

ORAL COMMUNICATIONS

ANY PERSON DESIRING TO ADDRESS THE CITY COUNCIL, COMMUNITY REDEVELOPMENT AGENCY AND PARKING AUTHORITY SHOULD COMPLETE A SPEAKER REQUEST CARD AND SUBMIT THE CARD TO THE CITY CLERK/SECRETARY PRIOR TO THE COMMENCEMENT OF THE CITY COUNCIL, COMMUNITY REDEVELOPMENT AGENCY, PARKING AUTHORITY AND HOUSING AUTHORITY MEETING. AFTER OBTAINING PERMISSION TO PROCEED BY THE PRESIDING OFFICER SPEAKERS SHOULD FIRST STATE THEIR FULL NAME AND ADDRESS FOR THE RECORD. THEY THEN SHALL STATE THEIR BUSINESS FOR ALL GOVERNING BODIES BRIEFLY AND COMPLETELY AND UNLESS GRANTED FURTHER TIME BY A GOVERNING BODY SHALL LIMIT THEIR ADDRESS TO FIVE MINUTES. THE FIVE-MINUTE LIMIT SHALL INCLUDE GOVERNING BODY OR STAFF RESPONSES, IF ANY, TO QUERIES POSED BY SPEAKERS. ALL REMARKS SHALL BE ADDRESSED TO THE GOVERNING BODIES AS A BODY AND NOT TO ANY PARTICULAR MEMBER THEREOF. THE GOVERNING BODY MAY EITHER DISPOSE OF THE COMMUNICATION AT THE CLOSE THEREOF OR MAY REFER IT TO AN APPROPRIATE ADMINISTRATIVE OFFICER FOR STUDY, INVESTIGATION, REPORT, AND/OR RECOMMENDATION. DISCUSSION, IF ANY, SHALL BE BY MEMBERS OF A GOVERNING BODY ONLY. (H.M.C. 2.06.180, RESO. NO. 6443)

THIS INFORMATION IS AVAILABLE IN ALTERNATE FORMATS. PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION TO PARTICIPATE (48 HOUR NOTICE) BY CONTACTING THE CITY CLERK'S DEPARTMENT AT 310-970-7921. THE COUNCIL FACILITIES HAVE BEEN EQUIPPED WITH DEVICES TO ASSIST PERSONS WITH DISABILITIES.

CITY OF HAWTHORNE

CITY COUNCIL, COMMUNITY REDEVELOPMENT AGENCY

PARKING AUTHORITY AND HOUSING AUTHORITY

Regular Meetings

JANUARY 11, 2005

6:00 P.M.

AGENDA

Call to order by Mayor Guidi.

Invocation. Pledge of Allegiance to the American Flag.

1.

Closed Session: Conference with Legal Counsel – Existing Litigation (Subdivision (a) of Section 54956.9 of the California Government Code. Name of Case: Cade v.City of Hawthorne, et al., USDC Case No. CV04-9417 JFW (Ex)

2.

Closed Session: Pursuant to Government Code Section 54957 – Public Employee Performance Evaluation. Title: City Manager.

3.

Elected Officials reports/recommendations. Appointments/ Re-Appointments/ Removals to commissions/ committees/ boards.

Discussion/Action:

- ICRMA Property Insurance (Parsons)

4.

Oral Communications.

5.

Recess Community Redevelopment Agency. Recess Parking Authority. Recess Housing Authority.

CITY CLERK'S CONSENT CALENDAR

6.

Approval of City Council minutes for the regular meeting of October 12, 2004 and the regular meeting of December 14, 2004. Motion to approve minutes.

7.

Approval of waiver of full readings of resolutions and ordinances on Tuesday, January 11, 2005's agenda. Motion to waive full readings.

8.

Public Hearing – Community Development Needs Assessment for the Five-Year Consolidated Plan, Program Years 2005 through 2009 Housing and CDBG, HOME and ADDI allocations for Program Year 2005, July 1, 2005 to June 30, 2005. City Clerk's Department declaration publication filed. No written communications. Call for oral comments. Motion-close hearing. No further action taken at this time.

9.

City Treasurer requests approval of the warrants. Motion to approve the warrants.

RESOLUTIONS AND ORDINANCES

10.

RESOLUTION NO. 6934.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ESTABLISHING A PRE-TAX PAYROLL DEDUCTION PLAN FOR SERVICE CREDIT PURCHASES (CONTRIBUTION CODE 14) Motion to adopt.

11.

RESOLUTION NO. 6936.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ADOPTING AND ESTABLISHING A FEE SCHEDULE RELATING TO ENFORCEMENT OF CHAPTER 12.34 OF THE HAWTHORNE MUNICIPAL CODE (NEWSRACKS). Motion to adopt.

12.

ORDINANCE NO. 1806. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING SECTIONS 2.14.020, 2.17.020, 2.18.030, 2.22.020 AND 2.28.020 OF THE HAWTHORNE MUNICIPAL CODE RELATING TO APPOINTMENT TO VARIOUS COMMISISIONS. Motion to introduce.

13.

