MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA HELD NOVEMBER 10, 2009.

Mayor 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.

Phil Cookes from South Bay Celebration Church gave the evening's invocation. will give the invocation tonight. Francis Stiglich led the Pledge of Allegiance.

1.

Under oral communications **Darlene Love**, 2003 W. 116th St., hopes that the new Council will not be divided. Thanked everyone who came out to vote. **Mohammad Farooqui** said that the director of planning was not telling the truth about the situation at his business regarding the parking arrangement and whether cars were blocking the back door of his business. Mayor Guidi said that it is a civil issue between him and his landlord and that Farooqui should have his attorney marshal together the necessary documents to file his Complaint. **Dennis Floyd** addressed concerns regarding the last election where they were directed to go to 11604 Prairie to vote but were refused entrance once they got there and ended up voting on a table on Prairie. Was disappointed in the number of voters that turned out to vote. **Francis Stiglich** congratulated all those who won. Did not appreciate dirty political flyers that were sent out. Disappointed with the low voter turn out. **Ronnie Manson** stated that even though he has moved out of Hawthorne, he will still help out in Hawthorne. Reported on two incidents on Hawthorne Blvd. where he was almost run-over. **Nilo Michelin**, Hawthorne School Board, thanked all the Hawthorne voters for their support. Since state budget cuts are coming, feels it is important that we work together so that the cuts don't affect the school district or the city. Invited everyone to attend Hawthorne Math and Science Academy for the dedication of a new building on Thursday at 5pm. **Alex Vargas**, 11974 York Ave., stated that he is looking forward to working with the Mayor and Council and doing great things for the City of Hawthorne. Expressed concern over the possibility of the senior center losing its nutritional program and asked if the city could do something to help. **Alex Monteiro**, 12413 Ramona Ave., congratulated the winners of the election and thanked everyone who voted for him. He will continue to work in the city for the people who are economically challenged. Wished Councilmembers Parsons and Catano a happy retirement from Council. Still needs 120 turkeys to donate to needy families by November 23rd.

2.

Elected Officials Reports and Recommendations:

Councilmember **Parsons** congratulated the new elected officials. Congratulated Chief Heffner on having 102 officers. Inquired if the City has an ordinance like the one that the City of LA recently passed requiring anti graffiti coating on new developments. Thanked city staff for helping to organize the 2nd LA County Fire Dept. C.E.R.T. class which was held November 7th with 30 residents participating.

Councilmember **Lambert** announced that because of unforeseen things in the future up until December or so, she will have to cancel the estate sale, but will bring it back in the future. Warned residents that people have been knocking on doors and then disappearing when you start to open the door and suggested looking out your window to see who it is. If it is someone you do not recognize you may want to call the police. Was very hurt and disappointed that someone put out flyers that destroy people's reputations during the recent election period.

Councilmember **Juarez** congratulated the municipal and school board winners of the recent election. Congratulated the Hawthorne School District for eliminating a number of portable classrooms and replacing them with two new buildings. Thanked the Islamic Center of Hawthorne for their invitation to their banquet this past weekend. Commended city employee Peggy Holt for her efforts in decorating the IT department for Halloween. Attended the first workshop for the renovation of Bicentennial Park and was impressed by the Environmental High School kid's ideas for the park. There will be a 3rd meeting on

November 19th from 6pm to 8pm at All Saints Church on 132nd and Doty; everyone is encouraged to attend. Announced that 9 to 5 Seating would like to come to the city but they have asked for a waiver of impact development fees. Councilmember Juarez proposed that they pay the fee, with the anticipation that the consultant who is studying the fees will come back with a much lower fee. If that is the case, we would then refund the developer the difference.

Mayor **Guidi** congratulated everyone for participating in the elections. Commended Chief Heffner for the video cams on the motor officer's helmets. This will help prevent unnecessary complaints. Invited everyone to attend a memorial service in honor of Veterans Day at the VFW tomorrow at 11:00am.

Discussion/Action Items:

- City sponsorship of estate sale to benefit the Lions and Leos Clubs of Hawthorne (Lambert)

Councilmember Lambert asked that Council join her in the City sponsorship for the estate sale that benefits the Leos and the Lions. The city would just sponsor it by name, not as a monetary sponsor. t.

Councilmember Lambert moved, seconded by Mayor Guidi to sponsor the estate sale that benefits the Leos and the Lions.

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

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 Lambert, that the reading of the City Council minutes of the regular meeting of October 13, 2009 and the regular meeting of October 27, 2009 be waived and that they be approved and adopted.

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

5.

Mayor Guidi moved, seconded by Councilmember Lambert, to waive full readings of resolutions and ordinances on November 10, 2009's agenda.

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

6.

The City Treasurer submitted a financial statement regarding warrants.

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

Warrants Nos.: 190114-190121 ; 404618-404884

Warrant Totals: $794,479.97 : $ 2,281,394.44

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

7.

