

Minutes of the regular meeting of the City Council of the City of Huntington Park held Tuesday, February 21, 2006.

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 Elba Romo, and Mayor Ofelia Hernandez. Absent: Council Member Mario Gomez.

Council Member Gomez arrived and took his seat at 6:31 p.m.

Motion by Noguez, seconded by Romo, 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 regular meeting of the City Council held Monday, February 6, 2006.

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 February 21, 2006.

END OF CONSENT CALENDAR

City Clerk Ramirez presented correspondence from The Greater Huntington Park Chamber of Commerce requesting approval of their Proposed Retail Promotional and Special Events for Calendar Year 2006. Motion by Gomez, seconded by Noguez, to **approve The Greater Huntington Park Chamber of Commerce Proposed Retail Promotional and Special Events for Calendar Year 2006**, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

City Manager Korduner presented for discussion and/or action the results from the City Newsletter Survey. Motion by Gomez, seconded by Guerrero, to **receive and file a report of the results from the City Newsletter Survey**, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

Director of Parks and Recreation Espinosa requested appointment of Youth Commissioners. City Clerk Ramirez announced that one (1) more application had been received from Jose Alfredo Gonzalez and distributed a copy to City Council. Motion by Noguez, seconded by Romo, to **appoint the following individuals to the Youth Commission, for a one (1) year term expiring February 21, 2007: 1) Elyery Landavazo; 2) Silvano Saldivar Jr.; 3) Daniel Perez; 4) Alma Luz Piñan; and 5) Jose Alfredo Gonzalez**, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

Assistant City Engineer Fu requested that Project No. 06-008, Sidewalk Improvement at Salt Lake Park, be awarded to Nobest Incorporated of Westminster, CA, in the amount of \$67,935. Motion by Noguez, seconded by Romo to **award the contract to Nobest Incorporated of Westminster, CA, in the amount of \$67,935 for Sidewalk Improvement at Salt Lake Park, (Project No. 06-008)**, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

Resolution Nos.: 2006-12, 2006-13, 2006-14, and 2006-15 were presented as follows:

RESOLUTION NO. 2006-12. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK AMENDING RESOLUTION NO. 2001-12 REGARDING THE **APPLICATION FOR GRANT FUNDS FOR PROJECT NO. MH-19-028 BONELLI REGIONAL YOUTH CENTER BY CHANGING THE APPOINTED AGENT OF THE CITY.**

RESOLUTION NO. 2006-13. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK AMENDING RESOLUTION NO. 2001-13 WHICH APPROVED THE **APPLICATION FOR GRANT FUNDS FOR PROJECT NO. GF-19-078 BONELLI REGIONAL YOUTH CENTER BY CHANGING THE APPOINTED AGENT THEREUNDER.**

RESOLUTION NO. 2006-14. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK AMENDING RESOLUTION NO. 2001-14 REGARDING GRANT FUNDS FOR **PROJECT NO. MH-19-020 BONELLI REGIONAL YOUTH CENTER BY CHANGING THE APPOINTED AGENT FOR THE CITY.**

RESOLUTION NO. 2006-15. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK AMENDING RESOLUTION NO. 2003-83 BY **CHANGING THE AUTHORIZED REPRESENTATIVE FOR THE CITY RELATING TO THE**

ROBERTI-Z'BERG-HARRIS BLOCK GRANT PROGRAM FUNDS PROVIDED BY THE CALIFORNIA CLEAN WATER, CLEAN AIR, SAFE NEIGHBORHOOD PARKS, AND COASTAL PROTECTION ACT OF 2002.

Motion by Guerrero, seconded by Gomez, to adopt Resolution Nos.: 2006-12, 2006-13, 2006-14, and 2006-15, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

RESOLUTION NO. 2006-16. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK APPROVING AND ADOPTING NEW CLASS SPECIFICATIONS FOR THE POSITION OF SENIOR ACCOUNTANT was presented. Motion by Gomez, seconded by Noguez, to adopt Resolution No. 2006-16, 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: (1); and pursuant to California Government Code Section 54956.9, CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Name of case: Rita Heintz vs. City of Huntington Park, WCAB Case No. MON 0292931; MON 0292933. Mayor Hernandez declared the meeting resolved into closed session to be held immediately at 6:44 p.m. City Clerk Ramirez was excused from the closed session.

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.

PowerPoint presentation by Sergeant Bonzer of the Neighborhood Enforcement Team regarding the raid of a property on Broadway Street due to the criminal history and drug trafficking.

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.

Ronald Garcia, Southern California Edison Regional Manager Public Affairs, informed City Council that Southern California Edison customers will receive an increase in their electric bill due to the price increase determined by the Public Utilities Commission (PUC) and that the City will receive an increase in the Utility Users Tax (UUT) and the Franchise Agreement rates as well. Mr. Garcia thanked City Manager Korduner and Director of Field Services Poole for their concern regarding an electric interruption that occurred recently.

Pedro Carrillo, representing the Oldtimers Foundation, informed City Council that there was miscommunication with their staff in regards to the operation of the City's transportation services. Mr. Carrillo thanked City Council for the opportunity to serve and work with the City of Huntington Park; distributed brochures of their programs and services; and introduced Erika Ramirez, Director of Transportation Services for the Oldtimers Foundation.

Jim Ham, Lawyer at Arnold & Porter, LLP, commended City Council on their consideration of adopting an ordinance regarding child day care facilities in the City and thanked the City's planning staff for working with him on this matter.

Pamela Gomez, Attorney, congratulated the City for their proactive approach to child day care facilities in the City and stated that it was a pleasure working with the City's planning staff.

Frank Gonzalez, Senior Project Manager at Pacific Charter School Development, briefed City Council on the status of the application process to open a charter school in the City and thanked City Council for supporting their endeavor. Mr. Gonzalez stated that the school is scheduled to open in the fall of 2006.

Genoveva Garcia addressed City Council in support of parents and students at College

Ready Academy School to request the City's support and collaboration in the process of opening a new school site in the City and introduced Laura Galvan.

Laura Galvan, Principal at Huntington Park College Ready Academy High School, addressed City Council in support of parents and students at College Ready Academy School and invited everyone to visit the school to observe the quality of education.

Sheila Clapkin, President of Jos. Levin Realty Corporation, addressed her concerns to City Council regarding an item on the agenda pertaining to amending the zoning designation from Industrial/Manufacturing Planned Development to General Commercial in the area where her business is located. Ms. Clapkin informed City Council that her business has been in the City of Huntington Park for generations and asked City Council to reconsider the proposed amendment to the General Plan Land Use Map.

Andy Clapkin, Director of Business Development at Jos. Levin Realty Corporation, asked City Council to be considerate to businesses in the targeted area and to reconsider rezoning from industrial to commercial.

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 an ordinance amending the zoning designation from Industrial/Manufacturing Planned Development to General Commercial and amending the General Plan Land Use Map designation from Manufacturing Planned Development to General Commercial for properties located on the north side of Slauson Avenue between State Street and Miles Avenue; properties located at the south-west corner of Slauson Avenue and State Street; properties located on Bickett Street; and properties located on the east side of Miles Avenue/Soto Street; as delineated on the attached map. 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 and hearing none, Mayor Hernandez declared the public hearing closed.

RESOLUTION NO. 2006-17. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK APPROVING THE NEGATIVE DECLARATION FOR THE AMENDMENTS TO THE GENERAL PLAN LAND USE MAP AND ZONING MAP was presented. Motion by Noguez, seconded by Romo, for discussion regarding Resolution No. 2006-17, 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 Romo, to adopt Resolution No. 2006-17, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

