

**MINUTES OF A REGULAR AND SPECIAL MEETING OF THE
CITY COUNCIL OF THE CITY OF HAWTHORNE,
CALIFORNIA HELD MAY 9, 2006.**

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 City Hall, 4455 West 126th Street, Hawthorne, California.

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

Pat Feldman from the Chamber of Commerce gave the evening's Invocation. Richard Prentice led the Pledge of Allegiance.

Steve Baldwin of the Hawthorne School District announced that the 4th Annual Hawthorne 5-A-Day 5K Run & Walk would be held on May 21st at Hawthorne Airport. A video highlighting last year's event was also shown.

1.

Under oral communications, **Bob Ferrell** of Hawthorne VFW, asked for assistance with the location of his fireworks stand. **Alan Hamblin**, 11519 Gale, stated that drivers are still going the wrong way on the one-way street on 116th between Gale and Eucalyptus. Also reported that pilferers are now coming through on Saturdays and Sundays, going into private property, side yards and backyards and removing merchandise from the recycle barrels. **Ferris Schick**, 3712 W. 147th St., spoke on ordinances 1841 and 1851 and asked for an extra 24 hours. **Robert Porter** inquired if it is true that Costco had to sign a contract with the city that they had to sell at certain prices against a five-mile radius or they couldn't get their contract or license to sell. **Gordon Mego** supports the enactment of a proposed ordinance with English language requirements for all businesses including restaurants and encourages the council to support a measure that will serve to unify all the people that live and work in the city. Stated that the Western Museum of Flight would close on September 30th due to lease issues and asked what the council is planning to do about it. **Don Harris**, representing the Hawthorne Chamber of Commerce, stated that the Chamber is pleased to see that the Council has negotiated an agreement with H&C Disposal to work out the situation. Also announced that the installation banquet for the Chamber incoming president and officers will be held on June 2nd. The Ned Chaffee Volunteer and Citizen of the Year awards will also be announced at the banquet. This year theme is "Honoring Great Women in History" and was chosen by incoming president Pat Feldman. It will be held at the Memorial Center and cost is \$30.

No one else indicated a desire to be heard.

Mayor/Chairman Guidi ordered oral communications closed.

CLOSED SESSION ON THE SPECIAL MEETING AGENDA

**Item No. 2
Special meeting agenda**

Mayor Guidi recessed the City Council meeting to conduct a **closed session**: Initiation of Litigation Against H&C Disposal Company 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 a closed session Initiation of Litigation Against H&C Disposal Company pursuant to subdivision (c) of Section 54956.9 (1 potential case). The City Attorney Glen Shishido announced that there was going to be a motion and a request that action be taken and it be done in connection with Item #17 on the regular city council meeting agenda.

Mayor Guidi inquired if there was anyone in the public who wished to comment on Item No. 17 of the agenda. He announced that it was relating to the approval of settlement agreement with H&C Disposal.

No one indicated a desire to be heard.

Mayor/Chairman Guidi ordered oral communications closed.

5/9/06

Councilmember Parsons moved, seconded by Councilmember Velez to extend their contract three months to August 14, 2006 and he also said he'd like to amend the settlement agreement to bring interest current as of today so the payment due on February 1st 2007 would be increased by \$5000.

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

FOR THE RECORD FROM MS. LAMBERT

I did call this meeting and the reason I can't agree to it just yet, this supplier still owes us \$1.2 million. This is all for the record, ma'am. They still owe us \$1.2 million, which I guess everybody already knows that, plus interest unpaid. And the reason I'm not in favor of this is because I personally feel that we are giving special privileges to this supplier where other suppliers are all paid up. They've done all the things they had to do. They had their performance bond. They have their insurance. They have everything. But I think I've been extremely lenient with the fact that we're still in arrears from this supplier. These are nice people but they just, I don't think they know how to run their business very well and it's unfortunate. It hurts our budget and you've heard the Mayor and everybody else talk about budget and this is part of what is hurting our budget. So I'm not supporting it tonight simply because I don't think it's fair to the other suppliers who are demanded upon or mandated to perform certain acts in their contract and we have, I would say, lowered the bar to allow them to continue to be inept. I hope they can make it. I hope they can make it because they're good people and we'll just see. When August the 15th rolls around, I pray that they can make their first payment and that's all. For the record.

2.

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

Mayor Guidi and Councilmembers did not hold this closed session.

3.

Under Elected Officials Reports and Recommendations:

Discussion/Action Items:

- Open up Broadway/Northrop Avenue to public use for the convenience of the community. (Lambert)
- Public Budget Workshops. (Parsons)
- Review /overhaul of Municipal Code by Ruttan & Tucker (Guidi)

Councilmember **Velez** congratulated Mayor Guidi on receiving the Humanitarian of the Year Award.

Councilmember **Velez** attended the “Rock Around the Block” event at Dana Middle School, which helps support the music program.

Councilmember **Velez** commended Ms. Valentine of the Hollypark Homeowner's Association for the great job she did moderating the candidate's forum.

Councilmember **Velez** clarified that he does not recall that the developers working at the airport ever committed to keeping the museum there, but did offer to help with the rent. Unfortunately, the city could not help with the rent.

Councilmember **Parsons** feels that a lay person finds it difficult to understand the budget and would like to hold a budget workshop in late May or early June where the Finance Director and Department Heads would explain the budget in layman's terms in order to educate the public and have them ask questions and provide input for the budget.

Councilmember **Parsons** congratulated the Hollypark Homeowners for holding a candidate's night for the 51st Assembly District.

Councilmember **Parsons** attended the health fair at the Islamic Center on Saturday and encourages the community to also visit.

Councilmember **Parsons** announced that the County is looking to increase the sales tax to pay for gang enforcement. We may see this on an upcoming ballot. The Governor is also putting bonds on the ballot.

Councilmember **Lambert** stated that Mr. Dritely has no objection to opening up a part of Broadway Ave. in order to relieve congestion.

Councilmember Lambert moved, seconded by Mayor Guidi to open up Broadway/Northrop Ave. to the public as quickly as possible.

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

Councilmember **Lambert** attended Earth Day and commended all the workers who took part in the event.

Councilmember **Lambert** attended the Air Force Base dedication ceremony.

Councilmember **Lambert** thanked Mayor Guidi for holding the Day of Prayer event and congratulated him on receiving the Humanitarian Award.

Councilmember **Lambert** displayed pictures of cars in violation of city ordinances.

Councilmember **Catano** congratulated Mayor Guidi on receiving the Humanitarian Award.

Councilmember **Catano** attended the South Bay Medal of Valor and expressed disappointed that no one from Hawthorne was honored.

Councilmember **Catano** received complaints regarding the Rosecrans/Aviation groundbreaking causing more traffic problems. He asked for the community's patience and assured that in a few months everything would be fine.

Councilmember **Catano** attended the Hawthorne/Lawndale monthly Ministerial Association meeting where discussion centered on how to reach the young, which is why the National Day of Prayer was held at the skate park.

Councilmember **Catano** presented a plaque given to the City by Alec Woolley of the Eagle Scouts for the city's continued support of youth programs, especially the Boys and Girls Scouts of America.

Mayor **Guidi** feels the residents of Hawthorne should not have to support a new state bond infrastructure because it will support the state rather than local endeavors such as schools or roads.

Mayor **Guidi** asked the council to support making Hollywood Park a National Landmark.

Mayor **Guidi** congratulated the Ramona Neighborhood Association for the newspaper they printed.

Mayor **Guidi** thanked Public Works Director Arnie Shadbehr for the successful Rosecrans/Aviation groundbreaking.

Mayor **Guidi** stated that he was very impressed with the Hollypark debate.

Mayor **Guidi** announced that signs in Hollyglen will be put up within the next two weeks and Hollypark will be next.

Mayor **Guidi** thanked Planning Director Harold Roth for monies received for the 129th Street remodeling.

Mayor **Guidi** thanked the entire City Council for supporting the National Day of Prayer.

Mayor **Guidi** would like to see more people support the Western Museum of Flight by writing a check to pay the rent as he did.

Mayor **Guidi** inquired if anything is being done to replace our second fuel tank.

