

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center
11300 Stanford Avenue

May 10, 2005

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)

Closed Session

6:15 p.m.

1. CLOSED SESSION: None.

Open Session

7:19 p.m.

INVOCATION: Les Jones, Deputy City Manager.

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

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

2. PRESENTATIONS:

- 2.a. Community Spotlight: Recognition of retired City Commissioners for their dedicated service to the City of Garden Grove. (F: 52.3) (XR: 122.1)

ACTION: Recognized.

- 2.b. Community Spotlight: Recognition of Hui Ly, Joe Duong Dinh, Candace Bac-Ha Phan, and Hoang Vu, members of the Little Saigon Foundation and recipients of 2005 Spirits of Volunteerism Awards. (F: 52.3)

ACTION: Recognized.

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

- 3.a. Ernest Weiss addressed the City Council expressing concern that the American flags along Brookhurst north of Westminster are not positioned properly. He expressed frustration that no one seems to know the protocol on how to position the American flag and suggested someone become familiar with this topic and when a permit is issued, include these instructions. (F: 53.3)

- 3.b. Donna McDonald addressed the City Council about trailers belonging to Strawberry Festival carnival workers already being parked along the Southern Pacific Right of Way that abuts to the homes of the neighborhood and causing a disturbance. (F: 53.3) (XR: 52.3)

ACTION: Mayor Dalton advised her that staff will contact her tomorrow about this matter.

- 3.c. Verla Lambert addressed the City Council and presented photographs of cars parked illegally at the southwest corner of Euclid and Garden Grove Boulevard and people sleeping in vans and vehicles parked illegally in the area of her neighborhood. She recently attended a MORR conference and heard information that makes her glad she lives in Garden Grove. She also announced that OCTA will be holding a meeting at her home regarding the 22 Freeway improvements on May 15. (F: 53.3) (XR: 75.1) (XR: 62.2)

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

ACTION: Mayor Dalton noted that the parking situation is being looked into.

- 3.d. George Mitchell addressed the City Council concerning the mobile home park issue, suggesting a compromise be worked out, noting the City and the owners share the responsibility for the tenants there. He further suggested that the relocation costs be added to the developer's costs. (F: 53.3)
- 3.e. David Vill, representing the Garden Grove chapter of AARP, addressed the City Council concerning the fireworks issue, requesting that the City Council endorse the banning of the sale of fireworks in Garden Grove. (F: 53.3) (XR: 61.6)

RECESS: 8:23 p.m.

RECONVENE: 9:08 p.m.

- 4. WRITTEN COMMUNICATIONS: None.
- 5. CONSENT ITEMS: (It is recommended that Items 5.a. through 5.o. be acted on simultaneously unless separate discussion and/or action is requested by a Council Member.)
 - 5.a. Proclamation designating May 2005, as Mental Health Month. (F: 83.1)

ACTION: Approved.
(5 Ayes.)
 - 5.b. Proclamation designating May 2005, as Water Awareness Month. (F: 83.1) (XR: 24.12)

ACTION: Approved.
(5 Ayes.)
 - 5.c. Proclamation designating May 16-22, 2005, as National Public Works Week. (F: 83.1) (XR: 24.1)

ACTION: Approved.
(5 Ayes.)

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- 5.d. Acceptance of Contract as complete for the Fire Station #5 Roof Project.
(F: 55)

ACTION: Accepted.
(5 Ayes.)

- 5.e. Amendment to the current Memorandum of Understanding between the
Police Association and the City. (F: 78.8B)

ACTION: Approved.
(4 Ayes. Leyes voted no.)

- 5.f. Amendment to the Facilities Usage Agreement with Grove Theater
Center. (F: 55) (XR: 87.3)

ACTION: Approved.
(4 Ayes. Krebs voted no.)

- 5.g. Agreement with Enviro-Care for park and sports field maintenance.
(F: 55) (XR: 24.1)

ACTION: Retain the current month-to-month agreement
and reconsider again at FY 2005-06 budget session.
(5 Ayes.)

- 5.h. Agreement with the County of Orange for the Provision of Services
Promoting Safe and Stable Families for the operation of the Magnolia
Park Family Resource Center. (F: 55) (XR: 73.8a)

ACTION: Approved.
(5 Ayes.)

- 5.i. Agreement with Ecology Control Industries to install catch basin inlet
filter systems at designated locations in the city. (F: 55) (XR: 24.1)

ACTION: Approved.
(5 Ayes.)

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MAYOR DALTON

- 5.j. Award of Purchase to Fisher Safety for replacement and upgrading of Air Packs – Fire Department. (Estimated cost: \$54,548.44) (F: 55) (XR: 61.1)

ACTION: Awarded.
(5 Ayes.)

- 5.k. Advanced pay step appointment of new Associate Engineer to “F” step of salary range for this position. (F: 78.1)

ACTION: Approved.
(5 Ayes.)

