

MINUTES

**Special Meeting of the
City of Huntington Park City Council
Tuesday, August 8, 2017**

Sergeant at Arms read the Rules of Decorum before the start of the meeting.

The special meeting of the City Council of the City of Huntington Park, California was called to order at 6:02 p.m. on Tuesday, August 8, 2017, in the Council Chambers at City Hall, 6550 Miles Avenue, Huntington Park, California; Mayor Marilyn Sanabria presiding.

PRESENT: Council Member(s): Manuel "Manny" Avila, Karina Macias, Graciela Ortiz, Vice Mayor Jhonny Pineda and Mayor Marilyn Sanabria.

CITY OFFICIALS/STAFF: Noel Tapia, Assistant City Attorney; Edgar Cisneros, City Manager; Cosme Lozano, Chief of Police; John Ornelas, Interim Finance Director; Martha Castillo, Director of Human Resources; Sergio Infanzon, Director of Community Development; Daniel Hernandez, Director of Public Works; Josette Espinosa, Director of Parks and Recreation; Carlos Luis, Senior Planner and Donna G. Schwartz, City Clerk.

INVOCATION

Invocation was led by Mayor Sanabria.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Vice Mayor Pineda.

PRESENTATIONS

Cindy Muro, Field Deputy for Congresswoman Roybal-Allard, introduced herself and announced a U.S. Service Academies Workshop on Saturday, September 16, 2017 at Downey City Hall in Downey, California.

Chief of Police Cosme Lozano announced the National Night Out Event was a success and Mayor Sanabria announced the following sponsors who received "Certificates of Recognition:" Royal Catering Company, Mr. C's Towing, The Home Depot Company and Nick Alexander BMW.

City Manager Cisneros introduced Serio Infanzon, Director of Community Development and coordinator of the Youth Fellowship Program who briefly described the program and asked each student to introduce themselves. Each student provided a PowerPoint presentation to the Council. Mayor Sanabria and Council presented the students with "Certificates of Recognition."

Council presented a "Certificate of Recognition," to Cindy Barrera, representative who was in attendance for Nick Alexander BMW Dealership.

At 6:50 p.m. Mayor Sanabria called for a RECESS.

At 7:13 p.m. Mayor Sanabria RECONVENED the meeting with all Council Members present.

PUBLIC COMMENT

Mayor Sanabria reminded the audience that private conversations will take place outside the chambers.

1. Betty Retama, acknowledged Nick the Greek, spoke in opposition to Council, and commented on monies being stolen.

At this time Mayor Sanabria gave Arthur Schaper his 1st warning noting if he gets his 2nd warning he will be escorted out.

PUBLIC COMMENT (CONTINUED)

2. Jorge Duarte, Rocket Fitness Owner, commented on not being able to obtain his business license, based on various excuses one being parking, spoke in support of his gym, noted he was in the 2008 Olympics, does various sports and asked Council for help.
- 3-7. Ana Terrazas, Lucy Casillas, Jorge Garcia, Ramiro Martinez, Liz Medina, all spoke in support of Rocket Fitness Center.

At this time Mayor Sanabria gave 1st warning to gentleman in the blue hat stating no clapping or snapping of fingers.

8. Elsa Aldeguer, spoke in opposition to SB54, ask to respect the president, police, laws, and thanked Council for doing their job.
9. Robin Hvidston, commented on Attorney General Jeff Sessions and federal funds, Justice Assistance Grants, Huntington Park being a sanctuary city, the two appointments, violation of laws and left a document.
10. Robert Lauten, stated Huntington Park is not a wealthy city, cannot afford to lose any revenue stream, asked to be in compliance with immigration and custom enforcement, commented on legislation that will make California a sanctuary state, PERS and bonds being paid, Huntington Park being bankrupt and losing funds.
11. Rodolfo Cruz, commented on a ticket he received on a red curb, a woman who couldn't pass a sidewalk because of lifted cement and will start taking pictures, noted trash in the City, a business on Slauson and Miles that buys junk, and commented on item 10.
12. Edin Enamorado, spoke in opposition to We the People Rising and Omar Navarro, commented on incidents related to We the People Rising, commented on immigration, Jeff Sessions and City of Cudahy's Rules of Decorum.
13. Francisco Rivera, commented on the ongoing problem with trash in the city, he takes pictures, states the businesses comment on the trash, feels street sweeping company isn't doing a good job and asked for them to start doing a better job.
14. Cat Hernandez, asked the city if they received a letter of apology from the City of Torrance Mayor, spoke in opposition to Arthur Schaper, We the People Rising, and the resignation of an Omar Navarro.
15. Heron Carrillo, spoke in support of cross fit and the gym and how it relieves stress, spoke against discrimination, commented on culture, law and order and asked to look at Cudahy and Torrance and how they handle these situations to protect the community.
16. Silvia Merlos, commented on what they did at Torrance regarding the traffic commissioner who resigned, the apology made to them by the Mayor of Torrance, actions by We the People, commented on the Youth Fellowship program, attitudes by white supremacists, and those who discredit immigrants.
17. Arthur Schaper, commented on closed session item 1 and remarked special session Brown Act violation not to have general public comment, feels the two "illegals" should be removed, commented on federal funding and sanctuary status, commented on civil rights and himself being violated, and removed, and spoke in opposition to staff and Council.
18. Mike McCoy, spoke in regards to We the People Rising being anti-illegal immigrants, secure boarder and enforce immigration laws, showed a sign, he is not here illegally and has no warrants.

STAFF RESPONSE

City Manager Cisneros responded to the comment regarding sidewalks and that sidewalks are on the pavement management plan and that Code Enforcement has been working with the owner of the fitness center.

Assistant City Attorney Tapia responded to the comment regarding Brown Act violation by allowing comments to non agendized items and stated the Brown Act obligates the City Council to allow members of the public to speak on only items that are agendized but there's nothing in the Brown Act that restricts the City from going above and beyond to allow additional comments. There is no violation to the Brown Act.

CLOSED SESSION

At 7:56 a.m. Assistant City Attorney Tapia recessed to closed session.

1. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
Government Code Section 54957 - One matter
2. PUBLIC EMPLOYEE EMPLOYMENT
Government Code Section 54957(b)(1) -
Title: Director of Finance
3. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION
Pursuant to Government Code Section 54956.9(a) – One matter

Farshideh Nasserri v. City of Huntington Park, et al.
LASC Case No. BC603515
4. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Government Code Section 54956.9(d)(1) - One Matter

City of Huntington Park v. Kevin Hunt; Central Basin Municipal Water District,
et.al.
LASC Case No. BS169612

At 9:09 p.m. Mayor Sanabria reconvened to open session with all Council Members present.

CLOSED SESSION ANNOUNCEMENT

Assistant City Attorney Tapia announced closed session items were discussed with all five members of the Council present, for Item 1) Council voted 5-0 to adopt the Civil Service Commission’s recommendations. Items 2-4) direction was given, no action taken, nothing to report.

CONSENT CALENDAR

Motion: Council Member Macias motioned to approve consent calendar, seconded by Council Member Avila. Motion passed 5-0, by the following vote:

ROLL CALL:

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

OFFICE OF THE CITY CLERK

1. Approved Minute(s) of the following City Council Meeting(s):
 - 1-1 Regular City Council Meeting held July 18, 2017; and

FINANCE

2. Approved Accounts Payable and Payroll Warrants dated August 1, 2017.

COMMUNITY DEVELOPMENT

3. Approved Public Convenience and Necessity Letter for a Proposed Grocery Store (Smart & Final Stores, LLC) with Off-Sale of General Alcohol to allow an additional alcohol license (Type 21) within the census tract where the subject property is located, 3111 Florence Avenue, Huntington Park, California.

END OF CONSENT CALENDAR

REGULAR AGENDA

CITY MANAGER/PUBLIC WORKS

4. **Consideration and Approval of Purchase and Installation of Six (6) Bicycle Racks Throughout Various City Parks in the City of Huntington Park**

City Manager Edgar Cisneros presented the item.

Motion: Mayor Sanabria motioned to approve purchase and installation of six (6) Bicycle Racks, specifically at Salt Lake Park, Chelsea Park and Freedom Park, seconded by Council Member Macias. Motion passed 5-0, by the following vote:

ROLL CALL:

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

CITY MANAGER/OFFICE OF THE CITY CLERK

5. **Ordinance Moving the Date of the City's General Municipal Election, Ordinance Amending the City of Huntington Park's Municipal Code Related to Elections and Resolution Adopting Plans Pertaining to the Future Consolidation of Elections with a Statewide Election No Later Than the November 8, 2022, Statewide Election to Comply with California Senate Bill SB 415 "California Voter Participation Rights Act"**

City Manager Edgar Cisneros presented the item.

Motion: Vice Mayor Pineda motioned to waive first reading and introduce Ordinance No. 2017-959, Amending the Huntington Park Municipal Code, Chapter 9, Sections 2-9.01 and 2-9.03(c), moving the Date of the City's General Municipal Election from the First Tuesday After the First Monday in March of Odd Numbered Years to the First Tuesday After the First Monday in March of Even Numbered Years starting March 2020, the Terms of those Persons Elected to City Offices in March 2015, shall run until March 2020 and then increase Terms by three (3) months, terms ending in March 2020 to June 2024. Those persons Elected to City Offices in March 2017, shall run until March 2022 and then increase terms by three (3) months, terms ending in March 2022 to June 2026, waive first reading and introduce Ordinance No. 2017-960, Amending the City of Huntington Park's Municipal Code, Title 2 "Administration," Chapter 9 "Municipal Elections," Section 2-9.01 "Elections" and Section 2-9.03 "Limitation of Terms" to Comply with California Senate Bill SB 415 "California Voter Participation Rights Act", schedule the second reading and adoption of said ordinances on Tuesday, August 15, 2017, and adopt Resolution No. 2017-26, Adopting Plans Pertaining to the Future Consolidation of Elections with a Statewide Election no later than the November 8, 2022, Statewide General Election, seconded by Council Member Macias. Motion passed 5-0, by the following vote:

ROLL CALL:

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

CITY MANAGER

6. Resolution Amending Resolution No. 69-76, Establishing Employer-Employee Relations Procedures

City Manager Edgar Cisneros presented the item.

Motion: Council Member Ortiz motioned to adoption of Resolution No. 2017-27, Amending Resolution No. 69-76, Establishing Employer-Employee Relations Procedures, Rule 1 – Representation Proceedings, (B) Decertification of Established Unit (1), seconded by Mayor Sanabria. Motion passed 5-0, by the following vote:

ROLL CALL:

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

CITY COUNCIL

7. Consideration of Appointment for the Position of Assistant City Manager and Authorization of Mayor to Execute the Employment Agreement

City Manager Edgar Cisneros presented the item and recommended changing the contract regarding the severance term from not less than six (6) months to not less than three (3) months.

Motion: Council Member Macias motioned to accept staff’s recommendations changing the contract regarding the severance term from not less than six (6) months to not less than three (3) months, approve the appointment of Ricardo Reyes for the position of Assistant City Manager and authorize Mayor to execute the Employment Agreement subject to and conditioned upon the successful completion of a medical evaluation and background check, seconded by Mayor Sanabria. Motion passed 5-0, by the following vote:

ROLL CALL:

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

PUBLIC WORKS

8. Approve Additional Budget Appropriation for the Middleton Street Elementary Safe Routes to School (SR2S) Project.

City Manager Edgar Cisneros presented the item and introduced Daniel Hernandez, Director of Public Works who gave a brief overview.

Motion: Mayor Sanabria motioned to authorize additional budget appropriation of \$224,425 and authorize the Interim Finance Director to make the required payments to vendors/contractor, seconded by Council Member Macias. Motion passed 5-0, by the following vote:

ROLL CALL:

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

NOES: Council Member(s): None

FINANCE

9. **Continued from the City Council Regular Meeting of July 18, 2017 - Approve Professional Services Agreement (PSA) with LAN WAN Enterprise, Inc. for Voice Over Internet Protocol Telephone Systems Services**

City Manager Edgar Cisneros presented the item.

Council Member Macias recommended this service go out to RFP.

Motion: Council Member Macias motioned to direct staff to go out to RFP, seconded by Council Member Ortiz. Motion passed 5-0, by the following vote:

ROLL CALL:

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

10. **Resolution Fixing the Annual Pension Tax Rate to Pay the City's Pension Obligation Bond Annual Debt Service and a Portion of the Cost of Public Employee's Retirement System for Fiscal Year (FY) 2017-2018**

City Manager Cisneros introduced John Ornelas, Interim Finance Director, who presented the item.

Motion: Council Member Macias motioned to adopt Resolution No 2017-28, Fixing the Rate of Taxes to Pay the Cost of the Public Employees Retirement System for the Fiscal Year (FY) 2017-2018 and Levying Taxes for said Retirement System to the Fiscal Year Beginning July 1, 2017, seconded by Mayor Sanabria. Motion passed 5-0, by the following vote:

ROLL CALL:

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

PARKS AND RECREATION

11. **Consideration and Approval of Activities in Public Places Permit and Fee Waiver Request by Federacion Veracruzana USA**

City Manager Cisneros introduced Josette Espinosa, Director of Parks and Recreation, who gave a brief overview.

Motion: Vice Mayor Pineda motioned to approve Activities in Public Places Permit for Federacion Veracruzana USA, scheduled for August 27, 2017 at Keller Park, Huntington Park, California and approve facility fee waiver request by Federacion Veracruzana USA, seconded by Council Member Ortiz. Motion passed 5-0, by the following vote:

ROLL CALL:

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

END OF REGULAR AGENDA

PUBLIC HEARING

FINANCE

12. **Continued from the City Council Regular Meeting of July 18, 2017 - Resolution Authorizing Collection of Delinquent Rubbish Charges Pursuant to Section 6-2.112 of the City of Huntington Park's Municipal Code (172.54 Refuse Collection Fees)**

City Manager Cisneros introduced John Ornelas, Interim Finance Director, who presented the item.

Mayor Sanabria opened the item up for public comment, there being none, closed public comment.

Motion: Council Member Macias motioned to adopt Resolution No. 2017-29, authorizing and directing the County Assessor to include delinquent refuse collections fees as a special assessment to be collected at the same time and in the same manner as county taxes (172.54 Refuse Collection Fees), seconded by Vice Mayor Pineda. Motion passed 5-0, by the following vote:

ROLL CALL:

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

DEPARTMENTAL REPORTS (Information only)

WRITTEN COMMUNICATIONS – None.

COUNCIL COMMUNICATIONS

Council Member Manuel "Manny" Avila, thanked all who participated at the National Night Out Event, thanks to staff and Police Chief Lozano for a successful Bike Safety Program.

Council Member Graciela Ortiz, wished everyone a happy back to school and wished all a good night.

Council Member Karina Macias, thanked staff for all their support, wished all a happy back to school, thanked Sergio Infanzon and Juan Arauz for their support in finalizing the letter to Metro regarding the West Santa Ana Branch, thanked her colleagues for their support and the surrounding cities regarding the Rail to River Project on Randolph as well as the Eco Rapid Transportation Project on Randolph and Pacific, and wished all a good night.

Vice Mayor Jhonny Pineda, nothing to report and wished all a good night.

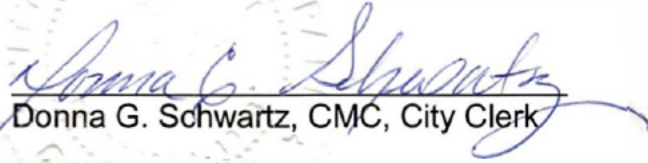
Mayor Marilyn Sanabria, thanked the Police Department and employees making National Night Out a success, reminded the public of the State of the City Address on Saturday at 10 a.m. Keller Park.

Council Member Avila acknowledged the passing of Mr. Enrique Araujo Murillo the day before and described Mr. Murillo as a person, he noted his participation as a commissioner on the Parks & Recreation and Health & Education Commission, President of San Mathias Church and AARP, member of the Huntington Park Lyons Club, founder of Friends of Huntington Park Library, volunteer at YMCA, Salvation Army, and an active member of the community.

ADJOURNMENT

At 9:20 p.m. Mayor Sanabria adjourned the City of Huntington Park City Council in memory of Mr. Enrique Murillo, to a Regular Meeting on Tuesday, August 15, 2017, at 6:00 P.M

Respectfully submitted,



Donna G. Schwartz, CMC, City Clerk