

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center
11300 Stanford Avenue

January 25, 2005

7:02 p.m.

Council Chamber

ROLL CALL: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES, COUNCIL MEMBER 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)

INVOCATION: Les Jones, Deputy City Manager.

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

INTRODUCTION OF BOY SCOUT TROOP 548

1. PRESENTATIONS:

- 1.a. Community Spotlight: Recognition of Ken Anderson, retiring after 38 years of dedicated service to the City. (F: 52.3) (XR: 78.1)

ACTION: Recognized.

COUNCILMEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
COUNCIL MEMBER NGUYEN, MAYOR PRO TEM ROSEN,
MAYOR DALTON

2. ORAL COMMUNICATIONS - PUBLIC: (To be held simultaneously with Agency and Sanitary District Oral Communications.)
None.

3. WRITTEN COMMUNICATIONS:

3.a. Request from the Vietnamese Buddhist Association requesting exclusive use of Garden Grove Park on Sunday, May 15, 2005, to commemorate the birth of Buddha. (Continued from meeting of January 11, 2005.)
(F: 88.1) (XR: 73.5)

ACTION: Approved for the Association to submit an application for a Community Event Permit without exclusive use of the Park. In addition, staff was directed to prepare an ordinance for use of the parks by large groups.
(3 Ayes, Krebs and Leyes voted no.)

3.b. Consideration of request from the Union of Vietnamese Student Associations of Southern California to extend the deadline to distribute Tet Festival proceeds, beginning with this year's festival. (F: 42.8a)

ACTION: Approved an extension of five months. Continued to February 8, 2005, to consider an amendment to the agreement.
(5 Ayes.)

3.c. Request from Orange County Vector Control District to either reappoint Dr. Sheldon Singer, or a successor, to either a two- or a four-year term.
(F: 23.20) (XR: VIP)

ACTION: Reappointed Dr. Sheldon Singer to a four-year term.
(4 Ayes, Leyes voted no.)

RECESS: 8:10 p.m.

CONDUCT AGENCY BUSINESS

CONDUCT SANITARY DISTRICT BUSINESS

RECONVENE: 9:35 p.m.

COUNCILMEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
COUNCIL MEMBER NGUYEN, MAYOR PRO TEM ROSEN,
MAYOR DALTON

4. CONSENT ITEMS: (It is recommended that Items 4.a. through 4.h. be acted on simultaneously unless separate discussion and/or action is requested by a Council Member.)

4.a. Proclamation declaring February 4, 2005, as Wear Red for Women Day. (F: 83.1)

ACTION: Approved.
(5 Ayes.)

4.b. Grant Agreement with U.S. Department of Housing and Urban Development for the amount of \$89,415.00 to be used toward the construction of the indoor sports center. (F: 73.5.Proj.7658)

ACTION: Approved.
(5 Ayes.)

4.c. Agreement with Cotton/Bridges/Associates to assist with the preparation of the Five-Year HUD Consolidated Plan and an update of the City's Housing Element. (F: 55) (XR: 117.10D)

ACTION: Approved.
(5 Ayes.)

4.d. Exoneration of Subdivision Improvement Bonds, posted by Brandywine Development Corporation, for Tract Map No. TR 16433, located on the east side of Gilbert Street and north of Stanford Avenue; and acceptance of public improvements on Gilbert Street and Halekulani Drive and the development water system and appurtenant structures for City maintenance. (F: 106.141) (XR: 103.TT-16433) (XR: 116.PUD-102-03)

ACTION: Approved.
(5 Ayes.)

4.e. Acceptance of Contract as Complete for Project No. 7121, Traffic Signal Interconnect system on Magnolia Street from Trask Avenue to Orangewood Avenue. (F: 100.Proj.7121)

ACTION: Approved.

COUNCILMEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
COUNCIL MEMBER NGUYEN, MAYOR PRO TEM ROSEN,
MAYOR DALTON

(4 Ayes, Leyes abstained.)

- 4.f. Minutes of Regular City Council Meetings held November 9 and November 23, 2004. (F: Vault)

ACTION: Approved.
(5 Ayes.)

