WRITTEN COMMENTS - CITY COUNCIL 10-13-20

Topic: Cautions city council members to adhere to their Oath of Office and obey the laws of the nation, state and city and included social media posts from Council Member Kim Nguyen's support for Tin Nguyen.

Tony Flores

Topic: Supports a youth committee and school curriculum to include anti-racist and diversity.

Lesley Rivera

Ashley Dao

Topic: Opposition to Proposition 16

Wei Huang

Bethany Hernandez

Mariela Vasquez

Sean Dao

Written Comments at Public Meetings Request for Investigation and Prosecution Re: GG Oath of Office II

From: Tony Flores <tony.flores@lbct.com>

Tue, Oct 13, 2020 08:38 AM

*⋒*17 attachments

Subject: Written Comments at Public Meetings Request for

Investigation and Prosecution Re: GG Oath of Office II

To: 'cityclerk@ci.garden-grove.ca.us' <cityclerk@ci.garden-grove.ca.us>, cityclerk@ggcity.org, sstiles@ci.garden-

grove.ca.us, Scott Stiles <sstiles@ggcity.org>

Cc: 'Brhoades@localnewspapers.org'

<Brhoades@localnewspapers.org>,

'orangecountytribune@gmail.com'

<orangecountytribune@gmail.com>,

'sean.hannity@foxnews.com'

<sean.hannity@foxnews.com>, 'letters@ocregister.com'

<letters@ocregister.com>,

johnandkenKFI@kfiam640.com

<johnandkenkfi@kfiam640.com>

City Clerk,

Please attach to the written comments for the council meeting of 10/13/2020.

Also please note that while the People of Garden Grove understand and support everyone's First Amendment rights, but we also expect our council members to adhere to their Oaths of Office and to support, defend and obey the law(s) of our great Nation, State and municipality.

Respectfully submitted on behalf of the Citizens of Garden Grove.

Thank you,

Tony Flores WGG, CA 92845 714-222-7421

From: Tony Flores <tony.flores@lbct.com> Sent: Monday, October 12, 2020 10:06 AM

To: sstiles@ci.garden-grove.ca.us; Scott Stiles <sstiles@ggcity.org>; 'tomd@ci.garden-

grove.ca.us' <tomd@ci.garden-grove.ca.us>; Tom DaRe <tomd@ggcity.org>
Cc: 'cityclerk@ci.garden-grove.ca.us' <cityclerk@ci.garden-grove.ca.us>;

cityclerk@ggcity.org; Tony Flores <tony.flores@lbct.com>; Tony Flores (tony.flores08@hotmail.com> <tony.flores08@hotmail.com> <tony.flores08@hotmail.com> Re: GG Oath of Office II

City Manager Stiles and Chief of Police DaRe,

We are just confirming that you have received this correspondence and thank you.

Respectfully submitted on behalf of the Citizens of Garden Grove.

Thank you,

Tony Flores WGG, CA 92845 714-222-7421

From: Tony Flores

Sent: Saturday, October 10, 2020 6:15 PM

To: Scott Stiles < sstiles@ci.garden-grove.ca.us; Scott Stiles < sstiles@ggcity.org;

'tomd@ci.garden-grove.ca.us' < tomd@ci.garden-grove.ca.us >; Tom DaRe

<tomd@ggcity.org>

Cc: Tony Flores < tony.flores@lbct.com >

Subject: Request for Investigation and Prosecution Re: GG Oath of Office

City Manager Stiles and Chief of Police DaRe,

Per GGMC 2.02.020: "Public officials and employees are bound to uphold the Constitution of the United States and the Constitution of the State and to carry out the laws of the nation, state, and municipality".

At least two times now, Council Member Kim Nguyen has posted on her social media her open displeasure and distain with and for the h Immigration and Customs Enforcement with disrespectful, disparaging and inaccurate remarks of this American law enforcement agency.



Join tomorrow's press conference to call for the release of Tin Nguyen.

Tin and his parents left Viet Nam in 1979 and fled to the US. He was 6 years old and struggled to understand what was happening. He faced constant racism and abuse for being the only Vietnamese and non-English speaking student in his elementary school. This ultimately resulted in Tin going down the wrong path.

Tin was sentenced to life in prison when he was a young adult. After serving 20 years in prison, several individuals found his rehabilitation to be exemplary and recommended him for commutation and in 2018 it was granted by Governor Brown.