Approve Treasurer's Investment Report for quarter ended September 30, 2009.

Mayor Guidi moved, seconded by Councilmember Lambert, that the Investment Report be approved.

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

RESOLUTIONS

8.

RESOLUTION NO. 7287

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING A THIRD AMENDMENT TO AGREEMENT FOR PURCHASE AND SALE OF REAL PROPERTY [APN 4055-021-901, APN 4048-004-915 AND APN 4055-008-901] AND ESCROW INSTRUCTIONS BY AND BETWEEN THE CITY OF HAWTHORNE ("SELLER") AND CITY OF HAWTHORNE PROPERTY, LLC ("BUYER").

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 7287 be approved and adopted.

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

9.

RESOLUTION NO. 7288

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING A THROUGH-THE-FENCE AGREEMENT BETWEEN THE CITY OF HAWTHORNE AND HAWTHORNE HANGAR OPERATIONS, LLC ("HHO").

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 7288 be approved and adopted.

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

10.

RESOLUTION NO. 7290

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA ACKNOWLEDGING AND COMMENDING THE WATER REPLENISHMENT DISTRICT OF SOUTHERN CALIFORNIA ON THE OCCASION OF IT'S 50TH ANNIVERSARY.

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 7290 be approved and adopted.

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

PUBLIC HEARINGS

11.

The City Clerk Reyes English announced that this was the time and place for the Public Hearing on Resolution No. 7286, "A Resolution of the City Council of the City of Hawthorne, California Adopting and Establishing Application Processing Fees Pertaining to Conditional Use Permits for Nonconforming Parking in the C-2 Zone in compliance with Section 17.38.210 C of the HMC".

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.

RESOLUTION NO. 7286

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA ADOPTING AND ESTABLISHING APPLICATION PROCESSING FEES FOR CONDITIONAL USE PERMITS FOR NONCONFORMING PARKING IN THE C-2 ZONE, IN COMPLIANCE WITH SECTION 17.38.210 C. (8) OF THE HAWTHORNE MUNICIPAL CODE.

Mayor Guidi moved, seconded by Councilmember Parsons, that Resolution No. 7286 be approved and adopted.

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

NOES: None.

12.

The City Clerk Reyes English announced that this was the time and place for the Public Hearing on Resolution No. 7289, General Plan Amendment No. 2009GP03, changing the land use designation from GC (General Commercial) to MDR (Medium-Density Residential) and Ordinance No. 1961, Change of Zone No. 2009CZ02, changing the zoning from C-3 (General Commercial) to R-2 (Medium Density Residential) on the property located at 3937 W. 119th Place (APN 4048-012-072) in the City of Hawthorne.

Planning Department's declaration publication filed. No written communications were received.

Mayor Guidi called for public comments.

No one expressed a desire to speak on this topic.

RESOLUTION NO. 7289

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA ADOPTING AN AMENDMENT TO THE HAWTHORNE GENERAL PLAN (2009GP03) RELATED TO THE PROPERTY AT 3937 W. 119TH PLACE (APN 4048-012-072) IN THE CITY OF HAWTHORNE AND MAKING FINDINGS IN SUPPORT THEREOF.

Councilmember Lambert moved, seconded by Councilmember Parsons, that Resolution No. 7289 be approved and adopted.

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

NOES: None. ABSTAIN: Councilmember Juarez.

ORDINANCE NO. 1961. (1ST Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING CHANGE OF ZONE APPLICATION NO. 2009CZ02, A REQUEST BY MR. IKE MBELU, ON BEHALF OF MR. ALI AWAD (PROPERTY OWNER), TO CHANGE THE ZONING OF

THE PROPERTY LOCATED AT 3937 W. 119TH PLACE (APN 4048-012-072) IN THE CITY OF HAWTHORNE AND MAKING FINDINGS IN SUPPORT THEREOF.

Ordinance No. 1961 was introduced by title only by Councilmember Lambert.

13.

The City Clerk Reyes English announced that this was the time and place for the Public Hearing on Ordinance No. 1953 [2009ZA07], a City-initiated application to amend Hawthorne Municipal Code § 17.20.100 which will require single-family detached dwelling units to comply with the landscaping requirement of Chapter 17.20.

Planning Department's declaration publication filed. No written communications were received. Call for oral comments.

Mayor Guidi called for public comments.

No one expressed a desire to speak on this topic.

ORDINANCE NO. 1953. (1ST Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING ZONE TEXT AMENDMENT NO. 2009ZA07 AND AMENDING HAWTHORNE MUNICIPAL CODE SECTION 17.20.100 AND APPROVING A CATEGORICAL EXEMPTION UNDER CEQA.

Ordinance No. 1953 was introduced by title only by Councilmember Parsons.

14.

