Larry Guidi, Mayor
Louis Velez, Mayor Pro Tem
Pablo Catano, Councilmember
Ginny Lambert, Councilmember
Gary Parsons, Councilmember

HAWTHORNE
INCORPORATED 1922
CALIFORNIA
"CITY OF GOOD NEIGHBORS"

Angie English, City Clerk
Thierry Lubenec, City Treasurer

CITY OF HAWTHORNE

CITY COUNCIL, COMMUNITY REDEVELOPMENT AGENCY

PARKING AUTHORITY AND HOUSING AUTHORITY

REGULAR MEETINGS

AGENDA FOR SEPTEMBER 25, 2007 AT 6:00 P.M.

COUNCIL CHAMBER AT CITY HALL
4455 W. 126th STREET, HAWTHORNE, CALIFORNIA

ORAL COMMUNICATIONS

ANY PERSON DESIRING TO ADDRESS THE CITY COUNCIL, COMMUNITY REDEVELOPMENT AGENCY AND PARKING AUTHORITY SHOULD COMPLETE A SPEAKER REQUEST CARD AND SUBMIT THE CARD TO THE CITY CLERK/SECRETARY PRIOR TO THE COMMENCEMENT OF THE CITY COUNCIL, COMMUNITY REDEVELOPMENT AGENCY, PARKING AUTHORITY AND HOUSING AUTHORITY MEETING. AFTER OBTAINING PERMISSION TO PROCEED BY THE PRESIDING OFFICER SPEAKERS SHOULD FIRST STATE THEIR FULL NAME AND ADDRESS FOR THE RECORD. THEY THEN SHALL STATE THEIR BUSINESS FOR ALL GOVERNING BODIES BRIEFLY AND COMPLETELY AND UNLESS GRANTED FURTHER TIME BY A GOVERNING BODY SHALL LIMIT THEIR ADDRESS TO FIVE MINUTES. THE FIVE-MINUTE LIMIT SHALL INCLUDE GOVERNING BODY OR STAFF RESPONSES, IF ANY, TO QUERIES POSED BY SPEAKERS. ALL REMARKS SHALL BE ADDRESSED TO THE GOVERNING BODIES AS A BODY AND NOT TO ANY PARTICULAR MEMBER THEREOF. THE GOVERNING BODY MAY EITHER DISPOSE OF THE COMMUNICATION AT THE CLOSE THEREOF OR MAY REFER IT TO AN APPROPRIATE ADMINISTRATIVE OFFICER FOR STUDY, INVESTIGATION, REPORT, AND/OR RECOMMENDATION. DISCUSSION, IF ANY, SHALL BE BY MEMBERS OF A GOVERNING BODY ONLY. (H.M.C. 2.06.180, RESO. NO. 6443)

THIS INFORMATION IS AVAILABLE IN ALTERNATE FORMATS. PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION TO PARTICIPATE (48 HOUR NOTICE) BY CONTACTING THE CITY CLERK'S DEPARTMENT AT 310-349-2915. THE COUNCIL FACILITIES HAVE BEEN EQUIPPED WITH DEVICES TO ASSIST PERSONS WITH DISABILITIES.

AGENDA

Call to order by Mayor Guidi.

Invocation. Pledge of Allegiance to the American Flag.

1.

Elected officials reports/recommendations. Appointments / Re-appointments / Removals to commissions / committees / boards.

Discussion/Action Item:

- Appointment of Jose Carlos Gutierrez to the Civil Service Commission (Guidi)

2.

Oral Communications.

3.

Recess Community Redevelopment Agency. Recess Parking Authority. Recess Housing Authority.

CITY CLERK'S CONSENT CALENDAR

4.

Approval of City Council minutes for the regular meeting of August 28, 2007. Motion to approve minutes.

5.

Approval of waiver of full readings of resolutions and ordinances on Tuesday, September 25, 2007's agenda. Motion to waive full readings.

6.

Public Hearing - on self-certifying completion of local requirements for conformance with Los Angeles County Congestion Management Program (CMP). Planning Department's declaration publication filed. No written communications. Call for oral comments. Motion-close hearing. Motion to Approve Resolution No. 7132.

RESOLUTION NO. 7132.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT FOR 2007, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089. Motion to adopt.

7.

Public Hearing – and approval of Consolidated Annual Performance Evaluation Report (CAPER) for CDBG and HOME funds. Planning Department's declaration publication filed. No written communications. Call for oral comments. Motion-close hearing. Motion to approve CAPER for Program Year 2006 and authorize the City Manager to execute and submit same to HUD.

8.

Public Hearing - on Final Environmental Impact Report for Prestige Villas Project, General Plan and Land Use Map Amendment No. 2006GP03 amending General Plan Land Use Map from GC (General Commercial) to HDR (High Density Residential), Prestige Villas Specific Plan No. 2007SP01, Zone Text Amendment No. 2007ZA07 (Prestige Villas Specific Plan), and Change of Zone No. 2006CZ07 amending zoning map from C-3 (General Commercial) to PVSP (Prestige Villas Specific Plan). Planning Department's declaration publication filed. No written communications. Call for oral comments. Motion-close hearing. Motion to Approve Resolution Nos. 7121, 7122, 7123 and Introduction of Ordinance No. 1897.

RESOLUTION NO. 7121.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT FOR THE PRESTIGE VILLAS SPECIFIC PLAN PROJECT (SCH #2006121040), MAKING FINDINGS OF FACT PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS AND ADOPTING A MITIGATION MONITORING PROGRAM. Motion to adopt.

RESOLUTION NO. 7122.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING GENERAL PLAN AMENDMENT NO. 2006GP03, AN APPLICATION BY RAMONA GARDENS, LLC TO CHANGE THE LAND USE DESIGNATION FROM GC (GENERAL COMMERCIAL) TO HDR (HIGH DENSITY RESIDENTIAL) FOR APPROXIMATELY 8 ACRES OF PROPERTY BOUNDED BY RAMONA AVENUE TO THE WEST, 116TH STREET TO THE NORTH, 118TH STREET TO THE SOUTH, AND GREVILLEA AVENUE TO THE EAST, RELATING TO THE PRESTIGE VILLAS SPECIFIC PLAN PROJECT, AND MAKING FINDINGS IN SUPPORT THEREOF. Motion to adopt.

RESOLUTION NO. 7123.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING THE PRESTIGE VILLAS SPECIFIC PLAN (SPECIFIC PLAN NO. 2007SP01), AN APPLICATION BY RAMONA GARDENS, LLC, RELATING TO APPROXIMATELY 8 ACRES OF PROPERTY BOUNDED BY RAMONA AVENUE TO THE WEST, 116TH STREET TO THE NORTH, 118TH STREET TO THE SOUTH, AND GREVILLEA AVENUE TO THE EAST, AND MAKING FINDINGS IN SUPPORT THEREOF. Motion to adopt.

ORDINANCE NO. 1897. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING ZONE CODE AMENDMENT NO. 2007ZA07 AND CHANGE OF ZONE NO. 2006CZ07, APPLICATIONS BY RAMONA GARDENS, LLC, TO AMEND THE HAWTHORNE ZONING ORDINANCE TO REFER TO THE PRESTIGE VILLAS SPECIFIC PLAN AS THE APPLICABLE LAND USE DOCUMENT FOR APPROXIMATELY 8 ACRES OF PROPERTY BOUNDED BY RAMONA AVENUE TO THE WEST, 116TH STREET TO THE NORTH, 118TH STREET TO THE SOUTH, AND GREVILLEA AVENUE TO THE EAST, TO AMEND THE ZONING MAP FROM C-3 (GENERAL COMMERCIAL) TO PVSP (PRESTIGE VILLAS SPECIFIC PLAN) FOR THE SAME PROPERTY, AND MAKING FINDINGS IN SUPPORT THEREOF. Motion to Introduce.

9.

City Treasurer requests approval of the warrants. Motion to approve the warrants.

RESOLUTIONS AND ORDINANCES

10.

RESOLUTION NO. 7130.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ADDING BLACK AS A TRIM COLOR TO THE APPROVED COLOR CHART FOR BUILDINGS IN COMMERCIAL AND INDUSTRIAL ZONES, SUBJECT TO THE LIMITATION THAT BLACK SHALL BE RESTRICTED TO WROUGHT IRON AND SIMILAR METAL WORK, FENCES AND GATES, SIGN POSTS, LIGHT POLES, AND DOOR AND WINDOW TRIM. Motion to adopt.

11.

RESOLUTION NO. 7137.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, DESIGNATING THE LOS ANGELES COUNTY DEPARTMENT OF PUBLIC HEALTH (“DPH”) AS THE LOCAL ENFORCEMENT AGENCY FOR SOLID WASTE CONTROL. Motion to adopt.

12.

RESOLUTION NO. 7141.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ESTABLISHING AN ON-STREET PARKING SPACE AT 5442 W. 142ND PLACE FOR THE EXCLUSIVE USE OF PHYSICALLY HANDICAPPED PERSONS. Motion to adopt.

13.

