

Minutes of the adjourned regular meeting of the City Council of the City of Huntington Park held Tuesday, May 2, 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.

Council Member Hernandez asked to be excused from the meeting early due to health related reasons.

Assistant City Attorney Alvarez requested the City Council resolve into a **closed session** pursuant to California Government Code Section 54956.9(a) for CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, 1.) A. Name of case: Ronda (Watson) Rossberger: WCAB Case No.: VNO 0476672 & VNO 0476673 and B. Name of case: Thomas Rossberger: WCAB Case No.: VNO 0493615 & VNO 0493814. Mayor Noguez declared the meeting resolved into closed session to be held immediately in the adjoining conference room at 6:32 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 6:35 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, April 17, 2006.

**Deny claim filed by Richard Jauregui**, Date of Incident: November 19, 2005 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 the Payroll Demands dated May 1, 2006.

ENGINEERING DEPARTMENT

Approve completion of Improvement of Alleys at Various Locations, (Project No. 05-002) and authorize staff to file a Notice of Completion.

PARKS AND RECREATION DEPARTMENT

**Approve Facility Use Agreement between the City of Huntington Park and Butler Amusements for use of the field portion of the City's Municipal Park** located at Westside Park to conduct a carnival from May 25 through 29, 2006.

**Authorize staff to issue Request for Proposals (RFP) for the Salt Lake Park Gymnasium Bleachers.**

INFORMATIONAL – Received and filed

City Manager report regarding the Annual Joe A. Gonsalves & Son Legislative meeting held March 27, 2006 in Sacramento.

Minutes of the Traffic Authority meeting held April 24, 2006.

END OF CONSENT CALENDAR

City Clerk Ramirez presented for discussion and/or action a request from Mayor Noguez to appoint an Ad Hoc Committee within the Planning Commission to address housing needs. **There being no objection, Mayor Noguez referred this item to the Planning Commission to appoint an Ad Hoc Committee within the Planning Commission to address housing needs.**

City Clerk Ramirez presented for discussion and/or action a request from Vice Mayor Guerrero for reassignment of appointment to various organizations and commissions. **There being no objection, Mayor Noguez reassigned appointment to the following commissions: 1) Arts and Culture Commission-Guerrero liaison and Gomez alternate; and 2) Youth Commission-Gomez liaison and Guerrero alternate. City Council requested staff review and update the list of Task Force/Ad-Hoc Committees appointed by the City Council.**

City Clerk Ramirez requested discussion and/or action regarding possible consolidation of the City's General Municipal Election with the County of Los Angeles. Motion by Romo, seconded by Guerrero, **that the City's General Municipal Elections remain in March of odd numbered years**, 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 requests discussion and/or action relating to the implementation of the Historic Preservation Program. Motion by Guerrero, seconded by Hernandez, **to direct staff to initiate a study to review and prepare an Implementation Plan regarding the Historic Preservation Program and report back to City Council**, 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 to solicit applications for the positions of Historical Preservation Commissioners. Motion by Guerrero, seconded by Hernandez, **to authorize staff to solicit applications for the positions of Historical Preservation Commissioners**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, and Mayor Noguez; Noes: Council Member Romo; Absent: Council Member Gomez.

Director of Community Development Gray presented for discussion and/or action a recommendation from the Business Improvement District (BID) Advisory Board to appoint Justin P. Yagoobian of Alianza Medical Center to the BID Advisory Board. Motion by Guerrero, seconded by Hernandez, to **appoint Justin P. Yagoobian of Alianza Medical Center to the BID Advisory Board to fill an unexpired term ending June 1, 2007**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

Assistant City Engineer Fu requested that all bids for the Construction of Huntington Park Community Center and Outdoor Restrooms and Snack Bar Facilities at Salt Lake Park, be rejected and authorize staff to re-bid Project No. 06-014. Motion by Hernandez, seconded by Guerrero, to **reject all bids for the Construction of Huntington Park Community Center and Outdoor Restrooms and Snack Bar Facilities at Salt Lake Park, Project No. 06-014 and authorize staff to re-bid the project**, 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 approval of the agreements for the July 4th Independence Day Celebration between the City of Huntington Park and the following: 1) South East One Media to provide a sound system & stage and 2) Los Angeles Unified School District for use of the Huntington Park High School Football Field, subject to City Attorney approval; authorize expenditures; and approve a pre-issued check for the singer of the National Anthem. Motion by Guerrero, seconded by Hernandez, to **approve the agreements for the July 4th Independence Day Celebration between the City of Huntington Park and the following: 1) South East One Media to provide a sound system & stage and 2) Los Angeles Unified School District for use of the Huntington Park High School Football Field, subject to City Attorney approval; authorize expenditures; and approve a pre-issued check for the singer of the National Anthem**, carried as follows: Ayes: Council Member Hernandez, Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Member Gomez.

