

AGENDA

Adjourned Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center  
11300 Stanford Avenue

November 13, 2006

Council Chamber

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

Council Member Krebs absent.

*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

7:03 p.m.

INVOCATION: Les Jones, Assistant City Manager.

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

1. PRESENTATIONS:

1.a. Presentation by Orange County Grand Jury. (F: 23.1)

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

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ACTION: Presented.

- 1.b. Department update by Police Chief Joe Polisar.

ACTION: Report presented.

2. ORAL COMMUNICATIONS - PUBLIC: (To be held simultaneously with Agency Oral Communications.)
  - 2.a. Joyce Brittain addressed the City Council concerning ongoing noise and dangerous speeding during the late night hours on Lampson Avenue between Euclid and Nutwood streets. She requested Police surveillance.
  - 2.b. Peter Katz addressed the City Council in opposition to the Sheldon Development in the Main Street area. He presented 16 objections and considerations.
  - 2.c. Verla Lambert addressed the City Council and expressed her appreciation to the Public Works Department for all their work in her neighborhood. She presented for the record the Organization Chart for Lake Havasu City and a photo of a large sign on Harbor Boulevard advertising Olson Homes new condominiums on Palm Avenue, and referenced the City's billboard and sign ordinance in that regard. She noted her opposition to the Sheldon project and requested clarification of Agenda Item 4.a.
  - 2.d. George Brietigam addressed the City Council, noting he is attending with the Boy Scout Troop. He noted his support to continue to allow safe and sane fireworks and to increase enforcement. Lastly, he expressed concern about the Sheldon project.
  - 2.e. Charles Mitchell addressed the City Council concerning the election, offering thanks to his supporters and congratulations to the winners and candidates. He noted that he has removed his signs and asked to be notified if any were missed.

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3. WRITTEN COMMUNICATIONS:

- 3.a. Request from Boy Scout Troop 1103 for co-sponsorship of the Sixth Annual Cub Scout Pushcart Derby on April 15, 2007. (F: 74.7) (XR: 88.1)

ACTION: Approved.  
(4 Ayes. Krebs absent.)

- 3.b. Request from the Garden Grove Community Foundation (GGCF) for use of Willowick Golf Course on May 16, 2007, for the Annual GGCF/Chamber Golf Classic. (F: 130.15) (XR: 73.13) (XR: 88.1)

ACTION: Approved.  
(4 Ayes. Krebs absent.)

- 3.c. Request from The Colony of Performing Arts for extension of time frame for retrofit of building located at 12883 Main Street. (F: 35.4) (XR: 46.2A) (XR: 88.1)

ACTION: Received and filed.  
(3 Ayes. Krebs and Nguyen absent.)

RECESS: 8:12 p.m.

CONDUCT AGENCY BUSINESS

RECONVENE: 9:00 p.m.

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

- 4.a. Amendment to Agreement with Willdan Corporation to provide building inspection services. (Cost: Adds an additional \$50,000, bringing total to a maximum of \$111,000) (F: 55) (XR: 35.1)

ACTION: Approved.  
(4 Ayes. Krebs absent.)

COUNCIL MEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,  
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- 4.b. Award of "On Call" Purchase Orders to Vulcan Materials, All American Asphalt, and R.J. Noble for Asphalt Mix. (Cost: Not to exceed \$135,000) (F: 55) (XR: 24.1)

ACTION: Approved.  
(4 Ayes. Krebs absent.)

- 4.c. Adoption of Resolution requesting the Orange County Transportation Authority disburse construction funds for Harbor Boulevard/Trask Avenue Intersection Improvements, Project No. 7128. (F: 96.proj.7128)

ACTION: Resolution No. 8747-06 adopted.  
(4 Ayes. Krebs absent.)

- 4.d. Adoption of Resolution authorizing the submittal of an application to the California Integrated Waste Management Board for a Tire-Derived Product Grant for sidewalk replacement at various locations along Lampson and Chapman Avenues. (F: 24.6)

ACTION: Resolution No. 8748-06 adopted.  
(4 Ayes. Krebs absent.)

- 4.e. Adoption of Resolution to adopt the Orange County Regional Water and Wastewater Multi-Hazard Mitigation Plan. (F: 112.6) (XR: 24.1)

ACTION: Resolution No. 8749-06 adopted.  
(4 Ayes. Krebs absent.)

- 4.f. Adoption of Resolution establishing salary rates for part-time employees. (F: 78.13)

ACTION: Resolution No. 8750-06 adopted.  
(4 Ayes. Krebs absent.)

- 4.g. Metro Cities Fire Authority Board reassignments. (F: 61.8)

ACTION: Approved.  
(4 Ayes. Krebs absent.)

COUNCIL MEMBERS: COUNCIL MEMBER KREBS, COUNCIL MEMBER LEYES,  
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- 4.h. Minutes of the Regular City Council Meeting held September 26, 2006.  
(F: Vault)

ACTION: Approved.  
(4 Ayes. Krebs absent.)

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

ACTION: Approved.  
(4 Ayes. Krebs absent.)

- 4.j. Waiver of full reading of Ordinances listed.

ACTION: Approved.  
(4 Ayes. Krebs absent.)

5. PUBLIC HEARINGS:

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

ACTION: Hearing held. Staff directed to proceed with the  
scheduled weed abatement.  
(4 Ayes. Krebs absent.)

