

Minutes of the regular meeting of the City Council of the City of Huntington Park held Monday, September 21, 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.

Angel Montoya, Assistant Fire Chief with the County of Los Angeles Fire Department, introduced himself to City Council and gave a brief description of his background and

experience in the field. Mr. Montoya stated that he is in charge of Battalions 10 and 13 which cover the southeast cities, including local Fire Stations 164 and 165 in Huntington Park; and invited City Council to tour their facilities.

Mayor Gomez and City Council presented Certificates of Recognition to the following Health and Education Commissioners: 1) Arlene Savage; 2) Victoria Herrera; 3) Enrique Murillo; 4) Samuel Flores; and 5) Cesar Zaldivar-Motts (not present). Arlene Savage thanked City Council on behalf of the Health and Education Commission for the recognition and briefed City Council on their accomplishments and involvement in the community as well as upcoming events such as the Census 2010 count and Swine flu vaccinations in November 2009. Enrique Murillo also thanked City Council for the recognition and encouraged City staff to get involved and assist in the 2010 Census count.

Christina Dixon, Field Services Department Analyst, displayed a PowerPoint presentation of Phase I Water Conservation Public Outreach Campaign. Ms. Dixon informed everyone of the City's proactive approach in community outreach and promoting the reduction of water consumption throughout the City. Ms. Dixon announced that pamphlets and brochures on water conservation are available for all who are interested and informed City Council of the Free Eco Gardening Classes offered by the Water Replenishment District of Southern California and distributed flyers.

City Attorney Leal requested the City Council resolve into a **closed session** pursuant to California Government Code Subdivision (a) of Section 54956.9 for CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION, Name of Case: Michael Craven, WCAB No.: MON 0358749. Mayor Gomez declared the meeting resolved into closed session to be held immediately in the adjoining conference room 6:23 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 6:26 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.

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.

The following addressed their concerns to City Council regarding the proposed ballot measure to increase the Utility Users' and Communication Users' tax rates in the City, especially during an economic crisis: 1) Rosa Mesa; 2) Gloria Enciso; 3) Enrique Murillo; and 4) Marti Valdez.

Rosa E. Perez addressed her concerns to City Council regarding a proposed ballot measure to increase the Utility Users' and Communication Users' tax rates in the City and asked City Council to research other alternatives such as furlough days or a reduction in salaries prior to raising taxes.

Alex Young addressed City Council to oppose a proposed ballot measure to increase the City's Utility Users' and Communication Users' tax rates. Mr. Young stated that the City should stop waiving fees for events and start thinking of ways to help their constituency save their homes.

Vicky Gomez invited City Council to attend an event at the Ford Amphitheatre in Hollywood, to celebrate Fiesta Mexicana VII on Saturday, September 26, 2009 at 7:00 p.m. Ms. Gomez stated that the Middleton Street Mariachis will be performing and the proceeds of this event will go towards student scholarships.

Ronald V. Garcia addressed City Council in support of the proposed ballot measure to increase the Utility Users' and Communication Users' tax rates in the City and stated that services and programs in the City would be affected if the measure does not pass. Mr. Garcia informed City Council that the proposed measure would increase the Utility Users' and Communication Users' tax rates by 2.75% which would only average approximately \$1 a month per household. Mr. Garcia also stated that if City services are reduced or eliminated, the lack of City maintenance could result in higher insurance premiums.

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 acceptance of the Fiscal Year 2008-2009 Consolidated Annual Performance and Evaluation Report (CAPER). 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.

Motion by Guerrero, seconded by Noguez, to **accept the City's Fiscal Year 2008-2009 Consolidated Annual Performance and Evaluation Report (CAPER), and authorize the City Manager to execute all required documents for transmittal to the U.S. Department of Housing and Urban Development (HUD)**, 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 Molina, 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 regular meeting of the City Council held Tuesday, September 8, 2009.

Deny claim filed by Ambrosio Hernandez, Date of Incident: August 7, 2009 and refer to the City's insurance administrator.

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 Accounts Payable and Payroll Warrants dated September 21, 2009.

INFORMATIONAL ITEM – Received and filed

Letter of resignation from Avygail Sanchez as Historic Preservation Commissioner effective September 30, 2009.

END OF CONSENT CALENDAR

City Clerk Ramirez presented for discussion and/or action a report regarding possible consolidation of the City's General Municipal Election with the County of Los Angeles. **There being no objection, Mayor Gomez so ordered this item received and filed and report back to City Council in the near future regarding the process and timeline in the event the City chose to consolidate their election.**

Director of Community Development Gray presented for discussion and/or action appointment of Daniel Calderon to the Planning Commission. Vice Mayor Noguez left his seat at 6:54 p.m. Cuauhtemoc Moreno asked City Council to consider him for the Planning Commissioner position and stated that it would be a good learning experience. Avygail Sanchez thanked City Council for the opportunity to serve on the Historic Preservation Commission and requested appointment to the Planning Commission due to her interest in planning. Daniel Calderon briefed City Council on his background in realty and involvement in the community and stated he would like to make a difference in Huntington Park like he did in Walnut Park; and requested appointment to the Planning Commission. Samuel Flores thanked City Council for the opportunity to serve on the Health and Education Commission and asked City Council to consider him for the Planning Commissioner seat. Motion by Guerrero, seconded by Hernandez, to appoint Avygail Sanchez to the Planning Commission,

LOST as follows: Ayes: Council Members Hernandez and Guerrero; Noes: Council Member Molina and Mayor Gomez; Abstain: Vice Mayor Noguez; Absent: None. Motion by Gomez, seconded by Molina, to appoint Daniel Calderon to the Planning Commission, LOST as follows: Ayes: Council Member Molina and Mayor Gomez; Noes: Council Members Hernandez and Guerrero; Abstain: Council Member Noguez; Absent: None. **There being no objection, Mayor Gomez so ordered this item continued.**

Director of Community Development Gray requested approval of a Memorandum of Understanding for the City of Huntington Park/Los Angeles Homeless Service Authority Homelessness Prevention and Rapid Re-Housing Program (HPRP); subject to City Attorney approval. Motion by Guerrero, seconded by Hernandez, to **approve a Memorandum of Understanding for the City of Huntington Park/Los Angeles Homeless Service Authority Homelessness Prevention and Rapid Re-Housing Program (HPRP); subject to City Attorney approval**, 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 an Agreement between the City of Huntington Park and Pay Phone West Inmate Division for inmate telephone equipment and service. Motion by Guerrero, seconded by Molina, to **approve the Agreement between the City of Huntington Park and Pay Phone West Inmate Division for inmate telephone equipment and service**, 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 Pitney Bowes Lease Agreement for a stamp machine for the Police Department. Motion by Molina, seconded by Guerrero, to **approve Pitney Bowes Lease Agreement for a stamp machine for the Police Department**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

RESOLUTION NO. 2009-102. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **APPROVING A GRANT OF EASEMENT TO PACIFIC BELL TELEPHONE COMPANY** was presented. Motion by Gomez, seconded by Noguez, to adopt Resolution No. 2009-102, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Noguez, Council Members Guerrero, Molina, and Mayor Gomez; Noes: None; Absent: None.

ORDINANCE NO. 841-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK AMENDING CERTAIN SECTIONS OF CHAPTER 1 OF TITLE 3 OF THE HUNTINGTON PARK MUNICIPAL CODE RELATING TO **THE ISSUANCE OF BUSINESS LICENSES** was read by title. Motion by Molina, seconded by Guerrero, that reading in full of Ordinance No. 841-NS for second reading be waived, and that Ordinance No. 841-NS be approved for second reading and adopted, 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** pursuant to California Government Code Section 54956.8, CONFERENCE WITH REAL PROPERTY NEGOTIATORS, Property: Location for Interim park space during Westside Park Project, Agency Negotiator: City Attorney Francisco Leal, Negotiating Parties: Los Angeles Unified School District and the City of Huntington Park, Under Negotiation: Terms and conditions of Lease Agreement for property. Mayor Gomez declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 7:27 p.m.

Following the closed session, the meeting was called to order in the Council Chambers at 7:44 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.

City Attorney Leal reported out that in closed session for Conference with Legal

Counsel- Existing Litigation, City Council by unanimous vote authorized settlement documents for this case; and for Real Property Negotiators, a status report was given to City Council.

Mayor Gomez declared the meeting adjourned at 7:45 p.m., in memory of Jose Juan Padilla, father of Elba Padilla, Director of Finance/City Treasurer for the City of Huntington Park; and Sara Cisneros, grandmother of Sara Cisneros, Finance Assistant I for the City of Huntington Park.

Mario Gomez, Mayor

Rosanna M. Ramirez, City Clerk