

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center
11300 Stanford Avenue

September 9, 2003

6:55 p.m.

Council Chamber

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

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.
(City Council Manual of Procedures, Section D)*

INVOCATION: Matthew Fertal, Assistant City Manager.

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

1. PRESENTATIONS:

- 1.a. Community Spotlight: Recognition of City employees with 25, 30, and 35 years of service. (F: 52.3) (XR: 78.1)

ACTION: Recognized.

- 1.b. Presentation by OCTA concerning the status of the 22 Freeway Expansion. (F: 52.3) (XR: 23.18) (XR: 62.4)

ACTION: Presented.

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COUNCILMAN ROSEN, MAYOR PRO TEMPORE TRAN,
MAYOR BROADWATER

2. ORAL COMMUNICATIONS - PUBLIC: (To be held simultaneously with Agency and Sanitary District Oral Communications.)
- 2.a. Craig Durfey requested approval of the Proclamation designating September 26 as Developmental Disabilities Day and urged the Council to call the City's representatives to support the passage of HR 1390 and SB 42, which will provide funding to train first responders in dealing with disabled victims. (F: 53.3) (XR: 83.1)
- 2.b. Carolyn Rowland commented that she requested that the City prepare development standards for PUD's, and inquired whether it will be addressed by staff. She also questioned whether the Wondries Fleet Group was a Garden Grove business to receive the purchase order for new police cars. (F: 53.3)
- ACTION: The Mayor urged that her request on development standards be in writing to submit to staff for analysis. Also, the City joins with other entities to get the best price on cars.
- 2.c. David Lautherboren commented regarding the lack of proper transportation and the existence of unsafe conditions to drop off students at Santiago High School. (F: 53.3) (XR: 90.5)
- 2.d. Cheryl Armstrong commented regarding the referendum process and the people she met, some who complained about the unreasonable restrictions of the building codes. (F: 53.3) (XR: 58.14)
- 2.e. Bob Owens complained about the leadership in Sacramento. (F: 53.3)
- 2.f. Cy LaBree commented regarding the L.A. Times article on the development of the Brookhurst Triangle, and suggesting the City should sell its portion of the land to help the City's financial dilemma. (F: 53.3) (XR: A-116.7)
- 2.g. Tony Flores also commented regarding the L.A. Times article; indicating since the City is lacking in parks, the Brookhurst Triangle should be a park development. He also indicated the new gym should be at the old Costco site. (F: 53.3) (XR: A 116.7) (XR: 73.12a)
- 2.h. Kenda Taylor inquired whether there were any new plans for the Orangewood/Dale project. (F: 53.3)

ACTION: The Mayor commented that there is no project and the developer withdrew from Escrow.

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- 2.i. Verla Lambert provided a statement of recognition to Bob Tax Fighter Dinsen. (F: 53.3)
- 2.j. Barbara Beck introduced herself as the new Government Liaison from the South Coast Air Quality Management District and provided a packet of information on the District. (F: 53.3) (XR: 74.16A)
- 2.k. Steve Raganold commented regarding the referendum and requested that the Council overturn the approval vote that was taken for the PUD on Gilbert. He requested better communication of future projects. (F: 53.3) (XR: 58.14)
- 2.l. Dietrich Nicholson thanked the City Clerk for her assistance with the problem at the Senior Center. He also requested that staff review a proposed ordinance requiring pet owners to pick up after their dog and protect the water supply. Pet waste is a contributing factor to water pollution. (F: 53.3) (XR: 45.2) (XR: 87.7)

RECESS CITY COUNCIL: 9:05 p.m.

CONDUCT AGENCY BUSINESS

RECONVENE CITY COUNCIL: 9:15 p.m.

- 3. CONSENT ITEMS: (It is recommended that Items 3.a. through 3.i. be acted on simultaneously unless separate discussion and/or action is requested by a Councilmember.)
 - 3.a. Approval of Proclamation designating September 26, 2003, as Developmental Disabilities Day in Garden Grove. (F: 83.1)

ACTION: Approved.
(5 Ayes.)
 - 3.b. Approval of Proclamation designating September 28, 2003, as Race for the Cure Day in Garden Grove. (F: 83.1)

ACTION: Approved.
(5 Ayes.)
 - 3.c. Approval of acquisition of right-of-way over a portion of real property located at 12141 Garden Grove Boulevard, Parcel 1, for Project No. 7244, Widening and Improvement of the Harbor Boulevard/Garden Grove Boulevard Intersection; authorize the City Manager and City Clerk to execute the pertinent documents; and authorize the Finance Director to draw a warrant in the amount of \$3,600.00

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to Ki Bong Han and Young Hee Han when appropriate to do so. (F: 96.Proj.7244)
(XR: 84.1)

ACTION: Approved.
(5 Ayes.)

- 3.d. Approval of Amendment No. 7 to Cooperative Agreement No. C-95-974 with the Orange County Transportation Authority, providing an updated project list for funding under the Combined Transportation Funding Programs; and authorize the Mayor and City Clerk to execute the amendment. (F: 55) (XR: 23.18c)

ACTION: Approved and authorized.
(5 Ayes.)

