

AGENDA

Regular Meeting

GARDEN GROVE CITY COUNCIL

Community Meeting Center  
11300 Stanford Avenue

December 12, 2006

7:00 p.m.

Council Chamber

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

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). 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.*

INVOCATION: Assistant City Manager, Les Jones.

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

1. ORAL COMMUNICATIONS FROM THE PUBLIC REGARDING CERTIFICATION OF ELECTION

None.

COUNCIL MEMBERS: COUNCIL MEMBER BROADWATER, COUNCIL MEMBER DINA NGUYEN, COUNCIL MEMBER JANET NGUYEN, MAYOR PRO TEM ROSEN, MAYOR DALTON

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2. DECLARATION OF RESULTS OF GENERAL MUNICIPAL ELECTION AND SEATING OF ELECTED MAYOR AND COUNCIL MEMBERS:

- 2.a. Adoption of Resolution reciting the fact of the General Municipal Election held on November 7, 2006, declaring the results and such other matters as provided by law. (F: 58.2)

ACTION: Resolution No. 8752-06 adopted.  
(5 Ayes.)

- 2.b. Courtesy of the floor extended to outgoing Council Member Leyes. (F: 53.3)

ACTION: Courtesy extended.

- 2.c. Courtesy of the floor extended to outgoing Council Member Krebs. (F: 53.3)

ACTION: Courtesy extended.

- 2.d. Oath of Office administered to elected Mayor Dalton by The Honorable Ed Royce, United States Congress, 40<sup>th</sup> District; Certificate of Election presented by the City Clerk; and Mayor Dalton seated. (F: 46.1)

ACTION: Oath administered.

- 2.e. Oath of Office administered to elected Council Member Dina Nguyen by Bishop Dominic Mai Thanh Luong; Certificate of Election presented by the City Clerk; and Council Member Dina Nguyen seated. (F: 46.1)

ACTION: Oath administered.

- 2.f. Oath of Office administered to elected Council Member Broadwater by Joshua Broadwater, Orange County Deputy Sheriff; Certificate of Election presented by the City Clerk; and Council Member Broadwater seated. (F: 46.1)

ACTION: Oath administered.

- 2.g. Courtesy of the floor extended to Mayor Dalton, Council Member Dina Nguyen, and Council Member Broadwater. (F: 46.1)

ACTION: Courtesy extended.

COUNCIL MEMBERS: COUNCIL MEMBER BROADWATER, COUNCIL MEMBER DINA NGUYEN, COUNCIL MEMBER JANET NGUYEN, MAYOR PRO TEM ROSEN, MAYOR DALTON

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RECESS FOR RECEPTION: 7:50 p.m.

RECONVENE: 8:26 p.m.

ROLL CALL: COUNCIL MEMBER BROADWATER, COUNCIL MEMBER DINA NGUYEN, COUNCIL MEMBER JANET NGUYEN, MAYOR PRO TEM ROSEN, MAYOR DALTON

All Members present.

3. PRESENTATIONS: None.
4. ORAL COMMUNICATIONS – PUBLIC: (To be held simultaneously with Agency, Sanitary District, and Industrial Development Authority Oral Communications.)
  - 4.a. Russ McDonald addressed the City Council, urging the banning of fireworks. (F: 53.3) (XR: 61.6)
  - 4.b. Charles Mitchell addressed the City Council, indicating that the HUD money being used for sewer improvements should be used for affordable housing. (F: 53.3) (XR: 117.10)
  - 4.c. David Vill addressed the City Council, urging the formation of a fireworks committee to address the banning of fireworks. (F: 53.3) (XR: 61.6)
  - 4.d. Sharon Taniharo addressed the City Council, urging the banning of fireworks. (F: 53.3) (XR: 61.6)
5. REORGANIZATION OF THE CITY COUNCIL:
  - 5.a. Selection of Mayor Pro Tempore.

ACTION: Reselected Mayor Pro Tem Rosen.  
(5 Ayes.)
6. WRITTEN COMMUNICATIONS: None.

RECESS CITY COUNCIL: 8:43 p.m.

CONDUCT AGENCY BUSINESS

COUNCIL MEMBERS: COUNCIL MEMBER BROADWATER, COUNCIL MEMBER DINA NGUYEN, COUNCIL MEMBER JANET NGUYEN, MAYOR PRO TEM ROSEN, MAYOR DALTON

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CONDUCT SANITARY DISTRICT BUSINESS

CONDUCT INDUSTRIAL DEVELOPMENT AUTHORITY BUSINESS

RECONVENE CITY COUNCIL: 9:02 p.m.

7. CONSENT ITEMS: (It is recommended that Items 7.a. through 7.g. be acted on simultaneously unless separate discussion and/or action is requested by a Council Member.)

7.a. Final Parcel Map No. 2004-279 and Subdivision Agreement for property located at 7465 Lampson Avenue. (F: 118.PM 2004-279)

ACTION: Approved.  
(5 Ayes.)

7.b. Final Tract Map No. 16856 and Subdivision Agreement for property located at 12852 Palm Street. (F: 103.TT 16856)

ACTION: Approved.  
(5 Ayes.)

7.c. 2005-06 Annual Report for the Garden Grove Agency for Community Development, with transmittal to the State Controller. (Report is included in Agency packet as Item 5.a.) (F: A-128.1)

ACTION: Approved.  
(5 Ayes.)

7.d. Resolution establishing eligibility of legislative body members for compensation and expense reimbursement. (F: 127.1)

ACTION: Resolution No. 8753-06 adopted.  
(5 Ayes.)

7.e. Minutes of the Regular Meeting of the City Council held October 10, 2006. (F: Vault)

ACTION: Approved.  
(3 Ayes. Broadwater and D. Nguyen abstained.)

COUNCIL MEMBERS: COUNCIL MEMBER BROADWATER, COUNCIL MEMBER DINA NGUYEN, COUNCIL MEMBER JANET NGUYEN, MAYOR PRO TEM ROSEN, MAYOR DALTON

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7.f. Approval of warrants. (F: 60.5)

ACTION: Approved.  
(5 Ayes.)

7.g. Approval of waiver of full reading of Ordinances listed for adoption.

ACTION: Approved.  
(5 Ayes.)

8. PUBLIC HEARINGS:

8.a. Substantial Amendment No. 1 to the 2006-07 Housing and Community Development Action Plan. (F: 117.10) (XR: 57.1)

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

9. COMMISSION MATTERS: None.

10. ITEMS FOR CONSIDERATION:

10.a. Affordable Housing Loan Agreement with Tamerlane Associates, LLC, for the purchase of a rental apartment property located at 12131 Tamerlane Drive. (F: 117.16V) (XR: 57.1)

ACTION: Approved.  
(5 Ayes.)

11. ORDINANCES PRESENTED FOR SECOND READING: None.

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

12.a. Consideration of agendizing for approval Planned Unit Development No. PUD-115-06 and Development Agreement and Ordinances related thereto, for property located on the north side of Trask Avenue, east of Newhope Street, at 11631 and 11641 Trask Avenue, as requested by Mayor Pro Tem Rosen. (F: 116.PUD-115-06)

ACTION: City Clerk directed to re-notice public hearing for January 9, 2007.  
(5 Ayes.)

COUNCIL MEMBERS: COUNCIL MEMBER BROADWATER, COUNCIL MEMBER DINA NGUYEN, COUNCIL MEMBER JANET NGUYEN, MAYOR PRO TEM ROSEN, MAYOR DALTON

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- 12.b. Resolution honoring the 28<sup>th</sup> Anniversary of the Nguoi Viet Daily News, as requested by Council Member Janet Nguyen. (F: 52.2)

ACTION: Approved as amended.  
(5 Ayes.)

- 12.c. Request by Council Member Broadwater that the City's major lawsuits be placed on the January 9, 2007 agenda for discussion in Closed Session. He indicated he is happy to be back on the City Council. (F: 53.1)
- 12.d. Mayor Pro Tem Rosen commented on his past associations with Council Member Broadwater and Council Member Dina Nguyen. He also spoke about his very long-standing relationship with Council Member Leyes, noting that he has always been dedicated to public service. Lastly, he commented on Council Member Krebs, noting that he has had a lifetime of public service. He wished the outgoing Council Members well and indicated he is looking forward to working with Council Member Broadwater and Council Member Dina Nguyen. (F: 53.1)
- 12.e. Council Member Janet Nguyen congratulated Council Member Broadwater and Council Member Dina Nguyen. She thanked outgoing Council Member Leyes and Council Member Krebs for their service and congratulated Mayor Dalton on his re-election. Lastly, she wished Sandy Dalton a Happy Birthday. (F: 53.1)
- 12.f. Council Member Dina Nguyen thanked everyone and noted that Council Member Leyes and Council Member Krebs were dedicated Council Members. (F: 53.1)
- 12.g. Mayor Dalton thanked Council Member Leyes and Council Member Krebs for their dedicated service and wished them well. He congratulated Council Member Broadwater and Council Member Dina Nguyen. He reminded everyone that City Commission appointments are not automatically renewed, and those interested in being reappointed should reapply. Lastly, he wished his wife Sandy, a Happy Birthday, as well as his daughter Pam and other family members celebrating December birthdays. (F: 53.1)
13. ADJOURNMENT: 9:28 p.m. in memory of Cheryl Hauenstein, Council Member Leyes' childhood friend, and in memory of Howard Koerner, Sandy Dalton's father. (F: 46.9)

COUNCIL MEMBERS: COUNCIL MEMBER BROADWATER, COUNCIL MEMBER DINA NGUYEN, COUNCIL MEMBER JANET NGUYEN, MAYOR PRO TEM ROSEN, MAYOR DALTON

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*Happy Birthday Greetings to Sandy Dalton*

*Please note that there will be no meetings on Tuesday,  
December 26, 2006*

**HAPPY HOLIDAYS**

The next Regular Meeting of the City Council will be held on Tuesday, January 9, 2007, at 6:15 p.m. in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue.