

**MINUTES OF A REGULAR MEETING OF THE  
CITY COUNCIL OF THE CITY OF HAWTHORNE,  
CALIFORNIA HELD AUGUST 10, 2010.**

Mayor Guidi called the City Council, Community Redevelopment Agency, Parking Authority and Housing Authority meetings to order jointly and concurrently at 6:02 p.m. in the City Council Chambers of City Hall, 4455 W. 126<sup>th</sup> Street, Hawthorne, California.

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

Pastor George Magdalany from Hope Chapel gave the evening's invocation. Dr. Helen Morgan led the Pledge of Allegiance. Pastor Magdalany announced that on Sunday Hope Chapel will be holding a special event called "Kid's Day" where free back-to-school supplies will be given to children in the community.

Dr. Helen Morgan, Hawthorne School District Superintendent, gave information about things going on in the Hawthorne School District. Beginning August 16<sup>th</sup>, school offices will be open from 8am to 4:30pm for anyone that needs to enroll students. Jump Start Kindergarten, a program that gives parents tips about what to expect from their kindergarten student, begins August 23<sup>rd</sup>. Students must attend Jump Start from August 23<sup>rd</sup> to August 27<sup>th</sup>, 8:30am to 10am and parents must also attend the first two days, same hours. Hawthorne Math and Science Academy will begin their Bridge program from August 16<sup>th</sup> to August 20<sup>th</sup>, 8am to 3pm; all enrolled, incoming freshmen must attend. Hawthorne Math and Science Academy begins classes on August 30<sup>th</sup> and all Hawthorne School District campuses, K – 8 begin August 31<sup>st</sup>. There are also two new preschools opening in the district. They are sponsored by Los Angeles Universal Preschool. One campus will be at Eucalyptus School and the other at Zela Davis. The brand new facilities will offer programs for 120 students at each of the two sites; 60 students will attend each site in the mornings and in the afternoons. The preschools are being funded through the tobacco tax that pays for the Los Angeles Universal Preschool so there is no cost to the school district. Children who are four years old by December 2<sup>nd</sup> are qualified to attend. Cost is \$20 a month but if the cost is a financial burden to families, there is a way to waive the fee. Registration is being accepted at Zela Davis on Mondays and Wednesdays and at Eucalyptus on Tuesdays and Thursdays. The curriculum is aligned with the kindergarten through 5<sup>th</sup> grade curriculum so the students are getting a lot of information to get them on the right track to start kindergarten and get off to a great start. The teachers all have bachelor's degrees and there are instructional aides in every class.

Olivia Valentine, Hollypark Homeowners Association President, presented the association's 1<sup>st</sup> annual scholarship award to students Megan Amanda Wright and Juan Darrell Siler, Jr. who have both distinguished themselves in school and have dreams of making contributions to the community and to the society as a whole. The scholarships are for \$250 each.

1.

Under oral communications **John Merryman** gave a brief update on the schedule for the Healthy Kids Express Van that will be coming to several elementary schools this fall. They are expanding services to Kornblum Elementary this year so the schedule will be Tuesdays from 9am to 1pm at Zela Davis Elementary, Thursdays from 9am to 1pm at Eucalyptus Elementary and alternating Thursdays from 9am to 1pm at Kornblum Elementary. The van will also be providing the same type of services that they offer during the school year at the Jump Start Kindergarten events on August 23<sup>rd</sup> at Kornblum, August 24<sup>th</sup> at Zela Davis and August 26<sup>th</sup> at Eucalyptus. The van will also be offering immunizations on the first day of school at Zela Davis on August 31<sup>st</sup>. **Cindy Rhea** presented a petition to get a stop sign at Broadway and Oxford where a lot of accidents have occurred. **Olivia Valentine** thanked those in the community who made National Night Out on August 3<sup>rd</sup> and the annual picnic on August 5<sup>th</sup> such a success. Announced that the Chamber of Commerce will be holding their 40<sup>th</sup> Annual Installation of Officers and Civic Awards Presentation on August 24<sup>th</sup> at the Memorial Center; call the chamber at 310-676-1163 by August 16<sup>th</sup> to sign up for this event. **Francis Stiglich**, Eucalyptus Home Owners Association President, presented a Proclamation to Mayor Guidi in honor of his work in the city as Mayor. **Darlene Love** spoke on the passing of Ura Foster, a long term member of the Women's Club who passed away. Asked if the city would get in contact with county to pick up the trash on the other side of the park. **Michael Battle** asked for his rights and to be treated as a respected citizen in Hawthorne.

2.

08/10/10

There were no Discussion/Action Items

3.

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

4.

Councilmember Juarez moved, seconded by Councilmember Vargas, that the reading of the City Council minutes of the meeting of July 27, 2010 be waived and that they be approved and adopted.

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

5.

Councilmember Juarez moved, seconded by Councilmember Vargas, to waive full readings of resolutions and ordinances on August 10, 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 Juarez moved, seconded by Councilmember Vargas, that the following warrants, properly audited and signed, be paid.

Warrants Nos.: 190304-190360 ; 414124-414388

Warrant Totals: \$805,048.33 ; \$5,988,993.94

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

7.

As required by Government Code Section 65858(d), attached is a public report required to be issued by the City Council at least 10 days prior the expiration of the initial term of a moratorium. The report is being presented at this time so that the public can review it well in advance of our request to extend the moratorium on electronic signs, which is scheduled to be on the agenda of the August 24, 2010, meeting.

The attached report is a brief summary of steps taken so far to address the issues associated with electronic signs and to provide some indication of possible remedies being considered at this time.

**RECOMMENDATION:** That the City Council approve the Public Report Regarding the Status of the City of Hawthorne's Moratorium on Digital Electronic Signs, August 10, 2010.

Councilmember Juarez moved, seconded by Councilmember Vargas, that item No. 7 be approved and adopted.

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

8.

## RESOLUTION 7318

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING THE SALE OF REAL PROPERTY (APN 4055-021-901, APN 4048-004-915 AND APN 4055-008-901) & SPECIFYING THE MINIMUM SALE PRICE AND MINIMUM TERMS AND CONDITIONS UPON WHICH THE REAL PROPERTY WILL BE SOLD. Motion to adopt.

Councilmember Juarez moved, seconded by Councilmember Vargas, that Resolution No. 7318 be approved and adopted.

ROLL CALL-AYES: Councilmembers English, Juarez, Lambert, Vargas, Mayor Guidi.

NOES: None.

9.

City Clerk Huber announced that this was the time and place for the Appeal Hearing regarding a decision of animal control board pursuant to Hawthorne Municipal Code Section 6.04.104. Appellant Name: Andyke Phillips & Mattie Phillips. Action or Decision Being Appealed: The pit bull owned by the Phillips allegedly attacked and killed the dog belonging to a neighbor. The Phillips were allowed to keep the pit bull as long as the dog always had a harness and muzzle while being walked. The Animal Control Board discovered that the Phillips dog was being walked without either a harness or muzzle and the pit bull was taken away from them. The Appeal was filed on July 13, 2010. Open Appeal Hearing. Close Appeal Hearing. Direct City Attorney to Prepare Resolution affirming, reversing or modifying decision of Animal Control Board.

Parks and Recreation Director Mark Hardison and Animal Control Officer Helen Colonel presented the case on behalf of the City Animal Control Board and argued that the pit bull should not be returned to the Phillips.

Mayor Guidi called for public comments.

Andyke Phillips, Claudia Batiuk, Randy Levine, David Rowe, Mattie Phillips, Gary Phillips and Carey Lovett spoke in support of the Phillips and argued that the pit bull should be returned to them. Israel Fuentes spoke against returning the pit bull to the Phillips.

Mayor Guidi ordered the public portion of the hearing closed.

Councilmember Lambert moved, seconded by Councilmember Vargas, to affirm the decision of the Animal Control Board and requested that a resolution be prepared on this issue.

ROLL CALL-AYES: Councilmembers English, Lambert, Juarez, Vargas, Mayor Guidi.

NOES: None.

10.

City Clerk Huber announced that this was the time and place for the **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 were received.

Mayor Guidi called for public comments.

No one expressed a desire to speak on this topic.

Mayor Guidi ordered to close the public portion of the hearing. MOTION CARRIED.

## RESOLUTION NO.7326

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, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089.

Councilmember Juarez moved, seconded by Councilmember Vargas, that Resolution No. 7326 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:

11.

Approve Progress Payment # 1 and Final due to Beacon Valuation Group, LLC for appraising the City of Hawthorne's Water System in the amount of \$14,000.00 funded by the General Fund.

12.

Approve Progress Payment #5 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 \$593,526.92

Councilmember Juarez moved, seconded by Mayor Guidi, to approve items 11 and 12 of the City Manager's consent calendar.

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

13.

#### Under Elected Officials Reports and Recommendations:

Councilmember **Vargas** let everyone know that he had a great time mingling with neighbors and constituents at the Holly Park and Ramona National Night Out events and looks forward to next year. Thanked Olivia Valentine and her board for the invitation to the Holly Park picnic. Noted that he is looking out for the safety of the residents and his decisions and the decisions of the Council are reflecting that.

Councilmember **Lambert** apologized for not attending some events due to illness and hopes everyone understands.

Councilmember **English** also apologized for not attending some events due to health challenges. Announced that the Gardena Jazz Festival will be held on August 22<sup>nd</sup>. Thanked the Islamic Center for the invitation to their annual dinner. Offered her condolences to the family of Cora Travers. Encouraged the community to take advantage of the upcoming Community Emergency Response Training which trains you in how to respond in emergency cases; classes will be held from September 24<sup>th</sup> to September 26<sup>th</sup>. Invited Council to attend the COPA graduation at the Teen Center on Thursday, August 12<sup>th</sup> from 11:30am to 1pm. COPA is an exercise program offered to the schools in collaboration with Little Company of Mary, the City of Hawthorne and the Hawthorne School District. Thanked Acting Planning Director Gregg McClain for the requested summary on the definition of an Enterprise Zone. Thanked the City Manager and the City Attorney for working on our Community Redevelopment Agency tax bonds, a great effort on the city's part.

Councilmember **Juarez** attended the groundbreaking for the new building at Leuzinger High School.

Thanked Public Works Director Arnie Shadbehr for inviting him to give the introductory comments at the South Bay Cities Green Task Force meeting. Thanked Doug Krauss who made a presentation on our project at the Memorial Center regarding the solar project. Attended all three of the National Night Out events held around the city and commended the one held in the Wiseburn county area for the outstanding job they did for doing this event for the first time. Also congratulated the Holly Park and Ramona Associations for the great jobs they did with their night outs. Was approached by some residents who requested that the green tarp at the 120<sup>th</sup> & Van Ness development be put back on. Reported that the residents are happy with the flashing red lights on Glasgow and 135th as they have gotten motorists to slow down. One of the lights though is being blocked by a tree and requested that the tree be trimmed back. Reminded everyone that CERT is a full three days and starts on a Friday; the more people involved in CERT, the better our city will be prepared in having to deal with a disaster.

Mayor **Guidi** thanked everyone for coming out to attend tonight's meeting. He stated that some of the decisions that the Council makes are either popular on one side or unpopular on the other and tonight's decision was a difficult one. Thanked the Holly Park and Ramona associations for putting out great National Night Outs and also for the Holly Park picnic.

City Clerk **Huber** recognized Robbie Williams of the police department and also the fire department for their participation in National Night Out. Also recognized city employee Rick Carver who volunteers his own time for events that take place in the city and also to the parks and recreation department for their cooperation and support of events. Thanked our local Target for their donations to National Night Out. Attended the memorial service for Cora Travers and has been asked by several residents to rename the K9 training area after Cora Travers.

Councilmember Vargas moved, seconded by Councilmember Lambert to put on the next agenda to rename the K9 training facility after Cora Travers.

ROLL CALL-AYES: Councilmembers English, Lambert, Juarez, Vargas, Mayor Guidi.

NOES: None.

City Treasurer **Lubenec** attended the Holly Park picnic on Saturday and thanked Olivia Valentine for the event. Regarding the dog issue, feels for both sides as he too has rescued pets.

14.

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 directed.

15.

Mayor Guidi recessed the City Council meeting to conduct a **Closed Session**: – Conference with Legal Counsel – Anticipated Litigation, Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 (One potential case)

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 – Anticipated Litigation, Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 (One potential case). The City Attorney stated that staff was directed.

16.

Mayor Guidi adjourned the meeting at 9:14 p.m. in the memory of Carol Bremer Simon.

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Norbert Huber  
City Clerk