



**MINUTES
CARSON CITY COUNCIL
REGULAR MEETING
JUNE 1, 2010**

5:00 P.M.

**THE CARSON CITY COUNCIL/REDEVELOPMENT AGENCY REGULAR
MEETINGS ARE BROADCAST LIVE VIA TIME WARNER CABLE CHANNEL 35
AS WELL AS VIA THE INTERNET AT: [HTTP://CI.CARSON.CA.US](http://ci.carson.ca.us)**

AGENDA POSTED: MAY 28, 2010

"In accordance with the Americans with Disabilities Act of 1990, if you require a disability related modification or accommodation to attend or participate in this meeting, including auxiliary aids or services, please call the City Clerk's office at 310-952-1720 at least 48 hours prior to the meeting." (Government Code Section 54954.2)

CALL TO ORDER: The meeting was called to order at 5:23 P.M., by Mayor/Chairman Dear in the Council Chambers, Carson City Hall, located at 701 E. Carson Street, Carson, California 90745.

ROLL CALL: City Clerk/Agency Secretary Kawagoe called the roll:

Council/Agency Members Present: Mayor/Chairman Jim Dear, Mayor Pro Tem/Chairman Pro Tem Elito Santarina, Council/Agency Member Mike Gipson, Council/Agency Member Lula Davis-Holmes, and Council/Agency Member Julie Ruiz-Raber

Council/Agency Members Absent: None

Other Elected Officials Present: Helen Kawagoe, City Clerk/Agency Secretary

Other Elected Officials Absent: Karen Avilla, City/Agency Treasurer

Also Present:

William Wynder, City/Agency Attorney;
Tiffany Israel, Deputy City/Agency Attorney;
and staff: Wanda Higaki, Chief Deputy City
Clerk/Chief Deputy Agency Secretary

City/Agency Attorney Wynder announced the Closed Session items as follows:

CLOSED SESSION (Items 1-3) 5:00 P.M. - 5:45 P.M.

**ITEM NO. (1) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(CITY MANAGER)**

RECOMMENDATION for the City Council:

1. A closed session will be held pursuant to Government Code § 54956.9(e) because the city is considering whether to initiate litigation in one case.

ACTION: This item was scheduled for Closed Session.

ITEM NO. (2) CONFERENCE WITH LABOR NEGOTIATOR (CITY MANAGER)

RECOMMENDATION for the City Council:

1. A closed session will be held, pursuant to Government Code § 54957.6, with the City Manager and Administrative Services General Manager, regarding labor negotiations with AME, Supervisors Association, Professional Association, AFSCME Local 809, ACE, Unclassified, and Unrepresented employees.

ACTION: This item was scheduled for Closed Session.

**ITEM NO. (3) PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT/PERFORMANCE
EVALUATION (CITY MANAGER)**

RECOMMENDATION for the City Council:

1. A closed session will be held, pursuant to Government Code § 54957, to conduct an employee evaluation for the position of City Manager.

ACTION: This item was scheduled for Closed Session.

RECESS: The City Council and Redevelopment Agency were Recessed at 5:25 P.M. by Mayor/Chairman Dear to Closed Session to discuss the items listed on this evening's agenda.

RECONVENE: The City Council and Redevelopment Agency were Reconvened at 6:30 P.M. for a joint session by Mayor/Chairman Dear with all members previously noted present, for the Closed Session Report.

REPORT ON CLOSED SESSION

City/Agency Attorney Wynder provided the Closed Session report as follows:

Agency Closed Session Item No. 1

This item was not discussed with the exception of inviting questions from the Agency Members and no questions were asked.

Agency Closed Session Item No. 2

This item was not discussed with the exception of inviting questions from the Agency Members and no questions were asked.

Council Closed Session Item No. 1

There was a discussion of an alternate settlement strategy and options to that settlement strategy. The City Council unanimously authorized to pursue a settlement strategy, in principle, subject to agreement to that strategy by the party against whom litigation could be initiated.

Council Closed Session Item No. 2

This item was not discussed and would be taken up, if at all, at a later time on this evening's agenda.

Council Closed Session Item No. 3

This item was not discussed and would be taken up, if at all, at a later time on this evening's agenda.

