

## 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, October 26, 2004 at 6:54 p.m.

ROLL CALL: PRESENT: (5) MAYOR BROADWATER, COUNCILMEMBERS DALTON, LEYES, ROSEN, TRAN

ABSENT: (0) NONE

ALSO PRESENT: City Manager, Matthew Fertal; Deputy City Manager, Les Jones; Administrative Services Director, Kathy Porter; Community Development Director, Susan Emery; Leisure Services Manager, Pilar Alcivar McCoy (representing Community Services Director); Finance Director, Kingsley Okereke; Fire Chief, Keith Osborn; Personnel Services Director, Steve Larson; Deputy Police Chief, Scott Jordan; Public Works Director, Keith Jones; City Attorney, John Shaw; and City Clerk, Ruth Smith.

#### INVOCATION AND PLEDGE

Deputy City Manager Les Jones gave the Invocation. Councilman Rosen led the Pledge of Allegiance to the Flag of the United States of America.

#### ORAL COMMUNICATIONS – PUBLIC (F: 53.3) (XR: 92.1)

Mayor Broadwater asked staff to report on the rainstorm damage that occurred on October 17 in the early morning hours in the area of the Belgrave Storm Drain Channel. A staff report dated October 18, 2004, was introduced, and the Deputy City Manager noted that the water level in the Belgrave Channel, at Belgrave and Springdale, exceeded the storm drain system's capacity, undermining a concrete sidewall in the channel. Public Works crews stabilized the channel wall by sandbagging around the damaged area and replacing dirt where it had eroded away. The next morning Engineering staff evaluated the channel damage and made permanent repair recommendations. The Fire Department identified 22 homes as being damaged by floodwater, and it was noted that

the damage to the Belgrave Storm Drain Channel is not related to the flooding of these homes.

In response to an inquiry from Councilman Leyes, staff noted that the repair to the wall has been completed.

In response to an inquiry from Councilman Rosen, staff noted that they will look into why the channel is higher on one side.

Mayor Broadwater noted that this was the second hundred-year storm in ten years, and he thought the Belgrave Channel would hold its flow.

The Deputy City Manager commented that substantial improvement had been made to the Channel since 1995, and the Public Works Director noted that Public Works crews and Fire personnel are on standby should it look like this might occur again with the current rain; additionally, sandbags are available at the fire station on Valley View and at the Municipal Service Center.

Councilman Rosen noted that the Public Works employees responded efficiently to this incident. He suggested a community meeting be held at Barker or Enders school where information can be given about flood insurance and City claims.

Mayor Broadwater noted that the Federal government runs the flood insurance program, and he suggested the legislators be contacted to expedite the claims.

Peter Meng addressed the Council, noting he is a new homeowner on Belgrave. His house was flooded, and he asked if he should get flood insurance.

Janet Kriem addressed the Council, noting she lives on Belgrave and her house also was flooded. She further noted that there is a recurring drainage problem in the area.

Jenae Wilson addressed the Council, noting she lives on Belgrave and the water came from both the street and from the back of the property, and the Fire Department made waves to further flood the area.

Tony Flores addressed the Council and read a communication dated January 2002, from the Mayor guaranteeing no more flooding. He suggested a box channel be considered in the area. He referenced claims filed as a result of previous floods in that area. He also noted

that the residents need to carry flood insurance although they are not considered to be in a flood area.

Mr. Flores also alleged misconduct by a City Council candidate relating to mailings.

John Shaffer addressed the Council, noting he is a Belgrave resident and his home also was flooded.

Scott Preucel addressed the Council, noting that he owns an apartment building on Belgrave and there is only one grate in the alley behind his property.

Mayor Broadwater requested a list of plans being made to address this issue; and if the channel is higher on one side than the other, this should be taken care of. He noted that he went to Washington D.C. to get money to repair this channel after the last flooding, and \$17 million was spent on this. He asked staff to look at the capacity under the freeway for both channels and their ability to convey water under the freeway.

Councilman Rosen noted that the Belgrave Channel hit its limit with nowhere to go. The water needs to be pumped out. He again urged that a meeting be held at the school with the residents.

Mayor Broadwater indicated that staff will gather information and a meeting will be set up at Enders School to advise the residents of their options. (F: 53.3) (XR: 92.1)

Joan Tustison addressed the Council concerning the construction of the Garden Grove Park Sports Complex and the irrigation system. (F: 53.3) (XR: 73.5) (XR: 76.58)

Verla Lambert addressed the Council concerning remarks made by Council candidates concerning the proposed redevelopment plan, suggesting all meetings should be televised for the record. (F: 53.3)

Nancy Driscoll addressed the Council concerning the West Basin Pond permit revocation by the County. Councilman Dalton noted he will get a report to Ms. Driscoll by Friday. (F: 53.3) (XR: 92.6)

Vivian Kirkpatrick and Joe Caggiano addressed the Council concerning the installation of a traffic signal at the intersection of Chapman Avenue and Summerset Place, expressing their appreciation. (F: 53.3) (XR: 20.GPA-4-04)

Robin Marcario addressed the Council concerning her candidacy for City Council and urging “yes” votes on Measures 59 and 1A.  
(F: 53.3)

RECESS

At 7:43 p.m., the Mayor declared a recess.

RECONVENE

At 7:45 p.m., the meeting was reconvened with Mayor Broadwater and all Councilmembers in attendance.

PUBLIC HEARING – AMENDMENT NO. A-115-04 AND AMENDMENT NO. A-116-04 (F: 115.A-115-04) (F: 115.A-116-04)

Amendment No. A-115-04 - The City of Garden Grove is proposing to rezone properties on the east and west sides of Gilbert Street, between Lampson Avenue and Garden Grove Boulevard, from R-1 (Single-Family Residential), with a minimum lot size of 7,200 square feet, to R-1 (Single-Family Residential), with a minimum lot size up to 11,000 square feet. The Gilbert Street addresses proposed to be included in the rezone are as follows: 12501, 12661, 12751, 12822, 12832, 12842, 12652, 12872, 12892, 12902, 12912, and 12922 Gilbert Street.

On September 2, 2004, the City Planning Commission, pursuant to Resolution No. 5450, recommended approval of A-115-04, with a minimum lot size of 9,000 square feet; and pursuant to public notice published on October 14, 2004, public hearing on the case was ordered by the City Council to be held this date.

Amendment No. A-116-04 - The City of Garden Grove is proposing to amend Title 9 of the Garden Grove Municipal Code to adopt the Gilbert Street Overlay Zone for all properties zoned R-1 (Single-Family Residential), located adjacent to Gilbert Street, between Chapman Avenue and Garden Grove Boulevard.

On September 2, 2004, the City Planning Commission, pursuant to Resolution No. 5451, recommended approval of A-116-04; and pursuant to public notice published on October 14, 2004, public hearing on the case was ordered by the City Council to be held this date.

Staff reports dated October 26, 2004, were introduced, and staff reviewed the background information concerning these two proposed amendments.

Councilman Rosen commented on the staff's recommendation concerning a minimum lot size figure of 11,000 square feet, noting that at the Planning Commission meeting, three citizens indicated their support for that figure; however, four citizens were opposed to it.

In response to an inquiry from Councilman Tran, the City Manager noted that 12 lots between Lampson Avenue and Garden Grove Boulevard would be affected.

Councilman Leyes commented that every parcel would be affected because every one on the street could be combined.

Mayor Broadwater declared the public hearing opened for both amendments and asked if anyone wished to address the Council on either of these matters.

Hien Nguyen addressed the Council, noting that he resides on the west side of Gilbert. He asked why this only addressed Gilbert Street from Lampson to Garden Grove Boulevard instead of north to Chapman or further. He indicated he is opposed to any change in minimum lot size.

James Nguyen addressed the Council, noting that he resides on Gilbert Street, noting that he is against increasing the lot size and he has no comment on the overlay.

Phai Nguyen addressed the Council, noting that he resides on the west side of Gilbert Street, and he is opposed to any change in lot size.

Mike Kongchan addressed the Council, indicating he is opposed to any change in minimum lot size.

Walt Brady addressed the Council, noting that he knows the Nguyens, and their plans meet the City's guidelines. He is against the increase in minimum lot size.

Councilman Rosen noted that he submitted the overlay proposal two years ago, noting that this would preserve the residential character of Gilbert Street.

David English addressed the Council, noting his opposition to changing the minimum lot size to 7,200 square feet, commenting that the City is picking on one property. He further noted that he supports the Gilbert Street overlay zone.

Gerald Tolman addressed the Council, noting that he resides on Gilbert Street. He is in favor of 11,000 square foot minimum size lots, and he is in favor of the Gilbert Street overlay zone.

Beth Gruber addressed the Council, noting that she is in favor of the Gilbert Street overlay zone, and in favor of 11,000 square foot minimum lot size.

Hung Nguyen addressed the Council, noting that he is a resident of Gilbert Street. He is in favor of the Gilbert Street overlay zone, and a 7,200 square foot minimum lot size is large enough.

Michael Nguyen addressed the Council, noting that he is in favor of 7,200 square foot minimum lot sizes and the Gilbert Street overlay zone.

Joan Roper addressed the Council, noting that she is in favor of 7,200 square foot minimum lot sizes.

Van Pham addressed the Council, noting support for 7,200 square foot minimum lot sizes.

Chau Nguyen addressed the Council, noting support for 7,200 square foot minimum lot sizes.

Zoomie Nguyen addressed the Council, noting support for 7,200 square foot minimum lot sizes.

Tai Nguyen addressed the Council, noting that he resides on the west side of Gilbert Street, and he is in favor of the 7,200 square foot minimum lot size.

Hien Nguyen addressed the Council, noting that he is in favor of the 7,200 square foot minimum lot size and also the Gilbert Street overlay zone.

Russell Graef addressed the Council, noting that an 11,000 square foot minimum lot size requirement is reasonable, but 9,000 square feet would be fine. He also noted that he supports the Gilbert Street overlay zone.

Robin Marcario addressed the Council, noting that she is in favor of the Gilbert Street overlay zone. She further noted that she is opposed to the 7,200 square foot minimum lot size and the 9,000 square feet is a good compromise.

Vivian Kirkpatrick addressed the Council, noting that at the Planning Commission she believes that those in favor of the 9,000 square foot minimum size lots were ignored.

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

Councilman Leyes inquired why the boundaries couldn't be extended further north and south; however, he is not opposed to the overlay zone.

Councilman Rosen noted that we don't need big homes on small lots all over the city. Gilbert Street is a unique rural neighborhood, and that is why the overlay is only proposed for Gilbert Street. He spoke about the Brandywine project on Gilbert Street.

Councilman Dalton commented that he supports the Gilbert Street overlay zone. Councilman Tran agreed.

Councilman Rosen moved, seconded by Councilman Dalton, that the Gilbert Street overlay zone be approved.

Councilman Leyes moved a substitute motion that the boundaries be extended north to Katella Avenue and south to Trask Avenue. Motion died for lack of a second.

Mayor Broadwater commented that before the boundaries are extended, the City needs to let people know who would be affected.

Councilman Rosen noted that extending the boundaries could create legal problems.

ORDINANCE NO. 2641 was introduced for first reading and the title read in full, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING AMENDMENT A-116-04, AN AMENDMENT TO TITLE 9 OF THE CITY OF GARDEN GROVE MUNICIPAL CODE ADDING SECTION 9.12.120 RELATING TO THE ADOPTION OF THE GILBERT STREET OVERLAY ZONE

It was moved by Councilman Rosen, seconded by Councilman Dalton, and carried by unanimous vote, that full reading of

Ordinance No. 2641 be waived, and said Ordinance be and hereby is passed to second reading.

Norm Harris addressed the Council, noting that he resides on Gilbert Street. He has no interest in subdividing this property, and he is concerned about property rights. A 7,200 square foot lot is a good size, and he is supportive of Mr. Nguyen building up. He also expressed his support for the overlay zone; however, he would like to see it extended, but the residents should be notified first.

Councilman Dalton noted that Mr. Nguyen's property is an eyesore, and he would prefer that he tear down and rebuild. He could support the 7,200 square feet minimum lot size.

In response to an inquiry from Councilman Rosen, staff noted that Mr. Nguyen has submitted preliminary plans.

Councilman Tran noted his support for 7,200 square foot minimum lot sizes.

Councilman Rosen noted the complexity of the issue, noting that people want large lot sizes on Gilbert Street, and he moved a minimum lot size of 9,000 square feet be adopted.

Councilman Leyes suggested perhaps this issue of minimum lot size should be given more thought. He suggested that Mr. Nguyen could bring his plans to his neighbors and see if it is something that is acceptable; thus protecting his property rights and the rural flavor of the neighborhood.

ORDINANCE NO. 2642 was introduced for first reading and the title read in full, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING AMENDMENT A-115-04, REZONING PARCELS OF LAND LOCATED ON THE EAST SIDE OF GILBERT STREET, BETWEEN LAMPSON AVENUE AND GARDEN GROVE BOULEVARD, PARCEL NUMBERS 133-391-01, 02, 03, 04; 133-381-01, 02, 03, 04 AND 133-381-40

It was moved by Mayor Broadwater, seconded by Councilman Tran, and carried by unanimous vote, that full reading of Ordinance No. 2642 be waived, and said Ordinance be and hereby is passed to second reading, amended to rezone nine parcels located on the east side of Gilbert Street from R-1, with a minimum lot size of 7,200 square feet to R-1, with a minimum lot size of 9,000 square feet, and to exclude three parcels located on the west side of Gilbert Street from the proposed rezone.

RECESS

At 9:53 p.m., the Mayor declared a recess.

RECONVENE

At 10:16 p.m., the meeting was reconvened with Mayor Broadwater and all Councilmembers in attendance.

PROCLAMATION – NATIONAL BIBLE WEEK (F: 83.1)

It was moved by Councilman Leyes, seconded by Councilman Rosen, and carried by unanimous vote, that November 21-28, 2004, be and hereby is proclaimed as National Bible Week.

AWARD OF CONTRACT FOR PROJECT NO. 7388, UPGRADE OF CONTROLS FOR BOOSTER PUMPS AT WEST GARDEN GROVE RESERVOIR (F: 112.12.Proj.7388) (XR: 92.1)

Staff report dated October 26, 2004, was introduced.

It was moved by Councilman Leyes, seconded by Councilman Rosen, and carried by unanimous vote, that Digital Electric, Inc., be and hereby is determined to be the lowest and only bidder in connection with Project No. 7388, Upgrade of Controls for Booster Pumps at West Garden Grove Reservoir; that contract for said project be and hereby is awarded to said company in the sum of \$195,000.00, in accordance with the terms of the City's plans and specifications; and the Mayor and City Clerk are authorized to execute said contract.

AWARD OF CONTRACT FOR RECARPETING OF THE SECOND FLOOR OF THE CITY HALL BUILDING (F: 55) (XR: 48.2)

Staff report dated October 26, 2004, was introduced.

It was moved by Councilman Leyes, seconded by Councilman Rosen, and carried by unanimous vote, that New Image Commercial Flooring, Inc., be and hereby is determined to be the lowest acceptable bidder in connection with the recarpeting of the second floor of the City Hall building; that contract for said project be and hereby is awarded to said company in the sum of \$47,941.42, in accordance with the terms of the City's plans and specifications and the bid submitted by said company; that all other bids be and hereby are rejected; and the Mayor and City Clerk are authorized to execute the agreement.

AMENDMENT NO. 9 TO COOPERATIVE AGREEMENT NO. C-95-974 WITH THE ORANGE COUNTY TRANSPORTATION AUTHORITY (OCTA), PROVIDING AN UPDATED PROJECT LIST FOR FUNDING UNDER THE COMBINED TRANSPORTATION FUNDING PROGRAMS (F: 55) (XR: 23.18)

Staff report dated October 26, 2004, was introduced.

It was moved by Councilman Leyes, seconded by Councilman Rosen, and carried by unanimous vote, that Amendment No. 9 to Cooperative Agreement No. C-95-974 with the Orange County Transportation Authority (OCTA), providing an updated project list for funding under the Combined Transportation Funding Programs and the Bicycle and Pedestrian Facilities Program, be and hereby is approved; and the Mayor and City Clerk are authorized to execute the agreement.

