

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center  
11300 Stanford Avenue

June 22, 2004

6:45 p.m.

Council Chamber

ROLL CALL: COUNCILMAN LEYES, COUNCILMAN ROSEN, COUNCILMAN TRAN,  
MAYOR PRO TEM DALTON, 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. Additionally, any person requiring auxiliary aids and services due to a disability should contact the City Clerk's office to arrange for special accommodations. (City Council Manual of Procedures, Section D)*

INVOCATION: Steve Larson, Personnel Services Director.

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

1. PRESENTATIONS:

1.a. Community Spotlight: Recognition of Melissa Byram for saving the life of a drowning victim.

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

RECESS

CONDUCT AGENCY BUSINESS

CONDUCT SANITARY DISTRICT BUSINESS

RECONVENE

3. CONSENT ITEMS: (It is recommended that Items 3.a. through 3.l. be acted on simultaneously unless separate discussion and/or action is requested by a Councilmember.)
  - 3.a. Denial of claims submitted by State Farm Insurance Company for Cynthia Cowan, Serafin Vidovic, and Cynthia Cowan; claims submitted on behalf of Donald Cordill as a Successor in interest to Marie Cordell, and Donald Cordill; David Gunther; Thuy Ngo; Kee Quesenberry and Chung Kim; Anwar Alameddine and Lena Ayvazian; and claims submitted by James Rederburg and by Lynda Knott and Norman Ross.
  - 3.b. Award of Contract to Thompson Company, Inc., for application of elastomeric roof coatings on the Public Safety and Gem Theater buildings; and authorize the Mayor and City Clerk to execute the contract. (Estimated cost: \$26,770.00)
  - 3.c. Award of Contract to A-1 Fence of Anaheim to repair and improve the security fencing at Central Stores; and authorize the Mayor and City Clerk to execute the contract
  - 3.d. Renewal of Agreement with Northrop Grumman Public Safety, Inc., for the maintenance of software systems for the Police Department; and authorize the Mayor and City Clerk to execute the agreement.
  - 3.e. Renewal of Agreement with Cron & Associates, Inc., for telephone transcription services for the Police Department; and authorize the Mayor and City Clerk to execute the agreement.
  - 3.f. Renewal of Agreement with the Boys and Girls Club of Garden Grove for the Youth Diversion Program; and authorize the Mayor and City Clerk to execute the agreement.
  - 3.g. Renewal of Agreement with Carl Warren & Company for claims administration services; and authorize the Mayor and City Clerk to execute the agreement.
  - 3.h. Agreement with KDF Malabar, LP, for lease of office space for a neighborhood police post at 9777 Bixby Avenue; authorize the City Manager and City Clerk to execute the agreement; and authorize the

Finance Director to draw warrants in the amount of One Dollar annually for rental fee, and payment of telephone service.

- 3.i. Agreement with AmeriNational Community Services, Inc., for loan portfolio management services; and authorize the City Manager and City Clerk to execute the agreement.
- 3.j. Award of Purchase Order for a used hydroflusher truck for the Public Works Department. (Estimated cost: \$80,000.00)
- 3.k. Warrants.
- 3.l. Waiver of full reading of Ordinances listed for second reading.
- 4. PUBLIC HEARINGS (Motion to approve will include adoption of each Resolution unless otherwise indicated.)
  - 4.a. ALLEY VACATION NO. AV-104-04, initiated by Tzu Chiang Chen, requesting that the City vacate a portion of an alley located west of Flower Street and south of Park Avenue.

Pursuant to publication of Resolution No. 8571-04, adopted on May 11, 2004, public hearing on the case was ordered by the City Council to be held this date.

- 4.b. ALLEY VACATION NO. AV-105-04, initiated by CHOCO Realty, requesting that the City vacate a portion of an alley located at the rear of property located on the south side of Chapman Avenue, east of Nutwood Street, at 10602 Chapman Avenue, as conditioned under Site Plan No. SP-326-03 for the development of a medical office building.

Pursuant to publication of Resolution No. 8572-04, adopted on May 11, 2004, public hearing on the case was ordered by the City Council to be held this date.

- 4.c. GENERAL PLAN AMENDMENT NO. GPA-1-04, initiated by the City of Garden Grove, proposing to adopt a new element of the General Plan entitled the "Storm Water and Urban Water Runoff Element."

The City Planning Commission, pursuant to Resolution No. 5424, recommended approval of GPA-1-04 on May 6, 2004, and public

hearing on the case was ordered by the City Council to be held this date.

- 4.d. PROPOSED BUDGET FOR FISCAL YEAR 2003-04: (It is recommended that Items 4.d.1. through 4.d.9. be acted on simultaneously unless separate discussion and/or action is requested by a Councilmember.)

4.d.1. Resolution adopting Basic Services, Grant Services, Water Services, Capital Improvements, Mobile Home Parks, and Special Assessment Budgets for Fiscal Year 2004-05.

4.d.2. Resolution adopting Fiscal Year 2004-05 Appropriations Limit.

4.d.3. Resolution appropriating Fund Balances as of June 30, 2004.

4.d.4. Resolution reappropriating Fiscal Year 2003-04 Project Balances and Encumbrances for Fiscal Year 2004-05.

4.d.5. Resolution adopting Fiscal Year 2004-05 Agency Budget.

4.d.6. Resolution adopting Fiscal Year 2004-05 Agency Budget Administrative Costs.

4.d.7. Resolution adopting Fiscal Year 2004-05 Housing Authority Budget.

4.d.8. Resolution adopting revised Master Fee Resolution.

4.d.9. Fiscal Year 2004-05 Conference and Training opportunities.

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

5.a. Amendment No. A-106-04, which would allow ground-mounted mechanical equipment in the side or rear setbacks on properties improved with a single-family home. (Continued from meeting of June 8, 2004)

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

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING AMENDMENT NO. A-106-04, AN AMENDMENT OF TITLE 9 OF THE CITY OF GARDEN GROVE MUNICIPAL CODE SECTION 9.16.040G TO ALLOW GROUND-MOUNTED MECHANICAL EQUIPMENT IN THE SIDE OR REAR SETBACKS ON PROPERTIES IMPROVED WITH A SINGLE-FAMILY HOME AND DELETING THE REQUIREMENT OF APPROVAL OF A DIRECTOR'S REVIEW FOR ENCROACHING INTO THE REQUIRED SETBACK WITH MECHANICAL EQUIPMENT

- 5.b. Modified Engineer's Report for Main Street Assessment District No. 1 – Fiscal Year 2004-05 Assessments, and adoption of Resolution confirming proceedings. (Continued from meeting of June 8, 2004)
- 5.c. Consideration of City co-sponsorship of the Main Street Car Show (Continued from meeting of June 8, 2004)
- 5.d. Adoption of Paramedic tax override rate for Fiscal Year 2004-05.

ORDINANCE NO. , for first reading and adoption, by title only, 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

- 5.e. Adoption of Measure M Seven-Year Capital Improvement Program, certifying that the Garden Grove Circulation Element is consistent with the County of Orange Master Plan of Arterials.

6. ORDINANCES PRESENTED FOR SECOND READING:

- 6.a. ORDINANCE NO. 2628, for second reading and adoption, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING AMENDMENT NO. A-107-04, AN AMENDMENT OF TITLE 9 OF THE CITY OF GARDEN GROVE MUNICIPAL CODE, PARAGRAPH 9 OF SUBSECTION B, SECTION 9.08.080 RELATING TO ALCOHOLIC BEVERAGE SALES AND CHANGES IN OWNERSHIP

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

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- 6.b. ORDINANCE NO. 2629, for second reading and adoption, by title only,  
entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN  
GROVE APPROVING AMENDMENT NO. A-108-04, AN AMENDMENT OF  
TITLE 9 OF THE CITY OF GARDEN GROVE MUNICIPAL CODE SECTION  
9.12.080 FLOOD HAZARD OVERLAY ZONE

- 6.c. ORDINANCE NO. 2630, for second reading and adoption, by title only,  
entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN  
GROVE ADOPTING A DEVELOPMENT AGREEMENT BETWEEN MICHAEL  
M. DAO, M.D. (PROPERTY OWNER) AND THE CITY OF GARDEN GROVE  
FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF  
WESTMINSTER AVENUE AND ATLANTIS WAY, AT 9191 WESTMINSTER  
AVENUE, PARCEL NO. 089-401-22

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

8. CLOSED SESSION:

- 8.a. Pursuant to Government Code section 54956.9, the City Council will  
confer with its Legal Counsel regarding the status of Garden Grove v.  
Orange County Transportation Authority.

9. ADJOURNMENT: