

Minutes of the regular meeting of the City Council of the City of Huntington Park held Monday, June 15, 2009.

Following the Invocation and Pledge of Allegiance to the Flag, the meeting was called to order in the Council Chambers at 6:00 p.m. by Mayor Gomez. Present: Council Member Ofelia Hernandez, Vice Mayor Juan R. Noguez, Council Member Elba Guerrero, Council Member Andy Molina, and Mayor Mario Gomez. Absent: None.

Chief of Police Wadley and City Council presented Police Department Employee of the Year awards to the following: 1) Dave Lopez, Officer of the Year (not present); 2) Saul Duran, Reserve Officer of the Year; 3) Enrique Mendez, Civilian Employee of the Year; 4) Luis Carbajal, Explorer of the Year; and 5) Joe Sanders, Volunteer of the Year.

Assistant City Manager Shear addressed City Council regarding the City's 3<sup>rd</sup> Annual Student Government Day and stated that students were able to shadow Department Heads, tour the Police Department and Huntington Park Superior Courthouse, and participate in a mock City Council meeting. City Council presented Certificates of Recognition to the following for participating in the City's 3<sup>rd</sup> Annual Student Government Day: 1) Denise Jones; 2) Cristian Xochimitl; 3) Erica Garcia; 4) Gabriela Papias; 5) Josue Hernandez; 6) Richard Aguilar; 7) Fernando Andrade; 8) David San Juan; 9) Edgar Diaz; 10) Priscila Papias; 11) Jonathan Diaz; 12) Jason Diaz; 13) Erik Xochimitl; 14) Karen Zapien; and 15) Stephanie Palencia. Mike Goodman, representing the Huntington Park Kiwanis Club and the Huntington Park High School Key Club, thanked City Council for allowing the Huntington Park High School Key Club members to participate in the City's Student Government Day.

Mayor Gomez 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.

Yvonne Correa, representing the Women's Club of Huntington Park, invited everyone to the 2<sup>nd</sup> Annual Miss Huntington Park Pageant at Leonardo's Restaurant on Sunday, June 28, 2009 at 12:00 p.m. Ms. Correa introduced some of the Miss Huntington Park Pageant participants and distributed flyers of this event.

Richard Villa and Manny Saldiva addressed City Council regarding the item on the agenda to implement a Latino Film and Arts Festival in the City. Mr. Villa informed City

Council that he would like to give back to the community in which he grew up in by giving the youth an opportunity to get involved and learn about film production. Mr. Saldiva stated that having a Latino Film and Arts Festival in the City of Huntington Park would be beneficial, since a vast majority of City residents are of Latino descent. Mr. Saldiva also stated that he has spoken to the family of the legendary Antonio Aguilar who has agreed to assist with the proposed Latino Film and Arts Festival.

Maria Elena Arreola expressed concerns to City Council on behalf of the members of the Huntington Park Sister Cities Association regarding a substantial increase in membership fees. Ms. Arreola stated that most members are low income individuals and cannot afford a significant increase in membership fees. Ms. Arreola also stated that the Huntington Park Sister Cities Association members sense that the current president may be abusing his power as president in the organization and asked City Council to look into this matter.

Rosa Meza, expressed her concerns to City Council regarding the potential health risks associated with trash and immobile vehicles leaking oil along the street where the Charter School is located and distributed photographs of the nuisances to City Council. Mayor Gomez referred this item to the Police and Field Services Departments.

Marial Sanders, Planning Commissioner, informed City Council that having a film and arts festival in the City is a great idea and stated her only objection to the proposed film festival is that the name should be Huntington Park Film Festival not Latino Film and Arts Festival, to show the diversity of cultures in the community.

Martin Delgado, Community Library Manager at Huntington Park Library and Yolanda Alaniz, Youth Services Librarian at Huntington Park Library, informed City Council that they have received donations from local businesses and will have a Kids Summer Reading Program and Teen Summer Reading Program at the Huntington Park Library. Ms. Alaniz invited City Council to attend the Los Angeles Chapter of REFORMA Elizabeth Martinez Scholarship Dinner and Dance Fundraiser on Friday, June 26, 2009 at 7:30 p.m., and distributed flyers.

Mayor Gomez 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 designation of 6700 Newell Street as a historic resource for placement on the Huntington Park Historic Register. The City Clerk reported that no written communications had been received in the Office of the City Clerk. Gabriela Silva, Assistant Planner, displayed a PowerPoint presentation of the proposed designation of 6700 Newell Street as a historic resource. Mayor Gomez recognized the owner of 6700 Newell Street and presented him with a City pin. Mayor Gomez declared the public hearing open and called for oral communications and hearing none, Mayor Gomez declared the **public hearing** closed.

**RESOLUTION NO. 2009-77.** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **ADOPTING A DECLARATION OF DESIGNATION OF HISTORIC RESOURCE** FOR THE PROPERTY LOCATED AT **6700 NEWELL STREET** (ASSESSOR'S PARCEL NUMBER 6324-036-033), HUNTINGTON PARK, CALIFORNIA AND AUTHORIZING THE MAYOR TO EXECUTE THE DECLARATION OF DESIGNATION FOR RECORDATION was presented. Motion by Guerrero, seconded by Hernandez, to adopt Resolution No. 2009-77, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

City Clerk Ramirez announced that in accordance with published notice, this is the time and place set to consider amendments to Huntington Park Municipal Code Sections 6-5.401 through 6-5.410, addressing the fees and/or penalties associated with any failure to comply with declarations for mandatory water conservation. The City Clerk reported that no written communications had been received in the Office of the City Clerk. Mayor Gomez declared the public hearing open and called for oral communications and hearing none, Mayor Gomez declared the **public hearing** closed.

**ORDINANCE NO. 837-NS.** AN URGENCY ORDINANCE OF THE CITY OF HUNTINGTON PARK AMENDING TITLE 6, CHAPTER 5, ARTICLE 4 OF THE HUNTINGTON PARK MUNICIPAL CODE REGARDING **MANDATORY WATER CONSERVATION** was read by title. Motion by Guerrero, seconded by Molina, that reading in full of Urgency Ordinance No. 837-NS for first and final reading be waived and that Urgency Ordinance No. 837-NS be introduced and approved for first and final reading and

adopted, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

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

## **CONSENT CALENDAR**

### **OFFICE OF THE CITY CLERK**

Approve minutes of the special meeting of the City Council held Saturday, May 30, 2009.

Approve minutes of the regular meeting of the City Council held Monday, June 1, 2009.

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 15, 2009.

### **END OF CONSENT CALENDAR**

City Clerk Ramirez presented for discussion and/or action a request from Mayor Gomez to establish a Huntington Park Communications Commission for Government Channel 55. Motion by Gomez, seconded by Guerrero, to **direct the City Attorney to investigate the feasibility of creating a Communications Commission and report back to City Council**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

City Clerk Ramirez presented for discussion and/or action a request from Mayor Gomez to implement a Latino Film and Arts Festival in the City of Huntington Park. Richard Villa stated that the legendary Antonio Aguilar family is interested in being a part of a Latino Film and Arts Festival in the City. Manny Saldiva informed City Council that a similar film festival takes place in the City of Manhattan Beach and asked City Council for their consideration to implement a Latino Film and Arts Festival in the City. Dante D'Eramo, Executive Director/CEO of The Greater Area Huntington Park Chamber of Commerce, stated that a Latino Film and Arts Festival is a great way to advertise the businesses in the City and get the residents involved. Motion by Hernandez, seconded by Noguez, **to reenact the City's Walk of Fame Ad-Hoc Committee comprised of Council Member Guerrero and Mayor Gomez to work with Richard Villa, Manny Saldiva, and The Greater Area Huntington Park Chamber of Commerce to come up with a feasible plan to incorporate a Latino Film and Arts Festival with a Walk of Fame in the City and report back to City Council with recommendations**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

City Clerk Ramirez presented for discussion and/or action a request from Council Member Guerrero to consider imposing a moratorium on Special Event Fee Waivers requests. Motion by Guerrero, seconded by Hernandez, **to implement a moratorium on special event fee waivers for Fiscal Year 2009-2010**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

City Clerk Ramirez presented for discussion and/or action correspondence from MAG Sweeping, Inc. requesting a 5 year extension to the existing agreement for sweeping of public

streets. Motion by Guerrero, seconded by Molina, to **direct the City Attorney to prepare the necessary document to extend the existing agreement with MAG Sweeping, Inc. for sweeping of public streets for a period of 5 years and report back to City Council**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

City Clerk Ramirez presented a request from Vice Mayor Noguez for discussion and/or action regarding the State Budget and the possibility of implementing a **hiring freeze**. Following a brief discussion, this item was continued to the next Council meeting.

City Clerk Ramirez presented a request from Council Member Hernandez to authorize staff to develop an agreement with Urban Associates, Inc. for the Westside Park transfer, park design and planning. Motion by Guerrero, seconded by Noguez, to **authorize staff to develop an agreement with Urban Associates, Inc. for the Westside Park transfer, park design and planning**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

Director of Parks and Recreation Espinosa requested approval of the Fourth Amendment to Agreement between the City of Huntington Park and Alltech Protective Services for Security Services. Motion by Guerrero, seconded by Molina, to **approve the Fourth Amendment to Agreement between the City of Huntington Park and Alltech Protective Services for Security Services, on a month-to-month basis**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

City Engineer Fu requested that Project No. 09-002, Neighborhood Street Improvement Project, be awarded to All American Asphalt of Corona, in the amount of \$437,000. Motion by Noguez, seconded by Guerrero, to **award Project No. 09-002, Neighborhood Street Improvement Project to All American Asphalt of Corona, in the amount of \$437,000**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

City Engineer Fu requested that Project No. 09-003, Improvement of Alleys at Various Locations, be awarded to Grigolla & Sons Construction Co., Inc. of Azusa, in the amount of \$347,434. Motion by Noguez, seconded by Guerrero, to **award Project No. 09-003, Improvement of Alleys at Various Locations to Grigolla & Sons Construction Co., Inc. of Azusa, in the amount of \$347,434**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

Chief of Police Wadley requested approval of a Memorandum of Understanding between Jurisdictions and the City of Los Angeles Recovery Act Justice Assistance Grant (JAG) Program Award. Motion by Guerrero, seconded by Molina, to **approve a Memorandum of Understanding between Jurisdictions and the City of Los Angeles Recovery Act Justice Assistance Grant (JAG) Program Award**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

RESOLUTION NO. 2009-78. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK DECLARING A **PHASE I WATER SHORTAGE** PURSUANT TO TITLE 6, CHAPTER 5, ARTICLE 4 OF THE HUNTINGTON PARK MUNICIPAL CODE was presented. Motion by Molina, seconded by Guerrero, to adopt Resolution No. 2009-78, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

RESOLUTION NO. 2009-79. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **DESIRING TO UNDERTAKE A CERTAIN PROJECT DESIGNATED AS A MULTI-AGENCY A.B.C. GRANT TO BE FUNDED IN PART**

FROM FUNDS MADE AVAILABLE THROUGH **THE GRANT ASSISTANCE PROGRAM** (GAP) was presented. Motion by Guerrero, seconded by Molina, to adopt Resolution No. 2009-79, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

RESOLUTION NO. 2009-80. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **AUTHORIZING ATTENDANCE OF PROFESSIONAL DEVELOPMENT CONFERENCES AND MEETINGS BY MEMBERS OF THE CITY COUNCIL AND OTHER OFFICERS** AND EMPLOYEES OF THE CITY FOR FISCAL YEAR 2009-2010 was presented. Motion by Guerrero, seconded by Noguez, to adopt Resolution No. 2009-80, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

RESOLUTION NO. 2009-81. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **AUTHORIZING THE ESTABLISHMENT OF A PUBLIC AGENCY RETIREMENT SYSTEM (PARS) SUPPLEMENTAL RETIREMENT PLAN TO BE ADMINISTERED BY THE PARS TRUST ADMINISTRATOR FOR THE GENERAL EMPLOYEES ASSOCIATION (GEA), NON-REPRESENTED EMPLOYEES, AND THE NON-SWORN MEMBERS OF THE POLICE OFFICERS ASSOCIATION (POA)** was presented. Motion by Molina, seconded by Guerrero, to adopt Resolution No. 2009-81, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

RESOLUTION NO. 2009-82. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **REVISING FEES AMOUNTS APPLICABLE TO LISTED CITY SERVICES** IN ACCORDANCE WITH THE CITY OF HUNTINGTON PARK **USER FEE STUDY** was presented. Motion by Guerrero, seconded by Noguez, to adopt Resolution No. 2009-82, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

Motion by Guerrero, seconded by Hernandez, to establish as “**subsequent need**” items, a resolution of the City Council of the City of Huntington park authorizing the City Attorney to cooperate with the League of California Cities, and other cities and counties, in litigation challenging the constitutionality of any seizure by state government of the City’s street maintenance funds; and a resolution opposing Central Basin Municipal Water District proposed rate increases for Fiscal Year 2009-2010, as the items 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 Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

RESOLUTION NO. 2009-83. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **AUTHORIZING THE CITY ATTORNEY TO COOPERATE WITH THE LEAGUE OF CALIFORNIA CITIES, AND OTHER CITIES AND COUNTIES, IN LITIGATION CHALLENGING THE CONSTITUTIONALITY OF ANY SEIZURE BY STATE GOVERNMENT OF THE CITY’S STREET MAINTENANCE FUNDS** was presented. Motion by Gomez, seconded by Noguez, to adopt Resolution No. 2009-83 , carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

City Attorney Leal requested the City Council resolve into a **closed session** for the following: 1) Pursuant to Government Code Subdivision (a) of Section 54956.9, CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Name of Case: City of Cerritos; City of Downey; and City of Signal Hill vs. Water Replenishment District of Southern California; City of Huntington Park; City of Lakewood; City of Long Beach; Long Beach Water Department; City of Los Angeles; City of Los Angeles Department of Water and Power; City of Vernon; City of Compton, Case No.: BS120643; 2) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, Significant exposure to litigation pursuant to California Government Code Subdivision (b) of Section 54956.9: (1); 3) Pursuant to Government Code Subdivision (a) of Section 54956.9, CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Name of Case: Lidia Leon, as Guardian Ad Litem for Joshua Leon, a minor, individually, and as successor in interest to Juan Sanchez Jr., deceased, Juan Sanchez Sr., Berta Sanchez vs. City of Huntington Park, et al., USDC Case

No. CV07-06569-VBF (JTLx); and 4) Pursuant to Government Code Subdivision (a) of Section 54956.9, CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Name of Case: Jose Soto v. City of Huntington Park, et al., USDC Case No. CV08-02951 VBF (JTLx). Mayor Gomez declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 8:00 p.m.

Following the closed session, the meeting was called to order in the Council Chambers at 8:16 p.m. Present: Council Member Ofelia Hernandez, Vice Mayor Juan R. Noguez, Council Member Elba Guerrero, Council Member Andy Molina, and Mayor Mario Gomez. Absent: None.

RESOLUTION NO. 2009-84. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **OPPOSING CENTRAL BASIN MUNICIPAL WATER DISTRICT'S PROPOSED RATE INCREASES FOR FISCAL YEAR 2009-2010** was presented. Motion by Noguez, seconded by Hernandez, to adopt Resolution No. 2009-84 , carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

City Attorney Leal reported out that the following on the **closed session** items: 1) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Name of Case: City of Cerritos; City of Downey; and City of Signal Hill vs. Water Replenishment District of Southern California; City of Huntington Park; City of Lakewood; City of Long Beach; Long Beach Water Department; City of Los Angeles; City of Los Angeles Department of Water and Power; City of Vernon; City of Compton, Case No.: BS120643, a status report was given to City Council, no reportable action; 2) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, (1), a status report was given to City Council, no reportable action; 3) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Name of Case: Lidia Leon, as Guardian Ad Litem for Joshua Leon, a minor, individually, and as successor in interest to Juan Sanchez Jr., deceased, Juan Sanchez Sr., Berta Sanchez vs. City of Huntington Park, et al., USDC Case No. CV07-06569-VBF (JTLx), a status report was given to City Council, no reportable action; and 4) Pursuant to Government Code Subdivision (a) of Section 54956.9, CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Name of Case: Jose Soto v. City of Huntington Park, et al., USDC Case No. CV08-02951 VBF (JTLx), a status report was given to City Council, no reportable action.

Mayor Gomez declared the meeting adjourned at 8:18 p.m., in memory of Howard Rivera, Longtime resident of Huntington Park and friend of Mario Gomez, Mayor for the City of Huntington Park.

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Mario Gomez, Mayor

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Rosanna M. Ramirez, City Clerk