MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, HELD SEPTEMBER 28, 2004.

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.

Darlene Love gave the invocation for the evening. Girl Scout Troop #750 led the Pledge of Allegiance.

Mayor Guidi presented Girl Scout Troop #750 with a Certificate of Merit for its service to the community as the Color Guard at the September 28, 2004 Hawthorne City Council meeting.

Claudia Fishler, Manager of the Hawthorne Library, introduced the West County Regional Manager for the West region, Steven Klein. Ms. Fishler's goal is to make Hawthorne Library a one-stop place for all of Hawthorne's information needs.

Mayor Guidi presented a Proclamation to the Hawthorne Big Dogs AYSO Region 21 for their record 54 wins, one loss and six ties.

Cora Travers, Pam Fees and Norm Morton from the Board of the Hawthorne President's Council, presented an $8000 check to Police Chief Stephen Port for the Canine Training and Equipment Fund. The donation was made possible through a community dinner that was held in the city.

Herb Child of Access Community Housing and Frank Ferdon of Century Housing presented a concept to develop a mixed used village in Hawthorne featuring home ownership.

1.

Under Council Report and Recommendations:

Councilmember **Lambert** attended the public hearing regarding the City Concourse project near the courthouse. There will be another hearing on the 6th.

Councilmember **Lambert** cautioned voters to wait until they receive their large pamphlets from Sacramento in order to better understand the issues on the ballot for November.

Councilmember **Catano** inquired on the policy of double parking as the problem is getting worse and suggested that we take a zero tolerance approach on offenders by giving them tickets instead of just telling them to move.

Councilmember **Catano** inquired on the feasibility of hiring reserve police officers to do parking enforcement.

Councilmember **Catano** attended the AYSO opening ceremonies, the Hawthorne Chamber Women's Mixer, the St. Joseph Fiesta, the California Youth Karate Championship and a life and death drama at Del Aire Assembly of God Church.

Councilmember **Catano** announced that the Lions and the City will be sponsoring a car show on October 17th at Memorial Park on Prairie and El Segundo.

Councilmember **Catano** walked the 10k on Sunday for the Diabetes Walk. His team raised $665.

Councilmember **Parsons** is in support of the county residents trying to fight the Trammel Crow project. He feels that at 90 units per acre, the project's density is too high.

Councilmember **Parsons** announced that RFK Hospital will shut down at the end of the year. This will affect residents in the community, as paramedics will have to drive farther to get to an emergency room.

Councilmember **Parsons** attended the League of California Cities annual convention in Long Beach. Among topics of discussion were the rising cost of health care and what other cities are doing to take control of the costs, ethics ordinances, mixed use housing/commercial, base closures and Prop. 1A.

Councilmember **Parsons** reminded those who live in single family residential neighborhoods to call H&C when they have a bulky item pickup as they are entitled to two free bulky item pickups a year.

Councilmember **Parsons** announced that various streets will be repaired in the city. Streets include Gale, Eucalyptus, Roselle, Doty, Cordary and Grevillea.

Councilmember **Parsons** announced that on October 7th there will be a Pediatric Aids Walk to raise money for research on treating juveniles with aids. The walk starts on Century Blvd. by the airport.

Councilmember **Velez** thanked Chief Port and his staff for the police station grand opening.

Councilmember **Velez** urged everybody to keep an eye out for graffiti.

Councilmember **Velez** announced that the grand opening for Eucalyptus Park will be held on October 9 at 11:00 am.

Councilmember **Velez** was approached by former Mayor Gordon to see if the city would be willing to contribute $20,000 to a campaign committee to fight the closure of the air force base.

Councilmember Velez moved seconded by Councilmember Parsons to see if the city would be willing to contribute $20,000 to a campaign committee to fight the closure of the air force base.

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

Mayor **Guidi** spoke on how a few years back a commercial was made using children from the Richstone Center in connection with the Mayor's Motorcycle Ride. Some of the youngsters that participated are now young men and left for Iraq two weeks ago. They include Felipe Grimaldo, Alex Rodriguez and Terrance Clayton.

Mayor **Guidi** announced that the St. Joseph was a great success again this year.

Mayor **Guidi** announced that Councilmember Catano, Velez and himself received the Los Angeles Sheriff's Academy California Youth Karate National Honor of Distinguished Outstanding Community Leader.

Mayor **Guidi** announced that Jefferson School finally opened their new additions.

Mayor **Guidi** stated that former Mayor Gordon, Mayor Kelly McDow and himself met with two of the directors of RFK for an emergency meeting on the day after the press release for closure came out and stated that there are several people interested in buying the hospital.

