

GARDEN GROVE CITY COUNCIL

Tuesday, May 25, 2021

CONVENE MEETING

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

INVOCATION

Community Services Director John Montanez provided a PowerPoint presentation with an overview on the upcoming summer events and programs as Orange County is elevated to the yellow tier opening up public spaces.

Speakers: Christian Lopez, Julie Diep, Jared Wallace, Ariana Arestegui, Dan Jacobson, Mariko Takahashi, My Nguyen, Uyen Hoang, Stephanie Deschams, Nicholas Dibs, Stephanie Wade, Claudio Gallegos for Congressman Lou Correa, Phong Ly for Congressman Alan Lowenthal

5/25/21

Tran, Ashley Dao, Lyndsey Lefebvre, Anna Le, Lesley Rivera, Claudia Mendez, Mariko Takahashi, Carolina Hall, Adrian Melendez, Lucy Santillan, Elizabeth Poole, Robert Tucker, Christopher Graycen, Adriana Ramos, Julie Diep, A Concerned Citizen, Jaclyn Tu, Nguyen Tran, Brandy Rodriguez, Lisa Sollecito, Johnny Gonzalez, Catherine Dinh, Jessica Gomez, Sean Vukan, Aimee Monahan, Lenny Nguyen, Tiffanie Canada, Citizen, Johnny Maldonado, Duy Nguyen-Amigo, Sherry and Randy Williams

RECESS

At 7:37 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 7:42 p.m., Mayor Jones reconvened the meeting with Council Members Brietigam, O'Neill, D. Nguyen, Klopfenstein, and K. Nguyen present.

ADOPTION OF A PROCLAMATION DECLARING MAY AS MENTAL HEALTH AWARENESS MONTH (F: 83.1)

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

A Proclamation declaring May as Mental Health Awareness Month, 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 PROCLAMATION DECLARING JUNE AS LGBTQ PRIDE MONTH (F: 83.1)

Mayor Pro Tem K. Nguyen requested that the Proclamation declaring June as LGBTQ Pride Month be considered later in the meeting concurrently with the discussion regarding posting a pride banner at the Clock Tower.

REJECTION OF ALL BIDS SUBMITTED FOR S-1280 – WEST HAVEN PARK RENOVATION PROJECT (F: 73.12)

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

All bids received for S-1280 – West Haven Park Renovation Project on March 22, 2021, be rejected; and

The City Clerk be authorized to re-advertise the West Haven Park Renovation Project with a revised scope of work.

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 THE FISCAL YEAR 2021-22 DOWNTOWN ASSESSMENT DISTRICT BUDGET; ADOPTION OF A RESOLUTION INITIATING PROCEEDINGS FOR THE LEVYING OF ASSESSMENTS FOR FISCAL YEAR 2021-22; ADOPTION OF A RESOLUTION APPROVING THE ENGINEER'S REPORT; AND ADOPTION OF A RESOLUTION OF INTENTION FIXING A TIME AND DATE FOR A PUBLIC HEARING (F: 31.4)

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

The Fiscal Year 2021-22 Budget for the Downtown Assessment District No. 1, be approved;

Resolution No. 9677-21 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 2021-22 Fiscal Year for the City of Garden Grove Downtown Assessment District, 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. 9678-21 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 Downtown Assessment District for Fiscal Year 2021-22, be adopted; and

Resolution No. 9679-21 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 Downtown Assessment District in the City of Garden Grove; describing the District be benefited, and 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; 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 RESOLUTIONS FOR: INITIATING PROCEEDINGS FOR THE LEVYING OF FISCAL YEAR 2021-22 ASSESSMENT FOR THE CITY OF GARDEN GROVE STREET LIGHTING DISTRICT, STREET LIGHTING DISTRICT NO. 99-1, AND PARK MAINTENANCE DISTRICT; THE ENGINEER'S REPORT; AND INTENTION FOR FIXING A TIME AND DATE TO CONDUCT A PUBLIC HEARING (F: 69.2)

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

Resolution No. 9680-21 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 2021-22 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. 9681-21 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 2021-22 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. 9682-21 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 2021-22 Fiscal Year for the City of Garden Grove 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. 9683-21 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 2021-22, be adopted;

