

Minutes of the regular meeting of the City Council of the City of Huntington Park held Monday, September 17, 2012.

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 Molina. Present: Council Member Mario Gomez, Vice Mayor Elba Guerrero, Council Member Ofelia Hernandez, Council Member Rosa E. Perez, and Mayor Andy Molina; Absent: None.

Mayor Molina and City Council presented Certificates of Appreciation to Elber Arroyo and Francisco Iturbe, coaches of team "Supreme Class" through a summer program at Huntington Park High School, for their leadership, commitment and dedication to the basketball players. Mr. Arroyo and Mr. Iturbe thanked City Council for the certificates, briefed City Council on their educational background and stressed the importance of obtaining a higher education. Mr. Arroyo and Mr. Iturbe introduced two (2) participants of the "Supreme Class" team and stated that the program will commence again in approximately one (1) month.

Mayor Molina 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.

Steve Koffroth representing the General Employees' Association (GEA) as American Federation of State, County and Municipal Employees (AFSCME) Local 1769, informed City Council that GEA members have unanimously ratified the agreement reached during negotiations and thanked the City and the City Manager on behalf of the GEA for the respect, effort, and hard work in reaching an agreement and stated that the GEA looks forward to working with the City in resolving more challenges in the future.

Enrique Murillo informed City Council that he has come to City Council meetings many times to complain that he has had items stolen from his vehicle and home, including outdoor lamps and plants. Mr. Murillo also informed City Council that items have also been stolen from his neighbor's vehicle and that he had asked the Chief of Police to patrol the streets in the City. Mr. Murillo urged City Council to increase police patrol. Mr. Murillo stated that there is a group of people that are angry and want to recall certain members of the City Council. City Manager Bobadilla asked Mr. Murillo to set up a meeting with him to address his concerns.

City Attorney Leal reminded the public that according to the Brown Act, City Council may not respond, by law, to any items addressed during public appearances that are not on the agenda.

Balle Dario Machuca asked the City Attorney why City Council cannot answer inquiries from the public during public appearances. Mr. Machuca informed City Council that he has been addressing the lack of parking issue in the City for over a year and he is still getting parking citations. Mr. Machuca informed City Council that the signage time limit contradicts the green curb parking time limit and he has two (2) parking citations with different violations and asked why this discrepancy has not been corrected. Mr. Machuca addressed his concern with new signage posted in the area that prohibits parking to allow filming of a television program because it will take even more parking away from residents and asked City Council how Television Channel 52 got a permit from the City to film this program. City Manager Bobadilla reported that he has personally visited Seville Avenue to evaluate the parking issue and asked Mr. Machuca to meet with him to help find solutions to this matter.

Betty Retama, longtime resident of the City, read a letter in regards to the former Caucasian City Council members and stated that they knew how to balance a checkbook. Ms. Retama informed City Council that the former City Council members purchased new computers for City staff and paid for them at the time of purchase. Ms. Retama also informed City Council that the City's population and taxes then were a fraction of what they are today. Ms. Retama briefed City Council of other changes that have occurred since the former City Council members were in office including paying a high salary to the City Attorney and the temporary closure of Pacific Boulevard for events therefore impeding traffic. Ms. Retama stated that City Council has brought crime and corruption to the City.

A gentleman informed City Council that he left Mexico to get away from corruption but sees that Huntington Park is the same or worse and asked how far it will go.

Daniel Quintero addressed his concern to City Council with other agencies such as the California Highway Patrol and the Los Angeles County Sheriff's Department harassing the Hispanic community in the City of Huntington Park particularly around Santa Fe and Seville Avenues because it is out of their jurisdiction. Mr. Quintero asked City Council if the City has

an arrangement with these police agencies to aid the Huntington Park Police Department because he does not see them in neighboring cities. Mr. Quintero asked if the Huntington Park Police Department is not competent enough to provide police services to the City and if the City is benefiting from assistance from outside agencies. City Manager Bobadilla referred Mr. Quintero to the Chief of Police regarding his concerns.

