

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center  
11300 Stanford Avenue

November 25, 2003

6:48 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: Assistant City Manager Les Jones.

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

1. PRESENTATIONS:

- 1.a. Community Spotlight: Recognition of Garden Grove Firefighters for their valuable assistance during the recent southland wildfires. (F: 52.3) (XR: 61.1)

ACTION: Recognized.

- 1.b. Presentation in celebration of Family Week. (F: 52.3)

ACTION: Presented.

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

COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,  
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- 2.a. Ray Littrell commented that residents have expressed their opinion that eminent domain should not be used in residential areas, and he was in favor of the ballot measure. Projects should be done without condemnation.
  - 2.b. Robin Marcario thanked Councilman Rosen for voting against the Sheldon Public Relations agreement at the last meeting and not wasting taxpayers' dollars. She was in favor of the ballot measure against OCTA.
  - 2.c. Cy Labree commented that the members of the Fire Department deserved the recognition that was given to them. He requested that there be a ballot measure on fireworks; that the sign on the Brookhurst freeway exit have Garden Grove on top and Little Saigon on the bottom; and commended the City Council for their efforts regarding the widening of the 22 Freeway.
  - 2.d. Verla Lambert was in favor of placing the eminent domain issue on the ballot. She also commented on people not receiving their copy of "Connections"; Councilman Rosen's trip to Orlando; and that the Mayor wanted a casino on empty property.
  - 2.e. Mayor Broadwater introduced members of Boy Scout Troop 272 that were present in the audience.
3. CONSENT ITEMS: (It is recommended that Items 3.a. through 3.e. be acted on simultaneously unless separate discussion and/or action is requested by a Councilmember.)
- 3.a. Approval of Final Parcel Map No. PM 2003-148, for property located on the west side of Haster Street between Chapman Avenue and Otis Avenue.  
(F: 116.PM-2003-148) (XR: 96.Proj.7257)  
  
ACTION: Approved and authorized.  
(5 Ayes.)
  - 3.b. Approval of Affordable Housing Agreement with Sagir Aslam for the purchase and rehabilitation of eight multi-family housing units at 10812 Palma Vista Avenue; and authorize the City Manager and City Clerk to execute the agreement.  
(F: 117.16O) (XR: A-117.6) (XR: 117.10I) (XR: 117.17C)  
  
ACTION: Approved and authorized.  
(5 Ayes.)
  - 3.c. Approval of First Amendment to Agreement with Correctional Systems Inc., to provide jail management services; and authorize the Mayor and City Clerk to execute the agreement. (F: 55) (XR: 82.1)

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ACTION: Approved and authorized.  
(5 Ayes.)

- 3.d. Approval of Minutes of the Regular City Council Meetings held August 26 and September 9, 2003. (F: Vault)

ACTION: Approved.  
(5 Ayes.)

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

ACTION: Approved.  
(5 Ayes.)

4. PUBLIC HEARINGS: (Motion to approve will include adoption of each Resolution unless otherwise indicated.)

- 4.a. DEVELOPMENT AGREEMENT IN CONNECTION WITH SITE PLAN NO. SP-329-03, initiated by Allen Meredith, to construct a 24,719 square foot retail commercial building and a 5,489 square foot retail pad building on a 2.44-acre site. The site is zoned C-3 (Heavy Commercial) and is located on the southwest corner of Garden Grove Boulevard and Brookhurst Street at 10120 Garden Grove Boulevard. (F: 106.147) (XR: 116.SP-329-03)

On October 16, 2003, the City Planning Commission, pursuant to Resolution No. 5388, adopted a Negative Declaration, approved SP-329-03, and recommended approval of the Development Agreement. Public hearing on the case was ordered by the City Council to be held this date.

ACTION: Hearing held.

- 4.a.1. ORDINANCE NO. 2619 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 ALLEN MEREDITH (PROPERTY OWNER), AND THE CITY OF GARDEN GROVE FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF GARDEN GROVE BOULEVARD AND BROOKHURST STREET, AT 10120 GARDEN GROVE BOULEVARD, PARCEL NO. 089-070-65

COUNCILMEMBERS: COUNCILMAN DALTON, COUNCILMAN LEYES,  
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ACTION: Ordinance passed to second reading.  
(5 Ayes.)

5. ITEMS FOR CONSIDERATION:

- 5.a. Adoption of a Resolution approving an application for a Murray-Hayden Urban Parks and Youth Service Program Grant to construct a permanent Family Resource Center in the Buena Clinton neighborhood. (F: 97.3.03) (XR: 73.20A)

ACTION: Adopted Resolution No. 8534-03.  
(5 Ayes.)

RECESS CITY COUNCIL: 7:42 p.m.

CONDUCT AGENCY BUSINESS

CONDUCT SANITARY DISTRICT BUSINESS

RECONVENE CITY COUNCIL: 8:10 p.m.

- 5.b. Placement of an advisory measure on the March 2, 2004 Primary Election Ballot as to whether Orange County Transportation Authority Measure M funds should be expended on road and freeway improvements, including the widening of the 22 Freeway, instead of on the CenterLine Light Rail project. (F: 58.9.March 2004) (XR: 23.18C) (XR: 23.18F)

- 5.b.1. Adoption of Resolution calling the election and setting forth the ballot language of the measure.

ACTION: Not adopted because of the cost involved.  
(5 Ayes.)

- 5.b.2. Adoption of Resolution asking for County services and consolidation.

ACTION: Not adopted because of the cost involved.  
(5 Ayes.)

- 5.b.3. Adoption of Resolution calling for direct arguments.

ACTION: Not adopted because of the cost involved.  
(5 Ayes.)

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

- 6.a. Consideration of placing an ordinance on the March 2004 Primary Election Ballot to prohibit the use of eminent domain for the acquisition of residential and commercial property in conjunction with redevelopment project activities, as requested by Councilman Leyes. (F: 58.9.March 2004) (XR: 127.1) (XR: 127.1)

ACTION: Denied because of the cost involved. Requested that the City Attorney prepare different versions of the ordinance for discussion at the next meeting.  
(5 Ayes.)

- 6.b. Councilman Leyes commented regarding the changes that will take place with the new Governor, noting that he signed the order to rescind the increase in the Vehicle License Fee. Senate Bill 60 regarding the drivers' licenses will also be rescinded.
- 6.c. Mayor Broadwater inquired whether it would be a violation of the Brown Act if the discussions in Closed Session were taped or notes taken without their being considered public record.

7. CLOSED SESSION:

- 7.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.

- 7.b. 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.

- 7.c. Pursuant to Government Code section 54956.9, the City Council will confer with its Legal Counsel regarding the status of Garden Grove v. Orange County Transportation Authority.

ACTION: Discussed.

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7.d. Pursuant to Government Code section 54956.9, the City Council will confer with its Legal Counsel regarding the status of Flores v. Broadwater.

ACTION: Discussed.

8. ADJOURNMENT: 10:55 p.m.