Mayor **Guidi** thanked Lt. Ishi for being a great watch commander who is very responsive to the Council and goes out of his way to help.

Mayor **Guidi** announced the annual Children's Safety Fair at Home Depot will be held on May 20th from 10:30 am to 2:00 pm.

Mayor **Guidi** announced that the Teen Challenge Car Show will be held on July 15th. All proceeds benefit Teen Challenge.

City Treasurer **Lubenec** congratulated Mayor Guidi on receiving the Humanitarian Award, congratulated Doug Krauss for a successful Earth Day event, and thanked all those who volunteer and make the city that much better.

City Clerk **English** attended the Medal of Valor ceremony, thanked Ammar Kahf for the Big Sunday event and reminded everybody that the statewide primary election is June 6th and the last day to register to vote for that election is May 22nd.

Mayor Guidi moved, seconded by Councilmember Lambert to appoint Mr. **Shubankie McGregor** to the **Parks and Recreation Commission**.

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

Mayor Guidi moved, seconded by Councilmember Lambert to review/revamp the Municipal Code and that it be done by Ruttan & Tucker.

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

4.

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

5.

Councilmember Lambert moved, seconded by Mayor Guidi, that the reading of the City Council minutes of the regular and special meeting of April 11, 2006 and the special meeting of April 13, 2006 be waived and that they be approved and adopted.

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

Councilmember Lambert moved, seconded by Mayor Guidi, that the reading of the City Council minutes of the special meeting of April 27, 2006 be waived and that they be approved and adopted.

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

6.

Councilmember Lambert moved, seconded by Mayor Guidi, to waive full readings of resolutions and ordinances on May 9, 2006's agenda.

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

7.

The City Clerk, Angie English announced that this was the time and place for the Public Hearing on Final Annual Action Plan for Community Development Block Grant and HOME Investments Partnership Program funding for Program Year 2006, July 1, 2006 to June 30, 2007.

The Planning Department submitted a declaration of publication, which was ordered filed. No written communications.

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

Mayor Guidi moved, seconded by Councilmember Lambert, to Approve the Final Annual Action Plan Year 2006, authorizing the City Manager to execute all application forms and certifications and its submission to HUD.

ROLL CALL-AYES: Councilmembers Catano, Lambert, Parsons, Velez, Mayor Guidi.
NOES: 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.: 186926-186995 ; 356676-357070

Warrant Totals: \$ 757,823.36 ; \$ 1,214,897.58

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

Resolutions and Ordinances.

9.

RESOLUTION NO. 7033.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ORDERING THE DIRECTOR OF PUBLIC WORKS/CITY ENGINEER TO PREPARE A REPORT ON THE IMPROVEMENTS AND ASSESSMENTS FOR THE STREET LIGHTING MAINTENANCE DISTRICT OF THE CITY OF HAWTHORNE FOR FISCAL YEAR 2006-2007 AS REQUIRED BY THE STREETS AND HIGHWAYS CODE SECTION 22622. Motion to adopt.

Councilmember Lambert moved, seconded by Mayor Guidi Parsons, that Resolution No. 7033 be approved and adopted.

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

10.

ORDINANCE NO. 1845. (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AMENDING SECTIONS 10.80.010 F (DRIVEWAY), 10.80.010 K (PARKING), 10.80.040 (SOLICITATION) OF THE HAWTHORNE MUNICIPAL CODE (“HMC”) AND ADDING SECTIONS 10.80.015, 10.80.016, 10.80.017, 10.80.018, 10.80.025, 10.80.045, 10.80.046, 10.80.075, 10.80.115, 10.80.165, 10.80.175, 10.80.205, 10.80.206, 10.80.207, AND 10.80.208 OF THE HMC RE: GENERAL AIRPORT RULES & REGULATIONS PERTAINING TO SAFETY AND REPEALING SECTION 10.80.230.

Mayor Guidi moved, seconded by Councilmember Parsons, that Ordinance No. 1846 be approved and adopted.

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

11.

ORDINANCE NO. 1850. (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING SECTION 2.46.020(H) OF THE HAWTHORNE MUNICIPAL CODE RELATING TO ALLOWANCE FOR SICK LEAVE.

