

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center
11300 Stanford Avenue

April 8, 2003

6:53 p.m.

Council Chamber

ROLL CALL: COUNCILMAN DALTON, COUNCILMAN LEYES, COUNCILMAN ROSEN,
MAYOR PRO TEMPORE TRAN, MAYOR BROADWATER

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.
(City Council Manual of Procedures, Section D)*

INVOCATION: Les Jones, Assistant City Manager.

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

1. PRESENTATIONS:

- 1.a. Community Spotlight: Recognition of Francisco Lopez for his exceptional efforts in helping his neighbors. (F: 52.3)

ACTION: Recognized.

- 1.b. Community Spotlight: Recognition of Sister City Association exchange students who will be visiting Anyang, South Korea. (F: 52.3) (XR: 102.3)

ACTION: Recognized.

COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,
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2. ORAL COMMUNICATIONS - PUBLIC: (To be held simultaneously with Agency Oral Communications.)

2.a. Chad Morgan presented to the Council a bag of yellow ribbons and requested that they be placed on City vehicles to show support to the families of the troops in Iraq. (F: 53.1)

2.b. Loretta Evans commented that she has not received a response on how to file an appeal for the citation she received for the height of her front yard security fence. (F: 53.1) (XR: 80.2)

ACTION: Staff was directed to provide a report on what can be done to help Mrs. Evans.

2.c. Richard Princler commented that he is not opposed to fireworks; although, moving the stands 1,000 feet from the city's boundary will cause a hazard. If they cannot use the parks or city streets, the City is not leaving a place for the average person in Garden Grove to light them. (F: 53.1) (XR: 61.6)

2.d. Charles Mitchell commented regarding Item 4.a., recognizing 30 years of service for the Community Service Programs. This program focuses on dispute resolution. Their personnel are trained to mediate court cases to avoid a judgment. (F: 53.1) (XR: 83.1)

2.e. Tony Flores distributed a packet of information and commented on some of the items dealing with hotel costs and revenue projections, firework sales and cleanup, and using the old Costco site for a gym. (F: 53.1) (XR: 61.6)

2.f. Nicole Nguyen and Mike Vu, representing the Union of Vietnamese Student Associations, commented regarding the money that was raised at the recent Tet Festival. They provided funding allocation application forms, and anticipate distributing the profits after April 15, 2003. (F: 53.1) (XR: 42.8a) (XR: 55):

RECESS: 7:30 p.m.

RECONVENE: 7:32 p.m.

3. WRITTEN COMMUNICATIONS:

3.a. Request from the Orange County Regional Airport Authority for funding to continue their efforts in finding reasonable transportation alternatives that mitigate the air transportation demand shortfall and solve resulting ground transportation problems. (F: 88.1) (XR: 23.11)

COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,
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ACTION: All funding and memberships are in abeyance until the city's financial situation is determined. In-kind donations to house the director in City Hall will continue.
(5 Ayes.)

- 3.b. Request from Sine Caballero to discuss his claim for damages from tree limbs.
(F: 88.1) (XR: 49.2)

ACTION: Council suggested that Mr. Caballero file a claim in Small Claims Court.
(5 Ayes.)

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

- 4.a. Approval of Proclamation acknowledging Community Service Programs (CSP) 30th year of providing human services to the citizens of Orange County. (F: 83.1)

ACTION: Approved.
(5 Ayes.)

- 4.b. Approval of Proclamation designating April 2, 2003, as Day of Hope, during National Child Abuse Prevention Month. (F: 83.1)

ACTION: Approved.
(5 Ayes.)

- 4.c. Approval of Proclamation designating April 21-27, 2003, as the first Orange County Falun Dafa Week. (F: 83.1)

ACTION: Approved.
(5 Ayes.)

- 4.d. Approval of Proclamation designating April 27-May 3, 2003, as Recording for the Blind & Dyslexic Record-A-Thon Week in Garden Grove. (F: 83.1)

ACTION: Approved.
(5 Ayes.)

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- 4.e. Approval of Proclamation designating May 2003, as Veteran Appreciation Month. (F: 83.1)

ACTION: Approved.
(5 Ayes.)

- 4.f. Approval of Proclamation designating May 10, 2003, as Food Drive Day in Garden Grove. (F: 83.1)

ACTION: Approved.
(5 Ayes.)

- 4.g. Approval of Proclamation designating May 11-17, 2003, as National Women's Health Week in Garden Grove. (F: 83.1)

ACTION: Approved.
(5 Ayes.)

- 4.h. Denial of Claims submitted by attorneys on behalf of Monica and Emilio Flores, Jr.; and on behalf of James Klepner and Fabiana Flores. (F: 49.2)

ACTION: Denied.
(5 Ayes.)

- 4.i. Approval of Agreement with Pursuit Technology for the changeover of Police patrol car equipment; and authorize the Mayor and City Clerk to execute the agreement. (F: 55) (XR: 82.4)

ACTION: Approved and authorized.
(5 Ayes.)

