

Minutes of the regular meeting of the City Council of the City of Huntington Park held Monday, November 21, 2005.

The meeting was called to order in the Council Conference Room at 6:30 p.m. by Mayor Hernandez. 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 Attorney Leal requested the City Council resolve into a **closed session** 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 pursuant to California Government Code Section 54956.9, CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Name of case: City of Huntington Beach vs. City of Huntington Park, et al. USDC Case No.: SACV 01-1125 JVS (ANx). Mayor Hernandez declared the meeting resolved into closed session to be held immediately at 6:31 p.m. City Clerk Ramirez was excused from the closed session.

Following the closed session, the meeting was called to order in the Council Conference Room at 6:55 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.

There being no objection, Mayor Hernandez so ordered Resolution Nos.: 2005-50, 2005-51, 2005-52, 2005-53, and 2005-54 to be continued.

RESOLUTION NO. 2005-50. A RESOLUTION OF THE CITY COUNCIL OF THE CITY

OF HUNTINGTON PARK APPROVING AND ADOPTING THE NEW CLASS SPECIFICATIONS FOR THE POSITION OF SENIOR ACCOUNTANT.

RESOLUTION NO. 2005-51. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK APPROVING AND ADOPTING NEW CLASS SPECIFICATIONS FOR THE POSITION OF ADMINISTRATIVE SPECIALIST.

RESOLUTION NO. 2005-52. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK APPROVING AND ADOPTING NEW CLASS SPECIFICATIONS FOR THE POSITION OF ADMINISTRATIVE ASSISTANT TO THE DIRECTOR OF FINANCE.

RESOLUTION NO. 2005-53. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK APPROVING AND ADOPTING NEW CLASS SPECIFICATIONS FOR THE POSITION OF ADMINISTRATIVE ASSISTANT TO THE CHIEF OF POLICE.

RESOLUTION NO. 2005-54. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK APPROVING AND ADOPTING NEW CLASS SPECIFICATIONS FOR THE POSITION OF PERSONNEL SUPERVISOR.

RESOLUTION NO. 2005-55. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **APPROVING INCREASES IN COMPENSATION AND PROVIDING CERTAIN OTHER BENEFITS FOR THE NON-REPRESENTED EMPLOYEES** OF THE CITY OF HUNTINGTON PARK AND REPEALING RESOLUTION NOS. 2003-42, 2003-43, 2003-44, 2003-45, AND 2003-46 was presented. Motion by Romo, seconded by Guerrero, to adopt Resolution No. 2005-55, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

RESOLUTION NO. 2005-56. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **FIXING THE EMPLOYER'S CONTRIBUTION UNDER THE PUBLIC EMPLOYEE'S MEDICAL AND HOSPITAL CARE ACT FOR NON-REPRESENTED EMPLOYEES** AND REPEALING RESOLUTION 2004-78 was presented. Motion by Romo, seconded by Guerrero, to adopt Resolution No. 2005-56, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

Following the Invocation and Pledge of Allegiance to the Flag, the meeting was called to order in the Council Chambers at 7:00 p.m. by Mayor Hernandez. Present: Council Member Juan R. Noguez, Vice Mayor Elba Guerrero, Council Member Mario Gomez, Council Member Elba Romo, and Mayor Ofelia Hernandez. Absent: None.

Council Member Gomez arrived and took his seat at 7:02 p.m.

Don Shalvey, Co-founder of Aspire Public Schools and Judy Barton, President/CEO of The Alliance for College Ready Public Schools displayed a PowerPoint presentation regarding the history of the schools, academic programs, and future goals. Mr. Shalvey asked City Council to consider allowing Aspire Schools to open a permanent school at the Saturn Avenue site and distributed copies of the PowerPoint presentation.

Mayor Hernandez opened oral communications, indicating that this was the time for anyone in the audience to address the City Council on the Aspire Public Schools item on the agenda.

