

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF HAWTHORNE,
CALIFORNIA HELD AUGUST 9, 2016.**

Mayor Vargas called the City Council, 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 Awad, Michelin, Valentine, Mayor Vargas.
Absent: Councilmember Reyes English (excused).

Commissioner Darlene Love gave the evening's invocation. David Grenados led the Pledge of Allegiance.

City Clerk Norb Huber thanked Mr. David Brager for everything he has done as a member of the Hawthorne Historical Society.

Councilmember Michelin read a Proclamation Honoring David Brager for his service to the Hawthorne community.

Veterans' Commission Chairman Neil Gaffney presented a video honoring Jerry Nibel as the Veteran of the Quarter.

Veterans' Commission Chairman Neil Gaffney gave the city council an update on the activities of interest to the community.

1.

Under oral communications **Denise Campos**, Field Representative from Southern California Gas Company, gave an update on the history of the company and introduced herself as a resource to the City of Hawthorne. **Darvis Johnson**, Senior Commissioner, requested the Council's support and approval for the Resource Fair to be held on October 6th from 11am to 3pm at St. Joseph Church. **Gordon Michael Mego** spoke on the revitalization of downtown Hawthorne. **Brenden Givens** thanked Bill and Amy for the Ramona Park picnic, updated the Council on the Olympics, and spoke on a bacteria in the water off the Florida Coast. **Jim Osterling**, bidder for Cordary property, requested that this item be removed from the agenda. Complained about the bid process being irregular. Suggested that it would be best served to re-conduct the RFP process and conduct it in a more standard fashion. **Darlene Love** expressed her support for Davis Johnson's request on the Resource Fair to be held October 6th from 11am to 3pm at St. Joseph Church. **Kyle Orleman** spoke regarding coyotes in Hollyglen. Thanked the City Manager for taking care of a problem with fencing in the cul-de-sac off Glasgow Strip. **Lethelle Williams** spoke on her mission trip with her church to Jamaica. Spoke on an incident that happened to her daughter when leaving the teen center. **Frances Stiglich** complained about the amount of trash next to parking lot by her house; stated that eating should not be allowed there. Asked for Code Enforcement to go and see it.

2.

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

3.

Councilmember Valentine moved, seconded by Mayor Vargas, that the reading of the City Council minutes of the regular meeting of July 12, 2016 be waived and that they be approved and adopted.

ROLL CALL-AYES: Councilmembers Awad, Michelin, Valentine, Mayor Vargas.
NOES: None. ABSENT: Councilmember Reyes English.

4.

Councilmember Valentine moved, seconded by Mayor Vargas, to waive full readings of resolutions and ordinances on August 9, 2016's agenda.

ROLL CALL-AYES: Councilmembers Awad, Michelin, Valentine, Mayor Vargas.
NOES: None. ABSENT: Councilmember Reyes English.

5.

The City Treasurer submitted a financial statement regarding warrants.

Warrants Nos.: 136701-192928 ; 451971-452153 ; 37128-37133 ; 10153-10156

Warrant Totals: \$ 689,252.76 ; \$589,262.49 ; \$2,384.07 ; \$28,592.37

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

ROLL CALL-AYES: Councilmembers Awad, Michelin, Valentine, Mayor Vargas.

NOES: None. ABSENT: Councilmember Reyes English.

8.

RESOLUTION NO. 7836

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA AUTHORIZING THE EXECUTION AND DELIVERY OF A JOINT EXERCISE OF POWERS AGREEMENT BY AND BETWEEN THE CITY OF HAWTHORNE AND THE PARKING AUTHORITY OF THE CITY OF HAWTHORNE TO CREATE THE FINANCE AUTHORITY OF HAWTHORNE AND APPROVING AND AUTHORIZING CERTAIN OTHER MATTERS RELATING THERETO.

Mayor Vargas moved, seconded by Councilmember Reyes English, that Resolution 7836 be approved and adopted.

ROLL CALL-AYES: Councilmembers Awad, Michelin, Valentine, Mayor Vargas.

NOES: None. ABSENT: Councilmember Reyes English.

Mayor Vargas took item No. 15 out of order.

Mayor Vargas recessed the City Council meeting to conduct the Parking Authority meeting with all members present except for Councilmember Reyes English who was excused.

15.

