

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center
11300 Stanford Avenue

July 27, 2004

6:53 p.m.

Council Chamber

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

Councilman Leyes joined the meeting at 7:03 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)

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 Community Emergency Response Team (CERT) Pilot Group for their contribution to the safety of the community through this volunteer effort. (F: 52.3)

ACTION: Recognized.

- 1.b. Presentation from Child Abuse Services Team (CAST) honoring the Garden Grove Police Department for 15 years of partnership serving the children of Orange County. (F: 52.3)

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ACTION: Presentation made.

RECESS: 7:03 p.m.

COUNCILMAN LEYES JOINED THE MEETING AT 7:03 P.M.

CONDUCT HOUSING AUTHORITY BUSINESS

RECONVENE: 7:07 p.m.

2. ORAL COMMUNICATIONS - PUBLIC: (To be held simultaneously with Agency and Sanitary District Oral Communications.)
 - 2.a. David Vill, President of the Garden Grove Chapter of AARP, addressed the Council, inviting everyone to attend their next meeting on August 17. He also spoke against permitting fireworks in Garden Grove. (F: 53.3) (XR: 61.6)
 - 2.b. Tony Renich addressed the Council, noting his opposition to permitting fireworks in Garden Grove. (F: 53.3) (XR: 61.6)
 - 2.c. Sharon Tanihara addressed the Council, noting her opposition to permitting fireworks in Garden Grove. She indicated she would be circulating a petition to ban the sale and use of Fireworks here. (F: 53.3) (XR: 61.6)

RECESS: 7:26 p.m.

CONDUCT SANITARY DISTRICT BUSINESS

CONDUCT AGENCY BUSINESS

RECONVENE: 7:38 p.m.

3. WRITTEN COMMUNICATIONS:
 - 3.a. Request from U. S. Small Business Administration for use of various rooms at the Community Meeting Center on January 26, 2005, for the Small Loan Fair. (F: 88.1) (XR: 48.4)

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ACTION: Approved.
(5 Ayes.)

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

- 4.a. Award of Contract to Mapon, Inc. for the roof replacement at Fire Station No. 5; and authorize the Mayor and City Clerk to execute the agreement. (Estimated cost: \$27,500.00) (F: 55) (XR: 24.1) (XR: 61.1)

ACTION: Approved and authorized.
(5 Ayes.)

- 4.b. Award of Contract to Caliber Paving Company, Inc., for Project No. 7630, Construction of Chapman Sports Complex Parking Lot; waive the bid irregularities in the bid proposal; and authorize the Mayor and City Clerk to execute the agreement. (Estimated cost: \$223,980.00) (F: 73.23.Proj.7630) (XR: 73.23)

ACTION: Approved and authorized.
(5 Ayes.)

- 4.c. Approval of Plans and Specifications for Project No. 7117, Traffic Signal Installations and Modifications at Various Locations; and authorize the City Clerk to advertise for bids. (F: 100.Proj.7117)

ACTION: Approved and authorized.
(5 Ayes.)

- 4.d. Agreement renewal with Esgil Corporation for building plan check services on an as-needed basis; and authorize the Mayor and City Clerk to execute the agreement. (Continued from the July 13, 2004, meeting) (F: 55) (XR: 80.1)

ACTION: Approved and authorized.
(5 Ayes.)

- 4.e. Agreement with the Municipal Water District of Orange County (MWD OC) for the City's participation in the Weather Based Irrigation

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Controller Rebate Program for single-family residential and small commercial properties; and authorize the Mayor and City Clerk to execute the agreement. (F: 55) (XR: 112.5)

ACTION: Approved and authorized.
(5 Ayes.)

- 4.f. Amendment to Financial Assistance Agreement with the County of Orange for funding needed for the construction of the indoor sports complex at Garden Grove Park; and authorize the City Manager and City Clerk to execute the amendment. (F: 55) (XR: 73.5C)

ACTION: Approved and authorized.
(5 Ayes.)

- 4.g. Agreement with the City of Anaheim to disburse construction funds for the rehabilitation of Euclid Street between Patricia Drive and Katella Avenue, Project No. 7237, Phase VI; and authorize the Mayor and City Clerk to execute the agreement. (F: 96.Proj.7237)

ACTION: Approved and authorized.
(5 Ayes.)

- 4.h. Contract with the County of Orange for the operation of Workforce Investment Act Youth Programs administered through the Personnel Services Youth Employment Division; and authorize the City Manager to execute the contract and any amendments during FY 2004-05. (F: 55) (XR: 78.4a)

ACTION: Approved and authorized.
(5 Ayes.)