Mayor **Guidi** would like to hold a meeting with City Manager Prentice and Chief Port to see about redesigning the city website without using general fund money.

Mayor **Guidi** announced the Custom Car Show on October 17 at the Memorial Center from 10 to 3. Proceeds will be donated back to the public.

Councilmember **Catano** inquired on the feasibility of getting another stop sign at 126th and Oxford due to some accidents and near misses.

City Treasurer **Lubenec** attended the opening ceremonies for AYSO.

City Treasurer **Lubenec** attended the grand opening for the police station and congratulated the police department.

City Clerk **Juarez** attended the kickoff of the Kids in Sports Hugs and Kisses Soccer program.

City Clerk **Juarez** congratulated Don Harris for the workshop with the Health Department and restaurant owners.

City Clerk **Juarez** had the opportunity to help with the South Bay Workforce Investment Board audit. The results indicate that services improved from last year.

City Clerk **Juarez** announced that the Lions and Rotarians will be involved in the corporate poll worker program and asked if the Kiwanis would be involved also.

City Clerk **Juarez** announced that the last date to register to vote is October 18th.

City Clerk **Juarez** announced that over 1900 walkers participated in the Diabetes Walk and thanked Larry Bender for providing volunteers for the event.

2.

Under oral communications, **Jim Matthews**, 5250 Wiseburn Ave., who was the Corporate Development Sponsorship Chairperson for the Diabetes Walk, thanked Danny Juarez for his leadership and guidance and presented a contribution of $900 from friends, family and coworkers. **Jim Lissner**, spoke on traffic signal timing and asked that the left turn yellows be lengthened from three to four seconds because it would reduce the number of violations by two thirds or more. **Ammar Kahf,** 13001 Doty, suggested some kind of awareness campaign to get people to stop littering the streets. **Sheri Lewis**, spoke on the crime that took place at 120th and Crenshaw. The victim was her nephew. Appealed to the Council for help in finding her nephew's murderer. There will be a rally this Sunday at Lowes and asked that the community and Council come out and support the rally. If anyone has information on this crime, call Detective Mark Swatnik at the Hawthorne Police Dept or call 800-78-CRIME. Unidentified speaker spoke in support of a stop sign at Jefferson and 134th . **Louis Bankdon**, 4067 134th St., presented a list with the names of people in thanks for the stop sign at Jefferson and 134th St. **Mike Wysocki**, 5344 Wiseburn, feels there should be a ban or some type of excessive fee for motor homes that are permanently parked on the streets of Hollyglen as they obstruct driver's vision of traffic and bring down property values. **Robert Fasing**, 140th St., suggested putting cameras in the streets to catch those who litter. **Cindy Parsons**, 140th St., thanked the organizers of the Diabetes Walk. On behalf of Georgina Briggs, thanked everyone who donated to the Cancer Relay held in Hawthorne. Offered her sympathies to Shari Lewis and her family. **Dale Frank**, 140th St., gave an update on a stray dog that was befriended and rehabilitated by local residents and asked if anyone could offer a permanent home for the animal to call (310)-643-6016 or (310) 372-4636 or email at daleesq@aol.com. **Francis Stiglich**, 11534 Gale Ave., complained about an incident at the senior center computer room. **Mona Royal**, 4575 W. 120th St., complained about being harassed and mentally abused at the senior center. **Jody Martini**, was threatened with a cane by a senior at center over a bingo incident.

No one else indicated a desire to be heard.

Mayor/Chairman Guidi ordered oral communications closed.

3.

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

4.

Mayor Guidi moved, seconded by Councilmember Lambert, that the reading of the City Council minutes of the regular meeting of August 24, 2004 be waived and that they be approved and adopted.

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

5.

Mayor Guidi moved, seconded by Councilmember Lambert, to waive full readings of resolutions and ordinances on September 28, 2004's agenda.

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

6.

City Clerk Daniel D. Juarez announced that this was the time and place for the **Public Hearing** and Approval of Consolidated Annual Performance Evaluation Report (CAPER) for Program Year 2003. Approval of Caper for Program Year 2003.

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

No one indicated a desire to be heard.

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

Councilmember Velez moved, seconded by Councilmember Catano to Approve the Consolidated Annual Performance Evaluation Report (CAPER) for Program Year 2003.

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

7.

City Clerk Daniel D. Juarez announced that this was the time and place for the **Public Hearing – TEFRA** Hearing on Multifamily/Housing Revenue Bond Sale for Hawthorne Terrace. Motion to Approve Resolution No. 6911.