- 4.g. Approval of warrants. (F: 60.5)

ACTION: Approved.
(5 Ayes.)

- 4.h. Approval of waiver of full reading of Ordinances listed for adoption.

ACTION: Approved.
(5 Ayes.)

5. PUBLIC HEARINGS: (Motion to approve will include adoption of each Resolution unless otherwise indicated.)

- 5.a. DEVELOPMENT AGREEMENT IN CONNECTION WITH SITE PLAN NO. SP-359-04, initiated by Jill Choi and Bonnie Chong, to construct a 13,045 square foot, two-story office building located on the northwest corner of Garden Grove Boulevard and Gilbert Street at 9465 Garden Grove Boulevard. (F: 106.157) (XR: 116.SP-359-04)

On December 2, 2004, the City Planning Commission, pursuant to Resolution No. 5469, recommended approval of the Development Agreement, and public hearing on the case was ordered by the City Council to be held this date.

ACTION: Hearing held.

- 5.a.1. ORDINANCE NO. 2650, 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 JILL CHOI, BONNIE CHONG, AND THE CITY OF GARDEN GROVE FOR PROPERTY LOCATED ON THE NORTHWEST CORNER OF GARDEN

COUNCILMEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
COUNCIL MEMBER NGUYEN, MAYOR PRO TEM ROSEN,
MAYOR DALTON

GROVE BOULEVARD AND GILBERT STREET AT 9465 GARDEN
GROVE BOULEVARD, PARCEL NO. 133-413-15

ACTION: Full reading waived. Passed to second reading.
(5 Ayes.)

- 5.b. DEVELOPMENT AGREEMENT IN CONNECTION WITH SITE PLAN
NO. SP-360-04, initiated by Oliphant 10-31 Exchange, LLC and GDC
OIP, Inc., to construct two industrial buildings with renovation to an
existing industrial building located at the northwest corner of Lampson
Avenue and Western Avenue at 7465 Lampson Avenue. (F: 106.158)
(XR: 116.SP-360-04)

On December 2, 2004, the City Planning Commission, pursuant to
Resolution No. 5471, recommended approval of the Development
Agreement, and public hearing on the case was ordered by the City
Council to be held this date.

ACTION: Hearing held.

- 5.b.1. ORDINANCE NO. 2651, 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 GDC
OIP, INC. AND OLIPHANT 10-31 EXCHANGE, LLC, AND THE CITY OF
GARDEN GROVE FOR PROPERTY LOCATED AT THE NORTHWEST
CORNER OF LAMPSON AVENUE AND WESTERN AVENUE, AT
7465 LAMPSON AVENUE, PARCEL NO. 131-662-01

ACTION: Full reading waived. Passed to second reading.
(5 Ayes.)

6. COMMISSION/COMMITTEE MATTERS:
None.

COUNCILMEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
COUNCIL MEMBER NGUYEN, MAYOR PRO TEM ROSEN,
MAYOR DALTON

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

- 7.a. Grant Contract with the State of California for \$2.45 million for the construction of the Buena Clinton Youth and Family Center. (F: 73.20a)

ACTION: Approved.
(5 Ayes.)

- 7.b. Report and recommendations on insurance requirements for City festivals. (F: 60.1) (XR: 42.3) (XR: 42.7a) (XR: 42.8a) (XR: 42.9)

ACTION: Approved staff's recommendations.
(5 Ayes.)

- 7.c. Adoption of Resolution approving the submittal of transportation improvement projects to the Orange County Transportation Authority for funding under the Combined Transportation Funding Program. (F: 23.18)

ACTION: Adopted Resolution No. 8625-05.
(5 Ayes.)

- 7.d. Repeal of Chapter 2.25 "Water Budget Advisory Committee" of the Municipal Code. (F: 122.3) (XR: 50.2)

- 7.d.1. ORDINANCE NO. 2652, for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE REPEALING CHAPTER 2.25 "WATER BUDGET ADVISORY COMMITTEE" OF THE MUNICIPAL CODE

ACTION: Full reading waived. Passed to second reading.
(5 Ayes.)

