

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF HAWTHORNE,
CALIFORNIA, HELD MARCH 22, 2005**

Mayor/Chairman Guidi called the City Council, Community Redevelopment Agency and Parking Authority meeting to order jointly and concurrently at 6:00 p.m. in the City Council Chambers of the City Hall, 4455 West 126th Street, Hawthorne, California.

ROLL CALL-Present: Councilmembers Catano, Lambert, Parsons, Velez, Mayor Guidi.
Absent: None.

Pastor Partee of Olivet Lutheran Church gave the evening's invocation. The Pledge of Allegiance was led by Girl Scout Troop #750.

Mayor Guidi presented a Certificate of Merit to Girl Scout Troop #750 for its service to the community as the Color Guard at the March 22, 2005 Hawthorne City Council Meeting.

Mayor Guidi acknowledged Angie English, a deputy for LA City Councilwoman Jan Perry. Ms. English is also a Hawthorne resident and a member of the Lions Club.

1.

Mayor Guidi recessed the City Council meeting to conduct a closed session regarding Conference with Legal Counsel – Anticipated Litigation. Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 (1 potential case).

Mayor Guidi called the City Council meeting back to order following recess with all Councilmembers present. He announced that the closed session was to discuss a Conference with Legal Counsel – Anticipated Litigation. Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 (1 potential case) and staff has been advised and given direction.

2.

Mayor Guidi recessed the City Council meeting to conduct a closed session regarding Conference with Legal Counsel – Anticipated Litigation. Initiation of Litigation pursuant to Subdivision (c) of Section 54956.9: (1 potential case).

Mayor Guidi called the City Council meeting back to order following recess with all Councilmembers present. He announced that the closed session was to discuss Conference with Legal Counsel – Anticipated Litigation. Initiation of Litigation pursuant to Subdivision (c) of Section 54956.9: (1 potential case) and staff has been directed and no action has been taken.

3.

Councilmembers waived their reports and recommendations for this council meeting.

4.

Under oral communications, **Laura Brown**, 5102 W. El Segundo Blvd., invited the citizens of Hawthorne and surrounding areas to come to the book and bake sale on April 9th from 9am to 3 pm. at the Hawthorne library located at 12700 Grevillea. The sale supports the Friends of the Library, who in turn support the Wiseburn and Hawthorne libraries. Donations of baked goods are appreciated. **Francis Stiglich** announced that she retained back the presidency of the Hawthorne Eucalyptus Group and is looking to start a good association. Anyone interested in participating can call Francis at 676-1820.

No one else indicated a desire to be heard.

Mayor/Chairman Guidi ordered oral communications closed.

5.

Mayor/Chairman Guidi recessed the Community Redevelopment Agency, Parking Authority and Housing Authority meetings to conduct the meeting of the City Council.

6.

Mayor Guidi moved, seconded by Councilmember Catano, that the reading of the City Council minutes of the regular meeting of March 8, 2005 be waived and that they be approved and adopted.

ROLL CALL-AYES: Councilmembers Catano, Lambert, Parsons, Velez, Mayor Guidi.

NOES: None. ABSTAIN: None.

7.

Mayor Guidi moved, seconded by Councilmember Catano, to waive full readings of resolutions and ordinances on March 22, 2005's agenda.

ROLL CALL-AYES: Councilmembers Catano, Lambert, Parsons, Velez, Mayor Guidi.

NOES: None. ABSTAIN: None.

8.

City Clerk Daniel D. Juarez announced that this was the time and place for the public hearing on Preliminary Five Year Consolidated Plan for 2005 through 2009 and Annual Plan for Program Year 2005, July 1, 2005 to June 30, 2006.

The City Clerk submitted declaration of publication which was ordered filed. No written communications were received.

Under oral comments, no one indicated a desire to be heard.

Mayor Guidi ordered to close the public portion of the hearing. MOTION CARRIED.

9.

City Clerk Daniel D. Juarez announced that this was the time and place for the Appeal Hearing on Appeal of Planning Commission Resolution Number PC 2005-01 that approved a Notice of Exemption and CUP 2004PD07 for tentative Parcel Map No. 062254 to create a four lot subdivision for the purposes of building a three-unit planned unit development on the property located at 11311 Condon Avenue in a R-2 (Medium-Density Residential) Zone.

Planning Department submitted declaration of publication which was ordered filed. No written communications were received.

Under oral comments, **James Cole**, 3731 W. 119th St., (Planning Commissioner) spoke in favor of project, but feels code should be changed to conform to the standards that are being asked by the city. **Pat Carey**, (Planning Commissioner) stated that the developers who come before the planning commission come in good faith trying to bring nice projects to the city and he (Carey) would not approve anything that he wouldn't live in. Jose Juan Macias, owner of property, showed a rendering of how property is going to look. Disagrees with the 40 ft. curb that was mentioned as being in front of the property. He states that is 125 ft. Spoke to neighbors in the area and says they are happy with the plans.

Councilmember Parsons moved seconded by Councilmember Velez to continue this hearing until the next meeting.

MOTION TO WITHDRAW

Councilmember Parsons seconded by Councilmember Velez withdrew their motion because the hearing wasn't closed.

