

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center
11300 Stanford Avenue

June 13, 2006

Council Chamber

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

Council Member Leyes was absent at roll call and arrived at 7:10 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.

Open Session

7:08 p.m.

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 Kathy Porter for 25 years of outstanding service to the City. (F: 83.1) (XR: 78.1)

COUNCIL MEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
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ACTION: Recognized.

- 1.b. Presentation by the Orange County Human Relations Commission.
(F: 23.17) (XR: 52.3)

ACTION: Presentation made by Orange County Human Relations Commission representative Nadia Bettendorf to Police Officer Rick Bermudez and team for outstanding, innovative community outreach in dealing with graffiti.

- 1.c. Department update by Fire Chief Keith Osborn. (F: 61.1)

ACTION: Report presented.

2. ORAL COMMUNICATIONS - PUBLIC: (To be held simultaneously with Agency Oral Communications.)
- 2.a. Bea Jones thanked Council Members Nguyen and Rosen for attending the Orange County Black History Cultural parade and commented on Flag Day. (F: 53.3)
- 2.b. Ricardo Mireles commented on issues when his car was towed in 2004. (F: 53.3)
- 2.c. David Vill, Frank Earl, and Mary Parmenter requested that fireworks be banned. (F: 53.3) (XR: 61.6)
- 2.d. Spencer Scarborough commented on graffiti at his residence and trying to find ways to stop the tagging. (F: 53.3) (XR: 24.5)
- 2.e. Kevin Joo, Boy Scout Troop 75, commended the City for having the Strawberry Festival. (F: 53.3)
- 2.f. Franklin Joo, Boy Scout Troop 75, commented that people are not properly sorting the trash in the correct barrels. (F: 53.3)
- 2.g. Tiso Luafau distributed pictures and requested assistance in getting "permit parking only" signs in his neighborhood to discourage people who attend the Anaheim Convention Center from taking all the street parking. (F: 53.3)

COUNCIL MEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
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- 2.h. Greg Madrigal commented regarding parking on Garden Grove Boulevard, banning legal fireworks to make it easier to catch those using illegal fireworks, and having a dog park in the city. (F: 53.3) (XR: 61.6)
- 2.i. David Lautherboren thanked Officer Mike Feher for his assistance in having the busses park someplace else other than the hotel lot next to his property. He also provided pictures and requested assistance in ascertaining the owner of the power pole on which there is a transformer causing interference on his television. (F: 53.3) (XR: 75.1) (XR: 82.1)
- 2.j. Russ McDonald commented that there needs to be meetings with the City Council to resolve the issue of fireworks. (F: 53.3) (XR: 61.6)
- 2.k. Robin Marcario commended the Planning Commission and staff for meeting with neighbors before approving a recent project on Gilbert Street. She also reminded everyone to attend the International Picnic on June 17. (F: 53.3) (XR: 122.10)
- 2.l. Paul Sorenson commented regarding improper CalTrans traffic signage due to the 22 Freeway construction on Trask Avenue and the ticket he and other people received. (F: 53.3) (XR: 62.2)
- 2.m. Larry Bonher commented that citizens have to make better use of the land if they want a healthy environment. He also spoke on the poor treatment of the mentally ill people by social workers. (F: 53.3)
- 2.n. Charles Mitchell commented regarding the meeting he attended at the Orange County Sanitation District and the vote that was taken to raise the sewer rates by 9.8%. He also noted that Mayor Dalton voted against any rate increase. (F: 53.3) (XR: 23.14)

3. WRITTEN COMMUNICATIONS: None.

RECESS: 8:34 p.m.

CONDUCT AGENCY BUSINESS

RECONVENE: 8:50 p.m.

COUNCIL MEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
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4. CONSENT ITEMS: (It is recommended that Items 4.a. through 4.s. be acted on simultaneously unless separate discussion and/or action is requested by a Council Member.)