ORDINANCE NO. 772-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK CALIFORNIA AMENDING THE GENERAL PLAN LAND USE MAP AND OFFICIAL ZONING MAP OF THE CITY OF HUNTINGTON PARK was read by title. Motion by Gomez, seconded by Romo, that reading in full of Ordinance No. 772-NS for first reading be waived, and that Ordinance No. 772-NS be introduced and approved for first reading, 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 displayed a PowerPoint presentation of the Mid-year budget review and requested approval of the Mid-year budget adjustments for fiscal year 2005-2006. Council Member Noguez left his seat at 7:44 p.m. and returned at 7:45 p.m. Vice Mayor Guerrero left her seat at 8:03 p.m. and returned at 8:04 p.m. Motion by Romo, seconded by Gomez, to **approve the Mid-year budget adjustments for fiscal year 2005-2006**, 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 discussion and/or action regarding the Housing Ad-Hoc Committee's review of Rental Housing Programs. Motion by Gomez, seconded by Romo, to bring back the original housing task force proposal and report back to City Council. **SUBSTITUTE Motion by Gomez, seconded by Noguez, for Council Member Gomez and Mayor Hernandez to meet with the original housing task force, which included members of the Apartment Owners Association, City staff, and other**

interested parties to create a rental housing program and report back to City Council, 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 discussion and/or action regarding the Business Improvement District (BID) becoming a qualified organization to receive BID funds and operate as an independent organization. Motion by Noguez, seconded by Guerrero, to authorize the BID to become a qualified organization to receive BID funds and operate as an independent organization. **SUBSTITUTE Motion by Noguez, seconded by Gomez, to appoint an Ad-Hoc Committee of Council Members Noguez and Gomez to meet with City staff and the Business Improvement District Board Members to develop guidelines for Business Improvement District Budget and Fund expenditures, and report back to City Council**, carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, Council Members Gomez, Romo, and Mayor Hernandez; Noes: None; Absent: None.

ORDINANCE NO. 770-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK, AMENDING TITLE 4 CHAPTER 8 OF THE HUNTINGTON PARK MUNICIPAL CODE **PERTAINING TO PROCEDURES FOR THE SALE OF FIREWORKS** was read by title. There being no objection, City Council **rejected Ordinance No. 770-NS for second reading** and directed staff to make the necessary changes to include that the maximum amount that an organization must pay a property owner for a firework stand is \$1,000 per location.

ORDINANCE NO. 771-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK CALIFORNIA AMENDING TITLE 9 OF THE HUNTINGTON PARK MUNICIPAL CODE **TO MODIFY THE REQUIREMENTS AND CLARIFY THE DEFINITIONS FOR THE VARIOUS TYPES OF CHILD DAY CARE FACILITIES PERMITTED UNDER STATE LAW** was read by title. Motion by Noguez, seconded by Romo, that reading in full of Ordinance No. 771-NS for second reading be waived, and that Ordinance No. 771-NS be approved for second reading and adopted, 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** 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 54957: PUBLIC EMPLOYEES DISCIPLINE/DISMISSAL/RELEASE. Mayor Hernandez declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 8:43 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 9:28 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.

City Attorney Leal reported out the following on the closed session items: 1) Conference with Legal Counsel–Anticipated Litigation, a status report was provided to City Council; 2) Conference With Legal Counsel – Existing Litigation, Name of case: Rita Heintz vs. City of Huntington Park, WCAB Case No. MON 0292931; MON 0292933, authorization by retained Counsel to settle this case in the amount of \$112,325; 3) Conference With Labor Negotiators, a status report was provided by labor negotiator; and 4) Public Employees Discipline/Dismissal/Release, **City Council voted on a 3-2 vote to terminate the contracts of Mr. Peeler and Mr. Narramore pursuant to their contract terms**. City Council also authorized Mr. Coble and the City Attorney to negotiate with those parties, the appropriate severance payments. The votes on the decision to terminate the contracts carried as follows: Ayes: Council Member Noguez, Vice Mayor Guerrero, and Mayor Hernandez; Noes: Council Members Gomez and Romo.

Mayor Hernandez declared the meeting adjourned to 6:30 p.m. on Monday, February 27, 2006 to hold a Community Budget Workshop.

The meeting adjourned in memory of Mary C. Davis, mother of Betty Davis-Gonzalez, Parks and Recreation Commissioner for the City of Huntington Park and Maria Del Refugio Salazar, mother of Rosa Meza, Captain of the Neighborhood Watch Program in the City of Huntington Park.

Ofelia Hernandez, Mayor

Rosanna M. Ramirez, City Clerk