Juan Ortiz, 4349 W. 135th St., (Planning Commissioner) asserted that the Planning Commission has been

putting all its attention towards trying to create more open space within what the code allows them to impose on developers and to create more parking. Feels it is important to change the code so that every developer knows the guidelines when they bring forth a project

Bernard Belonsky, 4585 W. 133rd St., (Planning Commissioner) stated that proposed parking complies and exceeds the code and the project is well within the density. Frances Stiglich feels less housing is better for the city. Would vote against project.

Juan Jose, the owner of the property needs to come back on April 26, 2005 for a final decision on this project.

No one else indicated a desire to be heard.

Mayor Guidi ordered to close the public portion of the hearing. MOTION CARRIED.

Councilmember Parsons moved seconded by Councilmember Velez to continue the hearing on the condition that he comes back with three bedrooms, same total square footage, larger bedrooms and more parking.

ROLL CALL-AYES: Councilmembers Catano, Lambert, Parsons, Velez, Mayor Guidi.
NOES: None. ABSTAIN: None.

10.

The City Treasurer submitted a financial statement regarding warrants.

Mayor Guidi moved, seconded by Councilmember Catano, that the following warrants, properly audited and signed, be paid.

Warrants Nos.: 184189-184281 ; 339755-340664

Warrant Totals:\$752,125.88 ; \$ 3,033,304.10

ROLL CALL-AYES: Councilmembers Catano, Lambert, Parsons, Velez, Mayor Guidi.
NOES: None. ABSTAIN: None.

Resolutions and Ordinances.

11.

RESOLUTION NO. 6944.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, AUTHORIZING THE ISSUANCE AND SALE OF BONDS IN A PRINICIPAL AMOUNT NOT TO EXCEED \$31,500,000 TO REFUND CERTAIN PENSION OBLIGATIONS OF THE CITY, APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF A BOND PURCHASE AGREEMENT AUTHORIZING JUDICIAL VALIDATION PROCEEDINGS RELATING TO THE ISSUANCE OF SUCH BONDS AND AUTHORIZING ACTIONS RELATED THERETO.

Mayor Guidi moved, seconded by Councilmember Catano, that Resolution No. 6944 be approved and adopted.

ROLL CALL-AYES: Councilmembers Catano, Lambert, Parsons, Velez, Mayor Guidi.
NOES: None. ABSTAIN: None.

12.

RESOLUTION NO. 6945.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AUTHORIZING THE DESTRUCTION OF MISCELLANEOUS FINANCE DEPARTMENT RECORDS PURSUANT TO RESOLUTION NO. 6832 AND GOVERNMENT CODE 34090.

Mayor Guidi moved, seconded by Councilmember Catano, that Resolution No. 6945 be approved and adopted.

ROLL CALL-AYES: Councilmembers Catano, Lambert, Parsons, Velez, Mayor Guidi.
NOES: None. ABSTAIN: None.

13.

ORDINANCE NO. 1808.

(1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING SECTIONS 8.34.120 (H) AND 8.34.180 OF THE HAWTHORNE MUNICIPAL CODE RELATING TO MINIMAL ELECTRICAL REQUIREMENTS FOR OPERATION OF FIREWORKS STANDS AND PROHIBITIONS ON USE OF FIREWORKS.

Ordinance No. 1808 was introduced by title only by Councilmember Lambert.

The City Manager, Richard Prentice, presented the following agenda and requested approval of the indicated recommendations:

14.

Approve authorization to enter into a contract with South Bay Document Destruction for secure destruction of confidential materials and also Authorize the City Manager to execute the contract on behalf of the City.

15.

Approve authorization to enter into an Assignment Agreement for the exchange of Proposition A Funds and also Authorize the City Manager to execute the Assignment Agreement on behalf of the City.

16.

Approve Appointments of the following nominations: the Los Angeles Southwest College nomination of Dr. Audre Levy, President: and the Los Angeles County Community Action Board nomination of Ms. Marlisa Johnson as representatives to the South Bay Workforce Investment Board.

Councilmember Parsons moved, seconded by Councilmember Lambert, that items 14 through 16 of the City Manager's agenda be approved.

ROLL CALL-AYES: Councilmembers Catano, Lambert, Parsons, Velez, Mayor Guidi.
NOES: None. ABSTAIN: None.

17.

The City Attorney, Glen Shishido, recommended that the claim/s filed against the City of Hawthorne on behalf of Sandra McRae alleging police misconduct. Claimant alleges police used excessive force, verbal abuse and violated her civil rights. She alleges personal injury to her shoulder, face and neck, embarrassment and anxiety be denied in its entirety.

Mayor Guidi moved, seconded by Councilmember Lambert, that the claim filed against the City of Hawthorne on behalf of Sandra McRae alleging police misconduct. Claimant alleges police used excessive force, verbal abuse and violated her civil rights. She alleges personal injury to her shoulder, face and neck, embarrassment and anxiety be denied in its/their entirety.

ROLL CALL-AYES: Councilmembers Catano, Lambert, Parsons, Velez, Mayor Guidi.
NOES: None. ABSTAIN: None.

Mayor Guidi recessed the City Council meeting to reconvene meetings of the Community Redevelopment Agency, Parking Authority and Housing Authority.

Mayor Guidi called the City Council meeting back to order following recess with all Councilmembers present.

The meeting was adjourned at 10:00 p.m. in memory of Helen Carter.

Daniel D. Juarez, MMC
City Clerk