Larry Guidi, Mayor
Alex Vargas, Mayor Pro Tem
Daniel Juarez, Councilmember
Angie English, Councilmember
Ginny Lambert, 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 AUGUST 9, 2011 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.

Non-denominational Invocation. Pledge of Allegiance to the American Flag.

Introduction: Father Greg King from St Joseph's Church

Presentation: Outstanding Incident Response and Arrests by Police Department. (Chief Fager)

Presentation: Hawthorne President's Council - Check to Hawthorne K-9 Unit

Presentation: Impact of AB X1 26 and AB X1 27 (Redevelopment Agencies prohibited from taking a number of actions, including indebtedness, making loans, entering into or modifying contract and adopting redevelopment plans and dissolution of redevelopment agencies if certain actions not undertaken by agencies prior to October 1, 2011). Under AB X1 27, a redevelopment agency may resume its activities (i.e., be exempted from the provisions of AB X1 26 and thus continue to exist) upon the city's adoption of an ordinance stating its participation in the Alternative Voluntary Redevelopment Program, which requires the city to make certain specified annual payments to the county auditor for distribution to schools, fire protection agencies, and transit agencies beginning in fiscal year 2011-2012. The city must adopt this ordinance on or before October 1, 2011. Cities may appeal the amount of their fiscal year 2011-12 remittance amounts to the State of California's Director of Finance, and any such appeal must be filed by August 15, 2011.

1.

Oral Communications.

2.

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

CITY CLERK'S CONSENT CALENDAR

3.

Approval of City Council minutes for the regular and special meeting of June 28, 2011, the regular meeting of July 12, 2011 and the special meeting of July 19, 2011. Motion to approve minutes.

- View supporting documentation

4.

Approval of waiver of full readings of resolutions and ordinances on Tuesday, August 9, 2011's agenda. Motion to waive full readings.

5.

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

- View supporting documentation

RESOLUTION

6.

RESOLUTION NO. 7387

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA TO SUPPORT “NATIONAL NIGHT OUT” ON TUESDAY, AUGUST 2, 2011. Motion to adopt.

- View supporting documentation

7.

RESOLUTION NO. 7388

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, SUPPORTING AB 420 REDISTRICTING (MIKE DAVIS). Motion to adopt.

- View supporting documentation

8.

RESOLUTION NO. 7394.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING THE FIRST AMENDMENT TO A COMMUNICATIONS SITE LEASE AGREEMENT BETWEEN NEW CINGULAR WIRELESS PCS, L.L.C. AND THE CITY OF HAWTHORNE RE: INCREASE IN THE AMOUNT OF RENT AND THE SIZE OF THE LEASED PREMISE. Motion to adopt.

- View supporting documentation

PUBLIC HEARING

9.

Public Hearing: Ordinance No. 2004, is a City-initiated application to amend Hawthorne Municipal Code (HMC) Sections 17.04 (Definitions), 17.25 (C-1 Freeway Commercial/Mixed Use Classification) and 17.26 (C-2 Local Commercial Classification). The amendment proposes to reorganize the definitions section, define, classify and develop standards for martial arts and similar studio uses and health clubs.

Planning Department's declaration publication filed. No written communications were received. Call for oral comments. Motion to close hearing. Motion to Introduce Ordinance No. 2004.

ORDINANCE NO. 2004 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING ZONING TEXT AMENDMENT 2011ZA06 AMENDING SECTIONS 17.04 (DEFINITIONS), 17.25 (C-1 FREEWAY COMMERCIAL/MIXED USE CLASSIFICATION) AND 17.26 (C-2 LOCAL COMMERCIAL CLASSIFICATION) TO REORGANIZE THE DEFINITIONS SECTION, DEFINE, CLASSIFY AND DEVELOP STANDARDS FOR MARTIAL ARTS AND SIMILAR STUDIO USES AND HEALTH CLUBS. Motion to Introduce.

- View supporting documentation

10.

Public Hearing: Resolution No. 7390 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. Call for oral comments. Motion to close hearing. Motion to Approve resolution No. 7390.

RESOLUTION NO. 7390

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. Motion to adopt.

- View supporting documentation

11.

Public Hearing: In accordance with Section 10610-10656 of the Urban Water Management Planning Act of 1983: the purpose of the Public Hearing is to solicit public comment prior to the adoption of the City of Hawthorne 2010 Urban Water Management Plan (UWMP). Copies of the draft 2010 UWMP was made available for public inspection at the City of Hawthorne Engineering Department.

Public Works Department's declaration publication filed. Two written communications were received. Call for oral comments. Motion to close hearing. Motion to Approve resolution No. 7392.

RESOLUTION NO. 7392

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ADOPTING CITY OF HAWTHORNE 2010 URBAN WATER MANAGEMENT PLAN (UWMP) AND AUTHORIZING ITS FILING WITH THE CALIFORNIA DEPARTMENT OF WATER RESOURCES. Motion to adopt.

- View supporting documentation

12.

Public Hearing: on Resolution No. 7393, regarding the City's consent to the Extension of Water Rates Proposed By California Water Service Company. On January 27, 2009, the City Council adopted Resolution No. 7233 consenting to rates proposed by Cal Water, including a surcharge that was set to expire on July 1, 2011. Cal Water has informed the City that it desires to maintain the water rates that were approved in 2009. By its Resolution No. 7381, adopted on June 14, 2011, the City Council established a procedure for the consideration of Cal Water's request and called a public hearing for August 9, 2011.

Public Works Department's declaration publication filed. Two written communications were received. Call for oral comments. Motion to close hearing. Motion to Approve resolution No. 7392.

RESOLUTION NO. 7393

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, CONSENTING TO A WATER RATE EXTENSION PROPOSED BY CALIFORNIA WATER SERVICE COMPANY. Motion to adopt.

- View supporting documentation

ORDINANCES

13.

ORDINANCE NO. 2006 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AMENDING SECTIONS 2.24.030, 5.57.020, 5.57.040, 9.39.020, AND 9.39.040 AND ADDING SECTION 9.39.155 OF THE HAWTHORNE MUNICIPAL CODE BY ADDING FOOD TRUCK GATHERING TO THE PERMITTING PROCESS FOR COMMUNITY EVENTS. Motion to Introduce.

- View supporting documentation

14.

ORDINANCE NO. 2007 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA TO COMPLY WITH PART 1.9 OF DIVISION 24 OF THE CALIFORNIA HEALTH AND SAFETY CODE AND TAKING CERTAIN ACTIONS IN CONNECTION THEREWITH. Motion to Introduce.

- View supporting documentation

CITY MANAGER'S CONSENT CALENDAR

15.

HSIP Project # 09-04, Federal Project # HPLUL - 5253(017) – Construction of Traffic Signal at intersections of El Segundo Blvd. and Doty Ave., El Segundo Blvd. and Yukon Ave., 116th St. and Van Ness Ave., 135th St., and Doty Ave., 120th Street and Wilkie Way.

RECOMMENDATION: That the City Council approve the Plans & Specifications and authorize the Chief of General Services and Public Works to advertise for bids with a return date of September 13, 2011.

- View supporting documentation

16.

Request for release of funds and Certification for HOME funds.

RECOMMENDATION: That the City Council Authorize and approve the release of funds and Certification for HOME funds and also authorize City Manager to execute all documents necessary for the release of these funds, and any amendments thereto.

- View supporting documentation

CITY ATTORNEY'S CONSENT CALENDAR

17.

Claim of Jo Ann Diaz for alleged violation of Civil Rights from her arrest for narcotics related offenses. The claimant alleges that the police officers stopped her vehicle without probable cause and used excessive force.

RECOMMENDATION: That the City Council Deny Claim. .

- View supporting documentation

COMMUNITY REDEVELOPMENT AGENCY

18.

Approval of Community Redevelopment Agency minutes for the regular meeting of July 12, 2011. Motion to approve minutes.

- View supporting documentation

19.

Adjourn.

PARKING AUTHORITY

20.

Approval of Parking Authority minutes for the regular meeting of July 12, 2011. Motion to approve minutes.

- View supporting documentation

21.

Adjourn.

HOUSING AUTHORITY

22.

Approval of Housing Authority minutes for the regular meeting of July 12, 2011. Motion to approve minutes.

- View supporting documentation

23.

Adoption of Housing Authority Portability Receivables Policy.

RECOMMENDATION: That the Authority Members Approve Housing Authority Portability Receivables Policy.

- View supporting documentation

24.

Adjourn.

25.

CITY COUNCIL'S DISCUSSION/ACTION ITEMS

a.- Youth Camp (Guidi)

b.- RFP for the old P.D. building site. (Guidi)

26.

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

Appointment of Christopher G. Richert to the Planning Commission

27.

Closed Session: Conference with Legal Counsel - Initiation of litigation pursuant to subdivision (c) of Section 54956.9 (Two potential cases)

28.

Closed Session: Conference with Labor Negotiators (Subdivision (a) of Section 54957.6 of the California Government Code. Name of Labor Negotiator: Jeff Freedman, (re: HPOA, HPMSG, HMEA and HEG).

29.

Adjourn City Council.