Shortly after his release, he was detained in an tCE facility in Adelanto. It has been over 9 months, which is far past the legal limit of 180 days for ICE to detain anyone. This is a violation of his human and civil rights.

Tin may be deported at any time by ICE to Viet Nam -- a country he has not seen or known since he was a child. If ICE deports him, ICE would be violating the repatriation agreement between Viet Nam and the United States, which bars any Vietnameso refugee who came to the U.S. before 1995 from being deported.

This case rings extremely personal for me. I know the importance of rehabilitation, I know the pain of deportation after serving time. I know how this takes a toll on the family of a detainee. The challenges to get accurate and current information. The struggle to navigate the system. This is not just. This is not constitutional. This is not humane.

#BringTinHome

PRESS CONFERENCE

BRING TIN HOME: RELEASE VIETNAMESE REFUGEE TIN FROM ICE DETENTION

Join at 10 hear 7 lots family share his story and WED, 9-16-2020 at 10 AM PST amplify our message to KE. We demand his bereleased from immigrant detection and to #Gring linitionet

ICE Office: 34 Civic Center Plaza, Senta Ana

in-person and live-streamed on FB

Please wear a mark and adhers to lift physical distancing



8 mins - 🚱

This morning a District 5 Garden Grove resident was detained by ICE.

I have been made aware that he was deported this afternoon. He is a fellow Grover, father of 4 and husband. His wife and 8 year old were going to drop him off at work.

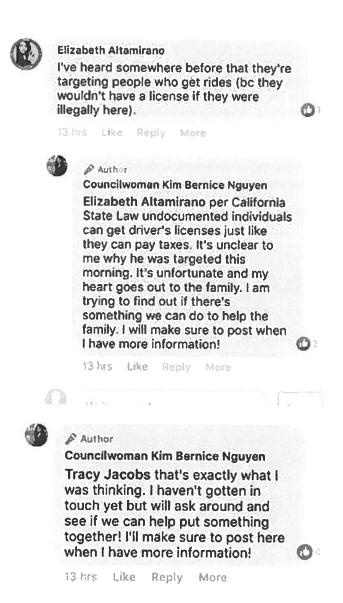
Although we don't know the specifics as to why this 37 year old Garden Grove resident was targeted, it doesn't appear to be related to a crime, we know that ICE is raiding our communities and taking our neighbors without cause.

This is shameful. This is not due process. This is not law and order.

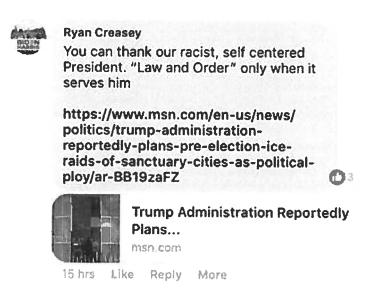
Tearing families apart should not be something we are proud of or desire for our country.

Garden Grove stay vigilant. Take care of your family and friends. Look out for your neighbors.

She also appears to be inciting and/or encouraging others to do the same in going contrary to the law:



Along with allowing the posting on **her** "councilwoman" page the untrue, old and tired slander of calling President Trump a "racist".



On at least one of her social media pages, she lists herself as a "councilwoman" and we citizens believe when doing so, this is the equivalent to her speaking directly from the council dais.

We at this time respectfully call to your attention the **Oath Of Office** that each and every council member swore before they took their seat(s) as council member(s). We've attached a copy of the Oath from the City Clerk's office received on or about 01/24/2017 in a response to a public records request, just in case one or some of our council members may have forgotten what exactly that Oath is.

With the above information attached, we citizens hereby make the allegation(s) of violation(s) of the above and below listed Codes by Council Member Kim Nguyen. (There may be other and additional applicable codes not listed here.) We citizens further request that this matter be fully and completely investigated and if warranted, prosecution to the fullest extent of the law along with the prescribed penalty or penalties for same.

Respectfully submitted on behalf of the Citizens of Garden Grove.

