

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center  
11300 Stanford Avenue

October 12, 2004

6:52 p.m.

Council Chamber

ROLL CALL: COUNCILMAN LEYES, COUNCILMAN ROSEN, COUNCILMAN TRAN,  
MAYOR PRO TEM DALTON, 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. 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 the 2004 Garden Grove Strawberry Festival Association President and Board for a successful Festival. (F: 52.3) (XR: 42.3)

ACTION: Recognized.

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

- 2.a. Joan Tustison commented that she thought the award of contract for the gymnasium was continued from the last meeting to this meeting. Mayor Broadwater commented that because of a publication requirement, it will be listed on the agenda of October 26. (F: 53.3)
- 2.b. Verla Lambert commented that the issue of a casino continues to go on, as she read from an article in the newspaper. She noted her concern of how much money was spent on the colored renditions of possible casino locations that Council members and staff presented to Supervisor Norby. Councilman Rosen commented that the only drawings that were presented were those of International West, which are already on the city's web site. No additional money was spent. (F: 53.3)
- 2.c. David Lautherboren thanked staff for the dumpsters in their neighborhood, that provided an opportunity for a neighborhood cleanup. He requested more code enforcement to keep it clean, and to advise people not to keep their trash cans out front. He also commented that there are too many political signs where they shouldn't be. (F: 53.3) (XR: 80.2)
- 2.d. Cy Labree commented that Code Enforcement has some good officers, but they are overloaded. There needs to be fines imposed so that people will comply with Code Enforcement. (F: 53.3) (XR: 80.2)

RECESS: 7:27 p.m.

CONDUCT AGENCY BUSINESS

RECONVENE: 7:45 p.m.

3. WRITTEN COMMUNICATIONS:

- 3.a. Request from Garden Grove Cub Scout Pack 507 to conduct 2005 Pushcart Derby. (F: 88.1)

ACTION: Approved.  
(5 Ayes.)

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

4.a. Acceptance of Contract as Complete for Project No. 7115, Construction of Five School Pedestrian Activated Traffic Signals and Speed Signs. (F: 100.Proj.7115)

ACTION: Accepted.  
(5 Ayes.)

4.b. Advanced pay step appointment of new Building Inspector to "E" step of salary range for this position. (F: 78.1)

ACTION: Approved.  
(5 Ayes.)

4.c. Advanced pay step appointment of new Associate Engineer to "D" step of salary range for this position. (F: 78.1)

ACTION: Approved.  
(5 Ayes.)

4.d. Approval of 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. Public Hearing to consider General Plan Amendment No. GPA-4-04, Planned Unit Development No. PUD-104-04, Site Plan No. SP-349-04, Tentative Tract Map No. TT-16732, and a Development Agreement, initiated by D. R. Horton, requesting to change the General Plan from Recreational Commercial to Medium Density range from 42 to 48 dwelling units per acre, and a rezoning to Planned Unit Development. Also, a Site Plan approval to develop the 4.56-acre lot with a four-story condominium development with 200 units and two-level parking. A Tentative Tract Map is also proposed for the sale of the units.

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(F: 20.GPA-4-04) (XR: 116.PUD-104-04) (XR: 116.SP-349-04)  
(XR: 103.TT-16732) (XR: 106.152)

On September 2, 2004, the City Planning Commission, pursuant to Resolutions No. 5443 and No. 5444, approved SP-349-04 and TT-16732 and recommended approval of GPA-4-04, PUD-104-04, and the Development Agreement. An appeal was filed by adjacent residents.

ACTION: Hearing held.

RECESS: 8:45 p.m.

RECONVENE: 9:05 P.M.

5.a.1. Resolution approving General Plan Amendment No. GPA-4-04.

ACTION: Approved Resolution No. 8608-04.  
(5 ayes.)

5.a.2. Resolution denying the appeal and upholding the Planning Commission's approval of SP-349-04 and TT-16732.

ACTION: Approved Resolutions No. 8609-04 denying the appeal and No. 8610-04 approving a Negative Declaration.  
(5 Ayes.)

ACTION: List consideration of a traffic signal at Somerset Place and Chapman Avenue on the next agenda.  
(5 Ayes.)

