

Minutes of the regular meeting of the City Council of the City of Huntington Park held Monday, June 5, 2006.

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

Motion by Romo, seconded by Guerrero, to establish as “**subsequent need**” item, the closed session item for Conference With Legal Counsel–Anticipated Litigation, Significant exposure to litigation pursuant to California Government Code Subdivision (b) of Section

54956.9: (1), as the item arose after the posting of the agenda, necessitating City Council's immediate consideration and/or action, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

City Attorney Leal requested the City Council resolve into a **closed session** for the following: 1) pursuant to California Government Code Subdivision (a) of Section 54956.9, CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Name of case: Alfonso Amador, Fredo Dwyer, Humberto Lozano, Robert Valencia vs. City of Huntington Park, Randy Narramore, Stephen Peeler, Case No. BC345283; 2) Conference With Legal Counsel-Existing Litigation Name of case: Ronnie Beason vs. City of Huntington Park, WCAB No. ANA 0395509; Name of case: William Diers vs. City of Huntington Park, WCAB No. ANA 0395504; Name of case: Thomas S. Weselis vs. City of Huntington Park, WCAB No. ANA 0395512; MON 0193325; and 3) Anticipated Litigation, Significant exposure to litigation pursuant to California Government Code Subdivision (b) of Section 54956.9: (1). Mayor Noguez declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 6:35 p.m. City Clerk Ramirez was excused from the closed session.

Following the closed session, the meeting was called to order in the Council Conference Room at 6:54 p.m. Present: Council Member Ofelia Hernandez, Vice Mayor Elba Guerrero, Council Member Elba Romo, and Mayor Juan R. Noguez. Absent: Council Member Mario Gomez.

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

#### CONSENT CALENDAR

#### OFFICE OF THE CITY CLERK

Approve minutes of the regular meeting of the City Council held Monday, May 15, 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 June 5, 2006.

#### ENGINEERING DEPARTMENT

**Set a public hearing date of July 3, 2006 at 7:00 p.m. for Congestion Management Program (CMP).**

#### INFORMATIONAL ITEM – Received and filed

Parks and Recreation Department notice of two (2) unscheduled vacancies on the Arts and Culture Commission by Vicente Ortiz and Victor Caballero.

#### END OF CONSENT CALENDAR

City Clerk Ramirez presented for discussion and/or action a request from Mayor Noguez to initiate a Student Government Day in Huntington Park and a City Manager message in the Vista Newsletter. **There being no objection, Mayor Noguez so ordered City staff to initiate a Student Government Day in the City of Huntington Park and authorize a City Manager message in the Vista Newsletter.**

City Clerk Ramirez presented for discussion and/or action the Ad Hoc Committee findings regarding all City Commissions. **There being no objection, Mayor Noguez ordered this item continued.**

City Manager Korduner presented for discussion and/or action the City's Nepotism Policy. Motion by Guerrero, seconded by Hernandez, to **approve the City's Nepotism**

**Policy**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

City Manager Korduner requested approval of Second Amendment to Agreement for Proposition A Discretionary Incentive Grant Program Memorandum of Understanding for Specialized Transportation Services by and between the City of Huntington Park and the Oldtimers Foundation for a term expiring June 30, 2007. Motion by Romo, seconded by Guerrero, to **approve the Second Amendment to Agreement for Proposition A Discretionary Incentive Grant Program Memorandum of Understanding for Specialized Transportation Services by and between the City of Huntington Park and the Oldtimers Foundation for a term expiring June 30, 2007**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

Director of Community Development Gray requested approval of the City's Fiscal Year 2006-2007 Community Development Block Grant (CDBG) Sub recipient Agreements, and authorize the Mayor to execute all related documents. Motion by Romo, seconded by Guerrero, to **approve the City's Fiscal Year 2006-2007 Community Development Block Grant (CDBG) Sub recipient Agreements by and between the City of Huntington Park and the following: 1) Los Angeles County Public Library, Huntington Park Library, Homework Center \$15,000; 2) St. Francis Medical Center Foundation, Healthy Community Initiative \$5,000; 3) Steelworkers Oldtimers Foundation, Senior Nutrition Program \$34,000; 4) Southeast Churches Service Center, Emergency Food Program \$10,000; 5) The Salvation Army Southeast Communities, Family Services \$15,000; and 6) Southeast Rio Vista Family YMCA, Kids Zone After School Program \$15,000; and authorize the Mayor to execute all related documents**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

