MINUTES

GARDEN GROVE CITY COUNCIL

Regular Meeting

Tuesday, April 28, 2020

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

CONVENE MEETING

At 6:41 p.m., Mayor Jones convened the meeting telephonically.

ROLL CALL	PRESENT:	(7)	Council Members Brietigam, D. Nguyen, Bui, Klopfenstein, K. Nguyen, Mayor Pro Tem O'Neill, Mayor Jones
	ABSENT:	(0)	None

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

ORAL COMMUNICATIONS

Speakers: Nicholas Dibs

Electronic Communications: Walter Muneton, Hairo Cortes, Cesar Covarrubias, Cynthia Guerra, Peter Mai

RECESS

At 7:00 p.m., Mayor Jones recessed the meeting.

RECONVENE

At 7:06 p.m., Mayor Jones reconvened the meeting telephonically with all Council Members present.

ADOPTION OF A PROCLAMATION DECLARING MAY 2020 AS ASIAN AMERICAN AND PACIFIC ISLANDER HERITAGE MONTH (F: 83.1)

It was moved by Council Member Brietigam, seconded by Council Member D.

Nguyen that:

May 2020 be proclaimed as Asian American and Pacific Islander Heritage Month in Garden Grove.

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

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

ADOPTION OF A PROCLAMATION DECLARING MAY 2020 AS BUILDING AND SAFETY MONTH (F: 83.1)

It was moved by Council Member Brietigam, seconded by Council Member D. Nguyen that:

May 2020 be and is hereby recognized as Building and Safety Month in Garden Grove.

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

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

AUTHORIZE AN EXTENSION OF 60-DAY SURPLUS LAND ACT NOTIFICATION OF INTEREST DEADLINE DUE TO COVID-19 (F: 73.13) (XR: 117.2A)

It was moved by Council Member Brietigam, seconded by Council Member D. Nguyen that:

A sixty (60) day extension of the notification of interest for the sale or lease of the Willowick Golf Course property due from interested parties to July 10, 2020, be approved.

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

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

APPROVAL OF A DONATION OF FIRE EQUIPMENT TO THE CITY OF LA HABRA HEIGHTS (F: 84.7) (XR: 61.3) (XR: 92.4)

It was moved by Council Member Brietigam, seconded by Council Member D.

Nguyen that:

The City Manager be authorized to sign and execute the Bill of Transfer donating the remaining AFG funded equipment to the City of La Habra Heights.

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

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

APPROVAL OF THE WEST ORANGE COUNTY WATER BOARD CATHODIC PROTECTION PROJECT (F: 112.9)

It was moved by Council Member Brietigam, seconded by Council Member D. Nguyen that:

The West Orange County Water Board Cathodic Protection Project, at 4.2 percent of the project amount for an annual total of $42,000, be approved.

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

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

APPROVAL OF AN AGREEMENT WITH STOMMEL, INC. DBA LEHR AUTO FOR POLICE DEPARTMENT VEHICLE OUTFITTING (F: 55-Stommel, Inc. dba Lehr Auto)

It was moved by Council Member Brietigam, seconded by Council Member D. Nguyen that:

An agreement with Stommel, Inc. dba Lehr Auto, in the amount of $78,000 to furnish all equipment, labor, and materials for outfitting five police vehicles, be approved;

An additional amount of $7,800 for unanticipated costs related to the contracted services and equipment, be approved; and

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

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

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

APPROVAL OF AN AMENDMENT TO THE CITIZEN PARTICIPATION PLAN AND SUBSTANTIAL AMENDMENT NO. 3 TO THE 2019-20 ANNUAL ACTION PLAN FOR THE USE OF HOUSING AND URBAN DEVELOPMENT FUNDING (F: 117.10D) (XR: 117.2A)

It was moved by Council Member Brietigam, seconded by Council Member D. Nguyen that:

CDBG funding, fund 161, in the amount of $1,194,311, be and is hereby appropriated for the Small Business Administration forgivable loan program, administrative costs, and public services, with unused appropriation carried over to Fiscal Year 2020-21 up to the timeline for use established by the CARES Act to be used for the same programs;

ESG funding, fund 164, in the amount of $602,486, be and is hereby appropriated for rental assistance, homeless prevention, and street outreach, with unused appropriation carried over to Fiscal Year 2020-21 up to the timeline for use established by the CARES Act to be used for the same programs;

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

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

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

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

RECEIVE AND FILE MINUTES FROM THE MEETING HELD ON APRIL 14, 2020 (F: VAULT)

It was moved by Council Member Brietigam, seconded by Council Member D. Nguyen that:

Minutes from the meeting held on April 14, 2020, be received and filed.