5.a.3. ORDINANCE NO. 2639, for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING PLANNED UNIT DEVELOPMENT NO. PUD-104-04, CHANGING THE ZONING DESIGNATION FROM HCSP-TCB (HARBOR CORRIDOR SPECIFIC PLAN, TOURIST COMMERCIAL B) TO PLANNED UNIT DEVELOPMENT NO. PUD-104-04, FOR PROPERTY LOCATED ON THE SOUTH SIDE OF CHAPMAN AVENUE, EAST OF HARBOR BOULEVARD, AT 12662 CHAPMAN AVENUE, PARCEL NO. 231-501-15

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

- 5.a.4. ORDINANCE NO. 2640, 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 D. R. HORTON (DEVELOPER), AND THE CITY OF GARDEN GROVE FOR PROPERTY LOCATED ON THE SOUTH SIDE OF CHAPMAN AVENUE, EAST OF HARBOR BOULEVARD, AT 12662 CHAPMAN AVENUE, PARCEL NO. 231-501-15

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

6. COMMISSION/COMMITTEE MATTERS:

- 6.a. Recommendation from the Traffic Commission meeting of September 7, 2004, to remove on-street parking on both sides of Garden Grove Boulevard from Rockinghorse Road to Ninth Street. (F: 122.11) (XR: 75.1)

ACTION: Approved.  
(5 Ayes.)

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

- 7.a. Award of Purchase to Kustom Signals, Inc., for 45 In-Car Video Systems for the Police Department (Estimated cost: \$357,724) (F: 60.4)  
(XR: 82.4)

ACTION: Awarded.  
(5 Ayes.)

- 7.b. Award of Contract to Micon Construction Inc. for Project No. 7665, OCTA Rights-of-Way Improvements for the Shelley/Kensington site

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located between Lampson Avenue and Nutwood Street and Gutosky Park located at Loreleen Street and Ferris Lane. (Estimated cost: \$376,725.43) (F: 96.Proj.7665) (XR: 73.7) (XR: 117.17D)

ACTION: Awarded.  
(4 Ayes, Leyes Abstained.)

- 7.c. Adoption of Resolution requesting the Orange County Transportation Authority (OCTA) to disburse the construction funds for the widening of Westminster Avenue from Euclid Street to A Better Way. (F: 55-City of Santa Ana) (XR: 96.1) (XR: 23.18c)

ACTION: Adopted Resolution No. 8611-04.  
(5 Ayes.)

- 7.d. Adoption of Resolution authorizing the application for funding from the California Resources Agency for the Garden Grove and Harbor Boulevard Intersection Improvement project. (F: 96.Proj.7244) (XR: 23.18C)

ACTION: Adopted Resolution No. 8612-04.  
(5 Ayes.)

- 7.e. Adoption of Resolution approving the City's application for a State Urban Park and Healthy Communities Program Grant to complete improvements to the southwest athletic fields at Garden Grove Park. (F: 73.5.Proj.7658)

ACTION: Adopted Resolution No. 8613-04.  
(5 Ayes.)

- 7.f. Adoption of Resolution approving the City's application for a Youth Soccer and Recreation Development Program Grant to complete improvements at Garden Grove Park. (F: 73.5) (XR: 73.5.Proj.7658)

ACTION: Adopted Resolution No. 8614-04.  
(5 Ayes.)

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

- 8.a. Councilman Leyes questioned whether the confidentiality agreement with Worldwide Wynn is still enforceable or whether it needs to be terminated. He commented regarding the filming of Extreme Makeover-the Home Edition. A home on Belgrave was chosen and it will be on television in December. The Burns Family was chosen to help their son who suffers from brittle bone disease. This project received a lot of support from friends and neighbors. (F: 53.1)
- 8.b. Councilman Dalton commented that he attended the opening of the Senior Games, which are being held this week. The speaker was Bruce Rollinson, football coach at Mater Dei High School, whose mother worked in City Hall for many years. Friday night is the Harvest Moon dance for the seniors. Additionally, he requested that the meeting be adjourned in memory of Bob Piper, who had an electrical business in the city and was very involved in the community. (F: 53.1) (XR: 87.7)
- 8.c. Councilman Rosen commented there were a lot of volunteers from the Fire Department, Police Department, and the Building Division at the Extreme Makeover event. (F: 53.1)
- 8.d. Councilman Tran commented that Election Day is November 2. The last day to register is October 18, and forms are available in the City Clerk's office. (F: 53.1)
- 8.e. Mayor Broadwater commented that all of the work done by the Extreme Makeover crew was scheduled in 15-minute increments. When they got behind they quickly adjusted the schedule. He also sent his condolences to Bob Piper's family. (F: 46.9)

9. CLOSED SESSION:

None.

10. ADJOURNMENT: At 10:00 p.m., the meeting was adjourned in memory of Bob Piper, businessman and community advocate. (F: 46.9)

***HAPPY BIRTHDAY COUNCILMAN TRAN***