

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center
11300 Stanford Avenue

March 13, 2007

Council Chamber

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

Member Janet Nguyen was absent at roll call but joined the meeting at 5:45 p.m.

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

5:43 p.m.

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

None.

COUNCIL MEMBERS: COUNCIL MEMBER BROADWATER, COUNCIL MEMBER
DINA NGUYEN, COUNCIL MEMBER JANET NGUYEN,
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2. CLOSED SESSION:

- 2.a. Pursuant to Government Code section 54957
PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: City Manager

ACTION: Discussed. No reportable action taken.

Open Session

7:00 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 Sister City Association Exchange Students who will be
visiting Anyang, Korea. (F: 102.3)

ACTION: Recognized.

- 3.b. Financial update by Finance Director, Kingsley Okereke.

ACTION: Postponed.

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

- 4.a. J. Tilman Williams addressed the City Council, commenting on the
makeup of the City Council, supporting the inclusion of women.
(F: 53.3)
- 4.b. Benjamin Boese, Kevin Song, Fernando Wundrum, and Maria Scott
addressed the City Council concerning an Earth Day celebration in
Garden Grove Park on April 14. (F: 53.3) (XR: 73.5)
- 4.c. Laura Herzog addressed the City Council concerning the American
Cancer Society's Relay for Life event on July 21 and 22 at Garden Grove
High School. (F: 53.3)

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- 4.d. David Vill addressed the City Council concerning the AARP Chapter and their meetings. (F: 53.3)
- 4.e. David Lautherboren addressed the City Council concerning the support of our Veterans in light of recent news that has surfaced concerning the alleged mishandling of our Veterans. (F: 53.3)
- 4.f. Bob Owens addressed the City Council concerning inadequate funding for our Veteran Hospitals. He urged that the Fireworks ordinance be strictly enforced. (F: 53.3) (XR: 61.6)
- 4.g. Charles Mitchell addressed the City Council concerning the Veteran Hospital issues, and he asked the citizens to provide basic items for personal kits for hospital veterans, noting that the American Legion Post is providing these kits to hospital veterans. (F: 53.3)

5. WRITTEN COMMUNICATIONS:

- 5.a. Request from the Vietnamese American Community of Southern California that the City give permission and take responsibility for hanging U.S. and Vietnamese Flags on certain power poles during Black April Commemoration Weeks, April 21 to May 6, 2007. (F: 130.14)

ACTION: Continued to March 27, 2007.

RECESS: 7:39 p.m.

CONDUCT AGENCY BUSINESS

CONDUCT SANITARY DISTRICT BUSINESS

RECONVENE: 7:42 p.m.

- 6. CONSENT ITEMS: (It is recommended that Items 6.a. through 6.i. be acted on simultaneously unless separate discussion and/or action is requested by a Council Member.)
 - 6.a. Proclamation declaring March 22, 2007, as World Water Day in Garden Grove. (F: 83.1)

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ACTION: Approved.
(5 Ayes.)

- 6.b. Award of Contract to Grace Building Maintenance Company for kitchen replacement and dining room addition at Fire Station #7. (Cost not to exceed \$96,000) (F: 55) (XR: 24.1)

ACTION: Pulled.

- 6.c. Acceptance of 2006 Assistance to Firefighters Grant Award to purchase personal protective equipment and other approved safety-related equipment. (F: 55) (XR: 61.1)

ACTION: Approved.
(5 Ayes.)

- 6.d. License Agreement with SoCal Street Hockey, Inc., for the operation of the two hockey rinks at the Chapman Sports Complex. (F: 55) (XR: 73.23) (XR: 87.1)

ACTION: Approved.
(5 Ayes.)

- 6.e. Attendance at Law Enforcement Intelligence Unit Training Conference in Vancouver, Canada, April 23-27, 2007. (F: 78.1) (XR: 82.1)

ACTION: Approved.
(5 Ayes.)

- 6.f. Creation of classification of Risk Management Supervisor within the Middle Management unit. (F: 78.1) (XR: 60.1)

ACTION: Approved.
(5 Ayes.)

- 6.g. Minutes of the Regular City Council Meetings held January 23, 2007. (F: Vault)

ACTION: Approved.
(5 Ayes.)

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6.h. Warrants. (F: 60.5)

ACTION: Approved.
(5 Ayes.)

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

ACTION: Approved.
(5 Ayes.)

