

Minutes of the regular meeting of the City Council of the City of Huntington Park held Monday, December 6, 2004.

The meeting was called to order in the Council Conference Room at 6:30 p.m. by Mayor Noguez. Present: Council Member Edward Escareño, Vice Mayor Ofelia Hernandez, Council Member Richard V. Loya, and Mayor Juan R. Noguez. Absent: Council Member Mario Gomez.

Council Member Gomez arrived and took his seat at 6:37 p.m.

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

**Deny claim filed by the City of Huntington Beach**, Date of Incident: Since 1971 to present and refer to the City Attorney.

Approve minutes of the special meeting of the City Council held Monday, November 8, 2004.

Receive and file minutes of the regular meeting of the City Council held Monday, November 15, 2004.

Approve minutes of the special meeting of the City Council held Thursday, November 18, 2004.

#### FINANCE DEPARTMENT

Approve the Payroll Demands dated December 6, 2004.

**Approve agreement with SBC/Pacific Bell** to continue telecommunication service at the same low rate as the State of California; and **approve Long Distance Voice Services Only Agreement HVCP II Plus between SBC Global Services, Inc. on behalf of SBC Long Distance and the City of Huntington Park.**

#### COMMUNITY DEVELOPMENT DEPARTMENT

**Approve Professional Services Agreement by and between the City of Huntington**

**Park and Karen Warner Associates to provide interim Community Development Block Grant (CDBG), HOME Program and related administrative services for a term expiring December 31, 2005.**

**Authorize staff to solicit Requests for Proposals (RFP) to conduct a comprehensive City Fee Study and Fee Schedule Update.**

#### ENGINEERING DEPARTMENT

**Award contract to low bidder Signs & Services Co., 10980 Boatman Avenue, Stanton, 90680, in the amount of \$136,877.39 for the Electronic Reader Board Signs, Project No. 05-009, funded from the Art in Public Places & Grant Fund Accounts 232-5010-419.79-10 and 212-6010-451.73-10-RDRBRD; and authorize appropriation of an additional \$20,000 of Publicly Visible Art fees to fund the project.**

#### POLICE DEPARTMENT

**Approve First Amendment to Part-time Traffic Officer Agreement by and between the City of Huntington Park and Lionel Mora for a term ending December 31, 2005.**

**Approve Purchase Order No. 22763 to PC Mall Gov, 2555 West 190th Street, Torrance, 90504, for an amount not to exceed \$66,050 for the replacement of desktop computers for the Police Department. This will be funded from the Public Safety Fund Account 224-7040-421.74-10.**

#### 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 for the purpose of conducting Circus Hermanos Vazquez, Inc. from February 18 to March 3, 2005.**

#### FIELD SERVICES DEPARTMENT

**Authorize the purchase of 500 acre-feet of Leased water rights from the City of Norwalk and authorize staff to submit Purchase Order No. 22778 and execute all necessary documentation to expedite the lease of these water rights.**

#### INFORMATIONAL – Received and filed

Minutes of the Traffic Authority meeting held November 16, 2004.

#### END OF CONSENT CALENDAR

City Clerk Romo presented a request from Mayor Noguez to discuss and/or take action regarding closure of Zoe Avenue and little Alameda Street intersection due to excessive traffic and speeding as a result of Leonardo's Restaurant. **There being no objection, Mayor Noguez referred this item to Neighborhood Improvement Coordinator Jesus Gomez to get community input on this matter at the Neighborhood Improvement/Block Watch Program meeting in January 2005 and report back to City Council.**

City Clerk Romo presented a request from Council Member Loya for discussion and/or action for City Council to hold a formal public hearing regarding the closure/sales of hospitals in our City. Regina Clemente, representing Community Health Councils, Inc., briefed City Council about her organization and made herself available to answer any questions. Kelley Dockrey, representing Community Mission Hospitals, stated that it is in the best interest of the community to devise a plan to keep and prevent hospitals from leaving the City in the future

and distributed a letter to City Council. Robert Cabrales, Outreach Specialist & Community Organizer from Communities for a Better Environment (CBE), stated that CBE supports the children and the community and distributed a letter to City Council. **There being no objection, Mayor Noguez called a special meeting of the City Council for Monday, December 13, 2004 at 6:00 p.m. regarding the closure/sales of hospitals in our City.**

