

Minutes of the regular meeting of the City Council of the City of Huntington Park held Tuesday, July 6, 2010.

The meeting was called to order in the Council Chambers at 6:00 p.m. by Mayor Noguez. Present: Council Member Ofelia Hernandez, Council Member Elba Guerrero, Council Member Andy Molina, and Mayor John R. Noguez; Noes: None; Absent: Vice Mayor Mario Gomez.

Mayor Noguez and City Council presented a Certificate of Recognition to Enrique Murillo, President of the American Association of Retired Persons (AARP) Chapter 231, for their cooperation and contributions to City efforts including the 2010 Census Day event. Mr. Murillo thanked City Council for this recognition.

Mayor Noguez 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, President of the American Association of Retired Persons (AARP) Chapter 231, addressed his concerns to City Council regarding increasing utilities for property owners in the City and stated that approximately two (2) months ago, the City put out a ballot measure to raise the Utility Users' Tax and now the City is raising the water and sewer rates. Mr. Enrique addressed City Council in support of META2000's El Grito event at the park.

A gentleman addressed his concern to City Council regarding the times in which fireworks are ignited on the 4<sup>th</sup> of July and stated that the hours must be strictly enforced to avoid disruption, especially to those individuals who wake up early in the morning to go to work.

Ronald V. Garcia, Southern California Edison (SCE) Regional Manager Public Affairs, informed City Council that SCE will be offering an energy conservation seminar to non-profit organizations in the southeast communities on August 6, 2010 from 8:00 a.m. to 1:00 p.m. Mr. Garcia announced that smart meters will be installed in the City in the near future and reminded everyone that the summer rates are increasing. Mr. Garcia welcomed newly appointed Chief of Police Cisneros.

Dante D'Eramo, Executive Director/CEO of The Greater Area Huntington Park Chamber of Commerce, welcomed the newly appointed Chief of Police Cisneros and invited everyone to attend Circus Berny Ramos at Salt Lake Park from July 15 through 26, 2010.

A gentleman addressed City Council on behalf of his mother Nilda Fricke regarding a letter they received from Consolidated Disposal requesting payment of refuse collection charges totaling approximately \$5,000 for their property and stated that the fees are not feasible, especially when the property is vacant and they are in a financial crisis.

Yolanda Alaniz, Youth Services Librarian at the Huntington Park Library, informed City Council that as part of their summer reading program at the library, incentives such as candy and toys are offered to motivate the youth to read and distributed copies of a flyer for said program. Ms. Alaniz welcomed donations for the summer reading program incentives.

Mayor Noguez 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 public comment regarding the collection of delinquent fees as a special assessment to be collected at the same time and on the same manner as county taxes (172.56 Recycling Fees), (172.54 Refuse Collection Fees), (172.53 Sewer Maintenance Fees) and (172.57 Utility Tax). The City Clerk reported that no written communications had been received in the Office of the City Clerk. Mayor Noguez declared the public hearing open and called for oral communications. Fred Rader, representing Union Central Cold Storage, Inc., informed City Council that although he has contacted Consolidated Disposal Service to address an ongoing issue of getting billed for refuse collection charges even though his business does not generate any trash, nothing has been done to rectify this discrepancy and the issue persists. Mr. Rader informed City Council he has sent several letters to Consolidated Disposal Service regarding this matter and to this date, they have been unresponsive and invited City Council to tour his facility. Sadie Adragna, Collection Manager with Consolidated Disposal Service, informed City Council that Consolidated Disposal recently sent a letter to property owners notifying them of a rate increase. Ms. Adragna also informed City Council that Consolidated Disposal Service currently has a PO Box for correspondence that is checked every couple months; therefore the correspondence from Mr. Rader may still

be there. Graciela Colatayud, M.D., representing Del Rosario Medical Clinic, Inc., addressed her concerns to City Council regarding a bill for refuse collection charges she received from Consolidated Disposal Service for one of her vacant properties. Ms. Colatayud informed City Council that she sent a letter to Consolidated Disposal Service addressing her concern to Consolidated regarding this matter and furthermore her secretary called to rectify this situation and was told that if she does not pay the amount owed, that they would place a lien on her property. Mayor Noguez called for any other oral communications and hearing none, declared the **public hearing** closed.

