

MINUTES

GARDEN GROVE CITY COUNCIL

An Adjourned 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, July 29, 2008, at 6:33 p.m.

ROLL CALL: PRESENT: (5) MAYOR DALTON, COUNCIL MEMBERS
BROADWATER, JONES, NGUYEN, ROSEN

ABSENT: (0) NONE

PLEDGE ALLEGIANCE TO THE FLAG

Mayor Dalton led the Pledge of Allegiance to the Flag of the United States of America.

ORAL COMMUNICATIONS – PUBLIC

Steve Smith, Herb Lieberman, Marlem Mason, David Lautherboren, Rod Powell, Cookie Smith, Peggy Bergin, Jeanette Shattuck, Connie Naranjo, and Jean Orban addressed the City Council, requesting the Municipal Code be amended to allow the use of artificial turf in the city. (F: 53.3) (XR: 50.3)

David Vill addressed the City Council, conveying Garden Grove AARP's position to endorse banning the use of all fireworks in the city. (F: 53.3) (XR: 61.6)

Russ McDonald addressed the City Council, requesting reconsideration of allowing medical marijuana dispensaries. He cited examples in which the use of marijuana could alleviate the suffering of people diagnosed with cancer. (F: 53.3) (XR: 37.1)

Joyce Gill, Manager of the Wes-Grove Homeowners Association, addressed the City Council requesting assistance for her clients unusually high water bills due to a leak in the water pipe. The Mayor indicated staff would be in contact with Mrs. Gill. (F: 53.3) (XR: 24.12)

Charles Mitchell addressed the City Council, commenting on the excessive paving he has observed, the drought, and the water billing process. (F: 53.3) (XR: 24.12)

Paul Lucas addressed the City Council, announcing the annual Garden Grove Elk's Lodge Labor Day Bash, and commented on term limits. (F: 53.3) (XR: 127.11)

Linh Ho addressed the City Council, requesting assistance in addressing the parking and traffic impacts on the neighborhood surrounding Saint Columban Church. The Mayor indicated staff would be in contact with Ms. Ho. (F: 53.3) (XR: 75.1)

DISCUSSION OF THE USE OF ARTIFICIAL TURF AS AN APPROVED
GROUND COVER (F: 50.3) (XR: 80.1)

Mayor Dalton introduced the matter, indicating he has received several requests from residents to allow the use of artificial turf. He commented Garden Grove residents are not eligible to receive the rebates offered from the Metropolitan Water District because Garden Grove does not permit synthetic turf.

After discussion, it was moved by Council Member Broadwater, seconded by Mayor Dalton, and carried by unanimous vote, that staff provide appropriate options for the use of artificial turf for City Council's consideration.

Council Member Broadwater requested staff to provide information on the loss of oxygen production when replacing grass with artificial turf.

PROPOSED BALLOT MEASURE FOR THE NOVEMBER 4, 2008, GENERAL
MUNICIPAL ELECTION, TO AMEND THE TERM LIMITS ORDINANCE TO ALLOW
A CITY COUNCIL MEMBER WHO HAS SERVED TWO (2) CONSECUTIVE TERMS
IN THAT OFFICE TO RUN FOR THE OFFICE OF CITY COUNCIL MEMBER AFTER
A TWO (2) YEAR ABSENCE, INSTEAD OF THE CURRENT FOUR (4) YEAR
ABSENCE REQUIREMENT: RESOLUTIONS TO IMPLEMENT BALLOT MEASURE
PROCESS (F: 127.11) (XR: 58.9)

Staff report dated July 29, 2008, was introduced and reviewed by staff.

Council Member Broadwater stated his intention when proposing the 1996 Ordinance was to have a Council Member sit out one election cycle, not four years. This change would make both the Mayor and the Council Member sit out requirements the same. He also commented

he no longer supports term limits, citing the state government as an example of the negative impact term limits has on government.

Council Member Rosen stated he feels term limits are inherently undemocratic, depriving the people the right to vote for the candidate they feel is most qualified to serve. Term limits at the state level have been a disaster, with State Officials continuously looking for their next job. Term limits at the local level prevent cities from having seniority on regional agency boards. He stated it is unfair to distinguish between the Mayor and Council Member sit out period.

Mayor Dalton read the language from the 1996 argument in support of term limits, and indicated he supports the current term limit ordinance as approved by the voters. He further stated there is no cry from the public to put this matter on the ballot.

Council Member Jones commented this measure would not eliminate term limits, but would modify the sit out period to be the same for both the Mayor and Council Members.

Council Member Nguyen stated that whatever the intent was in 1996, the voters expressed their intent by passing a term limits ordinance with a four year sit out period for Council Members. It would be unfair for the City Council to spend \$8,000 to put this measure on the ballot.

RESOLUTION NO. 8846-08

Council Member Rosen moved, seconded by Council Member Broadwater, that full reading of Resolution No. 8846-08 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE, CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF A CERTAIN MEASURE RELATING TO TERM LIMITS AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2008, AS CALLED BY RESOLUTION NO. 8832-08, be adopted.

The foregoing motion carried by the following vote:

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

RESOLUTION NO. 8847-08

Council Member Rosen moved, seconded by Council Member Broadwater, that full reading of Resolution No. 8847-08 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE, CALIFORNIA, SETTING PRIORITIES FOR FILING A WRITTEN ARGUMENT REGARDING A CITY MEASURE AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS, be adopted.

The foregoing motion carried by the following vote:

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

RESOLUTION NO. 8848-08

Council Member Rosen moved, seconded by Council Member Broadwater, that full reading of Resolution No. 8848-08 be waived, and said Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS, be adopted.

The foregoing motion carried by the following vote:

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

The City Clerk announced that in order to allow for the time reasonably necessary to prepare and print the arguments and sample ballots for the election, Friday, August 8, 2008, has been fixed as the deadline for any arguments for or against the City measure to be submitted to the City Clerk's Office. City Hall is closed to regular business that day. However, the City Clerk's Office will be open from 8:00 a.m. to 5:00 p.m. for anyone wishing to file arguments.

ADJOURNMENT

At 8:15 p.m., the meeting was declared adjourned.

KATHLEEN BAILOR
CITY CLERK