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

No one indicated a desire to be heard.

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

RESOLUTION NO. 6911

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING THE ISSUANCE OF MULTI-FAMILY HOUSING REVENUE BONDS BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY.

Mayor Guidi moved, seconded by Councilmember Parsons, that Resolution No. 6911 be approved and adopted.

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

8.

The City Treasurer submitted a financial statement regarding warrants.

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

Warrants Nos.: 182828-182946 ; 331333-332315

Warrant Totals: $730,836,78 $ 2,545,853.37

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

9

RESOLUTION NO. 6908.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ESTABLISHING A FOUR-WAY STOP SIGN AT THE INTERSECTION OF JEFFERSON AVENUE AND 134TH STREET.

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 6908 be approved and adopted.

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

10.

RESOLUTION NO. 6909.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ESTABLISHING A THREE-WAY STOP SIGN AT THE INTERSECTION OF 134TH STREET AND DELAFIELD AVENUE.

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 6909 be approved and adopted.

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

11.

RESOLUTION NO. 6910.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, RESTRICTING CURB PARKING ON THE SOUTH SIDE OF 134TH STREET, FROM HINDRY AVENUE TO 150 FEET WEST OF DELAFIELD AVENUE

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 6910 be approved and adopted.

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

12.

RESOLUTION NO. 6912.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ESTABLISHING A FOUR-WAY STOP SIGN AT THE INTERSECTION OF MENLO AVENUE AND 122ND STREET.

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 6912 be approved and adopted.

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

13.

ORDINANCE NO. 1802. (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING SECTION 17.76 OF THE HAWTHORNE MUNICIPAL CODE RELATING TO CONDITIONAL USE PERMITS FOR ON-SITE AND OFF-SITE SALE OF ALCOHOLIC BEVERAGES (EXEMPTIONS FOR MAJOR SUPERMARKETS).

Councilmember Lambert moved, seconded by Councilmember Velez, that Ordinance No. 1802 be approved and adopted.

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

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

14.

Approve Staff is seeking the City Council's authorization for a budget appropriation of $13,841 from the General Fund for fiscal year 2004/05.

15.

Approve to enter into a sublease by and between the City's JTDD and the Inglewood Unified School District on behalf of the Inglewood Community Adult School). Inglewood Community Adult School is leasing space at the South Bay One-Stop Business & Career Center, Inglewood, located at 110 S. La Brea Avenue, in Inglewood, CA.

16.

Approve Ratification to the Lawndale City Council's Appointment of Dr. Lori Hewitt and Mr. Ken Bryant as Lawndale Private Sector Representatives; and the El Segundo City Council's Appointment of Ms. Elyse Rothstein as an El Segundo Private Sector Representative to the South Bay Workforce Investment Board (SBWIB).

17.

Approve CDBG Local Street Improvements – Out to Bid. Approve the Plans and Specifications and authorize the project to be advertised for bids with a return date of October 26, 2004.

18.

Approve Agreement between the City of Hawthorne and Quality Code Publishing for codification related services pertaining to the updating of the City of Hawthorne's Municipal Code (both hard copy and electronic copy) to ensure that the City's Ordinances are accurate, accessible, enforceable and up to date and Authorize the City Clerk to execute contract with Quality Code Publishing and Authorize the City Clerk to terminate

19.

Approve to enter into a Lease Agreement with Xerox for Citywide Photocopying Services and Authorize the City Manager to execute the Lease with Xerox.

20.

Staff is seeking the City Council's Authorization to enter into a contract with Nichols Consulting for the Provision of Consulting Services with respect to State Mandated Costs (SB 90)

RECOMMENDATION: That the City Council Authorize the City Manager to execute the contract fro consulting service on behalf of the City.

MOTION TO TABLE

Councilmember Lambert moved, seconded by Councilmember Parsons, to tabled item No.20 until the next meeting.

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

21.

Approve Progress Payment No. 1 due to CT&F Inc, 7228 Scout Avenue, Bell Gardens, Ca 90201 for Traffic Signals Installation in the amount of $10,194.52 from Account #220-4100-4106-4540.

22.

Approve Progress Payment No. 10 due to Los Angeles Engineering, Inc 4141 Temple City Boulevard, Rosemead, Ca 91770 for Eucalyptus Park Improvements in the amount of $26,209.32 from Account #100-6115-4223.

23.

