

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center
11300 Stanford Avenue

January 9, 2007

Council Chamber

ROLL CALL: COUNCIL MEMBER BROADWATER, COUNCIL MEMBER DINA NGUYEN,
COUNCIL MEMBER JANET NGUYEN, MAYOR PRO TEM ROSEN,
MAYOR DALTON

All Members present.

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). Agenda item descriptions are intended to give a brief general description of the item to advise the public of the item's general nature. The City Council may take legislative action it deems appropriate with respect to the item and is not limited to the recommended action indicated in staff reports or the agenda.

Closed Session

6:24 p.m.

1. PUBLIC INPUT: (Anyone wishing to address only Closed Session items may do so at this time.)

None.

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2. CLOSED SESSION:

- 2.a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Subdivision (a) of Section 54956.9)

Vietnamese Buddhism Study Temple in America, et al. v. City of Garden Grove, et al.
United States District Court Case No. SACV06-728 CJC.

ACTION: Discussed. No reportable action.

Open Session

7:45 p.m.

INVOCATION: Les Jones, Assistant City Manager.

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

3. PRESENTATIONS:

- 3.a. Recognition of 25- and 30-year City employees. (F: 52.3)

ACTION: Recognized.

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

- 4.a. Edith Brenner addressed the City Council regarding its responsibility to protect the community by banning the use of all fireworks in the city. (F: 53.3) (XR: 61.6)
- 4.b. Gail Taylor, Coordinator of the Cypress Americana Awards, addressed the City Council inviting the Council Members to this year's event, Saturday, February 24, 2007, at the Disneyland Hotel. The ceremony will include a parade of cities as well as honoring the outstanding citizens of each community within the County. (F: 53.3) (XR: 53.1)
- 4.c. Terry Fotia, representing Central Garden Grove Neighborhood Association and AARP Chapter 1639, addressed the City Council,

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commenting that it needs to move forward on the fireworks issue, outlawing the use of fireworks. (F: 53.3) (XR: 61.1)

- 4.d. Craig Durfey addressed the City Council regarding green building standards; the pedestrian walkway on Gilbert by the old Costco; and the sidewalk repair schedule. (F: 53.3) (XR: 93.1) (XR: 24.1)

ACTION: Mayor Dalton indicated that Staff would contact Mr. Durfey regarding the City's green building ordinance.

- 4.e. Sharon Tanihara addressed the City Council, expressing her opposition to the selling and use of fireworks in the city and urging the City Council to take action. (F: 53.3) (XR: 61.6)
- 4.f. Richard Princler addressed the City Council concerning a news report announcing Wal-Mart is coming to Garden Grove. Additionally, he commented on the stores on Garden Grove Boulevard between Beach Boulevard and Magnolia Street having no lights on in the early evening and how dark and deserted they appeared. (F: 53.3) (XR: A-55.260)
- 4.g. David Vill, President of the Garden Grove Chapter of AARP, addressed the City Council regarding fireworks and how important banning the sale and use of fireworks in the city is to seniors. (F: 53.3) (XR: 61.6)
- 4.h. Ross McDonald addressed the City Council, expressing his opposition to the sale and use of fireworks in the city. (F: 53.3) (XR: 61.6)

5. WRITTEN COMMUNICATIONS:

- 5.a. Request from American GI Forum-Escalante Chapter of Orange County, for the City to co-host the Annual American Freedom Recognition Dinner tentatively scheduled on June 23, 2007. (F: 88.1) (XR: 48.4) (XR: 87.1)

ACTION: No action taken.

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- 5.b. Request from The Colony of Performing Arts to allow full usage of buildings at 12883/12885 Main Street during retrofit process. (F: 35.4)

ACTION: Staff directed to check on status of plans and determine safety of the building during retrofit.

RECESS: 9:30 p.m.

CONDUCT AGENCY BUSINESS

CONDUCT SANITARY DISTRICT BUSINESS

RECONVENE: 10:58 p.m.

6. CONSENT ITEMS: (It is recommended that Items 6.a. through 6.k. be acted on simultaneously unless separate discussion and/or action is requested by a Council Member.)

- 6.a. Proclamation declaring January 13, 2007, as Korean American Day. (F: 83.1)

ACTION: Approved.
(5 Ayes.)

- 6.b. Sub-Sublease of portion of Purcell Building located at 11277 Garden Grove Boulevard to Hilltop Lending Corporation. (F: A-55.170)

ACTION: Approved.
(5 Ayes.)

- 6.c. Adoption of Resolution approving a revision to the Manual of Procedures for City Council Meetings. (F: 127.4)

ACTION: Resolution No. 8754-07 adopted.
(5 Ayes.)

- 6.d. Cooperative Agreement with the Orange County Transportation Authority to investigate and perform a feasibility analysis for a potential Transit Line from Anaheim to Huntington Beach under the "Go Local" project program. (F: 55)

ACTION: Approved.
(5 Ayes.)

