

Minutes of the regular meeting of the City Council of the City of Huntington Park held Monday, June 7, 2004.

The meeting was called to order in the Council Conference Room at 6:35 p.m. by Mayor Noguez. Present: Council Member Edward Escareño, Vice Mayor Ofelia Hernandez, Council Member Mario Gomez, Council Member Richard V. Loya, and Mayor Juan R. Noguez. Absent: None.

Motion by Loya, seconded by Escareño, to approve the Consent Calendar with the addition that the Police Department Crossing Guard Services Agreement be approved subject to compliance with insurance requirements within 30 days, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

#### CONSENT CALENDAR

##### OFFICE OF THE CITY CLERK

Minutes of the regular meeting of the City Council held Monday, May 17, 2004.

Deny claim filed by Rosa Esquer, Date of Incident: February 19, 2004.

##### FINANCE DEPARTMENT

Approve the Payroll Demands dated June 7, 2004.

**Approve Professional Services Agreement between the City of Huntington Park and Project Implementation Consultants** to provide professional financial and consulting services to the City.

##### PARKS AND RECREATION DEPARTMENT

**Approve agreements between the City of Huntington Park and the following for the Annual Independence Day Celebration:** 1) **Pyro Spectaculars, Inc. for a Fireworks Display**, in the amount of \$15,000 2) **Pageantry Productions** to use a portion of the City's Municipal Park and Baseball Diamonds 3 and 4 at 3401 E. Florence Avenue **for the purpose of conducting the Mid-Summer Community Fair** from Tuesday, June 29, 2004 through Wednesday, July 7, 2004; and 3) **EZ Event Productions for a sound system, stage, and personnel**, in the amount of \$2,500.

##### POLICE DEPARTMENT

**Approve the Extension of Agreement for Crossing Guard Services between the City of Huntington Park and All City Management Services, Inc.** for a one (1) year period ending June 30, 2005, subject to compliance with insurance requirements within 30 days.

**Approve the Rio Hondo Community College Revenue Agreement Use of Weapons Firing Range between the Rio Hondo Community College District and the Huntington Park Police Department**, for a one (1) year period ending June 30, 2005; and authorize the Chief of Police to execute necessary documents.

#### END OF CONSENT CALENDAR

City Clerk Romo presented for discussion and/or action a request from Council

Member Loya regarding LADOT (Los Angeles Department of Transportation) Parking Placards. There being no objection, City Council **authorized City staff to honor LADOT Parking Placards and authorize the Mayor to send correspondence to Los Angeles Unified School District (LAUSD) asking them to communicate with the City of Los Angeles and request two (2) placards for City Council Members designated as educational liaisons with LAUSD.**

City Attorney Leal requested the City Council resolve into a **closed session** pursuant to California Government Code Subdivision (a) of Section 54956.9 for CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Name of case: City of Huntington Park vs. 6208 Alameda Corporation, et al. Los Angeles Superior Court, Case #BC24217. Mayor Noguez declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 6:45 p.m. City Clerk Romo was excused from the closed session.

Following the closed session, the meeting was called to order in the Council Chambers at 7:00 p.m. Present: Council Member Edward Escareño, Vice Mayor Ofelia Hernandez, Council Member Mario Gomez, Council Member Richard V. Loya, and Mayor Juan R. Noguez. Absent: None.

Council Member Loya presented a plaque to Elisa Rudolph for her faithful and dedicated service in the community, 39th Annual Older Americans Recognition Day Luncheon Awards Ceremony May 26, 2004. Elisa Rudolph thanked City Council and stated that it is an honor to be acknowledged by the City of Huntington Park.

The Lopez family, on behalf of Leonardo's Restaurant, presented a check in the amount of \$10,000 to the Huntington Park Police Department Police Activities League (PAL) Program. Mayor Noguez and City Council thanked the Lopez family for supporting the PAL Program.

Mayor Noguez presented a plaque to the Huntington Park High School Humanitarian Club. A representative from the Huntington Park High School Humanitarian Club briefed City Council on the history of the club and invited City Council to attend a fundraiser at the Family Center on Friday, June 11, 2004 from 7:00 p.m. to 11:30 p.m.

April Shuck, Committee Member of Mothers Against Drunk Driving (MADD), presented plaques and pins for service against DUI violators in the City to the following: 1) Senior Officer Mac Marin (not present); 2) Police Officer Miguel Navia; 3) Police Officer Jose Macias; 4) Senior Officer Richard Maretti; 5) Police Officer Roberto Barillas; and 6) the Huntington Park Police Department.

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.

Jake Stephens, representing the Joe Otero Adult Baseball League, stated that he is aware that the Parks and Recreation department has taken budgetary cuts due to the State budget crisis. Mr. Stephens also stated his concern regarding a website that shows City expenditures and requested that the City address this issue.

Norma Montero, Librarian at the Huntington Park Library, informed City Council that new carpet will be installed on the first floor of the library and thanked Vice Mayor Hernandez for making it possible. Ms. Montero announced that the library will be closing June 19, 2004 to begin remodeling.

Francisco Ibarra, Reference Librarian at the Huntington Park Library, informed City Council that different areas of the library will be refurbished and made himself available to answer any questions regarding the remodeling of the library.

Enrique Murillo, President of American Association of Retired Persons (AARP), asked City Council if the City could apply for a grant to build a new place for seniors and their activities.

Hector Perez-Pacheco, representing Margarita Jones Restaurant, informed City Council that Margarita Jones Restaurant is looking into opening a restaurant in the City soon. Mr. Perez-Pacheco stated that Margarita Jones has a history of helping organizations in their community and that they would like to be involved in helping this community.

Rosa Meza thanked City Council for funding Rainbow Services this year and gave a brief description of the services offered by Rainbow Services. Ms. Meza stated that she is one of the many individuals who have been helped by these services.

Christina Dixon, President of the General Employees Association (GEA), addressed

City Council on behalf of members of the GEA regarding the City's denial to meet and confer with the GEA. Ms. Dixon requested that the City allow the GEA to be involved in the budget process and that there be a retraction of current layoffs. Ms. Dixon also requested that City Council direct City staff to meet and confer with the GEA.

Lupe Franco addressed her concern to City Council regarding the maintenance of restrooms at the parks and requested that the restrooms be refurbished.

Ronald Garcia, Southern California Edison Regional Manager Public Affairs, informed City Council of an article that was published in the Los Angeles Times called PUC's Bond Debt Formula Doesn't Equal Fairness. Mr. Garcia stated that the article published contained false information and distributed a copy to City Council.

Efren Martinez, representing the Huntington Park Kiwanis, invited City Council to attend the Fabuloso Carnival on June 11 through 13, 2004 at the Home Depot parking lot located at 3022 Slauson Avenue, and distributed flyers to City Council. Mr. Martinez thanked City Council, City Engineer Wes Lind, and El Aviso magazine for sponsoring and making this event possible.

Jorge Villanueva, representing Communities for a Better Environment (CBE), informed City Council of a community meeting to discuss the property known as La Montaña on Wednesday, June 9, 2004 from 6:00 p.m. to 8:00 p.m. at Westside Park Community Center. Mr. Villanueva stated that the California Integrated Waste Management Board is expected to get control of the property and that with the help of the City and the community this property can be clean.

Robert Cabrales, representing Communities for a Better Environment (CBE), distributed flyers to City Council and thanked Director of Community Development Gray for updating and urging members of the community to get involved in cleaning the La Montaña property.

Mayor Noguez reported out that on the closed session item regarding Existing Litigation, Name of Case: City of Huntington Park vs. 6208 Alameda Corporation, et al. Los Angeles Superior Court, Case #BC24217, staff was instructed to go to Sacramento on June 15, 2004 to oppose La Montaña in the City and make the judge aware in court on July 13, 2004 of the community's opposition to La Montaña.

Yvonne Correa informed City Council of a business in the City that has an electric generator located outside the property where vandalism occurs. Ms. Correa asked City Council to investigate the possibility of placing a fence around the area to avoid future vandalism from happening.

Mario Hernandez, representing Los Angeles Unified School District (LAUSD) Community Outreach, invited City Council to attend Site Selection Meeting #4 at Middleton Elementary School on Wednesday, June 23, 2004 at 6:00 p.m. and distributed flyers to City Council.

Jose Zepeda, representing META 2000, asked City Council to continue their request to approve the 8<sup>th</sup> Annual El Grito 2004 celebration on September 15, 2004 to the next City Council meeting.

Richard Bijal, business owner, informed City Council that he was denied a special event permit and requested that the permit be reevaluated. Mayor Noguez referred Mr. Bijal to Captain Gwaltney regarding this matter.

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

Chief Deputy City Clerk Ramirez announced that in accordance with Resolution No. 2003-22, this is the time and place set to consider any protest or public comment regarding the abatement of weeds now growing upon and in front of certain lots and parcels of land in the City of Huntington Park to be a public nuisance, in accordance with California Government Code Section 39560 Et Seq. The Chief Deputy 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. 2004-31. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK ORDERING THE 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 Loya, seconded by Gomez, to adopt Resolution No. 2004-31, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

Chief Deputy City Clerk Ramirez announced that in accordance with Resolution No. 2004-26, this is the time and place set to hear all interested persons for or against the levy of annual assessments or the furnishing of any type(s) of activities within the Downtown Huntington Park Business Improvement District. The Chief Deputy 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. 2004-32. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK CONFIRMING THE ANNUAL REPORT FOR THE DOWNTOWN HUNTINGTON PARK BUSINESS IMPROVEMENT DISTRICT AND LEVYING THE ASSESSMENTS FOR THE 2004-2005 FISCAL YEAR was presented. Motion by Noguez, seconded by Loya, to adopt Resolution No. 2004-32, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

Director of Community Development Gray presented a recommendation by the Business Improvement District (BID) Advisory Board to reappoint Frank Maclean, Gina Min, and Sharon Lee to a three-year term on the BID Advisory Board. Motion by Escareño, seconded by Noguez, to **approve the recommendation by the BID Advisory Board to reappoint Frank Maclean, Gina Min, and Sharon Lee to a three (3) year term expiring June 1, 2007 on the BID Advisory Board**, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

Director of Community Development Gray requested approval to issue firework sales permits to the fifteen (15) eligible applicants whose names were drawn in the lottery to sell fireworks for the 2004 season. Motion by Gomez, seconded by Hernandez, to **approve the following for the 2004 firework season: 1) issuance of permits to H.P. Police Officers Assoc., St. Matthias PTA, American Youth Soccer (AYSO), Southeast Rio Vista YMCA Victory Outreach, H.P. High Sports, JADE Family Services, H.P. Elks Club, H.P. Lions Club, Praise Chapel, Southeast Churches Services, H.P. Youth Football, St. Clements Episcopal, H.P. Baptist School, and Iglesia Apostolica; 2) direct the City Attorney to look into a blanket permit allowing all eighteen (18) applicants to be issued a permit to sell fireworks for the 2004 Firework Season and report back to City Council with the necessary ordinance; and 3) direct staff to return to City Council with a financial report pertaining to fireworks sales for the past three (3) years**, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

RESOLUTION NO. 2004-33. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK AUTHORIZING THE CITY'S PARTICIPATION IN THE JUVENILE ASSISTANCE DIVERSION EFFORT (JADE) was presented. Motion by Gomez, seconded by Loya, to adopt Resolution No. 2004-33, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

RESOLUTION NO. 2004-34. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK APPROVING THE CONVEYANCE OF THE CITY OWNED PARCEL LOCATED AT 2729 EAST 57TH STREET TO THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF HUNTINGTON PARK was presented. Motion by Gomez, seconded by Loya, to adopt Resolution No. 2004-34, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

RESOLUTION NO. 2004-35. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK OPPOSING PROPOSED STATE COST CONTROL MEASURES THAT WILL SEVERELY IMPAIR MEDICAL CARE, SERVICES AND PREVENTION FOR PEOPLE WITH HIV/AIDS OR AT RISK OF HIV INFECTION was presented. Motion by Hernandez, seconded by Noguez, to adopt Resolution No. 2004-35, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

The meeting recessed at 8:39 p.m. and resumed at 8:44 p.m.

Director of Finance Pruyn displayed a PowerPoint presentation of the City's Budget

for Fiscal Year 2004-2005. RESOLUTION NO. 2004-36. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **APPROVING AND ADOPTING BUDGET FOR FISCAL YEAR 2004-2005** was presented. Motion by Escareño, seconded by Gomez, to adopt Resolution No. 2004-36 with the knowledge that there may be adjustments during the year by means of budget amendments or the mid-year budget review, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

RESOLUTION NO. 2004-37. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **AUTHORIZING ATTENDANCE AT CONFERENCES AND MEETINGS BY MEMBERS OF THE CITY COUNCIL AND OTHER OFFICERS AND EMPLOYEES OF THE CITY FOR THE FISCAL YEAR 2004-2005** was presented. Motion by Gomez, seconded by Escareño, to adopt Resolution No. 2004-37, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Member Gomez, and Mayor Noguez; Noes: Council Member Loya.

ORDINANCE NO. 730-NS. AN URGENCY ORDINANCE OF THE CITY OF HUNTINGTON PARK **AMENDING MUNICIPAL CODE PROVISIONS GOVERNING TEMPORARY FIREWORKS STANDS** was read by title. Motion by Gomez, seconded by Escareño, that reading in full of Urgency Ordinance No. 730-NS for first and final reading be waived; and that Urgency Ordinance No. 730-NS be introduced and approved for first and final reading and adopted, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

ORDINANCE NO. 731-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK, STATE OF CALIFORNIA, **AMENDING TITLE 9 OF THE HUNTINGTON PARK MUNICIPAL CODE ESTABLISHING STANDARDS FOR CYBER CAFES WITHIN THE CITY** was read by title. Motion by Gomez, seconded by Escareño, that reading in full of Ordinance No. 731-NS for first reading be waived, and that Ordinance No. 731-NS be introduced and approved for first reading, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

ORDINANCE NO. 732-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK **REPEALING ORDINANCE 719-NS REGARDING TIME LIMITS FOR THE INCURRENCE OF DEBT FOR THE REDEVELOPMENT PLAN FOR ALL EXISTING REDEVELOPMENT PROJECT AREAS** was read by title. Motion by Escareño, seconded by Gomez, that reading in full of Ordinance No. 732-NS for first reading be waived, and that Ordinance No. 732-NS be introduced and approved for first reading, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; 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: (1); and pursuant to California Government Code Section 54956.8, CONFERENCE – REAL PROPERTY NEGOTIATORS, Property: Alameda Corridor, Agency Negotiator: Gregory Korduner, Negotiating Parties: Tigran Marcarian and the City of Huntington Park.. Mayor Noguez declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 9:38 p.m. City Clerk Romo was excused from the closed session.

Following the closed session, the meeting was called to order in the Council Chambers at 10:14 p.m. Present: Council Member Edward Escareño, Vice Mayor Ofelia Hernandez, Council Member Mario Gomez, Council Member Richard V. Loya, and Mayor Juan R. Noguez. Absent: None.

City Attorney Leal reported out that in closed session on the matter regarding Conference With Legal Counsel-Anticipated Litigation, a status report was given by Mayor Noguez; and on the matter regarding Conference With Real Property Negotiators, City Council gave staff authorization to continue.

Mayor Noguez declared the meeting adjourned at 10:14 p.m., in memory of Marine Staff Sergeant Jorge A. Molina, former student of Huntington Park High School and President Ronald Wilson Reagan, 40<sup>th</sup> President of the United States.

---

Juan R. Noguez, Mayor

---

Elba Romo, City Clerk