Approve New Classification Specification of Automated Enforcement Officer as a "sworn" position and be assigned to salary range 27 of the Hawthorne Municipal Employees' Association and included in the classified service.

24.

Approve First Lease Amendment for M&S Air Supply Aviation dba Security Aviation, and Century Aviation, LLC, a Delaware Limited Liability Company. This Amendment, requests a 25-year extension to allow the Existing Lessee (M&S Air Supply) to transfer lease to Century Aviation so that they may construct new hangars.

Councilmember Lambert moved, seconded by Councilmember Velez, to Approve First Lease Amendment for M&S Air Supply Aviation dba Security Aviation, and Century Aviation, LLC, a Delaware Limited Liability Company. This Amendment, requests a 25-year extension to allow the Existing Lessee (M&S Air Supply) to transfer lease to Century Aviation so that they may construct new hangars.

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

Mayor Guidi moved, seconded by Councilmember Lambert, that items l4, 15, 16, 17, 18 19, 21, 22, and 23 of the City Manager's consent calendar be approved.

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

25.

The City Attorney, Glen Shishido, recommended that the claim/s filed against the City of Hawthorne on behalf of Ann Ross for $305,000.00 alleging police misconduct, i.e., no probable cause for detention and excessive force be denied in its entirety.

Mayor Guidi moved, seconded by Councilmember Lambert, that the claim filed against the City of Hawthorne on behalf of Ann Ross for $305,000.00 alleging police misconduct, i.e., no probable cause for detention and excessive force be denied in its entirety.

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

26.

The City Attorney recommended that the claim/s filed against the City of Hawthorne on behalf of Claim of Brian Bray for $501,500.00 alleging police misconduct, i.e false arrest and no probable cause be denied in its/their entirety.

Mayor Guidi moved, seconded by Councilmember Lambert, that the claim filed against the City of Hawthorne on behalf of Brian Bray for $501,500.00 alleging police misconduct, i.e false arrest and no probable cause be denied in its entirety.

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

27.

Settlement of Nakamura vs. City of Hawthorne, et al., USDC Case No. CV-02-05516 DSF (JWJx) for $16,000.00.
RECOMMENDATION: That the City Council Authorize the City Attorney to Settle Lawsuit for $16,000.00.

Mayor Guidi moved, seconded by Councilmember Lambert, that the Settlement of Nakamura vs. City of Hawthorne, et al., USDC Case No. CV-02-05516 DSF (JWJx) for $16,000.00 be denied in its entirety.

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

28.

Optional Closed Session: Conference with Legal Counsel – Existing Litigation [Settlement Authority for $16,000], Subdivision (a) of Section 54956.9 of the California Government Code. Name of Case: Nakamura v. City of Hawthorne, Case No. CV-02-05516 DSF (JWJx).

This item was optional. City Council decided not to hold this closed session.

29.

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.

30.

TABLED ITEMS

TABLE D ITEM C

Progress Payment No. 7 and Final Acceptance due to Los Angeles Engineering, Inc, 4141 Temple City Blvd, Rosemead, CA 91770 for Glasgow Strip Improvements.

RECOMMENDATION: That the City Council Authorize this Progress Payment. These Payments of $28,416,73 from Proposition 40 per Capita funds, Account #100-6115-4223; and $11,424.00 from Account #220-4106-4540. Total $39,840.73.

Councilmember Parsons moved, seconded by Councilmember Lambert, to remove item C from the table.

Councilmember Lambert moved seconded by Councilmember Parsons to Approve Progress Payment No. 7 and Final Acceptance due to Los Angeles Engineering, Inc, 4141 Temple City Blvd, Rosemead, CA 91770 for Glasgow Strip Improvements.

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

Councilmember Parsons requested that items A&B fall off the table and that they be brought back at a later time.

After discussion, the City Council decided to take action on tabled item B.

TABLED ITEM B

ORDINANCE NO. 1800. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE ADDING CHAPTER 13.76 TO THE HAWTHORNE MUNICIPAL CODE PERTAINING TO COMMERCIAL WASTE DISCHARGE CONTROL.

Councilmember Catano moved, seconded by Mayor Guidi, to remove item B from the table.

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

Ordinance No. 1800 was introduced by title only by Councilmember Catano.

A

RESOLUTION NO. 6902.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ESTABLISHING COMMERCIAL WASTE DISCHARGE CONTROL SERVICES FEES. Motion to adopt.

TABLED ITEM "A" DIED FOR A LACK OF A MOTION

Mayor Guidi adjourned the meeting at 9:10 p.m

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Daniel D. Juarez, MMC
City Clerk