8. ORDINANCES PRESENTED FOR SECOND READING:

- 8.a. ORDINANCE NO. 2649 for second reading and adoption, by title only, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING PLANNED UNIT DEVELOPMENT

COUNCILMEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
COUNCIL MEMBER NGUYEN, MAYOR PRO TEM ROSEN,
MAYOR DALTON

NO. PUD-105-04, CHANGING THE ZONING DESIGNATION FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO PUD-R (PLANNED UNIT DEVELOPMENT RESIDENTIAL) FOR PROPERTY LOCATED ON THE NORTH SIDE OF TRASK AVENUE, WEST OF NEWHOPE STREET, AT 11311 TRASK AVENUE, PARCEL NO. 100-083-02 (F: 116.PUD-105-04) (XR: 116.SP-358-04) (XR: 111.V-120-04) (XR: 115.TT-16767)

ACTION: Ordinance passed.
(5 Ayes.)

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

- 9.a. Consideration of appointments to City Commissions and Committees.
(F: 122.1) (XR: 122.4a) (XR: 122.10a) (XR: 122.6a) (XR: 122.4a)
(XR: S-122.1) (VIP)

ACTION: Recommendation by Council Member Nguyen to appoint Chuong Dinh (John) Nguyen to Neighborhood Improvement and Conservation Commission (NICC) approved. Recommendation by Mayor Dalton to appoint Allison Hanna and reappoint Jordan Silverberg to NICC and Charles Mitchell and reappoint Michael Boess to the Sanitary District Advisory Commission approved.
(5 Ayes.)

ACTION: Staff directed to prepare a letter to all Commissioners not reappointed that although appointments and reappointments are not complete, they do not have to attend any meetings.
(4 Ayes, Leyes voted no.)

- 9.a.1. Appointment of Jerry Margolin to the Planning Commission; appointment of Kathleen Wakula to the Parking and Main Street Commission; and reappointment of Dina Nguyen to the Neighborhood Improvement and Conservation Commission, as requested by Council Member Krebs.

ACTION: Approved appointments of Jerry Margolin and Dina Nguyen. Appointments to Parking and Main Street Commission continued until after staff prepares an

COUNCILMEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
COUNCIL MEMBER NGUYEN, MAYOR PRO TEM ROSEN,
MAYOR DALTON

ordinance changing the composition of the membership of
the Commission.
(5 Ayes.)

- 9.b. Consideration of appointment of Tad Hun Yo to the City's 50th
Anniversary Blue Ribbon Committee, as requested by Council Member
Krebs. (F: 122.75) (XR: VIP)

ACTION: Approved.
(5 Ayes.)

- 9.c. Consideration of resignation of Council Member Rosen from the Orange
County Regional Airport Authority; and appointment of new
representative, as requested by Council Member Rosen. (F: 23.11)
(XR: VIP)

ACTION: Appointed Council Member Nguyen.
(5 Ayes.)

- 9.d. Discussion concerning moving "Closed Session" to the beginning of the
meeting, as requested by Council Member Nguyen. (F: 127.1)

ACTION: Adopted Resolution No. 8626-05, changing the
Closed Session to begin at 6:15 p.m. and the Open Session
to begin at 7:00 p.m.
(4 Ayes, Leyes voted no.)

- 9.d.1. ORDINANCE NO. 2653, for introduction and first reading, by title
only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN
GROVE AMENDING MUNICIPAL CODE SECTION 2.04.010
"MEETINGS" OF CHAPTER 2.04 OF THE MUNICIPAL CODE

ACTION: Full reading waived. Passed to second reading.
(5 Ayes.)

10. CLOSED SESSION:
None.

COUNCILMEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
COUNCIL MEMBER NGUYEN, MAYOR PRO TEM ROSEN,
MAYOR DALTON

11. ADJOURNMENT: At 11:25 p.m., the meeting was adjourned to Saturday, February 5, 2005, at 8:30 a.m. in the Crystal Cathedral Family Life Center, International Board Room, 12141 Lewis Street, Garden Grove.