

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, December 13, 2005, at 7:23 p.m.

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

ABSENT: (0) NONE

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.

PRESENTATIONS – COMMUNITY SPOTLIGHT (F: 52.3) (XR: 78.1)

Mayor Dalton called forward Community Services Director, Cal Rietzel, retiring after 31 years of dedicated service; and Personnel Services Director, Steve Larson, retiring after 19 years of dedicated service. Both were presented with special mementos in appreciation of their many years of outstanding service to the City.

DEPARTMENT UPDATE BY COMMUNITY SERVICES DIRECTOR, CAL RIETZEL (F: 87.1)

Cal Rietzel provided an update of activities in the Community Services Department.

ORAL COMMUNICATIONS - PUBLIC

Norma Martinez-Barrett addressed the City Council, expressing appreciation to the Police and Fire personnel for their response to an emergency at her home. She asked that the City Council and the Police Department issue an apology for the suffering they caused

Theresa Dang and her family because of the protest on May 25 at the Women's Club. (F: 53.1) (XR: 82.1) (XR: 61.1)

Scott Sink addressed the City Council regarding the incident at the Women's Club and the arrest of Theresa Dang and subsequent finding of the court of innocence. He asked that the charges against those still waiting trial be dropped. (F: 53.1) (XR: 82.1)

Duane Roberts addressed the City Council concerning the Theresa Dang incident. He expressed his disappointment with the conduct of the Police Department. (F: 53.1) (XR: 82.1)

Gilbert Flores, past State Director, California League of United Latin American Citizens (LULAC), addressed the City Council concerning the Theresa Dang incident and a request that action be taken against individuals in the Garden Grove Police Department. He distributed a letter to the City Council containing his comments. (F: 53.1) (XR: 82.1)

Tony Flores addressed the City Council and distributed copies of the Annual Report, Amended Garden Grove Community Project and Buena-Clinton Project, July 1, 2003 – June 30, 2004. He referenced pages in the report concerning a parking facility in the project area on Harbor Boulevard to be funded by Landmark Hospitality. He also referenced a memorandum and expressed concern that funds earmarked for the Chapman Sports Complex were used for OCTA Right-of-Way Improvements at Shelley-Kensington and Gutosky Park. Lastly, he referenced e-mails written concerning a waiver of fees for use of the soccer fields at Chapman Sports Complex on January 14 and 16, 2006. (F: 53.1) (XR: A-128.3) (XR: 73.23)

J. Tilman Williams addressed the City Council, commenting that any name change to Lewis Street, requested by the Crystal Cathedral, should be paid for by them. (F: 53.1) (XR: 98.1)

Charles Mitchell addressed the City Council concerning the high cost of ambulance service, noting that the residents should be made aware of that. (F: 53.1) (XR: 26.1)

Benny Diaz addressed the City Council, noting that the Latino community has been asking questions about the Theresa Dang incident. He asked for a community forum to be held to discuss the issues. He also requested that Theresa Dang's case be reopened. (F: 53.1) (XR: 82.1)

Alma Ramirez addressed the City Council, indicating that the Garden Grove Police Department should be dismantled and she will be filing a civil rights suit. (F: 53.1) (XR: 82.1)

Tony Rector addressed the City Council. He requested an update concerning the proposed casino. He complimented Council Member Nguyen on her recent article in the Register. He noted the importance of bringing in developers for the vacant land that exists in the city and suggested auctioning off this land possible for an upscale discount center. (F: 53.1) (XR: 60.12)

Nauí Huitzilopochtí addressed the City Council concerning the Theresa Dang issue, commenting that the city should get rid of bad police officers. (F: 53.1) (XR: 82.1)

RECESS

At 8:45 p.m., the Mayor declared a recess.

RECONVENE

At 9:05 p.m., the meeting was reconvened with Mayor Dalton and all Council Members present.

COMMENTS FROM THE MAYOR

Mayor Dalton referenced remarks and spoke about development and redevelopment in Garden Grove. He also spoke about the ICSC and IAAPA conferences which are attended annually by staff and the City Council, noting that revenue-generating businesses have come to Garden Grove as a result of attendance at these conferences. He then spoke about Trader Joe's, noting that they have indicated that their number one criterion is the education level of its patrons. Mayor Dalton commented that if anyone knows a business that would like to come to Garden Grove, he should contact him. He also spoke about the high caliber of employees the City has. (F: 53.1) (XR: 78.1)

REORGANIZATION OF THE CITY COUNCIL (F: 46.1)

Council Member Krebs moved, seconded by Council Member Nguyen, that Mayor Pro Tem Rosen be reelected as Mayor Pro Tem.

Council Member Leyes commented that the position should be rotated.

The foregoing motion carried by the following vote:

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

RECESS

At 9:14 p.m., the Mayor declared a recess.

RECONVENE

At 9:27 p.m., the meeting was reconvened with Mayor Dalton and all Council Members present.

FY 2004-05 ANNUAL REPORT FOR THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT (F: A-128.3)

It was noted that this item also appeared on the Agency agenda for consideration.

Staff report dated December 13, 2005, was introduced, providing a review of the Agency's activities undertaken during the fiscal year. It was noted that under California Community Redevelopment Law, this Annual Report must be presented to the Agency and the City Council, and then transmitted to the State Controller within six months of the end of the fiscal year.

Also submitted for the record was an E-mail from Ray Littrell itemizing areas of concern.

Council Member Leyes referenced Mr. Littrell's E-mail, commenting that he is not comfortable with even the prospect of errors when submitting material to the State Controller and he would rather not forward the report at this point.

The City Manager commented that he does not believe the points that Mr. Littrell has raised apply to the financial data that is being presented for action at this time. His comments have more to do with the narrative portion that discusses what the Agency accomplished over the past year, which is an ongoing debate that Mr. Littrell has relative to how the hotels are performing. The financial information is correct and therefore should be sent to the state.

Council Member Rosen moved, seconded by Council Member Krebs, that the FY 2004-05 Annual Report of the Garden Grove Agency for Community Development, be and hereby is approved and ordered forwarded to the State Controller. Said motion carried by the following vote:

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

RESOLUTION SETTING ASIDE CERTAIN CITY-OWNED REAL PROPERTY FOR THE IMPROVEMENT AND REALIGNMENT OF CENTURY BOULEVARD AT ITS INTERSECTION WITH GARDEN GROVE BOULEVARD (F: 110.SV-114-05)
(XR: A-116.11)

Staff report dated December 13, 2005, was introduced.

RESOLUTION NO. 8679-05

It was moved by Council Member Leyes, seconded by Council Member Rosen, and carried by unanimous vote, that full reading of Resolution No. 8679-05 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE SETTING ASIDE CERTAIN CITY-OWNED PROPERTY FOR STREET AND HIGHWAY PURPOSES, be and hereby is adopted.

AGREEMENT WITH ENTERPRISE SYSTEMS CONSULTING FOR THE PURCHASE, INSTALLATION, AND MAINTENANCE OF A POINT-TO-POINT WIRELESS NETWORK (F: 55) (XR: 82.1)

Staff report dated December 13, 2005, was introduced.

It was moved by Council Member Leyes, seconded by Council Member Rosen, and carried by unanimous vote, that the agreement by and between the City of Garden Grove and Enterprise Systems Consulting, to purchase, install and maintain a point-to-point wireless network, be and hereby is approved.

PROJECT NO. 7264-B, GARDEN GROVE BOULEVARD MEDIAN IMPROVEMENTS BETWEEN MAGNOLIA AND BROOKHURST STREETS – ACCEPTANCE OF CONTRACT AS COMPLETE (F: 96.proj.7264-B)

Staff report dated December 13, 2005, was introduced.

It was moved by Council Member Leyes, seconded by Council Member Rosen, and carried by unanimous vote, that Project No. 7264-B, Garden Grove Boulevard Median Improvements between Magnolia and Brookhurst streets, be and hereby is accepted as complete; the Finance Director is authorized to release the retention payment to Nativ Engineering, Inc., when appropriate to do so and to release payment in the amount of \$3,600.00 per year for the next five years for the landscape maintenance contract; and the City Manager and City Clerk are authorized to execute the Notice of Completion.

PROJECT NO. 7237, PHASE VI, FOUR ARTERIAL STREET REHABILITATIONS – ACCEPTANCE OF CONTRACT AS COMPLETE (F: 96.proj.7237 Phase 6)

Staff report dated December 13, 2005, was introduced.

It was moved by Council Member Leyes, seconded by Council Member Rosen, and carried by unanimous vote, that Project No. 7237, Phase VI, Four Arterial Street Rehabilitations, being Euclid Street Rehabilitations (Lampson Avenue to Chapman Avenue) (Patricia Drive to Katella Avenue) (Westminster Avenue to Trask Avenue), and Harbor Boulevard Rehabilitation (Trask Avenue to Garden Grove Boulevard), be and hereby is accepted as complete; the Finance Director is authorized to release the retention payment to All American Asphalt, when appropriate to do so; and the City Manager and City Clerk are authorized to execute the Notice of Completion.

INCREASED APPROPRIATION OF \$340,000.00 FOR PLAN CHECK CONSULTANT SERVICES (F: 55) (XR: 80.1)

Staff report dated December 13, 2005, was introduced.

Council Member Rosen noted that one of the contractors is located in San Diego, which means the plans need to be shipped down to them. He would rather use plan checkers in Orange County when there is a need to go outside.

The City Manager indicated that smaller projects are sent to Scott Fazekas and Associates, Inc., in Irvine and the larger projects to Esgil Corporation in San Diego, noting that staff is not aware of any plan check firms that exist in Garden Grove.

Council Member Leyes moved, seconded by Council Member Krebs, that the increased appropriation of \$340,000.00 for plan check

consultant services, be and hereby is approved. Said motion carried by the following vote:

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

PURCHASE OF FOUR POLICE PATROL CARS (F: 82.4) (XR: 60.4)

Staff report dated December 13, 2005, was introduced.

It was moved by Council Member Leyes, seconded by Council Member Rosen, and carried by unanimous vote, that a purchase order for 4 Police Patrol Cars be and hereby is awarded to Wondries Fleet Group in the amount of \$102,431.48.

PURCHASE OF TWO BRUSH CHIPPERS – PUBLIC WORKS DEPARTMENT
(F: 24.1) (XR: 60.4)

Staff report dated December 13, 2005, was introduced.

It was moved by Council Member Leyes, seconded by Council Member Rosen, and carried by unanimous vote, that a purchase order for 2 Brush Chippers be and hereby is awarded to RDO Vermeer LLC in the amount of \$53,803.59.

PURCHASE OF TWO AIR COMPRESSORS – PUBLIC WORKS DEPARTMENT
(F: 24.1) (XR: 60.4)

Staff report dated December 13, 2005, was introduced.

It was moved by Council Member Leyes, seconded by Council Member Rosen, and carried by unanimous vote, that a purchase order for 2 Air Compressors be and hereby is awarded to Nations Rent in the amount of \$27,939.58.

APPOINTMENT OF NEW PERMIT TECHNICIAN AT "G" STEP OF SALARY RANGE FOR THIS POSITION (F: 78.1)

It was indicated that the candidate has withdrawn; therefore, there is no need for consideration of this request.

MINUTES (Vault)

It was moved by Council Member Leyes, seconded by Council Member Rosen, and carried by unanimous vote, that the Minutes of the Regular City Council Meeting held November 8, 2005, be and hereby are approved.

WARRANTS (F: 60.5)

It was moved by Council Member Leyes, seconded by Council Member Rosen, and carried by unanimous vote, that regular warrants 348886 through 350483 and Wires W223 – W224; and payroll warrants 143349 through 143856, Direct Deposits D113590 through D114712 and Wires W1032 through W1042, which have been audited for accuracy and availability of funds by the Finance Director, be and hereby are approved.

APPEAL OF CONDITIONAL USE PERMIT NO. CUP-169-05 (F: 51.CUP-169-05)

The applicant, Thuan Pham, is requesting approval to change the type of an existing Alcoholic Beverage Control License from a Type "20" (Off-Sale Beer and Wine) to a Type "21" (Off-Sale General) for an existing Dee's Mini-Market. The site is located in a C-1 (Neighborhood Commercial) zone, on the northeast corner of Harbor Boulevard and Trask Avenue, at 13458 Harbor Boulevard.

On September 1, 2005, pursuant to Resolution No. 5507, the Planning Commission considered and denied the Conditional Use Permit with a 4-3 vote, supporting the finding that the issuance of a Type "21" license that provides for the sales of distilled spirits in an area with an existing high crime count has the potential to adversely affect the health, peace, and comfort of people residing and working in the immediate vicinity by potentially exacerbating existing crime conditions. In addition, the Planning Commission also determined that there was neither a public finding of convenience nor necessity to support the request.

An Appeal was filed by the Applicant on September 22, 2005; and pursuant to Legal Notice published on October 13, 2005, public hearing on the case was ordered by the City Council to be held October 25, 2005, at which time it was continued to December 13, 2005, at the request of the applicant.

Staff report dated December 13, 2005, was introduced, and staff reviewed the background information concerning this application.

The Deputy Police Chief provided an overview of the Police Department concerns about this application. He read into the record results of a study from the University of Southern California (USC), in part, being, "The University of Southern California conducted a study of the relationship between alcohol availability as measured by outlet density and motor vehicle crashes in Los Angeles County cities. The results indicated that a correlation existed between outlet density, alcohol availability, problem drinking, and automobile crashes. The study also found that for each additional liquor store in cities of 50,000 residents, there were 2.5 additional major crimes, such as murder, robbery, or assault over and above the other alcohol-related crimes."

Council Member Rosen requested a copy of the USC report.

Council Member Nguyen questioned staff relative to the approval of ABC licenses for surrounding businesses.

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

Thuan Pham addressed the City Council, noting he has worked hard to stay in business and would like the opportunity to demonstrate that there will be no problems. He is willing to work with the City, noting that he is simply requesting an upgrade, not a brand new license.

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

In response to inquiries by Council Members, the Deputy Police Chief provided information relative to the number and nature of police calls received last year from the applicant.

Council Member Rosen noted that he is inclined to let the applicant compete with his competitors and upgrade his license.

Council Member Nguyen expressed concern about denying liquor licenses at this location. She noted that the applicant indicated his willingness to install cameras and suggested he be given a one-year probation period.

Council Member Krebs commented that ground rules have been set for the city, and the Police Department is doing an outstanding job in upholding those ground rules. Adding liquor licenses adds problems.

Mayor Dalton commented that adding another hard liquor license would have a negative impact on the community, as shown by Police Department studies. He is opposed to giving the applicant a one-year probation, despite armed guards and cameras at the business.

In response to an inquiry from Council Member Nguyen, the City Attorney clarified that typically when you have an ABC License, that being an entitlement that is being granted by the State, the fact that we may revoke a CUP may not necessarily result in the State agreeing with our decision in that regard and may not necessarily pull the license. At this time the City Council is looking at a CUP application, not a liquor license, and the Police Department is making the recommendation that reviewing it in the context of the criteria that the City has for Conditional Use Permits for the sale of this kind of alcoholic beverage, they are recommending denial.

Council Member Nguyen moved, seconded by Council Member Rosen, that the Conditional Use Permit be denied without prejudice to give the applicant the opportunity to refile his application.

Council Member Leyes noted that this gives false hope to the applicant and probably gives an expectation that cannot be filled.

Council Member Leyes moved, seconded by Council Member Krebs, a substitute motion that the Resolution upholding the decision of the Planning Commission and denying the Appeal of Conditional Use Permit No. CUP-169-05 be adopted.

Council Member Rosen noted that normally the City Council denies something without prejudice if there is a chance the applicant could resubmit the application and make some changes and get approval. He asked the Deputy Police Chief if there was anything the applicant could add to the Conditional Use Permit that would cause the Police Department to support issuing the license, to which the Deputy Police Chief responded in the negative.

Council Member Nguyen withdrew her previous motion.

RESOLUTION NO. 8680-05

Council Member Leyes moved, seconded by Council Member Krebs, that full reading of Resolution No. 8680-05 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE UPHOLDING THE DECISION OF THE PLANNING COMMISSION AND THEREBY DENYING APPEAL OF

CONDITIONAL USE PERMIT NO. CUP-169-05, FOR A PROPERTY LOCATED ON THE NORTHEAST CORNER OF HARBOR BOULEVARD AND TRASK AVENUE, AT 13458 HARBOR BOULEVARD, PARCEL NO. 101-642-01, be and hereby is adopted. Upon the following vote:

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

said Resolution No. 8680-05 was adopted.

PUBLIC HEARING – PLANNED UNIT DEVELOPMENT NO. PUD-109-05, A DEVELOPMENT AGREEMENT, AND APPEAL OF SITE PLAN NO. SP-378-05 (F: 116.PUD-109-05) (XR: 116-SP-378-05) (XR: 106.164)

Planned Unit Development No. PUD-109-05, Development Agreement, and Appeal of Site Plan No. SP-378-05, initiated by Kaiser Foundation Hospitals, requesting to change the zoning of property located on the east side of Euclid Street, south of Chapman Avenue, at 12092 Euclid Street, from CCSP-HD (Community Center Specific Plan-Hospital District) to Planned Unit Development; a Site Plan and Development Agreement to add a three-story 44,737 square foot medical office building to an existing building; and to increase the number of parking spaces on the site.

On November 3, 2005, the City Planning Commission, pursuant to Resolution No. 5516 recommended approval of PUD-109-05 and the Development; and pursuant to Resolution No. 5517, approved SP-378-05 with Conditions of Approval. On November 28, 2005, an appeal to one of the conditions was submitted by the applicant; and pursuant to Legal Notice published December 1, 2005, public hearing on the case was ordered by the City Council to be held this date.

Staff report dated December 13, 2005, was introduced, and staff reviewed the information provided concerning this project. It was noted that the applicant submitted the appeal to modify Condition No. 15 of SP-378-05 in order to allow the left-turn lane to be constructed concurrently with the new office building construction. Staff has reviewed this request and supports the change to the condition by stipulating that the left-turn lane be completed prior to any interior framing improvements and inspections of the new three-story office building.

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

Julie Phipps, representing the Applicant, addressed the City Council, noting that Kaiser Foundation Hospitals fully concur with staff's recommendation.

Ray Littrell addressed the City Council, noting that Kaiser Foundation Hospitals has been a good corporate citizen.

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

ORDINANCE NO. 2677 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 PLANNED UNIT DEVELOPMENT NO. PUD-109-05, CHANGING THE ZONING DESIGNATION FROM COMMUNITY CENTER SPECIFIC PLAN-HOSPITAL DISTRICT TO PLANNED UNIT DEVELOPMENT NO. PUD-109-05, AND APPROVING THE APPEAL OF CONDITION NO. 15 OF SITE PLAN NO. SP-378-05

It was moved by Council Member Rosen, seconded by Council Member Nguyen, and carried by unanimous vote, that full reading of Ordinance No. 2677 be waived, and said Ordinance be and hereby is passed to second reading.

ORDINANCE NO. 2678 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 KAISER FOUNDATION HOSPITALS (DEVELOPER) AND THE CITY OF GARDEN GROVE

It was moved by Council Member Rosen, seconded by Council Member Nguyen, and carried by unanimous vote, that full reading of Ordinance No. 2678 be waived, and said Ordinance be and hereby is passed to second reading.

2005 URBAN WATER MANAGEMENT PLAN (F: 112.10)

Staff report dated December 13, 2005, was introduced and reviewed by staff.

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

There being no comments from the audience or Council Members, the public hearing was declared closed.

RESOLUTION NO. 8681-05

It was moved by Council Member Leyes, seconded by Council Member Krebs, and carried by unanimous vote, that full reading of Resolution No. 8681-05 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING THE URBAN WATER MANAGEMENT PLAN PURSUANT TO CALIFORNIA WATER CODE 10610 TO 10657, be and hereby is adopted.

AGREEMENT WITH TAMERLANE ASSOCIATES FOR THE PURCHASE OF A MULTI-FAMILY RENTAL APARTMENT PROPERTY LOCATED AT 12182 TAMERLANE DRIVE (F: 117.16T)

Staff report dated December 13, 2005, was introduced and reviewed by staff.

It was moved by Council Member Rosen, seconded by Council Member Nguyen, and carried by unanimous vote, that the Agreement by and between the City of Garden Grove and Tamerlane Associates for the purchase of a multi-family rental apartment property located at 12182 Tamerlane Drive, be and hereby is approved; and the Mayor and City Clerk are authorized to execute the agreement and all other documents necessary to implement the agreement.

RENEWAL OF AGREEMENT WITH ALL CITY MANAGEMENT SERVICES, INC., TO PROVIDE CROSSING GUARD SERVICES (F: 55) (XR: 82.1)

Staff report dated December 13, 2005, was introduced.

It was moved by Council Member Krebs, seconded by Council Member Leyes, and carried by unanimous vote, that the renewal of the Agreement by and between the City of Garden Grove and All City Management Services, Inc., be and hereby is approved; and the Mayor and City Clerk are authorized to execute the agreement.

APPOINTMENTS TO CITY COMMISSIONS

It was moved by Council Member Nguyen, seconded by Council Member Krebs, and carried by unanimous vote, that Sandra Leslie be and hereby is appointed to the Administrative Board of Appeals as Council Member Nguyen's appointee. (F: 122.2c)

It was moved by Council Member Nguyen, seconded by Council Member Krebs, and carried by unanimous vote, that Gina Selvaggi

be and hereby is appointed to the Parks, Recreation, and Arts Commission as Council Member Nguyen's appointee. (F: 122.70a)

It was moved by Council Member Rosen, seconded by Council Member Krebs, and carried by unanimous vote, that Linda Zamora be and hereby is appointed to the Sanitary District Advisory Commission as Council Member Rosen's appointee. (F: S-122.1B)

It was moved by Mayor Dalton, seconded by Council Member Krebs, and carried by unanimous vote, that Eric Adams be and hereby is appointed to the Parks, Recreation, and Arts Commission as Mayor Dalton's appointee. (F: 122.70a)

COMMENTS FROM THE MAYOR AND CITY COUNCIL MEMBERS

Council Member Leyes commented that there might be some sense of urgency in renaming Lewis Street to Crystal Cathedral Street, if there is an interest in doing so, inasmuch as the City of Orange is looking at approval of some condominiums at the Block off of Lewis Street, which might complicate any name change. He spoke about the Theresa Dang incident, noting that a private group invited a private citizen to come to a private facility and people came to hear that person, to support that person, and to object to that person, which actions are supported and encouraged under the Constitution. The crux of that issue was illegal immigration. He noted that on This Week in Garden Grove there was discussion of the City of Costa Mesa adopting a new policy for their police department on how to deal with people arrested that are illegal immigrants. Additionally, the Orange County Sheriff's Department also has a policy on this. He noted that he would like to discuss this issue further in the coming year. He would like to see if what Costa Mesa is doing would make sense for Garden Grove. He suggested holding a Town Hall meeting on this next year. He also spoke about the death of his father this year and illness of family members, and he hopes next year is a better one. He noted that he is completing his 15th year on the City Council. He wished everyone a Happy Holiday, a Merry Christmas, and a Happy New Year. (F: 53.1) (XR: 82.1)

Mayor Pro Tem Rosen commented that there is a fifth Tuesday in January so there will likely be a Study Session. He suggested Council Member Leyes' items be discussed at that time. He saluted the City Council Members for a job well done this past year, and he wished everyone a Merry Christmas and Happy Holidays. (F: 53.1) (XR: 82.1)

Council Member Nguyen commented that she also was going to speak about the Costa Mesa Police policy for dealing with illegal immigrants, suggesting that something similar be adopted here. She suggested this be discussed in Closed Session. She wished Sandy Dalton a Happy Birthday. She thanked the citizens for electing her last November, noting that tomorrow will be the end of her first year as Council Member. She thanked staff for all their efforts, her colleagues for their patience, and wished everyone a Happy Holiday and Happy New Year. (F: 53.1) (XR: 82.1)
Council Member Krebs wished Sandy Dalton a Happy Birthday and thanked Police Officer Gus Ortiz, the Sergeant at Arms at the Council meetings. He thanked staff for their support this year and the citizens of Garden Grove for their active participation in City government. He wished everyone Happy Holidays. (F: 53.1) (XR: 82.1)

Mayor Dalton noted that on December 7 he attended a Southern California Graffiti Task Force meeting sponsored by the City. He noted that the City spent \$130,000 last year in dealing with graffiti, and 220 arrests were made. Officer Bermudez talked about this on Channel 3 recently, and after the first of the year he would like him to do a short presentation at a City Council meeting. He urged citizens to call the graffiti hotline if they see any taggers. He noted that his daughter shares the same birthday as his wife, Sandy. He thanked staff for their efforts. He also suggested everyone evaluate information being sought from staff and consider its need, purpose, and benefit. He wished everyone a Merry Christmas and a Happy New Year. (F: 53.1) (XR: 82.1) (XR: 24.5)

ADJOURNMENT

At 11:14 p.m., the meeting was declared adjourned. It was announced that no meetings will be held on Tuesday, December 27, 2005 because of the Holidays. The next meeting of the City Council will be held on January 10, 2006.

RUTH E. SMITH
CITY CLERK