- 3.e. Acceptance of Contract as Complete for Lighting and HVAC Energy Efficient Retrofit Program for City facilities; authorize the Mayor and City Clerk to execute the appropriate documents; and authorize the Finance Director to release the retention payment to CMS Viron Energy Services when appropriate to do so. (F: 55) (XR: 33.6)

ACTION: Approved and authorized.
(5 Ayes.)

- 3.f. Award of Purchase Order to Wondries Fleet Group for five new Police patrol cars. (Estimated cost: \$123,352.20) (F: 60.4) (XR: 82.4)

ACTION: Approved.
(5 Ayes.)

- 3.g. Approval of Minutes of Regular City Council Meeting held June 10, 2003.
(F: Vault)

ACTION: Approved.
(5 Ayes.)

- 3.h. Approval of warrants. (F: 60.5)

ACTION: Approved.
(5 Ayes.)

- 3.i. Approval of waiver of full reading of Ordinances listed for adoption.

ACTION: Approved.

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(5 Ayes.)

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

- 4.a. Recommendation from the Traffic Commission to add the intersections of Haster Street/Allard Avenue and Lampson Avenue/Ninth Street to the Traffic Signal Priority List. (F: 122.11)

ACTION: Approved.
(5 Ayes.)

5. ITEMS FOR CONSIDERATION: (Motion to approve will include adoption of each Resolution unless otherwise indicated.)

- 5.a. Presentation of Certificate as to Verification of Signatures for the Petition filed against City Council Ordinance No. 2607 (Gilbert Estates Planned Unit Development). (F: 58.14)

- 5.a.1. ORDINANCE NO. 2612, for adoption, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
GARDEN GROVE REPEALING ZONING ORDINANCE NO. 2607

ACTION: Passed rescinding Ordinance No. 2607.
(5 Ayes.)

- 5.b. Award of Contract to NATIV Engineering, Inc., for Project No. 7264, Construction of Median Islands on Garden Grove Boulevard from Rockinghorse Road to Euclid Street; Permanent Street Closure of Ranchero Way at Trask Avenue; Installation of Westbound Traffic Lanes from Civic Center Drive to Brookhurst Street and Eastbound Traffic Lanes from Brookhurst Street to Nina Place; and authorize the Mayor and City Clerk to execute the contract. (Estimated cost: \$443,741.00) (F: 96.Proj.7264)

ACTION: Approved and authorized.
(5 Ayes.)

- 5.c. Consideration of proposed Force Restructuring element of the FY 2003-04 Budget. (Continued from meeting of August 26, 2003) (F: 34.1[2003-04])

ACTION: Continued to October 14, 2003.

6. ORDINANCES PRESENTED FOR SECOND READING:

COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,
COUNCILMAN ROSEN, MAYOR PRO TEMPORE TRAN,
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- 6.a. ORDINANCE NO. 2611 for second reading and adoption, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE
AMENDING CHAPTER 5.12 "REGULATION OF MASSAGE ACTIVITY" WITHIN
THE CITY CORPORATE BOUNDARIES (F: 50.2) (XR: 82.1)

ACTION: Continued to October 14, 2003.

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

- 7.a. Consideration of supporting the proposed Groundwater Replenishment System Program, jointly sponsored by the Orange County Water District and the Orange County Sanitation District. (F: 122.6A) (XR: 112.6) (XR: 23.14)

ACTION: Approved supporting the Program.
(4 Ayes, Leyes voted no.)

- 7.b. Consideration of a report and recommendations by the City Council Ad Hoc Committee on Youth. (F: 122.67)

ACTION: Approved staff's recommendation that the FOCUS Collaborative be utilized to implement the recommendation of the Teen Ad Hoc Committee.
(5 Ayes.)

- 7.c. Consideration of appointments by the City Council for members of an Ad Hoc Committee to plan the City's 50th Anniversary Celebration. (F: 122.75)

ACTION: Applications for appointment will be presented at an upcoming Council meeting.
(5 Ayes.)

8. CLOSED SESSION:

- 8.a. Pursuant to Government Code section 54957.6, the City Council will meet with its negotiator (City Manager) regarding the status of labor negotiations with the Employee Association, Employee League, and non-represented Management and Central Management employees.

ACTION: Discussed.

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- 8.b. Pursuant to Government Code section 54956.9(c), the City Council will confer with its legal counsel regarding one matter.

ACTION: Discussed.

- 8.c. Pursuant to Government Code section 54956.9(b1), the City Council will confer with its legal counsel regarding one matter.

ACTION: Discussed.

- 8.d. Pursuant to Government Code section 54957.6, the City Council will meet with its negotiator (City Manager) regarding the status of labor negotiations with the Garden Grove Police Association, Police Middle Management, and Garden Grove Fire Fighters Local 2005.

ACTION: Discussed.

9. ADJOURNMENT: 11:08 p.m.

HAPPY ANNIVERSARY TO COUNCILMAN BILL AND SANDY DALTON