

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center  
11300 Stanford Avenue

April 12, 2005

Council Chamber

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

*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)*

Closed Session

6:15 p.m.

1. CLOSED SESSION: None.

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

All members present.

Open Session

7:12 p.m.

INVOCATION: Les Jones, Deputy City Manager.

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

2. PRESENTATIONS:

- 2.a. Presentation of the Orange County Human Relations Annual Report by Commissioner Beckie Welty. (F: 52.3)

ACTION: Not presented.

3. ORAL COMMUNICATIONS - PUBLIC: (To be held simultaneously with Agency Oral Communications.)

- 3.a. Randy Maynor, Marina Limon, Martin Jimenez, Alfredo Cordero, and Rafael Torres, along with translator Erendira Cardona, asked for the City Council's help with their eviction from the Travel Country Trailer Park. They commented that 120 families have received notice and need time to find new residences and need financial help. They asked to be able to speak with a City representative for help in securing their rights. (F: 53.3)

- 3.b. Elena Popp addressed the City Council and asked that a City representative with authority be designated to meet with the individuals from the Trailer Park and tell them what is happening. (F: 53.3) (XR: 57.1)

ACTION: Mayor Dalton requested that staff prepare a report outlining all the facts and contact Ms. Popp. Council Member Rosen requested that the report include crime statistics for the trailer park.

- 3.c. Renu Debozi and members of Soka Gakkai International-USA addressed the City Council about the Earth Day Festival at Twin Lakes Park on April 23, 2005. (F: 53.3) (XR: 73.10)

- 3.d. David Vill, Vice President of AARP, addressed the City Council on behalf of the organization, protesting the continued sale and use of fireworks in Garden Grove. He noted that the group would like to meet with Mayor Dalton to discuss this matter. (F: 53.3) (XR: 61.6)

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- 3.e. Charles Mitchell addressed the City Council concerning the displacement of wildlife because of the 22 Freeway expansion, commenting on the danger of disease being passed on to dogs and then to humans by displaced raccoons. (F: 53.3) (XR: 62.2)
- 3.f. Ricardo Mireles addressed the City Council about elderly drivers who are no longer permitted to drive. (F: 53.3)
- 3.g. Herb Lieberman addressed the City Council expressing appreciation for supporting the sending of students to our Sister City Anyang, Korea. He displayed a plaque given to Joseph Pak by the Mayor of Anyang. (F: 53.3) (XR: 102.3)
- 3.h. Jacqueline Ha addressed the City Council on behalf of the 12 students who visited Anyang, Korea. She indicated they all appreciated the opportunity and she hopes this tradition will continue. She provided thank you letters to the Mayor and City Council from some of the students. (F: 53.3) (XR: 102.3)

4. WRITTEN COMMUNICATIONS:

- 4.a. Request from Interfaith Council of Garden Grove, Stanton & Westminster for waiver of fees for use of the Garden Grove Community Meeting Center for their Ninth Annual Unity Banquet on Saturday, May 7, 2005. (F: 48.4) (XR: 91.1)

ACTION: Approved.  
(5 Ayes.)

RECESS: 7:56 p.m.

CONDUCT AGENCY BUSINESS

RECONVENE: 9:52 p.m.

- 5. CONSENT ITEMS: (It is recommended that Items 5.a. through 5.l. be acted on simultaneously unless separate discussion and/or action is requested by a Council Member.)

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- 5.a. Proclamation declaring April 2005, as Donate Life Month. (F: 83.1)

ACTION: Approved.  
(5 Ayes.)

- 5.b. Proclamation declaring April 10-16, 2005, as National Crime Victims' Rights Week. (F: 83.1)

ACTION: Approved.  
(5 Ayes.)

- 5.c. Resolution commemorating the 30<sup>th</sup> Anniversary of the Vietnamese refugees in Garden Grove. (F: 52.2)

ACTION: Approved.  
(5 Ayes.)

- 5.d. Agreement with Curbside, Inc., for administration of the California Integrated Waste Management Board Ninth Cycle and Tenth Cycle Used Oil Recycling Block Grant Programs. (F: 55) (XR: 24.13)

ACTION: Approved.  
(5 Ayes.)

- 5.e. Resolution of denial for General Plan Amendment No. GPA-1-05 (A), Amendment No. A-118-05, Development Agreement; and appeal of Site Plan No. SP-361-05 and Conditional Use Permit No. CUP-152-05. (F: 20.GPA-1-05(A)) (XR: 115.A-118-05) (XR: 106.160) (XR: 116.SP-351-05) (XR: 51.CUP-152-05)

ACTION: Resolution No. 8635-05 adopted.  
(3 Ayes. Nguyen and Rosen voted no.)

- 5.f. Acceptance of Contract as complete for the Apparatus Door Replacement at Fire Station #5. (F: 55) (XR: 24.1) (XR: 61.1)

ACTION: Accepted.  
(5 Ayes.)

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- 5.g. Acceptance of Contract as complete for the Kitchen Remodel at Fire Station #1. (F: 55) (XR: 24.1) (XR: 61.1)

ACTION: Accepted.  
(5 Ayes.)

