MINUTES OF A SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA HELD JUNE 14, 2011.

Mayor Guidi called the City Council meeting to order jointly and concurrently at 6:03 p.m. in the City Council Chambers of the City Hall, 4455 West 126th Street, Hawthorne, California.

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

The Invocation was led by Patricia Donaldson. Allen Richards led the Pledge of Allegiance.

1.

Under oral communications, no one indicated a desire to be heard.

Mayor Guidi ordered oral communications closed.

2.

Mayor Guidi recessed the City Council meeting to conduct a **Closed Session**: Conference with Legal Counsel pursuant to Government Code Section 54957 – Public Employee: Performance Evaluation. City Manager

Mayor Guidi called the City Council meeting back to order following recess with all Councilmembers present except for Councilmember English. He announced that the **closed session** was to discuss a Conference with Legal Counsel pursuant to Government Code Section 54957 – Public Employee: Performance Evaluation. City Manager. City Attorney Russell Miyahira announced that staff had been directed.

3.

Mayor Guidi adjourned the meeting at 9.34 p.m.

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Norbert Huber
City Clerk

MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA HELD JUNE 14, 2011.

Mayor Guidi called the City Council, Community Redevelopment Agency, Parking Authority and Housing Authority meetings to order jointly and concurrently at 6:03 p.m. in the City Council Chambers of City Hall, 4455 W. 126th Street, Hawthorne, California.

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

Patricia Donaldson from Hope is Helping Foundation gave the evening's invocation. Allen Richards led the Pledge of Allegiance.

Police Chief Robert Fager thanked the elected officials, city manager and departments for the outstanding personal and professional support that the police department received after the passing of Officer Garton. It made the adjustments that quickly had to be done more bearable, putting the human side before everything else. The support was deeply appreciated.

Mayor Guidi presented a Certificate of Appreciation to Fili Lamas, owner of Chips 50's Café, in recognition of his support, participation and involvement with the Hawthorne/Lawndale Ministerial Association Breakfast held on June 8, 2011.

1.

Under oral communications, **Delorez Ramos** thanked Sgt. Cognac and the police department for helping her with vandalism problems in her neighborhood. Was honored to have known Officer Garton. **Allen Richards** paid tribute to fathers in honor of Father's Day. **Pat Donaldson**, Chamber of Commerce President, announced that there would be no mixer in July due to summer break and that their installation would be held on August 25th at 7am at the Memorial Center. Thanked Assemblyman Steve Bradford for nominating her business, Abacus Security Services, for Business of the Year. Thanked the businesses that sent her to the $1000 luncheon with Michelle Obama yesterday. **Jose Gutierrez** questioned why there has not been an update on the city budget, why the residents have not been asked for input regarding the budget, the amount of the general fund reserves and why the latest financial statements are not posted online. **Alex Monteiro** offered his deepest sympathies to the Hawthorne Police Department and to the family of Officer Andrew Garton. Thanked City Treasurer Thierry Lubenec for attending his father's memorial service on Saturday. Reported that the Lions Club handed out 100 flags to 100 kindergarteners in honor of Flag Day. Reminded everyone that the 16th Annual Health Fair and 5K Run will be held on June 18th from 8am to 12pm at Memorial Park. **Gordon Mego** lamented the passing of Officer Andrew Garton by reading a poem entitled "We Never Walk Alone". Spoke on efforts to conserve the historical integrity of Leuzinger High School. **Katrina Manning**, Holly Park Home Owners Association Vice President, announced that the association will hold their 2nd Annual Pancake Breakfast on June 18th from 8am to 11am at Pacifica House, 2501 W. El Segundo Blvd. On June 25th, the 1st Annual Movies in the Park event will be held at Holly Park from 5pm to 10:30pm. **Gary Evans** of Pizza Show spoke on the parking crisis in the city and gave suggestions for providing extra parking spaces on the boulevard. **Wyneva Chenault Flores** asked why the clutter on Inglewood Avenue with the new medium. Feels that the center lane has been shortened and it is harder to turn into businesses. **Steve Koonz** spoke on the problem of Lawndale residents and businesses that have to use Hawthorne mailing addresses and pay taxes to Hawthorne, but cannot get Hawthorne police services. **Greg Dinabersky** spoke on improving his block at 115th by adding red curb, angled spaces, do not enter and one way signage, permit parking, the closing of a nearby problem business, putting up a cul-de-sac and better lighting. **Mike Castillo**, on behalf of Assemblyman Bradford, thanked those who attended the budget town hall. Reported that those in attendance who participated in focus group-type settings were overwhelmingly in favor of tax extensions. On Friday June 17th there will be a Utilities and Commerce Supplier Diversity Legislative Hearing in the City of Inglewood from 10am to 1pm. On June 24th there will be an open house at Gardena City Hall from 3pm to 6pm. **Darlene Love** expressed sadness over the passing of Officer Garton. Clarified to her neighbors that they direct their questions to the police department and not to her as she does not work for the department. **Frances Stiglich** spoke on her recent trip to Washington, D.C.

Mayor Guidi recessed the City Council meeting for 10 minutes and invited everyone to have cake in the lobby in honor of City Manager Mitsch's birthday.

2.

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

3.

Mayor Guidi moved, seconded by Councilmember Lambert, that the reading of the City Council minutes of the regular and special meeting of May 24, 2011 be waived and that they be approved and adopted.

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

4.

Mayor Guidi moved, seconded by Councilmember Lambert, to waive full readings of resolutions and ordinances on June 14, 2011's agenda.

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

5.

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.: 190650-190663 ; 424264-424614

Warrant Totals: $1,355,520.50 ; $2,918,850.18

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

6.

RESOLUTION NO. 7380

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPOINTING TOM QUINTANA AS THE CITY OF HAWTHORNE'S HISTORIAN.

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 7380 be approved and adopted.

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

7.

RESOLUTION NO. 7381

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, SETTING THE TIME AND PLACE FOR A HEARING ON THE EXTENSION OF WATER RATES BY CALIFORNIA WATER SERVICE COMPANY AND ADOPTING CERTAIN POLICIES WITH RESPECT TO SUCH HEARING.

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 7381 be approved and adopted.

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

8.

RESOLUTION NO. 7382

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, OPPOSING CALIFORNIA SENATE BILL 776.

Mayor Guidi moved, seconded by Councilmember Lambert, that Resolution No. 7382 be approved and adopted.

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

9.

City Clerk Huber announced that this was the time and place for the Public Hearing: and adoption of Resolution No. 7379 - Confirming and Approving Diagram and Assessment Contained In The Engineer's Report, And Levying Assessment For Improvement of the Street Lighting System (Landscaping And Street Lighting Act of 1972) for the Fiscal Year Ending June 30, 2012

Public Works 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. 7379

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING THE ANNUAL ENGINEER'S REPORT, CONFIRMING THE ASSESSMENT DIAGRAM AND ASSESSMENT AMOUNTS, AND AUTHORIZING THE LEVY AND COLLECTION OF ASSESSMENTS FOR IMPROVEMENT OF THE STREET LIGHTING SYSTEM (LANDSCAPING AND STREET LIGHTING ACT OF 1972) FOR THE FISCAL YEAR 2011-2012.

Councilmember Juarez moved, seconded by Mayor Guidi, that Resolution No. 7379 be approved and adopted.

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

10.

ORDINANCE NO. 2000 (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING ZONING TEXT AMENDMENT NO. 2011ZA03, AMENDING TITLE 17 (ZONING), CHAPTERS 17.04, 17.26, AND 17.32 OF THE HAWTHORNE MUNICIPAL CODE, RELATED TO CLASSIFYING TOBACCO SPECIALTY SHOPS.

Councilmember Juarez moved, seconded by Mayor Guidi that Ordinance No. 2000 be approved and adopted.

For the record, Councilmember Lambert stated that this does not affect stores or markets that carry cigarettes.

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

11.

ORDINANCE NO. 1997 (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING ZONING TEXT AMENDMENT NO. 2011ZA02, AMENDING TITLE 17, (ZONING), CHAPTERS 17.18, 17.19, 17.20, 17.21, 17.58, AND ADDING 17.87 OF THE HAWTHORNE MUNICIPAL CODE, RELATED TO R-4 ZONING CLASSIFICATION AND MIXED-USE OVERLAY ZONE (2011ZA02).

Mayor Guidi moved, seconded by Councilmember Juarez that Ordinance No. 1997 be approved and adopted.

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

12.

ORDINANCE NO. 1998 (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING A CHANGE OF ZONE FOR NUMEROUS PROPERTIES IN THE R-3 (HIGH-DENSITY RESIDENTIAL), R-4 (MAXIMUM DENSITY RESIDENTIAL), C-1 (FREEWAY COMMERCIAL-MIXED USE), C-3 (GENERAL COMMERCIAL), M-1 (LIMITED INDUSTRIAL), M-2 (GENERAL INDUSTRIAL, AND H (HORTICULTURAL) ZONES IN THE CITY OF HAWTHORNE, AND MAKING FINDINGS IN SUPPORT THEREOF (2011ZA02).

Councilmember Lambert moved, seconded by Councilmember Vargas that Ordinance No. 1998 be approved and adopted.

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

13.

ORDINANCE NO. 2001 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AMENDING SECTIONS 8.34.060 AND 8.34.085 OF THE HAWTHORNE MUNICIPAL CODE REGARDING CITY COUNCIL DRAWING DETERMINING PRIORITY FOR LOCATION OF BOOTH.

Ordinance No. 2001 was introduced by title only by Councilmember Juarez.

14.

ORDINANCE NO. 2002 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA ADDING SECTIONS 2.06.135 OF THE HAWTHORNE MUNICIPAL CODE AND AMENDING SECTION 2.08.020 RELATING TO REQUIRING THE CITY ATTORNEY'S APPROVAL BEFORE PLACING CERTAIN ITEMS ON THE CITY COUNCIL'S, PLANNING COMMISSION'S AND CERTAIN ENTITIES' AGENDAS.

Ordinance No. 2002 was introduced by title only by Councilmember Vargas.

15.

ORDINANCE NO. 1986 (1ST Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA RECOMMENDING TO THE CITY COUNCIL APPROVAL OF ZONING TEXT AMENDMENT NO. 2010ZA03, AMENDING TITLE 17 (ZONING), CHAPTERS 17.04, AND 17.35 OF THE HAWTHORNE MUNICIPAL CODE, RELATED TO ELECTRONIC MESSAGE CENTER (EMC) SIGNS IN RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL ZONES.

Ordinance No. 1986 was introduced by title only by Councilmember Juarez.

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

16.

Approve Adoption of Portability Receivables Policy

17.

Approve Progress Payment No. 2 due to Martinez Landscape Company, 12337 San Fernando Road, Sylmar, Ca 91342 for Weed Abatement, Landscape, and General Maintenance (Project # 08-08) – 3rd Year in the amount of $333,163.44.

18.

Approve Progress Payment # 5 to United Pacific Services, Inc., for Street Tree Trimming (Project # 10-01), in the amount $18,930.00 will be charged to the approved and allocated Tree Trimming Funds.

19.

Approve Progress Payment # 7 and Final Acceptance due to All American Asphalt for Crenshaw Boulevard Improvement Project (Project # 08-05) Federal Project # HPLUL - 5253(018), MTA PC25, and Proposition C. in the amount of $706,826.71.

20.

Approve Purchase of one vehicle for the Hawthorne P.D. and authorize the Director of Public Works to proceed with it.

21.

Approve the FAA and governmental protocols and law, service and replacement of airframe parts and components MUST be adhered to. AIR55 has reached this need with respect to its 'Main Rotor Transmission' assembly. This correlates to a specific and integral service that is mandated to be performed on our Helicopter (AIR55) per FAA regulations after reaching a determined number of flight hours. These parts and service, replacement of the "rotor transmission", will cost an estimated $48K and authorize for the Chief of Police to enact service and payment for our Airship's need and viability.

22.

Approve to Ratify the following re-appointments to the South Bay Workforce Investment Board (SBWIB): (1) Mr. Samuel Bingham, representing The Samuel Bingham Insurance Agency; and (2) Mr. Ray Snowden, The Snowden Insurance Agency.

