

**MINUTES OF A REGULAR MEETING OF THE  
CITY COUNCIL OF THE CITY OF HAWTHORNE,  
CALIFORNIA HELD AUGUST 8, 2006.**

Mayor/Chairman Guidi called the City Council, Community Redevelopment Agency, Parking Authority, Housing Authority and Public Financing Authority meeting to order jointly and concurrently at 6:06 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 Olivet Lutheran Church gave the evening's invocation. City Manager Jag Pathirana led the Pledge of Allegiance.

At this time, Mayor Guidi took action on the items of the special meeting

a.

City Clerk Angie Reyes English announced that this was the time and place for the public hearing on Zone Text Amendment 2006ZA6 [Planning Commission Resolution No. PC 2006-22], Amending Sections 17.25.080, 17.26.080, 17.28.080, 17.30.070, 17.32.070, and 17.34.080 Exterior Colors and Exemption for National Chains and Revising Approved Color Chart. CEQA Determination: Categorically Exempt.

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

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

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

**RESOLUTION NO. 7053**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING A NOTICE OF EXEMPTION UNDER CEQA AND THE REVISED APPROVED COLOR CHART FOR BUILDINGS IN THE COMMERCIAL AND INDUSTRIAL ZONES. Motion to adopt.

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 7053 be approved and adopted.

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

**ORDINANCE NO. 1863**

**(ZONING AMENDMENT 2006ZA06)**

AN ORDINANCE OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING ZONE TEXT AMENDMENT 2006ZA06, AMENDING THE ZONING ORDINANCE, SECTIONS 17.25.080, 17.26.080, 17.28.080, 17.30.070, 17.32.070, AND 17.34.080 OF THE HAWTHORNE MUNICIPAL CODE, RELATING TO EXTERIOR COLORS. Motion to Introduce.

Councilmember Catano introduced Ordinance No. 1863 by title only.

**Presentation:**

Councilmember Lambert introduced the honored guests who were in attendance for the unveiling of the National Motto "In God We Trust" plaque. Hawthorne is the 19<sup>th</sup> city in the State of California to adopt the National Motto, which Congress passed in 1956. Founder Jacquie Sullivan, Councilwoman from Bakersfield, was also present and gave a history of the motto.

1.

Mayor Guidi recessed the City Council meeting to conduct a **closed session** Conference with Labor Negotiator pursuant to Government Code Section 54957.6. Agency Negotiator: Jeff Freedman - Employee Organizations: All Employee Groups.

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 Conference with Labor Negotiator pursuant to Government Code Section 54957.6. Agency Negotiator: Jeff Freedman - Employee Organizations: All Employee Groups and announced that the Negotiator had been advised.

2.

**Darlene Love**, 2003 W.116<sup>th</sup> St., reported that a sign on Van Ness going north where you cannot enter has been knocked down. Pastor **Al Wise**, Del Aire Assembly of God, invited everyone to stop by and see the new construction of their church and thanked the Council for all their support and all others who have contributed. **Ammar Kahf**, Islamic Center of Hawthorne, invited everyone to attend open house day and a barbeque on Sunday, August 20<sup>th</sup> at 12209 Hawthorne Way. **Dennis Wild**, 5245 W. 138<sup>th</sup> Pl., announced that the Kiwanis Club will donate \$100 to the national motto plaque. Spoke on the June 23<sup>rd</sup> lunch hosted by Hawthorne P.D. for Kiwanis and Rotary Clubs of Hawthorne where Officer Chris Cognac was honored as policeman of the year and praised the Hawthorne police department for all the good work they do and their dedication to the community. **John Dixon**, President of Hawthorne Police Officers Association, congratulated Jag Pathirana on becoming the City Manager. **Olivia Valentine**, 2519 W. 115<sup>th</sup> Pl., President of the Hollypark Homeowner's Association, thanked the Council, Chief Port, Rick Carver and the Lions Club for their assistance in helping them to put on their first annual park party on August 5<sup>th</sup>. Expressed support for the national motto. **Gordon Meego**, 4535 W. 141<sup>st</sup> St., shared ideas on the revitalization of the downtown area such as a new or extended version of the present city hall, a new public library, a city museum, a central square with a surrounding park and an expanded station for the fire department. **Ezequiel Banos**, 12625 Oxford Ave., asked for some type of break that would allow his commercial vehicle to park in his residential area.

No one else indicated a desire to be heard.

Mayor/Chairman Guidi ordered oral communications closed.

3.

City Treasurer **Lubenec** thanked Al Richards for the Ramona picnic that was held last weekend and thanked Olivia Valentine for the Hollypark park day.

City Clerk **English** congratulated Councilmember Lambert for her efforts in bringing the "In God We Trust" motto to the city and to everyone who supported it. Thanked the Hollypark neighborhood association for the picnic on Saturday.

Mayor **Guidi** announced that on Sunday, August 13<sup>th</sup> at 3 pm, VFW Post 2075 will be having a spaghetti dinner; the following Sunday, August 20<sup>th</sup> from 9 am to 11:30 am, they will also be having a breakfast. On Saturday, August 26<sup>th</sup> from 11 am to 4 pm, there will be a barbeque at the Lawndale Civic Center to help the Lawndale Special People Social Club. Cost is \$10.

**Mayor Guidi** asked colleagues for support in starting a committee for next year's budget.

**Mayor Guidi** asked the City Manager to make an official memo that the city's ordinances regarding illegally parked buses and tractor-trailers be enforced.

**Mayor Guidi** requested that the patrol in Hollypark be increased. Problems with drugs and alcohol in the parks should be reported to the police. He also thanked Lisa Miller and the graffiti removal team for keeping the city clean. Need to go back to community policing.

Councilmember **Lambert** attended the Hollypark Homeowners meeting where a traffic problem involving 119<sup>th</sup> and Wilton was brought up; asked that it be looked into. Also attended the Hollypark picnic. Was sworn in to the Lions Club. Thanked Rosalinda Martinez, Monica McClanahan and Nicole Houston for all their work in helping to put together today's "In God We Trust" event. Stated that Jeff

Dritley agreed to change the name of Broadway from Crenshaw to Prairie and name it after the founder, Jack Northrop Ave.

**Discussion/Action Item:**

- Renaming Broadway between Prairie Avenue and Crenshaw Boulevard as Jack Northrop Avenue in memory of the founder Jack Northrop. (Lambert)

Councilmember Lambert moved, seconded by Mayor Guidi to bring back a Resolution renaming Broadway between Prairie Avenue and Crenshaw Boulevard as Jack Northrop Avenue in the memory of founder Jack Northrop.

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

Councilmember **Velez** apologized to the Ramona Homeowners Group for not being able to attend their meeting. Attended the Hollypark picnic. Congratulated and thanked Sgt. Heffner, Sgt. Chidley and Officer Newenham for coming to the aid of city employee Rick Carver who suffered an accident while lighting up the barbeque grill. Thanked Councilmember Lambert for taking the lead in getting the national motto plaque.

Councilmember **Catano** apologized for not being able to attend the Ramona and Hollypark barbeques. Would like to get a full report on the incident that transpired on 132<sup>nd</sup> Street on Saturday night.

Councilmember **Parsons** thanked Al Richards for the Ramona picnic. Attended the Hollypark picnic. Announced that on Thursday, August 10<sup>th</sup>, Hollyglen will have their annual event at the Dana Middle School cafeteria. Inquired on the status of the H&C payment coming up due as part of the settlement agreement. Directed staff to look into the possibility of having a non-profit group come into the city and operate an air fair.

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 Councilmember Parsons, that the reading of the City Council minutes of the regular meeting of July 25, 2006 be waived and that they be approved and adopted.

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

6.

Councilmember Lambert moved, seconded by Councilmember Parsons, to waive full readings of resolutions and ordinances on August 8, 2006's agenda.

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

7.

City Clerk Angie Reyes English announced that this was the time and place for the public hearing on Unclassified Use Permit 2006UU03 (Planning Commission Resolution No. PC 2006-23), a request to allow a childcare facility inside of an existing structure in Jim Thorpe Park located at 14025 Cordary Avenue within the UOS (Urban Open Space) zone. CEQA determination: Categorically Exempt.

The Planning Department 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.

**RESOLUTION NO. 7054**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING UNCLASSIFIED USE PERMIT (2006UU03) TO ALLOW A CHILD CARE FACILITY IN AN EXISTING STRUCTURE WITHIN JIM THORPE PARK LOCATED AT 14025 CORDARY AVENUE, IN THE UOS (URBAN OPEN SPACE) ZONE. Motion to adopt.

Councilmember Lambert requested for the record to show that we are receiving \$600 monthly for the rent.

Mayor Guidi moved, seconded by Councilmember Catano, that Resolution No. 7054 be approved and adopted.

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 Councilmember Parsons, that the following warrants, properly audited and signed, be paid.

Warrants Nos.: 187402 - 187504 ; 360301 - 360634

Warrant Totals: \$ 750,872.83 ; \$ 2,287,097.61

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

Resolutions and Ordinances.

9.

**ORDINANCE NO. 1857. (2<sup>nd</sup> Reading)**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AMENDING CHAPTER 8.34.120 L OF THE HAWTHORNE MUNICIPAL CODE RELATING TO DISTANCE REQUIREMENT BETWEEN FIREWORKS STANDS.

Councilmember Catano moved, seconded by Councilmember Parsons, that Ordinance No. 1857 be approved and adopted.

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

10.

**ORDINANCE NO. 1858. (2<sup>nd</sup> Reading)**

AN ORDINANCE OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING ZONE TEXT AMENDMENT 2006ZA05, AN APPLICATION BY MS KEARNY NORTHROP, L.L.C., TO AMEND THE ZONING ORDINANCE TO REFER TO THE CENTURY BUSINESS CENTER SPECIFIC PLAN AS THE APPLICABLE LAND USE DOCUMENT FOR APPROXIMATELY 86 ACRES OF PROPERTY BOUNDED BY CRENSHAW BOULEVARD TO THE EAST, BROADWAY AVENUE TO THE SOUTH, PRAIRIE AVENUE TO THE WEST AND THE HAWTHORNE MUNICIPAL AIRPORT TO THE NORTH AND APPROXIMATELY 6 ACRES BOUNDED BY CRENSHAW BOULEVARD TO THE WEST, WEST 120<sup>TH</sup> STREET TO THE NORTH, AND THE DOMINGUEZ FLOOD CONTROL CHANNEL TO THE EAST, AND MAKING FINDINGS IN SUPPORT THEREOF.

Mayor Guidi moved, seconded by Councilmember Parsons, that Ordinance No. 1858 be approved and adopted.

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

8/8/06

**ORDINANCE NO. 1859. (2<sup>nd</sup> Reading)**

AN ORDINANCE OF THE CITY OF HAWTHORNE APPROVING CHANGE OF ZONE APPLICATION NO. 2006CZ03, AN APPLICATION BY MS KEARNY NORTHROP, L.L.C., TO CHANGE THE ZONING OF APPROXIMATELY 86 ACRES OF PROPERTY BOUNDED BY CRENSHAW BOULEVARD TO THE EAST, BROADWAY AVENUE TO THE SOUTH, PRAIRIE AVENUE TO THE WEST AND THE HAWTHORNE MUNICIPAL AIRPORT TO THE NORTH AND APPROXIMATELY 6 ACRES BOUNDED BY CRENSHAW BOULEVARD TO THE WEST, WEST 120<sup>TH</sup> STREET TO THE NORTH, AND THE DOMINGUEZ FLOOD CONTROL CHANNEL TO THE EAST, FROM HEAVY INDUSTRIAL (M-2) TO CENTURY BUSINESS CENTER SPECIFIC PLAN (CBCSP), SUBJECT TO CONDITIONS, AND MAKING FINDINGS IN SUPPORT THERETO.