Chief of Police Trevis requested approval of Purchase Order No. 22947 to ComSerCo, for the replacement and upgrade of base station radio equipment for the Police Department Communications Center. Motion by Guerrero, seconded by Hernandez, to **approve Purchase Order No. 22947 to ComSerCo, in the amount of \$30,409.78, for the replacement and upgrade of base station radio equipment for the Police Department Communications Center**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

Director of Parks and Recreation Espinosa presented for discussion and/or action a Facility Use Agreement Between the City of Huntington Park and META 2000 to conduct "El Grito" from September 15 through 17, 2006. Motion by Guerrero, seconded by Hernandez, to **approve the Facility Use Agreement Between the City of Huntington Park and META 2000 to conduct "El Grito" from September 15 through 17, 2006**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

Director of Parks and Recreation Espinosa requested that project for the Installation of Bleachers at Salt Lake Park Gymnasium be awarded to Herk Edwards, Inc., in the amount of \$35,811; and approve agreement, subject to City Attorney approval. Motion by Guerrero, seconded by Hernandez, to **award project for the Installation of Bleachers at Salt Lake Park Gymnasium to Herk Edwards, Inc., in the amount of \$35,811; and approve agreement, subject to City Attorney approval**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

Director of Parks and Recreation Espinosa requested City Council direction regarding various mobile stage options for special events. Director of Parks and Recreation Espinosa presented a status report on the various mobile stage options for special events. **There being no objection, no action was taken.**

Director of Parks and Recreation Espinosa presented for discussion and/or action correspondence from Ivonne Correa requesting reappointment for a four-year term on the Parks and Recreation Commission. Motion by Noguez, seconded by Guerrero, to **reappoint**

**Ivonne Correa to a four-year term on the Parks and Recreation Commission with a term expiring July 5, 2010**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

Following the Invocation and Pledge of Allegiance to the Flag, the meeting was called to order in the Council Chambers at 7:05 p.m. by Mayor Noguez. Present: Council Member Ofelia Hernandez, Vice Mayor Elba Guerrero, Council Member Elba Romo, and Mayor Juan R. Noguez. Absent: Council Member Mario Gomez.

Mayor Noguez presented a Certificate of Recognition to 2006 Business Man of the Year Leonardo Lopez, Jr.; and 2006 Business Woman of the Year Betty Monroy. Betty Monroy thanked City Council for acknowledging her work in the community. Leonardo Lopez, Jr. thanked City Council on behalf of his family.

Mayor Noguez presented a Certificate of Recognition to The Greater Huntington Park Area Chamber of Commerce. Dante D'Eramo, Executive Manager; and Sharon Lee, President of The Greater Huntington Park Area Chamber of Commerce, thanked City Council and staff for supporting them in the past and briefed City Council regarding many years of involvement in the community. Dante D'Eramo introduced The Greater Huntington Park Area Chamber of Commerce's staff.

Mayor Noguez presented a Plaque of Recognition to the following students and music teacher of Henry T. Gage Middle School for being chosen to participate in the 3rd Annual Los Angeles Unified School District (LAUSD) Middle School Honors Music Festival: 1) Joshua Hernandez, student; 2) Joseph Flores, student; 3) Grecia Serrano-Navarro, student; 4) Martin Diaz, student; 5) Daniel Alcalá, student; and 6) Margaret Asato, teacher.

PowerPoint Presentation of Emergency Preparedness in the City of Huntington Park by Sergeant Kinsey. City Council addressed their views and suggestions regarding emergency preparedness in the City.

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.

Henry Garcia, member of United Neighbors in Action, addressed his concerns to City Council regarding lack of speed bumps, trash at Salt Lake Park, and criminal activity in the City of Huntington Park. Mr. Garcia asked City Council to get involved and increase police surveillance.