- 4.i. Resolution adopting a Disadvantaged Business Enterprise Program to enable the City to proceed with federally funded highway projects. (F: 117.13)

ACTION: Resolution No. 8595-04 adopted.
(5 Ayes.)

- 4.j. Resolution increasing the personal services agreement amounts that may be executed by the City Manager without City Council

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authorization; increasing the total amount on Public Works contracts awarded to a contractor during a year; and changing the time frame of those two contract limitations from a calendar to a fiscal year basis. (F: 55.1)

ACTION: Resolution No. 8596-04 adopted.
(5 Ayes.)

4.k. Minutes of the Regular City Council meeting held June 22, 2004.
(F: Vault)

ACTION: Approved.
(5 Ayes.)

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

ACTION: Approved.
(5 Ayes.)

4.m. Approval of waiver of full reading of Ordinances listed for adoption.

ACTION: Approved.
(5 Ayes.)

5. PUBLIC HEARINGS:

5.a. APPEAL OF SITE PLAN NO. SP-336-03. The appellant, Ajit Dighe/The Practice, is requesting approval to construct a single-story 9,950 square foot commercial building on a site within a commercial Planned Unit Development located on the west side of Valley View Street, south of Chapman Avenue, at 12101 Valley View Street. (F: 116.SP-336-03)

The City Planning Commission, pursuant to Resolution No. 5419, denied SP-336-03 on May 5, 2004. On May 24, 2004, an appeal was filed by the appellant, and public hearing on the case was ordered by the City Council to be held this date. (Continued from meeting of July 13, 2004)

ACTION: Hearing held. It was the consensus of the Council that discussions take place between the developer, the owner of McDonalds, and staff in order to reach a consensus and return to Council in two weeks for further consideration.

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6. ORDINANCES PRESENTED FOR SECOND READING:

- 6.a. ORDINANCE NO. 2633 for second reading and adoption, by title only, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING A ZONE CHANGE AMENDMENT CHANGING THE ZONING DESIGNATION FROM R-1 (SINGLE-FAMILY RESIDENTIAL) ZONE TO C-1 (NEIGHBORHOOD COMMERCIAL) ZONE, FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF CHAPMAN AVENUE AND HASTER STREET AT 12972 CHAPMAN AVENUE, PARCEL NOS. 231-311-15, 16, 17, 18 AND 19 (F: 115.A-111-04) (XR: 20.GPA-2-04)

ACTION: Ordinance passed.
(5 Ayes.)

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

- 7.a Discussion concerning County vote and City vote on CenterLine, as requested by Councilman Leyes and Councilman Rosen. (Continued from meeting of July 13, 2004) (F: 53.1) (XR: 23.18F)

ACTION: Mayor to send letters to members of the Orange County Board of Supervisors urging them to place this issue on the November ballot for a public vote.
(5 Ayes.)

- 7.b. Request from the Orange County Transportation Authority to select one Councilmember and an alternate to participate in the Elected Officials Roundtable for the Central County Corridor Study. (F: 23.18D)

ACTION: Councilman Rosen selected as representative, with Councilman Leyes as alternate.
(5 Ayes.)

- 7.c. Councilman Leyes commented about the State budget and noted that he and his wife, Wanda, received a Blue Ribbon at the Orange County Fair for their oranges. He commented on the Medfly quarantine in the area in this regard. He also urged everyone to attend the free concerts at Eastgate Park on Thursday evenings. (F: 53.1)

- 7.d. Councilman Dalton wished Councilman Leyes and his wife, Wanda, a Happy Anniversary. (F: 53.1)

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- 7.e. Councilman Rosen spoke about the fireworks issue. He noted that he and his family visited Branson, Missouri, where fireworks are allowed to be sold but not to be set off within the City limits. (F: 53.1) (XR: 61.6)
 - 7.f. Councilman Tran requested that staff send a letter to the Tet Festival committee advising them that they are \$45,000 short on their donations to non-profit groups and six months late. He also asked Councilman Leyes to bring his prize fruit to the next Council meeting. (F: 53.1) (XR: 42.8a)
 - 7.g. Mayor Broadwater wished Councilman Leyes and his wife, Wanda, a Happy Anniversary. (F: 53.1)
8. ADJOURNMENT: 9:05 p.m.

*HAPPY ANNIVERSARY
COUNCILMAN MARK AND WANDA LEYES*