Nick Ioannidis distributed invitations to City Council, Chief of Police Cisneros and City Manager Bobadilla and invited everyone to attend the National Immigrants Day celebration on October 28, 2012. Mr. Ioannidis informed City Council that he has received many proclamations from different cities and organizations in honor of National Immigrants Day and asked City Council why Huntington Park does not participate in honoring immigrants. Mr. Ioannidis stated that he has not seen any improvement in the City of Huntington Park and urged the City to support National Immigrants Day.

Marilyn Sanabria read a message on behalf of Corinna and informed City Council that there are still unanswered questions from the residents in regards to water rates, the future spending of the City, corruption and high salary of the City Attorney. The funds the City is spending honoring contracts that did not go through the bidding process such as the Oldtimers Foundation and the high salary of the City Attorney are examples of monies overspent from residents who work very hard for basic salaries. There will be a people led movement for change.

Jose Montaña, pastor of the Primera Iglesia Bautista Hispana in Huntington Park, addressed his concern to City Council regarding issues they are facing in trying to expand the church due to not having sufficient parking spaces as required. Mr. Montaña urged City Council to approve the proposed resolution to extend the reduced in-lieu parking fee.

Norma Vargas addressed City Council in support of the proposed resolution extending the reduced in-lieu parking fee established by Resolution 2010-62 for each deficient parking space. Ms. Vargas stated that without this proposed resolution in place, businesses will be inhibited from staying in business in the City due to the excessive in-lieu parking fees they would be required to pay for parking spaces, such as the case with Primera Iglesia Bautista Hispana on Seville Avenue. Ms. Vargas asked City Council to adopt this proposed resolution.

Martin Delgado, Community Library Manager for the Huntington Park Library, informed City Council of the following programs scheduled in the Fall of 2012 at the Huntington Park Library: 1) Concert with Joel and Jesus of "Jetsam the Band", featuring music from the 1950's and 1960's on Thursday, September 20, 2012 at 6:00 p.m.; 2) Piano Music Recital with classical pianist Mercedes Valdes on Saturday, September 29, 2012 at 2:00 p.m.; 3) Poet Nestor Diaz de Villegas will discuss and recite the poetry of Ramon Lopez Velarde on Saturday, October 6, 2012 at 2:00 p.m.; 4) Artist Angel Marrero will discuss the historic "Camino de Santiago", the pilgrimage route to the shrine of Santiago de Compostela, Spain on Saturday, October 13, 2012 at 2:00 p.m.; 5) Film screening of "Stand Up for Justice", The Ralph Lazo Story and conversation with the film makers following the screening on Saturday, October 20, 2012 at 2:00 p.m.; 6) Painting Workshop with a Halloween theme by the Multi-Taskers on Saturday, October 27, 2012; 7) Vegetarian Cooking Program with Chef Joanna Chen on Saturday, December 15, 2012 at 2:30 p.m. Mr. Delgado reminded everyone that the library offers a homework help center to Kindergarten through 8th Grade students Mondays through Fridays from 2:00 p.m. to 7:00 p.m. and Saturdays from 10:00 a.m. to 3:00 p.m.; and encouraged anyone to call him if they have any questions. Mr. Delgado stated that the City's Community Development Block Grant (CDBG) funds help pay for the after school homework program in addition to other grant funding.

Valentin Amezquita addressed City Council regarding a previous proposal for the City to consider a water rate discount like the City of Bell implemented to senior citizens, low-income residents, and disabled individuals in their City. Mr. Amezquita addressed his concern with the City paying excessive amounts for contracts such as the contract for the City Attorney and stated that it should be reduced. Mr. Amezquita informed City Council that there was no action taken on a recent item placed on a City Council agenda under closed session regarding a performance evaluation of the City Attorney. Mr. Amezquita stated that people in the community are having to supplement their income to be able to pay their bills and urged City Council to consider implementing a discounted water rate prior to the water bills reflecting the new rate being mailed.