Resolution No. 9684-21 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 2021-22 and setting a time and place for a public hearing on the levy of the proposed assessment, be adopted;

Resolution No. 9685-21 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 2021-22 and setting a time and place for a public hearing on the levy of the proposed assessment, be adopted; and

Resolution No. 9686-21 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 2021-22 and setting a time and place for a public hearing on the levy of the proposed assessment, 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 OF AN AGREEMENT WITH COMPASS DEMOGRAPHICS, AND BUDGET APPROPRIATION, FOR PROFESSIONAL REDISTRICTING CONSULTANT SERVICES (F: 55-Compass Demographics)

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

A General Fund appropriation in the amount of \$47,000, be approved, to complete demographic work to assist in the redistricting of single member districts for the election of City Council Members, based on 2020 Census data and as required by California law; and

The City Manager be authorized to enter into a sole source agreement with Compass Demographics for the related redistricting services.

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 A PURCHASE ORDER TO INDUCTIVE AUTOMATION FOR THE PURCHASE OF SCADA SOFTWARE FOR THE CITY'S WATER SYSTEMS

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

Bidding for the purchase of SCADA software be waived pursuant to Garden Grove Municipal Code 2.50.060(G), and

The Finance Director be authorized to issue a purchase order, in the amount of \$81,197.50, to Inductive Automation.

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 A FIVE-YEAR MASTER EQUITY LEASE AGREEMENT AND A
MAINTENANCE AGREEMENT WITH ENTERPRISE FLEET MANAGEMENT, INC., FOR
FIVE SEDANS (F: 55-Enterprise Fleet Management, Inc.)

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

A five-year Master Equity Lease Agreement and Maintenance Agreement, in the amount of \$146,050, with Enterprise Fleet Management, Inc., for the lease and maintenance of five sedans, be approved; and

The City Manager be authorized to execute the agreements and other documents necessary to effectuate the lease and maintenance program 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

RECEIVE AND FILE MINUTES FROM THE MEETING HELD ON APRIL 13, 2021
(F: Vault)

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

Minutes from the meeting held on April 13, 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 Klopfenstein, seconded by Council Member D. Nguyen that:

Payroll Checks 184495 through 184518; Direct Deposits D380550 through D381152; and Wires W2802 through W2805 have been audited for accuracy and have been verified by the Finance Director for payment, be received and filed;

Wire numbers 00000443 through 00000472; and EFT numbers 00009834 through 00009845, and check numbers 00670417 through 00670537, have been verified by the Finance Division as properly issued and bear all proper signatures, be received and filed;

Demands covered by Wire numbers 00000473 through 00000484, and EFT numbers 00009846 through 00009852, and check numbers 00670538 through 00670657, have been verified by the Finance Division as properly issued and bear all proper signatures, be received and filed; and

Wire numbers 00000485 through 00000493, and EFT numbers 00009853 through 00009864, and check numbers 00670658 through 00670801, have been verified by the Finance Division as properly issued and bear all proper signatures, 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 Klopfenstein, seconded by Council Member D. Nguyen that:

Full reading of ordinances 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

ADOPTION OF A PROCLAMATION DECLARING JUNE AS LGBTQ PRIDE MONTH
(F: 83.1) AND

DISCUSSION REGARDING POSTING A PRIDE BANNER AT THE CLOCK TOWER IN CONJUNCTION WITH PRIDE MONTH, AS REQUESTED BY MAYOR PRO TEM KIM NGUYEN (F: 83.1) (F: 48.8)

Mayor Pro Tem K. Nguyen requested that the Proclamation declaring June as LGBTQ Pride Month be considered concurrently with the discussion regarding posting a pride banner at the Clock Tower. She noted that there was some confusion at the last meeting with the introduction of her request for a pride banner to be placed at the Clock Tower.

Council Member Brietigam expressed frustration that the banner request was discussed at the last meeting in conflict with City Council Policy for listing items on the agenda. He noted that the purpose of the policy is for transparency for the benefit of the public.

Council Member Klopfenstein agreed that adhering to the policy adopted by the City Council is important and that moving forward the Council needs to be more communicative and transparent.

Council Member Brietigam moved to approve both matters.

Mayor Jones asked for procedural clarification from City Attorney Sandoval.

