

MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, April 26, 2022

Community Meeting Center  
11300 Stanford Avenue, Garden Grove, CA 92840

CONVENE CLOSED SESSION

AT 5:31 p.m., Mayor Jones convened closed session.

<u>ROLL CALL</u>	PRESENT:	(5)	Council Members Brietigam, Klopfenstein, K. Nguyen, D. Nguyen, Mayor Jones
	ABSENT:	(2)	Council Member Bui absent at Roll Call, but joined the meeting at 5:39 p.m. Council Member O'Neill absent at Roll Call, but joined the meeting at 5:42 p.m.

ORAL COMMUNICATIONS

Speakers: None.

Conference with Legal Counsel - Anticipated Litigation

Initiation of litigation pursuant to Government Code Section 54956.9(d)(4): Two potential cases.

Conference with Real Property Negotiators

Pursuant to Government Code Section 54956.8

Property: APN 100-130-65

City Negotiator: Scott C. Stiles, City Manager; Lisa Kim, Assistant City Manager/Community and Economic Development Director

Negotiating Parties: Mike Barreiro, DAUM Commercial Real Estate Services

Under Negotiation: To obtain direction regarding the price and terms of payment for the acquisition/lease/disposition of the property.

ADJOURN CLOSED SESSION

At 6:31 p.m., Mayor Jones adjourned closed session.

CONVENE REGULAR MEETING

At 6:38 p.m., Mayor Jones convened the meeting with all Council Members present.

INVOCATION

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

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

URGENCY ITEM – A PROCLAMATION RECOGNIZING MAY 1-7 AS ELK’S NATIONAL YOUTH WEEK (F: 83.1)

It was moved by Mayor Jones, seconded by Council Member K. Nguyen that:

A proclamation recognizing May 1-7 as Elk’s National Youth Week be approved for action; and

The Garden Grove City Council does hereby proclaim the first week in May as Elk’s National Youth Week.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O’Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen, Jones  
Noes: (0) None

ADOPTION OF A PROCLAMATION CELEBRATING DAVID SKELTON AND SUSAN LERMA AS GARDEN GROVE CHAMBER OF COMMERCE 2022 MAN AND WOMAN OF THE YEAR (F: 83.1)

It was moved by Mayor Jones, seconded by Council Member Bui that:

The Garden Grove City Council does hereby proclaim David Skelton and Susan Lerma as the 2022 Garden Grove Chamber of Commerce Man and Woman of the Year.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O’Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen, Jones  
Noes: (0) None

PRESENTATION - COMMUNITY SPOTLIGHT IN RECOGNITION OF DAVID SKELTON AND SUSAN LERMA AS THE GARDEN GROVE CHAMBER OF COMMERCE 2022 MAN AND WOMAN OF THE YEAR

## ORAL COMMUNICATIONS

Speakers: Matt Seely, Richard Schultz, Nicholas Dibs, Julian (Western State Builders)

### ADOPTION OF A PROCLAMATION CELEBRATING DAVID SKELTON AND SUSAN LERMA AS GARDEN GROVE CHAMBER OF COMMERCE 2022 MAN AND WOMAN OF THE YEAR (F: 83.1)

The matter was heard earlier in the meeting.

### ADOPTION OF A PROCLAMATION CELEBRATING THE 100TH ANNIVERSARY OF THE GARDEN GROVE HOST LIONS CLUB (F: 83.1)

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

The Garden Grove City Council does hereby proclaim November 14, 2022 as the 100<sup>th</sup> Anniversary of the Garden Grove Host Lions Club.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen, Jones  
Noes: (0) None

### ADOPTION OF A PROCLAMATION CELEBRATING MAY 2022 AS ASIAN AMERICAN AND PACIFIC ISLANDER HERITAGE MONTH (F: 83.1)

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

The Garden Grove City Council does hereby proclaim May 2022 as Asian American and Pacific Islander Heritage Month in Garden Grove.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen, Jones  
Noes: (0) None

### ADOPTION OF A PROCLAMATION RECOGNIZING MAY AS MENTAL HEALTH AWARENESS MONTH (F: 83.1)

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

The Garden Grove City Council does hereby proclaim May 2022 as "Mental Health Awareness Month" in Garden Grove.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen, Jones  
Noes: (0) None

APPROVAL OF AMENDMENTS TO AGREEMENTS WITH SCOTT FAZEKAS & ASSOCIATES, INC., BUREAU VERITAS, INC., AND THE CODE GROUP, INC., FOR ON-CALL PLAN REVIEW AND BUILDING CONTRACTUAL SERVICES ON AN "AS-NEEDED" BASIS (F: 55-Scott Fazekas & Associates, Inc.; 55-Bureau Veritas, Inc.; 55-The Code Group, Inc.)

