

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center  
11300 Stanford Avenue

April 22, 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: Matthew Fertal, Assistant City Manager.

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

1. PRESENTATIONS:

- 1.a. Community Spotlight: Recognition of Fire Chief Cameron Phillips, retiring from the City after 29 years of service.
- 1.b. Presentation by the Orange County Water District on the Groundwater Basin Overdraft.

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

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COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,  
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MAYOR BROADWATER

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3. CONSENT ITEMS: (It is recommended that Items 3.a. through 3.q. be acted on simultaneously unless separate discussion and/or action is requested by a Councilmember.)
- 3.a. Approval of Resolution commending retiring Fire Chief for 29 years of service to the community.
  - 3.b. Approval of Proclamation designating April 20-26, 2003, as Public Education Week.
  - 3.c. Approval of Proclamation designating May 2003, as Water Awareness Month.
  - 3.d. Approval of Proclamation designating May 2003, as National Mental Health Month.
  - 3.e. Approval of Proclamation designating May 3, 2003, as Day of Celebration of Korean-American contributions and achievements.
  - 3.f. Approval of Proclamation designating May 4-10, 2003, as Elks National Youth Week.
  - 3.g. Approval of Proclamation designating May 4-10, 2003, as Brain Tumor Awareness Week.
  - 3.h. Approval of Proclamation designating May 18-24, 2003, as National Public Works Week.
  - 3.i. Award of Contract to J and S Sign Company for the installation of thermoplastic catch basin markings at the entrances to all storm drain openings; and authorize the Mayor and City Clerk to execute the contract. (Estimated cost: \$26,525.67)
  - 3.j. Award of Contract to Action Awnings, Inc., for the installation of a permanent protective cover for hazardous materials at the Municipal Service Center; and authorize the Mayor and City Clerk to execute the contract. (Estimated cost: \$27,130.00)
  - 3.k. Approval of Plans and Specifications for Project No. 7237, Street Rehabilitation in Various Locations. Phase IV; and authorize advertisement for bids.
  - 3.l. Approval of Plans and Specifications for Project No. 7493, Lampson Avenue Water, Sewer, and Storm Drain Improvements, Phase III; and authorize advertisement for bids.

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- 3.m. Approval of Amendment to the Agreement with Kimley-Horn and Associates, Inc., for additional work related to Project No. 7238, Harbor Boulevard Smart Street Environmental Impact Report; and authorize the Mayor and City Clerk to execute the amendment.
  - 3.n. Approval of Agreement with S&S Building Maintenance for the provision of janitorial services for Police substations; and authorize the Mayor and City Clerk to execute the agreement.
  - 3.o. Approval of Agreement with 5G Wireless for the provision of additional wireless antennas equipment to expand the City's Wide Area Network; and authorize the City Manager and City Clerk to execute the agreement.
  - 3.p. Approval of 2003 Agreement of Settlement and Mutual Release with Marvin, Thomas, and Iris Smotrich and the Smotrich Family Trusts, for the conveyance of Agency real property located along the west side of Euclid Street, south of Garden Grove Boulevard, being a portion of the OCTA Right-of-Way; authorize the City Manager and City Clerk to execute the appropriate documents; and authorize the Finance Director to draw a warrant in the amount of \$100,000.00 when appropriate to do so. (Please note that this item is also listed on the Agency agenda as Item No. 2.c.)
  - 3.q. Approval of warrants.
4. PUBLIC HEARINGS:
- 4.a. Protests on the Spring 2003 Weed Abatement Notices.
  - 4.b. Allocation of FY 2003-04 State Supplemental Law Enforcement Services in the amount of \$338,695.00 for Law Enforcement Programs.
  - 4.c. APPEAL OF VARIANCE NO. V-100-03 AND CONDITIONAL USE PERMIT NO. CUP-101-03 – The Applicant, CP Property Trust-Christine Pietsch, is requesting approval to construct a 550 square foot detached second unit on an approximately 8,280 square foot lot, and to deviate from the minimum lot size, rear yard setback, and required parking. The site is located on the north side of Gamble Avenue between Gardenaire Lane and Rainier Court, at 9811 Gamble Avenue.

On March 6, 2003, V-100-02 and CUP-101-03 were deemed denied by the City Planning Commission because of a split vote. Then on March 19, 2003, an appeal was filed by the applicant, and public hearing on the case was ordered by the City Council to be held this date.

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5. ITEMS FOR CONSIDERATION: (Motion to approve will include adoption of each Resolution unless otherwise indicated.)
- 5.a. Consideration of Appeal of Site Plan No. SP-317-02, submitted by Viacom Outdoor, requesting approval to relocate a 50-foot-high, 672 square foot billboard to the north side of Garden Grove Boulevard, east of Fairview Street, at 13311-13341 Garden Grove Boulevard. Public Hearing on this matter was held on April 8, 2003, at which time the public hearing was declared closed and a decision deferred to this date. It is recommended that this matter be continued to May 27, 2003.
  - 5.b. Award of Contract to Mike Prlich & Sons on Project No. 7800, Sewer Improvements at Six Locations; and authorize the Mayor and City Clerk to execute the contract. (Estimated cost: \$344,731.00)
  - 5.c. Consideration of proposed modifications to the Municipal Code relating to the distribution and sales of fireworks.  
  
ORDINANCE NO. , for introduction and first reading, by title only, entitled  
  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ENACTING AMENDMENTS TO CHAPTER 5.28, "FIREWORKS," OF THE MUNICIPAL CODE
  - 5.d. Initiation of proceedings for the levying of FY 2003-2004 assessments for Street Lighting District, Street Lighting District No. 99-1, and Park Maintenance District.
    - 5.d.1. Adoption of Resolutions initiating the proceedings for Street Lighting District, Street Lighting District No. 99-1, and Park Maintenance District.
    - 5.d.2. Adoption of Resolution approving the Engineer's Reports for Street Lighting District, Street Lighting District No. 99-1, and Park Maintenance District.
    - 5.d.3. Adoption of Resolutions of Intention for Street Lighting District, Street Lighting District No. 99-1, and Park Maintenance District setting public hearing date for May 27, 2003.
  - 5.e. Consideration of formation of a Street Lighting Overlay District for FY 2003-04.

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

- 6.a. Consideration of appointment to the Housing Authority.
- 6.b. Designation of Voting Delegate and Alternate for a Special Meeting of the League of California Cities General Assembly to consider proposals concerning the state budget and state-local fiscal reform.
- 6.c. Discussion regarding Assembly Bill 1221, concerning reallocation of local sales and property taxes, as requested by Councilman Leyes.
- 6.d. Consideration of amendment to the Municipal Code regarding selection of Commission members, as requested by Councilman Rosen.

ORDINANCE NO. , for introduction and first reading, by title only, entitled

AN ORDINANCE AMENDING THE CITY CODE REGARDING SELECTION OF  
COMMISSION MEMBERS

- 6.e. Status report regarding parking issues on West Street and adjacent residential streets.

7. CLOSED SESSION:

- 7.a. Pursuant to Government Code section 54957.6, the City Council will meet with its negotiator (City Manager) regarding the status of labor negotiations with the Garden Grove Police Association.

8. ADJOURNMENT:

**NO CITY COUNCIL MEETINGS ARE SCHEDULED UNTIL  
MAY 27, 2003.**