

GARDEN GROVE CITY COUNCIL

RESOLUTION NO. 9272-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE
AUTHORIZING EVICTION PROCEEDINGS AGAINST TENANT HOLDING OVER ON AN
EXPIRED LEASE OF CITY PROPERTY

WHEREAS, the City is owner of property located at 12302 Harbor Boulevard, 12511 and 12531 Twintree Lane in the City of Garden Grove, generally located at the northeast corner of Harbor Boulevard and Twintree Lane;

WHEREAS, the City acquired the 12302 Harbor Boulevard property with a tenant holding over an expired commercial lease subject to a month-to-month tenancy;

WHEREAS, the City entered into that Settlement, Release and Waiver Agreement re Relocation Assistance, Benefits, and Damager dated March 26, 2013, with the commercial tenant, Mike Abeyta, subject to which the City paid Mike Abeyta \$240,000, and waived rent provided Mike Abeyta vacated the property and relocated his business, Joe's Italian Ice, by March 31, 2014;

WHEREAS, Mike Abeyta has possession and use of the Twintree Lane properties and has sought to remain in possession of all the properties for additional time, but has refused to execute a new lease agreement, which the City has proposed for an additional six months at \$3,000 per month rent; and

WHEREAS, the City now needs possession of the properties to prepare the same for new development.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garden Grove that the City Manager is authorize to cause the commencement of legal proceedings to evict Mike Abeyta, Joe's Italian Ice, and any other persons occupying the properties located at 12302 Harbor Boulevard, 12511 and 12531 Twintree Lane in the City of Garden Grove, State of California.

Adopted this 24th day of March 2015.

ATTEST:

/s/ BAO NGUYEN
MAYOR

/s/ KATHLEEN BAILOR, CMC
CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS:
CITY OF GARDEN GROVE)

I, KATHLEEN BAILOR, City Clerk of the City of Garden Grove, do hereby certify that the foregoing Resolution was duly adopted by the City Council of the City of Garden Grove, California, at a meeting held on the 24th day of March 2015, by the following vote:

AYES: COUNCIL MEMBERS: (4) BEARD, JONES, PHAN, NGUYEN
NOES: COUNCIL MEMBERS: (1) BUI
ABSENT: COUNCIL MEMBERS: (0) NONE

/s/ KATHLEEN BAILOR, CMC
CITY CLERK