The City Clerk Reyes English announced that this was the time and place for the Public Hearing on Ordinance No. 1959 Zoning Code Amendment No. 2009ZA04, an amendment to Title 17 (Zoning) of the Hawthorne Municipal Code, amending Chapter 17.06 Administration, Interpretation, Enforcement and deleting Sections 17.02.030 [Appeals], 17.02.040 [Call for review], 17.04.073 [Appeals], 17.40.115 [Call for review], 17.40.120 [New evidence requires rehearing], 17.40.130 [rehearing in lieu of appeal], 17.40.140 [Transmission of commission record], 17.40.190 [Appeals from administrative decision – Planning Commission Action], 17.40.200 [Appeals from administrative decision – Time limit for filing], 17.40.210 [Appeals from administrative decision – Hearing], 17.40.220 [Planning commission decision – Appeal to council], 17.41.070 [Notice of determination], and 17.41.080 [Appeal of determination].

Planning Department's declaration publication filed. No written communications were received. Call for oral comments.

Mayor Guidi called for public comments.

No one expressed a desire to speak on this topic.

ORDINANCE NO. 1959. (1ST Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING ZONING TEXT AMENDMENT NO. 2009ZA04, AMENDING HAWTHORNE MUNICIPAL CODE CHAPTER 17.06 ADMINISTRATION, INTERPRETATION, ENFORCEMENT AND DELETING THE FOLLOWING SECTIONS 17.02.030 [APPEALS], 17.02.040 [CALL FOR REVIEW], 17.04.073 [APPEALS], 17.40.115 [CALL FOR REVIEW], 17.40.120 [NEW EVIDENCE REQUIRES REHEARING], 17.40.130 [REHEARING IN LIEU OF APPEAL], 17.40.140 [TRANSMISSION OF COMMISSION RECORD], 17.40.190 [APPEALS FROM ADMINISTRATIVE DECISION – PLANNING COMMISSION ACTION], 17.40.200 [APPEALS FROM ADMINISTRATIVE DECISION – TIME LIMIT FOR FILING], 17.40.210 [APPEALS FROM ADMINISTRATIVE DECISION – HEARING], 17.40.220 [PLANNING COMMISSION DECISION – APPEAL TO COUNCIL], 17.41.070 [NOTICE OF DETERMINATION], AND 17.41.080 [APPEAL OF DETERMINATION].

Ordinance No. 1959 was introduced by title only by Mayor Guidi.

15.

The City Clerk Reyes English announced that this was the time and place for the Public Hearing on Ordinance No. 1960 Zoning Code Amendment No. 2009ZA08, an amendment to Title 17 (Zoning) of the Hawthorne Municipal Code, amending Section 17.58.040 G [Off Street Parking, Development Design and Improvement Standards] pertaining to accessible handicapped stalls.

Planning Department's declaration publication filed. No written communications were received. Call for oral comments.

Mayor Guidi called for public comments.

No one expressed a desire to speak on this topic.

ORDINANCE NO. 1960. (1ST Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING A NOTICE OF EXEMPTION UNDER CEQA AND ZONING CODE AMENDMENT 2009ZA08 AMENDING HAWTHORNE MUNICIPAL CODE SECTION 17.58.040 PERTAINING TO ACCESSIBLE HANDICAPPED PARKING STALLS. Motion to Introduce.

Ordinance No. 1960 was introduced by title only by Councilmember Juarez.

ORDINANCES

16.

ORDINANCE NO. 1949. (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AMENDING CHAPTER 10.87 OF THE HAWTHORNE MUNICIPAL CODE TO PROHIBIT THE USE OR OCCUPANCY OF MOBILE LIVING UNITS FOR SLEEPING PURPOSES EXCEPT IN MOBILE HOME PARKS OR SIMILAR TRAILERS PARKS.

Mayor Guidi moved, seconded by Councilmember Lambert, that Ordinance No. 1949 be approved and adopted.

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

17.

ORDINANCE NO. 1958. (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AMENDING CHAPTER 9.32 OF THE HAWTHORNE MUNICIPAL CODE RELATING TO REGULATION OF HANDBILL DISTRIBUTION.

Mayor Guidi moved, seconded by Councilmember Juarez, that Ordinance No. 1958 be approved and adopted.

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

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

18.

Approve to issue Purchase Order to diesel retrofit 3 heavy duty vehicles for the Public Works Department and authorize the City Manager to issue the purchase order.

19.

Approve to issue Purchase Order to acquire a Lenco Bearcat Tactical Armored Vehicle for the Police Department and authorize the City Manager to issue the purchase order. .

20.

Approve Third Amendment Covenant and Agreement to Hold Property as One Parcel – 4160 El Segundo Boulevard (2 parcels) and 12819 Jefferson Avenue. Such approval includes authorizing the City Manager to sign the Third Amendment.

Mayor Guidi moved, seconded by Councilmember Lambert that items No. 18 through 20 of the City Manager's consent calendar be approved.

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

21.

Mayor Guidi adjourned the meeting at 8:55 p.m. in the memory of Dennis Griffith.

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Angie Reyes English
City Clerk