

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, June 8, 2021

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

CONVENE CLOSED SESSION

At 6:01 p.m., Mayor Jones convened closed session.

<u>ROLL CALL</u>	PRESENT:	(5)	Council Members Brietigam, D. Nguyen, Bui, Mayor Pro Tem K. Nguyen, Mayor Jones
	ABSENT:	(2)	Council Members O'Neill and Klopfenstein were absent at Roll Call, but joined the meeting at 6:30 p.m.

ORAL COMMUNICATIONS FOR CLOSED SESSION

Speakers: None

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1):
Diecenia Chavez, et al vs. City of Garden Grove, et al, USDC Case No.: 8:20-cv-01589 JVS (ADSx)

ADJOURN CLOSED SESSION

At 6:20 p.m., Mayor Jones adjourned closed session.

CONVENE REGULAR MEETING

Mayor Jones convened the Regular Meeting at 6:30 p.m. with all Council Members present.

INVOCATION

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

ORAL COMMUNICATIONS

Speaker: Nicholas Dibs

Written Communication: Craig Durfey

RECESS

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

RECONVENE

At 6:41 p.m., Mayor Jones reconvened the meeting with all Council Members present.

ADOPTION OF A PROCLAMATION PROCLAIMING JUNE 19TH AS JUNETEENTH IN GARDEN GROVE (F: 83.1)

It was moved by Mayor Pro Tem K. Nguyen, seconded by Council Member Klopfenstein that:

A Proclamation be adopted in acknowledgement and recognition of the past struggles to end slavery in the United States to proclaim June 19th as Juneteenth in Garden Grove.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

ADOPTION OF A PROCLAMATION DECLARING JUNE 20TH AS WORLD REFUGEE DAY IN GARDEN GROVE (F: 83.1)

It was moved by Mayor Pro Tem K. Nguyen, seconded by Council Member Klopfenstein that:

A Proclamation be adopted that June 20th be officially recognized as World Refugee Day in Garden Grove.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

APPROVAL OF FINAL PARCEL MAP NO. PM 2019-160 FOR PROPERTY LOCATED AT 13531-13551 HARBOR BOULEVARD, GARDEN GROVE (F: 118 PM-2019-160)

It was moved by Mayor Pro Tem K. Nguyen, seconded by Council Member Klopfenstein that:

Final Parcel Map No. PM 2019-160, be approved.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

ADOPTION OF A RESOLUTION APPROVING THE GARDEN GROVE TOURISM IMPROVEMENT DISTRICT ADVISORY BOARD'S 2021-22 ANNUAL REPORT, DECLARATION OF INTENTION TO LEVY ASSESSMENTS FOR FISCAL YEAR 2021-22, AND SETTING THE TIME AND DATE TO CONDUCT A PUBLIC HEARING ON THE PROPOSED ASSESSMENT (F: 32.1)

It was moved by Mayor Pro Tem K. Nguyen, seconded by Council Member Klopfenstein that:

Resolution No. 9687-21 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 2021-22 for the Garden Grove Tourism Improvement District, fixing the time and place of public hearing thereon and giving notice thereof, be adopted.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

APPROVAL OF THE ADJUSTMENT TO THE CALENDAR YEAR 2021 WATER COMMODITY DELIVERY CHARGES (F: 112.1)

This matter was considered later in the meeting.

APPROVAL OF AN AGREEMENT WITH THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR GRANT FUNDING FOR THE SENIOR MOBILITY PROGRAM (F: 55-Orange County Transportation Authority)

It was moved by Mayor Pro Tem K. Nguyen, seconded by Council Member Klopfenstein that:

The Agreement with the Orange County Transportation Authority for funding of the City's Senior Mobility Program at the H. Louis Lake Senior Center for five years, be approved; and

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

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

AWARD A CONTRACT TO INFRASTRUCTURE MANAGEMENT SERVICES FOR A PAVEMENT MANAGEMENT PROGRAM FOR FISCAL YEARS 2021/22 THROUGH 2025/26 (F: 55-Infrastructure Management Services) (XR: 23.18)

It was moved by Mayor Pro Tem K. Nguyen, seconded by Council Member Klopfenstein that:

A contract be awarded to Infrastructure Management Services, in the amount of \$89,890 for Fiscal Year 2021/22, \$53,268 for Fiscal Year 2023/24, and \$60,195 for Fiscal Year 2025/26, for a citywide Pavement Management Program; and

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

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

AWARD A CONTRACT TO SIEMENS MOBILITY, INC., FOR ON-CALL TRAFFIC SIGNAL AND STREET LIGHTING MAINTENANCE AND REPAIR (F: 55-Siemens Mobility, Inc.)

