MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA HELD JULY 27, 2010.

Mayor Guidi called the City Council, Community Redevelopment Agency, Parking Authority and Housing Authority meetings to order jointly and concurrently at 6:00 p.m. in the City Council Chambers of City Hall, 4455 W. 126th Street, Hawthorne, California.

ROLL CALL-Present: Councilmembers English, Lambert, Juarez, Vargas, Mayor Guidi.
Absent: None.

Father Gene Buhr of St. Joseph's Church gave the evening's invocation. Boy Scout Troop # 484 led the Pledge of Allegiance.

Mayor Guidi presented a Certificate of Appreciation to Hawthorne Boy Scout Troop #484 in recognition of their tremendous support to the 6th Annual Teen Challenge and Mayor Guidi Car Show.

Hawthorne Presidents Council Chairman Alex Monteiro presented a check in the amount of $12,000 to Police Chief Bob Fager for the K-9 program.

Mayor Guidi showed a brief video with highlights from the Teen Challenge/Mayor Guidi Car Show.

Mayor Guidi presented a Certificate of Recognition to Los Angeles Teen Challenge and Pastor Phil Cookes in appreciation for their support of the 6th Annual Teen Challenge Car Show held July 10, 2010. Assemblyman Steve Bradford also sent a Certificate of Recognition for Pastor Cookes on behalf of the State of California and the 51st Assembly District for the successful 6th Annual Hawthorne Car Show and to commend Pastor Cookes for his commitment and dedication in providing the citizens of Hawthorne with a fantastic event.

Mayor Guidi presented a Certificate of Recognition to the Hawthorne/Lawndale Ministerial Association in recognition of their tremendous support of the 6th Annual Teen Challenge Car Show held July 10, 2010.

Mayor Guidi presented a Certificate of Recognition to Darla Schultz of Cats Tail Animal Rescue in recognition of their tremendous support to the 6th Annual Teen Challenge Car Show.

Mayor Guidi presented Certificate of Appreciation to Allen Richards for the Ramona Neighborhood Association in recognition of their continuing support and many contributions to the betterment of the community through the staging of the annual Ramona Neighborhood Association picnic held July 24, 2010.

Mayor Guidi recessed the City Council meeting for 10 minutes and invited everyone to have cake in the lobby in honor of Councilmember Lambert and Councilmember English's birthdays.

1.

Under oral communications **Olivia Valentine**, President of the Holly Park Homeowners Association, invited Council and the community to attend National Night Out on August 3rd from 6pm to 9pm and the annual Holly Park picnic on August 7th from 10am to 3pm; both events will be held at Holly Park. **Pat Donaldson** announced that the 40th Annual Installation of Officers and Civic Awards Presentation will be held at the Memorial Center on August 24th at 7am. The chamber is also seeking nominations for the Hawthorne Citizen of the Year Award which will be presented at the Installation event; nominations must be in the chamber office by 3pm on August 11th. Reported that the chamber received positive phone calls from businesses regarding the car show. Thanked the Hawthorne Police Department for their quick response to an incident that occurred at Ms. Donaldson's business. **Gordon Mego** reported on the July 24th meeting of the Hawthorne Mall. About 200 people attended this important first step in the process to revitalize the site. **Darlene Love** attended the mall brainstorming session on Saturday and recalled the community relations and police offices that used to be at the mall. Reported that the car show brought in a lot of business for the 99¢ Store on the boulevard. **Don Rowe**, Hawthorne Library, reported that the summer reading program for kids is going strong. On July 31st there will be a cartoon workshop for kids at the library. Due to the library closing on Fridays, preschool story time will now be held on Thursdays at 11am. **Nilo Michelin** spoke against putting a used car dealership at 13736 Hawthorne Blvd and in the

city in general. **Allen Richards** thanked the Councilmembers who attended the Ramona picnic. Would like Council to speak to the Daily Breeze so that they cover more city events.

2.

Under Discussion/Action Items:

a).- Hawthorne Mall – July 24, 2010 at 10:00 a.m. - Report (Vargas)

Councilmember Vargas stated that the Hawthorne Mall brainstorming session held on Saturday was a great success with 150 to 200 people attending. He thanked all those who attended and those who helped put the event together. After a tour of the mall, attendees broke up into groups and received blank plans with an outline of the mall site and a color coded legend of all the possible uses of the site. Each group then had to come up with layout plan for the mall site, make a presentation and explain why their plan was the best plan for the site and how it would benefit the three stakeholders.

3.

Mayor Guidi recessed the Community Redevelopment Agency, Parking Authority and Housing Authority meetings to conduct the meeting of the City Council.

4.

Councilmember Lambert moved, seconded by Mayor Guidi, that the reading of the City Council minutes of the meeting of July 13, 2010 be waived and that they be approved and adopted.

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

5.

Councilmember Lambert moved, seconded by Mayor Guidi, to waive full readings of resolutions and ordinances on July 27, 2010's agenda.

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

6.

The City Treasurer submitted a financial statement regarding warrants.

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

Warrants Nos.: 190246-190303 ; 413334-414123

Warrant Totals: $780,584.97 ; $ 24,005,310.66

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

7.

RESOLUTION NO. 7325

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA TO SUPPORT "NATIONAL NIGHT OUT" ON TUESDAY, AUGUST 3, 2010.

Councilmember Lambert moved, seconded by Mayor Guidi that Resolution No. 7325 be approved and adopted.

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

ORDINANCES

8.

URGENCY ORDINANCE NO. 1974 (Urgency)

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA ESTABLISHING A MORATORIUM ON THE DEVELOPMENT, EXPANSION, AND OPERATION OF NEW DIGITAL ELECTRONIC SIGNS IN THE CITY OF HAWTHORNE AND DECLARING THE URGENCY THEREOF.

Councilmember Juarez moved, seconded by Councilmember English, that Urgency Ordinance No. 1974 be approved and adopted.

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

The Interim City Manager, James Mitsch, presented the following agenda and requested approval of the indicated recommendation:

9.

Approve Ratify the re-appointment of Mr. Roland Talton, Star 1 Investigations, representing Inglewood Business Private Sector, to the South Bay Workforce Investment Board (SBWIB).

10.

Authorize the Public Works Department, Equipment Division, to donate Unit #551 to the Sierra County Sheriff's Office.

11.

Approve Progress Payment #4 to A.J. Kirkwood and Associates for installation of the Solar Power System at the Memorial Center, Award #DE-AC0002108 (Project # 09-07) in the amount of $68,665.44.

12.

Authorize City Manager to execute Settlement Agreements with city employees whose positions are being eliminated due to budget cuts and reorganization subject to approval by Liebert, Cassidy & Whitmore as to form.

Mayor Guidi moved, seconded by Councilmember Juarez, to approve items 9 through 12 of the City Manager's consent calendar.

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

13.

Approve Software System Management & Sublicensing Agreement Between the City of Hawthorne and the City of El Segundo pertaining to the Computer Aided Dispatch ("CAD"), Records Management ("RMS") and certain other public safety systems developed by Tiburon Inc., & Authorize City Manager to execute said document and any and all amendments thereto, subject to City Attorney approval as to form.

Mayor Guidi moved, seconded by Councilmember Juarez, to approve item 13 of the City Manager's consent calendar with some changes.

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

14.

Approve Request for release of funds and Certification for both CDBG and HOME funds and also authorize City Manager to execute all documents necessary for the release of these funds, and any amendments thereto.

Councilmember Juarez moved, seconded by Councilmember English, to approve item 14 of the City Manager's consent calendar.

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

15.

The Acting City Attorney, Russell Miyahira, recommended that the settlement has been proposed in the case entitled Larry Mathews, et al., v. City of Hawthorne, et. al, (CV-09-06845) in the amount of $300,000.00 and that the Finance Director release the settlement draft c/o City Attorney's Office to Plaintiff Larry Mathews and The Law Offices of John Burton, 414 South Marengo Ave., Pasadena, CA 91101.

The City Council held closed session item No. 25 that pertained to this matter.

Mayor Guidi recessed the City Council meeting to conduct a **Closed Session**: – Conference with Legal Counsel – Existing Litigation (Subdivision (a)) of Section 54956.9 of the California Government Code. Name of Case: Matthews v. City of Hawthorne, et al., Case No: CV-09-06845.

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 Legal Counsel – Existing Litigation (Subdivision (a)) of Section 54956.9 of the California Government Code. Name of Case: Matthews v. City of Hawthorne, et al., Case No: CV-09-06845.

Mayor Guidi moved, seconded by Councilmember Juarez to approve the above settlement.

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

16.

Mayor Guidi recessed the City Council meeting to conduct a **Closed Session**: – Existing Litigation (Subdivision (a)) of Section 54956.9 of the California Government Code. Name of Case: Wilson v. City of Hawthorne, et al., Case No: YC 059869.

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 Legal Counsel – Existing Litigation (Subdivision (a)) of Section 54956.9 of the California Government Code. Name of Case: Wilson v. City of Hawthorne, et al., Case No: YC 059869.

Councilmember Juarez moved, seconded by Mayor Guidi to approve the above settlement.

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

20.

Under Elected Officials Reports and Recommendations:

Councilmember **Juarez** thanked Pastor John Richardson for inviting him to the 10th Annual Holy Consecration at his ministry. Attended the Chamber Mixer at the University of Common Sense and the open house for the Hawthorne Mortuary. Wished Councilmembers Lambert and English a happy birthday. Councilmember Juarez sent his condolences to the family of Cora Travers. Requested that Council be provided with what the appeal procedure is after an application has gone before the planning commission. Thanked the department heads for putting their efforts together in taking a look at our business license approval process and reducing it down to four weeks. Requested a report on what our fees and the fees of surrounding cities are regarding green technology especially when it comes to solar panels.

Councilmember **English** commended and congratulated Councilmember Vargas on the success of the town hall meeting regarding the former Hawthorne Mall site. Hopes that this working group continues so that the community's likes and dislikes can be heard. Would also like to meet with the owner of the mall to get an overview of what he plans or would ultimately like to see at the site. Thanked the Ramona neighborhood association for the invitation to the picnic. Requested an update on the status of the 70 businesses that have yet to receive their licenses because of issues with the fire department. Would like to see a round table discussion between the city and the fire department as to how these licenses could be streamlined. Commended Greg McClain in Planning for working with agencies to become a CHODO. Would also like a status on homelessness in the community with regards to stimulus money. Thanked everyone for their birthday greetings.

Councilmember **Lambert** inquired if we have a conditional use permit in place for used car businesses and if we have some way of protecting the city from repeated use of the land instead of something that is more inviting to the community. Apologized for not being able to attend the Ramona picnic due to family commitments.

Councilmember **Vargas** thanked the visitors that attended his meet and greet Monday night and for sharing their concerns with him. Congratulated Teen Challenge, Pastor Cookes and Mayor Guidi on the great success of the car show and feels it is a great way of uniting Hawthorne. Thanked Lisa Miller for the regular reports on the problem areas that code enforcement has been dealing with. Thanked everyone for attending the mall brainstorming session; without everyone's support and contributions of ideas, the event would not have been a success. Thanked Allen Richards for the Ramona picnic which was a good neighborhood reunion. Wished Councilmembers Lambert and English a very happy birthday. Stated that the situation in the cities of Bell and Maywood is a good example of what kind of things not to do and assured the community that Council is working hard to keep the city moving forward and doing the right thing.

Mayor **Guidi** thanked Councilmember Vargas for bringing the community together to talk about the former Hawthorne Mall. Announced that Nathan's / Arthur's Fish & Chips just opened in Hawthorne. Thanked Mr. Richards and the Ramona board for the great picnic; it is fun to see the community come out and exchange information and looks forward to the Holly Park picnic. Attended the Chamber mixer which was held at a natural herb medicine shop. Asked for a better solution regarding the business permit process. Wished Councilmember Lambert, Councilmember English and Rosalinda Martinez a happy birthday. Thanked City Manager Mitsch for his extra hard work in trying to stablelize the city but would like to see more communication on people and contracts and arrangements in reports.

City Clerk **Huber** spoke on the passing of Cora Travers and the good she did in the community. Announced that there would be ice cream, cookies and bingo on National Night out at Ramona at 7pm. Stated that acupuncture is a business that is not allowed in the city and if it is something that Council wants to look into. Reported on a serious accident that occurred in Ramona and asked if anything besides more patrol and citations could be done in the area as stop signs are constantly being ignored. Due to receiving inquiries regarding the Bell salary situation, clarified that Bell is a charter city and Hawthorne is a general law city. General Law cities abide by the guidelines of the state of California who set limits on Council salaries.

City Treasurer **Lubenec** congratulated Allen Richards on 10 years with the Ramona group. Has noticed that more people are walking in the Ramona tract. Thanked Councilmember Vargas and Gordon Mego

for bringing about the mall meeting and feels the owner is ready to go forward.

23.

Mayor Guidi recessed the City Council meeting to conduct a **Closed Session**: – Conference with Labor Negotiator (Subdivision (a) of Section 54957.6 of the California Government Code. Name of Labor Negotiator: Jim Mitsch (re: All Negotiating Groups).

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 Legal Counsel – Conference with Labor Negotiator (Subdivision (a) of Section 54957.6 of the California Government Code. Name of Labor Negotiator: Jim Mitsch (re: All Negotiating Groups). The City Attorney stated that the Labor Negotiator has been instructed.

26.

Mayor Guidi adjourned the meeting at 10:10 p.m. in the memory of Tammy Tagami-Reeves and Cora Travers.

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Norbert Huber
City Clerk