Mayor Molina 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 public comment on an appeal of the Historic Preservation Commission decision regarding a request for a Certificate of Appropriateness relating to an alteration to a supporting structure of Historic Resource Designation 08-04, St. Matthias Church, located at 3095 E. Florence Avenue. The City Clerk reported that one (1) written communication had been received in the Office of the City Clerk from Barry Milofsky, Vice Chair of the Historic Preservation Commission and read his statement for the record: "Mayor Molina, Council Members: I regret that I am out of town and unable to attend tonight's City Council meeting. Aside from the meeting which approved the ordinance and commission, this is the most critical Council action on the future of historic preservation in Huntington Park. This City has 2 centers of leadership; the elected officials and the Catholic Church. The Council has repeatedly shown its commitment to preservation and led by example in designating the Civic Center and conforming to the preservation ordinance in its improvements and stewardship. In many cases this required care and compromise to satisfy the goals of program and preservation. The Archdiocese of Los Angeles should be held to the same standard to which the City holds itself. It has accepted the importance that St. Matthias holds in the history and character of the City, but tonight is requesting a variance from the leadership that its position requires. The issue is not 19 windows replaced without a building permit. The issue is whether the Archdiocese should lead and abide by the ordinances that govern the rest of the citizens of Huntington Park. If the church, as a leader in the community, cannot be held to the intent of the ordinance, how can the City expect a resident of Saturn or Marconi to be held to its standards. The future of preservation depends on the example set by its leaders. Preservation of the City's history is determined by how its leaders proceed its future." Mayor Molina declared the appeal hearing open and called for oral communications. Wally Shidler, Chairman of the Historic Preservation Commission, informed City Council that the windows of St. Matthias Church were replaced without a permit and recommended that said windows be replaced with the same type and style of windows as the original windows. John Bell, representing Han and Bell Construction Inc. and Mo Dianat, Principal Construction Project Manager from the Archdiocese of Los Angeles, addressed City Council on behalf of St. Matthias Church and briefed City Council regarding the history of the construction of the church and informed City Council that St. Matthias Church was built in 1913 in Gothic Revival Style and its rectory was built in 1957. Mr. Dianat informed City Council that in 2008, the windows of the first floor of the rectory building were replaced prior to the parish agreeing to designate the church historic so there were two types of windows in the rectory building at the time. Mr. Dianat also informed City Council that nineteen (19) windows were replaced recently with vinyl windows because the previous windows were in poor condition and stated that replacing the windows again would create a financial burden on the church. Mr. Bell informed City Council that the rectory had retrofit windows prior to him replacing them and went to the City to find out if he needed a permit to replace the windows. Mr. Bell stated that he was informed that he needed a permit and that the building was historic. Mr. Bell also informed City Council that the windows were in poor condition, did not meet egress requirements, were energy inefficient, and were not gothic-style windows. Mr. Bell asked City Council to allow St. Matthias Church to keep the newly replaced windows of their rectory building. Mr. Dianat stated that the Archdiocese of Los Angeles has only 3 out of 300 churches deemed historical. Mr. Shidler addressed City Council to clarify that St. Matthias Church was built in 1951 and the rectory in 1957. Following a discussion by City Council, City Attorney Leal, and City staff, Mayor Molina called for any other oral communications and hearing none, Mayor Molina declared the **public hearing** closed.

Motion by Gomez, seconded by Molina, to **uphold the decision of the Huntington Park Historic Preservation Commission to issue a certificate of appropriateness to alter a supporting structure of historic resource designation 2008-04, St. Matthias Church located at 3095 Florence Avenue, Huntington Park, California, with the exclusion of conditions previously set by the Historic Preservation Commission**, carried as follows: Ayes: Council Member Gomez, Council Member Hernandez, and Mayor Molina; Noes: Vice Mayor Guerrero and Council Member Perez; Absent: None.

City Clerk Ramirez announced that in accordance with published notice, this is the time and place set to consider the acceptance of the Consolidated Annual Performance and Evaluation Report (CAPER) for Fiscal Year 2011-2012. The City Clerk reported that no written communications had been received in the Office of the City Clerk. Interim Director of Community Development Wong displayed a PowerPoint presentation on the proposed Consolidated Annual Performance and Evaluation Report (CAPER) for Fiscal Year 2011-2012 and requested that City Council accept the CAPER for Fiscal Year 2011-2012. Mayor Molina left his seat at 7:23 p.m. and returned at 7:26 p.m. Mayor Molina declared the public hearing open and called for oral communications and hearing none, Mayor Molina declared the **public hearing** closed.

Motion by Guerrero, seconded by Gomez, to **accept the Consolidated Annual Performance and Evaluation Report for Fiscal Year 2011-2012 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 Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

Motion by Guerrero, seconded by Gomez, to approve the Consent Calendar with Council Member Hernandez abstaining on the minutes of the regular meeting of the City Council held Tuesday, September 4, 2012, carried as follows: Ayes: Council Member Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

CONSENT CALENDAR

OFFICE OF THE CITY CLERK

Approve minutes of the following City Council meetings:

- a. Regular meeting held Monday, August 20, 2012
- b. Special meeting held Tuesday, August 28, 2012
- c. Regular meeting held Tuesday, September 4, 2012

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 17, 2012.

Approve an Agreement with AK & Company for State Mandate Cost Claiming Services for Fiscal Year 2012-2013.

END OF CONSENT CALENDAR

Acting Accounting Manager Ruiz requested approval of an Entertainment Permit for The Secret Garden Inc., dba Michel Café & Grill located at 6103 Pacific Boulevard with conditions as stated by the Police and Community Development Departments. Motion by Guerrero, seconded by Molina, to **approve an Entertainment Permit for The Secret Garden Inc., dba Michel Café & Grill located at 6103 Pacific Boulevard with conditions as stated by the Police and Community Development Departments**, carried as follows: Ayes: Council Member Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

Interim Director of Community Development Wong requested approval of First Amendment to Agreement between the City of Huntington Park and Caroline Promotions, Inc. for Services Relating to the Huntington Park Business Improvement Districts Children's Fair and Three Kings Event scheduled for January 6, 2013. Erica Frausto, Business Improvement District (BID) Manager, displayed a PowerPoint presentation of a survey of merchants impacted by events on Pacific Boulevard and briefed City Council regarding the merchant's recommendations. Motion by Gomez, seconded by Guerrero, to **approve the First Amendment to Agreement between the City of Huntington Park and Caroline Promotions, Inc. for Services Relating to the Huntington Park Business Improvement Districts Children's Fair and Three Kings Event scheduled for January 6, 2013**, carried as follows: Ayes: Council Member Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

Interim Director of Community Development Wong requested authorization for staff to issue Request for Proposals (RFP) for an Analysis of Impediments to Fair Housing Choice for

the City of Huntington Park. Motion by Guerrero, seconded by Hernandez, to **authorize staff to issue Request for Proposals (RFP) for an Analysis of Impediments to Fair Housing Choice for the City of Huntington Park**, carried as follows: Ayes: Council Member Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

Interim Director of Community Development Wong requested approval of a contract services agreement with Overland Pacific & Cutler, Inc. to provide relocation services on an as-needed-basis for City funded projects and programs. Motion by Guerrero, seconded by Hernandez, to **approve a Contract Services Agreement by and between the City of Huntington Park and Overland Pacific & Cutler, Inc. to provide relocation services on an as-needed-basis for City funded projects and programs**, carried as follows: Ayes: Council Member Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

City Manager Bobadilla announced that the item regarding the Agreement for Landscape Architectural Services with Lawrence R. Moss & Associates, Inc. for the Salt Lake Park Renovation Project will be continued to the October 1, 2012 City Council meeting.

Director of Parks and Recreation Espinosa requested reappointment of Betty Davis-Gonzalez and Jessica Roosinivalda-Gomez to the Parks, Arts, Recreation and Culture (PARC) Commission. Motion by Gomez, seconded by Hernandez, to **reappoint Betty Davis-Gonzalez and Jessica Roosinivalda-Gomez to the Parks, Arts, Recreation and Culture (PARC) Commission for three (3) year terms ending October 18, 2015**, carried as follows: Ayes: Council Member Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

Director of Parks and Recreation Espinosa requested approval to adjust the Fiscal Year 2011-2012 budget for Transportation Service Account No. 219-0250-431.56-45 in the amount of \$101,940.55. Motion by Guerrero, seconded by Gomez, to **approve an adjustment to the Fiscal Year 2011-2012 budget for Transportation Service Account No. 219-0250-431.56-45 in the amount of \$101,940.55**, carried as follows: Ayes: Council Member Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

Director of Parks and Recreation Espinosa requested approval of the Third Amendment to Agreement for Operation of Public Transit Services in the City of Huntington Park between the City of Huntington Park and Oldtimers Foundation to discontinue the Pacific Shuttle transportation service. Motion by Guerrero, seconded by Gomez, to **approve the Third Amendment to Agreement for Operation of Public Transit Services in the City of Huntington Park between the City of Huntington Park and Oldtimers Foundation to discontinue the Pacific Shuttle transportation service**, carried as follows: Ayes: Council Member Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

Chief of Police Cisneros requested approval of an Agreement between the City of Huntington Park and All City Management Services, Inc. for Crossing Guard Services. Motion by Guerrero, seconded by Hernandez, to **approve an Agreement between the City of Huntington Park and All City Management Services, Inc. for Crossing Guard Services**, carried as follows: Ayes: Council Member Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

RESOLUTION NO. 2012-46. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **EXTENDING THE REDUCED IN-LIEU PARKING FEE ESTABLISHED BY RESOLUTION NO. 2010-62 FOR EACH DEFICIENT PARKING SPACE** was presented. Motion by Gomez, seconded by Guerrero, to adopt Resolution No. 2012-46, carried as follows: Ayes: Council Member Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

Motion by Gomez, seconded by Guerrero, to establish as “**subsequent need**”, ratification of authorization given by Mayor Molina to Iguanas Entertainment Inc. to use the City seal on promotional material associated with the filming of “Caso Cerrado”, a show broadcast by Telemundo, 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 Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None. Motion by Gomez, seconded by Guerrero, to **ratify authorization given by Mayor Molina to Iguanas Entertainment Inc. to use the City seal on promotional material associated with filming of “Caso Cerrado” in Huntington Park from September 18 through 27, 2012**, carried as follows: Ayes: Council Member Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None.

Motion by Guerrero, seconded by Gomez, to establish as “**subsequent need**”, a request from Council Member Perez for the City to send a letter of support to the State of California/Federal Government asking them to stop sequestration cuts and save California jobs, 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 Gomez, Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: None; Absent: None. Motion by Guerrero, seconded by Hernandez, **to authorize a letter of support to the State of California/Federal Government asking them to stop sequestration cuts and save California jobs**, carried as follows: Ayes: Vice Mayor Guerrero, Council Members Hernandez, Perez, and Mayor Molina; Noes: Council Member Gomez; Absent: None.

City Attorney Leal requested the City Council resolve into a **closed session** for the following: 1) pursuant to California Government Code Section 54957.6 CONFERENCE WITH LABOR NEGOTIATORS, Agency designated representative: René Bobadilla, Employee organization: General Employees’ Association; 2) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, Significant exposure to litigation pursuant to California Government Code Subdivision (b) of Section 54956.9: (1); and 3) pursuant to California Government Code Section 54957, PUBLIC EMPLOYEE PERFORMANCE EVALUATION, Title: City Attorney. Mayor Molina declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 8:10 p.m.

Following the closed session, the meeting was called to order in the Council Chambers at 8:42 p.m. Present: Council Member Mario Gomez, Vice Mayor Elba Guerrero, Council Member Ofelia Hernandez, Council Member Rosa E. Perez, and Mayor Andy Molina; Absent: None.

City Attorney Leal reported out the following on the closed session items: 1) pursuant to California Government Code Section 54957.6 CONFERENCE WITH LABOR NEGOTIATORS, Agency designated representative: René Bobadilla, Employee organization: General Employees’ Association, on a 5-0 vote, City Council approved the proposal submitted by the General Employees’ Association; 2) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, Significant exposure to litigation pursuant to California Government Code Subdivision (b) of Section 54956.9: (1), City Council gave direction to legal counsel; and 3) pursuant to California Government Code Section 54957, PUBLIC EMPLOYEE PERFORMANCE EVALUATION, Title: City Attorney, City Council instructed the City Manager to prepare an agreement between the City of Huntington Park and Leal & Trejo, LLP for City Attorney Services.

Mayor Molina declared the meeting adjourned at 8:45 p.m., in memory of David Correa, brother of Marylou Ascencion, Executive Assistant to the City Manager; and Juanita C. Campbell, wife of Harold Campbell, former Chief Administrative Officer for the City of

Huntington Park from March 16, 1965 through October 30, 1981.

Andy Molina, Mayor

Rosanna M. Ramirez, City Clerk