It was moved by Mayor Pro Tem K. Nguyen, seconded by Council Member Klopfenstein that:

A contract be awarded to Siemens Mobility, Inc., in the not to exceed amount of \$150,000 per year, with the option to extend the agreements annual for a total performance period of five years;

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

The City Manager be authorized to exercise each option term and sign the option year amendments on behalf of the City.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

APPROVAL TO WAIVE FULL READING OF ORDINANCES LISTED

It was moved by Mayor Pro Tem K. Nguyen, seconded by Council Member Klopfenstein that:

Full reading of ordinances listed be waived.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

APPROVAL OF THE ADJUSTMENT TO THE CALENDAR YEAR 2021 WATER COMMODITY DELIVERY CHARGES (F: 112.1)

Mayor Pro Tem K. Nguyen confirmed with staff that the adjustments made for the 2021 delivery charges will include reimbursements.

With no further discussion, it was moved by Mayor Pro Tem K. Nguyen, seconded by Council Member Brietigam that:

Adjustment to the calendar year 2021 Water Commodity Delivery Charges, be approved.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

PUBLIC HEARING - ADOPTION OF A RESOLUTION TO CONFIRM THE ANNUAL LEVY OF FISCAL YEAR 2021-22 ASSESSMENT FOR THE DOWNTOWN ASSESSMENT DISTRICT (F: 31.4)

Following staff's presentation, Mayor Jones declared the public hearing open and asked if anyone wished to address the City Council.

Speakers: None

There being no response from the audience, the public hearing was declared closed.

The City Clerk announced that: No protests were received, that there are 28 parcels in the Downtown Assessment District; therefore, there is not a majority protest.

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

Resolution No. 9688-21 entitled: A Resolution of the City Council of the City of Garden Grove making determinations and confirming the diagram and assessments in the matter of the Downtown Assessment District, be adopted

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

Ayes: (7) Brietigam, D. Nguyen, Bui, Klopfenstein, K.
Nguyen, O'Neill, Jones
Noes: (0) None

PUBLIC HEARING - ADOPTION OF RESOLUTIONS CONFIRMING THE ANNUAL LEVY OF FISCAL YEAR 2021-22 ASSESSMENTS FOR THE GARDEN GROVE STREET LIGHTING DISTRICT, GARDEN GROVE PARK MAINTENANCE DISTRICT AND GARDEN GROVE STREET LIGHTING DISTRICT NO. 99-1 (F: 69.2)

Following staff's presentation, Mayor Jones declared the public hearing open and asked if anyone wished to address the City Council.

Speakers: Nicholas Dibs

There being no further response from the audience, the public hearing was declared closed.

The City Clerk announced that: No protests were received, that there are 30,703 parcels in the Garden Grove Street Lighting District; therefore, there is not a majority protest.

The City Clerk announced that: No protests were received, that there are 349 parcels in District 99-1, therefore, there is not a majority protest.

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

Resolution No. 9690-21 entitled: A Resolution of the City Council of the City of Garden Grove making determinations and confirming the diagram and assessment for 2021-22 Fiscal Year for the City of Garden Grove Street Lighting District No. 99-1, be adopted; and

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

PUBLIC HEARING - INTRODUCTION AND FIRST READING OF AN ORDINANCE TO
APPROVE PLANNED UNIT DEVELOPMENT NO. PUD-128-12(A)
(F: 116.PUD-128-12(A))

Following the introduction, Mayor Jones declared the public hearing open.

There being no further response from the audience, the public hearing was declared closed.