The meeting recessed at 6:51 p.m.

Following the Invocation and Pledge of Allegiance to the Flag, the meeting was called to order at 6:56 p.m. by Mayor Noguez. Present: Council Member Ofelia Hernandez, Vice Mayor Elba Guerrero, and Mayor Juan R. Noguez. Absent: Council Member Mario Gomez and Council Member Elba Romo.

Council Member Romo arrived and took her seat at 6:58 p.m.

Mayor Noguez presented a proclamation designating April 2006 as Alcohol Awareness Month in the City of Huntington Park to Jasmine Diaz on behalf of Juvenile Assistance Diversion Effort (JADE). Ms. Diaz expressed the importance of educating the youth regarding alcohol awareness and thanked City Council for their support.

Presentation by Marzo Sacasa, representing the State of California Board of Equalization, regarding Sales Tax Enforcement. Mr. Sacasa informed City Council that they will begin retail inspections in June 2006 starting with Pacific Boulevard to ensure that businesses in the City of Huntington Park are in compliance with the State of California Retailers Permit Law and the Cigarette and Tobacco Enforcement Act of 2004.

City Clerk Ramirez announced that in accordance with published notice, this is the time and place set to consider a proposed urgency ordinance extending Urgency Interim Ordinance No. 759-NS establishing a moratorium on the issuance of any permit, license, or other entitlement relating to check cashing businesses in the City. 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. 776-NS AN URGENCY ORDINANCE OF THE CITY OF HUNTINGTON PARK EXTENDING URGENCY ORDINANCE NO. 759-NS WHICH ESTABLISHED A MORATORIUM ON THE ISSUANCE OF ANY PERMIT, LICENSE, OR OTHER ENTITLEMENT RELATING TO **CHECK CASHING BUSINESSES IN THE CITY OF HUNTINGTON PARK** was read by title. Motion by Guerrero, seconded by Hernandez, that reading in full of Urgency Ordinance No. 776-NS for first and final reading be waived; and that Urgency Ordinance No. 776-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.

ORDINANCE NO. 777-NS. AN URGENCY INTERIM ZONING ORDINANCE OF THE CITY OF HUNTINGTON PARK ADOPTED PURSUANT TO GOVERNMENT CODE SECTION 65858 PLACING 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 Hernandez, seconded by Guerrero, that reading in full of Urgency Ordinance No. 777-NS for first and final reading be waived; and that Urgency Ordinance No. 777-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.

ORDINANCE NO. 778-NS. AN URGENCY INTERIM ZONING ORDINANCE OF THE CITY OF HUNTINGTON PARK ADOPTED PURSUANT TO GOVERNMENT CODE SECTION 65858 PLACING 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 Hernandez, seconded by Guerrero, that reading in full of Urgency Ordinance No. 778-NS for first and final reading be waived; and that Urgency Ordinance No. 778-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.

Council Member Hernandez left the meeting at 7:09 p.m.

City Clerk Ramirez requested discussion and/or action regarding the County of Los Angeles Public Library's request for the City to fund \$50,000 for a Teen Center to be located in the Huntington Park Library. Wendy Romano, Assistant Director of Public Services for the County of Los Angeles Public Library, addressed City Council regarding a new proposal for the Teen Center at the Huntington Park Library and distributed copies of proposed expenditures. Penny Marquee, representing the County of Los Angeles Public Library, addressed City Council regarding the importance of creating a comfortable and interesting environment for teenagers to study and learn. Motion by Noguez, seconded by Guerrero, to **authorize funding in the amount of \$50,000 from the Asset Forfeiture Account for the County of Los Angeles Public Library Teen Center to be located in the Huntington Park Library**, carried as follows: Ayes: Vice Mayor Guerrero and Mayor Noguez; Noes: Council Member Romo; Absent: Council Members Hernandez and Gomez.

City Clerk Ramirez announced that in accordance with published notice, this is the time and place set to consider the adoption of the City's Fiscal Year 2006-2007 Annual Action Plan. 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. Motion by Guerrero, seconded by Noguez, to **approve the City's Fiscal Year 2006-2007 Annual Action Plan**, carried as follows: Ayes: Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Members Hernandez and Gomez.

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.

Enrique Murillo commended City Council for their support in regards to the march on May 1, 2006 concerning the Immigration Restriction Bill (H.R. 4437).

Dante D'Eramo, Executive Manager of The Huntington Park Chamber of Commerce, thanked City Council and City Staff for supporting Carnaval Primavera and distributed to City Council gold Mickey Mouse ears, which were distributed at Carnaval Primavera in honor of Walt Disney's 50<sup>th</sup> Anniversary Celebration.

Mayor Noguez called for any other oral communications, and hearing none, declared oral communications closed.

RESOLUTION NO. 2006-30. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK AUTHORIZING THE DIRECTOR OF FIELD SERVICES TO ACT ON THE CITY'S BEHALF IN CONNECTION WITH THE **CALIFORNIA INTERGRATED WASTE MANAGEMENT BOARD USED OIL BLOCK GRANT** was presented. Motion by Guerrero, seconded by Noguez, to adopt Resolution No. 2006-30, carried as follows: Ayes: Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Members Hernandez and Gomez.

RESOLUTION NO. 2006-31. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **APPROVING THE ANNUAL REPORT FOR THE DOWNTOWN HUNTINGTON PARK BUSINESS IMPROVEMENT DISTRICT** was presented. Motion by Guerrero, seconded by Noguez, to adopt Resolution No. 2006-31, carried as follows: Ayes: Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Members Hernandez and Gomez.

RESOLUTION NO. 2006-32. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK **AUTHORIZING THE AMENDMENT FOR CONTRACT NO. C0207165 WITH THE STATE OF CALIFORNIA FOR THE PER CAPITA GRANT PROGRAM UNDER THE SAFE NEIGHBORHOOD PARKS CLEAN WATER, CLEAN AIR AND COASTAL PROTECTION BOND ACT OF 2002** was presented. Motion by Guerrero, seconded by Noguez, to adopt Resolution No. 2006-32, carried as follows: Ayes: Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Members Hernandez and Gomez.

ORDINANCE NO. 775-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK **CALIFORNIA AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF HUNTINGTON PARK** was read by title. Motion by Guerrero, seconded by Noguez, that reading in full of Ordinance No. 775-NS for second reading be waived, and that Ordinance No. 775-NS be approved for second reading and adopted, carried as follows: Ayes: Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Members Hernandez and Gomez.

ORDINANCE NO. 779-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK CALIFORNIA, AMENDING TITLE 8 CHAPTER 3 OF THE HUNTINGTON PARK MUNICIPAL CODE **MODIFYING THE DEVELOPMENT STANDARDS FOR FENCES AND WALLS WITHIN RESIDENTIAL ZONES** was read by title. Motion by Guerrero, seconded by Noguez, that reading in full of Ordinance No. 779-NS for first reading be waived, and that Ordinance No. 779-NS be introduced and approved for first reading, carried as follows: Ayes: Vice Mayor Guerrero, Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Members Hernandez and Gomez.

ORDINANCE NO. 780-NS. AN ORDINANCE OF THE CITY OF HUNTINGTON PARK CALIFORNIA AMENDING TITLE 4, CHAPTER 7 OF THE HUNTINGTON PARK MUNICIPAL CODE TO **ADD REGULATIONS PROHIBITING THE USE OF PUSHCARTS ON PUBLIC SIDEWALKS AND PUBLIC STREETS TO DETER OBSTRUCTION THEREOF AND PROMOTE FREE AND SAFE PASSAGE OF PEDESTRIANS** was read by title. Motion by Guerrero, seconded by Noguez, that reading in full of Ordinance No. 780-NS for first reading be waived, and that Ordinance No. 780-NS be introduced and approved for first reading, carried as follows: Ayes: Vice Mayor Guerrero,

Council Member Romo, and Mayor Noguez; Noes: None; Absent: Council Members Hernandez and Gomez.

Assistant City Attorney Alvarez reported out the following on the closed session items: 1) Conference With Legal Counsel – Existing Litigation, A) Name of case: Ronda (Watson) Rossberger: WCAB Case No.: VNO 0476672 & VNO 0476673 and B) Name of case: Thomas Rossberger: WCAB Case No.: VNO 0493615 & VNO 0493814, no action taken; and 2) 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, was continued.

Mayor Noguez declared the meeting adjourned at 7:40 p.m.

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Juan R. Noguez, Mayor

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Rosanna M. Ramirez, City Clerk