Juarez Daniel, Mayor
Brown Chris, Mayor Elect
Angie Reyes English, Mayor Pro Tem
Alex Vargas, Councilmember
Olivia Valentine, Councilmember
Nilo Michelin, Councilmember

Norbert Huber, City Clerk
David Patterson, City Treasurer

CITY OF HAWTHORNE

CITY COUNCIL, PARKING AUTHORITY AND HOUSING AUTHORITY

REGULAR MEETINGS

AGENDA FOR DECEMBER 10, 2013 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, PARKING AUTHORITY AND HOUSING AUTHORITY SHOULD COMPLETE A SPEAKER REQUEST CARD AND SUBMIT THE CARD TO THE CITY CLERK/SECRETARY PRIOR TO THE COMMENCEMENT OF THE CITY COUNCIL, 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 Juarez.

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

Certificates of Recognition: Presented to Mayor Daniel Juarez and City Treasurer Thierry Lubenec from the office of Congresswoman Maxine Waters, the office of State Senator Roderick Wright and the City of Hawthorne.

1.

Statement of City Clerk, Certification of Results of General Municipal Election, November 5, 2013. Motion to order 2013 Election results filed. Motion to approve the following resolution:

RESOLUTION NO. 7587.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION OF MAYOR, CITY COUNCIL, CITY TREASURER, CITY CLERK AND MEASURE "A" HELD IN SAID CITY ON TUESDAY, NOVEMBER 5, 2013 AND DECLARING THE RESULTS THEREOF AND SUCH OTHER MATTERS AS ARE PROVIDED BY LAW. Motion to adopt.

- View supporting documentation

2.

Administration of Oath of Office to newly Elected Officials:

Oath of Office to newly elected Mayor Chris Brown.

Oath of Office to newly elected Councilmember Alex Vargas.

Oath of Office to newly elected Councilmember Angie Reyes English.

Oath of Office to newly elected City Clerk Norbert A. Huber.

Oath of Office to newly elected City Treasurer L. David Patterson.

Recess.

3.

Presentation: Update on the City of Hawthorne Walk Program – Human Resources Manager David Roberts.

4.

Oral Communications.

5.

Recess Parking Authority. Recess Housing Authority.

CITY CLERK'S CONSENT CALENDAR

6.

Approval of waiver of full readings of resolutions and ordinances on Tuesday, December 10, 2013's agenda. Motion to waive full readings.

7.

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

- View supporting documentation

8.

Publicly receive, open and declare sealed bids to furnish and install modern bullet proof resistant material in specified public access areas of the Hawthorne Police Department at 12501 Hawthorne Boulevard.

- View supporting documentation

RESOLUTIONS

9.

RESOLUTION NO. 7586

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AUTHORIZING CERTAIN DESIGNATED CITY OF HAWTHORNE OFFICERS TO ORDER THE DEPOSIT OR WITHDRAWAL OF MONIES FROM THE LOCAL AGENCY INVESTMENT FUND. Motion to adopt.

- View supporting documentation

10.

RESOLUTION NO. 7580

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA ADOPTING A GREEN STREETS POLICY FOR THE CITY OF HAWTHORNE, PER MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) PERMIT (ORDER NO. R-2012-0175). Motion to adopt.

- View supporting documentation

PUBLIC HEARINGS

11.

Public Hearing on Ordinance No. 2062 [2013ZA08] is a City-initiated application to amend Hawthorne Municipal Code (HMC), Chapters 17.04 (Definitions), 17.25 (C-1 Freeway Commercial/Mixed Use), 17.26 (C-2 Local Commercial), 17.28 (C-3 General Commercial), 17.32 (M-1 Limited Industrial), and 17.34 (M-2 Heavy Industrial) of the Hawthorne Municipal Code related to the regulation of Used Car Dealers.

Planning Department's declaration publication filed. No written communications were received. Call for oral comments. Motion to close hearing. Motion to Introduce Ordinance No. 2062.

ORDINANCE 2062 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AMENDING TITLE 17 OF THE HAWTHORNE MUNICIPAL CODE, CHAPTERS 17.04 (DEFINITIONS), 17.25 (C-1 FREEWAY COMMERCIAL/MIXED USE), 17.26 (C-2 LOCAL COMMERCIAL), 17.28 (C-3 GENERAL COMMERCIAL), 17.32 (M-1 LIMITED INDUSTRIAL), AND 17.34 (M-2 HEAVY INDUSTRIAL) OF THE HAWTHORNE MUNICIPAL CODE RELATED TO THE REGULATION OF USED CAR DEALERS AND MAKING USE OF THE GUIDELINE AT 15305 UNDER THE REQUIREMENTS OF CEQA. Motion to Introduce.

- View supporting documentation

12.

Public Hearing on Ordinance No. 2058 is a city-initiated zone text amendment application to amend the language in the Hawthorne Municipal Code (HMC) as it relates to cottage food industries. The amendments bring the HMC into compliance with AB 1616, adopted January 1, 2013.

Planning Department's declaration publication filed. No written communications were received. Call for oral comments. Motion to close hearing. Motion to Introduce Ordinance No. 2058.

ORDINANCE 2058 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AMENDING CHAPTER 17.72 (HOME OCCUPATION PERMITS) OF TITLE 17 (ZONING) OF THE HAWTHORNE MUNICIPAL CODE RELATED TO THE REGULATION OF COTTAGE FOODS AND MAKING USE OF THE GUIDELINE AT 15305 UNDER THE REQUIREMENTS OF CEQA. Motion to Introduce

- View supporting documentation

ORDINANCES

13.

REVISED ORDINANCE NO. 2051 (2nd Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AMENDING SECTIONS 9.39.050 (APPLICATION) AND 9.39.070 (DENIAL/REVOCATION OF PERMIT) OF CHAPTER 9.39 (COMMUNITY EVENT PERMITS) OF THE HAWTHORNE MUNICIPAL CODE, REQUIRING SUBMISSION OF COMPLETED APPLICATIONS A MINIMUM OF NINETY (90) DAYS PRIOR TO AN EVENT AND THE DENIAL OR REVOCATION OF EVENT PERMITS WHERE THE FEES ARE NOT PAID AT LEAST THIRTY (30) DAYS BEFORE AN EVENT. Motion to adopt.

- View supporting documentation

CITY MANAGER'S CONSENT CALENDAR

14.

Progress Payment No. 7 due to Martinez Landscape Company, 12337 San Fernando Road, Sylmar, Ca 91342 for General Maintenance (Project #12-01).

RECOMMENDED MOTION: That the City Council Approve this Progress Payment # 7 to Martinez Landscape Company of Sylmar, Ca in the amount of $18,699.99.

- View supporting documentation

15.

Agreement between the City of Hawthorne and the United States General Services Administration (USGSA) regarding the Marine Avenue / Aviation Boulevard Widening Project and Acceptance of an Easement for Roadway Widening Purposes.

RECOMMENDED MOTION: That the City Council accept the Easement for Roadway Widening Purposes, approve the Agreement and authorize the Chief of Public Works and General Services to execute it on behalf of the City.

- View supporting documentation

16.

Non-Disturbance & Attornment Agreement Between the City of Hawthorne (Master Landlord) and Miner Street Properties, LLC (Subtenant) and Ground Sublease Between Hawthorne Airport, LLC ("Master Tenant") and Miner Street Properties, LLC. This agreement pertains to a portion of the premises where Hangar 13 is located at the Hawthorne Municipal Airport.

RECOMMENDED MOTION: That the City Council approve the Non-Disturbance & Attornment Agreement as well as the Ground Sublease Agreement between Hawthorne Airport, LLC and Miner Street Properties, LLC., and authorize the Mayor to execute the Non-Disturbance & Attornment Agreement document.

- View supporting documentation

17.

Award of construction contract to Pacific Bulletproof Co. for the furnishing and installation of modern bullet resistant material in specified public access areas of the Police Facility [located on 12501 Hawthorne Boulevard].

RECOMMENDED MOTION: That the City Council accepts the bid and authorize the Chief of Public Works and General Services and the Chief of Police to award the project to the lowest responsible and responsive bidder – Pacific Bullet Proof Co.

- View supporting documentation

CITY ATTORNEY'S CONSENT CALENDAR

18.

Claimants Jose Samuel Preza, and Maria Anselma Preza allege the wrongful death of Karina Preza, who was involved in a civilian vs. police vehicle collision on or about July, 2013.

RECOMMENDED MOTION: That the City Council deny claim.

- View supporting documentation

19.

Anthony Cerna, a minor; Dominick Cerna, a minor; Carlos Cerna, a minor, through their Guardian ad Litem, alleges the wrongful death of their mother, Karina Preza, who was involved in a civilian vs. police vehicle collision on or about July, 2013.

RECOMMENDED MOTION: That the City Council deny claim.

- View supporting documentation

PARKING AUTHORITY

20.

Approval of Parking Authority minutes for the regular meeting of November 26, 2013. Motion to approve minutes.

- View supporting documentation

21.

Adjourn.

HOUSING AUTHORITY

22.

Approval of Housing Authority minutes for the regular meeting of November 26, 2013. Motion to approve minutes.

- View supporting documentation

23.

Adjourn.

24.

CITY COUNCIL'S DISCUSSION/ACTION ITEMS

a.- Cancellation of December 24, 2013 City Council meeting. (City Manager).

b.- Economic Vision for the future of Hawthorne (Valentine)

25.

ELECTED OFFICIALS REPORTS/RECOMMENDATIONS.

26.

Closed Session : Conference with Legal Counsel- Anticipated Litigation Initiation of litigationPursuant to paragraph (4) of Seubdivision (d) of Section 54956.9 of the Government Code (One potential case).

27.

Adjourn City Council.