Ordinance No. 2923 entitled: An Ordinance of the City Council of the City of Garden Grove approving Planned Unit Development No. PUD-128-12(A), an

amendment to Planned Unit Development No. PUD-128-12, to establish separate implementation provisions and development standards for property located on the east side of Harbor Boulevard, between Chapman Avenue and Twintree Lane at 12202 Harbor Boulevard (Assessor Parcel Number 231-491-21), be passed to second reading.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

CONSIDERATION OF AN APPOINTMENT TO FILL A VACANCY ON THE PARKS,
RECREATION AND ARTS COMMISSION (F: 122.70)

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

Kevin Rhee be selected to fill the vacancy on the Parks, Recreation and Arts Commission.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

INTRODUCTION AND FIRST READING OF FISCAL YEAR 2021-22 PARAMEDIC TAX
OVERRIDE RATE ORDINANCE (F: 60.11)

(As approved earlier in the meeting, it was moved by Mayor Pro Tem K. Nguyen, seconded by Council Member Klopfenstein, and approved by a 7-0 vote, that full reading of ordinances listed be waived.)

Following staff introduction, it was moved by Council Member Bui, seconded by Council Member D. Nguyen that:

Ordinance No. 2924 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, be passed to second reading.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

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

CITY COUNCIL REVIEW AND APPROVAL OF A SIX (6) MONTH EXTENSION FOR THE ACCESSIBLE BUSINESS PROGRAM, AND CONFIRM THE NECESSITY OF CONTINUING THE LOCAL EMERGENCY (F: 117.2A)

Following staff introduction, Council Member Bui asked if businesses can reapply for the extension. Staff responded yes.

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

The necessity of continuing the local emergency be confirmed, and an extension of the Accessible Businesses Program be approved for six (6) months beyond June 15, 2021.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

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

Council Member D. Nguyen congratulated the recent high school and middle school graduates and wished Council Member Klopfenstein a happy birthday.

Council Member Bui stated he has received multiple complaints on the length of time it takes for scheduling a building inspector. He noted that a resident who is planning their wedding contacted him regarding a scheduling conflict due to the amount of time it takes for an inspection and there is concern that their plans can be affected if there are any issues in having their permit finalized. He asked City Manager Stiles to follow up.

Council Member Klopfenstein commented on mosquito season, and reminded everyone to dump and drain their standing water, noting that Vector Control will be starting their seasonal mosquito campaign. She commented on the beauty of this time of year and many of the residents who take pride in their gardens. She asked that the Garden Grove Pride Home Beautification Awards be brought back as many of the community members have asked about the program and personal family members have been involved over the years, one of whom was her grandfather a

former award winner who proudly displayed his award on his mantle for many years. She understood the additional staff time involved with the program and suggested streamlining by using technology, and asking the community to volunteer including Parks, Recreation and Arts and the Neighborhood Improvement and Conservation Commissioners.

Council Member Klopfenstein moved, seconded by Mayor Pro Tem K. Nguyen, to bring back a report to the City Council on reinstituting the Garden Grove Pride Home Beautification Award.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

Mayor Pro Tem K. Nguyen announced the Summer Concerts and Movies in the Park, and encouraged attention to the dates to be released on social media and on the City's website.

Mayor Jones asked for support to rename the Memorial Plaza on Civic Center Drive the "Lieutenant John Reynolds Memorial Plaza" and to establish the plaza as a park.

Following City Council comments, Mayor Jones moved, seconded by Council Member Brietigam that this be listed on the agenda on July 13, 2021, for consideration.

Mayor Pro Tem K. Nguyen expressed support with the understanding that it be cordoned off to be used for an annual Veterans Day event.

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

Ayes: (7) Brietigam, O'Neill, D. Nguyen, Bui, Klopfenstein,
K. Nguyen, Jones
Noes: (0) None

City Manager Stiles noted conversations with Council Member Klopfenstein on the Garden Grove Pride Award, stating the program does take a tremendous amount of staff time; however, he will meet with the Community Services Department Director and Community Relations staff to come up with ideas for reinstituting the program including using volunteers and Commissioners, as well as the Mayor and Council Members promoting the program. He noted that the Building Division is working on obtaining software programs to assist with efficiency and scheduling that will be brought to the City Council for approval in the near future. He further noted that Garden Grove is leading Orange County with Accessory Dwelling Unit permit applications, which has resulted in the need to add part time inspectors. The Garden Grove Police Department and Be Well OC conducted a successful kick-off meeting for

the mobile mental health program that covered protocol and policies. A status update should be ready by the second meeting in July. City Attorney Sandoval announced that no reportable action was taken during closed session.

ADJOURNMENT

At 7:21 p.m., Mayor Jones adjourned the meeting. The next Regular City Council Meeting will be held on Tuesday, June 22, 2021, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy
City Clerk