MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, HELD NOVEMBER 23, 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.

Pastor George Magadalany of Hope Chapel 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 November 23, 2004 Hawthorne City Council meeting.

Mayor Guidi introduced Don Harris as the evening's representative from the Chamber of Commerce. Mr. Harris announced that there will be a mixer on December 16th at Abacus Security in the Crenshaw Business Complex from 5:30 pm to 7:30 pm. Those attending are asked to bring an unwrapped toy. There will also be a turnaround trip to Whiskey Pete's on Saturday. Contact Betty at LV Tours for more information.

1.

Mayor Guidi recessed the City Council meeting to conduct a **closed session** regarding Conference with Legal Counsel – Initiation of litigation pursuant to Government Code section 54956.9 (Pacific Concourse 450 unit Project SCH No. 2004011108).

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 – Initiation of litigation pursuant to Government Code section 54956.9 (Pacific Concourse 450 unit Project SCH No. 2004011108) and staff has been instructed/directed.

2.

Direction to staff, including Planning staff, to prepare for Initiation of Litigation against the Pacific Concourse Project.
RECOMMENDATION: That the City Council Approve Direction.

Councilmember Lambert moved seconded by Councilmember Catano to direct staff to prepare for Initiation of Litigation against the Pacific Concourse Project.

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

3.

This item was pulled. The County Recorder's Office was not ready to certify election results.

Statement of City Clerk, Certification of Results of the Special Election, held November 2, 2004. Motion to order filed. Motion to approve the following resolution:

RESOLUTION NO. 6926.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, RECITING THE FACT OF THE SPECIAL MUNICIPAL ELECTION OF HELD IN SAID CITY ON TUESDAY, NOVEMBER 2, 2004, AND DECLARING THE RESULTS THEREOF AND SUCH OTHER MATTERS AS ARE PROVIDED BY LAW. Motion to adopt.

4.

Under Council Discussion/Action Items:

Councilmember **Lambert** attended the Hawthorne Mathematics and Science Academy. Encouraged all to take a tour of the facilities.

Councilmember **Lambert** attended the energy task force for the Council of Governments and asked if title 24 has been incorporated into our general plan and development.

Councilmember **Lambert** attended the farewell for Dorothy Courtney of the Richstone Center. The new director will be introduced at the first meeting in December.

Councilmember **Lambert** volunteered by serving meals at the Lions/Atherton Baptist Church event on Saturday and at the VFW Auxiliary on Sunday.

Councilmember **Lambert** thanked the employees for inviting her to their holiday dinner at the Ayres.

Councilmember **Velez** announced the grand opening of Jon's Market on Rosecrans and Crenshaw.

Councilmember **Velez** read a letter of apology from a resident who verbally attacked Councilmembers regarding issues with Proposition H.

Councilmember **Catano** attended the 53rd Anniversary of Chips Restaurant.

Councilmember **Catano** attended the grand opening of Jon's Market.

Councilmember **Catano** stated that it was his privilege to serve lunch to the 386 people that attended the Lions/Atherton Baptist Church event.

Councilmember **Catano** attended the farewell for Richstone director Dorothy Courtney.

Councilmember **Catano** inquired on the status of a resident that wants to add a second story to her home on 135th Street.

Councilmember **Parsons** thanked Sergeant Ishi for resolving some issues between neighbors and teenagers.

Councilmember **Parsons** inquired about the Chamber of Commerce receiving notice of new businesses.

Councilmember **Parsons** attended the opening of Jon's Market.

Councilmember **Parsons** thanked the Rotary for their "Salute Education" program that gives mini grants to local teachers so they can do extra curricular projects. He also thanked the Rotary for giving back to the community by feeding the veterans at the Hawthorne VFW on Sunday.

Councilmember **Parsons** stressed his commitment to solving the problem of illegal fireworks. Plans are to form a special task force.

Councilmember **Parsons** stated that the County Sanitation District may be raising their dumping fees and inquired on how this would affect trash rates.

Councilmember **Parsons** reminded residential customers of H&C that they are entitled to 2 free bulky item pickups a year by calling ahead to H&C. Also, that they are entitled to 4 free extra labels for trash a year.