The following individuals addressed City Council in support of the Aspire Public Schools and The Alliance for College Ready Schools, presented petitions, and urged City Council to allow more of these schools to come in the City: 1) Monica Mares; 2) Carlos Valenzuela; 3) Jennifer Monge; 4) Elvira Melara; 5) Adrian Hernandez; and 6) a woman.

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

Council Member Romo nominated Henry Garcia in honor of National Immigrants Day and presented him with a plaque. Mr. Garcia thanked City Council for nominating him and

encouraged the youth to pursue higher education.

Council Member Noguez nominated Francisco Zapata in honor of National Immigrants Day and presented him with a plaque. Mr. Zapata thanked City Council for acknowledging him and encouraged everyone to succeed in life.

The meeting recessed at 7:45 p.m.

The meeting was called to order in the Council Chambers at 7:55 p.m. by Mayor Hernandez. Present: Council Member Juan R. Noguez, Vice Mayor Elba Guerrero, Council Member Mario Gomez, and Mayor Ofelia Hernandez. Absent: Council Member Elba Romo.

Council Member Romo arrived and took her seat at 7:56 p.m.

Mayor Hernandez read a proclamation in honor of 25th District Congressman Edward R. Roybal.

Mayor Hernandez presented a proclamation declaring World AIDS Day on December 1, 2005 to Health and Education Commission Chairman Richard V. Loya.

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.

Enrique Murillo, representing the American Association of Retired Persons (AARP), addressed his concerns to City Council regarding the financial hardship for senior citizens due to lack of rent control in the City and asked City Council to consider implementing rent control before the next Municipal Election.

Richard V. Loya, Chairman of the Health and Education Commission, announced that December 1, 2005 is World AIDS Day and asked City Council to display the City's World AIDS Day banner outside City Hall. Mr. Loya distributed literature to City Council and invited them to attend a meeting to name the State Street New Elementary #1 school on Friday, December 2, 2005 at 8:30 a.m.

Martha Villanueva, owner of La Flor de Loto Restaurant located at 2556 Zoe Avenue, invited everyone to visit her new vegetarian restaurant in the City and distributed menus.

Dante D'Eramo, Executive Manager of The Greater Huntington Park Chamber of Commerce, thanked City Council and City staff for assisting with the 55th Annual Christmas Lane Parade on Saturday, November 19, 2005. Mr. D'Eramo announced that the parade will be televised on Channel 22 on Sunday, December 11, 2005 from 8:00 p.m. to 9:00 p.m.

Yvonne Correa thanked the City's Parks and Recreation and the Police Departments for assisting with a turkey give-away sponsored by Assembly Member Fabian Nuñez at Westside Park on Friday, November 18, 2005.

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

City Clerk Ramirez announced that in accordance with published notice, this is the time and place set to consider extending the time period of existing Urgency Interim Zoning Ordinance 766-NS, placing a moratorium on the issuance of any new permit or entitlement relating to new development, expansion or change of use within the Slauson Land Use Study Area. The City Clerk reported that no written communications had been received in the Office of the City Clerk. Mayor Hernandez declared the public hearing open and called for oral communications. Hugh Horne, property owner of Levine Brothers located at 5820 Bickett Street, addressed his concerns to City Council regarding extending the proposed urgency ordinance and stated that the adoption of this ordinance will have a negative impact on businesses that would like a change of use within the Slauson Land Use Study Area. Mr. Horne asked City Council not to extend this urgency ordinance and introduced Dale Neal. Dale Neal, representing property owners of Levine Brothers, stated that the proposed urgency ordinance is legally deficient and that the report that the City is required to issue according to Government Code Section 65858 does not satisfy the code and there is no evidence of current or immediate threat to public welfare warranting a moratorium. Mayor Hernandez declared the public hearing closed.

