

MINUTES

GARDEN GROVE CITY COUNCIL

A Regular Meeting of the City Council of the City of Garden Grove was called to order in the Council Chamber of the Community Meeting Center, 11300 Stanford Avenue, on Tuesday, January 25, 2005, at 7:02 p.m.

ROLL CALL: PRESENT: (5) MAYOR DALTON, COUNCIL MEMBERS KREBS, LEYES, NGUYEN, ROSEN

ABSENT: (0) NONE

ALSO PRESENT: City Manager, Matthew Fertal; Deputy City Manager, Les Jones; Community Services Director, Cal Rietzel; Community Development Director, Susan Emery; Finance Director, Kingsley Okereke; Fire Chief, Keith Osborn; Personnel Director, Steve Larson; Police Chief, Joe Polisar; Public Works Director, Keith Jones; City Attorney, John Shaw; and Deputy City Clerk, Priscilla Stierstorfer.

INVOCATION AND PLEDGE

Deputy City Manager Les Jones gave the Invocation. Council Member Nguyen led the Pledge of Allegiance to the Flag of the United States of America.

PRESENTATION – COMMUNITY SPOTLIGHT

Mayor Dalton called forward Ken Anderson and presented him with a Certificate of Appreciation for his 38 years of dedicated service to the city of Garden Grove. (F: 52.3) (F: 78.1)

INTRODUCTIONS

Mayor Dalton recognized Members of Boy Scout Troop 548 present in the audience. (F: 52.3)

ORAL COMMUNICATIONS - PUBLIC

There were no Oral Communications relevant to the City Council.

REQUEST FROM THE VIETNAMESE BUDDHIST ASSOCIATION REQUESTING EXCLUSIVE USE OF GARDEN GROVE PARK ON SUNDAY, MAY 15, 2005, TO COMMEMORATE THE BIRTH OF BUDDHA. (F: 88.1) (XR: 73.5)

Staff report dated January 25, 2005, was introduced, noting that this item was continued from the meeting of January 11, 2005.

Council Member Rosen questioned whether the Association has filed the papers for a Community Event Permit. The City Manager commented that staff wanted to bring this item for Council consideration before they apply for a permit.

Council Member Rosen questioned how much lead-time is necessary to schedule police officers. The Police Chief commented that with an event of this magnitude he will have to look closely at staffing because it is in close proximity to the Strawberry Festival. He noted that festivals require considerable amount of resources from the Police Department. He indicated that two weeks lead-time is sufficient to schedule staff.

Council Member Rosen questioned whether there are any other considerations with having two events so close together. The Community Services Director commented that Atlantis will have to be closed to free up more parking for the event. He also indicated that there will not be enough parking, and attendees will park in the residential neighborhoods.

Council Member Krebs questioned whether the organization is still requesting exclusive use of the park. The Community Services Manager commented that they will utilize all the available space at the park and the high school. They are required to ask the School District for permission to use the parking.

Mr. Kenneth Tran and a Buddhist Monk addressed the Council. Mr. Tran commented that they spoke to their people, and they are willing to change the date to May 15. He noted that the events will not start until 1:00 p.m., and most people will be dropped off. They are trying to get more parking. They would like to set up in the morning at 8:00 a.m. so that they can start at 1:00 p.m. He noted that they are willing to pay whatever the City requires.

The Buddhist Monk commented that the Buddhist Temple is very small to have this large a celebration. That is why they are asking for the use of the park.

Council Member Leyes questioned whether they had looked at having the event someplace else. Mr. Tran commented that they looked at other places but preferred to use this park.

Council Member Rosen asked Mr. Tran why he thought there would be two to three thousand people. Mr. Tran commented that they anticipate having three to four hundred monks with their following.

The Buddhist Monk commented that this year is a special event, and they expect more people. He noted that every Temple in Orange County belongs to the unified organization, along with 20 in Los Angeles.

Council Member Leyes commended the group for being flexible with the date; however, he was concerned that it might have given them false hope. There is a lot of demand on the park, a lot of demand for parking, and very close to another major festival. He noted that many of the school campuses in Garden Grove or private sources might be suitable. He commented that he is hesitant to approve the request because of the religious nature of this event. There are many Asians of all nationalities living here and approving this festival may open the door for more religious festivals.

Council Member Krebs concurred. He noted that there are very few parks in Garden Grove. There are a lot of schools that have a lot of properties that are not used on Sundays. The parks are used on Sunday. He was opposed to using the public parks for private use.

Council Member Rosen commented that the city needs an ordinance that sets forth the number of times we would allow the parks to be used in a particular month. He had a concern with the effect on the Police Department, and he would like the group to pay all of the costs involved. He was not inclined to vote against the request; however, he was not in favor of closing the park to other people. He especially did not want to close Atlantis Park.

Council Member Nguyen commented that she had concerns with an organization wanting exclusive use of the park and with the Police Department being over loaded. This is not an annual event, and she did not see an issue if they agree to pay all the fees. She would look at these requests on a case-by-case basis.

Mayor Dalton commented that the parks are for everyone. He could not support a park for an exclusive use. He understands that this type of event would require a large area. Parking is going to be a problem even if they use Bolsa High School's parking lot, and they

will be in the residential neighborhoods. He could support the event but not for an exclusive use of the park. He would support it for this year with the stipulation that the money be deposited before the event, along with any insurance requirements. There should be some area left in the park for other people to use.

Council Member Rosen moved, seconded by Council Member Nguyen, that the Vietnamese American Unified Buddhist Congregation be given conceptual approval to apply for the required permits along with the following: they provide the required insurance, they deposit \$7,000 in advance of the event; Atlantis or the playing fields will not be closed; they receive written permission from the School District to use the parking at Bolsa High School; and they need a plan in place to deal with all the trash. The motion carried with the following vote:

AYES: COUNCIL MEMBERS: (3) NGUYEN, ROSEN, DALTON
NOES: COUNCIL MEMBERS: (2) LEYES, KREBS
ABSENT: COUNCIL MEMBERS: (0) NONE

Council Member Rosen requested that staff prepare an ordinance for use of the parks by large groups.

REQUEST FROM THE UNION OF VIETNAMESE STUDENT ASSOCIATIONS OF SOUTHERN CALIFORNIA TO EXTEND THE DEADLINE TO DISTRIBUTE TET FESTIVAL PROCEEDS (F: 42.8a)

Staff report dated January 25, 2005, was introduced.

Council Member Nguyen questioned whether the Association advised the City after all the checks were cashed or when they distributed the money. Staff noted that they have not been consistent. The Community Services Director commented that the agreement does not identify that they will reconcile their bank balance. Five months is enough time to disburse the funds. Staff reminded them that the City Council will take an active part in who will receive these funds. They have not followed through on their own.

Council Member Rosen commented that the Association needs to develop a timetable identifying the list of charities that will receive 50 percent of the profits, along with a timetable on when those funds will be distributed. The agreement will need to be amended to require them to pay all the costs for the festival. He commented that it could be a tradeoff that the Council is not required to approve their list of charities in exchange for the Association paying all of the costs involved.

Council Member Leyes commented that the City allows the Festival to be held because it is a community event. This is non-denominational and non-political, and the Students have done a good job. He was in favor of giving them an extension of six months and work on amending the contract after the Festival.

Council Member Leyes moved to give the Union of Vietnamese Student Association a six-month extension for the distribution of funds to the community. The motion died for lack of a second.

It was moved by Council Member Leyes, seconded by Council Member Krebs, that the Union of Vietnamese Student Association be given a five-month extension for the distribution of funds to the community.

Council Member Rosen commented that he could vote in favor of this extension; however, he would like to continue it for two weeks and see a proposal from the Students. They know in advance that they will have to provide a list of whom the funds are distributed to. They can accept applications from organizations before the Festival so that they can comply within 90 days of the Festival. He commented that if the City is going to amend the contract, he wants it done right. He noted that under the current contract the City is paying half the costs and approving their list of contributions. The City could require that they pay all the costs in exchange for the City not approving their list of charities. He requested that this item be continued for two weeks with a request for a report that includes a timetable and what "mutual agreement" means because that is an ambiguous statement.

Council Member Leyes moved to amend his motion that the City will approve the concept of an extension and continue this item to February 8 to discuss the length of the extension and the amendment to the contract. The motion was seconded by Council Member Krebs and approved by unanimous vote.

REQUEST FROM ORANGE COUNTY VECTOR CONTROL DISTRICT TO EITHER REAPPOINT DR. SHELDON SINGER, OR A SUCCESSOR TO THE BOARD OF TRUSTEES (F: 23.20) (XR: VIP)

Correspondence dated November 30, 2004, from the Orange County Vector Control was introduced.

Mayor Dalton moved, seconded by Council Member Krebs, that Dr. Sheldon Singer be reappointed to the Board of Trustees for a four-year term.

Council Member Leyes commented that Dr. Singer is a very dedicated man. However, he had an issue last year when there was a proposed tax increase by the Vector Control District. The Council voted to oppose the increase and Dr. Singer voted in favor of the increase. He did not support the Council that appointed him.

The foregoing motion carried with the following vote:

AYES: COUNCIL MEMBERS: (4) KREBS, NGUYEN, ROSEN, DALTON
NOES: COUNCIL MEMBERS: (1) LEYES
ABSENT: COUNCIL MEMBERS: (0) NONE

RECESS

At 8:10 p.m., the Mayor declared a recess.

RECONVENE

At 9:35 p.m., the meeting was reconvened with Mayor Dalton and all Council Members in attendance.

PROCLAMATION – WEAR RED FOR WOMEN DAY (F: 83.1)

It was moved by Council Member Rosen, seconded by Council Member Krebs, and carried by unanimous vote, that February 4, 2005, be and hereby is proclaimed as Wear Red for Women Day.

GRANT AGREEMENT WITH THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE AMOUNT OF \$89,415.00 TO BE USED TOWARD THE CONSTRUCTION OF THE INDOOR SPORTS CENTER (F: 73.5Proj.7658)

Staff report dated January 25, 2005, was introduced.

It was moved by Council Member Rosen, seconded by Council Member Krebs, and carried by unanimous vote, that the Grant Agreement by and between the City of Garden Grove and the U. S. Department of Housing and Urban Development for the amount of \$89,415.00 to be used toward the construction of the indoor sports center, be and hereby is approved; and the City Manager and City Clerk are authorized to execute the agreement.

AGREEMENT WITH COTTON/BRIDGES/ASSOCIATES TO ASSIST WITH THE PREPARATION OF THE FIVE-YEAR HUD CONSOLIDATED PLAN AND AN UPDATE OF THE CITY'S HOUSING ELEMENT (F: 55) (XR: 117.10D)

Staff report dated January 25, 2005, was introduced.

It was moved by Council Member Rosen, seconded by Council Member Krebs, and carried by unanimous vote, that the Agreement by and between the City of Garden Grove and Cotton/ Bridges/ Associates to assist with the preparation of the Five-Year HUD Consolidated Plan and an update of the City's Housing Element be and hereby is approved; and the Mayor and City Clerk are authorized to execute the agreement.

EXONERATION OF SUBDIVISION IMPROVEMENT BONDS FOR TRACT MAP NO. TR 16433, LOCATED ON THE EAST SIDE OF GILBERT STREET AND NORTH OF STANFORD AVENUE (F: 106.141) (XR: 103.TT-16433) (XR: 116.PUD-102-03)

Staff report dated January 25, 2005, was introduced.

It was moved by Council Member Rosen, seconded by Council Member Krebs, and carried by unanimous vote, that the exoneration of subdivision improvement bonds, posted by Brandywine Development Corporation for Tract Map No. TR 16433, and acceptance of public improvements on Gilbert Street and Halekulani Drive and the development water system and appurtenant structures for city maintenance, be and hereby are authorized.

PROJECT NO. 7121, TRAFFIC SIGNAL INTERCONNECT SYSTEM ON MAGNOLIA STREET FROM TRASK AVENUE TO ORANGEWOOD AVENUE - ACCEPTANCE OF CONTRACT AS COMPLETE (F: 100.PROJ.7121)

Staff report dated January 25, 2005, was introduced.

Council Member Krebs moved, seconded by Council Member Rosen, that Project No. 7121, Traffic Signal Interconnect system on Magnolia Street from Trask Avenue to Orangewood Avenue be accepted as complete as of this date; the Finance Director is authorized to release the retention payment to Steiny and Company, Inc., when appropriate to do so; and the Mayor and City Clerk are authorized to execute the Notice of Completion. The motion carried with the following vote:

AYES: COUNCIL MEMBERS: (4) KREBS, NGUYEN, ROSEN, DALTON
NOES: COUNCIL MEMBERS: (0) NONE
ABSENT: COUNCIL MEMBERS: (0) NONE
ABSTAIN: COUNCIL MEMBERS: (1) LEYES

MINUTES (Vault)

It was moved by Council Member Rosen, seconded by Council Member Krebs, and carried by unanimous vote, that the minutes of the Regular City Council Meetings held November 9 and November 23, 2004, be and hereby are approved.

WARRANTS (F: 60.5)

It was moved by Council Member Rosen, seconded by Council Member Krebs, and carried by unanimous vote, that regular warrants 328281 through 328637 and Wires W179 through W181, and payroll warrants 138718 through 138900, Direct Deposits D100836 through D101379, and Wires W928 through W931, which have been audited for accuracy and availability of funds by the Finance Director, be and hereby are approved.

PUBLIC HEARING – DEVELOPMENT AGREEMENT IN CONNECTION WITH SITE PLAN NO. SP-359-04 (F: 106.157) (XR: 116.SP-359-04)

Development Agreement in Connection with Site Plan No. SP-359-04, initiated by Jill Choi and Bonnie Chong to construct a 13,045 square foot, two-story office building located on the northwest corner of Garden Grove Boulevard and Gilbert Street at 9465 Garden Grove Boulevard.

On December 2, 2004, the City Planning Commission, pursuant to Resolution No. 5469, approved SP-359-04, and recommended approval of the Development Agreement. Pursuant to Legal Notice published January 13, 2005, public hearing on the case was ordered by the City Council to be held this date.

Staff report dated January 25, 2005, was introduced, and staff reviewed the background information concerning this project.

Council Member Nguyen commented that this project is not far from the Sanitary District sewer problems and questioned whether there is a sewer problem with this development. The City Manager commented that this development will not impact the sewer line.

In response to Council Member Nguyen, staff noted that there is a median on Gilbert Street and people cannot turn left.

In response to Council Member Nguyen, the City Manager commented that condition No. 54 addresses the issue of privacy in that all second story windows located on the north and west sides of the building shall incorporate view obscuring window treatments.

Mayor Dalton declared the public hearing opened and asked if anyone wished to address the Council on the matter.

Paul Kim, Architect for the project representing the applicants, commented that they read all the conditions of approval and will comply.

Ray Littrell questioned whether this is only one parcel or whether there can be another development on the site. The City Manager commented that it is only one parcel with one project.

There being no further comments from the audience, the public hearing was declared closed.

ORDINANCE NO. 2650 was introduced for first reading and the title read in full, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A DEVELOPMENT AGREEMENT BETWEEN JILL CHOI, BONNIE CHONG, AND THE CITY OF GARDEN GROVE FOR PROPERTY LOCATED ON THE NORTHWEST CORNER OF GARDEN GROVE BOULEVARD AND GILBERT STREET AT 9465 GARDEN GROVE BOULEVARD, PARCEL NO. 133-413-15

It was moved by Council Member Krebs, seconded by Council Member Nguyen, and carried by unanimous vote, that full reading of Ordinance No. 2650 be waived, and said Ordinance be and hereby is passed to second reading.

PUBLIC HEARING – DEVELOPMENT AGREEMENT IN CONNECTION WITH SITE PLAN NO. SP-360-04 (F: 106.158) (XR: 116.SP-360-04)

Development Agreement in Connection with Site Plan No. SP-360-04, initiated by Oliphant 10-31 Exchange, LLC and GDC OIP, Inc., to construct two industrial buildings with renovation to an existing industrial building located at the northwest corner of Lampson Avenue and Western Avenue at 7465 Lampson Avenue.

On December 2, 2004, the City Planning Commission, pursuant to Resolution No. 5471, approved SP-360-04, and recommended

approval of the Development Agreement. Pursuant to Legal Notice published January 13, 2005, public hearing on the case was ordered by the City Council to be held this date.

Staff report dated January 25, 2005, was introduced, and staff reviewed the background information concerning this project.

Mayor Dalton declared the public hearing opened and asked if anyone wished to address the Council on the matter.

Gary Guzman, representing the applicant, commented that he was available to answer any questions.

There being no further comments from the audience, the public hearing was declared closed.

ORDINANCE NO. 2651 was introduced for first reading and the title read in full, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A DEVELOPMENT AGREEMENT BETWEEN GDC OIP, INC. AND OLIPHANT 10-31 EXCHANGE, LLC, AND THE CITY OF GARDEN GROVE FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF LAMPSON AVENUE AND WESTERN AVENUE, AT 7465 LAMPSON AVENUE, PARCEL NO. 131-662-01

It was moved by Council Member Krebs, seconded by Council Member Rosen, and carried by unanimous vote, that full reading of Ordinance No. 2651 be waived, and said Ordinance be and hereby is passed to second reading.

GRANT CONTRACT WITH THE STATE OF CALIFORNIA FOR \$2.45 MILLION FOR THE CONSTRUCTION OF THE BUENA CLINTON YOUTH AND FAMILY CENTER (F: 73.20a)

Staff report dated January 25, 2005, was introduced.

In response to Council Member Nguyen, staff noted that the Request for Proposals is being developed and it will take approximately 12 to 14 months to construct.

It was moved by Council Member Nguyen, seconded by Council Member Leyes, and carried by unanimous vote, that the Grant Contract between the City of Garden Grove and the State of California for \$2.45 million for the construction of the Buena Clinton Youth and Family Center, be and hereby is approved; and the

Community Services Director is authorized to execute the agreement.

REPORT AND RECOMMENDATIONS ON INSURANCE REQUIREMENTS FOR CITY FESTIVALS (F: 60.1) (XR: 42.3) (XR: 42.7a) (XR: 42.8a) (XR: 42.9)

Staff report dated January 25, 2005, was introduced, noting that the intent is to determine insurance requirements that best protect the City's assets while allowing for the continuation of festivals and other special events.

Council Member Nguyen questioned whether organizations can find an insurance company that will supply the insurance requirements. The Finance Director commented that with the proposed change, it will be easier to obtain the policies. The cost of the insurance depends on the insurance market conditions.

Council Member Krebs commented that the Strawberry Festival organizers claim that their cost is \$40,000 for insurance. He questioned how that will change. Ron Rakich, Management Consultants, commented that the cost will be less with the proposed recommendation. The City Manager commented that it will be easier to purchase insurance at a lesser cost.

Council Member Rosen questioned whether it will make a difference if it is a one-time event or a yearly event. The City Manager commented that the cost depends on the level of activity.

Council Member Leyes questioned whether there is a provision in the festival agreements that they can be shut down if they do not meet the insurance requirements. The City Manager commented that staff will check the agreement.

Mayor Dalton questioned whether the showmobile is covered with the new insurance requirements. The City Manager commented that insurance is required when someone rents the showmobile.

It was moved by Council Member Rosen, seconded by Council Member Krebs, and approved by unanimous vote, to adopt the establishment of liability limits as outlined in the staff report.

APPROVAL OF APPLICATION FOR SUBMITTAL OF TRANSPORTATION IMPROVEMENT PROJECTS TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE COMBINED TRANSPORTATION FUNDING PROGRAM (F: 23.18)

Staff report dated January 25, 2005, was introduced.

RESOLUTION NO. 8625-04

It was moved by Council Member Leyes, seconded by Council Member Nguyen, and carried by unanimous vote, that full reading of Resolution No. 8625-05 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING THE SUBMITTAL OF TRANSPORTATION IMPROVEMENT PROJECTS TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE COMBINED TRANSPORTATION FUNDING PROGRAM be and hereby is adopted.

REPEAL OF CHAPTER 2.25 "WATER BUDGET ADVISORY COMMITTEE" OF THE MUNICIPAL CODE (F: 122.3) (XR: 50.2)

Staff report dated January 25, 2005, was introduced.

ORDINANCE NO. 2652 was introduced for first reading and the title read in full, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE REPEALING CHAPTER 2.25 "WATER BUDGET ADVISORY COMMITTEE" OF THE MUNICIPAL CODE

It was moved by Council Member Krebs, seconded by Council Member Rosen, and carried by unanimous vote, that full reading of Ordinance No. 2652 be waived, and said Ordinance be and hereby is passed to second reading.

SECOND READING OF ORDINANCE NO. 2649

It was moved by Council Member Rosen, seconded by Council Member Krebs, and carried by unanimous vote, that full reading of Ordinance No. 2649, be and hereby is waived.

ORDINANCE NO. 2649 was presented for second reading and adoption and the title read in full, being AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING PLANNED UNIT DEVELOPMENT NO. PUD-105-04, CHANGING THE ZONING DESIGNATION FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO PUD-R (PLANNED UNIT DEVELOPMENT RESIDENTIAL) FOR PROPERTY

LOCATED ON THE NORTH SIDE OF TRASK AVENUE, WEST OF NEWHOPE STREET, AT 11311 TRASK AVENUE, PARCEL NO. 100-083-02 (F: 116.PUD-105-04) (XR: 116.SP-358-04) (XR: 111.V-120-04) (XR: 115.TT-16767)

It was moved by Council Member Krebs, seconded by Council Member Rosen, and carried by unanimous vote, that Ordinance No. 2649 be and hereby is declared passed.

CONSIDERATION OF APPOINTMENTS TO CITY COMMISSIONS AND COMMITTEES (F: 122.1) (XR: 122.4a) (XR: 122.10a) (XR: 122.6a) (XR: 122.4a) (XR: S-122.1) (VIP)

It was moved by Council Member Krebs, seconded by Council Member Nguyen, and approved by unanimous vote, that Jerry Margolin be and hereby is appointed to the Planning Commission, as Council Member Krebs' appointee.

It was moved by Council Member Krebs, seconded by Council Member Rosen, that Kathleen Wakula be and hereby is appointed to the Parking and Main Street Commission, as Council Member Krebs' appointee.

The City Manager commented that staff is working on the ordinance for the Parking and Main Street Commission which is being modified to state that there will be six members on the Commission that can be either owners or tenants and a seventh member at large, who will be appointed by the Mayor.

It was moved by Council Member Krebs, seconded by Council Member Leyes, and approved by unanimous vote, that the modified Parking and Main Street Commission ordinance be listed on the next agenda.

It was moved by Council Member Krebs, seconded by Mayor Dalton, and approved by unanimous vote, that Dina Nguyen be and hereby is reappointed to the Neighborhood Improvement and Conservation Commission, as Council Member Krebs' appointee.

It was moved by Council Member Nguyen, seconded by Council Member Krebs, and approved by unanimous vote, that Chuong Dinh (John) Nguyen, be and hereby is appointed to the Neighborhood Improvement and Conservation Commission, as Council Member Nguyen's appointee.

It was moved by Mayor Dalton, seconded by Council Member Nguyen, and approved by unanimous vote, that Allison Hanna be and hereby is appointed to the Neighborhood Improvement and Conservation Commission, as Mayor Dalton's appointee.

It was moved by Mayor Dalton, seconded by Council Member Krebs, and approved by unanimous vote, that Jordan Silverberg be and hereby is reappointed to the Neighborhood Improvement and Conservation Commission, as Mayor Dalton's appointee.

It was moved by Mayor Dalton, seconded by Council Member Krebs, and approved by unanimous vote, that Charles Mitchell be and hereby is appointed to the Sanitary District Advisory Commission, as Mayor Dalton's appointee.

It was moved by Mayor Dalton, seconded by Council Member Krebs, and approved by unanimous vote, that Michael Boess be and hereby is reappointed to the Sanitary District Advisory Commission, as Mayor Dalton's appointee.

It was moved by Council Member Nguyen, seconded by Council Member Krebs, that a letter be written from the Mayor thanking all Commissioners, Committee Members, and Board Members for their service to the city. The motion carried with the following vote:

AYES: COUNCIL MEMBERS: (4) KREBS, NGUYEN, ROSEN, DALTON
NOES: COUNCIL MEMBERS: (1) LEYES
ABSENT: COUNCIL MEMBERS: (0) NONE

APPOINTMENT OF TAD HUN YO TO THE CITY'S 50TH ANNIVERSARY BLUE RIBBON COMMITTEE, AS REQUESTED BY COUNCIL MEMBER KREBS
(F: 122.75) (XR: VIP)

It was moved by Council Member Krebs, seconded by Council Member Rosen, and approved by unanimous vote, that Tad Hun Yo be and hereby is appointed to the City's 50th anniversary Blue Ribbon Committee, as Council Member Krebs' appointee.

CONSIDERATION OF RESIGNATION OF COUNCIL MEMBER ROSEN FROM THE ORANGE COUNTY REGIONAL AIRPORT AUTHORITY AND APPOINTMENT OF NEW REPRESENTATIVE (F: 23.11) (XR: VIP)

Council Member Rosen commented that he has been a member of the Orange County Regional Airport Authority for four years, and he felt that it was time to appoint someone else.

It was moved by Council Member Rosen, seconded by Mayor Dalton, and approved by unanimous vote, that Council Member Nguyen, be and hereby is appointed to the Orange County Regional Airport Authority.

THE AGENCY WAS RECONVENED TO DISCUSS THE FOLLOWING ITEM:

DISCUSSION CONCERNING MOVING "CLOSED SESSION" TO THE BEGINNING OF THE MEETING, AS REQUESTED BY COUNCIL MEMBER/ CHAIR NGUYEN (F: 127.1) (XR: A-127.1)

Council Member/Chair Nguyen recommended that the Closed Session portion of the agenda be moved to the front of the meeting, and that the meeting begin at 5:30 p.m.

Council Member/Member Leyes commented that Closed Session items historically have been at the end of the meeting so that Members are not rushed on important issues. He noted that the public has a right to comment on Closed Session items, and they will not have an opportunity if the Closed Session is at the beginning. He indicated that he did not think he could get to the meeting as early as 5:30 p.m. He noted that if there is not enough time for Closed Session, maybe there should be more meetings or shorter meetings and less Closed Session items. He commented that he would be willing to work on his schedule to attend the meeting at 6:00 p.m. or 6:15 p.m. to start the regular session earlier.

Council Member/Member Rosen commented that almost every city in the County has its Closed Session at the beginning of the meeting. It works out better to have it at the beginning when people are fresh. He indicated that if there are times that Member/Council Member Leyes couldn't make it at 5:30 p.m., he could notify the Mayor or Chair in advance. He noted that there is no rationale for starting the meetings at 6:45 p.m.

Council Member/Member Leyes commented that he cannot make a meeting at 5:30 p.m.

Council Member/Chair Nguyen inquired whether the City Council and Agency meeting could be moved to 6:15 p.m.

Mayor/Member Dalton commented that he was in favor of having the Closed Session earlier. Decisions made in Closed Session can be announced before the regular business.

Council Member/Member Rosen would vote in favor of starting the meeting at 6:15 p.m. if it starts with the Closed Session and the regular meeting begins at 7:00 p.m.

Council Member/Member Leyes commented that he cannot support that time change. It would be awkward to have to leave the Closed Session because it was time to start the regular meeting.

RESOLUTION NO. 648

Member Krebs moved, seconded by Member Rosen, that full reading of Resolution No. 648 be waived, and said Resolution entitled A RESOLUTION OF THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT ESTABLISHING THE TIME AND PLACE OF AGENCY REGULAR MEETINGS, be and hereby is adopted. Upon the following vote:

AYES: MEMBERS: (4) DALTON, KREBS, ROSEN, NGUYEN
NOES: MEMBERS: (1) LEYES
ABSENT: MEMBERS: (0) NONE

Said Resolution No. 648 was declared adopted.

RESOLUTION NO. 8626-05

Council Member Krebs moved, seconded by Council Member Rosen, that full reading of Resolution No. 8626-05 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ESTABLISHING THE TIME AND PLACE OF CITY COUNCIL REGULAR MEETINGS, be and hereby is adopted. Upon the following vote:

AYES: COUNCIL MEMBERS: (4) KREBS, ROSEN, NGUYEN, DALTON
NOES: COUNCIL MEMBERS: (1) LEYES
ABSENT: COUNCIL MEMBERS: (0) NONE

Said Resolution No. 8626-05 was declared adopted.

ORDINANCE NO. 2653 was introduced for first reading and the title read in full, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE AMENDING MUNICIPAL CODE SECTION 2.04.010 "MEETINGS" OF CHAPTER 2.04 OF THE MUNICIPAL CODE

It was moved by Council Member Rosen, seconded by Council Member Krebs, and carried by unanimous vote, that full reading of

Ordinance No. 2653 be waived, and said Ordinance be and hereby is passed to second reading.

ADJOURNMENT

At 11:25 p.m., the meeting was adjourned to Saturday, February 5, 2005, at 8:30 a.m. in the Crystal Cathedral Family Life Center, International Board Room, 12141 Lewis Street, Garden Grove.

PRISCILLA STIERSTORFER
DEPUTY CITY CLERK