Thank you,

Tony Flores WGG, CA 92845 714-222-7421

Garden Grove Munici	oal Code			
Title 2 ADMINISTRATI	ON AND PERSONNEL			
Chapter 2.02 CODE O		ND EMPLOYE	EES	

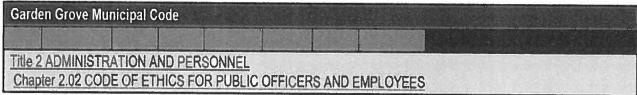
2.02.020 Responsibilities of Public Office

Public officials are all elective officials of the City and the members of all official boards, commissions, and committees of the City. Public officials and employees are bound to uphold the Constitution of the United States and the Constitution of the State and to carry out the laws of the nation, state, and municipality. Public officials and employees are bound to observe in their official acts the highest standards of morality and to discharge faithfully the duties of their offices, regardless of personal considerations; recognizing that the public interest must be their primary concern, and that conduct in both their official and private affairs should be above reproach. (2813 § 1, 2012; 1301 § 1, 1972)

Garden Grove Mur	icipal Code						
Title 2 ADMINISTRA	TION AND PE	RSONNE	L				
Chapter 2.02 CODI	OF ETHICS	OR PUB	LIC OFFIC	ERS ANI	EMPLO	YEES	

2.02.030 Dedicated Service

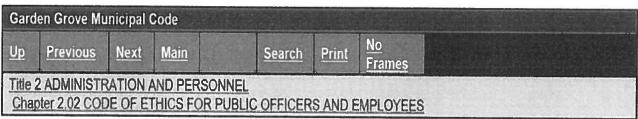
Public officials and employees should not exceed their authority or breach the law or ask others to do so, and they should work in full cooperation with other public officials and employees unless prohibited from so doing by law or the officially recognized confidentiality of their work. (2813 § 1, 2012; 1301 § 1, 1972)



2.02.090 Violations—Actions

The violation of any provision of this chapter shall be:

- A. As to all City employees, grounds for dismissal from City employment:
- B. As to any appointed position on any board, commission, or committee, grounds for removal from any such board, commission, or committee;
- C. As to any prosecution of any elected public official, the City Council shall make findings of fact by at least a vote of three City Councilmembers that an elected public official has, in fact, violated this chapter as a prerequisite to prosecution. (2813 § 1, 2012; 1301 § 1, 1972)



2.02.110 Violations—Penalty

Any person violating any of the provisions of this chapter is guilty of a misdemeanor and, upon conviction thereof, is punishable as provided in Section 1.04.010 of this Code. (2813 § 1, 2012; 1301 § 1, 1972)

Garden Grove Municipal Code Title 2 ADMINISTRATION AND RERSONNEL Chapter 2.02 CODE OF ETHICS FOR PUBLIC OFFICERS AND EMPLOYEES

2.02.060 Obligations to Citizens

- A. CONFLICT WITH PROPER DISCHARGE OF DUTIES. No public official or employee, while serving as such, shall have any interest, financial or otherwise, direct or indirect, or engage in any business or transaction or professional activity, or incur any obligation of any nature that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by law.
- B. INCOMPATIBLE EMPLOYMENT. No public official or employee shall accept other employment that he or she has reason to believe will either impair his or her independence of judgment as to his or her official duties or require him or her or induce him or her to disclose confidential information acquired by him or her in the course of and by reason of his or her official duties.
- C. DISCLOSURE OF CONFIDENTIAL INFORMATION. No public official or employee shall willfully and knowingly disclose for pecuniary gain to any other person confidential information acquired by him or her in the course of and by reason of his or her official duties nor shall any public official or employee use any such information for the purpose of pecuniary gain.
- D. CONFLICT OF INTEREST. A conflict of interest exists in a matter before a public official for consideration or determination if:
- 1. The public official has a substantial financial or substantial personal interest in the outcome or as owner, member, partner, officer, employee, or stockholder of any corporation or other professional enterprise that will be affected by the outcome, and such interest is or may be adverse to the public interest in the proper performance of governmental duties by the public official;
- 2. The public official has reason to believe or expect that he or she will derive direct monetary gain or suffer a direct monetary loss, as the case may be, by reason of his or her official activity:
- 3. The public official, because of bias, prejudice, or because he or she has prejudged a matter set for public hearing, is incapable because of such bias, prejudice or prejudgment of granting to the matter before him or her a fair and impartial hearing.
- 4. Personal interest as distinguished from financial interest is defined as including, among other matters, an interest arising from blood or marriage relationships, or close business association. (2813 § 1, 2012; 1301 § 1, 1972)

Title 1 CODE ADOPTION Chapter 1.04 PENALTY PROVISIONS	Garden Gro	ove Municipal Code			
					MICHAELE A
Chapter 1.04 PENALTY PROVISIONS	Title 1 COD	E ADOPTION			Except the second
	Chapter 1.0	4 PENALTY PROV	SIONS		