Resolution Nos.: 2010-38, 2010-39, 2010-40 and 2010-41 were presented as follows:

RESOLUTION NO. 2010-38. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON AUTHORIZING AND DIRECTING THE COUNTY ASSESSOR TO INCLUDE DELINQUENT RECYCLING FEES AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS COUNTY TAXES (**172.56 RECYCLING FEES**).

RESOLUTION NO. 2010-39. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON AUTHORIZING AND DIRECTING THE COUNTY ASSESSOR TO INCLUDE DELINQUENT REFUSE COLLECTION FEES AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS COUNTY TAXES (**172.54 REFUSE COLLECTION FEES**).

RESOLUTION NO. 2010-40. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON AUTHORIZING AND DIRECTING THE COUNTY ASSESSOR TO INCLUDE DELINQUENT SEWER MAINTENANCE FEES AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS COUNTY TAXES (**172.53 SEWER MAINTENANCE FEES**).

RESOLUTION NO. 2010-41. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON AUTHORIZING AND DIRECTING THE COUNTY ASSESSOR TO INCLUDE DELINQUENT UTILITIES TAXES AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS COUNTY TAXES (**172.57 UTILITIES TAX**).

Motion by Guerrero, seconded by Molina, to adopt Resolution Nos.: 2010-38, 2010-39, 2010-40 and 2010-41, subject to final review of delinquent accounts, carried as follows: Ayes: Council Members Hernandez, Guerrero, Molina, and Mayor Noguez; Noes: None; Absent: Vice Mayor Gomez.

City Clerk Ramirez announced that in accordance with published notice, this is the time and place set to consider public comment regarding the collection of delinquent rubbish charges pursuant to Section 6-2.205 of the Huntington Park Municipal Code. The City Clerk reported that no written communications had been received in the Office of the City Clerk. Mayor Noguez declared the public hearing open and called for oral communications and hearing none, Mayor Noguez declared the **public hearing** closed.

RESOLUTION NO. 2010-42. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON AUTHORIZING AND DIRECTING THE COUNTY ASSESSOR TO INCLUDE DELINQUENT REFUSE COLLECTION FEES AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS COUNTY TAXES (**172.52 WASTE MANAGEMENT FEE**) was presented. Motion by Molina, seconded by Guerrero, to adopt Resolution No. 2010-42, subject to final review of delinquent accounts, carried as follows: Ayes: Council Members Hernandez, Guerrero, Molina, and Mayor Noguez; Noes: None; Absent: Vice Mayor Gomez.

City Clerk Ramirez announced that in accordance with published notice, this is the time and place set to consider public comment to determine whether public necessity, health, safety or welfare requires the reduction of the boundary of Underground Utility District No. 13, as described in Resolution No. 2005-16. The City Clerk reported that no written communications had been received in the Office of the City Clerk. Mayor Noguez declared the public hearing open and called for oral communications and hearing none, Mayor Noguez declared the **public hearing** closed.

RESOLUTION NO. 2010-43. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK REDUCING THE BOUNDARIES OF THE UNDERGROUND UTILITY DISTRICT 13, AS DESCRIBED IN THE RESOLUTION 2005-16 was presented. Motion by Guerrero, seconded by Hernandez, to adopt Resolution No. 2010-43, carried as follows: Ayes: Council Members Hernandez, Guerrero, Molina, and Mayor Noguez; Noes: None; Absent: Vice Mayor Gomez.

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

#### CONSENT CALENDAR

##### OFFICE OF THE CITY CLERK

Approve minutes of the regular meeting of the City Council held Monday, June 21, 2010.

**Deny claim filed by Alex Escobar and refer to legal counsel and the City's insurance administrator.**

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 Accounts Payable and Payroll Warrants dated July 6, 2010.

#### END OF CONSENT CALENDAR

City Clerk Ramirez on behalf of Council Member Hernandez requested discussion and/or action regarding the Southeast Cities Schools Coalition's (SCSC) efforts to gather resources to fund the SCSC utilizing redevelopment funds. Ron Vera, Legal Counsel of the SCSC, informed City Council that due to the participating cities' economic crisis, it is getting more difficult to fund the SCSC and stated that since 1992, the City has allocated \$8 million dollars of redevelopment funds to the Los Angeles Unified School District (LAUSD). Mr. Vera asked City Council to direct the City Attorney, Legal Counsel of the Redevelopment Agency, and City staff to work with the SCSC and the LAUSD to investigate the feasibility of allocating a portion of the redevelopment funds designated to LAUSD for the SCSC in the same manner. Motion by Guerrero, seconded by Noguez, **to authorize the City Attorney, Legal Counsel of the Redevelopment Agency, and City staff to work with the SCSC to investigate the feasibility of allocating a portion of the redevelopment funds designated for LAUSD to the SCSC and report back to City Council**, carried as follows: Ayes: Council Members Hernandez, Guerrero, Molina, and Mayor Noguez; Noes: None; Absent: Vice Mayor Gomez.

City Clerk Ramirez requested approval of Fifth Amendment to Claims Service Agreement between the City of Huntington Park and NovaPro Risk Solutions, LP. Motion by Guerrero, seconded by Hernandez, to **approve the Fifth Amendment to Claims Service Agreement between the City of Huntington Park and NovaPro Risk Solutions, LP.**, carried as follows: Ayes: Council Members Hernandez, Guerrero, Molina, and Mayor Noguez; Noes: None; Absent: Vice Mayor Gomez.

Director of Finance Padilla requested approval of a Dance and Entertainment Permit for Sandra G. Martinez Estrada, dba Rio Lempa No. 2 Restaurant. The Police, Community Development and the Fire Departments have submitted approvals. **There being no objection, Mayor Noguez directed staff to research this item further and report back to City Council.**

Chief of Police Cisneros requested approval of Amendment Number One to Food Services Agreement between the County of Los Angeles and the City of Huntington Park. Motion by Noguez, seconded by Guerrero, to **approve the Amendment Number One to Food Services Agreement between the County of Los Angeles and the City of Huntington Park**, carried as follows: Ayes: Council Members Hernandez, Guerrero, Molina, and Mayor Noguez; Noes: None; Absent: Vice Mayor Gomez.

RESOLUTION NO. 2010-44. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **IN SUPPORT OF THE CALIFORNIA JOBS BUDGET PROPOSED BY ASSEMBLY SPEAKER JOHN A. PEREZ** was presented. Motion by Guerrero, seconded by Hernandez, to adopt Resolution No. 2010-44, carried as follows: Ayes: Council Members Hernandez, Guerrero, Molina, and Mayor Noguez; Noes: None; Absent: Vice Mayor Gomez.

ORDINANCE NO. 855-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK CALIFORNIA AMENDING TITLE 2, CHAPTER 3 OF THE HUNTINGTON PARK MUNICIPAL CODE TO **INCREASE THE NUMBER OF CIVIL SERVICE COMMISSION MEMBERS FROM THREE TO FIVE** was read by title. Motion by Noguez, seconded by Guerrero, that reading in full of Ordinance No. 855-NS for second reading be waived, and that Ordinance No. 855-NS be approved for second reading and adopted, carried as follows: Ayes: Council Members Hernandez, Guerrero, Molina, and Mayor Noguez; Noes: None; Absent: Vice Mayor Gomez.

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: Gregory D. Korduner, Employee organizations: General Employees' Association, Police Officers' Association, Police Management Association, and Non-Represented Employees' Association. Mayor Noguez declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 6:52 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 7:34 p.m. Present: Council Member Ofelia Hernandez, Council Member Elba Guerrero, Council Member Andy Molina, and Mayor John R. Noguez; Noes: None; Absent: Vice Mayor Mario Gomez.

City Attorney Leal reported that in closed session for Labor Negotiators, a status report was given to City Council by Assistant City Manager Shear, no action taken.

Mayor Noguez declared the meeting adjourned at 7:35 p.m., in memory of Irene Reyes, mother-in-law of Manny Acosta, Housing and Community Development Manager for the City of Huntington Park.

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John R. Noguez, Mayor

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Rosanna M. Ramirez, City Clerk