PARKING AUTHORITY RESOLUTION NO. 73

A RESOLUTION OF THE PARKING AUTHORITY OF THE CITY OF HAWTHORNE AUTHORIZING THE EXECUTION AND DELIVERY OF A JOINT EXERCISE OF POWERS AGREEMENT BY AND BETWEEN THE CITY OF HAWTHORNE AND THE PARKING AUTHORITY TO CREATE THE FINANCE AUTHORITY OF HAWTHORNE AND APPROVING AND AUTHORIZING CERTAIN OTHER MATTERS RELATING THERETO.

Councilmember Valentine moved, seconded by Mayor Vargas, that Parking Authority Resolution 73 be approved and adopted.

ROLL CALL-AYES: Councilmembers Awad, Michelin, Valentine, Mayor Vargas.

NOES: None. ABSENT: Councilmember Reyes English.

Mayor Vargas recessed the Parking Authority meeting to conduct the City Council meeting.

6.

City Clerk Huber announced that sealed bids were publicly received, opened and declared for Memorial Park Playground. (Project #16-02).

Public Works Department submitted declaration of publication, which was ordered filed. Bidder's bonds were required.

THERE WERE 3 BIDS RECEIVED. (ALL WERE ACCOMPANIED BY BIDDER'S BOND)

THE PRICES WERE AS FOLLOWS:

CICERO ENGINEERING, INC \$423,392.00

R.E.SCHULTZ \$316,877.00

MICON CONSTRUCTION, INC \$287,699.00

Mayor Vargas moved, seconded by Councilmember Valentine, that bids be referred to staff for study and recommendation.

ROLL CALL-AYES: Councilmembers Awad, Valentine, Michelin, Mayor Vargas.
NOES: None. ABSENT: Councilmember Reyes English.

7.

These bids were opened on August 2, 2016.

City Clerk Huber announced that sealed bids were publicly received, opened and declared for Digital Message Board (Project #15-07).

Public Works Department submitted declaration of publication, which was ordered filed. Bidder's bonds were required.

THERE WERE 3 BIDS RECEIVED. (ALL WERE ACOMPANIED BY BIDDER'S BOND)

THE PRICES WERE AS FOLLOWS:

MINCO CONSTRUCTION \$ 497,700

RMG OUTDOOR, INC \$ 356,444

ABSOLUTE SIGN, INC \$450,000

Mayor Vargas moved, seconded by Councilmember Valentine, that bids be referred to staff for study and recommendation.

ROLL CALL-AYES: Councilmembers Awad, Valentine, Michelin, Mayor Vargas.
NOES: None. ABSENT: Councilmember Reyes English.

9.

ORDINANCE NO. 2120 (1st Reading)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, REPEALING AND ADDING A NEW CHAPTER 8.17B TO TITLE 8 (HEALTH AND SAFETY) OF THE HAWTHORNE MUNICIPAL CODE (HMC) RELATED TO MANDATORY COMMERCIAL AND MULTI-FAMILY RESIDENTIAL RECYCLING AND AMENDING VARIOUS RELATED DEFINITIONS.

Ordinance 2120 was introduced by title only by Councilmember Valentine.

At this time, Councilmember Awad left the Council meeting.

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

10.

Approve Progress Payment #1 due to O'Duffy Bros, Inc. for Proposition 84, Project #15-06, Storm Drain Improvements and Installation of Infiltration Chambers on Hawthorne Blvd., n the amount of \$ 386,441.00 funded through Proposition 84 Grant fund.

11.

Approve the Award of contract to the lowest responsive and responsible bidder RMG Outdoor, Inc., of Phoenix, Arizona for construction of a Digital Billboard on Crenshaw Blvd. (Project #15-07).

12.

Approve Progress Payment #2 due to MSL Electric, Inc. for federal HSIP Project #11-01- Upgrade and Reconstruction of Traffic Signals on Inglewood Avenue at the intersection of Imperial Highway, 118th Street, 120th Street, Broadway and El Segundo Boulevard. The amount of \$ 172,884.80 will be funded through HSIP Grant funds.

13.

Approve the Appoint City Manager Arnold Shadbahr as City's real property negotiator with respect to price and terms and conditions of selling of a vacant residential parcel located at 14115 Cordary Avenue in the City of Hawthorne (APN#4051-030-902) [40,260 square feet, zone R-4].

Mayor Vargas moved, seconded by Councilmember Valentine, to appoint City Manager Arnold Shadbahr hat bids be referred to staff for study and recommendation.

ROLL CALL-AYES: Councilmember Valentine, Mayor Vargas.

NOES: Councilmember Michelin. ABSENT: Councilmembers Awad, Reyes English.