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

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

WARRANTS

It was moved by Council Member Brietigam, seconded by Council Member D. Nguyen that:

Regular Warrants 660905 through 661219; 661220 through 661399; 661400 through 661575; Wires W2815 through W2819; W2820 through W2833; and W2834 through W2838; 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 184045 through 184061; Direct Deposits D363741 through D364337; and Wires W2690 through W2693; 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 7-0 vote as follows:

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

WAIVER

It was moved by Council Member Brietigam, seconded by Council Member D. Nguyen that:

Full reading of Ordinances listed be waived.

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

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

AWARD A PROFESSIONAL SERVICES CONTRACT TO CARL WARREN & COMPANY FOR THIRD-PARTY LIABILITY CLAIMS ADMINISTRATION SERVICES
(F: 55-Carl Warren & Company)

Following staff introduction, it was moved by Council Member Brietigam, seconded by Mayor Pro Tem O'Neill that:

A contract be awarded to Carl Warren & Company to provide third party liability claims administration services, in the amount not to exceed $365,060, for the three-year term of the contract, with an option to extend the agreement for two additional one-year terms, for a total performance period of five years;

The City Manager, or his designee, be authorized to execute the professional services agreement on behalf of the City and to make minor modifications as appropriate; and

The City Manager or his designee be authorized to execute amendments to the agreement for any options to extend.

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

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

<u>ACCEPTANCE OF DEPARTMENT OF JUSTICE GRANT FUNDING AND APPROVAL TO ALLOCATE FUNDING TO AWARD A CONTRACT TO MOTOROLA SOLUTIONS, INC.</u>
(F: 55-Motorola Solutions, Inc.) (XR: 82.15)

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

The Department of Justice grant funding under Fiscal Year 2018 NCS-X Implementation Assistance Program: Support for Local Law Enforcement Agencies, Part I, in the amount of $450,000, be accepted;

Grant funding in the amount of $450,000 be and is hereby appropriated to the Fiscal Year 2019-20 budget;

Motorola Solutions, Inc., be approved as a sole source vendor for this project;

A contract be awarded to Motorola Solutions, Inc., in the amount of $431,876;

The City Manager be authorized to execute the contract on behalf of the City, and to make minor modifications as needed; and

The City Manager be authorized to execute amendments to the contract in a not to exceed amount of $18,124, on behalf of the City.

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

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

INTRODUCTION AND FIRST READING OF AN ORDINANCE AMENDING CHAPTER 2.52 OF THE MUNICIPAL CODE INCREASING PUBLIC WORKS CONTRACTS BIDDING THRESHOLDS TO CONFORM WITH STATE LAW (F: 55.1) (XR: 50.2)

(As approved earlier in the meeting, it was moved by Council Member Brietigam, seconded by Council Member D. Nguyen, and approved by a 7-0 vote, that full reading of ordinances listed be waived.)

Following the introduction by City Attorney Sandoval, and reading of the title by the City Clerk, it was moved by Council Member Klopfenstein, seconded by Council Member Brietigam that:

Ordinance No. 2914 entitled: An Ordinance of the City Council of the City of Garden Grove amending provisions of Chapter 2.52 of Title 2 of the Garden Grove Municipal Code increasing public works contracts bidding thresholds to conform with State law, be passed to second reading.

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

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

INTRODUCTION AND FIRST READING OF AN ORDINANCE TO REQUIRE ELECTRONIC SUBMITTAL OF CAMPAIGN DISCLOSURE STATEMENTS AND FORM 700 FILINGS (F: 50.2) (XR: 30.4) (XR: 30.3)

(As approved earlier in the meeting, it was moved by Council Member Brietigam, seconded by Council Member D. Nguyen, and approved by a 7-0 vote, that full reading of ordinances listed be waived.)

Following the introduction by City Attorney Sandoval, and reading of the title by the City Clerk, it was moved by Council Member D. Nguyen, seconded by Mayor Pro Tem O'Neill that:

Ordinance No. 2915 entitled: An Ordinance of the City Council of the City of Garden Grove, adding Chapter 2.14 to Title 2 of the Garden Grove Municipal Code relating to electronic filing of campaign finance disclosure statements, be passed to second reading.

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

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

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

DISCUSSION REGARDING A PROPOSED RESOLUTION DENOUNCING CORONAVIRUS DISCRIMINATION AGAINST ASIANS AND ASIAN AMERICANS, AS REQUESTED BY COUNCIL MEMBER DIEDRE THU-HA NGUYEN (F: 83.1) (XR: 117.2A)

Council Member D. Nguyen introduced the Resolution denouncing coronavirus discrimination, noting that there have been recent incidents involving verbal and physical assault on Asians and on Asian Americans. She requested support by the City Council and moved to adopt a Resolution that strongly condemns and denounces anti-Asian sentiment in any form; recognizes a racially inclusive environment as essential to the health and safety of all its residents; support local law enforcement in continuing their efforts to work with State and Federal law enforcement officials to investigate and document all credible reports of COVID-19 related hate crimes and threats; and commits to collecting and publicly reporting data on reported COVID-19 related bias in the City of Garden Grove.

