

**MINUTES OF A REGULAR AND SPECIAL MEETING OF THE
CITY COUNCIL OF THE CITY OF HAWTHORNE,
CALIFORNIA HELD JULY 12, 2011.**

Mayor Guidi called the City Council, Community Redevelopment Agency, Parking Authority and Housing Authority meetings to order jointly and concurrently at 6:05 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

Reverend Tom Eggebeen from Calvary Presbyterian Church gave the evening's invocation. Olivia Valentine led the Pledge of Allegiance.

Chief Fager introduced Lt. Aimee Yoshida, Officer of the Month for June 2011.

City Clerk Huber read a Certificate of Appreciation honoring former Beach Boy David Marks for his participation in Good Neighbor Day.

Under oral communications **Beatrice Williams** from the Hawthorne Chamber of Commerce introduced new board member Arcella Gant. **Ammar Kahf** from the Islamic Center of Hawthorne requested to agendize the Hawthorne Camp in order to openly discuss it and get an update on its status. **Alex Monteiro** thanked Council for adjourning the last meeting in memory of his father. Thanked all those who volunteered at the June 18th Health Fair & 5K. Congratulated Lt. Aimee Yoshida on being Officer of the Month. Regarding redistricting, spoke in favor of maintaining Hawthorne the way it is with the current map or put it with the beach cities. **Kyle Orleman** asked that Council draft a resolution on redistricting to keep Hawthorne with the South Bay cities as that is where our needs are. **Jerry Orleman** spoke in favor of keeping Hawthorne with the beach cities regarding the issue of redistricting. **Olivia Valentine** spoke on the replacement of the city manager, possible Brown Act violations regarding closed sessions and putting the city before politics. **Ken LeTourneau** inquired on who he can talk to within the city to show how the city could be generating revenue. **Jose Gutierrez** spoke on the Brown Act and how he believes the city is not in compliance, the hiring and firing of employees and city lawsuits. **Victor Rosario** expressed displeasure over the way his case was handled by animal control when he called for assistance regarding the suspected poisoning of his dog. **Gordon Mego** thanked the Mayor and Council for the letter they drafted regarding Leuzinger High School campus. A meeting regarding plans for the various Centinela campuses will be held tomorrow at the Lawndale Performing Arts Center. Spoke on the new launch pad that SpaceX will receive. **Darlene Love** reported on an unsightly property at 120th & Van Ness.

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.

Councilmember Lambert moved, seconded by Councilmember English, that the reading of the City Council minutes of the special meeting of July 5, 2011 be waived and that they be approved and adopted.

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

4.

Councilmember Lambert moved, seconded by Councilmember English, to waive full readings of resolutions and ordinances on July 12, 2011's agenda.

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

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5.

The City Treasurer submitted a financial statement regarding warrants.

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

Warrants Nos.: 190673-190727 ; 10000-425184

Warrant Totals: \$773,951.52 ; \$2,962,506.28

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

NOES: None.

6.

RESOLUTION NO. 7386

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING AND ORDERING THE LEASE OF THE CITY'S WATER SYSTEM AND GROUND WATER TO CALIFORNIA WATER SERVICE COMPANY.

Councilmember Lambert moved, seconded by Councilmember English, that Resolution No. 7386 be approved and adopted.

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

NOES: None.

7.

City Clerk Huber announced that this was the time and place for the Public Hearing. This is a City-initiated application to amend Hawthorne Municipal Code (HMC): Chapters 17.04 (Definitions); 17.25 (C-1 Freeway Commercial/Mixed Use Classification); 17.26 (C-2 Local Commercial Classification; 17.28); C-3 (General Commercial Classification); 17.32 (M-1 Limited Industrial Classification); and 17.58 (Off-Street Parking). The amendment will establish smog check only and automobile repair as permitted uses in commercial and industrial zones under limited circumstances.

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.

ORDINANCE NO. 2005 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPROVING ZONING TEXT AMENDMENT NO. 2011ZA05, AMENDING TITLE 17 (ZONING), CHAPTERS 17.04, 17.25, 17.26, 17.28, 17.32, AND 17.58 OF THE HAWTHORNE MUNICIPAL CODE, RELATED TO SMOG CHECK ONLY STATIONS AND AUTOMOBILE REPAIR IN THE COMMERCIAL AND INDUSTRIAL ZONES, AND MAKING FINDINGS IN SUPPORT THEREOF.