RESOLUTION NO. 7142.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AUTHORIZING THE SUBMITTAL OF AN APPLICATION, ACCEPTANCE OF AN ALLOCATION OF FUNDS AND EXECUTION OF A GRANT AGREEMENT WITH THE CALIFORNIA

DEPARTMENT OF TRANSPORTATION, FOR AN AIRPORT IMPROVEMENT PROGRAM (AIP) MATCHING GRANT. Motion to adopt.

14.

RESOLUTION NO. 7138.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT FOR THE OCEAN PARK VILLAGE SPECIFIC PLAN PROJECT, MAKING FINDINGS OF FACT PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS AND ADOPTING A MITIGATION MONITORING PROGRAM. Motion to adopt.

14.a

RESOLUTION NO. 7139.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING GENERAL PLAN AMENDMENT NO. 2007GP02, AN APPLICATION BY CHARLES COMPANY, M&A GABAEE, AND TOYON, LLC, TO CHANGE THE LAND USE DESIGNATION FROM GC (GENERAL COMMERCIAL) TO MU (MIXED USE) FOR APPROXIMATELY 25 ACRES OF PROPERTY BOUNDED BY HAWTHORNE BOULEVARD TO THE WEST, 120TH STREET TO THE NORTH, BIRCH AVENUE TO THE EAST, AND PRIVATE PROPERTY TO THE SOUTH, RELATING TO THE OCEAN PARK VILLAGE SPECIFIC PLAN PROJECT, AND MAKING FINDINGS IN SUPPORT THEREOF. Motion to adopt.

14.b

RESOLUTION NO. 7140.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING THE OCEAN PARK VILLAGE SPECIFIC PLAN (SPECIFIC PLAN NO. 2006SP03), AN APPLICATION BY CHARLES COMPANY, M&A GABAEE, AND TOYON, LLC, RELATING TO APPROXIMATELY 25 ACRES OF PROPERTY BOUNDED BY HAWTHORNE BOULEVARD TO THE WEST, 120TH STREET TO THE NORTH, BIRCH AVENUE TO THE EAST, AND PRIVATE PROPERTY TO THE SOUTH, AND MAKING FINDINGS IN SUPPORT THEREOF. Motion to adopt.

14.c

ORDINANCE NO. 1909. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING CHANGE OF ZONE NO. 2006CZ06 AND ZONE CODE AMENDMENT NO. 2006ZA04, APPLICATIONS BY CHARLES COMPANY, M&A GABAEE, AND TOYON, LLC, TO AMEND THE HAWTHORNE ZONING ORDINANCE TO REFER TO THE OCEAN PARK VILLAGE SPECIFIC PLAN AS THE APPLICABLE LAND USE DOCUMENT FOR APPROXIMATELY 25 ACRES OF PROPERTY BOUNDED BY HAWTHORNE BOULEVARD TO THE WEST, 120TH STREET TO THE NORTH, BIRCH AVENUE TO THE EAST, AND PRIVATE PROPERTY TO THE SOUTH, TO AMEND THE ZONING MAP FROM C-3 (GENERAL COMMERCIAL), TO OPVSP (OCEAN PARK VILLAGE SPECIFIC PLAN) FOR THE SAME PROPERTY, AND MAKING FINDINGS IN SUPPORT THEREOF. Motion to Introduce.

15.

ORDINANCE NO. 1903. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING CHAPTER 2 AND CHAPTER 5 OF THE HAWTHORNE MUNICIPAL CODE REPLACING THE TERM "BUSINESS LICENSE SUPERVISOR" WITH "DIRECTOR OF LICENSING AND CODE ENFORCEMENT." Motion to Introduce.

16.

ORDINANCE NO. 1905. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AMENDING CHAPTER 6 OF THE HAWTHORNE MUNICIPAL CODE REPLACING THE TERM "CHIEF OF POLICE" WITH "DIRECTOR OF LICENSING AND CODE ENFORCEMENT" & AMENDING SECTION 6.04.081 RE: POWERS & IMMUNITIES OF BUREAU OF ANIMAL SERVICES." Motion to Introduce.

17.

ORDINANCE NO. 1907. (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING ZONE CODE AMENDMENT NO. 2007ZA11 AND CHANGE OF ZONE NO. 2007CZ01, CITY INITIATED APPLICATIONS, TO AMEND TITLE 17 OF THE HAWTHORNE MUNICIPAL CODE (ZONING CODE) ADDING CHAPTER 17.22A AIRPORT MASTER PLAN AS THE APPLICABLE LAND USE DOCUMENT FOR JACK NORTHROP FIELD – HAWTHORNE MUNICIPAL AIRPORT, APPROXIMATELY 80 ACRES OF LAND BOUNDED BY CRENSHAW BOULEVARD ON THE EAST, PRAIRIE AVENUE ON THE WEST, WEST 120TH STREET ON THE NORTH, AND CENTURY BUSINESS CENTER ON THE SOUTH, AND TO AMEND THE ZONING MAP FROM M-2 (HEAVY INDUSTRIAL) TO AMP (AIRPORT MASTER PLAN) FOR THE SAME PROPERTY. Motion to adopt.