Councilmember Lambert moved, seconded by Mayor Guidi, that Ordinance No. 1850 be approved and adopted.

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

12.

ORDINANCE NO. 1851. (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING SECTION 10.36.190 (C)(2) TO REQUIRE A MINIMUM OF THREE CITY BUSINESS DAYS ADVANCE NOTICE FOR REQUESTS FOR TWENTY-FOUR HOUR EXTENSIONS FOR STREET PARKING OF RECREATIONAL VEHICLES AND OTHER LARGE VEHICLES.

Mayor Guidi moved, seconded by Councilmember Lambert, that Ordinance No. 1851 be approved and adopted.

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

13.

ORDINANCE NO. 1854. (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING SECTION 1.22 OF THE HAWTHORNE MUNICIPAL CODE RELATING TO INFRACTIONS (TO REMOVE FROM THE LISTING OF MUNICIPAL CODE SECTIONS WHICH ARE CURRENTLY INFRACTIONS THOSE PROVISIONS PERTAINING TO THE DRINKING OF ALCOHOLIC BEVERAGES IN PUBLIC PLACES AND PARKS).

Mayor Guidi moved, seconded by Councilmember Lambert, that Ordinance No. 1854 be approved and adopted.

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

14.

ORDINANCE NO. 1852. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, RECOMMENDING THAT THE CITY COUNCIL APPROVE ZONE MAP AMENDMENT 2006CZ02 WHICH CHANGES THE ZONE FOR 13823, 13901, 13905, 13909, 13913, 13917, AND 13923 SOUTH DOTY AVENUE AND 3813, 3817, 3825, 3829, 3833, 3839, 3845, AND 3857 WEST 139TH STREET FROM M-1 (LIMITED INDUSTRIAL) TO R-3 (HIGH DENSITY RESIDENTIAL) IN ORDER TO BRING THE ZONING INTO CONFORMITY WITH THE CITY'S 1989 ADOPTED GENERAL PLAN.

Ordinance No. 1852 was introduced by title only by Councilmember Velez.

15.

ORDINANCE NO. 1853. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, REPEALING CHAPTER 15.20 OF THE HAWTHORNE MUNICIPAL CODE RELATING TO CONSTRUCTION AND OTHER STANDARDS FOR BILLBOARDS.

Ordinance No. 1853 was introduced by title only by Councilmember Velez.

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

16.

Approve Agreement between the City of Manhattan Beach and the City of Hawthorne for Rosecrans Avenue and Aviation Boulevard Project and authorize the City Manager to execute the agreement on the City's behalf.

17.

Approve Settlement Agreement with H&C Disposal Company including an extension of H&C's Commercial Franchise Agreement until August 14, 2006; or in the alternative, extension of H&C Disposal Company Commercial Franchise Agreement until May 24, 2006 to complete negotiations for a Settlement Agreement.

18.

Approve Progress Payment No. 8 due to Horizons CCI Services Inc., 2111 W. Crescent Ave., Suite G, Anaheim, Ca 92804 for Hawthorne Youth Camp Renovation – Jackson Lake, 22601 Pig Pines Highway, Big Pines, Ca in the amount of \$61,094.62 from Account # 100-6104-4224.

Mayor Guidi moved, seconded by Councilmember Lambert, that items 16, and 18 of the City Manager's agenda be approved.

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

NOES: None. ABSTAIN: None.

19.

The City Attorney, Glen Shishido, recommended that the Application/leave to present late claim of Denise Cason be denied in its entirety. The claim presented to the City Clerk of the City of Hawthorne was not presented within six months after the event or occurrence as required by law.

Mayor Guidi moved, seconded by Councilmember Catano, that the Application/leave to present late claim of Denise Cason be denied in its entirety. The claim presented to the City Clerk of the City of Hawthorne was not presented within six months after the event or occurrence as required by law.

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

NOES: None.

20.

The meeting was adjourned at 9:10 p.m. in memory of Frank Minesota and Everett Weston Miller.

Angie Reyes English
City Clerk