

Larry Guidi, Mayor
Daniel Juarez, Mayor Pro Tem
Angie English, Councilmember
Ginny Lambert, Councilmember
Alex Vargas, Councilmember

Norbert Huber, City Clerk
Thierry Lubenec, City Treasurer



CITY OF HAWTHORNE
CITY COUNCIL, COMMUNITY REDEVELOPMENT AGENCY
PARKING AUTHORITY AND HOUSING AUTHORITY
REGULAR MEETINGS
AGENDA FOR OCTOBER 12, 2010 AT 6:00 P.M.
COUNCIL CHAMBER AT CITY HALL
4455 W. 126th STREET, HAWTHORNE, CALIFORNIA

ORAL COMMUNICATIONS

ANY PERSON DESIRING TO ADDRESS THE CITY COUNCIL, COMMUNITY REDEVELOPMENT AGENCY AND PARKING AUTHORITY SHOULD COMPLETE A SPEAKER REQUEST CARD AND SUBMIT THE CARD TO THE CITY CLERK/SECRETARY PRIOR TO THE COMMENCEMENT OF THE CITY COUNCIL, COMMUNITY REDEVELOPMENT AGENCY, PARKING AUTHORITY AND HOUSING AUTHORITY MEETING. AFTER OBTAINING PERMISSION TO PROCEED BY THE PRESIDING OFFICER SPEAKERS SHOULD FIRST STATE THEIR FULL NAME AND ADDRESS FOR THE RECORD. THEY THEN SHALL STATE THEIR BUSINESS FOR ALL GOVERNING BODIES BRIEFLY AND COMPLETELY AND UNLESS GRANTED FURTHER TIME BY A GOVERNING BODY SHALL LIMIT THEIR ADDRESS TO FIVE MINUTES. THE FIVE-MINUTE LIMIT SHALL INCLUDE GOVERNING BODY OR STAFF RESPONSES, IF ANY, TO QUERIES POSED BY SPEAKERS. HOWEVER, THE STATE OPEN MEETINGS LAW (GOVERNMENT CODE SECTION 54950 ET SEQ.) PROHIBITS THE CITY COUNCIL FROM PROVIDING A DETAILED RESPONSE OR ACTING UPON ANY ITEM NOT CONTAINED ON THE AGENDA POSTED 72 HOURS BEFORE A REGULAR MEETING AND 24 HOURS BEFORE A SPECIAL MEETING. ALL REMARKS SHALL BE ADDRESSED TO THE GOVERNING BODIES AS A BODY AND NOT TO ANY PARTICULAR MEMBER THEREOF. THE GOVERNING BODY MAY EITHER DISPOSE OF THE COMMUNICATION AT THE CLOSE THEREOF OR MAY REFER IT TO AN APPROPRIATE ADMINISTRATIVE OFFICER FOR STUDY, INVESTIGATION, REPORT, AND/OR RECOMMENDATION. DISCUSSION, IF ANY, SHALL BE BY MEMBERS OF A GOVERNING BODY ONLY. (H.M.C. 2.06.180, RESO. NO. 6443)

THIS INFORMATION IS AVAILABLE IN ALTERNATE FORMATS. PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION TO PARTICIPATE (48 HOUR NOTICE) BY CONTACTING THE CITY CLERK'S DEPARTMENT AT 310-349-2915. THE COUNCIL FACILITIES HAVE BEEN EQUIPPED WITH DEVICES TO ASSIST PERSONS WITH DISABILITIES.

AGENDA

Call to order by Mayor Guidi.

Invocation. Pledge of Allegiance to the American Flag.

Presentation: Hawthorne School District Update by Superintendent Helen Morgan – School Site Parent Center in the City of Hawthorne. (City Council)

Presentation: Teen Center Update – presented by Dario Manriquez, Shannon Gonzalez and Shirley James, Teen Center Representatives. (Accompanied by staff member and former teen center participant Latu Manufeki and Youth Coordinator Gaby Lopez). (Vargas).

Presentation: Nikkei for Civil Rights & Redress “STAND UP FOR JUSTICE” DVD presented to the Los Angeles County Library - Hawthorne Branch Donald Rowe, Librarian. (Juarez)

Proclamation: National Breast Cancer Awareness Month presented to the American Cancer Society - Spencer Lyons. (Juarez)

1.

Oral Communications.

2.

CITY COUNCIL’S DISCUSSION/ACTION ITEMS

a.- Consider amending Chapter 8 of the Hawthorne Municipal Code pertaining to the requirement of convalescent and nursing homes to post their five-star rating issued by the Federal Government’s Centers for Medicare and Medicaid Services. The rating, with five stars being the highest and one star the lowest, includes medical care, staffing levels, food services, sanitation, bedsore mitigation and the results of licensing inspections. (Juarez)

b.- 3 on 3 Unity Invitational Basketball Tournament (Vargas)

c.- Presentation by Franzen Company re: their proposal for their ideas concerning renovating the abandoned Hawthorne Mall site and their experience in bringing to life other deciding mall sites. (Vargas)

d.- Approve Proposal by Franzen Company and authorize City Manager to execute agreement with Franzen re their proposal. (Vargas)

3.

Recess Community Redevelopment Agency. Recess Parking Authority. Recess Housing Authority.

CITY CLERK'S CONSENT CALENDAR

4.

Approval of waiver of full readings of resolutions and ordinances on Tuesday, October 12, 2010's agenda. Motion to waive full readings.

5.

City Treasurer requests approval of the warrants. Motion to approve the warrants.

- [View supporting documentation](#)

RESOLUTIONS

6.

RESOLUTION NO. 7339

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, MAKING FINDINGS CONCERNING THE DENIAL WITHOUT PREJUDICE OF CONDITIONAL USE PERMIT APPLICATION NO. 2010CU04 BY CLEARWIRE WIRELESS FOR A WIRELESS TELECOMMUNICATION FACILITY AT 13030 INGLEWOOD AVENUE. Motion to adopt.

- [View supporting documentation](#)

7.

RESOLUTION NO. 7342

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, OPPOSING PROPOSITION 19 TO THE INITIATIVE TO LEGALIZE MARIJUANA. Motion to adopt.

- [View supporting documentation](#)

8.

RESOLUTION NO. 7343

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AUTHORIZING, APPROVING & RATIFYING THE SUBMITTAL OF THE FISCAL YEAR 2010 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM LOCAL SOLICITATION & DIRECTION TO STAFF TO POST THE COMPLETED APPLICATION ON THE CITY WEBSITE FOR PUBLIC COMMENT. Motion to adopt.

- [View supporting documentation](#)

CITY MANAGER'S CONSENT CALENDAR

9.

The Police Department's long time ID Technician recently retired after 28 years with the City of Hawthorne. Since the ID Technician position was created in the 1989's, we have seen the advent of new and amazing technological leaps in the field of crime scene analysis. The police department would like to create a new job classification of Forensics Specialist, who would run the police department's crime lab.

RECOMMENDATION: That the City Council Approve the creation of a new job classification of Forensics Specialist in the Hawthorne Municipal Employees Memorandum of Understanding ("MOU").

- [View supporting documentation](#)

10.

Progress Payment #2 due to All American Asphalt for CRENSHAW BOULEVARD IMPROVEMENT PROJECT (Project # 08-05) FEDERAL PROJECT # HPLUL - 5253(018), MTA PC25

RECOMMENDATION: That the City Council approve this 2nd Progress Payment to All American Asphalt Company of Corona, California in the amount of \$435,337.25 funded from the Development Impact fees.

- [View supporting documentation](#)

11.

Sale of City property—Assessor's Parcel Nos. 4055-021-901, 4048-004-915, and 4055-008-901, located north side of West 120th Street, south of Interstate 105, west of Crenshaw Boulevard, and east of Kornblum Avenue (across from Hawthorne Municipal Airport). RFP for sale of subject property was published on August 19, 2010 in both the Daily Breeze and Herald Tribune and responses were due on October 1, 2010. In addition, the RFP was sent to one dozen interested firms and individuals. Only one response to the RFP was received on the due date. Pursuant to the RFP terms, the sole bid was opened at 4:05 p.m. on October 1, 2010.

RECOMMENDATION: That the City Council direct staff to prepare and negotiate purchase sale agreement for the sale of the subject property to Prairie, Inc for \$1,265,000.00 as per October 1, 2010, proposal submitted by Prairie, Inc and direct the City Manager to accept the \$25,000 non-refundable deposit from Prairie, Inc upon opening of escrow, and to close escrow no later than 60 days after the City Council approve the agreement. In addition, direct staff to agendize for City Council approval the final purchase sale agreement with Prairie, Inc.

- [View supporting documentation](#)

12.

Staff is seeking city council authorization to issue Purchase Order for purchase of five (5) CBE electronic imaging for the City Clerk, City Attorney, Human Resources, Public Works and Planning Department to commence the Herculean task of imaging all of the City's documents. Although the purchase of the imaging machines was not budgeted for FY 2010-2011, the funds to pay for these machines will come from unanticipated revenue recently received, in the amount of \$52,488.08.

RECOMMENDATION: That the City Council Authorize City Manager/Finance Director to execute issue purchase order for the purchase of five (5) electronic imaging scanners.

- [View supporting documentation](#)

CITY ATTORNEY'S CONSENT CALENDAR

13.

Settlement of lawsuit entitled Angel Gonzalez v. City of Hawthorne, Case No. YC 060 004. This lawsuit arises out of a rear end collision that occurred on July 7, 2008 between Plaintiff and a vehicle being operated by a City of Hawthorne employee.

RECOMMENDATION: That the City Council Approve settlement of Angel Gonzalez v. City of Hawthorne, Case No. YC 060 004 in the amount of \$27,000.00 and approve the release of warrant on October 13, 2010 to City Attorney Department, payable to Angel Gonzalez & Ellis Law Corporation, 883 N. Douglas Street, El Segundo, CA 90245.

- [View supporting documentation](#)

14.

ELECTED OFFICIALS REPORTS/RECOMMENDATIONS. APPOINTMENTS / RE-APPOINTMENTS / REMOVALS TO COMMISSIONS / COMMITTEES / BOARDS.

CLOSED SESSION

15.

Closed Session: Conference with Legal Counsel – Initiation of Litigation against a third party, pursuant to subdivision (c) of Section 54956.9 (One potential case).

16.

Closed Session: Conference with Real Property Negotiator, pursuant to California Government Code Section 54956.8: Property: Approximately 1.65 acres of land located at 14115 Cordary Avenue, situated on the west side of Cordary Avenue, between West 139th Street and Rosecrans Avenue. APN No. 4051-030-016. Agency Negotiator: James Mitsch, Executive Director of the Redevelopment Agency. Under Negotiation: Price and Terms of Payment of the property

17.

Adjourn City Council.