

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center
11300 Stanford Avenue

January 14, 2003

6:45 p.m.

Council Chamber

ROLL CALL: COUNCILMAN DALTON, COUNCILMAN LEYES, COUNCILMAN ROSEN,
MAYOR PRO TEMPORE TRAN, MAYOR BROADWATER

Members of the public desiring to speak on any item of public interest, including any item on the agenda except public hearings, must do so during Oral Communications at the beginning of the meeting. Each speaker shall fill out a card stating name and address, to be presented to the City Clerk, and shall be limited to five (5) minutes. Members of the public wishing to address public hearing items shall do so at the time of the public hearing. (City Council Manual of Procedures, Section D)

INVOCATION: Les Jones, Assistant City Manager.

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

1. PRESENTATIONS:

1.a. Community Spotlight: Recognition of Nguyen Chi Thien, renowned Poet and Crusader for Human Rights in Vietnam.

2. ORAL COMMUNICATIONS - PUBLIC: (To be held simultaneously with Agency Oral Communications.)

3. WRITTEN COMMUNICATIONS:

3.a. Request from Sister City Association of Garden Grove for City co-sponsorship of Tapestry of Garden Grove on April 24, 2003.

3.b. Request from Garden Grove Cub Pack 507 for City co-sponsorship of 2003 Pushcart Derby, tentatively scheduled for April 27, 2003.

COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,
COUNCILMAN ROSEN, MAYOR PRO TEMPORE TRAN,
MAYOR BROADWATER

4. CONSENT ITEMS: (It is recommended that Items 4.a. through 4.m. be acted on simultaneously unless separate discussion and/or action is requested by a Councilmember.)
- 4.a. Approval of Resolution commemorating the 50th Anniversary of the Korean War Armistice.
 - 4.b. Denial of claims submitted by Pacific Bell and Will B. King. (
 - 4.c. Award of Contract to Allied Industrial Systems, Inc., for the construction of a new modular office building at the Municipal Service Center; and authorize the City Manager and City Clerk to execute the contract. (Estimated cost: \$84,770.00)
 - 4.d. Approval of Agreement with Harris and Associates to provide Street Lighting and Park Maintenance District Services for FY 2003-04; authorize the Mayor and City Clerk to execute the agreement; and authorize staff to proceed with the formation of a new and separate Street Lighting District No. 03-1 to address the energy rate increases by Southern California Edison
 - 4.e. Approval of Loan Agreement with Thomas House Temporary Shelter for the acquisition of properties located at 12591 and 12601 Morningside Avenue; and authorize the City Manager and City Clerk to execute the appropriate documents.
 - 4.f. Rejection of all bids received for demolition of 31 unoccupied structures located at Chapman Avenue and Haster Street, Harbor Boulevard south of Chapman Avenue, and Katella Avenue west of Gilbert Street; adoption of Resolution waiving formal bid requirements for demolition of said structures; and authorize the City Manager to expend funds necessary to effect the immediate demolition.
 - 4.g. Adoption of Resolution denying the appeal and upholding the Planning Commission's denial of Variance No. V-292-02 for property located at 12562 Leroy Avenue. City Council formally denied the appeal at its meeting of November 26, 2002.
 - 4.h. Adoption of Resolution declaring support for the International Family of Codes as published by the International Code Council.
 - 4.i. Approval of revision of Council Policy No. 300-04.
 - 4.j. Approval of City's 2003 Investment Policy; and reappointment of City Treasurer and Deputy City Treasurer as persons responsible for the City's investments.

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- 4.k. Award of Purchase Order for Aerial Truck through City of Santa Clarita bidding program – Public Works Department. (Estimated cost: \$78,031.47)
- 4.l. Approval of Minutes of Regular City Council Meetings of September 24, 2002 (continued from meeting of December 10, 2002), October 8, October 22, and October 29
- 4.m. Approval of warrants.
- 5. PUBLIC HEARINGS: (Motion to approve will include adoption of each Resolution unless otherwise indicated.)
 - 5.a. PLANNED UNIT DEVELOPMENT NO. PUD-144-02, AND A DEVELOPMENT AGREEMENT IN CONJUNCTION WITH SITE PLAN NO. SP-315-02, initiated by Burke Real Estate Group, proposing to rezone the southeast corner of Knott Street and Patterson Drive from PUD-103-76 Revised 1992 to PUD-144-02, to accommodate a proposed industrial park development; and approval of a Development Agreement to construct a 77,985 square foot industrial park on a 5.7-acre site located at 11450 Knott Street.

On November 21, 2002, the City Planning Commission, pursuant to Resolutions No. 5329 and No. 5330, approved SP-315-02 and recommended approval of PUD-144-02 and the Development Agreement. Public hearing on the case was ordered by the City Council to be held this date.

- 5.a.1. ORDINANCE NO. 2592, for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING PLANNED UNIT DEVELOPMENT NO. PUD-144-02, CHANGING THE ZONING DESIGNATION FROM PLANNED UNIT DEVELOPMENT NO. PUD-103-76 REVISED 1992 TO PLANNED UNIT DEVELOPMENT NO. PUD-144-02, FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF KNOTT STREET AND PATTERSON DRIVE AT 11450 KNOTT STREET, PARCEL NOS. 131-023-17, 23

- 5.a.2. ORDINANCE NO. 2593, for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A DEVELOPMENT AGREEMENT BETWEEN KV PROPERTY, INC. (PROPERTY OWNER), BURKE

COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,
COUNCILMAN ROSEN, MAYOR PRO TEMPORE TRAN,
MAYOR BROADWATER

REAL ESTATE GROUP (DEVELOPER), AND THE CITY OF
GARDEN GROVE FOR PROPERTY LOCATED AT THE
SOUTHEAST CORNER OF KNOTT STREET AND PATTERSON
DRIVE AT 11450 KNOTT STREET, PARCEL NOS. 131-023-17, 23

- 5.b. PLANNED UNIT DEVELOPMENT NO. PUD-145-02, AND A DEVELOPMENT AGREEMENT IN CONJUNCTION WITH SITE PLAN NO. SP-316-02, initiated by Western Pacific Housing, proposing to rezone approximately 5.28 acres at the southeast corner of Century Boulevard and Taft Street from CCSP/PR51 (Peripheral Residential District Area 51 of the Community Center Specific Plan) to a Residential Planned Unit Development zone; and approval of a Development Agreement to construct 37 detached, two-story, single-family residential units at 13201 Century Boulevard.

On December 5, 2002, the City Planning Commission, pursuant to Resolutions No. 5335 and No. 5336, approved SP-316-02 and recommended approval of PUD-145-02 and the Development Agreement. Public hearing on the case was ordered by the City Council to be held this date.

- 5.b.1. ORDINANCE NO. 2594, for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING PLANNED UNIT DEVELOPMENT NO. PUD-145-02, FOR PROPERTY LOCATED ON THE SOUTHEAST CORNER OF CENTURY BOULEVARD AND TAFT STREET, AT 13201 CENTURY BOULEVARD, PARCEL NOS. 099-131-25 & 099-110-12, 13 & 47

- 5.b.2. ORDINANCE NO. 2595, for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A DEVELOPMENT AGREEMENT BETWEEN WESTERN PACIFIC HOUSING, INC., AND THE CITY OF GARDEN GROVE FOR PROPERTY LOCATED ON THE SOUTHEAST CORNER OF CENTURY BOULEVARD AND TAFT STREET, AT 13201 CENTURY BOULEVARD, PARCEL NOS. 099-131-25 & 099-110-12, 13 & 47

COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,
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- 5.c. GENERAL PLAN AMENDMENT NO. GPA-3-02, AMENDMENT NO. A-223-02, AND A DEVELOPMENT AGREEMENT FOR SITE PLAN NO. SP-313-02, initiated by Dr. John Kim, requesting to change the General Plan designation for the rear portion of property located at 9618 Garden Grove Boulevard from MDR (Medium Density Residential) to LC (Light Commercial), and to rezone the rear portion of the property to C-2 (Community Commercial), and to approve a Development Agreement to construct two new retail/commercial buildings. The first building is a proposed 60,400 square foot, two-story building with subterranean parking. The second building is a 6,350 square foot, one-story retail/commercial pad building.

On November 21, 2002, the City Planning Commission, pursuant to Resolutions No. 5314 and 5315, recommended approval of GPA-3-02, A-223-02, and the Development Agreement. Public hearing on the case was ordered by the City Council to be held this date.

5.c.1. Resolution approving General Plan Amendment No. GPA-3-02.

5.c.2. ORDINANCE NO. 2596, for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING ZONE AMENDMENT NO. A-223-02, TO REZONE A PARCEL OF LAND FROM THE R-3 (MULTI-FAMILY RESIDENTIAL) ZONE TO THE C-2 (COMMUNITY COMMERCIAL) ZONE, LOCATED ON THE SOUTH SIDE OF GARDEN GROVE BOULEVARD BETWEEN GALWAY STREET AND GILBERT STREET, AT 9618 GARDEN GROVE BOULEVARD, PARCEL NO. 98-222-18

5.c.3. ORDINANCE NO. 2597, for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A DEVELOPMENT AGREEMENT BETWEEN DR. JOHN KIM (PROPERTY OWNER), AND THE CITY OF GARDEN GROVE FOR PROPERTY LOCATED ON THE SOUTH SIDE OF GARDEN GROVE BOULEVARD BETWEEN GALWAY STREET AND GILBERT STREET, AT 9618 GARDEN GROVE BOULEVARD, PARCEL NOS. 98-222-18, 24, 35, 36, 37, 38 & 39

COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,
COUNCILMAN ROSEN, MAYOR PRO TEMPORE TRAN,
MAYOR BROADWATER

6. COMMISSION/COMMITTEE MATTERS:

- 6.a. Consideration of recommendation from the Cultural Arts Ad Hoc Committee regarding the future operation and management of the Village Green Cultural Arts Complex

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CONDUCT AGENCY BUSINESS

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7. ITEMS FOR CONSIDERATION: (Motion to approve will include adoption of each Resolution unless otherwise indicated.)

- 7.a. Award of Contracts to Nobest, Inc. and Damon Construction Company for concrete repair services to improve sidewalk safety and to assure proper drainage of streets; and authorize the Mayor and City Clerk to execute the agreements. (Estimated cost: \$268,700.00 and \$416,300.00, respectively)
- 7.b. Submittal of transportation improvement projects to the Orange County Transportation Authority for funding under the Combined Transportation Funding Program

8. MATTERS FROM THE MAYOR, CITY COUNCILMEMBERS AND CITY MANAGER:

- 8.a. Consideration of appointments to Planning Commission and Orange County Vector Control District, as requested by Mayor Broadwater.
- 8.b. Request by Councilman Leyes that the City Council take a position in opposition to the State raising vehicle registration fees.
- 8.c. Discussion concerning the Council taking a position on loss of revenue for the expansion of the 22 Freeway, as requested by Councilman Rosen.
- 8.d. Discussion concerning participation in lawsuits, as requested by Councilman Rosen.
- 8.e. Status report regarding parking issues on West Street and adjacent residential streets

9. CLOSED SESSION:

COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,
COUNCILMAN ROSEN, MAYOR PRO TEMPORE TRAN,
MAYOR BROADWATER

- 9.a. Pursuant to Government Code section 54957.6, the City Council will meet with its negotiator (City Manager) to provide direction regarding the Employee League, Employee Association, and Management employees.
- 9.b. Pursuant to Government code section 54956.9, the City Council will confer with its legal counsel regarding OCRAA; City of Garden Grove; et al. v. County of Orange, LA SUP. Case No. 02CC04400.
- 9.c. Pursuant to Government Code section 54956.9, the City Council will confer with its Legal Counsel regarding Brentwood Distributors, Inc., et al. v. City of Garden Grove.

10. ADJOURNMENT

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