CITY MANAGER'S CONSENT CALENDAR

18.

Staff is seeking City Council's authorization to issue Purchase Orders for purchase of certain equipment and/or services – purchase of a patrol vehicle for the police department and a closed circuit TV security system for city hall.

RECOMMENDATION: That the City Council authorize the City Manager to issue the Purchase Orders.

19.

Section 130 Grade Crossing Improvement Program on Inglewood Avenue for the amount of $116,203.00.

RECOMMENDATION: That the City Council approve proposed service contract No. 75LX074, CPUC No. 001BBF-498.02, Federal No. 760602M and authorize the Public Works Director to execute it on behalf of the city.

20.

Speed humps construction on Kornblum Avenue between 133rd Street and 135th Street.

RECOMMENDATION: That the City Council approve Installation of speed humps on Kornblum Avenue between 133rd Street to 135th Street.

21.

Speed humps construction on 134th Street between Inglewood Avenue to Ramona Avenue and on 137th Street between Ramona Avenue to Hawthorne Boulevard.

RECOMMENDATION: That the City Council approve installation of speed humps on 134th Street between Inglewood Avenue to Ramona Avenue and on 137th Street between Ramona Avenue to Hawthorne Boulevard.

22.

The Federal Aviation Administration ("FAA") is requesting a one-year holdover period for the expiring lease for the Hawthorne Air Traffic Control Tower (Hawthorne ATCT – DTFA08-82-L-10304) to allow time to negotiate terms of new lease.

RECOMMENDATION: That the City Council approve one-year lease holdover agreement with the FAA pertaining to the Air Traffic Control Tower (Hawthorne ATCT-DTFA08-82-L-10304) and authorize Mayor and/or City Manager to execute holdover agreement.

23.

Lease Agreement between City and Vought Aircraft Industries, Inc.

RECOMMENDATION: That the City Council approve Lease Agreement between City of Hawthorne and Vought Aircraft Industries, Inc.

24.

Award of Contract for 2007 Street Improvement Project (Project #07-03) Federal #STPL-5253 (10) to All American Asphalt of Corona, Ca.

RECOMMENDATION: That the City Council accept the bid and award the contract to the lowest responsive and responsible bidder. All American Asphalt of Corona, Ca.

25.

Hawthorne Municipal Pool Renovation – 12501 Inglewood Avenue, Hawthorne, Ca (Project #06-01) – Out to Bid – Rebid.

RECOMMENDATION: That the City Council reject the bid received on September 11, 2007 and approve the revised Plans and Specifications and authorize the project to be advertised for bids with a return date of October 23, 2007.

CITY ATTORNEY'S CONSENT CALENDAR

26.

Claim of Richard Prentice alleging violation of MOU between City of Hawthorne and the Hawthorne Police Officers Association regarding retirement medical coverage for spouse.

RECOMMENDATION: That the City Council Approve claim subject to a settlement agreement/release of claims in a form acceptable to the City Attorney.

Optional Closed Session – Conference with Legal Counsel – Anticipated Litigation, Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 (One potential case - Claim of Richard Prentice, 53-07)

27.

Claim of Alrick Williams alleging property damage and missing property during execution of a search warrant of Claimant's apartment and Claimant's subsequent arrest. Claimant also alleges psychological distress and monetary loss.

RECOMMENDATION: That the City Council Deny claim.

28.

Legal Retention Agreement with Byrne & Nixon LLP re: Law Enforcement Inquiry relating to District Attorney investigation to replace the firm of Proskaur Rose.

RECOMMENDATION: That the City Council approve Legal Retention Agreement with Byrne & Nixon and authorize Mayor & or City Manager to execute Agreement.

Reconvene community Redevelopment Agency. Reconvene Parking Authority. Reconvene Housing Authority.

COMMUNITY REDEVELOPMENT AGENCY

29.

Approval of Community Redevelopment Agency minutes for the regular meeting of August 28, 2007. Motion to approve minutes.

30.

Adjourn.

PARKING AUTHORITY

31.

Approval of Parking Authority minutes for the regular meeting of August 28, 2007. Motion to approve minutes.

32.

Adjourn.

HOUSING AUTHORITY

33.

Approval of Housing Authority minutes for the regular meeting of August 28, 2007. Motion to approve minutes.

34.

Adjourn.