City Attorney Sandoval stated a Council Member can bring up a request for a discussion item under matters and with council approval, the item can be listed on a subsequent agenda for discussion.

Mayor Jones noted the tight timeframe as June is coming up shortly, and recommended the council vote to waive the council procedure.

Following further discussion, it was moved by Council Member Brietigam, seconded by Mayor Pro Tem K. Nguyen that:

The Council procedure be waived for taking action on posting a pride banner at the Clock Tower.

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

Mayor Pro Tem K. Nguyen moved, seconded by Council Member Brietigam that:

A Proclamation declaring June as LGBTQ Pride Month be adopted; and that the Pride Banner be installed through the month of June at the Clock Tower in the Village Green, and to be installed annually through the month of June.

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 AN AGREEMENT WITH BE WELL OC (MIND OC) AS THE MENTAL HEALTH SERVICE PROVIDER FOR THE CITY'S MOBILE CRISIS RESPONSE TEAM PILOT PROGRAM (F: 55-Mind OC)

City Manager Stiles introduced the Be Well OC program stating that a collaborative partnership between law enforcement and Mind OC will reduce the impact on Garden Grove Police Officers for non-violent calls for service related to mental health. The Be Well OC program is proposing to establish an 18 month pilot program for a Mobile Crisis Response Team. He introduced the Be Well OC Team, Mr. Marshall Moncreif, CEO of Be Well OC, along with Ben Adam Climer and Anthony Delgado.

Mr. Moncreif provided a PowerPoint presentation that overviewed the current approach to mental health response throughout the county, and the increasing need for mental health services. He noted the current fragmented system that through public-private partnerships with counties, cities, hospitals, and health plans can coalesce into a system to actualize an infrastructure for people in mental health crisis situations. Be Well OC now has a 60,000 square foot mental health hospital in Orange, with co-investment with four non-profit hospitals, the County of Orange, and Cal-Optima. The overarching goal is to grow mental health care throughout the county, establish mobile units with clinical training and bandwidth working with law enforcement and first responders on non-emergency, first response to residents having a mental health, substance use, or homelessness crisis.

Mr. Climer and Mr. Delgado introduced themselves and reviewed their respective backgrounds facilitating mental health resources. Mr. Climer noted his experience

with the Crisis Assistance Helping Out On The Streets (CAHOOTS) model that started in Eugene Oregon, which is a proven successful mobile crisis intervention program. Be Well OC pairs up crisis workers with Emergency Medical Technicians who work together to deescalate and evaluate appropriate crisis needs in collaboration with law enforcement. The program is designed to be culturally sensitive and provides outreach to those who need intervention during a crisis. Mr. Delgado noted that he is familiar with opening new programs and has worked for the County of Orange as a Division Manager who developed the CAT/PERT program, which is a crisis assessment and psychiatric emergency and response program.

Assistant City Manager, Lisa Kim, noted that the City of Huntington Beach conducted an extensive request for quotes and ultimately contracted with Be Well OC for a pilot program modeled after CAHOOTS. She recommended moving forward with a pilot program based on the qualifications, familiarity with Orange County and County programs for mental health, and proximity to the OC Be Well mental health hospital. She further noted that this will be a seven day a week program and Chief DaRé has indicated a minimum of 18 hours per day would be needed.

Chief DaRé spoke in support of Be Well OC noting that police dispatch receives approximately 14,500 calls per year regarding the homeless and mental health issues. When officers respond to these non-violent calls for service, the police uniform is seen as a threat. The program will provide mental health professionals who can assist people in crisis, and alleviate law enforcement liability and time.

Following City Council discussion, it was moved by Council Member D. Nguyen, seconded by Council Member Brietigam that:

A Professional Services Agreement with Be Well OC (Mind OC) substantially in the form presented for an amount not to exceed \$1.3 million to implement a Mobile Crisis Response Team pilot program, be approved; and

The City Manager be authorized to sign the agreement, and make minor modifications as appropriate, 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

SECOND READING BY TITLE ONLY AND ADOPTION OF ORDINANCE NO. 2922
(F: 50.2) (F: 24.4)

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

Following full reading of the Ordinance title, it was moved by Council Member Brietigam, seconded by Council Member D. Nguyen that:

Ordinance No. 2922 entitled: An Ordinance of the City Council of the City of Garden Grove amending Chapter 11.32 of Title 11 of the Garden Grove Municipal Code pertaining to trees on public places, 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

DISCUSSION AND PRESENTATION ON GOALS, POLICIES AND PROGRAMS FOR THE HOUSING ELEMENT UPDATE AS REQUESTED BY CITY MANAGER STILES (F: H-20.1)

Assistant City Manager, Lisa Kim and Planner Chris Chung introduced MIG Consultants Laura Stetson and Jose Rodriguez. Ms. Stetson provided a PowerPoint presentation that overviewed the benchmarks that have been met and the next steps for the City's Housing Element. Ms. Stetson's presentation included the following:

- Home ownership assistance in partnership with the Federal Home Loan Bank.
- Rental Assistance Housing Voucher Program through 2029.
- Affordable Housing construction through 2029.
- Housing Rehabilitation Grant Program through 2029.
- Zoning Amendments for emergency shelters and permanent supportive housing established, and maintaining programs to assist homeless or at risk homeless.
- Code Enforcement through the Property Maintenance Ordinance and a proactive approach through education on maintenance standards.
- Partner with Fair Housing Services to provide fair housing services to Garden Grove residents.
- Evaluate and consider new programs to include: Accessory Dwelling Units; an Inclusionary Housing Ordinance; objective design Standards; a zoning ordinance update; and to promote healthy living environments.

- Adoption of objective design standards for by-rights projects allowed by state law.

Next steps include:

- public review of the Housing Element;
- public review of safety, land use, and environmental justice elements within the Housing Element;
- a zoning code amendment;
- public review of an Environmental Impact Report; and
- public hearings.

Mayor Pro Tem K. Nguyen expressed support for an Inclusionary Housing Ordinance; however she is concerned about the map that was provided and color coded for density projects located primarily in Districts 5 and 6.

Council Member Klopfenstein agreed that the map depicts the most density along the Harbor Corridor and expressed that she is a proponent for mixed use projects, but would like to see the density spread out and not concentrated in one area or one district.

Mayor Pro Tem K. Nguyen expressed the need for equity when planning for higher density and that Districts 5 and 6 are already impacted with density noting the importance for providing housing opportunities throughout Garden Grove.

Council Member O'Neill stated that when Garden Grove was originally developed, it was post World War II, when there was a demand for single family homes. He noted that with new state laws allowing for higher density with Accessory Dwelling Units, all districts will be impacted by density.

DISCUSSION REGARDING POSTING A PRIDE BANNER AT THE CLOCK TOWER IN CONJUNCTION WITH PRIDE MONTH, AS REQUESTED BY MAYOR PRO TEM KIM NGUYEN (F: 83.1) (F: 48.8)

This matter was considered earlier in the meeting.

MATTERS FROM THE MAYOR, CITY COUNCIL MEMBERS, AND CITY MANAGER (Continued)

Council Member O'Neill acknowledged the 25th anniversary of the Magnolia Park Family Resource Center, praised staff for all of their work at the Center as well as Park maintenance and public safety, noting the amenities the park provides the community. He reminisced from his childhood growing up in Garden Grove spending days at the park when the playground equipment was new. He further reminisced on his best friend, Gerard Waskiewicz, who also grew up in Garden Grove; but who died on May 25th 23 years ago.

Council Member Brietigam stated that the City of Garden Grove does many things above and beyond any other Orange County city; however, it has come to his attention from a considerable number of emails and text messages that for the past ten years, building inspections can take between three and six weeks for a variety of types of inspections. He stated he checked on other cities and found one of the lengthier scheduling times took three days. He stated he would like improvements made, and he challenged City Management to do better as our community deserves better.

City Manager Stiles noted that the Building Division is making progress on their backlog for building inspections and have invested in new software to improve the efficiency of scheduling inspections. He stated that the public is welcome to attend the Memorial for Lieutenant John Reynolds on Friday, at 1:00 p.m. at the Christ Cathedral.

ADJOURNMENT

At 9:19 p.m., Mayor Jones adjourned the meeting. The next Regular City Council Meeting will be held on Tuesday, June 8, 2021, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC
City Clerk