1.04.010 General Penalty

- A. It is unlawful for any person, firm, or corporation to violate any provision or fail to comply with any of the requirements of this Code. A violation of this Code shall constitute a misdemeanor except that, notwithstanding any other requirement of the Code (other than as set forth in Section 8.64.070(D)), any violation constituting a misdemeanor under this Code may, in the discretion of the City Attorney or other authorized enforcement officer, be charged and prosecuted as an infraction.
- B. Notwithstanding any other provision of this Code to the contrary, any person, firm, or corporation convicted of a misdemeanor shall be punished by a fine of not more than \$1,000.00 or by imprisonment in the county jail for a period of not more than six months, or by both such fine and imprisonment. Any person charged and convicted of an infraction under the provisions of this Code is punishable pursuant to the fine schedule set forth in Government Code Section 36900.
- C. Each such person, firm, or corporation shall be guilty of a separate offense for each and every day, during any portion of which, any violation of this Code is committed, continued, or permitted by any such person, firm, or corporation. (2800 § 1, 2011; 2732 § 5, 2008; 2626 § 1, 2004; 1919 § 2, 1985; 1793 § 1, 1982; 1184 § 1, 1971)

California Government Codes

- 1368. Every person who, while taking and subscribing to the oath or affirmation required by this chapter, states as true any material matter which he or she knows to be false, is guilty of perjury, and is punishable by imprisonment in the state prison for two, three, or four years.
- 1369. Every person having taken and subscribed to the oath or affirmation required by this chapter, who while holding office, advocates or becomes a member of any party or organization, political or otherwise, that advocates the overthrow of the government of the United States by force or violence or other unlawful means, is guilty of a felony, and is punishable by imprisonment in the state prison.

IMPORTANT NOTICE: The substance of this message, including any attachments, is for the use of the intended recipient and may contain privileged and confidential information of LBCT LLC or its affiliates. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are strictly prohibited from reviewing, forwarding, printing, copying, distributing or using this information in any way, and are hereby requested to contact the sender by reply email and destroy all copies of the original message.

From: Public Records Request <denisek@garden-grove.org> Tue, Jan 24, 2017 12:45 PM

Subject: Request #2367: Received

To: Tony Flores <tony.flores@lbct.com>

Request #2367 was received.

Please provide a copy of the Oath of Office.

Please follow this link to access this request:

http://ch.ci.garden-

grove.ca.us/records_request/requests/2367/token/c18348b11c967f54ce73ccc39fbf5774

From: Public Records Request <denisek@garden-grove.org> Tue, Jan 24, 2017 12:48 PM

Subject: Request #2367: Message from DENISE KEHN

Public Records Request System

Message from DENISE KEHN:

Dear Mr. Flores,

Please click on the link below to access a copy of the Oath of Office for elected officials and public employees.

Sincerely,
Denise Kehn
Records Specialist
City of Garden Grove
714-741-5036

Please follow this link to access this request:

http://ch.ci.garden-

grove.ca.us/records_request/requests/2367/token/c18348b11c967f54ce73ccc39fbf5774

30 KB



GG.CCW.KBN.10.08.20.jpg 297 KB



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IMG_8625.PNG 399 KB

OATH OF OFFICE

FOR PUBLIC OFFICERS AND EMPLOYEES (State Constitution, Art. XX, Sec. 3 as amended)

COUNTY OF ORANGE CITY OF GARDEN GROV) SS:
defend the Constitutio State of California again true faith and allegian Constitution of the Sta without any mental re	do solemnly swear or affirm that I will support and n of the United States and the Constitution of the nst all enemies, foreign and domestic; that I will bear see to the Constitution of the United States and the ate of California; that I take this obligation freely, eservation or purpose of evasion; and that I will duties upon which I am about to enter.
	Signature
Subscribed and sworn t	o before me this
day of	

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Sincerely, Denise Kehn Records Specialist City of Garden Grove 714-741-5036

Please follow this link to access this request: http://ch.ci.garden-grove.ca.us/records-request/requests/2367/token/c18348b11c967f54ce73ccc39fbf5774



7:37 AM

93%



facebook.com







Councilwoman Kim Bernice Nguyen Politician



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Message



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https://bit.ly/3dqv31B











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Councilwoman Kim Bernice Nguyen

8 mins · 🚱



This morning a District 5 Garden Grove resident was detained by ICE.

I have been made aware that he was deported this afternoon. He is a fellow Grover, father of 4 and husband. His wife and 8 year old were going to drop him off at work.

