

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF HAWTHORNE,
CALIFORNIA HELD JANUARY 13, 2009.**

Mayor/Chairman Guidi called the City Council, Community Redevelopment Agency, Parking Authority and Housing 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, Juarez, Lambert, Parsons, Mayor Guidi.
Absent: None.

Civil Service Commissioner Darlene Love gave the evening's invocation. City Treasurer Thierry Lubenec led the Pledge of Allegiance.

Jan Hamilton Lee, CEO of South Bay Family Healthcare, spoke about Healthy Kids Express. Healthy Kids Express, a mobile health van, goes to four different elementary schools in the City of Hawthorne. The schools are Zela Davis, Eucalyptus, York and Jefferson. The mobile health van is 40 feet long, contains two exam rooms, refrigerators and freezers for medications, vaccines and emergency equipment. Healthy Kids Express provides immunizations, well child exams, physicals and care for sick children if the kids come to school and are sick. It is staffed by a pediatrician, a medical assistant and an all purpose driver who is also trained as a certified application assister to help kids and families sign up for medical, healthy families or an appropriate program. Ms. Lee acknowledged how great a partner the Hawthorne School District has been in general and Steve Tabor in particular with this outreach program.

Neslie Marine, a 21 year old college student, along with Alex Marine, Tracy Alvarez and Daisy Alvarez have joined the non-profit organization "Invisible Children" in their "School for Schools" campaign to collect as many books as they can to help rebuild schools in Northern Uganda that have been affected by war. They have until January 31st to raise as many books as possible. Anyone who wants to donate books can bring them to City Hall.

Eloi Morales, District Representative from Senator Rod Wright's Office, brought 50 books to go towards the "Schools for Schools" campaign. The books were purchased by Senator Rod Wright.

1.

Under Elected Officials Reports and Recommendations:

Discussion/Action Items:

- Code of Ethics and Conduct (Parsons)

Councilmember Parsons explained that California has a lot of laws that control or dictate elected official's behavior. These ethic laws are the minimum that elected officials have to comply with so he would like Council to consider creating a local Hawthorne Code of Ethics and Conduct that basically raises the level above what the state law requires. He would like to establish value based ethics rather than rule based ethics which would include more government transparency, prohibiting any gifts to councilmembers and agreeing to treat each other with respect.

Councilmember Parsons moved seconded by Councilmember Parsons to direct the city manager to come back with a framework on how we can develop our own code of ethics and conduct.

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

Mayor **Guidi** made a motion to agendize for the next meeting that the maintenance yard be named "The John J.P. Perello Maintenance Facilities". Reported that we are still having problems with scavengers driving through neighborhoods and going through the trash cans. Thanked City Manager Jag Pathirana and Police Chief Michael Heffner for putting together a team to issue tickets in front of the schools to those who violate the five minute parking. Met with the brokers of the Levitz building and reported that the building is not in escrow nor is a grocery store or restaurant coming to that site in the near future. The building is actually up for sale. Thanked Darlene Love, Yvette Johnson, Rosalinda Martinez and Manuel & Herminia Balboa for the food drive held in conjunction with Il Fornaio Restaurant. The food drive

collected seven shopping carts full of can goods. Congratulated the police department for catching the tagger that has been destroying Memorial Park. Proposed starting a minimal inspection fee in order to learn more on the type of prospective businesses coming into the city. Thanked Code Enforcement, Licensing and Code Enforcement Director Lisa Miller and Public Works Superintendant Rick Carver for the inspection of 20 properties in Northeast Hawthorne which resulted in 18 citations. Announced that the American Red Cross will be holding a blood drive at city hall on January 15th from 9am to 3pm. Suggested some proposals for the budget shortfall in Sacramento such as pink slips for all the legislators or a full page ad in the newspaper stating how we feel. While attending a meeting with HAX personnel, noticed that there were no parking signs on Jack Northrop Ave. and inquired on why this was happening. Arnie Shadbehr replied that they had only replaced existing signs which prohibited parking on Northrop Ave. Mayor Guidi asked for a solution to this situation as this street is needed for parking, especially when special events are held in the area. City staff was directed to agendaize this issue for the next council meeting.

