

Minutes of the regular meeting of the City Council of the City of Huntington Park held Monday, June 20, 2005.

The meeting was called to order in the Council Conference Room at 6:36 p.m. by Mayor Hernandez. Present: Council Member Juan R. Noguez, Vice Mayor Elba Guerrero, and Mayor Ofelia Hernandez. Absent: Council Member Mario Gomez and Council Member Elba Romo.

City Attorney Leal requested the City Council resolve into a **closed session** pursuant to California Government Code Section 54956.9 for 1) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, A) Name of case: Carlos Parra, David Lopez, Alfonso Amador, Humberto Lozano, LaRanna Taylor, Chris Lisner, Carlos Rodriguez, Steve Castro, and Robert Valencia v. Chief Randy Narramore, Kenneth Rulon, Bob Lien, Lee Alirez, Ronnie Beason, Mark Basset, Stephen Peeler, The City of Huntington Park and Does 1-100, United States District Court for the Central District of California, Case No. CV03-3772GHK; and 2) Name of case: Covenant Media of California, L.L.C. vs. City of Huntington Park, United States District Court for the Central District of California, Case No.: CV 05-2885 MMM(CWx).

Council Member Mario Gomez and Council Member Elba Romo arrived at 6:38 p.m.

Mayor Hernandez declared the meeting resolved into closed session to be held immediately at 6:40 p.m. City Clerk Ramirez was excused from the closed session.

Following the Invocation and Pledge of Allegiance to the Flag, the meeting was called to order in the Council Chambers at 7:07 p.m. by Mayor Hernandez. Present: Council Member Juan R. Noguez, Vice Mayor Elba Guerrero, Council Member Elba Romo, and Mayor Ofelia Hernandez. Absent: Council Member Mario Gomez.

Council Member Mario Gomez arrived and took his seat at 7:10 p.m.

Mayor Hernandez and Chief of Police Narramore presented a Proclamation to Huntington Park resident Ubaldo Bravo for assisting a Huntington Park Police Officer. City Council thanked Mr. Bravo for his bravery and courage.

Mayor Hernandez opened oral communications, indicating that this was the time for anyone in the audience to address the City Council on any matter of City business.

Ric Loya, informed City Council that he just returned from Atlanta's Center for Disease Control and distributed business card holders to the City Council. Mr. Loya stated that the Los Angeles Unified School District is continuing to do tests at the proposed new high school site and that Communities for a Better Environment are reviewing the tests and if they find anything wrong then the project should not be continued. Mr. Loya also stated that he hopes a Health and Education Commission will be established in the City and submitted his application for appointment to the Health and Education Commission.

Frank Garcia, Advertising Sales Manager for The Tidings Corporation, informed City Council that the company has provided advertising services to the Business Improvement District (BID) and would like to submit a marketing plan to create a presence in Huntington Park that could increase the business sales of shops that have businesses related to the sacraments of the Catholic Church.

Yvonne Correa informed City Council that parents plan to hold a strike at Miles Elementary School tomorrow to oppose the implementation of a 4<sup>th</sup> school track and that she supports the new high school and new middle school in the City. Ms. Correa also stated that every year people buy and use illegal fireworks and because of the danger she plans to call the

Los Angeles County Fire Department for assistance. Ms. Correa encouraged people to attend the City's fireworks display at the Huntington Park High School or watch demonstrations on television.

Captain Brunson Hampton of the County of Los Angeles Fire Department made a presentation regarding fireworks safety. Captain Hampton distributed flyers that describe illegal fireworks; and encouraged residents to attend the local professional fireworks shows. Captain Hampton also suggested that residents call the Fire Department to report use of illegal fireworks.

Amelia Perez, requested City Council support of the proposed new high school site and stressed the need to invest in our children's education for a better future.

Mayor Hernandez called for any other oral communications, and hearing none, declared oral communications closed.

Motion by Noguez, seconded by Romo, to approve the Consent Calendar, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

#### OFFICE OF THE CITY CLERK

Approve minutes of the regular meeting of the City Council held Monday, June 6, 2005.

**Deny claims filed** by the following and **refer to the City's insurance administrator:**

- a) **Herb Albert Cortez**, Date of Incident: May 10, 2005
- b) **Lucia Alfaro**, Date of Incident: February 6, 2005

#### FINANCE DEPARTMENT

Approve the Payroll Demands dated June 20, 2005.

#### ENGINEERING DEPARTMENT

Set a public hearing date of July 18, 2005 at 7:00 p.m. for **Congestion Management Program (CMP), 2005 Self-Certification and Local Implementation Report.**

#### END OF CONSENT CALENDAR

City Clerk Ramirez presented a request from Mayor Hernandez for discussion and/or action regarding **commercial building exits** on to public alleys. City Engineer Wes Lind informed City Council of the City's codes regarding emergency exits and that the Engineering Department would assist business owners who wish to improve or modify their emergency exits.

City Clerk Ramirez presented for discussion and/or action a request from Council Member Gomez for an update from the **Ad-Hoc Committee regarding City Commissions**, liaisons, absences, compensation, and criteria for creating a new City Commission. Council Member Gomez gave a brief overview of the many issues under consideration by the Ad-Hoc Committee and stated that the Committee is not ready to make a recommendation to City Council at this time. Council Member Gomez stated that the Ad-Hoc Committee will continue to establish policies and procedures regarding City Commissions and report back to City Council.

City Clerk Ramirez presented a request from Council Member Gomez for discussion and/or action regarding **Huntington Park Sister City Association Bylaws**. Victor Caballero, Vice President of the Huntington Park Sister City Association, requested City Council allow the organization to review the bylaws and return to the next City Council meeting with an update on the Huntington Park Sister City Association Bylaws.

City Clerk Ramirez presented a request from Council Member Gomez to discuss

and/or take action regarding the Centennial Task Force Committee including City Council participation and event fund-raisers. Council Member Gomez stated that after reviewing the list of the City Council appointed Task Force, and Ad-Hoc Committees he noticed that the Centennial Task Force only had Mayor Hernandez and suggested City Council appoint a second Council Member to that Task Force. There being no objection, Mayor Hernandez **appointed Vice Mayor Guerrero as an alternate to the Centennial Task Force.** Council Member Gomez stated that the Centennial Task Force was planning various fund raisers and suggested that the City provide funds from the 2005-2006 fiscal year budget. Motion by Guerrero, seconded by Noguez, **to authorize an amount of \$10,000 from the 2005-2006 City budget for the Centennial Task Force,** carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

City Clerk Ramirez presented for discussion and/or action a request from Council Member Romo to reserve a "Press Chair" for Mr. Arnold Adler in recognition of his years serving the City and diligent reporting work. Motion by Noguez, seconded by Gomez, **to authorize staff to reserve two (2) seats for the Press in the Council Chambers as well as in the Council Conference room** for pre-council meetings, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

City Clerk Ramirez requested approval of Amendment to Claims Service Agreement with Ward North America, LP for a period of three (3) years with an ending date of June 30, 2008, subject to City Attorney approval. Motion by Noguez, seconded by Gomez, **to approve the Amendment to Claims Service Agreement with Ward North America, LP for a period of three (3) years** with an ending date of June 30, 2008, subject to City Attorney approval, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

City Clerk Ramirez presented a request from Mayor Hernandez regarding the **permit fee for the sale of fireworks based on a percentage of gross sales.** Dr. Dina Lopez from the Huntington Park Lions Club addressed City Council regarding the 2% permit fee being charged to non-profit organizations. Following a discussion, Council Members Gomez and Noguez stated that they would assist by calling the fireworks distributor regarding the 2% permit fee.

City Manager Korduner requested City Council award the contract to American Homeland Solutions to conduct a management audit of the Police Department, subject to City Attorney approval. Ken Bayless, David Gascon, Victor Thies, and Lee McCown, representatives from American Homeland Solutions made themselves available to answer questions from the City Council. Motion by Gomez, seconded by Guerrero, **to approve the American Homeland Solutions to conduct a management audit of the Police Department** and authorized the Mayor to execute the agreement, subject to City Attorney approval, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

City Manager Korduner requested approval of the revised and updated Personnel Rules and Regulations. Motion by Guerrero, seconded by Gomez, **to approve the revised and updated Personnel Rules and Regulations,** carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

Director of Finance Pruyn requested authorization to advance the Community Development Commission \$500,000 and approve the execution of the Promissory Note, subject to City Attorney approval. Motion by Gomez, seconded by Romo, **to authorize the City to advance the Community Development Commission \$500,000 and approve the execution of the Promissory Note, subject to City Attorney approval,** carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

Director of Community Development Gray requested approval of a Fiscal 2005-2006

HOME Investment Partnerships Program (HOME) Sub-recipient Agreement with the Fair Housing Foundation. Motion by Gomez, seconded by Guerrero, to **approve the HOME Investment Partnership Program Sub-recipient Agreement with Fair Housing Foundation for fiscal year 2005-2006**, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

Director of Community Development Gray requested discussion and/or action on recommendations presented by the Senior Citizen Affordable **Housing Ad-Hoc Committee**. Following a discussion City Council gave direction that the Ad-Hoc Committee remain in existence and continue to address City Council concerns at their meeting scheduled for July 6, 2005.

Director of Community Development Gray requested discussion and/or action regarding **appointments to the Health and Education Commission**. There being no objection, Mayor Hernandez so ordered this item be continued until the Ad-Hoc Committee regarding City Commissions returns to City Council with policies and procedures.

Director of Community Development Gray requested discussion and/or action regarding the donation or waiver of service charges and/or fees associated with an event on July 2, 2005 at St. Martha's Church located at 6000 Seville Avenue. Motion by Gomez, seconded by Noguez, to **approve the request from St. Martha's Church and waive the service charge and/or fees associated with their event on July 2, 2005**, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

Assistant City Engineer Fu presented for discussion and/or action a status report and Request for Qualification (RFQ) for upgrade of street lighting system to utilize Measure "L" Funds and authorize staff to solicit proposals. Motion by Gomez, seconded by Noguez, to **approve the Request for Qualification for upgrade of street lighting system and authorize staff to solicit proposals**, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

RESOLUTION NO. 2005-30. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK APPROVING AND **ADOPTING BUDGET FOR FISCAL YEAR 2005-2006** was presented. Motion by Gomez, seconded by Guerrero, to adopt Resolution No. 2005-30, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

Council Member Gomez left his seat at 8:20 p.m.

RESOLUTION NO. 2005-31. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK APPROVING AND **ADOPTING THE CITY'S GANN LIMIT 2005-2006** was presented. Motion by Guerrero, seconded by Romo, to adopt Resolution No. 2005-31, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Member Romo, and Mayor Hernandez; Noes: None; Absent: Council Member Gomez.

Council Member Mario Gomez returned and took his seat at 8:30 p.m.

RESOLUTION NO. 2005-32. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **AUTHORIZING ATTENDANCE AT PROFESSIONAL DEVELOPMENT CONFERENCES AND MEETINGS BY MEMBERS OF THE CITY COUNCIL AND OTHER OFFICERS AND EMPLOYEES OF THE CITY FOR FISCAL YEAR 2005-2006** was presented. Motion by Gomez, seconded by Noguez, to adopt Resolution No. 2005-32, with the noted change to the NALEO Conference location to "Site to be Determined", carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None. Motion by Gomez, seconded by Noguez, to authorize the increase of the City Council Members professional development conference/meeting budget to a total amount of \$6,000 for each Council Member, carried as follows: Ayes: Council Member Noguez, Vice Mayor

Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

RESOLUTION NO. 2005-33. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK ESTABLISHING AND **ORDERING THE LEVY AND COLLECTION OF THE ANNUAL SPECIAL TAX FOR CITY OF HUNTINGTON PARK STREET LIGHTING, PARKS AND LANDSCAPING SPECIAL TAX DISTRICT FOR FISCAL YEAR 2005-2006** was presented. Motion by Gomez, seconded by Guerrero, to adopt Resolution No. 2005-33, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

ORDINANCE NO.748-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK CALIFORNIA ESTABLISHING TITLE 6, CHAPTER 1, SECTION 411 OF THE HUNTINGTON PARK MUNICIPAL CODE, PROVIDING FOR SUMMARY **ABATEMENT OF MOSQUITO BREEDING SOURCES DUE TO THE URGENT THREAT OF WEST NILE VIRUS** was read by title. Motion by Gomez, seconded by Noguez, that reading in full of Ordinance No. 748-NS for second reading be waived, and that Ordinance No. 748-NS be approved for second reading and adopted, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

ORDINANCE NO. 749-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK, CALIFORNIA REPEALING TITLE 5 CHAPTER 13 OF THE HUNTINGTON PARK MUNICIPAL CODE REGARDING **MEETINGS, ASSEMBLIES AND PARADES IN PUBLIC PLACES** AND REPLACING IT IN ITS ENTIRETY was read by title. Motion by Gomez, seconded by Guerrero, that reading in full of Ordinance No. 749-NS for second reading be waived, and that Ordinance No. 749-NS be approved for second reading and adopted, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

ORDINANCE NO. 751-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK, CALIFORNIA AMENDING TITLE 4, CHAPTER 14 OF THE HUNTINGTON PARK MUNICIPAL CODE, **REGULATING THE SOLICITATION OF EMPLOYMENT, BUSINESS AND CONTRIBUTIONS WITHIN PRIVATE PARKING AREAS** was read by title. Motion by Gomez, seconded by Guerrero, that reading in full of Ordinance No. 751-NS for second reading be waived, and that Ordinance No. 751-NS be approved for second reading and adopted, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

ORDINANCE NO. 752-NS. AN URGENCY ORDINANCE OF THE CITY OF HUNTINGTON PARK ADOPTING A MORATORIUM ON THE ISSUANCE OF ANY ENTITLEMENT RELATING TO **SCHOOLS, VOCATIONAL SCHOOLS AND TRADE SCHOOLS WITHIN THE CENTRAL BUSINESS DISTRICT (CBD) LAND USE AREA** was read by title. Motion by Gomez, seconded by Guerrero, that reading in full of Urgency Ordinance No. 752-NS for first and final reading be waived; and that Urgency Ordinance No. 752-NS be introduced and approved for first and final reading and adopted, carried as follows: Ayes: Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Abstain: Council Member Noguez; Absent: None.

ORDINANCE NO. 753-NS. AN URGENCY ORDINANCE OF THE CITY OF HUNTINGTON PARK ADOPTING A MORATORIUM ON THE ISSUANCE OF ANY PERMIT, LICENSE, OR OTHER ENTITLEMENT RELATING TO **CHECK CASHING BUSINESSES IN THE CITY OF HUNTINGTON PARK** was read by title. Motion by Gomez, seconded by Guerrero, that reading in full of Urgency Ordinance No. 753-NS for first and final reading be waived; and that Urgency Ordinance No. 753-NS be introduced and approved for first and final reading and adopted, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

Motion by Gomez, seconded by Romo, to waive full reading of all ordinances, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

ORDINANCE NO. 754-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK, CALIFORNIA REPEALING MUNICIPAL CODE, TITLE 9, ARTICLE 12, CONCERNING SIGN REGULATIONS, AND ADOPTING A NEW ARTICLE 12, CONCERNING **REGULATION OF SIGNS ON PRIVATE PROPERTY AND ON CERTAIN PUBLIC PROPERTY** AND DECLARING THE URGENCY THEREOF was read by title. Motion by Romo, seconded by Guerrero, that reading in full of Urgency Ordinance No. 754-NS for first and final reading be waived; and that Urgency Ordinance No. 754-NS be introduced and approved for first and final reading and adopted, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

ORDINANCE NO. 755-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK, CALIFORNIA REPEALING MUNICIPAL CODE TITLE 5, CHAPTER 11, SECTION 5-11.22, PERTAINING TO **POLITICAL SIGNS** was read by title. Motion by Gomez, seconded by Romo, that reading in full of Ordinance No. 755-NS for first reading be waived, and that Ordinance No. 755-NS be introduced and approved for first reading, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

ORDINANCE NO. 756-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK, CALIFORNIA REPEALING SUBSECTIONS “a” AND “c” OF MUNICIPAL CODE TITLE 4, CHAPTER 7, SECTION 4-7.1613, CONCERNING **SIGNS ON VEHICLES PARKED ON CITY STREETS** was read by title. Motion by Gomez, seconded by Romo, that reading in full of Ordinance No. 756-NS for first reading be waived, and that Ordinance No. 756-NS be introduced and approved for first reading, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

RESOLUTION NO. 2005-34. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK, CALIFORNIA DECLARING THE **CITY COUNCIL’S INTENT IN TAKING LEGISLATIVE ACTIONS REGARDING SIGN REGULATION** was presented. Motion by Gomez, seconded by Guerrero, to adopt Resolution No. 2005-34, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None

City Attorney Leal requested the City Council resolve into a **closed session** pursuant to California Government Code Section 54956.9 for 1) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, Significant exposure to litigation pursuant to California Government Code Subdivision (b) of Section 54956.9: (2); 2). Pursuant to California Government Code Section 54957.6, CONFERENCE WITH LABOR NEGOTIATORS, Agency designated representative: City Manager Employee organizations: General Employees’ Association, Police Officers’ Association, Police Management Association, And Non-Represented Employees’ Association; and 3) Pursuant to California Government Code Section 54957: PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE.

Mayor Hernandez declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 9:00 p.m. City Clerk Ramirez was excused from the closed session.

Following the closed session, the meeting was called to order in the Council Chambers at 10:15 p.m. Present: Council Member Juan R. Noguez, Vice Mayor Elba Guerrero, Council Member Mario Gomez, Council Member Elba Romo, and Mayor Ofelia Hernandez. Absent: None.

City Manager Korduner reported out that the following action was taken to notify the

City Attorney that he has constructive notice as far as a probation and emphasis on details follow through and that the lobbying contract has been reduced from \$3,750 to \$2,500.

Mayor Hernandez declared the meeting adjourned at 10:17 p.m., in memory of Soledad Guerrero, mother-in-law of Elba Guerrero, Vice Mayor and Carlos Bowser Miret, past Director of the Police Department for the City of Rosarito, Mexico.

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Ofelia Hernandez, Mayor

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Rosanna M. Ramirez, City Clerk