

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF HAWTHORNE,
CALIFORNIA HELD APRIL 24, 2007.**

Mayor Guidi called the City Council, Community Redevelopment Agency, Parking Authority, and Housing Authority meeting to order jointly and concurrently at 6:05 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.

Ms. Darlene Love from Olivet Lutheran Church gave the evening's invocation. Daily Breeze reporter Doug Irving led the Pledge of Allegiance.

Mayor Guidi announced that out of eleven groups that submitted their requests to have fireworks stands, only eight qualified and will be given a permit to sell fireworks. They are the following:

Del Aire Assembly of God Church
Rotary Club of Hawthorne
Southern California Gunners Youth Soccer Club
Behavioral Health Services (BHS)
Hawthorne Parks and Recreation Foundation
Olivet Lutheran Church
AYSO Region 21
Woman's Club of Hawthorne

Steve Baldwin announced the Fifth Annual 5K event to be held on May 20th at 8am. The event will start at the Hawthorne Memorial Center. Community sponsorship allows every student in the Hawthorne School District to participate at no cost. A short video clip from last year's event was also shown.

Councilmember Velez presented a Proclamation to City Clerk Angie Reyes English in recognition of Municipal Clerk's Week, April 29 thru May 5, 2007.

1.

Mayor **Guidi** requested a Sergeant of Arms at future meetings. Would like to go back to two captains. Wants to be able to call one town hall meeting for the budget so the general public can tell us what they want. Tomorrow is Denim Day 2007 for the rape prevention education campaign. A map of Hawthorne, sponsored by the Chamber, the City and city businesses, is now available. This Saturday is the 20th annual Richstone Center Pier to Pier Walkathon; it starts at 7:30am at the Manhattan Beach Pier. Inquired on what the law requires when you go to get car insurance. Announced that on May 2nd at 6:30pm there will be a town hall meeting at the Memorial Center regarding the WesPac pipeline.

Councilmember **Velez** commented that a section of El Segundo between Yukon and Crenshaw that was being worked on by contractors was patched up only in the area that was worked on therefore making the rest of the street look bad and inquired if it is possible to require the contractors to slurry the whole street. Inquired on where we stand reserve wise regarding the budget. Would like to add at least seven more police officers. Thanked the Presidents Council for taking the time to acknowledge the youth service clubs at the Volunteer Appreciation Day.

Councilmember **Lambert** would like to resume the practice of receiving a quarterly report from all of the city's investments. Enjoyed reading to the children at the library. Has received complaints that Northgate Market only has signs in a foreign language and if this is true, would like to see signs in English put up too.

Councilmember **Parsons** reminded the public that on May 1st we start with new trash hauler Allied Waste. A brochure is being mailed regarding new procedures. If H&C sends a bill within the next two months, do not pay it.

Councilmember **Catano** announced that the Richstone Center honored the Council by cooking them breakfast. Provided books and baked goods for the Leos. Attended the BHS graduation and the Presidents Council Volunteer Appreciation Day. Stated that tomorrow there will be a hearing on SB964 by Gloria Romero and if it passes, it will significantly limit the ability of city officials to communicate with the city council outside an open or public meeting. Also explained that SB63 and SB1809 that passed in 2006 said that we have to have an eminent domain process ordinance adopted by July 1, 2007.

City Clerk **English** thanked the Council for acknowledging the City Clerk's Office and the work that they do. Offered condolences and prayers to the family of Congresswoman Juanita Millender-McDonald, who recently passed away.

In talking between Councilmembers regarding the speed hump story that appeared in the Daily Breeze, Councilmember Velez clarified that when he was campaigning three years ago, a lot of the residents on 132nd Street came up to him asking about speed humps. When Mr. Shadbehrr got hired on, he was also approached. Councilmember Velez told Mr. Shadbehrr that this group asked about speed humps, but at that time Mr. Shadbehrr said there was no money available. When funds became available, Councilmember Velez and Mr. Shadbehrr spoke again and conferred that speed humps could now be done, so it was put on the agenda and voted on along with the ones on 131st that the school had asked for. Councilmember Velez added that Councilmember Catano did not know anything about this. Cars were also trying to beat the light at the end, which is another reason for getting speed humps on 132nd. Councilmember Velez also stated that he was in San Diego the week of the 14th, not that he would of spoken to the newspaper.

Councilmember Catano added that speed monitors were put on his street for many days, which probably contributed to getting speed humps on his street, but that he had nothing to do with it. He stated that there were problems on his street involving animals being run over and speeding cars near the child care center. He asked that the newspaper report on the whole picture, not just the one sided picture as there are those who believe everything they read in the Daily Breeze.

Mayor Guidi made a special request to the Daily Breeze for the second time to leave his family out of its articles, as they have nothing to do with Hawthorne politics. It is he who chose politics and chose to take the hits and bumps. Also, the article is causing grief in the Mayor's home and creating problems in the community. Mayor Guidi stated that he and Council work hard to promote the city in a positive light and will continue to do so regardless of the paper and other individuals feeding negativity.

Arnie Shadbehrr, Director of Public Works, stated that he stands by his decision regarding the speed humps and gave a brief explanation about how data is gathered.

2.

Under oral communications, **Don Burkholder**, 13734 Grider Ave., thanked the Mayor and Councilmembers who supported the Queens Palms on 138th Street. The changes made on the street are appreciated. Also suggested a 12-foot high wall that matches up with the wall on Rosecrans along Aviation. **Lisa Bechtol**, 3129 Marine Ave., Gardena, spoke on the proposition to annex unincorporated El Camino Village to the City of Hawthorne and asked what can further be done to start this project. **Joe Hiney**, 4700 W. 133rd, thanked the Councilmembers for getting speed humps on his street. **Darlene Love** thanked the graffiti department for coming out on Sunday to clean up the wall between Casimir and Van Ness behind the church at 2506. Would like a speed hump put on Wilton Place near her home as there is a problem with speeding. **Yvette Johnson**, 4434 W. 135th St., is happy to have a speed hump on her street and feels there should be speed humps whenever possible. **Pat Donaldson**, President of the Hawthorne Chamber of Commerce and a business owner in the city, was upset with a letter to the editor that appeared in the paper accusing the Council of not doing their job. In defense of the Council, Ms. Donaldson stated that the Council works hard to improve the city by bringing in new businesses, repaving streets and cleaning up neighborhoods. **Frank Di Pasquale**, a 40-year resident of 133rd Street, praised the Council for supporting the speed humps on 133rd Street. Stated that even if the Daily Breeze chooses to cast aspersions on the city, he feels fortunate to have a Council that is willing to vote in a manner that may be abused by the media and the newspaper, but because it will be effective for their constituents. **Allen Richards**, 13828 S. Ramona Ave., stated that speed humps, regardless of where they are in the city, are a deterrent that helps slow down traffic. Also stated that there is a problem with cars running the stop signs

on Ramona and would like to see more police in that area. **Dixie Tobey**, a resident of 133rd Street, was glad to see speed humps put in on 133rd Street and does not want them taken away. **Ammar Kahf**, Islamic Center of Hawthorne, announced that they will be participating in the Big Sunday Event this coming Sunday from 10 to 2 at the center. Everyone is welcome. **Francis Stiglich** is worried that the housing project on 118th will not include low housing. Inquired if it was true that 600 teachers in the district had been laid off, but it was clarified that only 50 had been laid off.

3.

Mayor 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 Catano, that the reading of the City Council minutes of the regular meeting of April 10, 2007 and the adjourned meeting of April 3, 2007 be waived and that they be approved and adopted.

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

5.

Mayor Guidi, seconded by Councilmember Catano, to waive full readings of resolutions and ordinances on April 24, 2007's agenda.

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

6.

City Clerk English announced that this was the time and place for the Public Hearing on Zone Text Amendment 2007ZA04 (Planning Commission Resolution No. PC. 2007-13), amending the Hawthorne Municipal Code (HMC) Section 17.38.030 (conformance of future use), amending section 17.38.040 (Reconstruction of Buildings partially destroyed or damaged), and adding section 17.38.045 (recommencement of a nonconforming self-storage use in a nonconforming building). CEQA determination: categorically exempt.

Planning Department's Declaration publication filed. No written communications were received. Call for oral comments. Introduction of Ordinance No. 1885.

Mayor Guidi called for oral comments.

No one indicated a desire to be heard.

Mayor Guidi ordered the public portion of the hearing closed. **MOTION CARRIED.**

ORDINANCE NO. 1885. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING HAWTHORNE MUNICIPAL CODE SECTIONS 17.38.030 [CONFORMANCE OF FUTURE USE], AND SECTION 17.38.040 [RECONSTRUCTION OF BUILDINGS PARTIALLY DESTROYED OR DAMAGED], AND ADDING SECTION 17.38.045 [RECOMMENCEMENT OF A NONCONFORMING SELF-STORAGE USE IN A NONCONFORMING BUILDING.

Ordinance No. 1885 was introduced by title only by Councilmember Velez.

7.

City Clerk English announced that this was the time and place for the Public Hearing on Zone Text Amendment 2007ZA05 (Planning Commission Resolution No. PC 2007-14, amending the Hawthorne Municipal Code (HMC) Home Occupation Section 17.72.040 (Mandatory Requirements). CEQA Determination: Categorically Exempt.

Planning Department's Declaration publication filed. No written communications were received. Introduction of Ordinance No. 1886.

Mayor Guidi called for oral comments.

No one indicated a desire to be heard.

Mayor Guidi ordered the public portion of the hearing closed. MOTION CARRIED.

ORDINANCE NO. 1886. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING HAWTHORNE MUNICIPAL CODE SECTION 17.72.040 [HOME OCCUPATION - MANDATORY REQUIREMENTS].

Ordinance No. 1886 was introduced by title only by Councilmember Lambert.

8.

City Clerk English announced that this was the time and place for the Public Hearing on ZONE TEXT AMENDMENT 2007ZA06 (PLANNING COMMISSION RESOLUTION NO. PC 2007-15, AMENDING THE HAWTHORNE MUNICIPAL CODE (HMC) AMENDING SECTION 17.25.080 (EXTERIOR COLORS), AMENDING SECTION 17.26.080 (EXTERIOR COLORS), AMENDING SECTION 17.28.080 (EXTERIOR COLORS), AMENDING SECTION 17.30.070 (EXTERIOR COLORS), AMENDING SECTION 17.32.070 (EXTERIOR COLORS), AND AMENDING SECTION 17.34.080 (EXTERIOR COLORS). CEQA DETERMINATION: CATEGORICALLY EXEMPT.

Planning Department's Declaration publication filed. No written communications were received. Call for oral comments. Introduction of Ordinance No. 1887.

Mayor Guidi called for oral comments.

No one indicated a desire to be heard.

Mayor Guidi ordered the public portion of the hearing closed. MOTION CARRIED.

ORDINANCE NO. 1887. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING SECTION 17.25.080 [EXTERIOR COLORS], AMENDING SECTION 17.26.080 [EXTERIOR COLORS], AMENDING SECTION 17.28.080 [EXTERIOR COLORS], AMENDING SECTION 17.30.070 [EXTERIOR COLORS], AMENDING SECTION 17.32.070 [EXTERIOR COLORS], AND AMENDING SECTION 17.34.080 [EXTERIOR COLORS].

Ordinance No. 1887 was introduced by title only by Councilmember Lambert.

9.

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.: 188899-188957 ; 370317-371124

Warrant Totals: \$ 747,658.32 ; \$ 3,576,462.78

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

NOES: None.

Resolutions and Ordinances.

10.

RESOLUTION NO. 7106.

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 2007-2008 AS REQUIRED BY THE STREETS AND HIGHWAYS CODE SECTION 22622.

Mayor Guidi moved, seconded by Councilmember Catano, that Resolution No. 7106 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:

11.

Approve and authorize the City Manager to renew the contract on behalf of the city for auditing services with the CPA Firm of Lance, Soll & Lunghard through the end of fiscal year 2008/09.

12.

Approve to authorize the City Manager to Issue Purchase Orders for Purchase of Certain Equipment and/or Services – Purchase of Forensic Testing Equipment for the Police Department.

13.

Approve Progress Payment No. 11 due to Griffith Company, P.O Box 2150, Santa Fe Springs, Ca 90670-0150 for Rosecrans/Aviation Intersection Widening Project in the amount of \$ 500,000.00 funded from Account # 285-5502-444-4773, \$206,000.00 from Acct. # 286-5502-443-4773, \$250,000.00 from Acct. # 286-5502-441-4773, and \$35,814.55 from Acct. # 286-5502-442-4773; Total of \$ 991,814.55

14.

Approve Program Supplemental Agreement No. 006-N to Administer Agency State Master Agreement No. 07-5253r and Authorize the Director of Public Works to execute the Agreement and all future Supplemental Agreements on the City's behalf.

Mayor Guidi moved, seconded by Councilmember Catano that the City Manager's consent calendar be approved.

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

15.

The City Attorney, Glen Shishido, recommended that the settlement that has been proposed in the police vehicle auto accident case entitled OBIETIKPONAH VS. CITY OF HAWTHORNE & OFFICER CHRISTOPHER MERKLE [VC 052 103] in the amount of \$7,500.00 be approved and that the Finance Director release the settlement draft c/o City Attorney's office to plaintiff Esther Obietikponah and her Attorney of record, Ephraimo Obi, Esq. Law offices of Ephraimo Obi, 3540 Wilshire Boulevard, Suite 321, Los Angeles, Ca 90010 no later than April 30th, 2007.

Mayor Guidi moved, seconded by Councilmember Catano, that the settlement that has been proposed in the police vehicle auto accident case entitled OBIETIKPONAH VS. CITY OF HAWTHORNE & OFFICER CHRISTOPHER MERKLE [VC 052 103] in the amount of \$7,500.00 be approved and that the Finance Director release the settlement draft c/o City Attorney's office to plaintiff Esther Obietikponah and her Attorney of record, Ephraimo Obi, Esq. Law offices of Ephraimo Obi, 3540 Wilshire Boulevard, Suite 321, Los Angeles, Ca 90010 no later than April 30th, 2007.

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

16.

Mayor Guidi adjourned the meeting at 8:30 p.m. in the memory of the victims of the Virginia Tech Massacre and in the memory of Tom Sandborn.

Angie Reyes English
City Clerk