- 6.e. Appointment of new Assistant Engineer at "E" step of salary range for this position. (F: 78.1) (XR: 24.1)

ACTION: Approved.
(5 Ayes.)

- 6.f. Appointment of new Senior Personnel Analyst at "G" step of salary range for this position. (F: 78.1)

ACTION: Approved.
(5 Ayes.)

- 6.g. Three-Year Vehicle Lease Agreement with Ford Motor Credit, through Ford of Orange, for five vehicles to be used by the Career Criminal Apprehension Team. (Cost: \$78,156) (F: 55) (XR: 82.1)

ACTION: Approved.
(5 Ayes.)

- 6.h. Three-Year Service Agreement with Carmen's Uniform's Inc. to provide uniforms and safety equipment for police department employees. (Cost: Total not to exceed \$150,000 per year) (F: 55) (XR: 82.1)

ACTION: Approved.
(5 Ayes.)

- 6.i. Minutes of the Regular City Council Meetings held October 24 and November 13, 2006. (F: Vault)

ACTION: Approved.
(3 Ayes. Broadwater and Dina Nguyen abstained.)

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6.j. Warrants. (F: 60.5)

ACTION: Approved.
(5 Ayes.)

6.k. Waiver of full reading of Ordinances listed.

ACTION: Approved.
(5 Ayes.)

7. PUBLIC HEARINGS:

7.a. Planned Unit Development No. PUD-115-06, Development Agreement, and adoption of a Negative Declaration. The Applicant, Wayne Tani Architects, is requesting to rezone a 1.6-acre site located on the north side of Trask Avenue, east of Newhope Street, at 11631 and 11641 Trask Avenue, from R-3 to Planned Unit Development to construct 12 two-story single-family homes. (F: 116.PUD-115-06)

ACTION: Hearing held. Remanded back to Planning Commission.
(5 Ayes.)

7.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 ADOPTING A NEGATIVE DECLARATION AND APPROVING PLANNED UNIT DEVELOPMENT NO. PUD-115-06, CHANGING THE ZONING DESIGNATION FROM R-3 (MULTI-FAMILY RESIDENTIAL) TO PLANNED UNIT DEVELOPMENT NO. PUD-115-06

7.a.2. ORDINANCE NO. , for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A NEGATIVE DECLARATION AND ADOPTING A DEVELOPMENT AGREEMENT BETWEEN GLEN SUEDA AND THE KANASE FAMILY TRUST (PROPERTY OWNERS) AND THE CITY OF GARDEN GROVE

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7.b. Amendment No. A-128-06. The City of Garden Grove is requesting an amendment to Title 9 of the Garden Grove Municipal Code, Section 9.08.060 and Section 9.16.470 to establish waste reduction and recycling regulations for large special events and large venues. (F: 115.A-128-06)

7.b.1. ORDINANCE NO. 2699, for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE AMENDING THE LAND USE CODE TO ESTABLISH WASTE REDUCTION AND RECYCLING REGULATIONS FOR LARGE SPECIAL EVENTS AND LARGE VENUES

ACTION: Approved.
(5 Ayes.)

8. COMMISSION/COMMITTEE MATTERS: None.

9. ITEMS FOR CONSIDERATION:

9.a. Two-year renewal of Contract with All City Management to provide crossing guard services at Garden Grove Unified School District school sites. (Cost: \$334,392 per year) (F: 55) (XR: 78.8) (XR: 82.1)

ACTION: Approved.
(5 Ayes.)

10. ORDINANCES PRESENTED FOR SECOND READING: None.

11. MATTERS FROM THE MAYOR, CITY COUNCIL MEMBERS AND CITY MANAGER:

11.a. Appointment of City Council representative to the Santa Ana River Flood Protection Agency. (F: 23.15)

ACTION: Council Member Rosen appointed.
(5 Ayes.)

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- 11.b. Council Member Broadwater requested that the start time for City Council meetings be listed on the next agenda for discussion. (F: 53.1) (XR: 46.1)
 - 11.c. Council Member Rosen requested that Commission Appointments be listed on the next City Council agenda. In addition, in response to Mr. Durfey's comments on the green building ordinance, he requested staff provide information regarding this subject. He announced his appointment as Chairman of the Regional Planning and Highways Committee of OCTA. Lastly, he asked staff to provide information on the status of a Mr. Douglas' steakhouse request for Main Street that he has heard is having trouble being approved due to lack of parking. (F: 53.1) (XR: A-122.5)
 - 11.d. Council Member Janet Nguyen wished everyone a Happy New Year! (F: 53.1)
 - 11.e. Mayor Dalton announced that he would be adjourning the meeting in Steve LaFond's memory. Mr. LaFond worked in the Community Resources Division of the Police Department and was a strong promoter of the City. He offered his condolences to the LaFond family. (F: 53.1) (XR: 46.9)
12. ADJOURNMENT: 11:38 p.m. in memory of Steven LaFond. (F: 46.9)

The next Regular Meeting of the City Council will be held on Tuesday, January 23, 2007, at 6:15 p.m. in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue.