



## RECESS CLOSED SESSION

Mayor Jones recessed Closed Session at 6:29 p.m.

## CONVENE REGULAR MEETING

Mayor Jones convened the meeting telephonically at 6:32 p.m. with Council Members Brietigam, D. Nguyen, Bui, Klopfenstein, and K. Nguyen present.

## PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

## HOUSING ELEMENT UPDATE AS PRESENTED BY ASSISTANT CITY MANAGER LISA KIM (F: H-20.1)

Assistant City Manager, Lisa Kim, provided an overview of the City's Housing Element, which is required by state law to be updated every eight years. The City's current Housing element covers the period from 2014 through 2021, and currently underway is the Housing Element update for the period of 2021 through 2029. Updating the Housing Element ensures: compliance with state law; eligibility for state grants and federal funding; demonstrates the ability for future housing needs; and provides opportunity for the community to further engage in the planning process. The Housing Element will be accessible on the City's website, and will feature extensive community engagement. Included will be an FAQ detailing the process and providing resources such as SCAG's Regional Housing Needs Assessment (RHNA), and a summary of all of the recent housing legislation that currently affects and support housing efforts will be provided. The community is encouraged to participate as part of the engagement process. There will be an online interactive survey and workshop plan scheduled in early September. A complete site inventory analysis will be conducted as part of the sixth cycle of the RHNA process with an anticipated requirement for 19,120 new housing units. Study Sessions with the Planning Commission and City Council are anticipated in Fall 2020, with an adopted Housing Element to be certified by October 2021. Over the next few weeks, Community and Economic Development staff will be working with Community Relations to provide outreach information on social media platforms.

## ORAL COMMUNICATIONS

Speakers: Craig Durfey, Darius Durham II, Joe Laricohia, Asley Dao, Grace Mortero, Ariana Arestegui, Andrew, Tran Nguyen, Gina Nguyen, Jacquelyn Do, Joey Guadango, Dakota Hill, Lucy Flores, Ashley C.

Written Communications: Lanae O'Shields with SoCalGas, Janet Sanchez, Joseph Guadagno, Jacquelyn Do, Gabi Le, Andrew Nguyen, Tobi Vasquez, Leann Holman, Lynette Alvarado, Vivian Leduc, Mariela Vasquez, Aly Navalta, Zoe Agapinan, Tammy Vo, Peter Nguyen, Angelica To, Michael Lazzara, Sabine Nguyen, Arthur Tapia, Theresa Bui, Alejandro Guardado, Erika Higbee, Nancy Nguyen, Isabella

Jano, Mimi Cao, An Pham, Duy Nguyen, Thu Nguyen, Shirley Taylor, Gina Nguyen, Victoria Gomez, Marlene Noheli Garcia, Johanna Vergara, Patrick, Julia Do, Kelly Nguyen, Mariela Vasquez, Lizbeth Garduno, Connie Tran, Craig Durfey.

RECESS REGULAR MEETING

At 7:32 p.m., Mayor Jones recessed the meeting.

RECONVENE REGULAR MEETING

At 7:45 p.m., Mayor Jones reconvened the meeting with Council Members Brietigam, D. Nguyen, Bui, Klopfenstein, and K. Nguyen present.

RECOGNITION OF CITY EMPLOYEES, BOTH SWORN AND CIVILIAN, FOR WORK DURING COVID-19 PANDEMIC (F: 117.2A)

It was moved by Council Member Klopfenstein, seconded by Council Member Brietigam that:

The design from Vanguard for the COVID-19 recognition ribbon be approved; and  
The ribbons be purchased using City Council contingency funds.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K. Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

ACCEPTANCE OF PROJECT NO. 7281, BICYCLE AND PEDESTRIAN TRAIL ON THE ORANGE COUNTY TRANSPORTATION AUTHORITY RIGHT-OF-WAY, FROM STANFORD AVENUE TO BROOKHURST STREET AS COMPLETE (F: 96.PROJ.7281) (XR: 33.3)

It was moved by Council Member Klopfenstein, seconded by Council Member Brietigam that:

Project No. 7281, Bicycle and Pedestrian Trail on the OCTA Right-of-Way, from Stanford Avenue to Brookhurst Street, be accepted as complete;

The City Manager be authorized to execute the Notice of Completion of Public Improvement and Work; and

The Finance Director be authorized to release the retention payment when appropriate to do so.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

ACCEPTANCE OF A STREET DEED FOR AN EASEMENT FOR PUBLIC STREET AND HIGHWAY PURPOSES FOR THE PROPERTY LOCATED AT 10186 IMPERIAL AVENUE, GARDEN GROVE (F: 84.3A)

It was moved by Council Member Klopfenstein, seconded by Council Member Brietigam that:

The Easement for public street and highway purposes for a portion of the property located at 10186 Imperial Avenue, Garden Grove, be approved; and

The City Clerk be authorized to accept the Street Deed on behalf of the City.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

ACCEPTANCE OF A STREET DEED FOR AN EASEMENT FOR PUBLIC STREET AND HIGHWAY PURPOSES FOR THE PROPERTY LOCATED AT 10232 DAKOTA AVENUE, GARDEN GROVE (F: 84.3A)

It was moved by Council Member Klopfenstein, seconded by Council Member Brietigam that:

The Easement for public street and highway purposes for a portion of the property located at 10232 Dakota Avenue, Garden Grove, be approved; and

The City Clerk be authorized to accept the Street Deed on behalf of the City.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

APPROVAL OF SUBSTANTIAL AMENDMENT NO. 4 TO THE 2019-20 ANNUAL ACTION PLAN FOR THE USE OF HOUSING AND URBAN DEVELOPMENT FUNDING  
(F: 117.10D) (XR: 117.2A)

The matter was considered later in the meeting.

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO ASSETWORKS LLC., FOR CITY VEHICLE FUEL READER KITS

It was moved by Council Member Klopfenstein, seconded by Council Member Brietigam that:

The Finance Director be authorized to issue a purchase order, in the amount of \$59,108.24, to Assetworks LLC for the purchase of 196 of the FJ3 RFID fuel reader kits.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
          Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO COASTLINE EQUIPMENT CO., FOR THE PURCHASE OF TWO (2) NEW PUBLIC WORKS BACKHOES

It was moved by Council Member Klopfenstein, seconded by Council Member Brietigam that:

The Finance Director be authorized to issue a purchase order, in the amount of \$235,927.69, to Coastline Equipment Co. for the purchase of two (2) new Public Works backhoes.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
          Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

APPROVAL OF AGREEMENTS WITH THE COUNTY OF ORANGE FOR THE 2017 AND 2018 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANTS (JAG) PROGRAM; AND APPROVAL TO ALLOCATE JAG GRANT FUNDS TO THE CITY'S JAIL SERVICES CONTRACT (F: 82.15)

It was moved by Council Member Klopfenstein, seconded by Council Member

Brietigam that:

The agreements with the County of Orange for the 2017 and 2018 Edward Byrne Memorial Justice Assistance Grant (JAG) program, be approved;

Grant funds be allocated to the City's jail services contract; and

The City Manager be authorized to execute the agreement with the County of Orange on behalf of the City.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

AWARD A CONTRACT TO ORANGE COUNTY WELDING INC., FOR ON-CALL WELDING AND FABRICATION SERVICES (F: 55-Orange County Welding, Inc.)

It was moved by Council Member Klopfenstein, seconded by Council Member Brietigam that:

A contract be awarded to Orange County Welding, Inc., in the amount not to exceed \$150,000, to provide on-call welding and fabrication services; and

The City Manager, or his designee, be authorized to sign the contract, and to make minor modifications as appropriate, on behalf of the City.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

WARRANTS

It was moved by Council Member Brietigam, seconded by Council Member Bui that:

Regular Warrants 663297 through 663438; 663439 through 663599; Wires W2898 through W663438; W2905 through W2907; EFT numbers 00000001 through 00000948; and check numbers 00664000 through 00664193; Wires 00000001 through 00000016; Check numbers 00664194 through 00664281; EFT numbers 00000949 through 00000951; Check numbers 00664282 through 00664392; EFT numbers 00000952 through 00000954; Check numbers 00664393 through

00664458; Wires 00000017 to 00000041; EFT numbers 00000955 to 00000956; Check numbers 00664459 through 00664547; EFT numbers 00000957 to 00001907; Check numbers 00664548 through 00664740; be received and filed as presented in the warrant register submitted, and have been audited for accuracy and funds are available for payment thereof by the Finance Director; and Payroll Warrants 184150 through 184174; 184175 through 184193; Direct Deposits D367363 through D367971; D367970 through D368581; and Wires W2714 through W2717; W2718 through W2721; be received and filed as presented in the warrant register submitted, and have been audited for accuracy and funds are available for payment thereof by the Finance Director.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

APPROVAL OF SUBSTANTIAL AMENDMENT NO. 4 TO THE 2019-20 ANNUAL ACTION PLAN FOR THE USE OF HOUSING AND URBAN DEVELOPMENT FUNDING  
(F: 117.10D) (XR: 117.2A)

Following staff introduction and City Council comments, it was moved by Council Member Klopfenstein, seconded by Council Member Brietigam that:

ESG-CV2 Fund 227, in the amount of \$3,635,163, be appropriated for street outreach, emergency shelter, rental assistance, and homeless prevention, with any unused appropriated funds be carried over to Fiscal Year 2021-22 up to the timeline for use established by the CARES Act to be used for the same programs;

ESG-CV1 Fund 227, in the amount of \$99,163, be appropriated for homeless prevention, with any unused appropriated funds be carried over to Fiscal Year 2021-22 up to the timeline for use established by the CARES Act to be used for the same programs;

Staff be directed to submit the Substantial Amendment to the Department of Housing and Urban Development; and

The City Manager be authorized to execute agreements, and make modifications as appropriate thereto, on behalf of the City.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

CONSIDERATION OF IMPLICIT BIAS TRAINING MODULE FOR CITY COUNCIL, CITY COMMISSIONERS, AND CIVILIAN CITY EMPLOYEES AS REQUESTED BY THE CITY COUNCIL (F: 10.8) (XR: 78.1)

Following staff introduction, and City Council comments, it was moved by Council Member K. Nguyen, seconded by Council Member D. Nguyen that:

Staff be directed to implement training on "implicit bias" topics from Shift HR Compliance; and

The City Council's contingency fund be authorized to fund the purchase of Shift HR Compliance Course "Unconscious Bias in the Workplace" training module for City civilian employees, Council Members, and Commissioners.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

APPROVAL TO PARTICIPATE IN THE 2020-2021 OFFICE OF TRAFFIC SAFETY (OTS) SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) (F: 55-State of California Office of Traffic Safety) (XR: 82.15)

Following staff introduction and City Council comments, it was moved by Council Member Brietigam, seconded by Council Member K. Nguyen that:

Participation in the Selective Traffic Enforcement Program (STEP) be authorized;

Office of Traffic Safety grant funds in the amount of \$278,500, be accepted;

Grant monies be allocated to fund Selective Traffic Enforcement operations; and

Corporal Michael Elhami, Grant Director; City Manager Scott Stiles, Authorizing Official; Finance Director Patricia Song, Fiscal Official; be authorized to execute the grant agreement on behalf of the City.

The motion carried by a 6-0-1 vote as follows:



Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

AUTHORIZE THE ISSUANCE OF A PURCHASE ORDER TO WONDRIES FLEET GROUP FOR THE PURCHASE OF NINE (9) POLICE VEHICLES

Following staff introduction and City Council comments, it was moved by Council Member K. Nguyen, seconded by Council Member Klopfenstein that:

The Finance Director be authorized to issue a purchase order, in the amount of \$336,944.97, to Wondries Fleet Group for the purchase of nine (9) new police patrol vehicles.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

AWARD A CONTRACT TO KATO LANDSCAPE, INC. FOR THE CONSTRUCTION OF CITY PROJECT NO. 176-01, BICYCLE AND PEDESTRIAN TRAIL LANDSCAPE AND IRRIGATION PROJECT (F: 55-Kato Landscape, Inc.) (XR: 33.3)

Following staff introduction and City Council comments, it was moved by Council Member Klopfenstein, seconded by Council Member K. Nguyen that:

A contract be awarded to Kato Landscape, Inc., in the amount of \$486,634.60, for Project No. 176-01, Bicycle and Pedestrian Trail Landscape and Irrigation Project along the Orange County Transportation (OCTA) right-of-way from Brookhurst Street to Nelson Street;

Additional appropriation be authorized from the fund balances of the General Fund and the citywide Park Fee Fund per conditions set above under the Financial Impact section of this report;

The Real Property Division be authorized to pay Kato Landscape, Inc., in an amount not to exceed \$90,000, for the irrigation and landscaping maintenance contract for Years two (2) through five (5); and

The City Manager be authorized to execute the agreement, and make minor modifications as appropriate thereto, on behalf of the City.

The motion carried by a 6-0-1 vote as follows:

Ayes: (6) Brietigam, D. Nguyen, Bui, Klopfenstein, K.  
Nguyen, Jones  
Noes: (0) None  
Absent: (1) O'Neill

MATTERS FROM THE MAYOR, CITY COUNCIL MEMBERS, AND CITY MANAGER

Council Member Bui noted the challenges faced by many people due to COVID and recent national social unrest, which has impacted Garden Grove Police Officers with unfair criticism. Because of recent legislation, felons are being released from prison onto our streets. Governor Newsom announced that starting July through the end of August there will be an additional 8,000 felons released from prison. With all of the issues at hand, the men and women of the Garden Grove Police Department are doing everything they can to keep us safe, including keeping protesters safe as they march through the streets. He is saddened that the Garden Grove Police Chief and Officers are continually publicly criticized. He stated that he would not hesitate to hold any police officer accountable if one were to do something wrong. He expressed that it is unfair for the Garden Grove Police Officers to be criticized and bullied for the actions of those who work for unrelated and distant jurisdictions. He expressed his support for the Chief and the officers, and hopes they maintain their pride, and he encouraged his fellow council members and residents take time to thank the Police. He believes in the strength and resiliency of the American people and hopes that the Mayor and Council Members and residents work together through these times. He stated that he was saddened to learn that a Planning Commissioner who he recommended to be appointed was arrested. He stated that a Planning Commissioner should be held to the highest standard, and that if this arrest leads to a prosecution he would demand an immediate resignation. He asked that staff provide the SteelCraft business plan report to the next City Council meeting. He noted that he recently learned that the Brookhurst Triangle project's completion is delayed, which reminds him of the two major hotel projects along Harbor Boulevard costing the City millions of dollars and for many years has not progressed. It is time for the public to get an update, and what risks are involved with developers not making progress.

Council Member Klopfenstein thanked and recognized Tim Ibrahim and his team from Carolina's Italian Restaurant for putting together a community event in which she participated, along with members of the Garden Grove Chamber of Commerce and Garden Grove Police, giving away over 700 meals for families in need. She reported that there has been a positive test for West Nile Virus, and she reminded everyone to take precautions on their property to prevent mosquitoes.

Council Member K. Nguyen wished Council Member D. Nguyen a happy belated birthday. She noted that at the beginning of the pandemic, she met with members of Rise Now an organization that provides safe haven resources for people who have been sexually assaulted or are being victimized. She asked that staff follow up and report at the next City Council meeting on whether any of the local

businesses will display survivor safe haven flyers. Rise Now has a significant social media presence and is willing to feature those Garden Grove businesses that participate by posting survivor safe haven flyers. She thanked the Garden Grove Police SRT team and Sergeant Wimmer for assistance coordinating resources for a District 6 resident. She requested the City Attorney look into establishing residency requirements for future elections, noting that other cities require a thirty day residency and to provide proof prior to being nominated to run for office. She requested that Mayor Jones add an urgency item to tonight's agenda to remove District 4 Planning Commissioner Man Nguyen in light of the very serious information they received after the posting of the agenda. She also urged that the council be more careful and diligent when selecting commissioners as this is the second commissioner related issue.

Mayor Jones stated that Commissioner Nguyen's arrest can be very problematic for the City and that this is not the first time that there has been an issue. Mayor Jones moved to add an urgency item to the agenda to discuss the removal of Mr. Nguyen from the Planning Commission. Following City Council discussion, the motion was seconded by Council Member K. Nguyen. (F: 122.10A)

The motion carried by a 5-0-1-1 vote as follows:

Ayes:	(5)	Brietigam, D. Nguyen, Klopfenstein, K. Nguyen, Jones
Noes:	(0)	None
Absent:	(1)	O'Neill
Abstain:	(1)	Bui

Council Member Brietigam and Council Member Bui expressed that Mr. Nguyen has been charged, however, should be presumed innocent. Following further discussion, Mayor Jones agreed with the presumption of innocence; however he indicated that there have been other issues related to Mr. Nguyen and noted that the Commissioners serve at the pleasure of the City Council.

Mayor Jones moved, seconded by Council Member K. Nguyen, that Man Jordan Nguyen be removed without cause as a Planning Commissioner.

The motion carried by a 4-0-1-2 vote as follows:

Ayes:	(4)	D. Nguyen, Klopfenstein, K. Nguyen, Jones
Noes:	(0)	None
Absent:	(1)	O'Neill
Abstain:	(2)	Brietigam, Bui

#### RECESS REGULAR MEETING

At 8:39 p.m., Mayor Jones recessed the meeting.

RECONVENE CLOSED SESSION

At 8:40 p.m., Mayor Jones reconvened Closed Session with Council Members Brietigam, D. Nguyen, Bui, Klopfenstein, and K. Nguyen present.

ADJOURN CLOSED SESSION

At 9:04 p.m., Mayor Jones adjourned Closed Session.

RECONVENE REGULAR MEETING

At 9:05 p.m., Mayor Jones reconvened the City Council meeting with Council Members Brietigam, D. Nguyen, Bui, Klopfenstein, and K. Nguyen present.

Mayor Jones announced that during Closed Session the City Council approved unanimously to begin initiation of litigation for property located at 11461 Presidio Way, Garden Grove; on all other Closed Session matters, there was no reportable action.

ADJOURNMENT

At 9:06 p.m., Mayor Jones adjourned the meeting. The next Regular City Council Meeting scheduled on Tuesday, August 25, 2020, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC  
City Clerk