Although we don't know the specifics as to why this 37 year old Garden Grove resident was targeted, it doesn't appear to be related to a crime, we know that ICE is raiding our communities and taking our neighbors without cause.

This is shameful. This is not due process. This is not law and order.

Tearing families apart should not be something we are proud of or desire for our country.

Garden Grove stay vigilant. Take care of your family and friends. Look out for your neighbors.









7:38 AM facebook.com









Tracy Jacobs

Do you know if there is anything we can do to help the family?



13 hrs Like Reply More



Author

Councilwoman Kim Bernice Nguyen

Tracy Jacobs that's exactly what I was thinking. I haven't gotten in touch yet but will ask around and see if we can help put something together! I'll make sure to post here when I have more information!



13 hrs Like Reply More



Write a reply...

Reply







Top Fan

Douglas Lane

The President and Congress should have passed Immigration Reform. Instead of giving big tax cuts to the most wealthy.



13 hrs Like Reply More



Gary Panos trump



Youth Committee

From: Lesley Rivera <lesley.rivera.21@simonscholars.org> Tue, Oct 13, 2020 02:56 PM

Subject: Youth Committee

To: cityclerk@ggcity.org

Dear City Clerk,

My name is Lesley Rivera, and I formerly attended Newhope Elementary School and currently attended Los Amigos High School. I hope you're doing well!

I, along with the entire GGUSD Chapter of Diversify Our Narrative, have been working to change our curriculum to include anti-racist and diverse texts. We wanted to bring attention the problem of anti-Blackness and implicit bias in America; specifically, how we can fight to be anti-racist and encourage a productive dialogue on race and identity among our student bodies. We are aiming to do this by working with the Diversify Our Narrative campaign, which aims to petition district school boards and mandate that there be the inclusion of at least one book by a person of color per English/Literature class.

In GGUSD specifically, we have been in contact with the district board of education—gaining the support of President Walter Muneton and Superintendent Gabriela Mafi—and played a critical role in getting bill AB331 passed in the Senate. At the high school level, we are currently working with Dr. Mafi regarding a BRIDGES program and the Human Relations Task Force, to ensure the district may improve on racial equity, restorative practices, preventing/reversing racial bias, and ensuring that every classroom participates in the DON petition requests.

We are reaching out to elementary teachers in hopes of implementing DON at the elementary level to ensure that ethnicity-related studies, racial equity, and discussions of equality happen at an earlier age, before misconceived beliefs and implicit biases can be formed. We would love to collaborate with you regarding an elementary school reading list, racial equity/teaching practices, or any suggestions you may have.

Our full petition can be found here: <u>bit.ly/DONPetition</u>. Please sign the petition to aid us in our efforts—if you do not want to sign, let us know why if possible!

Thank you so much in advance! We deeply appreciate your support, energy, and time. Please feel free to visit our social media, official DON website, or watch previous recordings of GGUSD Board/GG City Council meetings to hear our comments.

Sincerely,

Garden Grove Youth Committee

From: Ashley Dao <ashleydao1209@g.ucla.edu>

Mon, Oct 12, 2020 07:14 PM

Subject: Garden Grove Youth Committee

To: cityclerk@ggcity.org

The Garden Grove Chapter of Diversify Our Narrative is in support of a city-wide youth committee. Thank you!

- Ashley Dao

DON Campaign Supports Youth Committee

From: Mariela Vasquez

Tue, Oct 13, 2020 11:46 AM

<mariela.vasquez.21@simonscholars.org>

Subject : DON Campaign Supports Youth Committee

To: cityclerk@ggcity.org, stevej@ci.garden-grove.ca.us,

georgeb@ggcity.org, joneill@ggcity.org, kimn@ggcity.org, phatb@ggcity.org, stephaniek@ggcity.org, thuhan@ggcity.org

Dear City Council Members,

My name is Mariela Vasquez and I'm currently a senior of Los Amigos High School. I have been a resident of Garden Grove for [insert number] years. I am currently part of the nationwide Diversify Our Narrative (DON) campaign, which aims to change our curriculum to include anti-racist and diverse texts. One of our biggest missions as a youth-founded organization is to amplify the voices of young adults in social, educational, and political environments. We request that the city of Garden Grove implements a youth committee that is open to *all* young individuals from multiple schools and local organizations.

We request that our committee is involved in Garden Grove efforts, including activities such as (but not limited to): planning city murals, organizing community service events, closing the opportunity gap for our city youth, and acting as an advisory board to the city council by presenting opinions and suggestions that are representative of our generation. Based on the city council meeting on August 25th and discussion amongst our peers, we are currently in favor of a youth *committee* as opposed to a youth *commission* to ensure the **safety and privacy** of all its participants. We prefer that our young adults work directly with the city staff, though we completely understand that nothing has been finalized yet.