- 5.h. Acceptance of Contract as complete for the Installation of an 18-inch Water Valve at Lampson Avenue and West Street.  
(F: 112.Proj.01-1078)

ACTION: Accepted.  
(5 Ayes.)

- 5.i. Agreement with the County of Orange for acceptance of Justice Assistance Grant funds for use in the PROACT program and the Jail Services contract. (F: 55) (XR: 82.15)

ACTION: Approved.  
(5 Ayes.)

- 5.j. Minutes of Regular City Council Meeting held February 8, 2005.  
(F: Vault)

ACTION: Approved.  
(5 Ayes.)

- 5.k. Warrants. (F: 60.5)

ACTION: Approved.  
(5 Ayes.)

- 5.l. Waiver of full reading of Ordinances listed for adoption.

ACTION: Approved.  
(5 Ayes.)

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6. PUBLIC HEARINGS:

- 6.a. APPEAL OF VARIANCE NO. V-123-05, initiated by Khue Van Nguyen, requesting to allow a patio cover, laundry room, and storage room addition to deviate from the required rear yard setback. The subject property is located on the north side of Central Avenue, west of Newland Street, at 8261 Central Avenue. (F: 111.V-123-05)

On February 3, 2005, the City Planning Commission, pursuant to Resolution No. 5481, denied V-123-05. On February 24, 2005, 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: Hearing held. Resolution No. 8636-05 adopted, upholding the Planning Commission's decision and denying the Appeal.  
(5 Ayes.)

7. COMMISSION/COMMITTEE MATTERS: None.

8. ITEMS FOR CONSIDERATION: None.

9. ORDINANCES PRESENTED FOR SECOND READING:

- 9.a. ORDINANCE NO. 2656 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 NO. PUD-106-05, CHANGING THE ZONING DESIGNATION FROM HCSP-OP (HARBOR CORRIDOR SPECIFIC PLAN OFFICE PROFESSIONAL) TO PLANNED UNIT DEVELOPMENT NO. PUD-106-05, FOR PROPERTY LOCATED ON THE NORTH SIDE OF GARDEN GROVE BOULEVARD, WEST OF SUNGROVE STREET, AT 12753 TO 12781 GARDEN GROVE BOULEVARD, PARCEL NOS. 231-574-19, 20, 21, AND 22 (F: 20.GPA-1-05(B)) (XR: 116.PUD-106-05) (XR: 106.159)

ACTION: Ordinance passed.  
(5 Ayes.)

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- 9.b. ORDINANCE NO. 2657 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 BGN INVESTMENTS, LP. (DEVELOPER), AND THE CITY OF GARDEN GROVE FOR PROPERTY LOCATED ON THE NORTH SIDE OF GARDEN GROVE BOULEVARD, WEST OF SUNGROVE STREET, AT 12753 TO 12781 GARDEN GROVE BOULEVARD, PARCEL NOS. 231-574-19, 20, 21, AND 22 (F: 20.GPA-1-05(B)) (XR: 116.PUD-106-05) (XR: 106.159)

ACTION: Ordinance passed.  
(5 Ayes.)

- 9.c. ORDINANCE NO. 2658 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-119-05, CHANGING THE ZONING DESIGNATION FROM PLANNED UNIT DEVELOPMENT RESIDENTIAL (PUD-113-96) TO C-1 (NEIGHBORHOOD COMMERCIAL), FOR PROPERTY ON THE SOUTHEAST CORNER OF GARDEN GROVE BOULEVARD AND ROCKINGHORSE ROAD, AT 11906 GARDEN GROVE BOULEVARD, PARCEL NUMBERS 100-504-1, 2, 3, 26, 27, 28, 30, 49, 50, 51, 66, 75, AND 76 (F: 115.A-119-05)

ACTION: Ordinance passed.  
(5 Ayes.)

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

- 10.a. Review of the Gem Theater and the Amphitheater facilities agreements, as requested by Council Member Krebs. (F: 53.1) (XR: 87.3) (XR: 55)

ACTION: Continued to April 26, 2005, with stipulation that no further payments be made to the Grove Theater Company in the interim.  
(5 Ayes.)

- 10.b. Council Member Leyes spoke about the Crystal Cathedral's 50<sup>th</sup> Anniversary celebration that he attended. He also spoke about the Pope's passing. (F: 53.1)

- 10.c. Council Member Rosen asked that the City Manager's annual review be placed for discussion in Closed Session at the next meeting. (F: 53.1)

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- 10.d. Council Member Nguyen noted that the \$1600 to plant the Cherry trees in the median on Brookhurst Street is being donated, which denotes a successful private/public relationship. She also spoke about concerns that the Zlakets have with zoning on Main Street. She asked for a report addressing this. (F: 53.1) (XR: 122.6)
- 10.e. Council Member Krebs wished the Jewish residents of Garden Grove a Happy Passover. (F: 53.1)
- 10.f. Mayor Dalton wished Council Member Krebs a Happy Birthday. (F: 53.1)
11. ADJOURNMENT: 11:10 p.m.

**HAPPY BIRTHDAY GREETINGS TO  
COUNCIL MEMBER KREBS**