Councilmember **Juarez** acknowledged the Italian Club for taking care of and maintaining the bocce courts at Memorial Park. Announced that the 51st Assembly District Health Sub-Committee will be holding a canned food drive from January 20th – March 30th. Food can be dropped off at the Vasek Polak Health Clinic, the New Journey Ministries and the AYSO National Support Center. Attended the memorial service for J.P. Perello. Attended a program put together by the Chamber of Commerce about bridging the gap between the U.S. Postal service and the postal community. Congratulated Commissioner Ammar Kahf and his wife on the birth of their daughter. Announced that teacher Joseph Carpenter from the Hawthorne Math & Science Academy was named Outstanding Educator by the Illinois Institute of Technology. Mr. Carpenter was nominated by one of his students. Hawthorne Math & Science Academy and Jefferson Elementary School were both named the State of California Title 1 Academic Achievement Award. Introduced Lani Emmich, the new Finance Manager. Thanked SBWIB Executive Director Jan Vogel for sending the Workforce Investment Annual Report where the rate of return was over 200%. Thanked Public Works Director Arnie Shadbehr for publishing parts of “One Person’s Trash” in Spanish. There will be Toxic Household Hazardous Waste and E-Waste Roundup on February 14th at the Memorial Center from 9am to 3pm. Reminded everyone that they have until February 17th to get a convertor box if they don’t have digital TV. The 2009 City of Hawthorne Youth Basketball Spring League will be kicking off on March 2nd. Anyone interested can register at the Memorial Center. Senator Rod Wright’s office is looking for nominations for the 2009 Woman of the Year award. Supervisor Mark Ridley-Thomas will be having the 2009 Annual Budget Summit on Saturday, January 31st from 9am to 12pm at the Memorial Center.

Councilmember **Lambert** thanked everyone for their cards and good wishes during her illness. Wished everyone a belated good new year.

Councilmember **Parsons** announced that the Los Angeles County Fire Dept. will be offering C.E.R.T training (Community Emergency Response Team). C.E.R.T. training teaches you how to take care of your family and neighbors during those first critical hours after a major disaster. Training will be held at the Memorial Center on March 28th, April 4th and April 11th from 9am to 4:30pm. For information or to sign up, call 310-349-2904. Got the chance to go out to the Hangar Athletic Xchange, which is an old hangar at the Hawthorne Airport that has been converted into a first class gym.

City Treasurer **Lubenec** wished everyone a belated new year’s and hopes everyone is prepared as we expect to bounce back eventually. Thanked Council and city staff for this past year for keeping the city running.

City Clerk **English** expressed her condolences to J.P.’s family. Attended the grand opening of the U.S. Census office in Long Beach and stated that the census office is current hiring.

2.

Under oral communications, **Jim Matthews**, 5250 Wiseburn, asked for city assistance in asking Caltrans to build another sound wall on the southbound side of the 405 freeway from El Segundo Boulevard to Rosecrans. He also thanked Lisa Miller for the quick graffiti removal in Holly Glen. **Alex Monteiro** thanked City Manager Jag Pathirana, Public Works Director Arnie Shadbehr and Public Works Superintendent Rick Carver for all the help they gave him in delivering Christmas baskets. He also thanked sponsors and volunteers Chevron, SpaceX, VFW Post #2075, Plumbing Depot, Darlene Love, Yvette Johnson, Behavioral Health Services, Hawthorne Presidents Council, Hawthorne Women’s Club, Hawthorne Lion’s Club and the Terminal Island Marine Corp. Asked that the City Council vote to amend the contract on agenda item no. 12 and vote yes. **Kyle Orleman**, 5237 Wiseburn, thanked the City for its

prompt response on a graffiti issue. **Alex Vargas**, 11974 York Ave., President of the North Hawthorne Community Association, reported that they had their first charitable event through Richstone Family Center over the Christmas holidays. They collected \$450 to \$500 worth of donations. The group meets the first Monday of every month at St. Joseph Hall at 7pm. **Francis Stiglich**, 11534 Gale Ave., welcomed back Councilmember Catano and wished everyone a Happy New Year. Reported that Hawthorne Math & Science Academy recently placed 70 out of thousands of schools and that she is proud that HMSA is in the City. **Jose Gutierrez**, 2526 W. 118th Pl., welcomed Councilmember Catano back. Announced that the Citizens of Hawthorne Action Team (CHAT) will meet at the Memorial Center from 9:30am to 11:30am on January 24th to address concerns such as graffiti. Their website is wwwhawthornechat.org

3.

Mayor/Chairman 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 Juarez, that the reading of the City Council minutes of the regular meeting of December 9, 2008 be waived and that they be approved and adopted.

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

5.

Councilmember Juarez moved, seconded by Councilmember Lambert, to waive full readings of resolutions and ordinances on January 13, 2009's agenda.

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

6.

The City Clerk Reyes English announced that this was the time and place to publicly receive, open and declare sealed bids for Weed Abatement, Landscape & General Maintenance 3 Year Contract. (Project No. 08-08)

Public Works Department submitted declaration of publication, which was ordered filed. Bidder's bond are required.

THERE WAS 1BID RECEIVED. (ACCOMPANIED BY BIDDER'S BOND)

THE PRICE IS:

Martinez Landscape	\$835,254.00
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Mayor Guidi moved, seconded by Councilmember Lambert, that the bid be referred to staff for study and recommendation.

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

7.

The City Clerk Reyes English announced that this was the time and place for the Public Hearing on Ordinance No. 1939, Zoning Code Amendment No. 2008ZA11 adding requirements for water conserving landscape materials by amending chapters:

- 17.20 [Supplementary Use and Bulk Requirements for All Residential Zones];
- 17.21 [Condominiums—Planned Units—Community Projects—Stock Cooperative Projects];
- 17.24 [Urban Open Space Classification];

17.25 [C-1 Freeway Commercial/Mixed Use Classification];
17.26 [C-2 Local Commercial Classification];
17.28 [C-3 General Commercial Classification];
17.30 [M-P Industrial Park Classification];
17.32 [M-1 Limited Industrial Classification];
17.34 [M-2 Heavy Industrial Classification];
17.58 [Off-Street Parking];
17.68 [Apartment Conversion Projects];
17.86 [Trucking Intensive Overlay Zone];
and adding Appendix A

Planning Department's declaration publication filed. No written communications were received. Call for Planning Director presentation.

Mayor Guidi called for public comments.

No one expressed a desire to speak on this topic.

ORDINANCE NO. 1939. (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA RELATED TO LANDSCAPING REQUIREMENTS, APPROVING A CATEGORICAL EXEMPTION UNDER CEQA AND APPROVING ZONING TEXT AMENDMENT NO. 2008ZA11, ADDING REQUIREMENTS FOR WATER CONSERVING LANDSCAPE MATERIALS, BY AMENDING TITLE 17 (ZONING) OF THE HAWTHORNE MUNICIPAL CODE AMENDING CHAPTERS:

17.20 [SUPPLEMENTARY USE AND BULK REQUIREMENTS FOR ALL RESIDENTIAL ZONES];
17.21[CONDOMINIUMS—PLANNED UNITS—COMMUNITY PROJECTS—STOCK COOPERATIVE PROJECTS];
17.24 [URBAN OPEN SPACE CLASSIFICATION];
17.25 [C-1 FREEWAY COMMERCIAL/MIXED USE CLASSIFICATION];
17.26 [C-2 LOCAL COMMERCIAL CLASSIFICATION];
17.28 [C-3 GENERAL COMMERCIAL CLASSIFICATION];
17.30 [M-P INDUSTRIAL PARK CLASSIFICATION];
17.32 [M-1 LIMITED INDUSTRIAL CLASSIFICATION];
17.34 [M-2 HEAVY INDUSTRIAL CLASSIFICATION];
17.58 [OFF-STREET PARKING];
17.68 [APARTMENT CONVERSION PROJECTS];
17.86 [TRUCKING INTENSIVE OVERLAY ZONE];
AND ADDING APPENDIX A.
Motion to Introduce.

Ordinance No. 1939 was introduced by title only by Councilmember Juarez.

8.