ORDINANCE NO. 768-NS. AN URGENCY ORDINANCE OF THE CITY COUNCIL OF HUNTINGTON PARK CALIFORNIA EXTENDING URGENCY ORDINANCE 766-NS WHICH PLACED A MORATORIUM ON THE ISSUANCE OF ANY NEW PERMIT OR ENTITLEMENT RELATING TO NEW DEVELOPMENT, EXPANSION OR CHANGE OF USE WITHIN THE SLAUSON LAND USE STUDY AREA was read

by title. Motion by Gomez, seconded by Romo, that reading in full of Urgency Ordinance No. 768-NS for first and final reading be waived; and that Urgency Ordinance No. 768-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 Guerrero, 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.

CONSENT CALENDAR

OFFICE OF THE CITY CLERK

Approve minutes of the special meeting of the City Council held Wednesday, October 26, 2005.

Approve minutes of the regular meeting of the City Council held Monday, November 7, 2005.

Approve the reading by title of all ordinances and resolutions. Said titles which appear on the public agenda shall be determined to have been read by title and further reading waived.

FINANCE DEPARTMENT

Approve the Payroll Demands dated November 21, 2005.

PARKS AND RECREATION DEPARTMENT

Approve Facility Use Agreement between the City of Huntington Park and Circus Hermanos Vazquez, Inc. to use the Circle Area of the City's Municipal Park located at 3401 E. Florence Avenue from March 1, through March 22, 2006.

INFORMATIONAL ITEM – Received and filed

Minutes of the Health and Education Commission meetings held September 13, September 29, and October 11, 2005.

END OF CONSENT CALENDAR

City Clerk Ramirez presented for discussion and/or action a request from Council Member Noguez to change the City of Huntington Park General Municipal elections from March to November. **There being no objection, Mayor Hernandez directed staff to look into the feasibility of changing the City's General Municipal election from March to November and report back to City Council in January 2006.**

City Clerk Ramirez presented for discussion and/or action a request from Mayor Hernandez to authorize Alex Navarrete, El Gallo Giro's Media and Public Relations Supervisor to have "La Epoca de Oro del Cine Mexicano" exhibit in the City Hall lobby and corridor between City Hall and the Police Department during the month of December 2005 and in the summer of 2006. Motion by Noguez, seconded by Guerrero, to approve the request from **Alex Navarrete, El Gallo Giro's Media and Public Relations Supervisor to have "La Epoca de Oro del Cine Mexicano" exhibit in the City Hall lobby and corridor between City Hall and the Police Department during the month of December 2005 and in the summer of 2006; and referred him to the Arts and Culture Commission to help coordinate the event**, 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 approval of the Agreements by and between the City of Huntington Park and the Huntington Park Community Development Commission for the following: 1) Neighborhood Preservation Project Areas; 2) Low & Moderate Income Housing Fund; 3) Santa Fe Redevelopment Project Areas; and 4) Merged Redevelopment Project Areas. Motion by Gomez, seconded by Guerrero, to **approve the Agreements by and**

between the City of Huntington Park and the Huntington Park Community Development Commission for the following: 1) **Neighborhood Preservation Project Areas**; 2) **Low & Moderate Income Housing Fund**; 3) **Santa Fe Redevelopment Project Areas**; and 4) **Merged Redevelopment Project Areas**, 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 the Memorandum of Understanding (MOU) Regarding the Administration of HOME CHDO Funds by and between the City of Huntington Park and Community Development Commission (CDC) of the City of Huntington Park. Motion by Gomez, seconded by Romo, to **approve the Memorandum of Understanding Regarding the Administration of HOME CHDO Funds by and between the City of Huntington Park and Community Development Commission of the City of Huntington Park**, 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 presented a request from the Health and Education Commission for City Council to support the proposed “5 Cities, 5 a Day New Year’s Resolution” Campaign. Motion by Gomez, seconded by Noguez, to **approve the request from the Health and Education Commission for City Council to support the proposed “5 Cities, 5 a Day New Year’s Resolution” Campaign**, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None. Arlene Savage, Member of the Health and Education Commission, briefed City Council on the importance of health awareness in the community and asked City Council to support the campaign which includes addressing students at different schools and attending field trips to create awareness. Adrian Hernandez, representing the 5 Cities, 5 a Day New Year’s Resolution Campaign, displayed a kit that will be distributed to students and stressed the importance of educating the youth about physical activity and nutrition.

RESOLUTION NO. 2005-57. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK CALIFORNIA AMENDING PROVISIONS OF RESOLUTION 2005-28 RELATING TO **MEETING TIME AND PURPOSE OF THE HEALTH AND EDUCATION COMMISSION** was presented. Motion by Gomez, seconded by Noguez, to adopt Resolution No. 2005- 57, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

RESOLUTION NO. 2005-58. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK CALIFORNIA **IN SUPPORT OF VOLUNTARY, QUALITY PRESCHOOL FOR ALL 4-YEAR OLDS** IN CALIFORNIA was presented. Motion by Noguez, seconded by Guerrero, to adopt Resolution No. 2005-58, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

RESOLUTION NO. 2005-59. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK CALIFORNIA **IN SUPPORT OF STATEWIDE GREENHOUSE GAS REDUCTION TARGETS** was presented. Motion by Gomez, seconded by Romo, to adopt Resolution No. 2005-59, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

RESOLUTION NO. 2005-60. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK CALIFORNIA **CALLING UPON THE GOVERNOR OF CALIFORNIA TO TAKE IMMEDIATE STEPS TO WITHDRAW OUR CALIFORNIA NATIONAL GUARD TROOPS FROM IRAQ NOW** was presented. Motion by Noguez, seconded by Guerrero, to adopt Resolution No. 2005-60, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

RESOLUTION NO. 2005-61. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK ESTABLISHING FEES PURSUANT TO ORDINANCE 726-NS FOR THE REGULATION OF TAXICABS AND LIMOUSINES WITHIN THE CITY LIMITS OF HUNTINGTON PARK was presented. There being no objection, Mayor Hernandez continued this item to the next City Council meeting.

Motion by Noguez, seconded by Gomez, to establish as “**subsequent need**” item, the request from Saint Clement’s Episcopal Church to have a religious procession from Miles Avenue to Saturn Avenue and ending on Rugby Avenue on Tuesday, November 22, 2005 at 4:00 p.m., as the item arose after the posting of the agenda, necessitating City Council's immediate consideration and/or action, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None. Motion by Noguez, seconded by Gomez, to **approve the request from Saint Clement’s Episcopal Church to have a religious procession from Miles Avenue to Saturn Avenue and ending on Rugby Avenue on Tuesday, November 22, 2005 at 4:00 p.m.**, 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** for CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, Significant exposure to litigation pursuant to California Government Code Subdivision (b) of Section 54956.9: (3) Mayor Hernandez declared the meeting resolved into closed session to be held immediately at 9:00 p.m. City Clerk Ramirez was excused from the closed session.

Council Member Noguez left the meeting at 9:17 p.m.

Following the closed session, the meeting was called to order in the Council Chambers at 9:20 p.m. Present: Vice Mayor Elba Guerrero, Council Member Mario Gomez, Council Member Elba Romo, and Mayor Ofelia Hernandez. Absent: Council Member Juan R. Noguez.

City Attorney Leal reported out the following on the closed session items: 1) Conference with Labor Negotiators, a status report was provided to City Council; 2) Conference with Legal Counsel-Anticipated Litigation, a status report was provided to City Council on all potential cases; and 3) Conference With Legal Counsel-Existing Litigation, on a 5-0 vote, City Council authorized legal counsel to settle the case.

Mayor Hernandez declared the meeting adjourned at 9:22 p.m.

Ofelia Hernandez, Mayor

Rosanna M. Ramirez, City Clerk