

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF HAWTHORNE,
CALIFORNIA HELD JANUARY 26, 2010.**

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 English, Juarez, Lambert, Vargas, Mayor Guidi.
Absent: None.

Civil Service Commissioner Darlene Love gave the evening's invocation. Pat Carey led the Pledge of Allegiance.

Charlie Sardou, Chief Communications Officer of the Los Angeles Chapter of the Red Cross, gave an update on the relief effort for Haiti. As of now, the Red Cross has raised \$154 million specifically for Haitian relief. So far, \$34 million of this money has been spent on basic supplies, but they are looking at four to five year relief effort. Donations of \$10 can be made by texting 90999. You can also call 1-800 Red Cross or donate by going online to www.redcross.org.

Patricia Donaldson, President and CEO of the Hawthorne Chamber of Commerce, gave an update on Chamber activities. New projects for the Chamber include the addition of the Hawthorne Hispanic Chamber of Commerce and the Young Professionals. Mayor Guidi recognized the Chamber for receiving the SPC Best of Business Award for 2009.

Mark Hardison, Assistant Director of Recreation and Community Services, gave a status update on the Bicentennial Park Improvement project. The funding that they will be seeking for this project is from Proposition 84, the Statewide Park and Development Act of 2008. Applications for the first funding cycle will be due in March and if the City is successful, they will be notified in the fall. The minimum grant amount is \$100,000 and the maximum is \$5 million. No general fund money will be needed as there is no funding match required for this grant. The grant basically provides monies on a competitive basis for either the creation of a new park or to rehab an existing park. The City is proposing the development of a Grant Application for Bicentennial Park in partnership with the Trust for Public Land and From Lot to Spot.

Councilmember Juarez presented a Proclamation to Steven Henderson, a volunteer with the American Heart Association. The Proclamation is in recognition of the importance of the ongoing fight against heart disease and stroke. In order to bring awareness to these diseases, Friday, February 5th has been designated as "National Wear Red Day" in the City of Hawthorne".

Gary Martin from Independent Cities Risk Management Authority presented an insurance dividend to the City for \$267,890. ICRMA does actuarial evaluations of what expected losses should be for cities and if members together do a better job at controlling their risks and controlling their losses, money is returned back to the cities for their general fund use. Mr. Martin also presented the "Risk Management Award of Excellence" to the Risk Management Department and Risk Manager Dennis Hernandez for the City of Hawthorne. This award recognizes cities that have excelled in the training of city staff and the attendance of important board and committee meetings. Mr. Hernandez is also responsible for working with city staff in reducing the five year incidence of liability claims against the City and 100% participation in meetings.

1.

Under oral communications, **Denis Gibbs**, 4480 W. 134th St., commended the city for its Bicentennial Park improvement but was upset that the city cut down a 70 year old tree in front of his church without the property owner being told. Was also not happy with the way the city handled a citation involving an elderly resident under his conservatorship and the way that parking spaces are being diminished near businesses. **Allen Richards**, 13828 Ramona Ave., announced that a former city employee by the name of Gladys Lehman turned 90 on Sunday. Spoke against Ordinance 1963. **Mark Tilford**, 325 Esplanade, Redondo Bch., with The Citizen Legislative Act; Citizens For a Part-Time Legislative, questioned why he was denied access to the upcoming City Council Meet and Greet Service Provider Fair. **Walt Dixon**, 4378 W. 138th St., spoke against Ordinance 1963. **Gordon Mego**, 4535 W. 141st St., spoke on the on the potential redevelopment of the old Hawthorne Plaza mall site and presented a petition with 2,000

signatures to Tom Lao of the Charles Company from people who want to see the site developed. **Warda Khattak**, 1622 E. Palm Ave., El Segundo, on behalf of the Islamic Center of Hawthorne Youth Group, announced that this Saturday, from 8am to 2pm, they will be putting together an auction and yard sale to raise donations for Haiti. **Lucy Ravitch** introduced herself as the new president of the Ramona Neighborhood Association. Announced that if there are any college age students within the Ramona track boundaries, they are planning to make available a \$300 scholarship this year. As the Treasurer for the Ramona Elementary School PTA, thanked everybody who donated shoes. **Alex Monteiro** announced that the Relay for Life that was to take place on April 17th and 18th has now been rescheduled to May 1st and 2nd. The next meeting for the Relay is scheduled for February 8th at the Hawthorne Moose Lodge. The Census 2010 Complete Count committee met and would like to see if the city would like to put a link to the census website on the city webpage. Asked about the possibility of the City sending out letters to businesses and homeowners that would include some type of pamphlet about the census. Fourth and eighth graders from the Hawthorne School District After School Program are creating local posters for the census which will be distributed to local businesses. Volunteer Appreciation Day will be held on April 25th and the K9 dinner will be held on May 20th. **Francis Stiglich** feels the schools should suggest to the parents and students to not buy food from street vendors as it is not very sanitary. Feels that those living in city owned property should not be permitted to smoke. Inquired on how those living in senior housing are chosen. Spoke against Ordinance 1963. **Darlene Love** inquired on what should be done if you feel you are the victim of a foreclosure scam. **Pat Carey** gave an update on events at the airport including playing host to Taylor Swift and the Young Eagles event. **Sean Walsh**, 5444 W. 140th St., thanked the public works director for his quick attention in filling in a pothole. The Hollyglen Homeowners Association will be holding their general meeting at the Cabrillo School multi purpose room tomorrow at 7pm. Extended an invitation to Council to join the Neighborhood Council which is made up of the heads of various neighborhood groups.

2.

Elected Officials Reports and Recommendations:

Discussion/Action Item:

Discussion/Action Items:

- Supporting the Local Taxpayer, Public Safety and Transportation Protection Act of 2010 (Vargas)

This is an effort spearheaded by the League of California Cities to place an initiative on the ballot that will protect city funds from being taken by the state. Even though Proposition 1A was voted into law and was meant to protect our city coffers from being raided by the state, there are still loopholes that allow the state to take our money. This initiative will help strengthen the current protections that we have. Councilmember Vargas asked for concurrence from the Council to direct the City Manager to draft a letter to the League of California Cities in support of the initiative and one to Sacramento asking them to leave our money alone so that we can operate efficiently.

- Term limits (Guidi)

Mayor Guidi stated that if the Council is interested in term limits and campaign reform, it has to go to the vote of the people. The City Clerk and City Attorney would need to confer to get the language started.

- Reinstate Hometown Holiday (Christmas) Parade (Guidi)

Mayor Guidi has received many requests to bring back the parade. The biggest cost to city is employee overtime. Mayor Guidi asked departments to donate their time for the parade.

- Increase public comment period during oral communications to 10 minutes per speaker (Guidi)

Mayor Guidi requested that an ordinance to change oral communications from five minutes to ten be put in the next council agenda

- Policy on hazing (Guidi)

Currently there is no citywide policy on hazing. Mayor Guidi requested that for the next agenda, Council be given some different hazing policies.

Councilmember **Vargas** attended the Farmers Market where he enjoyed the yoga session. He urged everyone to attend the market as it is an opportunity to interact with your neighbors and get healthy foods. Announced that the Hawthorne Math and Science Academy will be holding a blood drive on January 28th from 12pm to 6pm. Thanked Gordon Mego for his efforts in collecting petition signatures to support good ideas for the city. Attended Councilman/Mayor training in Sacramento last week where new ideas and procedures were learned such as having an efficient council meeting and an efficient operation at city hall. Also met with Assemblyman Gil Cedillo with whom he shared ideas about Hawthorne. Is looking forward to meeting the community on Saturday at the Meet and Greet Service Provider Fair.

Councilmember **English** asked for a legal confidential on illegal vending and the current existing ordinances that we have that address this issue. Attended the census open house in Los Angeles and reminded the public on the importance of signing their applications so that we get our fair share. March 15th is the kickoff date when you will start receiving applications in the mail. Would also like to see the census link on the city website. Requested additional information on new laws, assembly bills and senate bills for 2010 to see how they are affecting or benefitting the city and our constituents. Announced that the Da Vinci schools will be having an open house for their new facility, the Northrop Grumman Innovative Lab, from 6pm to 7:30pm. Requested a legal confidential from the city attorney on Ordinance 1965 and an analysis from neighboring cities in regards to the languages that are used in those cities and samples that have been working. Encouraged the community to attend the 1st Annual Service Provider Fair on Saturday.

Councilmember **Lambert** thanked the volunteers who worked at the airport, Pat Carey for his leadership and Walt Dixon for all the walking he did to get everybody on the right planes. Asked that we don't forget to sign the petitions going around to reduce the wages of elected officials.

Councilmember **Juarez** attended the Rotary Club of Hawthorne 8th Annual Salute to Education Luncheon and congratulated all the teachers across the city who received the grants from the Rotary Club. Congratulated Rosalinda Martinez who was inducted as an honorary member of the Rotary. Commented that we did receive the final report from the LA County Election's Office which indicated that no voters were turned away from voting due to the fact that Finance Auto Sales did not allow the poll to open on that property. Questioned on when Council would see the final report regarding a housing program audit. Announced that the 4th Annual Battle of the Badges will be held on February 10th at the police department. This is an opportunity to give blood to the Red Cross. Requested that a code of ethics be agendaized as a discussion/action item for the next meeting.

City Clerk **Huber** announced that disclosure forms, whether elected or non-elected, are due on February 1st. Reported that "Coffee with the Clerk" went well and will be continued.

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 January 12, 2010 be waived and that they be approved and adopted.

ROLL CALL-AYES: Councilmembers English, Juarez, Lambert, Vargas, Mayor Guidi.
NOES: None.