The motion was seconded by Council Member K. Nguyen to adopt Resolution No. 9652-20 entitled: A Resolution of the City Council of the City of Garden Grove denouncing Coronavirus discrimination against Asians and Asian Americans.

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

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

FINANCIAL UPDATE FOR FISCAL YEAR 2019-20 AND FISCAL YEAR 2020-21 AS REQUESTED BY CITY MANAGER STILES (F: 34.1 FY2019-20 2020-21) (XR: 117.2A)

City Manager Stiles introduced this matter stating that this is the first of three financial updates prior to the June budget study session. He reported the latest COVID-19 numbers for the County and Garden Grove, and noted that daily updates are available from the OC Health Care Agency website. The Garden Grove Police Department continues to perform at full strength along with the Orange County Fire Authority's paramedics and firefighters, and the Community Services Department is providing food to house-bound seniors. The City extended the Emergency Order to coincide with the Governor's Executive Order. The State is planning on opening the economy in four phases, and the County is also providing guidelines for businesses and residents. Several letters have been sent to State and Federal elected officials asking for assistance for small businesses, residents, and for the City. Community

Services has lit up the clock tower blue in the Village Green to honor our health care workers. The Police Memorial and National Night Out are officially cancelled this year, and there will be information forthcoming on the status of summer programs. Governor Newsom has extended Department of Motor Vehicles deadlines, and late fees for registration have been temporarily suspended. Grocers will provide bags without charge, and the County has mandated essential workers to wear face coverings when interfacing with the public, which includes retail drug, grocery stores, convenience stores, gas stations and food prep workers. COVID-19 information is also available on the City's website.

Patricia Song, Finance Director, provided a financial overview of how the City's budget is projected to be impacted by COVID-19. The initial damage assessment is $12.5 million as of April 16, 2020, due to loss in sales tax and Transient Occupancy Tax (TOT). Loss of TOT revenue is $6.3 million estimated through the end of May 2020. The City has also incurred $712,000 in direct costs for purchase orders and credit card purchases for personal protective equipment, emergency services, sanitary supplies for disinfection and decontamination, salaries and overtime, and equipment to facilitate telecommuting for employees. The Emergency Operations Center team is tracking all costs related to COVID-19 for potential reimbursement. As of April 16, 2020, estimates for Fiscal Year 2019-20 will end with a surplus of $3.2 million, a decrease of $14.8 million. Other revenue sources, i.e., business tax and parking citations are anticipated to see a decline of more than $300,000. Measures taken to date to slow spending are: A hiring freeze, with the exception of sworn public safety; pause on recruitments; suspension of all non-essential training and conferences; defer non-essential equipment and capital purchases; reassessment of personnel equipment needs, i.e., cellphone, uniform, take-home vehicles; and reassessment of business processes and elimination of low-value tasks. Further updates will be provided at the May 12, 2020, and May 26, 2020, City Council reports in preparation for the June 2, 2020 budget study session.

Mayor Jones thanked staff for keeping the council informed.

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

Mayor Jones stated that Garden Grove and Orange County has done a very good job keeping the COVID-19 numbers down. He noted the restlessness from people staying home and the protests taking place in Huntington Beach, Orange, and Irvine, and commented on the danger of people ignoring the stay at home orders. With these concerns in mind, he has formed an unofficial Mayor's Advisory Committee with people from different disciplines relevant to this issue. The advisory committee shares video clips, whitepapers, academic studies and guidelines with the intent to learn more information about testing and tracing and how to break the curve. It is necessary to establish prerequisites before reopening and what needs to happen in a gradual and methodical way to reopen to avoid having to revert back into a shut down or risk increased infections. He asked for

input and plans on combining and sharing information to move forward in a well thought-out manner. He stated that any plans for reopening would be in concert with the State. He was pleased that when speaking with other Orange County Mayors, all agreed on a regional and collaborative effort to work together and create a mutual methodology for reopening.

Council Member Brietigam thanked the Mayor and expressed his satisfaction on efforts focusing on reopening. He expressed his enthusiasm for spearheading an effort for public art and is working with local Garden Grove Artist, Jody Williams. Ms. Williams has created public art on electrical boxes in Garden Grove in tribute to the City's first responders, health care workers, and our local schools. He acknowledged local realtor Wyatt Hill for organizing a COVID classic mobile car show over the weekend for everyone to enjoy from their front yards.

