

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center  
11300 Stanford Avenue

August 22, 2006

Council Chamber

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

Member Leyes absent at roll call but joined the meeting in Closed Session at 6:31 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.*

Closed Session

6:20 p.m.

1. PUBLIC INPUT: (Anyone wishing to address only Closed Session items may do so at this time.)

None.

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2. CLOSED SESSION:

2.a. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO  
GOVERNMENT CODE SECTION 54957.6

City Representative: Matthew Fertal, City Manager  
Employee Organization: Garden Grove Firefighters Local 2005.

ACTION: Discussed. No reportable action.

2.b. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Subdivision (a) of Section 54956.9)

Vietnamese Buddhism Study Temple in America, et al. v. City of  
Garden Grove, et al. United States District Court Case  
No. SACV06-728 CJC.

ACTION: Discussed. No reportable action.

Open Session

7:40 p.m.

INVOCATION: Les Jones, Assistant City Manager.

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

3. PRESENTATIONS:

3.a. Community Spotlight: Recognition of the 2006 Strawberry Ball King  
and Queen, Emmanuel "Manny" Chavez and Barbara Shirley. (F: 52.3)  
(XR: 42.3)

ACTION: Recognized.

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

4.a. Charles Mitchell addressed the City Council and congratulated the  
organizers of the International Farmers Market on Main Street.  
(F: 53.3)

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5. WRITTEN COMMUNICATIONS: None.

RECESS: 7:50 p.m.

CONDUCT AGENCY BUSINESS

CONDUCT SANITARY DISTRICT BUSINESS

RECONVENE: 8:09 p.m.

6. CONSENT ITEMS: (It is recommended that Items 6.a. through 6.f. be acted on simultaneously unless separate discussion and/or action is requested by a Council Member.)

6.a. Proclamation designating September 2006, as National Alcohol and Drug Addiction Recovery Month. (F: 83.1)

ACTION: Approved.  
(5 Ayes.)

6.b. Proclamation designating September 16, 2006, as Boys & Girls Clubs Day for Kids. (F: 83.1) (XR: 74.3)

ACTION: Approved.  
(5 Ayes.)

6.c. Agreement with MTGL Inc., to provide geotechnical and materials testing on an as-needed basis. (Cost: Not to exceed \$150,000) (F: 55) (XR: 24.11)

ACTION: Approved.  
(5 Ayes.)

6.d. Appointment of new Information Systems Programmer at Step "F" of the salary range for this position. (F: 78.1)

ACTION: Approved.  
(5 Ayes.)

6.e. Warrants. (F: 60.5)

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ACTION: Approved.  
(5 Ayes.)

- 6.f. Waiver of full reading of Ordinances listed for adoption.

ACTION: Approved.  
(5 Ayes.)

- 6.g. Resolution honoring the life of Publisher Yen Ngoc Do, one of Little Saigon's most respected community leaders and founder of Nguoi Viet Daily News. (F: 52.2)

ACTION: Approved.  
(5 Ayes.)

7. PUBLIC HEARINGS:

- 7.a. Allocation of FY 2006-07 Supplemental Law Enforcement Services Funds in the amount of \$335,000 for the purchase of a Police Department Emergency Communications Center/Command Post. (F: 82.4)  
(XR: 82.1)

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

8. COMMISSION/COMMITTEE MATTERS: None.

9. ITEMS FOR CONSIDERATION: None.

10. ORDINANCES PRESENTED FOR SECOND READING:

- 10.a. ORDINANCE NO. 2690, 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-111-06, CHANGING THE ZONING DESIGNATION FROM CCSP-PR (COMMUNITY CENTER SPECIFIC PLAN PERIPHERAL RESIDENTIAL PR 11) TO PLANNED UNIT DEVELOPMENT NO. PUD-111-06  
(F: 116.PUD-111-06) (XR: 106.171)

ACTION: Ordinance passed.  
(3 Ayes. Krebs voted No and Dalton absent.)

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- 10.b. ORDINANCE NO. 2691, 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 LV DEVELOPMENT, INC. (DEVELOPER) AND THE CITY OF GARDEN GROVE (F: 116.PUD-111-06) (XR: 106.171)

ACTION: Ordinance passed.  
(3 Ayes. Krebs voted No and Dalton absent.)

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

- 11.a. Council Member Leyes commented that Proposition 90 on the November ballot would severely curtail local governments in the use of redevelopment, and he asked that this matter be placed on a future City Council agenda for consideration of taking a position on it. He spoke about the lawsuit against the City and the Sanitary District previously mentioned by Mr. Mitchell, commenting on its frivolous nature, noting the City filed its reports and suffered for it. Thirdly, he commented that the Yes on Measure M campaigners use City personnel to deliver and collect materials, and he would like that stopped. He also spoke about the upcoming Arab-American Festival and cautioned against stereotyping people as a result of 9/11, urging a balance of caution and understanding. Lastly, he spoke about the upcoming election in November, noting that he would not be running for City Council. He reminisced about his attendance years ago at an event at the Hyatt Hotel in Garden Grove when he was asked, as a City Council Member, to represent the City at a dinner honoring Queen Noor of Jordan. (F: 53.1)
- 11.b. Council Member Rosen spoke about the time line for the timetable for the completion of the expansion of the 22 Freeway; and Phase II, the expansion to the 605 Freeway. (F: 53.1) (XR: 62.2)
- 11.c. Council Member Nguyen thanked the Council Members for supporting the Resolution honoring the life of Publisher Yen Ngoc Do, Vietnamese community leader and founder of Nguoi Viet Daily News, and requested that the meeting be adjourned in his honor. (F: 53.1) (XR: 46.9)
- 11.d. Council Member Krebs spoke about the Youth Summer Basketball League Awards ceremony he attended last Friday and commended staff

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for an outstanding program. He also spoke about the Mosque Open House that he attended, and noted that with the passing of King Hussein, a calming leader was lost. Additionally, he requested that on the next City Council agenda discussion take place regarding assessing fees to pay for extra Public Safety services required from the impact of Fourth of July fireworks, along with the development of a schedule of penalties and fines for the use of illegal fireworks. Lastly, he thanked his wife Erline for 52 years of marriage. (F: 53.1) (XR: 87.1) (XR: 61.6)

- 11.e. Mayor Dalton wished a Happy Anniversary to Council Member Krebs and his wife Erline. He also spoke about Yen Ngoc Do, noting he was an influential and humble man. He also noted that he will also adjourn the meeting in memory of Jan Wilson. (F: 53.1) (XR: 46.9)
12. ADJOURNMENT: 8:35 p.m., in memory of Yen Ngoc Do and Jan Wilson. (F: 46.9)

*HAPPY ANNIVERSARY TO COUNCIL MEMBER KREBS AND WIFE ERLINE*