Mayor Guidi moved, seconded by Councilmember Lambert, that the reading of the City Council minutes of the adjourned meeting of January 14, 2010 be waived and that they be approved and adopted.

ROLL CALL-AYES: Councilmembers English, Juarez, Vargas, Mayor Guidi.
NOES: None. ABSTAIN: Councilmember Lambert.

5.

Mayor Guidi moved, seconded by Councilmember Lambert, to waive full readings of resolutions and ordinances on January 26, 2010's agenda.

ROLL CALL-AYES: Councilmembers English, Juarez, Lambert, Vargas, 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.: 190150-190137 : 406830-407610

Warrant Totals: \$785,840.43 ; \$6,356,151.82

ROLL CALL-AYES: Councilmembers English, Juarez, Lambert, Vargas, Mayor Guidi.
NOES: None.

7.

RESOLUTION NO. 7293

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AUTHORIZING THE SUBMITTAL OF GRANT APPLICATIONS TO THE DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY AND THE CALIFORNIA DEPARTMENT OF CONSERVATION.

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 7293 be approved and adopted.

ROLL CALL-AYES: Councilmembers English, Juarez, Lambert, Vargas, Mayor Guidi.
NOES: None.

8.

ORDINANCE NO. 1959 (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING ZONING TEXT AMENDMENT NO. 2009ZA04, AMENDING 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].

Councilmember Juarez moved, seconded by Councilmember Lambert, that Ordinance No. 1959 be approved and adopted.

ROLL CALL-AYES: Councilmembers English, Juarez, Lambert, Vargas, Mayor Guidi.
NOES: None.

9.

ORDINANCE NO. 1963 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA REPEALING SECTION 2.06.240 OF THE HAWTHORNE MUNICIPAL CODE RELATING TO TIME LIMIT FOR INDIVIDUAL COUNCILMEMBER REPORTS DURING CITY COUNCIL MEETINGS.

Ordinance No. 1963 was introduced by title only by Councilmember English.

10.

ORDINANCE NO. 1964 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA ADDING SECTION 2.06.250 OF THE HAWTHORNE MUNICIPAL CODE RELATING TO THE ANNUAL RESELECTION OF THE MAYOR PRO TEMPORE.

Ordinance No. 1964 was introduced by title only by Mayor Guidi.

11.

ORDINANCE NO. 1965 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AMENDING HAWTHORNE MUNICIPAL CODE § 2.34.030 RELATING TO HUMAN RESOURCES MANAGER’S DISCRETION TO DISQUALIFY APPLICANTS BASED UPON CERTAIN ENUNCIATED CRITERIA.

Ordinance No. 1965 was introduced by title only by Mayor Guidi.

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

12.

Approve to Award the Construction Contract for the Memorial Center Roof Resurfacing (Project # 09-06) to Solar Integrated Technologies Inc. of Commerce, CA.

13.

Approve the Plans & Specifications and authorize the Director of Public Works to advertise Street Tree Trimming Project - (Project # 10-01) - 3 Year Contract to go Out to Bid with a return date of February 23, 2010.

14.

Approve Progress Payment No 5 and Final Acceptance for the first contract year to Martinez Landscape Company, Inc., 12337 San Fernando Road, Sylmar, Ca 91342 for Weed Abatement, Landscape, and General Maintenance (Project # 08-08) and approve the start of the second contract year to Martinez Landscape Company, Inc. of Sylmar, Ca.

Mayor Guidi moved, seconded by Councilmember Juarez, to approve items 11 through 14 of the City Manager’s consent calendar.

ROLL CALL-AYES: Councilmembers English, Juarez, Lambert, Vargas, Mayor Guidi.
NOES: None.

15.

Approve Mid-year budget revisions to the General Fund for Fiscal Year 2009/10.

Mayor Guidi moved, seconded by Councilmember Juarez, to approve item 15 of the City Manager's consent calendar.

ROLL CALL-AYES: Councilmembers English, Juarez, Lambert, Vargas, Mayor Guidi.
NOES: None.

Mayor Guidi requested that cancelling the furloughs to be agendized for the next meeting.

16.

Location Agreement between City of Hawthorne & DeWitt Petroleum Corporation.

RECOMMENDATION: That the City Council Approve agreement between the City of Hawthorne & DeWitt Petroleum Company and authorize the City Manager to execute agreement and any amendments thereto.

This item was pulled by the City Attorney before the meeting.

17.

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: Jag Pathirana - Employee Organizations: Hawthorne Municipal Employees' Association (HMEA) and Hawthorne Executive Group (HEG).

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 Conference with Labor Negotiator pursuant to Government Code Section 54957.6. Agency Negotiator: Jag Pathirana - Employee Organizations: Hawthorne Municipal Employees' Association (HMEA) and Hawthorne Executive Group (HEG). The City Attorney announced that staff has been directed.

18.

Mayor Guidi adjourned the meeting at 9:45p.m.

Norbert A. Huber
City Clerk