Mayor **Guidi** asked for prayers of behalf of Richard DeVussier, who is in the hospital with pneumonia.

Mayor **Guidi** stated that Jon's Market hired 190 people. Of those, 141 were from Hawthorne and the surrounding areas.

Mayor **Guidi** thanked staff for putting in the grass and shrubs down the middle of Rosecrans, between Shoup and Inglewood Avenue.

Mayor **Guidi** met with residents in the area around 132nd and Jefferson to discuss and help solve problems in the neighborhood.

Mayor **Guidi** thanked the Lions, City of Hawthorne and Atherton Baptist Church for their work in preparing the turkeys for the seniors.

City Treasurer **Lubenec** inquired on the cost and deadline for entering the Home Town parade.

City Treasurer **Lubenec** attended the opening of Jon's Market.

5.

Under oral communications, **Claudia Fishler**, 12700 Grevillea, Hawthorne Library, thanked the Mayor and Council for $250 check from the Century Housing Cooperation which will be spent on children's books. **Michael Headley**, asked if there are any funding sources available for projects that he has started such as an afternoon program for latch key kids and a center for women who are coming out of prison. **Fred Buell**, inquired on whether the strip along the Los Angeles Air Force Base would be reopened. Suggested that cameras be set up along El Segundo Blvd. **Ronnie Manson**, was floored to read in the paper that the convicted murderer of Leslie Zepeda had his sentence reduced by 4 years.

No one else indicated a desire to be heard.

Mayor/Chairman Guidi ordered oral communications closed.

6.

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

7.

Councilmember Lambert moved, seconded by Mayor Guidi, to waive full readings of resolutions and ordinances on November 23, 2004's agenda.

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

8.

The City Treasurer submitted a financial statement regarding warrants.

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

Warrants Nos.: 183263-183379 ; 334626-335553

Warrant Totals: $ 721,476.42 ; $ 2,995,437.27

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

Resolutions and Ordinances.

9.

RESOLUTION NO. 6922.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, RESTRICTING CURB PARKING ON THE WEST SIDE OF ISIS AVENUE FROM 138TH STREET TO 137TH PLACE

Councilmember Lambert moved, seconded by Councilmember Parsons, that Resolution No. 6922 be approved and adopted.

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

10.

RESOLUTION NO. 6923.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING THE FIFTH AMENDMENT TO THE JOINT EXERCISE OF POWERS AGREEMENT FOR INSURANCE AND RISK MANAGEMENT PURPOSES AND APPOINTING REPRESENTATIVES TO THE INDEPENDENT CITIES RISK MANAGEMENT AUTHORITY'S GOVERNING BOARD AND ITS SEPARATE RISK MANAGEMENT PROGRAMS.

On item 10 Ginny wanted for the record. Wanted it be know that the representatives are the same as we had and that she is on the board. Also wanted the city to know that there were six cities that did not agree with some of the changes that were made in this, but they were overruled. There's a 2/3 vote so they have to accept the new powers agreement.

Councilmember Lamber moved, seconded by Councilmember Parsons, that Resolution No. 6923 be approved and adopted.

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

11.

RESOLUTION NO. 6924.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AUTHORIZING CITY TREASURER AND FINANCE DIRECTOR TO RELEASE WARRANTS ON DECEMBER 29, 2004 DUE TO THE CANCELLATION OF THE REGULAR CITY COUNCIL MEETING OF DECEMBER 28, 2004.

Councilmember Lambert moved, seconded by Councilmember Velez, that Resolution No. 6924 be approved and adopted.

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

12.

RESOLUTION NO. 6927.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING THE ISSUANCE BY THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF HAWTHORNE OF TAX ALLOCATION REFUNDING BONDS IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED $5,250,000 AND AFFIRMING SUBORDINATION OF AGENCY OBLIGATIONS TO THE CITY.

Councilmember Parsons moved, seconded by Councilmember Lambert, that Resolution No. 6927 be approved and adopted.

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

13.

ORDINANCE NO. 1800. (2nd Reading)

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

Councilmember Parsons moved, seconded by Mayor Guidi, that Ordinance No. 1800 be approved and adopted.

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

15.

ORDINANCE NO. 1803. (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, RECLASSIFYING THE ZONING OF PROPERTY LOCATED AT 13436 ROSELLE AVENUE, LOT 121 (APN 4050-028-045) FROM M-1 (LIMITED INDUSTRIAL) TO R-3 (HIGH DENSITY RESIDENTIAL).

Councilmember Lambert moved, seconded by Councilmember Velez, that Ordinance No. 1803 be approved and adopted.

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

16.

ORDINANCE NO. 1804. (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, RECLASSIFYING THE ZONING OF PROPERTIES LOCATED IN THE AREA BOUNDED BY THE 105 GLENN ANDERSON FREEWAY TO THE NORTH AND TO THE WEST, IMPERIAL HIGHWAY TO THE SOUTH AND SOUTH BURIN AVENUE TO THE EAST FROM H-3 (HIGH DENSITY RESIDENTIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL) AND ALSO CHANGING SOME PARCELS ZONE C-3 (GENERAL COMMERCIAL) TO C-1 (FREEWAY COMMERCIAL/MIXED USE).

Councilmember Catano moved, seconded by Mayor Guidi, that Ordinance No. 1804 be approved and adopted.

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

17.

ORDINANCE NO. 1805. (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING SECTION 1.22.010 OF THE HAWTHORNE MUNICIPAL CODE.

Councilmember Guidi moved, seconded by Councilmember Parsons, that Ordinance No. 1805 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:

17.

Approve Ratification of Appointments to the South Bay Workforce Investment Board for Mr. Clark Adams as a Redondo Beach private sector representative to the South Bay Workforce Investment Board (SBWIB) and appoint Mr. Larry Franklin as a Hawthorne private sector representative to the SBWIB.

18.

Approve Progress Payment No. 2 due to CT&F Inc., 7229 Scout Avenue, Bell Gardens, Ca 90201 for Traffic Signals Installation in the amount of $35,607.58 from Account # 220-4100-4106-4547.

19.

Approve Progress Payment No. 4 to Trimming Land Co. Inc., 10513 Dolores Avenue, South Gate, Ca 90280 for Street Tree Trimming in the amount of $9,600.00 to be charged to the Recreation and Community Services Tree Trimming Account #100-6111-4051.

20.

Approve Progress Payment No. 26 to Pepper Construction, 17841 Mitchell, Irvine, Ca 92614 for Construction of the New Hawthorne Police Station. This Payment of $331,042.75 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.

21.

Approve Staff to enter into a Lease with Ford Motor Credit Company for the acquisition of six police patrol vehicles and authorize the City Manager to execute the Lease Agreement with Ford Motor Credit Company.

22.

Approve Staff for budget appropriations of $300,000. These funds were awarded to the City of Hawthorne Police Department to support the operations of the Los Angeles County Regional Criminal Information Clearinghouse.

Mayor Guidi moved, seconded by Councilmember Catano, that items l7 through 22 of the City Manager's agenda be approved.

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

23.

The City Attorney, Glen Shishido, recommended that the claim filed against the City of Hawthorne on behalf of Carlos Ramos and Belen Burgos alleging city employee negligence causing accident resulting in personal injury and property damages be denied in its entirety.

Councilmember Lambert moved, seconded by Councilmember Parsons, that the claim filed against the City of Hawthorne on behalf of Carlos Ramos and Belen Burgos alleging city employee negligence causing accident resulting in personal injury and property damages be denied in its entirety be denied in its entirety.

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

24.

Proposed Settlement in the case Bradford v. City of Hawthorne, et al. USDC Case No: CV-03-7315 GAF (BCx) for $50,000.00.
RECOMMENDATION: Approve a $50,000.00 settlement with Steven Bradford.

Councilmember Catano moved, seconded by Mayor Guidi, that the Proposed Settlement in the case Bradford v. City of Hawthorne, et al. USDC Case No: CV-03-7315 GAF (BCx) for $50,000.00. be Approve.

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

25.

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.

26.

Mayor Guidi adjourned the meeting at 9:40p.m.

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Daniel D. Juarez, MMC
City Clerk