Mayor Guidi moved, seconded by Councilmember Velez, that Ordinance No. 1859 be approved and adopted.

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

NOES: None.

**ORDINANCE NO. 1861. (2<sup>nd</sup> Reading)**

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

Mayor Guidi moved, seconded by Councilmember Lambert, that Ordinance No. 1861 be approved and adopted.

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

NOES: None.

The City Manager, Jag Pathirana, presented the following agenda and requested approval of the indicated recommendations:

On July 25, 2006, the City Council awarded a primary Non-Exclusive Agreement for Police Referred Towing & Storage Services ("Agreements") to U.S. Tow and a back-up (secondary) Non-Exclusive Agreement for same to Scotto Tow. Staff has completed negotiation with both U.S. Tow and Scotto and now requests City Council to approve Agreements and authorize Mayor and/or City Manager to execute agreements, subject to City Attorney approval as to form.

**RECOMMENDATION:** Approve primary and one back-up Agreement for Non-Exclusive Agreements for Hawthorne Police Department-Referred Towing Services to U.S. Tow (Primary) and Scotto Tow (Secondary), respectively. In addition, authorize Mayor and/or City Manager to execute Non-Exclusive Agreements for both U.S. Tow and Scotto Tow, subject to City Attorney approval as to form.

FOR THE RECORD: COMMENTS OF COUNCILMEMBER PARSONS AND COUNCILMEMBER LAMBERT

Councilmember Parsons requested his comments for the record: "I'm going to be voting no on U.S. Tow. There's three reasons and Madame Clerk, I'd like these on the record please. I believe Van Lingen is clearly the most qualified tower for the City of Hawthorne and based on that, based on three reasons. Number one is we have that staff report that ranked Van Lingen number one. I then personally visited the top three towers and Van Lingen was clearly the most qualified and the best-run operation of the three top towers. And number three and the most important reasons, I talked to the police who actually call towing companies and they've had extensive experience with Van Lingen and typically they call for tow in 10 to 15 minutes and Van Lingen tow truck arrives. So based on staff report that says Van Lingen should be our tower, based on my personal visit to Van Lingen and then talking to our cops on the street who have used Van Lingen, I think they should have been our tower of choice and not U.S. Tow.

At this point Councilmember Lambert made changes on the contract(s) and also requested her comments for the record. "I also visited them, Mr. Parsons, and under discussion I would like to make a very small changes if I may please. If you would all follow with me. On page two of U.S. Tow. I want to make sure this says towing. On the first paragraph on the second page. Towing and storage services by contractor shall commence December 1, 2006. This is under U.S. Tow. Page two, top paragraph. Will commence 2006, December 1 or 30 days after planning commission of the City of Hawthorne approves the conditional use permit to operate at the location near Cerise and El Segundo Blvd., which ever occurs first. And the second, these are for the record by the way. The non-exclusive contract, it says other tow contractors may be used in the city's sole discretion. I'm adding, and I think we need to do this for ourselves, provided such tow contractors have obtained a contract with the city approved by the city council. That's all on page two. These are valid changes. The last one is on page 13. Gentlemen, are you with me? 13. I would like to remove the last sentence where it says due diligence also requires that the contractor shall commence to perform all towing and storage services at the South Bay location under the contract no less than 90 days after the conditional use permit is granted by the city. That doesn't coincide, but we just changed so I would like to remove that".

I only would like for you to turn to page two of the Scotto tow and that is where it says non-exclusive contract, number 2. Where it says other tow contractors may be used in the city's sole discretion, I've added provided such tow contractors have obtained a contract with the city approved by the city council and that's the only change.

I'm sorry to hear that there are still concerns that I am related somehow or have knowledge of having met either one of these two people before and I'm going to repeat myself to whoever might be sending this scuttlebutt around. I'm going to say it again for the record, I have never met Ken Spiker and if you ask me to my face, I will be happy to tell you where your error is. Whoever is passing this rumor around, I have never met the gentleman. I have never seen Scotto in my life except on the newspaper in the newspaper and that's the only time I've ever seen his face. If I saw him walking down the street, I would not know him. So may I please ask for some loyalty from the police department and whoever else might be sending this kind of sabotage along? I don't say it's you. I don't know who it is, but I want to put it on the record I never these people and I'll be happy to tell you where you're error or whoever is doing it where the error of your information is. I can clear that up very easily for you, but this is not the way to do it.

Councilmember Lambert moved seconded by Councilmember Catano to approve these contracts with the changes recommended.

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

14.

Approve to ratify the City of Inglewood reappointments of Dr. Pamela Short-Powell and Mr. Keith Skotnes and appoint the EDD nomination of Ms. Davi Dancy to the South Bay Workforce Investment Board for the term of office commencing July 1, 2006 to June 30, 2010.

15.

Approve Federal Aviation Grant in the amount of \$300,000 (AIP 3-06-0101-10) under the Fiscal Year 2006. Airport Improvement Program to rehabilitate airfield signs and markings and authorize City Manager to execute all documents necessary to apply and receive the grant monies to rehabilitate airfield signs and markings for Fiscal -Year 2006.

16.

Approve Progress Payment No. 2 due to Griffith Company, P.O Box 2150, Santa Fe Springs, Ca 90670-0156 for Rosecrans /Aviation Intersection Widening Project in the amount of \$441,288. This will be funded from the Federal Demo and SAFETEA-LU funds Account #286-5502-000-4773.

17.

Approve of a Pilot Program for Installing Markings for On-Street Parking Spaces.

Mayor Guidi moved, seconded by Councilmember Velez, that items 13 through 17 of the City Manager's consent calendar be approved.

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

18.

Authorize settlement in the case entitled Daniel Saulmon v. City of Hawthorne, (Case No. CV06-1639 RJK (FMOx)) in the sum of \$25,000.00 as payment in full for his claims arising from the events described in his complaint.

**RECOMMENDATION:** Authorize settlement in the Daniel Saulmon lawsuit in the amount of \$25,000.00 and authorize Finance Director to release warrant on or before August 9, 2006 payable to Daniel Saulmon and the Law Offices of Robert Mann and Donald W. Cook, and attorney Cynthia Anderson-Barker in the amount of \$25,000.00.

Mayor Guidi moved, seconded by Councilmember Lambert, to deny payment.

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

19.

Mayor Guidi recessed the City Council meeting to conduct a **closed session** Conference with Legal Counsel – Existing Litigation (Subdivision (a) of Section 54956.9 of the California Government Code. Name of Case: Daniel Saulmon v. City of Hawthorne, (Case No. CV06-1639 RJK (FMOx))

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 Conference with Legal Counsel – Existing Litigation (Subdivision (a) of Section 54956.9 of the California Government Code. Name of Case: Daniel Saulmon v. City of Hawthorne, (Case No. CV06-1639 RJK (FMOx)) and announced that action will be taken.

Mayor Guidi moved, seconded by Councilmember Lambert, to deny payment.

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

20.

The City Attorney, Glen Shishido, recommended that the Application/leave to present a Late Claim of Hector Cotto alleging unlawful incarceration be denied in its entirety.

Mayor Guidi moved, seconded by Councilmember Parsons, that the Application/leave to present a Late Claim of Hector Cotto alleging unlawful incarceration be denied in its entirety.

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

21.

Mayor Guidi adjourned the meeting at 10:14 p.m. in the memory of Robbie Herron, Jr., Rodney Skjonsby and Steven Hicks.