- 5.l. Advanced pay step appointment of new Police Records Specialist to “F” step of salary range for this position. (F: 78.1)

ACTION: Approved.
(5 Ayes.)

- 5.m. Minutes of Regular City Council Meetings held March 8 and March 22, 2005, and Adjourned Regular Meeting held March 29, 2005. (F: Vault)

ACTION: Approved.
(5 Ayes.)

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

ACTION: Approved.
(5 Ayes.)

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

ACTION: Approved.
(5 Ayes.)

6. PUBLIC HEARINGS:

- 6.a. Use of Community Development Block Grant (CDBG) funds in the City’s five-year Consolidated Plan (2005-2010), and a one-year Action Plan for FY 2005-2006. (F: 117.10D)

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COUNCIL MEMBER NGUYEN, MAYOR PRO TEM ROSEN,
MAYOR DALTON

ACTION: Hearing held. Approved.
(5 Ayes.)

7. COMMISSION/COMMITTEE MATTERS: (Motion to approve will include adoption of each Resolution unless otherwise indicated.)

7.a. Recommendation from the Parking and Main Street Commission concerning the proposed budget for FY 2005-06 for Main Street Assessment District No. 1. (F: 122.6) (XR: A-31.2) (XR: 31.4)

ACTION: Resolution No. 8637-05 adopted.
(5 Ayes.)

8. ITEMS FOR CONSIDERATION:

8.a. Initiation of proceedings for the levying of FY 2005-2006 assessments for Street Lighting District, Street Lighting District No. 99-1, and Park Maintenance District. (F: 69.2.FY 2005-06) (Xr: 31.5)

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

ACTION: Resolutions No. 8638-05, No. 8639-05, and No. 8640-05 adopted.
(5 Ayes.)

8.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. 8641-05 adopted.
(4 Ayes. Leyes voted no.)

8.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 28, 2005.

ACTION: Resolutions No. 8642-05, No. 8643-05, and No. 8644-05 adopted.
(4 Ayes. Leyes voted no.)

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- 8.b. Appointments to the Parks, Recreation, and Arts Commission.
(F: 122.70a)

ACTION: Motion to appoint Tony Flores withdrawn.

9. ORDINANCES PRESENTED FOR SECOND READING:

- 9.a. ORDINANCE NO. 2659, 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-120-05, AN AMENDMENT TO TITLE 9 OF THE GARDEN GROVE MUNICIPAL CODE MODIFYING THE LOT COVERAGE AND GARAGE SETBACKS FOR THE R-1 (SINGLE FAMILY RESIDENTIAL) ZONE (F: 115.A-120-05) (XR: 50.3)

ACTION: Ordinance passed.
(5 Ayes.)

- 9.b. ORDINANCE NO. 2660, 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-121-05, AMENDING CHAPTER 8.47, ENTITLED "NOISE CONTROL," OF TITLE 8 OF THE GARDEN GROVE MUNICIPAL CODE (F: 115.A-121-05) (XR: 50.2)

ACTION: Ordinance passed.
(5 Ayes.)

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

- 10.a. Discussion concerning reaffirming a motion that was made and approved at the August 24, 2004, City Council meeting that directed staff to cease discussions with any casino interest and not pursue any casino or gambling interest in the city of Garden Grove, as requested by Council Member Leyes. (F: 53.1)

ACTION: Discussed.

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- 10.b. Council Member Leyes indicated that he has filed an appeal to a Planning Commission decision relative to a two-story commercial structure at the southwest corner of Lampson and Manley for review by the City Council on June 14, 2005. He requested that discussion concerning a proposed initiative to establish six City Council districts in Garden Grove be listed on the May 31 City Council workshop agenda. (F: 53.1)
- 10.c. Council Member Rosen requested that the City Council be apprised of upcoming Planning Commission public hearings before they are noticed and that a copy of the Planning reports be provided. (F: 53.1) (XR: 122.10)
- 10.d. Council Member Krebs commended the Fire Chief and staff for an excellent Fire Service Day event. He also referenced an article in the Garden Grove Journal last week about an award being given to Tom Bradac honoring Shakespeare Orange County as the top arts group in the country, and he encouraged the citizens to attend this year's program in the Amphitheater. (F: 53.1) (XR: 61.1) (XR: 87.5)
- 10.e. Mayor Dalton spoke about his participation in the Make a Wish Foundation's Boston cream pie eating contest that was held in Costa Mesa. (F: 53.1)

ADJOURNMENT: 10:12 p.m.

PLEASE NOTE THAT THERE WILL NOT BE A CITY COUNCIL MEETING ON THE REGULAR MEETING DATE OF TUESDAY, MAY 24, 2005; HOWEVER, A STUDY SESSION WILL BE HELD ON TUESDAY, MAY 31, 2005, AT 6:15 P.M. IN THE FOUNDERS ROOM OF THE GARDEN GROVE COMMUNITY MEETING CENTER.