14.

Approve to Designate the City Manager and Mayor Vargas as City Negotiators regarding Unrepresented employee: Chief of Police in negotiating extension of employment contract as well as terms and conditions, (including salary), thereof.

Mayor Vargas moved, seconded by Councilmember Valentine, to approve items 10-11-12-14 of the City Manager's consent calendar.

ROLL CALL-AYES: Councilmembers Michelin, Valentine, Mayor Vargas.

NOES: None. ABSENT: Councilmembers Awad, Reyes English.

16.

CITY COUNCIL'S DISCUSSION/ACTION ITEMS

a.- Add the Senior Citizens Resources Fair to be held on October 6, 2016 as item No. 43 to the list of approved events for which councilmembers can contribute to. (Valentine)

Mayor Vargas and Councilmembers voted unanimously to add the Senior Citizens Resources Fair as item No. 43 to the list of approved events for which Councilmembers can contribute to.

ROLL CALL-AYES: Councilmembers Michelin, Valentine, Mayor Vargas.

NOES: None. ABSENT: Councilmembers Awad, Reyes English.

17.

Elected Official Reports and Recommendations.

City Clerk **Huber** spoke on the National Night Out event. Thanked the Police Department, the Community Affairs Department and all the Council for attending National Night Out. .

Councilmember **Valentine** stated that AB1217 and AB2501 are being strongly opposed by the League of California Cities as restricting. AB1217 talks about the ability of Local Governments to determine for themselves the governance structure of Joint Powers Authorities and AB2501 talked about making significant changes to the existing law of density bonuses. She thanked everyone who participated in the National Night Out event and also the Ramona Park picnic event. Thanked Neil Gaffney for his presentation about the activities and interest to the community, congratulated Jerry Nibel for receiving the Veteran of the Quarter Award and thanked him for being a man of service throughout his whole life. Recognized David Brager for his services to the City of Hawthorne.

Councilmember **Michelin** attended the National Night Out event and thanked all the volunteers who made this possible. Thanked David Brager and Jerry Nibel for their service to Hawthorne.

Mayor **Vargas** stated that he was not able to attend the Ramona Neighborhood picnic but thanked all the commissioners and associations who put these events out for the community and asked that everyone support them.

18.

Closed session

Mayor Vargas called for oral comments on this closed session.

No one indicated a desire to be heard.

Mayor Vargas 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).

Mayor Vargas called the City Council meeting back to order following recess with all Councilmembers present except for Councilmembers Awad and Reyes English. 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) and it was announced that the City Attorney was instructed.

19.

Closed session

Mayor Vargas called for oral comments on this closed session.

No one indicated a desire to be heard.

Mayor Vargas recessed the City Council meeting to conduct a **Closed Session**: Conference with Real Property Negotiator, Arnold Shadbehr pursuant to California Government Code Section 54956.8: Property: Vacant residential parcel located at 14115 Cordary Avenue in the City of Hawthorne (APN#4051-030-902) [40,260 square feet, zone R-4]. Agency Negotiator, City Manager; Negotiating Parties: West Hollywood Development: Under Negotiation: Price and Terms of Payment of the property.

Mayor Vargas 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 Real Property Negotiator, Arnold Shadbehr pursuant to California Government Code Section 54956.8: Property: Vacant residential parcel located at 14115 Cordary Avenue in the City of Hawthorne (APN#4051-030-902) [40,260 square feet, zone R-4]. Agency Negotiator, City Manager; Negotiating Parties: West Hollywood Development: Under Negotiation: Price and Terms of Payment of the property.

RECOMMENDED MOTION: That the City Council Authorize real property negotiator Arnold Shadbehr to negotiate the sale of the property located at 14115 Cordary Avenue in the City of Hawthorne, CA (APN #4051-030-902).

Councilmember Michelin questioned the City Council and Mr. **Jim Austerling**, (RFP bidder) about this process.

Mayor Vargas moved, seconded by Councilmember Valentine, to Authorize real property negotiator Arnold Shadbehr to negotiate the sale of the property located at 14115 Cordary Avenue in the City of Hawthorne, CA (APN #4051-030-902).

ROLL CALL-AYES: Councilmember Valentine, Mayor Vargas.

NOES: Councilmember Michelin. ABSENT: Councilmembers Awad, Reyes English.

20.

Mayor Vargas adjourned the regular meeting at 8:04 pm. in memory of Charlie McCoy.

Norbert Huber
City Clerk