- 4.j. Approval of acquisition of property, located at 13832 Newhope Street, for the future expansion of the City's Municipal Services Center; authorize the City Manager and City Clerk to execute the pertinent documents; and authorize the Finance Director to draw a warrant in the amount of \$650,000.00 to Henry Sprague, III, and Dermot Fitzpatrick, when appropriate to do so. (F: 84.1) (XR: 24.1)

ACTION: Approved and authorized.
(5 Ayes.)

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- 4.k. Approval of Minutes of Regular City Council Meetings held February 11 and February 25, and Adjourned Regular Meeting held March 4, 2003. (F: Vault)

ACTION: Approved.
(5 Ayes.)

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

ACTION: Approved.
(5 Ayes.)

5. PUBLIC HEARINGS:

- 5.a. APPEAL OF SITE PLAN NO. SP-317-02 - Viacom Outdoor is requesting Site Plan approval to relocate a 50-foot-high, 672 square foot billboard to an approximately 5.29-acre parcel located on the north side of Garden Grove Boulevard, east of Fairview Street, at 13311-13341 Garden Grove Boulevard. The project is a relocation of a billboard that was previously located on the west side of Harbor Boulevard, north of Chapman Avenue. (F: 116.SP-317-02) (XR: 112.10)

On January 16, 2003, the City Planning Commission, pursuant to Resolution No. 5340, denied SP-317-02. On February 24, 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.

ACTION: Public Hearing held and closed. Decision continued until April 22, 2003.
(5 Ayes.)

- 5.b. APPEAL OF CONDITIONAL USE PERMIT NO. CUP-612-02 – Garden Grove RV is requesting approval to utilize approximately 5.9 acres for a recreational vehicle storage yard. The subject property is a Southern California Edison easement and a portion of Union Pacific Right-of-Way, located between Lampson Avenue and the terminus of Park Avenue east of Western Avenue. (F: 51.CUP-612-02) (XR: 122.10)

On February 20, 2003, the City Planning Commission, pursuant to Resolution No. 5318, approved CUP-612-02. On March 13, 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. Then, on March 30, 2003, the applicant formally withdrew his appeal, no longer necessitating the need for the public hearing.

COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,
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6. COMMISSION/COMMITTEE MATTERS:

6.a. Recommendations from Traffic Commission Meeting of March 13, 2003.
(F: 122.11) (XR: 75.1) (XR: 100.1)

6.a.1. Installation of four-hour parking time limit on the north side of the frontage road on Katella Avenue.

ACTION: Approved.
(5 Ayes.)

6.a.2. Removal of on-street parking restriction between the hours of 7 a.m. and 9 a.m., and 2 p.m. and 5 p.m., on the east side of Bailey Street from Tiffany Avenue to approximately 200 feet south.

ACTION: Approved.
(5 Ayes.)

6.a.3. Removal of parking on the west side of Harbor Boulevard from Cardinal Circle to Westminster Avenue; and installation of a third lane on this section of Harbor Boulevard.

ACTION: Approved.
(5 Ayes.)

6.a.4. Installation of stop signs on June Street at Bluebell Avenue, and on Nieta Drive at Fredrick Drive.

ACTION: Approved.
(5 Ayes.)

7. ITEMS FOR CONSIDERATION:

7.a. Award of Contract to Alliance Streetworks, Inc., on Project No. 7135, Southbound Harbor Boulevard Right-Turn Lane at Chapman Avenue; and authorize the Mayor and City Clerk to execute the contract. (Estimated cost: \$317,000.00)
(F: 96.Proj.7135)

ACTION: Awarded and authorized.
(5 Ayes.)

7.b. Consideration of Resolution to authorize application to the Orange County Transportation Authority for funding under the Transportation Enhancement

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Activities Program for beautification of the Harbor Boulevard/Garden Grove intersection. (F: 36.11) (XR: 96.1)

ACTION: Resolution No. 8493-02 adopted.
(5 Ayes.)

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

- 8.a. Consideration of formal opposition of AB 496 (Correa), which would create a Santa Ana River Conservancy. (F: 67.1)

ACTION: Tabled.

- 8.b. Discussion concerning Orange County Water District's groundwater basin overdraft and a new management approach to determine the Basin Production Percentage (BPP) for the region. (Continued from meeting of March 25, 2003) (F: 112.6)

ACTION: Requested that staff invite representatives from the Orange County Water District (OCWD) to provide a brief presentation on why the water rates will be increased. Approved that the Mayor sign the letter to be sent to OCWD noting the City's concerns.
(5 Ayes.)

- 8.c. Status report regarding parking issues on West Street and adjacent residential streets. (F: 75.1) (XR: 73.12)

ACTION: Report provided.

9. CLOSED SESSION:

- 9.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.

ACTION: Discussed.

10. ADJOURNMENT: 10:20 p.m.