Mayor Guidi moved, seconded by Councilmember Juarez to send Ordinance No. 2005 back to the Planning Commission to require a more restrictive CUP process.

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

NOES: None.

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

8.

Approve Agreement between the City of Hawthorne and Coffman Associates, Inc. to perform FAA 14 CFR Part 150 Noise Compatibility Study for the Hawthorne Municipal Airport and authorize the Interim City Manager to execute it on behalf of the City.

9.

Approve Budget policy allocating to each elected official the amount of \$3,000 to be used only for donations to organizations for events approved by the city council as “city sponsored” for Fiscal Year 2011-2012. Because such events provide benefit to the community, they have a public purpose that makes it appropriate for the City to consider making such events “city sponsored” and to provide financial support for such events.

Mayor Guidi moved, seconded by Councilmember Juarez to approve item 9 of the City Manager’s consent calendar.

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

NOES: None. ABSTAIN: Councilmember Lambert.

10.

Approve Workforce Investment Act Local Plan Modification for Program Year 2011-2012.

11.

Approve to Appoint/Ratify the following to the South Bay Workforce Investment Board (SBWIB): (1) Mr. Doug Herbst, representing Manhattan Beach Business Private Sector; (2) Ms. Carolyn Anderson, representing the Employment Development Department; (3) Ms. Janice Webb, representing Hermosa Beach Business Private Sector; and (4) Mr. Glenn Mitchell, representing Gardena Business Private Sector.

Mayor Guidi moved, seconded by Councilmember Juarez to approve items 8, 10, and 11 of the City Manager’s consent calendar.

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

NOES: None.

18.

Under City Council’s Discussion/Action Items

- a. - Ralph and CVS shopping center at Hawthorne Blvd/118th St. (Vargas)

Chief Fager reported that over the last several months, two primary issues have been addressed regarding this shopping center. One of them had to do with vagrancy and loitering in the area and then the other one had to do with bootleg DVD and CD sellers that were working independently but in conjunction with that whole parking lot. At least four arrests have been made on the bootleg sellers. In working with the city department, vagrants that loitered both in the shopping center and on the east side where the laundromat is have been removed. With regards to the trash issue in the shopping center, Interim City Manager Shadbehr reported that in the past code enforcement basically followed our city code which is to give five days written notice before action is taken. However, due to the violators correcting the problems immediately, no correction notice was given. Because the problem is ongoing, Code Enforcement is now giving written correction notices on a daily basis or as needed.

Two weeks after the first written notice, citations will be issued. As for trash cans, new ones with a different style of cover are currently being manufactured and will be shipped to the site next week.

b. - Form a committee to discuss overlay for possible organized food trucks specific events (Vargas)

Councilmember Vargas suggested in order not to make a hasty decision with regards to changing or amending ordinances or creating unnecessary legislation, forming a committee to discuss what the possibilities are about having special events. The committee would include the city manager, the police chief, the mayor and the senior planner.

Mayor Guidi moved, seconded by Councilmember Vargas to form a committee on the possibility of having special events.

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

NOES: None.

c- Possible amendment to Hawthorne Municipal Code to allow Gourmet Food Trucks to operate within city limits. (Juarez)

Councilmember Juarez suggested putting in an overlay zone for the food trucks where they could set up without affecting other businesses. This is also an opportunity to bring more revenue to the city by having the trucks get a business license.

19.

Under Elected Official Reports and Recommendations:

Councilmember **Juarez** in response to a comment made during oral communications stated that he could not attend the special meeting because he was at work at five o'clock. Had the meeting been at six, he would have been able to attend. Requested a copy of the letter sent to the Governor regarding SB776. Requested that the City Manager and staff work on Municipal Best Practices so that the city receives a better ranking regarding water conservation. Thanked Code Enforcement for reacting swiftly in stopping construction on a house in Bodger Park that was supposed to be renovated but was actually being turned into an apartment. Announced that Space-X is starting groundbreaking tomorrow for a new launch facility at Vandenberg Air Force Base which means more jobs for those working in Hawthorne. Congratulated Jan Vogel on receiving a \$45million grant for the SBWIB program. Requested an update on where we are regarding the Los Angeles Conservancy. Asked that everyone keep the family of Ramona Hahn in their prayers. Ramona was the widow of Kenny Hahn and mother of Janice Hahn. Now that it's summer, encouraged kids to use the park facilities and wading pools. Invited all to attend Good Neighbors Day.

Councilmember **Lambert** announced that the 405 Freeway will be closed on the 14th, 15th, 16th and 17th.

Councilmember **English** asked for support of AB420. Clarified that oral comments should be directed to the Council as a body and not to individuals. Clarified that she did not vote on the Jim Mitch issue because of furloughs, budget issues, lawsuits and pending lawsuits. Regarding the special meeting on Monday, there was still a request that she had yet to receive and review so she could not make an informative decision. Clarified that she did not make any quotes or do an interview with the Daily Breeze, rather comments from others and those she made from the dais were written.

Councilmember **Vargas** requested that the issue of redistricting be agendized for the next meeting and that an emergency letter be written stating what our position is as a city on redistricting on behalf of the people who have spoken. Stated that Hawthorne is a progressive city and as progressive city, it is looking into the possibility of integrating the Los Angeles County Bicycle Plan into its infrastructure. Announced that the city is applying for a grant to help revamp playground equipment and parks. The program is called Kaboom and consists of the community coming together to build and design a park. Thanked Father Perry Leiker for his 12 years of service to the community of St. Joseph and to the City of Hawthorne. Welcomed the Rev. Greg King to St. Joseph. Would like a full report on the fees and what the status is on the former Hawthorne Youth Camp. Asked that Council elevate their level of

professionalism and that they respect the opinions, whether critical or constructive, of those who come to speak before the Council.

Mayor **Guidi** thanked Code Enforcement and Ray Shun for staying on top of issues that keep occurring. Still wants a solution regarding metal containers. Asked P.D. to work on the problem of vagrancy, loitering and theft at the Home Depot lot. Encouraged all to attend the Good Neighbors event this weekend. Asked that staff, especially the Planning departments keep an eye on what is coming into the city. Thanked Alex Monteiro and Kyle Orleman for their hard work on the redistricting issue and encouraged the homeowner associations to get involved on this issue. Feels the city needs to consider whether they are going to continue to allow firework sales due to difficulties enforcing firework laws and low sales. Free flights are being offered by the South Bay Experimental Association on July 17th for kids aged eight to eighteen at Hawthorne Airport.

City Treasurer **Lubenec** thanked Kyle Orleman and Alex Monteiro for their efforts regarding the redistricting issue. Can see food trucks being used as fundraisers for organizations. Suggested putting a committee together to make sure that a certain distance is kept between firework stands as this year there were four stands within a ½ mile of each other. Would like to revisit how organizations give back to the city programs after selling fireworks.

City Clerk **Huber** announced that candidate statement fees for the upcoming November election will be set at \$1800 to publish in both English and Spanish. Filing is open from July 18th to August 12th in the City Clerk's Office. All citizens who have an interest in running are encouraged to pull papers. Reported that while walking the streets and talking to business owners to solicit sponsorship for Good Neighbors Day, it was brought to his attention that there are many business owners that are upset with the two hour parking limitation on the boulevard medium as it is creating safety issues for employees who work in the area. It was suggested that maybe they could rent or lease vacant parking in nearby areas. Encouraged all to support Hawthorne High and the Historical Society by participating in Good Neighbors Day. Former Beach Boy David Marks will be participating in the event. Thanked Dr. Mark Newell, Hawthorne High School Principal, for his hard work in keeping Hawthorne High going and for his help with Good Neighbors Day.

20.

Mayor Guidi called for oral comments

No one expressed a desired to be heard

Mayor Guidi recessed the City Council meeting to conduct a **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).

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 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). The City Attorney, Miyahira announced that the Labor Negotiator has been advised.

21.

Mayor Guidi adjourned the meeting at 9:23 p.m.

Norbert Huber
City Clerk