Aurora Aguilera, member of United Neighbors in Action, informed City Council that La Voz Editorial is a new newspaper that covers the City of Huntington Park. Ms. Aguilera also addressed her concern to City Council regarding vehicle thefts in the City and asked City Council to help with this matter. Mayor Noguez referred Ms. Aguilera to Chief of Police Trevis regarding this matter.

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 extending Urgency Ordinance No. 752-NS which established a moratorium on any entitlements relating to schools, vocational schools and trade schools within the Central Business District (CBD) land use area. 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.

**ORDINANCE NO. 782-NS.** AN URGENCY ORDINANCE OF THE CITY COUNCIL OF HUNTINGTON PARK CALIFORNIA EXTENDING URGENCY ORDINANCE NO. 752-NS WHICH ESTABLISHES A MORATORIUM ON THE ISSUANCE OF ANY ENTITLEMENT RELATING TO SCHOOLS, VOCATIONAL SCHOOLS AND TRADE SCHOOLS WITHIN THE CENTRAL BUSINESS DISTRICT (CBD) LAND USE AREA was read by title. Motion by Guerrero, seconded by Hernandez, that reading in full of Urgency Ordinance No. 782-NS for first and final reading be waived; and that Urgency Ordinance No. 782-NS be introduced and approved for first and final reading and adopted, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

Motion by Romo, seconded by Guerrero, to **receive and file a status report on**

**Urgency Ordinance No. 752-NS**, as required by California Government Code Section 65858, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

City Clerk Ramirez announced that in accordance with published notice, this is the time and place set to consider extending Urgency Ordinance No. 777-NS which established a moratorium on any permit, license, or other entitlement relating to retail and service businesses with extended hours. 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.

**ORDINANCE NO. 783-NS AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK, CALIFORNIA EXTENDING URGENCY ORDINANCE 777-NS WHICH PLACED A MORATORIUM ON THE ISSUANCE OF ANY PERMIT, LICENSE, OR OTHER ENTITLEMENT RELATING TO RETAIL AND SERVICE BUSINESSES WITH EXTENDED HOURS WITHIN THE CITY OF HUNTINGTON PARK** was read by title. Motion by Romo, seconded by Hernandez, that reading in full of Urgency Ordinance No. 783-NS for first and final reading be waived; and that Urgency Ordinance No. 783-NS be introduced and approved for first and final reading and adopted, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Members Gomez.

Motion by Romo, seconded by Guerrero, to **receive and file a status report on Urgency Ordinance No. 777-NS**, as required by California Government Code Section 65858, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

City Clerk Ramirez announced that in accordance with published notice, this is the time and place set to consider extending Urgency Ordinance No. 778-NS which established a moratorium on any permit, license, or other entitlement relating to adult oriented businesses within the Special Use Overlay Zone when the underlying zone is General Commercial. 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.

**ORDINANCE NO. 784-NS. AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK, CALIFORNIA EXTENDING URGENCY ORDINANCE 778-NS WHICH PLACED A MORATORIUM ON THE ISSUANCE OF ANY PERMIT, LICENSE, OR OTHER ENTITLEMENT RELATING TO ADULT ORIENTED BUSINESSES WITHIN THE SPECIAL USE OVERLAY ZONE WHEN THE UNDERLYING ZONING IS GENERAL COMMERCIAL (C-G) IN THE CITY OF HUNTINGTON PARK** was read by title. Motion by Romo, seconded by Hernandez, that reading in full of Urgency Ordinance No. 784-NS for first and final reading be waived; and that Urgency Ordinance No. 784-NS be introduced and approved for first and final reading and adopted, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

Motion by Guerrero, seconded by Romo, to **receive and file a status report on Urgency Ordinance No. 778-NS**, as required by California Government Code Section 65858, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

City Clerk Ramirez announced that in accordance with published Resolution No. 2006-33, this is the time and place set to consider a resolution confirming the annual report for the Downtown Huntington Park Business Improvement District and levying the assessment for the 2006-2007 Fiscal Year. 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. 2006-37. 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 ASSESSMENT FOR THE 2006-07 FISCAL YEAR** was presented.