Mayor Guidi moved, seconded by Councilmember Lambert, to approve items 16 through 22 of the City Manager's Consent calendar.

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

23.

The City Attorney, Russell Miyahira, recommended that the claim filed on behalf of Eddie Rushing allegedly fell near a Golden State water meter at the Northwest corner of Crenshaw Blvd., and Rosecrans Ave. and suffered a fractured patella be denied in its entirety.

Mayor Guidi moved, seconded by Councilmember Lambert that the claim filed on behalf of Eddie Rushing allegedly fell near a Golden State water meter at the Northwest corner of Crenshaw Blvd., and Rosecrans Ave. and suffered a fractured patella be denied in its entirety.

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

30.

a.- Parking Enforcement on Hawthorne Boulevard (Guidi).

In order to improve parking on the boulevard, Mayor Guidi asked that the planning department come up with a better questionnaire to find out what exactly a future business will need. Until there is a plan to help add more parking on Hawthorne Boulevard, Mayor Guidi recommended that the police department, without hiring anyone, rotate one of the parking enforcement people to work Saturdays.

31.

Under Elected Official Reports and Recommendations:

Councilmember **Lambert** expressed displeasure with Mr. Jose Gutierrez' comments attacking the city council because they did not have a budget. She clarified that the budget is prepared by the city manager and the staff at the appropriate time. Also did not appreciate that he touched on the subject of missing HUD money again when an audit had already proved that there was no missing money.

Councilmember **Juarez** praised Officer Andrew Garton for the fantastic man he was and thanked all the agencies that did everything they did to send him out like a king. He will definitely be missed.

Councilmember **Vargas** spoke on how the last three weeks have been very hard on the city, the department and a lot of people with regards to the passing of Officer Andrew Garton and how we should continue to stick by his family. Reported that there was a great turnout at Nathan's for the hot dog eating contest with a lot of community leaders participating; thanked Gary Premeaux, Gold's Gym and all the community groups for their participation. Announced that Movies in the Park will be held on June 25th. Chivas USA/Hawthorn Police will hold a fireworks safety awareness event on June 28th at city hall at 2pm. The Hawthorne Health and Sports Fair will be held on June 18th from 8am to 12pm. Stated that he still has open office hours on Mondays before the council meetings.

Mayor **Guidi** commended Chief Fager and his troops for putting together a tribute to honor Officer Garton that his family and sons will never forget. Inquired if apartment buildings are considered commercial buildings and if the color code addresses that. Taxis and commercial vehicles are starting to park again in residential areas. Has received a lot of good feedback regarding the beatification of Inglewood Avenue; regarding the gaps on the avenue, it is because those sections belong to County. Will work with Mark Ridley-Thomas to get an okay to fill the gaps. Inquired why Pirate Employment was

able to open at their location what with there being parking issues and also this business has a problem with loitering that needs to be addressed. Metal clothing containers are popping up in neighborhood parking lots and storefronts which are becoming a graffiti haven. Programs need to be implemented to clean up and get positive development going on Imperial Highway as it is still a sore spot with the Council. On a positive note, a letter of congratulations needs to be sent to Seers Lumber for reinvesting in the city; they have rebuilt and made a lot of improvements to their property and also to businesses on Prairie between Jack Northrop and 120th to Rosecrans that have also reinvested in the city by making improvements. Congratulated Mayor Pro Tem Vargas for the Nathan's event. Requested to agendize an item to look at a budgetary line item giving each Councilmember $2500 a budget to use for example, for waiving of fees.

City Clerk **Huber** thanked the city employees who gave blood today at the American Red Cross blood drive. Fourteen units of blood that will save 45 lives were collected. Everyone who donated received a free ticket to the surf music concert. The planning committee has met with Former Beach Boy David Marks who will not be charging a fee for his appearance, but is attending out of a sincere desire to give back to his hometown of Hawthorne. Requested that this event be city approved in order to put up banners. Feels that this event will help the economics of the city.

32.

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 - Louis Escobar)."

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 - Louis Escobar). The City Attorney announced that staff was directed.

33.

Mayor Guidi adjourned the meeting at 9:34 p.m. in the memory of Officer Andrew Garton.

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Norbert Huber
City Clerk