

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF HAWTHORNE,
CALIFORNIA HELD FEBRUARY 13, 2018.**

1.

Mayor Vargas called the City Council, meeting to order jointly and concurrently at 6:07 p.m. in the City Council Chambers of City Hall, 4455 W. 126th Street, Hawthorne, California.

ROLL CALL-Present: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
Absent: None.

2.

John Fujimoto from Stone Table Church gave the evening's invocation. Commissioner Herminia Balboa led the Pledge of Allegiance.

3.

Chief Robert Fager recognized Hawthorne Police Officer Shelly Yoshida as February's Employee of the Month.

4.

Councilmember Valentine presented a small video regarding her 3rd Business Expo where the main focus is to maintain and attract more businesses into the City. She recognized different businesses that participated in this event and City staff that helped in it.

5.

Councilmember Reyes English invited Mr. Keven Duran from MOBIKE for an introduction and a presentation of this new program.

6.

This Presentation will come back at the next meeting

Tribute to the Life of Jerry Nibel

7.

City Manager Arnold Shadbehr presented a small video on El Segundo Blvd. Improvement Project.

8.

Under oral communications, Superintendent **Gregory O'brien** from the Centinela Valley Union High School introduced student Alex Lopez who has obtained many accomplishments. He spoke on the "One to One" chrome-books received by incoming freshmen. Alex Lopez has appeared on Channel 9, CBS news and the Daily Breeze, he has worked on parts that have been approved by NASA that will go on International Space Station. Jerimiah Hawkins a teacher at Hawthorne High School helped as a mentor to Alex Lopez. **Pat Donaldson**, Chamber of Commerce announced that last week the Department of Labor awarded the Aerospace Engineering Apprentice Program to South Bay Workforce Investment Board Introduced two new businesses and new members of the Chamber, Earth Café and El Segundo Modern Dentistry. **Robert Morton** disabled Veteran, commented on tenant/landlord problems, has been given a 60-day notice to vacate the apartment. **Sam Pena** thanked the City Council for taking him in for nine years, allowing him to be part of the community. He is now the new executive Vice President of Inglewood Chamber of Commerce. **Gordon Mego** proud of Lopez accomplishments, impressed with Business Expo, spoke on SpaceX Falcon Rocket launch, Announced the Hawthorne 100th Anniversary is soon approaching and the city needs to form a committee to showcase rich City history. **Shirley Westbrook** citation received but although compliance still had to pay \$23. Appeal process not working. City needs to monitor company better. **Candace West** spoke on rent control issues. **Juanita Douse** Chair of Senior Citizens' Commission, spoke on having only four members on the commission and they need five. Would like someone to serve. Complete an application if interested in city clerk office. **Osca Izeco** spoke raise control issues, lived in building for 21 years new owners came, increase in rent by \$700. **Dan Hagersly** spoke on parking problems at an auto repair shop on Inglewood Ave., complained about receiving a ticket. Questioned if it's possible to get a parking permit?

Leithelle Williams said she serves on the Hawthorne School Board, elated for business expo and bike issue. Push for rent control. Hometown buffet site too small for golden corral. Spoke on the mall being an eyesore and asked the city to take it by eminent domain. **Alex Monteiro** wished everyone a Happy Valentine's Day and also a black history month. Hopes the Council vote Yes on Russell's contract. Volunteer Appreciation Day applications deadline to turn them in is March 30th. March 7 Hawthorne School District Board meeting at 6:00 p.m. will honor the Chief of Police and police officers for their outstanding work with the School District. Spoke also on how to help families that have issues with new owners and higher rents.

9.

CITY CLERK'S CONSENT CALENDAR

10.

Mayor Vargas moved, seconded by Councilmember Reyes English, that the reading of the City Council minutes of the regular meetings of October 10, 2017 and January 23, 2018 be waived and that they be approved and adopted.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

11.

Mayor Vargas moved, seconded by Councilmember Reyes English, to waive full readings of resolutions and ordinances on February 13, 2018's agenda.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

12.

The City Treasurer submitted a financial statement regarding warrants.

Warrants Nos.: 193688-193692; 459435-459749 ; 43746-43749 ; 10443-10448

Warrant Totals: \$ 676,600.98 ; \$.772,203.19 ; \$2,510.98 ; \$17,467.66

Mayor Vargas moved, seconded by Councilmember Reyes English, that the following warrants, properly audited and signed, be paid.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

13.

RESOLUTIONS

14.

RESOLUTION NO. 7958

A RESOLUTION OF THE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, OPPOSING SENATE BILL 831 (WIECKOWSKI) – 'ACCESSORY DWELLING UNITS'.

Mayor Vargas moved, seconded by Councilmember Reyes English, that Resolution 7958 be approved and adopted.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

15.

RESOLUTION NO. 7959

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AUTHORIZING, APPROVING AND RATIFYING THE ACCEPTANCE OF A SUPPORT GRANT

FOR THE 2018 DODGERS RBI PROGRAM FROM THE LOS ANGELES DODGERS FOUNDATION.

Mayor Vargas moved, seconded by Councilmember Reyes English, that Resolution 7959 be approved and adopted.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

16.

RESOLUTION NO. 7960

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, APPROVING A SIDE LETTER AGREEMENT BETWEEN THE CITY OF HAWTHORNE AND THE HAWTHORNE POLICE OFFICERS' ASSOCIATION REGARDING INITIAL AND ADVANCING COMPENSATION AMENDING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE HPOA EFFECTIVE JULY 1, 2015 THROUGH JUNE 30, 2020.

Mayor Vargas moved, seconded by Councilmember Reyes English, that Resolution 7960 be approved and adopted.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

17.

RESOLUTION NO. 7961

A RESOLUTION OF THE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AUTHORIZING THE DESTRUCTION OF VARIOUS FINANCE, RISK MANAGER, CITY ATTORNEY AND CITY CLERK DEPARTMENT RECORDS PURSUANT TO RESOLUTION NO. 7170.

Mayor Vargas moved, seconded by Councilmember Reyes English, that Resolution 7961 be approved and adopted.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

18.

RESOLUTION NO. 7962

A RESOLUTION OF THE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, IN SUPPORT OF MEASURE R SOUTH BAY HIGHWAY PROGRAM PROJECT LIST.

Mayor Vargas moved, seconded by Councilmember Reyes English, that Resolution 7962 be approved and adopted.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

19.

RESOLUTION NO. 7963

A RESOLUTION OF THE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, AUTHORIZING THE DESTRUCTION OF POLICE DEPARTMENT INTERNAL RECORD FILES (FROM JANUARY 1, 2011 TO DECEMBER 31, 2012) PURSUANT TO RESOLUTION NO. 7170.

Mayor Vargas moved, seconded by Councilmember Reyes English, that Resolution 7963 be approved and adopted.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

20.

RESOLUTION NO. 7964

A RESOLUTION OF THE OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ANNOUNCING FREE INCOME TAX PREPARATION SERVICES ON TUESDAY, MARCH 6 AND SATURDAY, APRIL 14, 2018 AT THE HAWTHORNE SENIOR CENTER AS PART OF THE VOLUNTEER INCOME TAX ASSISTANCE ("VITA") PROGRAM.

Mayor Vargas moved, seconded by Councilmember Reyes English, that Resolution 7964 be approved and adopted.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

21.

CITY MANAGER'S CONSENT CALENDAR

22.

Approve Progress Payment #5 due to Zumar Industries of Tacoma, Washington. The amount of \$2,898.36 will be paid for with approved and allocated Gas Tax funds.

23.

Approve Agreement between City of Hawthorne and L. Everett and Associates to provide Environmental Remediation Services at 12601 Hawthorne Blvd, and authorize the Chief of Public Works and General Services to enter into and execute it on the City's behalf.

24.

Approve Progress Payment # 7 and Final Acceptance for the second contract year to Martinez Landscape Company, Inc., or General Maintenance (Project # 15-02).

25.

Approve Plans and Specifications and authorize the Chief of General Services and Public Works to advertise for construction of El Segundo Blvd. Improvement Project (#15-03) with a return date of March 13, 2018.

26.

Approve the City of Hawthorne's Investment Report for the quarter ended December 31, 2017.

27.

Approve the Review of the FY 2017-18 Midyear Budget report and consideration of staff recommendations.

Mayor Vargas moved, seconded by Councilmember Reyes English, that items 22 to 27 of the City Managers consent calendar be approved.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

28.

Fourth Amendment to Employment Agreement between the City of Hawthorne and Russell Miyahira.

RECOMMENDED MOTION: That the City Council Approve Fourth Amendment to Employment

Agreement between City of Hawthorne & Russell Miyahira.

Mayor Vargas moved, seconded by Councilmember Reyes English, that item 28 of the City Managers consent calendar be approved.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

29.

Approval of a contract with Veronica Tam and Associates (VT+A) to provide assistance in regards to compliance with the City's adopted Housing Element and recently adopted housing laws.

Councilmember Michelin moved seconded by Mayor Vargas to Approve the Agreement with Veronica Tam and Associates, Inc. and authorize the City Manager to execute the Agreement.

ROLL CALL-AYES: Councilmembers Awad, Michelin, Valentine, Mayor Vargas.
NOES: Councilmember Reyes English.

30.

CITY COUNCIL'S DISCUSSION/ACTION ITEMS

31.

a.- Discussion/Action Item: Appoint Councilmember Olivia Valentine as Delegate and Councilmember Angie English as Alternate to Southern California Cities Consortium -- JPA.

Mayor Vargas moved seconded by Councilmember Michelin to appoint Councilmember Olivia Valentine as Delegate and Councilmember Angie English as Alternate to Southern California Cities Consortium -- JPA.

ROLL CALL-AYES: Councilmembers Awad, Reyes English, Michelin, Valentine, Mayor Vargas.
NOES: None.

32.

ELECTED OFFICIALS REPORTS/RECOMMENDATIONS

City Treasurer **Patterson** wished everyone a Happy Valentine's. Stated that his heart goes out to the displaced residents in the City. Spoke on the approval of the Investment Report presented to the City Council and that he has not been involved in it. Finance Director has been making decisions even though Government Code says City Treasurer is supposed to make financial decisions.

City Clerk Huber stated the City has lost Eleanor Escalante, a 20-year member of the School District and Bill Shultz very involved with Hawthorne High School (class of 63) was a Baseball youth volunteer, and ran for council. Expressed some ideas on what the City should do with the mall. Announced the Historical Society Pancake Breakfast on March 17th.

Councilmember Valentine spoke on the new rules regarding water conservation. Thanked everyone who made the Business Expo a success. Announced the 19th Annual General Assembly free event of the South Bay Council of Governments and the topic will be the Evolution of Retail. Wished everyone a Happy Valentine's Day. Announced that on June 6 Pizza Show will be celebrating their 60th Anniversary.

Councilmember Michelin congratulated Shelly Yoshida and the Police Department. Received a phone call from resident on Inglewood Avenue worried about the neighborhood regarding parking issues, trash, and garage conversions. Stated that garage conversions not to be tolerated. Congratulated City Attorney on the renewal of his contract. Requested that the City Attorney write a Legal Confidential addressing Mr. Patterson's issues on separation of powers, and Government Code Sections. Spoke about Eleanor Escalante service to the community. He wished everyone a Happy Valentine's Day.

Councilmember Reyes English gave kudos Councilmember Valentine on her Business Expo. Kudos to officer of the month Shelly Yoshida. Suggested to have "hip hop" with a cop, it's something to consider. Took a tour of NECC, a medical facility on Hawthorne Blvd, announced that Earth Day and the Service Providers Fair will be on April 21 from 10-2. The Library needs readers on March 2nd for Dr. Seuss Day.

Announced the need of a commissioner for the Seniors Commission. Also, spoke on the Clean Power Alliance a new energy company that needs Advisory Board Members, it will have renewable energy purchased at a lower cost for Hawthorne. Spoke regarding the Housing Element and parking issues. Thanked Arnie for improvement projects that are brought to the Council.

Councilmember Awad thanked everyone for coming out, congratulated officer Yoshida for being selected as the Officer of the Month. He requested a clarification regarding a newspaper article on the Hawthorne Plaza Mall. He asked the City Attorney to provide a Legal confidential regarding blight fee in order to start moving on this run down properties.

Mayor Vargas stated that the council is not going to build anything to hurt city. Hope Mall owner starts moving on original promise. Commented on the Business expo and is looking forward to the Service Provider Fair along with Earth Day. He also agrees that garage conversions are a problem. Requested that Code Enforcement look at cars parked on lawns, no awnings allowed, and clean and well-kept lawns. Wished everyone a Happy Valentine's Day. Rest in Peace our long standing residents Jerry Nibel, Eleanor Escalante, and Bill Shultz.

Items 33 and 34 were hold at the same time

33.

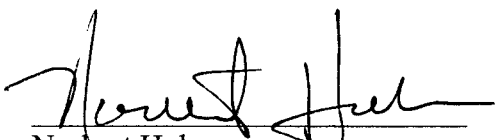
Mayor Vargas called for oral comments. No one indicated a desire to be heard.

Mayor Vargas recessed the City Council meeting to conduct a **Closed Session**: Conference with Legal Counsel – Existing Litigation (Subdivision (a)) of Section 54956.9 of the California Government Code. Name of Case. Abigail Topar v. City of Hawthorne, et al, L.A. Superior Case No. BC 597 565.

Mayor Vargas called the City Council meeting back to order following recess with all Councilmembers present. He announced that the **closed session** was to discuss a Conference with Legal Counsel - Existing Litigation (Subdivision (a)) of Section 54956.9 of the California Government Code. Name of Case. Abigail Topar v. City of Hawthorne, et al, L.A. Superior Case No. BC 597 565. The City Attorney stated that the City Council voted unanimously to settle that case with the Plaintiff and the settlement agreement will be available to the public at the City Clerk's department once it is executed by all parties and attorneys. He also stated that regarding item 34 a **Closed Session**: Conference with Legal Counsel – Initiation of Litigation against a third party, pursuant to subdivision (c) of Section 54956.9 (One potential case). The City Attorney has been advised.

35.

Mayor Vargas adjourned the regular meeting at 9:58 p.m. in the memory of Jerry Nibel, Eleanor Escalante and Bill Shultz.


Norbert Huber
City Clerk