Once again, we are hoping that Garden Grove implements a youth committee that is inclusive to young adults of **all** backgrounds, organizations, and experience levels. We hope to hear that this matter is once again agendized at future meetings and discussed with the community, *especially the city youth*, with utmost transparency.

We deeply appreciate your support, energy, and time.

Sincerely,

Mariela Vasquez

Standing in support of a committee of the youth, by the youth, for the youth

Mariela J. Vasquez Simon Scholar, Class of 2021

Los Amigos High School

Email: mariela.vasquez.21@simonscholars.org

www.simonscholars.org

Garden Grove Youth Committee

From: Xuan Dao <daoxuanduy2002@gmail.com>

Tue, Oct 13, 2020 12:29 PM

Subject: Garden Grove Youth Committee

To: cityclerk@ggcity.org

Dear City Clerk,

My name is Sean Dao and I'm currently an alumnus of La Quinta High School. I have been a resident of Garden Grove for 3 years. I am currently part of the nationwide Diversify Our Narrative (DON) campaign, which aims to change our curriculum to include anti-racist and diverse texts. One of our biggest missions as a youth-founded organization is to amplify the voices of young adults in social, educational, and political environments. We request that the city of Garden Grove implements a youth committee that is open to all young individuals from multiple schools and local organizations.

We request that our committee is involved in Garden Grove efforts, including activities such as (but not limited to): planning city murals, organizing community service events, closing the opportunity gap for our city youth, and acting as an advisory board to the city council by presenting opinions and suggestions that are representative of our generation. We are currently in favor of a youth committee as opposed to a youth commission to ensure the safety and privacy of all its participants. We prefer that our young adults work directly with the city staff, though we completely understand that nothing has been finalized yet.

Once again, we are hoping that Garden Grove implements a youth committee that is inclusive to young adults of all backgrounds, organizations, and experience levels. We hope to hear that this matter is once again agendized at future meetings and discussed with the community, especially the city youth, with utmost transparency.

We deeply appreciate your support, energy, and time.

Sincerely,

Sean Dao

Oppose Prop 16

From: Weijie Huang <weijieh@gmail.com>

Tue, Oct 13, 2020 12:18 PM

Subject: Oppose Prop 16

To: publiccomment@anaheim.net

Dear City Council, elected officials,

My name is Wei. I am a concerned resident. On November 3, 2020, voters are being presented with a proposition that goes against our city. That is proposition 16. Proposition 16 eliminates language in the California Constitution, Prop 209, that says government cannot discriminate based on race or gender. With Prop 209, Californian are seeing diversities prevailing year over year involving many different aspects, as long as one works hard, one will get lots of opportunities here, which is the reason why California leads and prospers not only in the US but in the world. I am proud to be a Californian. In America we strive for equal opportunity, NOT "equal outcomes"!

With Prop 16, it will lead California to a totally opposite direction, a WRONG direction. We don't want to go back to the historical dark age of inequality & injustice. Prop 16 is misleading and will inevitably encourage government bureaucracy and corruption, and will cost taxpayers billions of dollars to clean up the foreseeable mess it creates.

Recent opinion polls our city shows that there are 16% more residents oppose prop 16 than the people who support it. Our city council must listen to the general public's opinion and act accordingly. **We strongly urge you to publicly oppose prop 16.**

This country is a great land of opportunity for everyone. The people have said "NO!" to SCA5 in 2014, and we need to say "NO!" again this November to stop this racist proposition becoming law.

Sincerely,

Resident/Voter, Wei Huang

City council meeting general comments

From: Bethany Hernandez <bethhernandez1978@gmail.com> Tue, Oct 13, 2020 11:28 AM

Subject: City council meeting general comments

To: Cityclerk@ggcity.org

Honorable City Council,

My name is Bethany Hernandez. I'm writing this to express my strong opposition to Prop 16. Proposition16 uses race to judge the qualifications of applicants to universities, to jobs, etc.

This is the text book's definition of racism, pure and simple. If it is passed, how far will we slide down this slippery, dangerous slope? What's next? Set racial quartos for elected positions? Set racial quartos for NBA and NFL? Set racial quartos for TV anchors?

Please join us to vote 'NO' against proposition16.

Thank you for your attention.