7. PUBLIC HEARINGS

7.a. Amendment No. A-129-07, amending Title 9 of the Garden Grove Municipal Code Section 9.08.030 (Land Use Matrix) to modify the zones where assembly uses such as educational institutions, health clubs, trade schools, preschools, private club and lodges may be established; to require approval of a Conditional Use Permit for these uses; and to move the development standards for schools from Section 9.04.060 to Section 9.08.050. (F: 115.A-129-07)

ACTION: Hearing held.

7.a.1. ORDINANCE NO. 2702, 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-129-07, AN
AMENDMENT TO TITLE 9 OF THE GARDEN GROVE MUNICIPAL
CODE

ACTION: Title of Ordinance read in full. Ordinance passed
to second reading.
(3 Ayes. Broadwater and Dina Nguyen voted no.)

8. COMMISSION/COMMITTEE MATTERS: None.

9. ITEMS FOR CONSIDERATION: None.

10. ORDINANCES PRESENTED FOR SECOND READING:

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- 10.a. ORDINANCE NO. 2700 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-131-07, AN AMENDMENT TO
TITLE 9 OF THE GARDEN GROVE MUNICIPAL CODE (F: 115.A-131-07)

ACTION: Title read in full. Ordinance adopted.
(5 Ayes.)

- 10.b. ORDINANCE NO. 2701 for second reading and adoption, by title only,
entitled

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE
AMENDING SECTIONS OF AND ADDING SECTIONS TO CHAPTER 5.28
OF TITLE 5, AND ADDING CHAPTER 1.22 TO TITLE 1, OF THE GARDEN
GROVE MUNICIPAL CODE PERTAINING TO REGULATIONS GOVERNING
THE USE OF FIREWORKS IN THE CITY AND ESTABLISHING
ADMINISTRATIVE FINES AND PROCEDURES RELATED THERETO FOR
VIOLATION OF CHAPTER 5.28 (F: 50.2) (XR: 61.6)

ACTION: Title read in full. Ordinance adopted.
(5 Ayes.)

RECESS: 8:05 p.m.

RECONVENE: 8:25 p.m.

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

- 11.a. Consideration of establishing dog parks, as requested by Mayor Dalton.
(F: 73.1)

ACTION: Continued.

- 11.b. Report concerning recent trip to Washington, D.C., by Mayor Dalton and
Council Member Dina Nguyen. (F:53.1)

ACTION: Continued.

- 11.c. Appointments to City Commissions. (F: 122.1)

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ACTION: Appointments made to Planning Commission; Sanitary Advisory Commission; Parking and Main Street Commission; Parks, Recreation and Arts Commission; and Traffic Commission. Administrative Board of Appeals and Neighborhood Improvement and Conservation Commission Appointments to be listed on the March 27, 2007, City Council Agenda.
(5 Ayes.)

- 11.d. Council Member Broadwater spoke about his recent Angioplasty and thanked everyone for their kind wishes. He asked the City Attorney to provide information concerning the process of converting from a General Law City to a Charter City and about our current term limit ordinance, and reducing the number of years a council member must wait to run for that office again to two years. He also requested that discussion concerning the Buddhist Temple lawsuit be placed on the March 27, 2007, agenda for discussion in Closed Session. (F:53.1) (XR: 127.11) (XR: 20.GPA-1-05(A))
- 11.e. Council Member Rosen wished his daughter Jessica a Happy 16th Birthday. He noted that OCTA is again looking at the Pacific Electric Right-of-Way area, and suggested that staff look at what is acceptable for the city. In addition, he referenced a letter from Assemblyman Jose Solorio concerning AB 823 to encourage the County of Orange to share its Gas Tax and Proposition 42 funds with cities in our county. This legislation would also require the County of Orange to annually report its Gas Tax and Proposition 42 funds revenues, expenditures, and surplus. He asked that this be placed on the March 27, 2007, City Council agenda for discussion and support. Lastly, he asked that the filling of an empty seat on the City Council be placed on the March 27, 2007, City Council agenda. (F: 53.1) (XR: 64.1) (XR: 36.3)
- 11.f. Mayor Dalton announced that the meeting be adjourned to Tuesday, March 20, 2007, at 5:30 p.m.
12. ADJOURNMENT: 8:43 p.m. to Tuesday, March 20, 2007, at 5:30 p.m. in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue.