

MINUTES

Special Meeting of the City of Huntington Park City Council Tuesday, January 17, 2017

Sergeant at Arms read the Rules of Decorum before the start of the Successor Agency to the Community Development special meeting prior to the start of the Huntington Park Public Financing Authority special meeting.

The special meeting of the City Council of the City of Huntington Park, California was called to order at 4:28 p.m. on Tuesday, January 17, 2017, in the Council Chambers at City Hall, 6550 Miles Avenue, Huntington Park, California; Mayor Graciela Ortiz presiding.

PRESENT: Council Member(s): Valentin Palos Amezcuita, Jhonny Pineda, Karina Macias, Vice Mayor Marilyn Sanabria and Mayor Graciela Ortiz. CITY OFFICIALS/STAFF: Edgar Cisneros, City Manager; Arnold Alvarez-Glasman, City Attorney; Cosme Lozano, Chief of Police; Josette Espinosa, Director of Parks and Recreation; Jan Mazyck, Interim Finance Director; Manuel Acosta, Economic Development Manager; Sergio Infanzon, Community Development Director; Maria Torres, Senior Management Analysis; Fernanda Palacios, Project Manager Daniel Hernandez, Public Works Director; Martha Castillo, Human Resources Director and Donna Schwartz, City Clerk.

INVOCATION

The invocation was led by Mayor Ortiz.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Dares Valdez, Lucille Roybal-Allard Elementary.

PRESENTATIONS AND ANNOUNCEMENTS

Council presented a "Certificate of Appreciation" to Dares Valdez for leading the Pledge of Allegiance.

PUBLIC COMMENT

1. Betty Retama, spoke in opposition to Council, noted street lights on in the day along Pacific Boulevard, and laws being broken.
2. Victor Griego, Water Education for Latino Leaders (WELL), invited Council to an MS4 Workshop regarding Stormwater Collection on February 4 and provided flyers.
3. Francisco Rivera, spoke in regards to trash accumulating on Saturn and Zoe Avenue between Pacific Boulevard and Seville Avenue, noted due to parked cars on street the street sweepers are not able to do their job, noticed someone putting stickers on windows and poles, submitted a phone number, and thanked the Mayor for a letter of recommendation he received.
4. Joanne Lias, thanked the City for creating an app to report graffiti, commented on compensation for commissions, appreciation of those who volunteer, commented on future automation taking away jobs and the newly elected president.
5. George Franco, noted there is no parking enforcement in area 5, the recycling center office is a shipping container, pointed out a sign on a vehicle on 61st place and Maywood Avenue is oversized, and illegal dumping in the alley on 61st place.
6. Valentin Amezcuita, commented on a quote by Martin Luther King, feels injustice is being done by putting a moratorium on charter schools, commented on his effort to have a presentation regarding marijuana added to the agenda and asked that it be added to the next agenda, noted that Pacific Boulevard is very dirty and that the City needs more parking.

7. Arthur Schaper, mentioned the preparation of his comments on the minutes, spoke in opposition to Council, commented on whether City of Huntington Park is a sanctuary city, stated city needs to up hold the law or remove the two “illegals,” and asked when the city was changing the president’s picture.
8. Raul Rodriguez, commented on Council working for American citizens not “illegals,” oaths taken by Council, spoke in opposition to Council, and commented on public officials promoting illegal immigration.
9. Robin Hvidston, We the People Rising, voiced concern regarding the special meeting start time, commented on upholding the laws, opposed to senator’s office not supporting immigration laws, spoke in opposition to previous president’s administration, asked to do the right thing and noted that there are wonderful citizens in the city who deserve the two appointments.
10. De Ann D’Lean, spoke in opposition to the senator, commented on funds for education that were not available for her children, and that Council is here to support American Citizens.

STAFF RESPONSE

Mayor Ortiz requested staff look into the comment made by Betty Retama regarding street lights on during the day along Pacific Boulevard.

Mayor Ortiz requested Chief of Police contact George Franco regarding his comment that a recycling center is using a shipping container for an office.

Mayor Ortiz responded to Council Member Amezquita’s comment regarding adding a presentation to the agenda by stating that the Mayor has the authority to add items under presentations.

Mayor Ortiz requested the Chief of Police look into the comment made by George Franco regarding parking enforcement and the issuance of tickets pertaining to parked cars.

CLOSED SESSION

At 5:10 p.m. City Attorney Alvarez-Glasman recessed to closed session.

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Government Code section 54956.9(d)(1)
Clemente v. City of Huntington Park
2. LIABILITY CLAIM- [three potential matters] Government Code Section 54956.95
Claimants: Angela Abrego, Pedro Serrano and Estate of Vicente Gonzales
Agency claimed against: City of Huntington Park
3. CONFERENCE WITH LABOR NEGOTIATOR
(Government Code Section 54957.6(a)) - Regarding Represented Employees
City’s Designated Representative(s) for Negotiations: Edgar Cisneros, City Manager
Employee Organization: Police Officers Association (POA)

At 5:42 p.m. Mayor Ortiz reconvened to open session. All Council Members present.

CLOSED SESSION ANNOUNCEMENT

City Attorney Alvarez-Glasman announced Council discussed closed session items 1-3. Direction given no action taken nothing to report.

CONSENT CALENDAR

Motion: Council Member Macias motioned to approve consent calendar items, seconded by Vice Mayor Sanabria. Motion passed by the following votes:

- Item 1: 1-1 Motion passed 4-1.
 - 1-2 Motion passed 4-0-1.
 - 1-3 Motion passed 4-0-1.
- Item 2: 2-1 and 2-2 Motion passed 4-1.

See below ROLL CALLS.

OFFICE OF THE CITY CLERK

1. Approved Minute(s) of the following City Council Meeting(s):

- 1-1** Regular City Council Meeting held Tuesday, December 20, 2016;

ROLL CALL:

AYES: Council Member(s): Pineda, Macias, Vice Mayor Sanabria and Mayor Ortiz
NOES: Council Member(s): Amezquita

- 1-2** Special City Council Meeting held Thursday, January 5, 2017; and

ROLL CALL:

AYES: Council Member(s): Pineda, Macias, Vice Mayor Sanabria and Mayor Ortiz
NOES: Council Member(s): None
ABSTAINED: Council member(s): Amezquita

- 1-3** Special City Council Meeting held Friday, January 6, 2017.

ROLL CALL:

AYES: Council Member(s): Pineda, Macias, Vice Mayor Sanabria and Mayor Ortiz
NOES: Council Member(s): None
ABSTAINED: Council member(s): Amezquita

FINANCE

2. Approved Accounts Payable and Payroll Warrant(s):

- 2-1** Dated January 3, 2017; and
- 2-2** Dated January 17, 2017.

ROLL CALL:

AYES: Council Member(s): Pineda, Macias, Vice Mayor Sanabria and Mayor Ortiz
NOES: Council Member(s): Amezquita

END OF CONSENT CALENDAR

REGULAR AGENDA

COUNCIL

3. Resolution Amending Resolution No. 2016-15, Adopting an Order of Business at City Council Meetings, and Establishing Council Communications Time Limits

City Manager Cisneros presented the item.

Motion: Vice Mayor Sanabria motioned to adopt Resolution No. 2017-01, Amending Resolution No. 2016-15, Adopting an Order of Business for City Council Meetings, and Establishing Council Communications Time Limits, seconded by Council Member Macias. Motion passed 4-1, by the following vote:

ROLL CALL:

AYES: Council Member(s): Pineda, Macias, Vice Mayor Sanabria and Mayor Ortiz
NOES: Council Member(s): Amezcua

OFFICE OF THE CITY ATTORNEY

4. Ordinance Amending the City of Huntington Park Municipal Code, Section (c) of Article 2-3.405 Relating to the Appointment and Removal of Directors/Department Heads of the Various City Departments

City Attorney Alvarez-Glasman presented the item.

Motion: Mayor Ortiz motioned to review amendment to the City of Huntington Park Municipal Code (HPMC), waive further reading and introduce Ordinance No. 2017-956, Amending the City of Huntington Park Municipal Code, Section (c) of Article 2-3.405 Relating to the Appointment and Removal of Directors/Department Heads of the Various City Departments and schedule the second reading and adoption of said Ordinance for the February 7, 2017, City Council Meeting, seconded by Vice Mayor Sanabria. Motion passed 3-2, by the following vote:

ROLL CALL:

AYES: Council Member(s): Macias, Vice Mayor Sanabria and Mayor Ortiz
NOES: Council Member(s): Amezcua and Pineda

OFFICE OF THE CITY CLERK

5. Approve Contract Services Agreement with Carl Warren & Company for Third Party Administration Services for General Liability Claims

City Manager Cisneros presented the item.

Motion: Vice Mayor Sanabria motioned to approve contract services agreement with Carl Warren & Company for third party claims administration services and authorize the City Manager to execute the agreement, seconded by Mayor Ortiz. Motion passed 3-1-1, by the following vote:

ROLL CALL:

AYES: Council Member(s): Macias, Vice Mayor Sanabria and Mayor Ortiz
NOES: Council Member(s): Amezcua
ABSTAINED: Council member(s): Pineda

FINANCE

6. Authorization to Use Committed Fund Balance and Funds of the Huntington Park Public Financing Authority to Satisfy the Final Arbitrage Rebate and Yield Reduction Payment in Connection with the Issuance of \$55,875,000 Huntington Park Public Financing Authority (HPPFA) Refunding Revenue Bonds, 2004 Series A

City Manager Cisneros introduced the item and Interim Finance Director Mazyck presented the report.

Motion: Council Member Amezquita motioned to authorize the use of committed fund balance for the payment of \$1,733,840.30 to the Internal Revenue Service (the "Service"). This payment, equal to one hundred percent (100%) of the yield reduction liability due to the Internal Revenue Service (the "Service") based on the computation period of June 17, 2004 through December 9, 2016 will be made prior to February 7, 2017, seconded by Vice Mayor Sanabria. Motion passed 5-0, by the following vote:

ROLL CALL:

AYES: Council Member(s): Amezquita, Pineda, Macias, Vice Mayor Sanabria
and Mayor Ortiz
NOES: Council Member(s): None

PUBLIC WORKS

7. Authorize the Execution of Grant Agreement, Advertisement of Bid Package, and Appropriation of Funds for the Metro Rapid Station Project

City Manager Cisneros introduced the item and Public Works Director Hernandez presented the report.

Motion: Mayor Ortiz motioned to authorize the City Manager or designee to execute the grant funding agreement, authorize Staff to proceed with advertising the Notice Inviting Bids for purchase and installation of Metro Rapid Bus Shelters, lighting, benches, and trash receptacles and approve appropriation of \$125,000 for Fiscal Year (FY) 16/17 to account 220-8010-431.73-10 and authorize the Finance Director to make necessary adjustment to City Budget , seconded by Vice Mayor Sanabria. Motion passed 5-0, by the following vote:

ROLL CALL:

AYES: Council Member(s): Amezquita, Pineda, Macias, Vice Mayor Sanabria
and Mayor Ortiz
NOES: Council Member(s): None

8. Resolution Authorizing the Acceptance and Execution of an Agreement with Caltrans for the Uncontrolled Crosswalk Pedestrian Safety Enhancement Project

City Manager Cisneros introduced the item and Public Works Director Hernandez presented the report.

Motion: Council Member Pineda motioned to go with Transtech, seconded by Council Member Macias. Motion failed due to substitute motion.

Council Member Macias suggested to take off the not to exceed fee of ten percent.

Substitute Motion: Council Member Macias motioned to authorize Transtech, under the currently approved Augmentation Contract, to proceed with these items of work and to remove the "not to exceed fee of ten percent of the project budget," seconded by Mayor Ortiz. Motion failed due to substitute motion to substitute motion.

Substitute Motion to Substitute Motion: Council Member Sanabria motioned to Adopt Resolution No. 2017-02, Authorizing the Acceptance of the Uncontrolled Crosswalk Pedestrian Safety Enhancement Project, authorize the City Manager to execute the agreement and to direct staff to proceed with the project's implementation, authorize Transtech to proceed under the currently approved Augmentation Contract, to remove the "not to exceed fee of ten percent of the project budget" and if Transtech does not accept, for staff to proceed with Request for Proposals, seconded by Council Member Amezcuita. Motion passed 5-0, by the following vote:

ROLL CALL:

AYES: Council Member(s): Amezcuita, Pineda, Macias, Vice Mayor Sanabria and Mayor Ortiz
NOES: Council Member(s): None

9. Select and Approve Award of Contract for Consulting Services for Preparation of an American with Disabilities Act (ADA) Transition Plan

City Manager Cisneros introduced the item.

Motion: Mayor Ortiz motioned to award a professional services contract to Owen Group, Inc. in an amount not to exceed \$94,960 for Consulting Services to Prepare an Americans with Disabilities Act Transitional Plan in accordance with the American with Disabilities Act (ADA) and authorize the City Manager or designee to execute the Contract, seconded by Vice Mayor Sanabria. Motion passed 5-0, by the following vote:

ROLL CALL:

AYES: Council Member(s): Amezcuita, Pineda, Macias, Vice Mayor Sanabria and Mayor Ortiz
NOES: Council Member(s): None

COMMUNITY DEVELOPMENT

10. Approve a Contract with Alfredo De La Torre Construction for Work Related to the City's Lead Based Paint Hazard Control Program

City Manager Cisneros introduced the item.

Motion: Vice Mayor Sanabria motioned to approve a contract with Alfredo De La Torre Construction Services for an amount not to exceed \$15,100 to perform work related to the City's Lead Based Paint Hazard Control Program and authorize the City Manager to execute the contract and approve change orders in an amount not to exceed 10% of the total contract amount, seconded by Mayor Ortiz. Motion passed 5-0, by the following vote:

ROLL CALL:

AYES: Council Member(s): Amezcuita, Pineda, Macias, Vice Mayor Sanabria and Mayor Ortiz
NOES: Council Member(s): None

At this point City Manager Cisneros requested Item 12 be heard before Item 11. Council concurred.

12. Update on the Exide Residential Cleanup Project – Draft Cleanup Plan and Draft EIR Information Session

- UPDATE ONLY -

Cesar Campos, DTSC Public Engagement Manager presented a PowerPoint update on the DRAFT Cleanup Plan and the DRAFT EIR Information Session.

11. Approve a Contract with JK Construction to Perform Work under the City's HOME Residential Rehabilitation Program

City Manager Cisneros introduced the item.

Motion: Vice Mayor Sanabria motioned to approve a contract with JK Construction in an amount not to exceed \$44,725 to perform eligible work under the City's HOME Residential Rehabilitation Program and authorize the City Manager to execute the contract and approve change orders in an amount not to exceed 10% of the total contract amount, seconded by Council Member Macias. Motion passed 5-0, by the following vote:

ROLL CALL:

AYES: Council Member(s): Amezquita, Pineda, Macias, Vice Mayor Sanabria
and Mayor Ortiz

NOES: Council Member(s): None

END OF REGULAR AGENDA

DEPARTMENTAL REPORTS (Information only)

WRITTEN COMMUNICATIONS - None

Motion: Mayor Ortiz motioned to adjourn the meeting, seconded by Council Member Pineda. Motion passed 5-0 by the following vote:

ROLL CALL:

AYES: Council Member(s): Amezquita, Pineda, Macias, Vice Mayor Sanabria
and Mayor Ortiz

NOES: Council Member(s): None

COUNCIL COMMUNICATIONS - None

ADJOURNMENT

At 6:23 p.m. Mayor Ortiz adjourned the City of Huntington Park City Council to a Regular Meeting on Tuesday, February 7, 2017, at 6:00 P.M.

Respectfully submitted,

Donna G. Schwartz, CMC, City Clerk