The City Treasurer submitted a financial statement regarding warrants.

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

Warrants Nos.: 189738-189856 ; 393293-393323

Warrant Totals: \$ 2,577,933.90 ; \$ 4,869,227.27

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

9.

RESOLUTION NO. 7231

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA DECLARING THE CITY’S SUPPORT OF AN ENERGY PARTNERSHIP BETWEEN SOUTHERN CALIFORNIA EDISON (“SCE”) AND THE SOUTH BAY CITIES COUNCIL OF GOVERNMENTS [“SBCCOG”].

Mayor Guidi moved, seconded by Councilmember Juarez, that Resolution No. 7231 be approved and adopted.

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

10.

RESOLUTION NO. 7232

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING A CERTIFICATE OF ACCEPTANCE WHICH WILL BE ATTACHED TO THE CRENSHAW BOULEVARD AND 120TH STREET REAL PROPERTY CONVEYANCE DOCUMENTS FROM THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT TO THE CITY OF HAWTHORNE PURSUANT TO GOVERNMENT CODE SECTION 27281.

Mayor Guidi moved, seconded by Councilmember Juarez, that Resolution No. 7232 be approved and adopted.

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

11.

ORDINANCE NO. 1924 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ADDING SECTIONS 2.24.115 AND 2.24.116 TO THE HAWTHORNE MUNICIPAL CODE RELATING TO FEE & DEPOSIT EXEMPTIONS FOR CITY AND OTHER GOVERNMENT SPONSORED ACTIVITIES AND FEE EXEMPTION CRITERIA FOR NON-PROFIT GROUPS THAT ARE APPLYING FOR PERMITS TO USE CITY OF HAWTHORNE MEMORIAL CENTER FACILITIES.

Ordinance No. 1924 was introduced by title only by Councilmember Parsons.

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

12.

Approve Amendment to the Agreement with Moneta Gardens Improvement Inc for use of HOME funds, changing the Statement of Work from ECHO units to acquisition and rehabilitation of an existing apartment building, under Annual Action Plan for Program year 2008, July 1, 2008 to June 30, 2009. The approval authorizes the Mayor or City Manager to execute the amended Agreement and any subsequent amendments thereto.

13.

Award of Contract for the 2008 City –Wide Concrete Improvement Project (Project # 08-06) to Martinez Landscape Co., Inc, of Sylmar, Ca.

14.

Approve to Appoint New Members to the South Bay Workforce Investment Board (1) Mr. Eric Jackson (2) Mr. Jesse Hood; and (3) Mr. Jim Smith.

Mayor Guidi moved, seconded by Councilmember Parsons, that item 12, 13 and 14 of the City Manager's consent calendar be approved.

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

The City Attorney, Glen Shishido, presented the following agenda and requested approval of the indicated recommendation:

15.

The Acting City Attorney, Russell Miyahira, recommended that the claim filed on behalf of Margaret Wilson alleges the City created a dangerous condition of property in that she slipped and fell in the city parking lot behind 12711 Hawthorne Boulevard be denied in its entirety.

Councilmember Juarez moved, seconded by Mayor Guidi, that the claim filed on behalf of Margaret Wilson alleges the City created a dangerous condition of property in that she slipped and fell in the city parking lot behind 12711 Hawthorne Boulevard be denied in its entirety.

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

16.

The Acting City Attorney, Russell Miyahira, recommended that the claim filed on behalf of Angel Gonzalez alleges a Hawthorne Police vehicle rear ended his vehicle near the intersection of El Segundo Boulevard and Kornblum Avenue in the City of Hawthorne allegedly causing Claimant property and personal injury damages be denied in its entirety.

Councilmember Juarez moved, seconded by Mayor Guidi that the claim file on behalf of Angel Gonzalez alleges a Hawthorne Police vehicle rear ended his vehicle near the intersection of El Segundo Boulevard and Kornblum Avenue in the City of Hawthorne allegedly causing Claimant property and personal injury damages be denied in its entirety.

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

17.

Mayor Guidi adjourned the meeting at 7:30 p.m in the memory of John J.P. Perello, Emilio Segura and Roberta Gates.

Angie Reyes English
City Clerk