

Minutes of the regular meeting of the City Council of the City of Huntington Park held Monday, June 20, 2011.

Following the Invocation and Pledge of Allegiance to the Flag, the meeting was called to order in the Council Chambers at 6:00 p.m. by Vice Mayor Molina. Present: Council Member Mario Gomez, Council Member Elba Guerrero, Council Member Rosa E. Perez, and Vice Mayor Andy Molina; Absent: Mayor Ofelia Hernandez.

Vice Mayor Molina and City Council presented certificates of recognition to Alonso Camarena, student and Erica Jacobs, teacher at Huntington Park High School for art that was displayed at the All American City Award Program in Kansas City on June 1 through 17, 2011.

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: (1). Vice Mayor Molina declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 6:10 p.m.

Following the closed session, the meeting was called to order in the Council Chambers at 6:45 p.m. Present: Council Member Mario Gomez, Council Member Elba Guerrero, Council Member Rosa E. Perez, and Vice Mayor Andy Molina; Absent: Mayor Ofelia Hernandez.

John Hawland, representing Cerrel Associates, Inc., introduced himself and Brian Taylor from the Citrus Pest and Disease Prevention Committee (CCPDPC). Mr. Taylor briefed City Council regarding the Asian Citrus Psyllid and how detrimental it is to citrus trees. Mr. Taylor displayed a sample of the psyllid and informed City Council that this pest can be a carrier of a fatal tree disease called Huanglongbing, also known as HLB. Mr. Taylor stated that as of today, no HLB cases have been reported in California. Mr. Taylor informed City Council that although there is no cure for this tree disease, the CCPDPC is offering preventative tips to homeowners regarding pest prevention and that they would like to educate the public about this dangerous pest through community events and literature. Mr. Hawland informed City Council that literature is offered in English and Spanish to the public and left his business card if anyone wished to contact him.

Rosa Bautista, Elementary Education Manager with TreePeople, addressed City Council regarding TreePeople, which is a non-profit organization that unites the power of trees, people and technology to grow a sustainable future. Ms. Bautista informed City Council that they will be having community planting events in the near future in which members of the community may volunteer to plant trees at various locations, including schools.

Vice Mayor Molina 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.

Yolanda Alaniz, Youth Librarian at Huntington Park Library, distributed flyers and informed City Council of the upcoming events and programs for the youth during the summer, including a Kids Summer Reading Program and a Teen Summer Reading Program.

Gloria Medina, Chair of the American Cancer Society Southeast Cities Relay for Life, invited everyone to attend the Relay for Life event from 9:00 a.m. on Saturday, June 25, 2011 to 9:00 a.m. on Sunday, June 26, 2011. Ms. Medina informed City Council that El Aviso Magazine released their 4<sup>th</sup> Annual Special Edition dedicated to Southeast Cities Relay for Life and distributed copies to City Council.

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

City Clerk Ramirez called the Appeals Board to order in the Council Chambers at 7:05 p.m. Present: Board Member Mario Gomez, Board Member Elba Guerrero, Board Member Rosa E. Perez, and Vice Chair Andy Molina; Absent: Chair: Ofelia Hernandez.

City Clerk Ramirez declared the Appeals Board meeting adjourned at 7:06 p.m.

City Clerk Ramirez announced that a letter was received from appellant Sion Sasooness representing Circle K located at 2701 Gage Avenue requesting that the Appeal Hearing regarding a Planning Commission decision denying a request for a Variance to deviate from the minimum development standards to establish a convenience store with the off-sale of beer and wine at 2701 Gage Avenue in the C-G (General-Commercial) Zone, be continued to the July 5, 2011 City Council meeting. **There being no objection, City Council continued this appeal hearing to July 5, 2011 City Council meeting.**

City Clerk Ramirez announced that in accordance with published notice, this is the time and place set to consider any protest or public comment regarding the collection of delinquent commercial rubbish charges and distributed revised copies of the list of delinquent commercial rubbish accounts to City Council. The City Clerk reported that no written communications had been received in the Office of the City Clerk. Vice Mayor Molina declared the public hearing open and called for oral communications. Gerardo L. Torres, property owner of 2100 Laura Avenue, addressed his concerns to City Council regarding the delinquent refuse collection fees being charged to the property owners when tenants should be responsible to pay for such charges. There being no objection, Vice Mayor Molina referred Mr. Torres to Acting Public Works Superintendent Bilodeau regarding this matter. Vice Mayor Molina called for any other oral communications, and hearing none, Vice Mayor Molina declared the **public hearing** closed.

RESOLUTION NO. 2011-23. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK 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 Guerrero, seconded by Gomez, to adopt Resolution No. 2011-23, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

City Clerk Ramirez announced that this is the time and place set to consider any protest or public comment regarding the Urban Water Management Plan (UWMP) 2010 Update, including (SBx7-7) Per Capita Water Use Targets and conservation strategies related to compliance with the Water Conservation Act of 2009. The City Clerk reported that no

written communications had been received in the Office of the City Clerk. Vice Mayor Molina declared the public hearing open and called for oral communications, and hearing, Vice Mayor Molina declared the **public hearing** closed.

Motion by Guerrero, seconded by Gomez, to **approve the Urban Water Management Plan (UWMP) 2010 Update**, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

City Clerk Ramirez announced that this is the time and place set to consider any protest or public comment regarding the City of Huntington Park's Congestion Management Plan, self assessment, related to compliance with the Los Angeles County Metropolitan Transportation Authority. The City Clerk reported that no written communications had been received in the Office of the City Clerk. Vice Mayor Molina declared the public hearing open and called for oral communications, and hearing, Vice Mayor Molina declared the **public hearing** closed.

RESOLUTION NO. 2011-24. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK, CALIFORNIA, **FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT**, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089) was presented. Motion by Guerrero, seconded by Gomez, to adopt Resolution No. 2011-24, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

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

#### CONSENT CALENDAR

#### OFFICE OF THE CITY CLERK

Approve minutes of the regular meeting of the City Council held Monday, June 6, 2011.

Deny claims filed by the following and refer to the Insurance administrator: Estate of Jose Luis Maciel, Jose Maciel, Luis Maciel, Teresa Maciel, Mario Maciel, and Patricia Castillo, Date of Incident: December 30, 2010.

**Approve a Consent to Assignment of NovaPro Risk Solutions, L.P. to Carl Warren & Company**, and authorize the Mayor to execute.

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 June 20, 2011.

#### END OF CONSENT CALENDAR

City Clerk Ramirez presented a request from Vice Mayor Molina for discussion and/or action regarding presentations to the City Council. **Following a brief discussion regarding**

**the number of presentations per meeting and a time limit per presentation, no action was taken.**

City Clerk Ramirez presented for discussion and/or action a request from Council Member Perez for the City to support the California Cancer Research Act. Motion by Guerrero, seconded by Perez, to **support the California Cancer Research Act**, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

Director of Finance Padilla requested authorization to extend the Agreement for Professional Auditing Services between the City of Huntington Park, the Community Development Commission and Vazquez & Co., LLP to complete the City's audit for Fiscal Year 2010-2011; and authorize staff to issue Request for Proposals in January 2012 for audit services for Fiscal Year 2011-2012. Motion by Gomez, seconded by Guerrero, to **authorize an extension of the Agreement for Professional Auditing Services between the City of Huntington Park, the Community Development Commission and Vazquez & Co., LLP to complete the City's audit for Fiscal Year 2010-2011; and authorize staff to issue Request for Proposals in January 2012 for audit services for Fiscal Year 2011-2012**, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

Director of Finance Padilla requested approval of a New Dance and Entertainment Permit for Miguel Ortiz Gonzalez dba Shamrock Lounge located at 7400 State Street, pending compliance with Police and Community Development Departments conditions. The Fire Department submitted approval. Following a brief discussion, motion by Guerrero, seconded by Gomez, to **approve a New Dance and Entertainment Permit for Miguel Ortiz Gonzalez dba Shamrock Lounge located at 7400 State Street, pending compliance with Police and Community Development Departments conditions. The Fire Department submitted approval**, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

Community Development Department presented for discussion and/or action a recommendation by the Planning Commission to appoint Jhonny Pineda to the Planning Commission to fill an unexpired term ending February 1, 2014. Jhonny Pineda gave a brief description on his background and expressed his interest to serve on the Planning Commission. Motion by Gomez, seconded by Guerrero, to **appoint Jhonny Pineda to the Planning Commission to fill an unexpired term ending February 1, 2014**, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

Community Development Department requested approval of the City's Fiscal Year 2011-2012 Community Development Block Grant (CDBG) and HOME Investment Partnerships Act Subrecipient Agreements and Memorandum of Understandings (MOUs) for the use of CDBG funds for programs administered by City departments; and authorize the City Manager to execute the MOUs. Vice Mayor Molina recused himself from the dais at 7:25 p.m. Motion by Guerrero, seconded by Perez, to **approve the following Community Development Block Grant (CDBG) and HOME Investment Partnerships Act Subrecipient Agreements and Memorandum of Understandings for Fiscal Year 2011-2012; and authorize the City Manager to execute the MOUs: 1) Southeast Churches Service Center – Emergency Food Program \$17,693; 2) Salvation Army Southeast Communities – Family Services \$17,693; 3) Los Angeles County Public Library - Huntington Park Public Library-Homework Center \$13,270; 4) Southeast Rio Vista Family YMCA – Healthy Kids Zone-After School Program \$13,270; 5) Oldtimers Foundation – Senior Nutrition Program \$17,693; 6) Fair Housing Foundation – Fair Housing Services \$13,255; 7) Huntington Park Police Department - Code Enforcement Program \$414,022; 8) Huntington Park Parks and Recreation Department – Fitness Room Improvements \$79,982; 9) Huntington Park Public Works Department – Downtown Public Improvement Project \$37,638; 10) Huntington Park Parks and Recreation Department – City of Huntington Park After-School Youth Program \$61,922; 11) Huntington Park Public Works Department – Community Beautification**

**Program-Graffiti Removal \$58,381; 12) Huntington Park Police Department – Juveniles at Risk Boot Camp Program \$17,693; and 13) City of Huntington Park Community Development Commission – Clean-up of Contaminated Site \$112,975**, carried as follows: Ayes: Council Members Gomez, Guerrero, and Perez; Noes: None; Absent: Mayor Hernandez and Vice Mayor Molina.

Vice Mayor Molina returned to his seat at 7:26 p.m.

Community Development Department requested approval of the revised guidelines for the Community Development Block Grant (CDBG) funded Minor Home Repair Program. Motion by Guerrero, seconded by Gomez, to **approve the revised guidelines for the Community Development Block Grant (CDBG) funded Minor Home Repair Program**, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

Community Development Department presented for discussion and/or action the City's check cashing establishment development standards. **Following a discussion, Vice Mayor Molina directed the Police Department and City Attorney to look into the current security requirements at check cashing establishments in the City and report back to City Council.**

City Engineer Lind requests that Project No. 09-006, Remove Old & Install New Stand-by Generator at City Hall be awarded to Gammill Electric, Inc., in the amount of \$97,499. Motion by Gomez, seconded by Guerrero, that **Project No. 09-006, Remove Old & Install New Stand-by Generator at City Hall be awarded to Gammill Electric, Inc., in the amount of \$97,499**, carried as follows: carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

Director of Parks and Recreation Espinosa requested approval of the Seventh Amendment to Agreement between the City of Huntington Park and Alltech Protective Service for Security Services. Motion by Guerrero, seconded by Gomez, to **approve the Seventh Amendment to Agreement between the City of Huntington Park and Alltech Protective Service for Security Services**, carried as follows: carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

Director of Parks and Recreation Espinosa presented for discussion and/or action a Facility Use Agreement between the City of Huntington Park, The Greater Huntington Park Area Chamber of Commerce, and Circus Berny Ramos Productions, Inc., to use the Circle Area of Salt Lake Park to conduct a circus from July 14 through 26, 2011. Motion by Gomez, seconded by Guerrero, to **approve the Facility Use Agreement between the City of Huntington Park, The Greater Huntington Park Area Chamber of Commerce, and Circus Berny Ramos Productions, Inc., to use the Circle Area of Salt Lake Park to conduct a circus from July 14 through 26, 2011**, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

RESOLUTION NO. 2011-25. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **CONFIRMING THE REPORT OF THE ACTING PUBLIC WORKS SUPERINTENDENT FOR THE COST OF ABATEMENT OF NOXIOUS AND DANGEROUS WEEDS** GROWING UPON AND IN FRONT OF CERTAIN LOTS AND PARCELS OF LAND IN THE CITY OF HUNTINGTON PARK IN ACCORDANCE WITH GOVERNMENT CODE SECTION 39560 ET SEQ was presented. Motion by Guerrero, seconded by Gomez, to adopt Resolution No. 2011-25, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

RESOLUTION NO. 2011-26. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **AMENDING THE FLEXIBLE BENEFITS PLAN OF THE CITY OF HUNTINGTON PARK TO COMPLY WITH THE HEALTH CARE REFORM ACT** EFFECTIVE JANUARY 1, 2011 was presented. Motion by Guerrero,

seconded by Gomez, to adopt Resolution No. 2011-26, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

RESOLUTION NO. 2011-27 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **REVISING FEES AMOUNTS APPLICABLE TO LISTED CITY SERVICES** IN ACCORDANCE WITH THE CITY OF HUNTINGTON PARK USER FEE STUDY was presented. Motion by Gomez, seconded by Guerrero, to adopt Resolution No. 2011-27, carried as follows: Ayes: Council Members Gomez, Guerrero, Perez, and Vice Mayor Molina; Noes: None; Absent: Mayor Hernandez.

City Clerk Ramirez presented a request from Mayor Hernandez for discussion and/or action regarding the Annual Children's Fair and Annual Three Kings events scheduled for January 6, 2012. Following a discussion, motion by Gomez, seconded by Guerrero, to **approve the Annual Children's Fair and Three Kings events scheduled for January 6, 2012 for a total amount not to exceed \$15,000**, carried as follows: Ayes: Council Members Gomez, Guerrero, and Vice Mayor Molina; Noes: Council Member Perez; Absent: Mayor Hernandez.

City Attorney Leal reported out that in closed session for Conference with Legal Counsel – Anticipated Litigation, a report was given to City Council, no action taken.

Vice Mayor Molina declared the meeting adjourned at 7:57 p.m.

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Andy Molina, Vice Mayor

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Rosanna M. Ramirez, City Clerk