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

Amendment No. 1 to agreements for on-call Plan Review and Building Contractual Services with: 1) Scott Fazekas & Associates, Inc., 2) Bureau Veritas, Inc., and 3) The Code Group, Inc., be approved to increase the compensation for each agreement in the amount of \$250,000 for a total amount of \$500,000 for each agreement;

An additional \$750,000 be appropriated from the General Fund to the Building Plan Check/Permits GL (111-212-1195);

The City Manager, or his designees, be authorized to execute Amendment No. 1 to each Agreement, and make minor modifications as appropriate thereto, on behalf of the City; and

The City Manager, or his designees, be authorized to exercise option year term extension, for available option years in each Agreement.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen, Jones  
Noes: (0) None

RECEIVE AND FILE MINUTES FROM THE MEETING HELD ON APRIL 12, 2022  
(F: Vault)

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

The minutes from the meeting held on April 12, 2022, be received and filed.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen, Jones  
Noes: (0) None

#### WARRANTS

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

Demands covered by EFT numbers 00005233 through 00005843, and check numbers 00184941 through 00184963 inclusive as listed have been verified by the Finance Division as properly issued and bear all proper signatures; be received and filed.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen, Jones  
Noes: (0) None

#### RECESS

At 7:05 p.m., Mayor Jones recessed the meeting.

#### RECONVENE

At 7:07 p.m., Mayor Jones reconvened the meeting with all Council Members present.

AWARD A CONTRACT FOR CITY PROJECT NO. 2163101280-2 GARDEN GROVE PARK IMPROVEMENTS- PHASE 2 TO WESTERN STATE BUILDERS INC.  
(F: 55-Western State Builders Inc.) (XR: 73.5)

Following staff introduction and Council discussion, it was moved by Council Member Bui, seconded by Council Member Brietigam that:

A contract for City Project No. 2163101280-2 Garden Grove Park Improvements-Phase 2, in the amount of \$263,988, be awarded to Western State Builders Inc.; and

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

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen, Jones  
Noes: (0) None

APPROVAL OF THE FIRST AMENDMENT TO THE AGREEMENT WITH THE COUNTY OF ORANGE TO PROVIDE FORENSIC SERVICES (F: 55-County of Orange)

Following staff introduction, it was moved by Mayor Jones, seconded by Council Member K. Nguyen that:

The First Amendment to the Agreement with the County of Orange to provide forensic services to the police department in the amount of \$670,519 for Fiscal Year 2022-23, be approved; and

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

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen, Jones  
Noes: (0) None

MATTERS FROM THE MAYOR, CITY COUNCIL MEMBERS, AND CITY MANAGER (continued)

Council Member Klopfenstein shared that April 29<sup>th</sup> is the deadline to nominate homes for the new beatification program, Garden Grove Gems. Photos of homes and applications should be submitted online at [ggcity.org/gems](http://ggcity.org/gems). Four homes will be selected to win \$100 Home Depot gift cards. Nominated homes will be featured on the Garden Grove Gems webpage from May 9 through the 13<sup>th</sup> for the community to vote for their favorites. Winners will receive gift cards and be honored at an upcoming reception.

Mayor Pro Tem D. Nguyen shared information on a recent ordinance adopted by the City of Huntington Beach that provides a mechanism for their police department to charge suspects in unlawful possession of catalytic converters, and also serves as a deterrent for potential thefts as the ordinance establishes misdemeanor charges with a fine of up to \$1,000, and/or imprisonment of up to six months. She requested Council support to list a similar ordinance for consideration at the next City Council meeting.

It was moved by Mayor Pro Tem D. Nguyen, seconded by Council Member K. Nguyen that:

An ordinance prohibiting the unlawful possession of catalytic converters within the City be listed on the next agenda.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, O'Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen, Jones  
Noes: (0) None

Council Member Brietigam introduced and proposed a five percent reduction in business licensing fees for businesses in Garden Grove that reduce their work week.

Following further Council discussion, it was moved by Council Member Brietigam, seconded by Council Member Bui that:

Consideration of a program that provides a five percent reduction in business licensing fees for businesses that participate in a reduced work week, be listed on the next agenda.

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

Ayes: (6) Brietigam, O'Neill, Bui, Klopfenstein, K. Nguyen,  
D. Nguyen  
Noes: (1) Jones

Council Member Bui invited the public to attend the annual Black April Memorial services on April 30th from 6:00-9:00 p.m. at the Vietnam War memorial in the City of Westminster.

Council Member K. Nguyen invited the community to join her at the Civic Center Park at 8:00 a.m. on April 27, 2022, for a Denim Day photo opportunity in support of Sexual Assault Awareness month.

City Attorney Sandoval reported out the following for Closed Session items:

In reference to the Anticipated Litigation discussed under Closed Session, the City Council unanimously voted to commence receivership for properties located at 13212 Partridge Street and 12301 Flint Place.

No reportable action in reference to the Real Property Negotiations discussed under Closed Session.

## ADJOURNMENT

At 7:48 p.m., Mayor Jones adjourned the meeting. The next Regular City Council Meeting will be on Tuesday, May 10, 2022, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Lizabeth Vasquez  
Deputy City Clerk