- 5.b. Planned Unit Development No. PUD-115-06, Development Agreement,  
and adoption of a Negative Declaration. The Applicant, Wayne Tani  
Architects, is requesting to rezone a 1.6-acre site located on the north  
side of Trask Avenue, east of Newhope Street, at 11631 and 11641  
Trask Avenue, from R-3 to Planned Unit Development to construct 12  
two-story single-family homes. (F: 116.PUD-115-06)

ACTION: Hearing held.  
Motion to continue to December 12, 2006.  
(2 Ayes. Leyes and Nguyen voted no. Krebs absent.)  
Motion to deny application.  
(2 Ayes. Leyes and Rosen voted no. Krebs absent.)

- 5.b.1. ORDINANCE NO. , for introduction and first reading, by title  
only, entitled

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

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AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A NEGATIVE DECLARATION AND APPROVING PLANNED UNIT DEVELOPMENT NO. PUD-115-06, CHANGING THE ZONING DESIGNATION FROM R-3 (MULTI-FAMILY RESIDENTIAL) TO PLANNED UNIT DEVELOPMENT NO. PUD-115-06

- 5.b.2. ORDINANCE NO. \_\_\_\_\_, for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A NEGATIVE DECLARATION AND ADOPTING A DEVELOPMENT AGREEMENT BETWEEN GLEN SUEDA AND THE KANBASE FAMILY TRUST (PROPERTY OWNERS) AND THE CITY OF GARDEN GROVE

6. COMMISSION/COMMITTEE MATTERS: None.

7. ITEMS FOR CONSIDERATION: None.

8. ORDINANCES PRESENTED FOR SECOND READING:

- 8.a. ORDINANCE NO. 2695, for second reading and adoption, by title only, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A NEGATIVE DECLARATION AND APPROVING PLANNED UNIT DEVELOPMENT NO. PUD-114-06, CHANGING THE ZONING DESIGNATION FROM CCSP-MX (COMMUNITY CENTER SPECIFIC PLAN – MIXED USE) TO PLANNED UNIT DEVELOPMENT NO. PUD-114-06 (F: 116.PUD-114-06)

ACTION: Reading of Ordinance in full waived; Ordinance title read; and Ordinance passed.  
(3 Ayes, Krebs and Nguyen absent.)

- 8.b. ORDINANCE NO. 2696, for second reading and adoption, by title only, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A NEGATIVE DECLARATION AND ADOPTING A DEVELOPMENT AGREEMENT BETWEEN THE SHELDON GROUP (DEVELOPER) AND THE CITY OF GARDEN GROVE (F: 116.PUD-114-06)

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

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ACTION: Reading of Ordinance in full waived; Ordinance title read; and Ordinance passed.  
(3 Ayes. Krebs and Nguyen absent.)

- 8.c. ORDINANCE NO. 2697, for second reading and adoption, by title only, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A NEGATIVE DECLARATION AND APPROVING PLANNED UNIT DEVELOPMENT NO. PUD-116-06, CHANGING THE ZONING DESIGNATION FROM R-3 (MULTI-FAMILY RESIDENTIAL) TO PLANNED UNIT DEVELOPMENT NO. PUD-116-06 (F: 116.PUD-116-06)

ACTION: Reading of Ordinance in full waived; Ordinance title read; and Ordinance passed.  
(4 Ayes. Krebs absent.)

- 8.d. ORDINANCE NO. 2698, for second reading and adoption, by title only, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A NEGATIVE DECLARATION AND ADOPTING A DEVELOPMENT AGREEMENT BETWEEN WESTERN PACIFIC HOUSING, INC. (DEVELOPER) AND THE CITY OF GARDEN GROVE (F: 116.PUD-116-06)

ACTION: Reading of Ordinance in full waived; Ordinance title read; and Ordinance passed.  
(4 Ayes. Krebs absent.)

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

- 9.a. Adjustment to compensation for Council Members and for elected Mayor, as requested by Council Member Rosen. (Continued from meeting of October 24, 2006) (F: 46.1) (XR: 44.1)

ACTION: Considered. No action taken.

- 9.a.1. ORDINANCE NO. , for introduction and first reading, by title only, entitled

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ESTABLISHING COMPENSATION FOR COUNCIL

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

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MEMBERS AND ADDITIONAL COMPENSATION FOR THE CITY'S  
ELECTED MAYOR

- 9.b. Council Member Leyes spoke about the results of the recent election and congratulated Mayor Dalton on his victory. He commented that the new City Council needs to get back to a philosophy of development and come up with a consensus. (F: 53.1)
  - 9.c. Council Member Rosen commented on the Wal-Mart contribution made to Council Member Krebs during the past election. He also noted that Measure M and Proposition 1B passed, and there are many deadlines coming up, which staff should react to. He asked the City Attorney to prepare an Opinion concerning whether the Commissioners could remain on their respective Commissions until new appointments are made. Lastly, he congratulated all the winners. (F: 53.1)  
(XR: A-55.312) (XR: 44.2)
  - 9.d. Council Member Nguyen congratulated the winners and all the candidates in the election. She invited community members to come to the reception on November 28 to recognize Council Member Leyes' contributions made while serving on the City Council. (F: 53.1)
  - 9.e. Mayor Dalton congratulated the winners and all the candidates in the election. (F: 53.1)
10. ADJOURNMENT: 10:07 p.m. in memory of Edna Bowerman and Dominic Augustine, long-time Garden Grove residents. (F: 46.9)

The next Regular Meeting of the City Council will be held on Tuesday, November 28, 2006, at 6:15 p.m. in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue.