

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center
11300 Stanford Avenue

April 25, 2006

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). 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.

Open Session

7:05 p.m.

INVOCATION: Les Jones, Deputy City Manager.

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

1. PRESENTATIONS:

- 1.a. Community Spotlight: Recognition of leadership students from Hare High School for their efforts to increase awareness about teenage drinking and driving. (F: 52.3)

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

ACTION: Recognized.

- 1.b. Department update by Finance Director Kingsley Okereke. (F: 60.1)

ACTION: Report presented.

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

- 2.a. David Terry Lautherboren addressed the City Council, noting that he lives on Hampton Avenue behind the Crown Plaza Hotel. There are buses and recreational vehicles parked in the hotel parking lot creating noise and fumes all night long. He urged the City Council to take care of this situation because he does not want to move. (F: 53.3)
(XR: 80.2)

ACTION: Mayor Dalton indicated that staff will look into the matter and someone will contact Mr. Lautherboren this week.

- 2.b. Alma Ramirez addressed the City Council and spoke about the Jews perpetuating crimes against the Mexicans. She also urged the Garden Grove Police Department be dismantled. (F: 53.1)
- 2.c. Robin Marcario addressed the City Council concerning Assembly Bill 2089, which Assemblyman Van Tran has proposed. She urged the City Council support this bill, which proposes a nine-day sales tax holiday for the purchase of items for disaster preparedness. (F: 53.1)
- 2.d. James Reade addressed the City Council concerning the former Costa Mesa Police Chief and the 69th Assembly District seat. (F: 53.1)

3. WRITTEN COMMUNICATIONS: None.

RECESS: 7:40 p.m.

CONDUCT AGENCY BUSINESS

CONDUCT SANITARY DISTRICT BUSINESS

RECONVENE: 8:03 p.m.

COUNCIL MEMBERS: 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.f. be acted on simultaneously unless separate discussion and/or action is requested by a Council Member.)

4.a. Proclamation designating April 29, 2006, as United We Paint Day.
(F: 83.1)

ACTION: Approved.
(5 Ayes.)

4.b. Exoneration of Street Improvement Bonds for Parcel Map No. PM 2004-309, located at the southwest corner of Katella Avenue and Euclid Street (Walgreen drugstore and Auto Zone). (F: 118.PM-2004-309)

ACTION: Approved.
(5 Ayes.)

4.c. Appointment of new Project Engineer at "G" Step of salary range for this position. (F: 78.1)

ACTION: Approved.
(5 Ayes.)

4.d. Minutes of Regular Meeting of the City Council held February 28, 2006, and Adjourned Regular Meeting held March 11. (F: Vault)

ACTION: Approved.
(5 Ayes.)

4.e. Warrants. (F: 60.5)

ACTION: Approved.
(5 Ayes.)

4.f. Waiver of full reading of Ordinances listed for adoption.

ACTION: Approved.
(5 Ayes.)

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

5. PUBLIC HEARINGS:

- 5.a. Adoption of the FY 2006-07 Action Plan for the use of CDBG, HOME, and ESG funds. (F: 117.10D)

ACTION: Hearing held.

ACTION: Approved.
(5 Ayes.)

- 5.b. Development Agreement. Burke Real Estate Group is requesting to improve a 9.34-acre parcel on the northeast corner of Orangewood Avenue and Monarch Street, at 7301 Orangewood Avenue, with four industrial buildings that allow for multi-tenant occupancy. (F: 106.169)

ACTION: Hearing held.

- 5.b.1. ORDINANCE NO. 2687, 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 SAINT GOBAIN (PROPERTY OWNER) AND BURKE REAL ESTATE GROUP (DEVELOPER) AND THE CITY OF GARDEN GROVE

ACTION: Ordinance passed to second reading.
(5 Ayes.)

6. COMMISSION/COMMITTEE MATTERS: None.

7. ITEMS FOR CONSIDERATION:

- 7.a. Initiation of proceedings for the levying of FY 2006-2007 assessments for Street Lighting District, Street Lighting District No. 99-1, and Park Maintenance District. (F: 69.1.FY2006-2007) (XR: 31.5)

- 7.a.1. Adoption of Resolutions initiating the proceedings for Street Lighting District, Street Lighting District No. 99-1, and Park Maintenance District.

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

ACTION: Resolutions No. 8695-06, No. 8696-06, and
No. 8697-06 adopted.
(3 Ayes. Leyes and Nguyen voted no.)

- 7.a.2. Adoption of Resolution approving the Engineer's Reports for
Street Lighting District, Street Lighting District No. 99-1, and
Park Maintenance District.

ACTION: Resolution No. 8698-06 adopted.
(3 Ayes. Leyes and Nguyen voted no.)

- 7.a.3. Adoption of Resolutions of Intention for Street Lighting District,
Street Lighting District No. 99-1, and Park Maintenance District
setting public hearing date for June 13, 2006.

ACTION: Resolutions No. 8699-06, No. 8700-06, and
No. 8701-06 adopted.
(3 Ayes. Leyes and Nguyen voted no.)

- 7.b. Adoption of Resolution establishing expense guidelines and an expense
reimbursement policy for City Council and other legislative body
members, in compliance with AB 1234. (F: 127.3)

ACTION: Resolution No. 8702-06 adopted, as amended to
reflect that under no circumstances shall alcohol be
reimbursable for meal or any other expense.
(5 Ayes.)

8. ORDINANCES PRESENTED FOR SECOND READING:

- 8.a. ORDINANCE NO. 2686, 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
RAMANLAL S. PATEL AND THE CITY OF GARDEN GROVE (F: 106.168)
(XR: A-55.127)

ACTION: Ordinance passed.
(5 Ayes.)

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

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

- 9.a. Council Member Leyes spoke about the Adjourned Regular City Council meeting scheduled for May 3, 2006, to interview a potential lobbyist, noting he cannot attend that meeting because of a work commitment. He also commented that in the past the City Council has resisted hiring lobbyists because it has been the Mayor's job to act in that capacity and it would be a major expense in the neighborhood of between \$120,000 and a quarter of a million dollars a year. Additionally, with the current astute City Council, he questions the need for a lobbyist. He also expressed concern that the City Council might be violating the spirit of the Brown Act by not televising the meeting, noting that he would prefer to have this item placed on a regular City Council meeting agenda so it would be televised.

Council Member Leyes also spoke about a recent tornado that hit Garden Grove's El Dorado Mobile Home Park, where a Traffic Commissioner resides. He praised the emergency response that took place.

Lastly, Council Member Leyes commented on the new statue of Alonzo Cook that is in place and noted that the dedication will be held on May 31. (F: 53.1) (XR: 67.6)

- 9.b. Council Member Rosen also spoke about the May 3 City Council meeting, noting that he and Council Member Nguyen were a subcommittee to review the issue of a lobbyist and could not make a definitive recommendation. He noted there is no need to televise the interviews, and a vote will be taken at a regular City Council meeting. He also spoke of matters that will be coming up for which a lobbyist would be helpful. (F: 53.1) (XR: 67.6)
- 9.c. Council Member Nguyen also spoke about the issue of a lobbyist, noting that she would not support exceeding a cost of \$100,000 for this. (F: 53.1) (XR: 67.6)
- 9.d. Council Member Krebs also spoke about the May 3 meeting, noting his surprise at Council Member Leyes' comments, commenting that he was under the impression that the entire City Council had agreed on that date. He further commented that he believes that having a lobbyist would be very helpful.

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Council Member Krebs commented on the successful Ride Share program and the recent annual luncheon.

Council Member Krebs also commented on the SGIUSA Buddhist event that was held Saturday at Twin Lakes Park. It was a good event, and he hopes the community turnout will be better next year.

Council Member Krebs also spoke about the Push Cart Derby that was held on the west side of Garden Grove. It was a successful event, with 120 contestants, and everyone received a trophy. Next year all the Boy Scout troops in the city will be invited to participate. (F: 53.1)
(XR: 67.6)

- 9.e. Mayor Dalton noted that Council Member Krebs' grandson came in second overall in the Push Cart Derby.

Mayor Dalton spoke about the lobbyist interviews, commenting that the City Council is only looking to see if a lobbyist would be helpful for the City. It would be a month-to-month employment, and the City Council will also explore other possibilities.

Mayor Dalton spoke about the Garden Grove Pride event Monday evening and noted that gasoline cards were donated to every judge of the event by Joe Hu of the Shell Gas Station at Chapman Avenue and Euclid Street. (F: 53.1) (XR: 67.6)

10. CLOSED SESSION:

- 10.a. Pursuant to Government Code section 54957.6
CONFERENCE WITH LABOR NEGOTIATORS
City Representative: Matthew Fertal, City Manager
Employee organization: Garden Grove Police Association

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

ACTION: Discussed. No reportable action taken.

11. ADJOURNMENT: 11:10 p.m., in memory of Lesley Davis, 33-year resident of Garden Grove and a 26-year Marine Corps veteran, who passed away

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from Lou Gehrigs Disease, to Wednesday, May 3, 2006, at 6:30 p.m. in
the Founders Room of the Community Meeting Center, 11300 Stanford
Avenue, Garden Grove. (F: 46.9)