones, and approved by a 5-0 vote, that full reading of ordinances listed be waived.)

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:

Ordinance No. 2867 entitled:

An Ordinance of the City Council of The City of Garden Grove adopting a Mitigated Negative Declaration and Mitigation Monitoring Program; and Adopting Development Agreement No. DA-002-2016 between Tony Lam and Jennie Do (Developers), and the City of Garden Grove, after being introduced for first reading, be passed to second reading; and

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

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

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

ASSIGNMENT OF GROVE DISTRICT RESORT HOTEL DEVELOPMENT AGREEMENT (SITE C) FROM LAND & DESIGN, INC. TO INVESTEL GARDEN RESORTS, LLC. (CONTINUED FROM THE JUNE 14, 2016, MEETING) (F: 55-SCG America aka Investel Garden Resorts, LLC)(XR: A-55.368)(XR: A-116.15)

Following staff's presentation, and City Council discussion, Mayor Nguyen noted that Patricia Dossey and Dat Truong provided speaker cards requesting to speak on this item, and asked each to come forward to speak.

Following comments made by Patricia Dossey and Dat Truong, each of whom expressed support for the project, and with no further comments from the public, it was moved by Council Member Bui, seconded by Council Member Jones 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 GDRHD Agreement on behalf of the City as specified in the Letter Agreement.

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

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

APPROVAL OF AN AGREEMENT WITH WEST COAST ARBORISTS, INC., RFP NO. S-1188, FOR TREE MAINTENANCE SERVICES (F: 55-West Coast Arborists, Inc.)

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

A contract be awarded to West Coast Arborists, Inc., in the firm, fixed price amount of \$290,000 per year with an option to extend one year at a time, not to exceed the amount of \$1,450,000 over a five-year period; and

The City Manager be authorized to execute the agreement 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, Jones, Nguyen, Phan
Noes: (0) None

CONTRACT TO PENCO ENGINEERING, INC., FOR ON-CALL ENGINEERING AND STAFF SERVICES (F: 55-Penco Engineering, Inc.)

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

A three year contract for on-call professional engineering and engineering staff services be awarded to Penco Engineering Inc., in the amount of \$500,000; and

The City Manager be authorized to execute the professional service agreement on behalf of the City.

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

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

JOINT ACTION WITH THE SANITARY DISTRICT: CONTRACT TO MAMCO, INC. FOR CITY PROJECT NO. 7405, AND SANITARY DISTRICT PROJECT NOS. 7834 AND 7837- EAST GARDEN GROVE STORM DRAIN AND SEWER IMPROVEMENTS (F: 92.proj.7405)(F: 92.proj.7834) (F: 92.proj.7837)

City Council Action:

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

A contract be awarded to Mamco, Inc., for City Project No. 7405 that includes Sanitary District Project Nos. 7834 and 7837 - East Garden Grove Storm Drain Improvements Project for a total amount of \$1,876,543.21; and

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

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

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

Sanitary District Action:

Following staff's presentation and Sanitary District Board discussion, it was moved by Member Beard, seconded by Member Nguyen that:

A Contract be awarded to Mamco, Inc., for Sanitary District Project Nos. 7834 and 7837 that includes City Project No. 7405 - East Garden Grove Sewer Improvements Project for a total amount of \$1,876,543.21; and

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

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

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

ORDINANCE FOR THE PARAMEDIC TAX OVERRIDE RATE FOR FISCAL YEAR 2016-17
(F: 60.11)

(As approved earlier in the meeting, it was moved by Council Member Phan, seconded by Council Member Jones, and approved by a 5-0 vote, that full reading of ordinances listed be waived.)

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

Ordinance No. 2868 entitled:

An Ordinance of the City Council of the City of Garden Grove establishing the amount of money for Paramedic Services that must be raised by an Ad Valorem Tax

Override and the setting of the tax rate of said Override, after being introduced for first reading, be passed to second reading.

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

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

RESOLUTION APPOINTING OMAR SANDOVAL AS CITY ATTORNEY (F: 44.1)

Council Member Phan stated that he requested that this item be brought forward and indicated that he thought that having a Request for Proposal for legal counsel in order to make sure that the City is getting the best legal services as possible is a good idea; however, he expressed confidence in Mr. Sandoval's qualifications.

Mayor Nguyen agreed that Mr. Sandoval is very well qualified; however, he noted that he is reluctant to support the appointment and would like to conduct a Request for Proposal to explore other legal firms.

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

Resolution No. 9385-16 entitled a Resolution of the City Council of the City of Garden Grove appointing a City Attorney, be adopted.

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

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

RESOLUTION ESTABLISHING A VEHICLE STIPEND FOR MEMBERS OF THE CITY COUNCIL (F: 53.1)(XR: 127.3)

Council Member Phan stated that he requested this item be brought forward as the Council Member positions have not had a stipend increase in decades and, that with the amount of time spent on City business, it is fair to compensate Council members by providing a vehicle stipend of \$200.00 per month that would help to offset the expense of using a personal vehicle. He further noted that the stipend would be effective July 2017. Council Member Beard stated that he does not feel comfortable and would not support a request for the stipend.

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

Resolution No. 9386-16 entitled A Resolution of the City Council of the City of Garden Grove establishing a vehicle stipend for members of the City Council, be adopted.

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

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

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

Mayor Nguyen noted that there was consensus that the City Council meeting on July 26, 2016, would be cancelled; and after discussion, received consensus from the City Council to also cancel the meeting scheduled August 23, 2016. He asked about the need to continue the Medical Marijuana task force if there was a vote to submit a ballot measure for taxing Medical Marijuana dispensaries. He asked for a discussion item to be placed on the next City Council agenda. He questioned the deadline for submitting a ballot measure. (F: 115.A-15-2015)

City Attorney Sandoval stated that the last day to call for a ballot measure is August 12, 2016.

Council Member Beard stated that he would support ending the Medical Marijuana task force.

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

A discussion item to end the Medical Marijuana Task Force created by the City Council for the purpose of holding neighborhood meetings and having public input, and for a ballot measure to tax Medical Marijuana dispensaries be placed on the July 12, 2016, City Council agenda, be approved.

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

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

Council Member Beard noted that he will be absent from the City Council meeting scheduled August 9, 2016. He wished everyone a happy and safe July 4th holiday and reminded everyone that the City is monitoring illegal fireworks.

Council Member Bui thanked the Information Technology staff for Skype remote access so that he could attend tonight's City Council meeting. He wished everyone a happy July 4th.

Council Member Phan noted that he will be unable to attend the City Council meetings scheduled August 9th and 23rd due to his military reserve duties. He wished everyone a happy and safe 4th of July.

Council Member Jones wished everyone a happy July 4th holiday.

City Manager Stiles noted that there will be two fire arson investigators on duty for the July 4th holiday, and that the parks will be watered. He thanked Anand Rao and Rod Victoria for facilitating Council Member's Bui remote access in order to attend the City Council meeting; and he commended the Community Services staff on the City's 60th anniversary events. He commented that he is happy to have his first budget as a City Manager with Garden Grove adopted.

Mayor Nguyen expressed hope for a happy 4th of July holiday and asked about the status on the David Barlag audit.

City Manager Stiles noted that the consultant contracted for the audit has had some delay, and that the work should be completed before the end of July.

ADJOURNMENT

At 10:37 p.m., Mayor Nguyen adjourned the meeting in memory of Cynthia Lee Butterfield. The next City Council Meeting will be held on Tuesday, July 12, 2016, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC
Deputy City Clerk