Mayor Pro Tem O'Neill thanked the Mayor for his leadership and keeping everyone informed on the pandemic, and agreed with a regional approach for reopening cities. He also thanked City Manager Stiles for his leadership and expressed appreciation for regular updates to the City Council. He also recognized the Garden Grove Police Department, the Orange County Fire Authority, and city staff for doing an outstanding job adapting to circumstances caused by the pandemic.

Council Member D. Nguyen thanked the Mayor and staff for providing leadership as we begin reopening. However, she cautioned the public to not take this pandemic lightly, pointing to the data available from the OC Health Care Agency showing increased numbers of people with COVID-19. She highly encouraged everyone to wear masks and practice social distancing. She stressed the need for more testing, and asked that we be mindful of the wellbeing of ourselves and others.

Council Member Bui commented on the progress for the City's Enterprise Resource Planning system (ERP) that was approved by the City Council to replace the outdated "PIC" system used for tracking the City's finances. He stated that there was a meeting with the Mayor and Finance Director to review the timeline for rolling out the ERP, and noted that they are meeting the target date for going live on July 1, 2020, and are on budget. The ERP system will streamline processes and provide efficiency and accuracy. He noted that the Finance Director created a one page summary and asked for comment from City Manager Stiles.

City Manager Stiles stated that this is a complex project and he thanked the Finance Director, IT Director and Human Resources Director for their work and in getting the employees ready for the transition to the ERP system.

Finance Director Song stated that the project is on time and on budget for Phase 1 that includes the Accounts Payable and Receivable, and that Phase 2 will follow with the Human Resources Module and Payroll. She noted that this is a major investment for the City that will ultimately help decision makers to make better financial decisions for the City.

Council Member Bui stated that he has been approached by businesses expressing their appreciation for health care workers and first responders, and have asked him how to help. He encouraged that they focus on Garden Grove Hospital, and is pleased to report that hundreds of meals have been delivered to the doctors and nurses at Garden Grove Hospital, Fire Station 81, and City Hall staff. They will also be donating hand sanitizers and N95 masks to the Garden Grove Police Department and Garden Grove Hospital next week. He is working on a plan for In-n-Out Burger restaurant to go mobile to the Garden Grove Hospital, and the Garden Grove Police Department. He recognized two Garden Grove Buddhist temples and their female monks for their donations as well. He thanked Mayor Jones for moving forward with an Advisory Committee to collaborate on reopening cities that will adhere to the State and County guidelines and done in phases. He expressed his view that people will be nervous once the stay at home order is lifted, and it is important to come up with a plan from a City perspective for reopening and getting the economy back on track quickly and safely. He concluded by recognizing the month of April as Black April, which marks the 45th year that South Vietnam lost their liberties and freedom, and millions of people in Vietnam are still suffering under an oppressive government. He noted with sadness the number of people who have died of COVID-19 has surpassed the number of people who fought for freedom in South Vietnam, and he asked for a minute of silence for those who lost their lives fighting for freedom.

Following a minute of silence, Council Member Klopfenstein thanked Mayor Jones for creating an Advisory Committee to begin having a conversation on the best approach for reopening the City. She understands the economic challenges people are suffering through and empathizes with the residents for feeling restless. She thanked the residents of Garden Grove for bravely adapting to the challenges and accepting changes brought on by this pandemic. She is optimistic with Mayor Jones' leadership, and taking gradual steps to get the City back on track.

Council Member K. Nguyen asked everyone to wear their denim on Wednesday in recognition of April as Sexual Assault Awareness Month, and to snap a photo and send to #atdenimday@SAAM. She reminded everyone to fill out the 2020 Census to help with shaping the future for the next ten years. She thanked Mayor Jones for his thoughtful and meticulous leadership for reopening the City, and in being aware of the increased cases of COVID-19, she asked everyone to practice social distancing as the numbers are not consistent enough to flatten the curve to ensure the safety of everyone in Garden Grove.

Mayor Jones stated that tonight's meeting will be adjourned in memory of Santiago High School teacher Jesse Goodwin, who passed away unexpectedly in his sleep on April 8, 2020. Mr. Goodwin was one of Council Member K. Nguyen's teachers, and he asked her to share her memories of Mr. Goodwin.

Council Member K. Nguyen shared a personal statement of remembrance of Mr. Goodwin

ADJOURNMENT

At 8:13 p.m., Mayor Jones adjourned the meeting in memory of Jesse Goodwin. The next Regular City Council Meeting will be held on Tuesday, May 12, 2020, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy, CMC
City Clerk