Motion by Guerrero, seconded by Hernandez, to adopt Resolution No. 2006-37, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

City Clerk Ramirez announced that in accordance with Resolution No. 2006-24 this is the time and place set to consider any protest or public comment regarding the abatement of weeds growing upon and in front of certain lots and parcels of land in the City of Huntington Park in accordance with California Government Code Section 39560 Et Seq. 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. 2006-38.** 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 Hernandez, seconded by Guerrero, to adopt Resolution No. 2006-38, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

City Clerk Ramirez presented a request from Council Member Romo for discussion and/or action regarding the towing of illegally parked vehicles in the City of Huntington Park. Assistant Chief of Police Lozano gave an oral report regarding procedures for vehicle towing in the City of Huntington Park.

Resolution Nos.: 2006-39, 2006-40, and 2006-41, were presented as follows:

**RESOLUTION NO. 2006-39.** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **FINDING AND DETERMINING THAT WILLIAM DIERS IS DISABLED AND INCAPACITATED TO PERFORM THE DUTIES OF POLICE LIEUTENANT** FOR THE PURPOSE OF PUBLIC EMPLOYEE DISABILITY RETIREMENT.

**RESOLUTION NO. 2006-40.** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **FINDING AND DETERMINING THAT THOMAS S. WESELIS IS DISABLED AND INCAPACITATED TO PERFORM THE DUTIES OF POLICE LIEUTENANT** FOR THE PURPOSE OF PUBLIC EMPLOYEE DISABILITY RETIREMENT.

**RESOLUTION NO. 2006-41.** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **FINDING AND DETERMINING THAT RONNIE BEASON IS DISABLED AND INCAPACITATED TO PERFORM THE DUTIES OF POLICE SERGEANT** FOR THE PURPOSE OF PUBLIC EMPLOYEE DISABILITY RETIREMENT.

Motion by Guerrero, seconded by Hernandez, to adopt Resolution Nos.: 2006-39, 2006-40, and 2006-41, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

City Attorney Leal reported out the following on the closed session items: 1) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Name of case: Alfonso Amador, Fredo Dwyer, Humberto Lozano, Robert Valencia vs. City of Huntington Park, Randy Narramore, Stephen Peeler, Case No. BC345283, a status report by retain counsel Coble was provided to City Council; 2) Conference With Legal Counsel-Existing Litigation Name of case: Ronnie Beason vs. City of Huntington Park, WCAB No. ANA 0395509; Name of case: William Diers vs. City of Huntington Park, WCAB No. ANA 0395504; Name of case: Thomas S. Weselis vs. City of Huntington Park, WCAB No. ANA 0395512; MON 0193325, a status report by retain counsel Coble was provided to City Council; and 3) Anticipated Litigation, Significant exposure to litigation pursuant to California Government Code Subdivision (b) of Section 54956.9: (1), a status report was provided to City Council.

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 Conference With Legal Counsel – Anticipated Litigation, Significant exposure to litigation pursuant to California Government Code Subdivision (b) of Section 54956.9: (1). Mayor Noguez declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 8:38 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 9:50 p.m. Present: Council Member Ofelia Hernandez, Vice Mayor Elba Guerrero, Council Member Elba Romo, and Mayor Juan R. Noguez. Absent: Council Member Mario Gomez.

City Attorney Leal report out the following on the closed session items: 1) 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, a status report was provided to City Council; and 2) Anticipated Litigation, Significant exposure to litigation pursuant to California Government Code Subdivision (b) of Section 54956.9: (1), a status report was provided to City Council.

Mayor Noguez declared the meeting adjourned at 9:55 p.m., in memory of the following: 1) Joseph Ramirez, father of Jessica R. Maes, former Mayor of the City of Huntington Park; 2) Reverend Patrick J. Gorman, brother of Reverend Rody Gorman of St. Matthias Church in the City of Huntington Park (not present); 3) John A. Santillan Jr., son of John Santillan, Director of Physician Relations of Community Mission Hospital in the City of Huntington Park; and 4) Dan W. Heil, founder of The Wildan Group of Companies and native of the City of Huntington Park (not present).

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Juan R. Noguez, Mayor

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Rosanna M. Ramirez, City Clerk