ORDINANCE NO.1807. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING CHAPTER 5.94 OF THE HAWTHORNE MUNICIPAL CODE. TO CREATE A PROCEDURE FOR SUSPENSION OR REVOCATION OF PERMIT FOR FELONY CONVICTION. Motion to introduce.

CITY MANAGER'S CONSENT CALENDAR

14.

Progress Payment No. 27 to Pepper Construction, 17841 Mitchell, Irvine, Ca 92614 for Construction of the New Hawthorne Police Station.

RECOMMENDATION: That the City Council Authorize this Progress Payment. This payment of \$688,223.70 will come from a low-interest loan from the California Infrastructure & Economic Development Bank, Account # 380-2101-4086. The total project will be funded from this loan and contributions from the City's General Fund.

15.

Progress Payment No. 5 Trimming Land Co. Inc., 10513 Dolores Avenue, South Gate, Ca 90280, for Street Tree Trimming,.

RECOMMENDATION: That the City Council Approve Progress Payment No. 5 to trimming Land Co in the amount of \$24,192.00 to be charged to the Recreation and Community Services Tree Trimming Account # 100-6111-4051.

Motion to approve City Manager's consent calendar.

CITY ATTORNEY'S CONSENT CALENDAR

16.

Claim of Jeron Maklanron alleging police misconduct. Claimant alleges violation of civil rights, harassment, mental anguish, false imprisonment and malicious prosecution.

RECOMMENDATION: That this claim be denied in its entirety.

17.

Claim of Daniel Saulmon alleging police misconduct. Claimant alleges he was falsely arrested.

RECOMMENDATION: That this claim be denied in its entirety.

Reconvene Community Redevelopment Agency. Reconvene Parking Authority. Reconvene Housing Authority.

COMMUNITY REDEVELOPMENT AGENCY

18.

Approval of Community Redevelopment Agency minutes for the regular meeting of December 14, 2004. Motion to approve minutes.

19.

AGENCY RESOLUTION NO. 388.

A RESOLUTION OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING A FIRST IMPLEMENTATION AGREEMENT

TO THE PARTICIPATION AGREEMENT WITH MOHAMMAD POURMANDARI. Motion to adopt.

20.

A

Public Hearing on the Consideration of Adoption of a Resolution of Necessity for the Acquisition in Eminent Domain of Certain Real Property for Public Purpose of Property located at 3947 Imperial Highway, Inglewood, California, 90303.

STAFF REFERENCE: EMINENT DOMAIN ATTORNEY – REGINA DANNER.

Open and conduct a hearing on the adoption of the proposed Resolution of Necessity, receive from staff the evidence stated and referred to in the Report to the Agency, take testimony from any person wishing to be heard on issues a, b, c and d below, and consider all evidence to determine to adopt the proposed Resolution of Necessity, which requires the Agency consideration and determination regarding the following:

- a. The public interest and necessity require the Proposed Project.
- b. The Proposed Project is planned and located in the manner that will be most compatible with the greatest public good and least private injury.
- c. The Subject Property Interest described in the Resolution of Necessity is necessary for the Proposed Project; and
- d. The Agency has made an offer as required by Government Code Section 7267.2 to the owners of record of the real property that it seeks to acquire.

B.

Consider the Agency Resolution of Necessity

If the Agency finds, based upon the evidence contained and referred to in this Report to Agency, the testimony and comments received at this hearing, and all written testimony submitted to the Agency, that the evidence warrants the necessary findings with respect to the proposed Resolution of Necessity, then staff recommends that the Agency, in the exercise of its discretion, adopt proposed Resolution No. 389 (which requires a 4/5ths vote of the entire Agency) and authorize the legal counsel to file eminent domain proceedings to acquire the following real property interest: 3947 Imperial Highway, Inglewood, 90303 (Assessor's Parcel Number 4033-025-020)

RESOLUTION NO. 389.

A RESOLUTION OF NECESSITY OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF HAWTHORNE DECLARING CERTAIN REAL PROPERTY INTERESTS NECESSARY FOR PUBLIC PURPOSES AND AUTHORIZING THE ACQUISITION THEREOF, IN CONNECTION WITH REDEVELOPMENT PROJECT AREA NO. 2 – 3947 IMPERIAL HIGHWAY, INGLEWOOD, CALIFORNIA ALSO IDENTIFIED AS ASSESSOR’S PARCEL NUMBER 4033-025-020. Motion to Deny or Approve.

C.

If the Resolution of Necessity, (Resolution No. 389) is Approved:

RECOMMENDATION: Authorize agency counsel and staff to take all necessary steps to deposit with the court the amount of probable compensation required by law, for issuance of Orders for Possession, including complaints in condemnation, and authorize the Executive Director to execute all necessary documents.

PARKING AUTHORITY

21.

Approval of Parking Authority minutes for the regular meeting of December 14, 2004. Motion to approve minutes.

22.

Adjourn.

HOUSING AUTHORITY

23.

Approval of Housing Authority minutes for the regular meeting of December 14, 2004. Motion to approve minutes.

24.

Adjourn City Council.