UPGRADE AND REPAIR OF FENCE AT CENTRAL STORES - ACCEPTANCE OF CONTRACT AS COMPLETE (F: 55) (XR: 24.1)

Staff report dated October 26, 2004, was introduced.

It was moved by Councilman Leyes, seconded by Councilman Rosen, and carried by unanimous vote, that the contract for the upgrade and repair of the fence at Central Stores, be accepted as complete as of this date; the Mayor and City Clerk are authorized to execute the appropriate documents; and the Finance Director is authorized to release the final payment in the amount of \$33,006.80 and the retention payment to A-1 Fence Company, when appropriate to do so.

RESOLUTION ESTABLISHING THE CITY'S PARTICIPATION IN THE HEALTH AND RETIREMENT ROLLOVER PLAN (F: 78.16)

Staff report dated October 26, 2004, was introduced.

RESOLUTION NO. 8615-04

It was moved by Councilman Leyes, seconded by Councilman Rosen, and carried by unanimous vote, that full reading of Resolution No. 8615-04 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE APPROVING AND ADOPTING THE JOINT POWERS BENEFIT AUTHORITY HEALTH AND RETIREMENT ROLLOVER PLAN, be and hereby is adopted.

WARRANTS (F: 60.5)

It was moved by Councilman Leyes, seconded by Councilman Rosen, and carried by unanimous vote, that payroll warrants 137398 through 137594, Direct Deposits D97539 through D98085, and Wires W897 through W900, which have been audited for accuracy and availability of funds by the Finance Director, be and hereby are approved.

AWARD OF CONTRACT FOR PROJECT NO. 7658, CONSTRUCTION OF GARDEN GROVE PARK SPORTS COMPLEX ON THE NORTH SIDE OF WESTMINSTER AVENUE BETWEEN ATLANTIS WAY AND DEODARA DRIVE; AND ADOPTION OF NEGATIVE DECLARATION FOR THE PROJECT (F: 73.5.Proj.7658)  
(XR: 73.5)

Staff report dated October 26, 2004 was introduced. and reviewed by staff, noting that it has been determined that this project will create no adverse traffic impact or adverse effects on the environment.

Councilman Leyes noted that all concerns have been addressed; however, he has a problem with the reallocation of funds, and it is not right to raise water rates and use that for something else.

Councilman Dalton moved, seconded by Councilman Rosen, that Taisei Construction Corporation, be and hereby is determined to be the lowest and only bidder in connection with Project No. 7658, Construction of Garden Grove Park Sports Complex, on the north side of Westminster Avenue between Atlantis Way and Deodara Drive; that contract for said project be and hereby is awarded to said company in the sum of \$4,162,000.00, in accordance with the terms of the City's plans and specifications; and the Mayor and City Clerk are authorized to execute said contract. Said motion carried by the following vote:

AYES: COUNCILMEMBERS: (4) DALTON, ROSEN, TRAN,  
BROADWATER  
NOES: COUNCILMEMBERS: (1) LEYES  
ABSENT: COUNCILMEMBERS: (0) NONE

RESOLUTION NO. 8616-04

Councilman Dalton moved, seconded by Councilman Rosen, that full reading of Resolution No. 8616-04 be waived, and said Resolution entitled A RESOLUTION ADOPTING A NEGATIVE DECLARATION FOR

THE GARDEN GROVE PARK SPORTS COMPLEX PROJECT – PROJECT 7658, be and hereby is adopted. Upon the following vote:

AYES: COUNCILMEMBERS: (4) DALTON, ROSEN, TRAN,  
BROADWATER

NOES: COUNCILMEMBERS: (1) LEYES

ABSENT: COUNCILMEMBERS: (0) NONE

said Resolution No. 8616-04 was declared adopted.

INSTALLATION OF TRAFFIC SIGNAL AT THE INTERSECTION OF CHAPMAN AVENUE AND SUMMERSET PLACE (F: 100.1) (XR: 20.GPA-4-04)

Staff report dated October 26, 2004, was introduced. Staff noted that at the October 12, 2004, City Council meeting, staff was directed to evaluate the intersection of Chapman Avenue and Summerset Place to determine what alternatives could be considered to make the intersection safer. It was determined that in order to make the intersection safer and still provide parking, a traffic signal should be installed.

Councilman Rosen inquired if the signal creates a problem, can it be turned off. Staff noted that the matter could be brought back to the Traffic Commission, and then to Council for approval.

It was moved by Councilman Leyes, seconded by Councilman Dalton, and carried by unanimous vote, that the installation of a traffic signal at the intersection of Chapman Avenue and Summerset Place, be and hereby is approved.

RECESS

At 10:36 p.m., the Mayor declared a recess.

RECONVENE

At 11:03 p.m., the meeting was reconvened with Mayor Broadwater and all Councilmembers in attendance.

SECOND READING OF ORDINANCES NO. 2639 AND NO. 2640

Councilman Leyes moved, seconded by Councilman Rosen, and carried by unanimous vote, that full reading of Ordinances No. 2639 and No. 2640 be waived.

ORDINANCE NO. 2639 was presented for second reading and adoption and the title read in full, 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 (F: 20.GPA-4-04) (XR: 116.PUD-104-04) (XR: 116.SP-349-04) (XR: 103.TT-16732) (XR: 106.152)

It was moved by Councilman Rosen, seconded by Councilman Dalton, and carried by unanimous vote, that Ordinance No. 2639 be and hereby is declared passed.

ORDINANCE NO. 2640 was presented for second reading and adoption and the title read in full, 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 (F: 20.GPA-4-04) (XR: 116.PUD-104-04) (XR: 116.SP-349-04) (XR: 103.TT-16732) (XR: 106.152)

It was moved by Councilman Rosen, seconded by Councilman Dalton, and carried by unanimous vote, that Ordinance No. 2640 be and hereby is declared passed.

DISCUSSION CONCERNING THE NEW MAKE-UP OF OCTA, AS REQUESTED BY MAYOR BROADWATER (F: 53.1) (XR: 23.18)

It was moved by Councilman Rosen, seconded by Councilman Tran, and carried by unanimous vote, that Councilman Rosen and Councilman Dalton be designated to serve on a subcommittee to meet with the City of Westminster to discuss matters such as the 22 Freeway expansion and Centerline.

DISCUSSION CONCERNING THE REINSTATEMENT OF THE D.A.R.E. PROGRAM, AS REQUESTED BY COUNCILMAN LEYES (F: 53.1) (XR: 82.1)

Councilman Leyes commented that the D.A.R.E. program was eliminated from the budget 1-1/2 years ago, which action he opposed.

Councilman Leyes moved, seconded by Mayor Broadwater, that the D.A.R.E. Program be reinstated.

Councilman Dalton noted that there are not enough police officers to reinstate the D.A.R.E. program.

Mayor Broadwater withdrew his second, and motion died.

DISCUSSION CONCERNING AN AMENDMENT TO THE GENERAL PLAN PROHIBITING CASINOS AND CARD CLUBS WITHIN CITY LIMITS, AS REQUESTED BY COUNCILMAN LEYES (F: 53.1) (XR: 20.2)

Councilman Leyes moved that the General Plan be amended to prohibit casinos and card clubs within the city limits. Motion died for lack of a second.

Councilman Leyes commented that the District Attorney is investigating the nondisclosure agreement and meetings that were held. He further commented that the Council should be given a staff report on the progress of that investigation.

MATTERS FROM CITY COUNCILMEMBERS

Councilman Rosen urged "yes" votes on Ballot Measures 1 -A and 62. He also requested that the meeting be adjourned in memory of Dr. Rob Soltes. (F: 53.1) (XR: 46.9)

Councilman Tran indicated he was recently invited to speak at the Oakland Museum, and he is donating an honorarium of \$300 he received to the Garden Grove Community Foundation. (F: 53.1) (XR: 130.15)

ADJOURNMENT

At 11:25 p.m., the meeting was declared adjourned in memory of Dr. Rob Soltes, local Optometrist and community volunteer who was killed in Iraq. (F: 46.9)

RUTH E. SMITH  
CITY CLERK