4.a. Proclamation declaring June 12-19, 2006, as Childhood Cancer Awareness Week. (F: 83.1)

ACTION: Approved.
(5 Ayes)

4.b. Final Tract Map No. TR 16688 and Subdivision Agreement for property located at 8252 to 8302 Garden Grove Boulevard. (F: 103.TR.16688)

ACTION: Approved.
(5 Ayes)

4.c. Award of Contract to Audio Visual Innovations, Inc., for sound equipment for the City Council Chamber. (Estimated cost: \$200,000.00) (F: 55) (XR: 48.4)

ACTION: Approved.
(5 Ayes)

4.d. Renewal of Agreement with Carl Warren & Company for claims administration services. (Estimated cost: \$120,000.00 per year) (F: 55) (XR: 49.2)

ACTION: Approved.
(5 Ayes)

4.e. Amendment to the Agreement with the Orange County Transportation Authority (OCTA) for the provision of transportation services for Senior Citizens. (Estimated cost: \$38,985.63) (F: 55) (XR: 87.8)

ACTION: Approved.
(5 Ayes)

COUNCIL MEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
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- 4.f. Agreement with the Orange County Sheriff's Department for forensic services. (Estimated cost: \$355,110.00) (F: 55) (XR: 82.1)

ACTION: Approved.
(5 Ayes)

- 4.g. Agreement with California Forensic Phlebotomy, Inc., to provide blood collection services for the Police Department on an as-needed basis. (F: 55) (XR: 82.1)

ACTION: Approved.
(5 Ayes)

- 4.h. Resolution requesting OCTA to disburse right-of-way funds for Project No. 7246, Euclid Street/Hazard Avenue Intersection Improvements. (F: 96.proj.7246)

ACTION: Resolution No. 8704-06 adopted.
(5 Ayes)

- 4.i. Resolution authorizing the submittal of an application for used oil recycling block grant funds for FY 2006-07 (12th cycle). (F: 24.7) (XR: 24.13)

ACTION: Resolution No. 8705-06 adopted.
(5 Ayes)

- 4.j. Resolution authorizing the submittal of an application to the California Integrated Waste Management Board for the Targeted Rubberized Asphalt Concrete Grant Program, to construct rubberized asphalt on Trask Avenue between Magnolia and Euclid streets. (F: 96.1) (XR: 24.13)

ACTION: Resolution No. 8706-06 adopted.
(5 Ayes)

- 4.k. Resolution approving the 2006-2009 Memorandum of Understanding with the Garden Grove Police Association. (F: 78.8B)

ACTION: Resolution No. 8707-06 adopted.
(3 Ayes, Leyes voted no and Nguyen abstained.)

COUNCIL MEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
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4.l. Submittal of 2006 Water Quality Report. (F: 112.15)

ACTION: Received and filed.
(5 Ayes)

4.m. Appointment of new Accounting Manager at "E" Step of salary range for this position. (F: 78.1)

ACTION: Approved.
(5 Ayes)

4.n. Appointment of new Principal Office Assistant at "E" Step of salary range for this position. (F: 78.1)

ACTION: Approved.
(5 Ayes)

4.o. Appointment of new Senior Street Maintenance Worker at "G" Step of salary range for this position. (F: 78.1)

ACTION: Approved.
(5 Ayes)

4.p. Resolution Amending Joint Powers Agreement with California State Association of Counties Excess Insurance Authority to enable the City to purchase excess workers' compensation insurance.. (F: 55) (XR: 78.1)

ACTION: Resolution No. 8708-06 adopted.
(5 Ayes)

4.q. Authorization for the Chief of Police to execute Power of Attorney to OCSD/Communications to negotiate with Sprint-Nextel. (F: 82.1)

ACTION: Approved.
(5 Ayes)

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- 4.r. Minutes of Regular Meeting of the City Council held April 11, 2006.
(F: Vault)

ACTION: Approved.
(5 Ayes)

- 4.s. Warrants. (F: 60.5)

ACTION: Approved.
(5 Ayes)

5. PUBLIC HEARINGS: (Motion to approve will include adoption of each
Resolution unless otherwise indicated.)

- 5.a. Protests on the Spring 2006 Weed Abatement Invoices.
(F: 113.1.Spring 2006)

ACTION: Hearing held. Resolution No. 8709-06 adopted.
(5 Ayes)

- 5.b. Garden Grove City Street Lighting District, Street Lighting District
No. 99-1, and Park Maintenance District – Fiscal Year 2006-07.
(F: 69.2.FY 2006/07) (XR: 31.5)

- 5.b.1. Hearing of Protests.

ACTION: Hearing held.

- 5.b.2. Adoption of Resolutions confirming proceedings.

ACTION: Resolutions No. 8710-06, No. 8711-06, and
No. 8712-06 adopted.
(4 Ayes, Leyes voted no.)

- 5.c. Development Agreement. Hewson Development Corporation is
requesting to construct a one-story, 12,411 square foot Social Security
office building, located on the east side of Gilbert Street, north of
Chapman Avenue, at 11900 Gilbert Street. (F: 106.170)
(XR: 116.SP-392-06)

ACTION: Hearing held.

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5.c.1. ORDINANCE NO. 2688, 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 HEWSON DEVELOPMENT CORPORATION (PROPERTY OWNER) AND THE CITY OF GARDEN GROVE

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

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

6.a. Recommendation from the Parking and Main Street Commission concerning the proposed budget for FY 2006-07 for Main Street Assessment District No. 1. (F: 31.4) (XR: 122.6)

ACTION: Resolution No. 8713-06 adopted.
(5 Ayes)

6.b. Recommendation from the Traffic Commission to rescind City Council action of September 2002 to close Westlake Avenue at Acacia Parkway. (F: 100.1) (XR: 122.11)

ACTION: Approved.
(4 Ayes, Krebs abstained.)

7. ITEMS FOR CONSIDERATION:

7.a. Award of Contract to CleanStreet for the provision of street sweeping services. (Estimated cost: \$1,047,972.00 for two years) (F: 55) (XR: 24.3)

ACTION: Awarded.
(5 Ayes)

COUNCIL MEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,
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- 7.b. Award of Contracts to Nobest, Inc. and CJ Concrete Construction for concrete repair services. (Estimated cost: \$236,200.00 and \$335,900.00 respectively) (F: 55) (XR: 24.1) (XR: 93.1)

ACTION: Awarded.
(5 Ayes)

- 7.c. Adoption of Measure M Seven-Year Capital Improvement Program, and submittal of approved documentation to OCTA. (F: 23.18c)

ACTION: Resolution No. 8714-06 adopted.
(5 Ayes)

8. ORDINANCES PRESENTED FOR SECOND READING: None.

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

- 9.a. Report concerning the ICSC Annual Conference attended by Mayor Dalton and Council Members Rosen and Leyes. (F: 53.1)

ACTION: Reports provided.

- 9.b. Discussion concerning 30-day impounds for police tows where drivers are stopped who don't have valid drivers' licenses, as requested by Mayor Pro Tem Rosen. (F: 53.1) (XR: 82.2)

ACTION: The City Attorney and staff will review the decision of the Appellate Court in the Oregon case and provide guidelines.

- 9.c. Council Member Leyes reminded everyone to attend the 50th Anniversary celebration at Garden Grove Park on June 17. He also commented on the June 6th election results. (F: 53.1)

- 9.d. Council Member Rosen noted that 30 cities have already approved that the extension of Measure M be placed on the November ballot. It will be placed on the next City Council agenda. (F: 53.1) (XR: 23.18c)

- 9.e. Council Member Nguyen requested that the meeting be adjourned in memory of Steven Ambriz, Council Member in Orange, who died in a traffic accident. She commended staff for all the 50th Anniversary

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celebrations that have been held. She also sent congratulations to her sister and brother-in-law on the birth of their daughter. She reminded everyone to fly their flag June 14 and remember the military. (F: 53.1) (XR: 46.9)

9.f. Council Member Krebs commended staff for the outstanding Main Street bandstand event last Friday, and wants to see this as an annual event. (F: 53.1)

9.g. Mayor Dalton also commended staff for all the 50th Anniversary events. He requested that the meeting also be adjourned in memory of his neighbor Margaret Puscizna, a longtime resident and great neighbor. (F: 53.1) (XR: 46.9)

10. ADJOURNMENT: 10:10 p.m. in memory of Steve Ambriz, former City of Orange Council Member, and Margaret Puscizna, longtime Garden Grove resident. (F: 46.9)