City Clerk Romo presented a request from Council Member Loya for City Council to review, discuss and/or take action regarding Charter Schools in Huntington Park. Council Member Loya distributed a letter of options regarding Charter Schools. **There being no objection, Mayor Noguez continued this item to the next City Council meeting.**

City Clerk Romo presented a request from Council Member Gomez to discuss and/or take action regarding "The Avenue of the Stars". Motion by Loya, seconded by Gomez, to **refer this item to the Arts and Culture Commission**, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

City Clerk Romo presented a request from Council Member Gomez to discuss and/or take action regarding a Preservation Site to be linked as part of the Huntington Park Website. **There being no objection, Mayor Noguez directed staff to include a Preservation Site as part of the City's Website.**

City Clerk Romo presented a requested for an appointment of a Council Member and two (2) representatives to serve on the Independent Cities Risk Management Authority's Governing Board and its separate risk management programs. Motion by Loya, seconded by Noguez, to **appoint Council Member Gomez as the primary Governing Board representative and Chief Deputy City Clerk Rosanna Ramirez and Deputy City Clerk Blanca De La Mora to serve as the alternate and substitute alternate representatives to the Independent Cities Risk Management Authority's Governing Board and its separate risk management programs**, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

City Clerk Romo presented a request from Mayor Noguez for discussion and/or action for City Council to approve and sign the YMCA Friends of the Kids letter for the 2005 yearly fundraiser and authorize use of the City letterhead. Motion by Gomez, seconded by Noguez, to **approve and sign the YMCA Friends of the Kids letter for the 2005 yearly fundraiser and authorize use of the City letterhead**, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, Loya, and Mayor Noguez; Noes: None; Absent: None.

City Clerk Romo presented a request from Vice Mayor Hernandez for discussion and/or action regarding City-issued cell phones, including carrier options and establishment of a limited monthly allowance. Following a brief discussion, **City Council referred this item to the Finance Department for inclusion in the proposed Cellular Phone/Pager Policy and report back at the next City Council meeting.**

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 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.

Council Member Loya presented certificates and a plaque to the Huntington Park Varsity Football team for placing first in the league.

Jerry Chavez, Vice President of the Huntington Park Youth Football and Cheer Association Inc., introduced Anthony Ramirez, quarterback for the Midget team. Anthony Ramirez presented their 1<sup>st</sup> place trophy to City Council on behalf of the Huntington Park Youth Football and Cheer Association.

Rick Moreno, Coach for the Huntington Park Youth Football and Cheer Association Inc., Jr. Midget team, introduced Armando Tellez. Armando Tellez presented their 2<sup>nd</sup> place trophy to City Council on behalf of the Huntington Park Youth Football and Cheer

Association.

Council Member Loya left the meeting at 7:15 p.m.

Chief of Police Narramore and Assistant Chief of Police Peeler presented Huntington Park Police Department awards to the following: 1) Jose Reyes, Huntington Park Police Volunteer of the Year; 2) Stew Canold, Huntington Park Police Reserve of the Year; 3) Diane Devers, Employee of the Year; and 4) Sergeant Cosme Lozano, Officer of the Year.

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.

Dante D'Eramo, Executive Manager of The Greater Huntington Park Chamber of Commerce, thanked City Council and the City of Huntington Park for their support in the 54<sup>th</sup> Annual Fabulous Holiday Christmas Parade.

Gillermo Delgado addressed City Council to inquire regarding a police investigation for his son's murder eight (8) years ago. Mayor Noguez referred Mr. Delgado to the Police Department.

Gerardo on behalf of his father Daniel Moncada informed City Council that his father owns a tow truck company and has everything in order to operate his business in the City but continues to get penalized for vehicles exceeding the weight limit. Mayor Noguez referred Gerardo to City Manager Korduner.

Jose Meza and representatives from Wells Fargo Bank located at 6115 Pacific Boulevard, Huntington Park, thanked City Council for their support and help with finding a location in the City and invited everyone to attend the official grand opening on February 12, 2004 and invited City Council to attend.

Mark Patti, President of the General Employees' Association, informed City Council that a new General Employees' Association Board was selected and introduced its members.

Enrique Murillo congratulated The Greater Huntington Park Chamber of Commerce on the success of the 54<sup>th</sup> Annual Fabulous Holiday Christmas Parade. Mr. Murillo also congratulated Rebecca Avila for her work as President of the Optimist Club.

Joseph Baltazar, Vice President of Sister Cities, invited City Council to attend a posada fundraiser in Rosarito, B.C. on Friday, December 17, 2004.

Alberto Tovar, Senior Executive of Pacific Charter School Development, briefed City Council regarding Charter Schools. Mr. Tovar stated that if the City grants all the permits required, the Charter School will relieve overcrowding by providing 3000 additional seats for students and that the establishment of this Charter School will only take one (1) year.

The following addressed City Council in support of Charter Schools in the City of Huntington Park: 1) Carmen Morgana; 2) Martha Contreras; and 3) Norma Garcia.

Valentin Amezquita informed City Council that he ran for City Council in 2003 because he wanted to make a difference in the community, especially after learning the number of middle school drop-outs. Mr. Amezquita addressed City Council regarding his concerns with properties being allowed to install chain link fences and approval of META 2000's request to have the El Grito event for the next five (5) years.

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 published notice, this is the time and place set to consider public testimony and an ordinance adding Article 16 to Chapter 3 of Title 9 of the Huntington Park Municipal Code relating to parkland dedication and/or in-lieu parkland fees in conjunction with residential development. 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.

**ORDINANCE NO. 740-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK, STATE OF CALIFORNIA, ADDING ARTICLE 16 TO CHAPTER 3 OF TITLE 9 OF THE HUNTINGTON PARK MUNICIPAL CODE RELATING TO PARKLAND DEDICATION AND/OR IN-LIEU PARKLAND FEES IN CONJUNCTION WITH**

**RESIDENTIAL DEVELOPMENT** was read by title. Motion by Gomez, seconded by Escareño, that reading in full of Ordinance No. 740-NS for second reading be waived, that Ordinance No. 740-NS be approved for second reading and adopted, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, and Mayor Noguez; Noes: None; Absent: Council Member Loya.

Chief Deputy City Clerk Ramirez announced that in accordance with published notice, this is the time and place set to consider a resolution establishing an Enterprise Zone Application Fee in accordance with California Senate Bill 1097. 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. 2004-80. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK ESTABLISHING AN ENTERPRISE ZONE APPLICATION FEE IN ACCORDANCE WITH CALIFORNIA SENATE BILL 1097 was presented. Motion by Gomez, seconded by Escareño, to adopt Resolution No. 2004-80, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, and Mayor Noguez; Noes: None; Absent: Council Member Loya.

City Clerk Romo presented on behalf of Mayor Noguez a request from Francisco Quiroz for City co-sponsorship and waiver of fees associated with a special event "Posada" at 2570 E. Gage Avenue including temporary closure of alley on Friday, December 10, 2004. Francisco Quiroz addressed City Council to request City co-sponsorship and waiver of fees associated with a special event and temporary closure of alley and Gage Avenue on Friday, December 10, 2004. Motion by Gomez, seconded by Escareño, **to approve the request from Francisco Quiroz for City co-sponsorship and waiver of fees associated with a special event "Posada" at 2570 E. Gage Avenue including temporary closure of an alley and Gage Avenue on Friday, December 10, 2004**, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, and Mayor Noguez; Noes: None; Absent: Council Member Loya.

City Clerk Romo presented a request from META 2000 for the City to allow them to officially plan the El Grito Event for the next five (5) years. Video presentation by META 2000 representatives and Jose Zepeda of El Grito 2004 and requested City Council approve the event for the next five (5) years. Motion by Noguez, seconded by Escareño, **to appoint an Ad-Hoc Committee of Mayor Noguez and Council Member Gomez to make recommendations to the full City Council regarding the planning of the El Grito event and for the City Attorney and City Manager to work with META 2000 to come to an agreement regarding this event**, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, and Mayor Noguez; Noes: None; Absent: Council Member Loya.

Director of Finance Pruyn presents for discussion and/or action a draft Cellular Phone/Pager Policy. **There being no objection, City Council continued this item to the next City Council meeting.**

Director of Finance Pruyn requests discussion and/or action regarding Pension Obligation Bonds. Edward De La Rosa and John Solarczyk from E.J. De La Rosa & Co., Inc., briefed City Council regarding the benefits of the pension obligation bonds. Motion by Escareño, seconded by Gomez, **to authorize staff to pursue Pension Obligation Bond Issue in an amount not to exceed \$28,000 and approve the following: 1) The underwriting agreement with E. J. De La Rosa & Co., Inc.; 2) the disclosure counsel agreement with the law firm of Fulbright & Jaworski L.L.P.; and 3) the bond counsel service agreement with the law firm of Jones Hall**, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, and Mayor Noguez; Noes: None; Absent: Council Member Loya.

RESOLUTION NO. 2004-81. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK AUTHORIZING THE ISSUANCE OF BONDS TO REFUND

**CERTAIN PENSION OBLIGATIONS OF THE CITY, APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF AN INDENTURE AND AUTHORIZING JUDICIAL VALIDATION PROCEEDINGS RELATING TO THE ISSUANCE OF SUCH BONDS** was presented. Motion by Gomez, seconded by Escareño, to adopt Resolution No. 2004-81, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, and Mayor Noguez; Noes: None; Absent: Council Member Loya.

Assistant City Engineer Fu requests City Council approve the formation of an Ad-Hoc Committee to discuss the priority areas to upgrade the street lighting system to utilize the Community Safety Enhancement “Measure L” funds. Motion by Noguez, seconded by Escareño, to **appoint an Ad-Hoc Committee of Vice Mayor Hernandez, Council Member Gomez, City Engineer Fu, and representatives from the Finance, Field Services, and Police Departments to discuss the priority areas to upgrade the street lighting system to utilize the “Measure L” funds**, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, and Mayor Noguez; Noes: None; Absent: Council Member Loya.

RESOLUTION NO. 2004-82. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **DECLARING ITS INTENTION TO VACATE A CERTAIN PORTION OF BEAR AVENUE, A PUBLIC STREET, SOUTH OF 60TH STREET, IN THE CITY OF HUNTINGTON PARK AND INSTRUCTING THE CITY OF HUNTINGTON PARK PLANNING COMMISSION TO REPORT TO THE CITY COUNCIL ON WHETHER THE VACATION IS IN CONFORMANCE WITH THE CITY OF HUNTINGTON PARK’S GENERAL PLAN** was presented. Motion by Escareño, seconded by Gomez, to adopt Resolution No. 2004-82, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, and Mayor Noguez; Noes: None; Absent: Council Member Loya.

RESOLUTION NO. 2004-83. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **FINDING AND DETERMINING THAT THE COMMUNITY IS MAKING A SUBSTANTIAL EFFORT TO MEET ITS EXISTING HOUSING NEEDS FOR FISCAL YEAR 2003-04 AND PROJECTED HOUSING NEEDS FOR FISCAL YEAR 2004-05** was presented. Motion by Escareño, seconded by Gomez, to adopt Resolution No. 2004-83, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, and Mayor Noguez; Noes: None; Absent: Council Member Loya.

ORDINANCE NO. 741A-NS. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK, CALIFORNIA **AMENDING TITLE 2, OF THE MUNICIPAL CODE BY THE ADDITION OF CHAPTER 10, REGULATING MUNICIPAL ELECTIONS AND LIMITATIONS ON CAMPAIGN CONTRIBUTIONS IN MUNICIPAL ELECTIONS** was read by title. Motion by Gomez, seconded by Noguez, that reading in full of Ordinance No. 741-NS for first reading be waived, and that Ordinance No. 741-NS be introduced and approved for first reading, carried as follows: Ayes: Council Member Escareño, Vice Mayor Hernandez, Council Members Gomez, and Mayor Noguez; Noes: None; Absent: Council Member Loya.

City Attorney Leal requested the City Council resolve into a **closed session** pursuant to California Government Code Section 54956.9 for CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Name of case: Esteban Huizar v. Huntington Park Police Department, Case No.: HP 04S01772. Mayor Noguez declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 9:00 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 9:07 p.m. Present: Council Member Edward Escareño, Vice Mayor Ofelia Hernandez, Council Member Mario Gomez, and Mayor Juan R. Noguez. Absent: Council Member Richard V. Loya.

City Attorney Leal reported out that in closed session, City Council gave direction to legal counsel to pursue an appeal in this matter.

Mayor Noguez declared the meeting adjourned at 9:08 p.m., in memory of the following: 1) Maria Abigail Sanchez, mother of Lazaro Sanchez, a community leader and a parishioner at St. Matthias Catholic Church; and 2) Margarita De La Cruz, mother of Rosa Perez, President of Families Against Cancer (FFAC) and widow of former Huntington Park Council Member Raul Perez.

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Juan R. Noguez, Mayor

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Elba Romo, City Clerk