MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA HELD FEBRUARY 28, 2012.

Mayor Juarez called the City Council, Parking Authority and Housing Authority meetings to order jointly and concurrently at 6:04 p.m. in the City Council Chambers of City Hall, 4455 W. 126th Street, Hawthorne, California.

ROLL CALL-Present: Councilmembers English, Valentine, Michelin, Vargas, Mayor Juarez
Absent: None.

Pastor Patrick Cazarez from the River of God Church gave the evening's invocation. Mr. Luciano Aguilar, newly elected Hawthorne School District Board Member, led the Pledge of Allegiance.

1.

Under oral communications Rev. **Teresa Santillana** of Hawthorne United Methodist Church, asked for continued support of LAX workers. **Maria Sanchez** spoke regarding tough working conditions at LAX and asked for continued support. **Lani Emmich**, Event Chair for Hawthorne Relay for Life, announced that there are currently 30 teams for Relay for Life. A donation of canned foods is being held to help out with the Iluminaria project; the canned goods will then be donated to the Hawthorne Presidents Council for their food distribution program. Paint the Town Purple, which brings awareness to Relay for Life, will be held on March 17th. **Don Rowe**, Hawthorne Library, announced that they have a new partnership with the Crenshaw Social Security office to create an iCenter at the library. **Dulce Stein**, Friends of the Hawthorne Library, spoke on programs supported by the Friends and announced that there will be a Book and Bake Sale on April 14th. She invited everyone to join Friends of the Library, which is $5 for a lifetime membership. **Bryant Crook & Rafael Scott**, representing Holly Park Little League Baseball, invited Council to attend opening day on March 10th. Requested donations to help support little league baseball and announced that they would like to have a carnival to offset costs. **Patricia Donaldson**, President Hawthorne Chamber of Commerce, presented a plaque to new Chamber member International Auto Body. **Susan Hillyer**, representing the Hawthorne Del Air Certified Farmer's Market, thanked Council for the exposure she received at the last meeting as it increased the number of patrons to the market. Also requested a letter of recommendation from the city in order to apply for some grants. Greg Dinabersky thanked the Hawthorne Police Department and the neighboring agencies that responded to a major incident at The Den. Would like to see their license pulled as it attracts the wrong crowds and they have no security. Requested that the alcohol license being requested at 11602 Hawthorne Blvd be denied as there are already too many establishments with alcohol licenses in the area. Asked that the temporary barricade on 115th Street be made permanent. Inquired on redrawing his property line. **Jesus Cervantes** asked for support of the Good Jobs LA project. **Frances Stiglich** inquired on the extended hours for the senior center. Spoke on starting a neighborhood association in her neighborhood. Inquired on how much it costs to maintain the planning commission. Asked if we are getting money to build new facilities like Lawndale. Inquired on the cost of maintaining the helicopter.

2.

Mayor Juarez recessed the Parking Authority and Housing Authority meetings to conduct the meeting of the City Council.

3.

Mayor Juarez moved, seconded by Councilmember English, that the reading of the City Council minutes of the regular meeting of February 14, 2012 be waived and that they be approved and adopted.

ROLL CALL-AYES: Councilmembers English, Michelin, Valentine, Vargas, Mayor Juarez.
NOES: None.

4.

Mayor Juarez moved, seconded by Councilmember English, to waive full readings of resolutions and ordinances on February 28, 2012's agenda.

ROLL CALL-AYES: Councilmembers English, Valentine, Michelin, Vargas, Mayor Juarez
NOES: None.

5.

The City Treasurer submitted a financial statement regarding warrants.

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

Warrants Nos.: 191047-191052 - 99813-99162 ; 428770-429040 ; 13781-14239

Warrant Totals: $631,367.20 ; $ 2,310,897.51 ; $829,227.86

ROLL CALL-AYES: Councilmembers English, Valentine, Michelin, Vargas, Mayor Juarez.
NOES: None.

6.

RESOLUTION NO. 7431

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA IN SUPPORT OF THE "GOOD JOBS LA" MOVEMENT.

Mayor Juarez moved, seconded by Councilmember Valentine, that Interlineated Resolution No 7431 be approved and adopted.

ROLL CALL-AYES: Councilmembers English, Valentine, Michelin, Vargas, Mayor Juarez
NOES: None.

7.

RESOLUTION NO. 7432

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPOINTING COUNCIL MEMBER OLIVIA VALENTINE AS THE CITY'S DELEGATE, DENNIS HERNANDEZ AS THE ALTERNATE AND ROBERT O'BRIEN AS THE SUBSTITUTE ALTERNATE TO THE INDEPENDENT CITIES RISK MANAGEMENT AUTHORITY GOVERNING BOARD.

Mayor Juarez moved, seconded by Councilmember English, that Resolution No. 7432 be approved and adopted.

ROLL CALL-AYES: Councilmembers English, Valentine, Michelin, Vargas, Mayor Juarez
NOES: None.

8.

RESOLUTION NO. 7433

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA SUPPORTING THE DESIGNATION OF A PORTION OF THE STATE-HIGHWAY ROUTE 405 THROUGH THE CITY OF HAWTHORNE AS THE "*HAWTHORNE POLICE OFFICER* ANDREW GARTON MEMORIAL HIGHWAY".

Mayor Juarez moved, seconded by Councilmember English, that Resolution No. 7433 be approved and adopted.

ROLL CALL-AYES: Councilmembers English, Valentine, Michelin, Vargas, Mayor Juarez
NOES: None.

9.

RESOLUTION NO. 7434

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA APPOINTING ARNOLD SHADBEHR AND MIKE TALLEDA TO THE OVERSIGHT BOARD PURSUANT TO HEALTH AND SAFETY CODE SECTION 34179.

Mayor Juarez moved, seconded by Councilmember English, that Resolution No. 7434 be approved and adopted.

ROLL CALL-AYES: Councilmembers English, Valentine, Michelin, Vargas, Mayor Juarez
NOES: None.

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

10.

Authorize the transfer of $200,000 from City's General Fund to Housing Authority's Portable Funds and forgive remaining debt of $450,000.

RECOMMENDED MOTION: That the City Council authorize and approve transfer of $200,000 from City's General Fund to Housing Authority's Portable Funds and forgive remaining debt of $450,000.

11.

Agreement between the City of Hawthorne and MuniServices, LLC, pursuant to the Council's direction to Provide Contract Services Relating to Business License Tax Discovery and Audit Services.

RECOMMENDED MOTION: That the City Council Approve the Agreement and authorize the Interim City Manager to execute it on behalf of the City.

Mayor Juarez without any objection from the City Council requested that items 10 & 11 be tabled.

The City Attorney, Russell Miyahira, presented the following agenda and requested approval of the indicated recommendation:

12.

The City Attorney, Russell Miyahira, recommended that the claim filed on behalf of Teresa Aldaz for alleged injuries arising out of an August 8, 2011 police patrol vehicle versus civilian vehicle accident. Ms. Aldaz, through her attorney, filed a claim with the City alleging that she suffered sprains to her neck and back be denied in its entirety.

Mayor Juarez moved, seconded by Councilmember English, that the claim filed on behalf of Teresa Aldaz for alleged injuries arising out of an August 8, 2011 police patrol vehicle versus civilian vehicle accident. Ms. Aldaz, through her attorney, filed a claim with the City alleging that she suffered sprains to her neck and back be denied in its entirety be denied in its entirety.

ROLL CALL-AYES: Councilmembers English, Vargas, Valentine, Michelin, Mayor Juarez.
NOES: None.

13.

The City Attorney, Russell Miyahira, recommended that the claim filed on behalf of Artemio Saucedo was riding his bicycle on August 9, 2011 when he was involved in a collision with an automobile at the intersection of Aviation Boulevard and 135th Street. Claimant states that the negligent placement of the "traffic box" contributed to his injuries in the amount of $485,852.

Mayor Juarez moved, seconded by Councilmember English, that the claim filed on behalf of Claimant Artemio Saucedo was riding his bicycle on August 9, 2011 when he was involved in a collision with an automobile at the intersection of Aviation Boulevard and 135th Street. Claimant states that the negligent placement of the "traffic box" contributed to his injuries in the amount of $485,852 be denied in its entirety.

ROLL CALL-AYES: Councilmembers English, Vargas, Valentine, Michelin, Mayor Juarez.
NOES: None.

14.

Under Council's Discussion/ Action Items

a.- Extension of Mixed-Use Overlay to include all of Imperial Highway between roughly Inglewood Avenue and near Yukon Avenue (English).

Due to the growth of LAX and the extension of the rail lines that will come through the 105 Imperial Corridor, Councilmember English feels the easterly and westerly portions of the Imperial Corridor should be developed so our city could benefit from it. Councilmember English would like to bring this back when the planning department has more information on the needs of this project and more information about the groups that are looking at this right now as far as what their visions for the future are. Councilmember Valentine asked that a look be taken at how we can restrict it in such a way that we would wind up with high quality development and lowest possible density as far as housing is concerned. Mayor Juarez would like to include how we are going to outreach to the public.

b.- Direct staff to prepare ordinance amendment for consideration before the Planning Commission that would allow check cashing activities when combined with a full service (bona fide) financial institution. (English)

Because Kinecta is a bona fide banking institution that provides services such as home loans, car loans, and savings accounts, they should be able to cash checks for non customers as other banks along Hawthorne Boulevard are allowed to do. This would also give Kinecta the opportunity to get non customers to open an account with them thereby also making use of their many services. Councilmember English directed staff to bring this request back to the planning commission so Kinecta can be given instructions on how to move forward with this request.

c.- Consider paperless alternative to providing agenda items to elected officials. City staff presently compiles bi-monthly agenda packets to Councilmembers using reams of paper. City resources should not be used to personally deliver city council packets to Councilmembers and City clerk staff should not have to spend hours making copies of city council packets for distribution. The city needs to conserve on the use of paper. Many cities are selecting the paperless alternative in receiving their council packets. The city is functioning on a skeletal crew in each department, and it is imperative that we use available resources on a more efficient basis. Many cities are now utilizing iPads as a preferred Environmental choice of distributing packets to Councilmembers. (English)

Councilmember English directed staff to research the cost of alternative methods in producing agenda packets and to see what other cities are doing.

c.- Amend RV ordinance re: procedure for contacting police department. (Mayor Juarez)

Mayor Juarez continues to get calls from residents whose RVs are being ticketed. We need to educate people so they understand that there is a procedure in place and amend our ordinance which right now does not say that they need to contact the police department.

d.- d.- More clarity in Hawthorne Municipal Code re: what is the definition of commercial vehicle (Mayor Juarez)

Mayor Juarez asked for a better definition of what a commercial vehicle is so that people who are using their personal vehicles, for example, to sell other products are not ticketed.

15.

Under Elected Official Reports and Recommendations. Appointments/Reappointments/ Removal to Commissions/Committees and Boards.

City Treasurer **Lubenec** feels the city does need to move forward and there has to be a plan. Every part of the city should be invested in so the residents can benefit.

City Clerk **Huber** thanked Mayor Juarez and Councilmember Valentine for attending the Hawthorne Historical Society meeting at Ramona a couple of weeks ago. Looking forward to possibly next meeting approving a possible lease of the police station with the Historical Society. Attended the grand opening of the French bakery on Inglewood and 136th. An official ribbon cutting ceremony for the bakery will held on Friday. Announced that tomorrow is Run for Life for Ronald McDonald House. For every mile you run, a dollar will be donated to Ronald McDonald House. The Hawthorne Parks and Recreation Foundation will hold their golf tournament on April 2nd.

Councilmember **Vargas** thanked the police department for their quick response and professionalism to the two major incidents in North Hawthorne and Moneta Gardens within the past couple of weeks. Participated in the Hawthorne Police department soccer tournament fundraiser where backpacks were collected for local school children in need. Requested a report on the dates and source of funding for new hires. Residents are concerned that a Walmart will be coming to the city, but staff has not received any inquires on this subject. Asked that code enforcement address the issue of a commercial truck that continues to park on 120th and Eucalyptus and businesses along Hawthorne Boulevard that are putting items for sale on the sidewalk.

Councilmember **Valentine** encouraged the community to support Holly Park Little League. Congratulated Patricia Donaldson for being sworn in as the 2012 South Bay Association Chamber of Commerce Chair. Offered support for Relay for Life, an important event that brings the community together. One of the great announcements that occurred this month was the groundbreaking of the National Museum of African American History and Culture which will be located on the mall in Washington D.C. in 2015. Announced that the Teen Center will hold a Black History celebration at the Memorial Center tomorrow at 5pm. Thanked Animal Control Officer Evelyn Diaz and acknowledged Councilmember English for cosponsoring the Locks of Love event on Saturday at the Memorial Center. Announced that the 17th Annual Vietnam Veterans of America Scholarship Essay program for high school seniors is still soliciting applications for $1000 scholarships; the deadline is April 9th.

Councilmember **Michelin** encouraged everyone to attend Relay for Life and the Iluminaria ceremony. Hopes everyone takes advantage of the Social Security information on the second and fourth Thursday of the month at the library. Encouraged supporting the Hawthorne Library and the book sale. Thanked Holly Park Little League and Susan Hillyer of the Farmers market for their presentations. Is glad that Officer Garton is being honored by designating part of the 405 freeway in his honor. Thanked the Reverend and the workers for their testimony regarding working conditions at LAX and to Council for passing the worker's resolution.

Councilmember **English** congratulated Mr. Jan Vogel and the South Bay WIB for the National Association of Workforce Boards who will be honored with the distinguished 2012 WIB Excellence award. Looks forward to attending the recycling complex dedication in Anaheim tomorrow for Republic Services. Asked that the city attorney look into the AB327 three strike legislative bill and how it will affect the City of Hawthorne. Congratulated Claudio Tanaguchi for working so that the CERT program is offered in Spanish. The Hawthorne Lions will honor Citizen of the Year, Victor Penzo, on March 6th at the Moose Lodge. California Edison will be offering a tour of their facilities at 5235 Marine Avenue on April 11th. Asked that we look at the report card on legislation provided by the Los Angeles County Division League of California Cities to see how if affects our city. Attended the African American Film

Festival in Los Angeles. Wants to make sure that all 700 forms are complete for councilmembers and commissioners. Presented a video showcasing the efforts of the Locks of Love event that was held on Saturday and thanked everyone that participated and attended. Attended the State Democratic Convention in San Diego a week ago where she was approached by a number of people who told her that someone on the dais is giving out business cards that are misrepresenting their title so Councilmember English requested that an item of action be put on the next council agenda to make it clear what the dos and don'ts are of council to have the correct use of business cards and that it be reflected in a policy written format where sanctions could be used.

Mayor **Juarez** requested that the blue lights on Inglewood Avenue be changed to white. Announced that Gary Premeaux of South Bay Ford will be opening a new Mitsubishi truck dealership on Hawthorne Boulevard. Thanked Council for the added language to support Good Jobs LA. Asked that a resolution supporting GMO be on the next agenda. Thanked staff for the overtime and comp time report, but requested that Code Enforcement, Licensing and Animal Control be placed in their respective new departments. Asked that overtime and comp time be cut back. Congratulated Hawthorne Resident Mary Aker for winning the women's division Superbowl Sunday 10K run. Congratulated the police department for a recent crime statistics report in the Daily Breeze comparing 2010 to 2011 which showed overall that crime is down 8.4% in the city. Congratulated the new board of the Hollyglen Homeowners Association. With Earth Day coming up asked that a mobile recycling booth be set up at the event. Attended the Locks of Love event and the Le Pain de Jour grand opening. Would like to acknowledge at the next Council meeting the businesses that donated goods for the SBCCOG 13th Annual General Assembly Hawthorne booth. Encouraged everyone to attend the Wiseburn Education Foundation food truck fundraiser which is held the last Friday of the month from 5:30pm to 9pm at Dana School. Announced that the State of the City will be held on April 13th; for more information on the event, contact Mr. Jan Vogel.

16.

Mayor Juarez called for oral comments.

No one expressed a desired to be heard.

Mayor Juarez recessed the City Council meeting to conduct a **Closed Session** – Conference with Legal Counsel – Existing Litigation (Subdivision (a)) of Section 54956.9 of the California Government Code. Name of Case: City of Hawthorne Property LLC v. City of Hawthorne, et al., Case No: BC 46 64 82

Mayor Juarez called the City Council meeting back to order following recess with all Councilmembers present. He announced that the **Closed Session** – Conference with Legal Counsel – Existing Litigation (Subdivision (a)) of Section 54956.9 of the California Government Code. Name of Case: City of Hawthorne Property LLC v. City of Hawthorne, et al., Case No: BC 46 64 82. Mayor Juarez announced that staff has been directed.

17.

Mayor Juarez adjourned the regular meeting at 9:31p.m.

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Norbert Huber
City Clerk

MINUTES OF A SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA HELD MARCH 6, 2012.

Mayor Juarez called the City Council meeting to order jointly and concurrently at 6:00 p.m. in the City Council Chambers of the City Hall, 4455 West 126th Street, Hawthorne, California.

ROLL CALL-Present: Councilmembers English, Michelin, Valentine, Vargas, Mayor Juarez.
Absent: None.

1.

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

Mayor Juarez ordered oral communications closed.

2

Mayor Juarez recessed the City Council meeting to conduct a **Closed Session**: Conference with Legal Counsel – Existing Litigation (Subdivision (a)) of Section 54956.9 of the California Government Code. Name of Case: City of Hawthorne Property LLC v. City of Hawthorne, et al., Case No: BC 46 64 82

Mayor Juarez 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 – Existing Litigation (Subdivision (a)) of Section 54956.9 of the California Government Code. Name of Case: City of Hawthorne Property LLC v. City of Hawthorne, et al., Case No: BC 46 64 82. Mayor Juarez announced that the city council has approved the settlement.

3.

Settlement Agreement: City of Hawthorne Property LLC v. City of Hawthorne, et al., Case No: BC 46 64 82.
Recommended Motion: That the City Council approve the settlement agreement involving City of Hawthorne Property LLC v. City of Hawthorne, et al., Case No: BC 46 64 82.

Mayor Juarez moved seconded by Councilmember English to approve the settlement agreement involving City of Hawthorne Property LLC v. City of Hawthorne, et al., Case No: BC 46 64 82.

ROLL CALL-AYES: Councilmembers English, Valentine, Michelin, Mayor Juarez.
NOES: Councilmember Vargas.

4.

Authorize Request for Proposal for acquisition and development of vacant land owned by the City of Hawthorne. The Site is bounded on the south by the Dominguez Channel, on the north by the 105 Freeway, on the west by the Dominguez Channel, and on the east by the 105 Freeway. The Site consists of three parcels, Assessor's Parcel Numbers 4055-021-901, 4048-004-915, and 4055-008-901. The Site is approximately 2.323 acres.

Recommended Motion: That the City Council authorize the City Manager to issue/release/publish Request for Proposals for the acquisition and development of vacant land located on West 120th Street.

Mayor Juarez moved seconded by Councilmember English to authorize the City Manager to issue/release/publish Request for Proposals for the acquisition and development of vacant land located on West 120th Street if this document was signed by all the parties involved.

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

5.

Mayor Juarez recessed the City Council meeting to conduct a **Closed Session**: Conference with Real Property Negotiator, pursuant to California Government Code Section 54956.8: Property: Four Unit Apartment Complex at 12915 Doty Avenue. City Negotiator: Arnold Shadbehr, Under Negotiation: Price and Terms of Payment of the property

Mayor Juarez called the City Council meeting back to order following recess with all Councilmembers present. He announced that Closed Session was to discuss a Conference with Real Property Negotiator, pursuant to California Government Code Section 54956.8: Property: Four Unit Apartment Complex at 12915 Doty Avenue. City Negotiator: Arnold Shadbehr, Under Negotiation: Price and Terms of Payment of the property. Mayor Juarez announced that the City Negotiator has been directed.

6.

Mayor Juarez adjourned the meeting at 7:00 p.m.

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Norbert Huber
City Clerk