ROLL CALL: City Clerk/Agency Secretary Kawagoe noted the following:

Council/Agency Members Present: Mayor/Chairman Jim Dear, Mayor Pro Tem/Chairman Pro Tem Elito Santarina, Council/Agency Member Mike Gipson, Council/Agency Member Lula Davis-Holmes, and Council/Agency Member Julie Ruiz-Raber

Council/Agency Members Absent: None

Other Elected Officials Present: Helen Kawagoe, City Clerk/Agency Secretary, and Karen Avilla, City/Agency Treasurer

Other Elected Officials Absent: None

Also Present:

Jerome Groomes, City Manager/Executive Director; William Wynder, City/ Agency Attorney; and staff:

Jackie Acosta, Administrative Services General Manager; Ray Cruz, Public Services General Manager; Clifford Graves, Economic Development General Manager; and Vic Rollinger, Development Services General Manager;

Lisa Berglund, Senior Administrative Analyst; Zarah Cruz, Public Information Manager; Robert Eggleston, IT Manager; Uli Fe'esago, Public Works Superintendent; Saied Naaseh, Senior Planner; Sheri Repp-Loadsman, Planning Officer; Glenn Turner, Computer Systems Support Technician; and Wanda Higaki, Chief Deputy City Clerk/Chief Deputy Agency Secretary

Captain Bernice Abram, Carson Sheriff's Station

5:45 P.M. - 6:00 P.M.

**CITY COUNCIL
REGULAR BUSINESS MEETING**

6:00 P.M.

FLAG SALUTE: ALEXANDRA RODRIGUEZ, YOUTH COMMISSIONER

INVOCATION: On May 16, 2006, the City Council unanimously approved the offering of a brief invocation at the commencement of all meetings of the City Council or Redevelopment Agency. In doing so, the City Council is cognizant of its legal obligation to assure that such invocations are "legislative prayers," and that they do not purport to advance any particular religion or religious denomination.

Consistent with the so-called "Burbank" prayer decision, the City Council hereby admonishes those who offer invocations to do so consistent with the current state of the law - meaning that an invocation must not be used to identify, advance, or urge a particular religious denomination, or identify a specific religion's deity. This evening we are pleased that our invocation will be offered by: **RONALD SMITH, TRUE WORKERS OF THE HOLY TRINITY HOUSE OF PRAYER**

RECESS: The Redevelopment Agency was Recessed at 6:35 P.M. by Mayor/Chairman Dear to the City Council for Approval of Minutes.

APPROVAL OF MINUTES:

WEDNESDAY, APRIL 14, 2010 (SPECIAL)
MONDAY, APRIL 19, 2010 (SPECIAL)
MONDAY, APRIL 19, 2010 (ADJOURNED SPECIAL)

The Minutes, as listed on this evening's agenda, were Approved as Submitted on motion of Dear and seconded by Ruiz-Raber.

RECESS: The City Council was Recessed at 6:38 P.M. by Mayor Dear due to technical difficulties with the electronic voting system.

RECONVENE: The City Council was Reconvened at 6:39 P.M. by Mayor Dear with all members previously noted present.

The motion was unanimously carried by the following vote:

Ayes: Mayor Dear, Mayor Pro Tem Santarina, Council Member Gipson, Council Member Davis Holmes, and Council Member Ruiz-Raber
Noes: None
Abstain: None
Absent: None

NOTICE TO THE PUBLIC

Public testimony may be given on any agenda item as it is called and will be **LIMITED TO THREE MINUTES PER SPEAKER**. Please fill out a Speaker Form in order to be identified correctly in the minutes. The forms are provided on the podium in the Council Chambers. All Speaker Forms must be given to the City Clerk/Agency Secretary at the beginning of the meeting.

INTRODUCTIONS (Items 4-6)

ITEM NO. (4) INTRODUCTION OF LOS ANGELES COUNTY SHERIFF'S DEPUTIES

Captain Bernice Abram, Carson Sheriff's Station, reported that there were no introductions this evening.

ITEM NO. (5) PRESENTATION: PAROLEE ASSISTANCE PROGRAM

Detective Sgt. Barry Shapiro provided a presentation regarding the Parolee Assistance Program.

Mayor Pro Tem Santarina inquired whether the City's webpage could be linked to the Sheriff's Department to inform the citizens about the Parolee Assistance Program.

ITEM NO. (6) PRESENTATION: SHERIFF'S SAFE DRUG DROP OFF PROGRAM

Detective Sgt. Barry Shapiro provided a presentation regarding the Safe Drug Drop Off Program.

Council Member Ruiz-Raber requested that flyers be distributed to inform the public.

Council Member Davis-Holmes requested that City Manager Groomes provide information for telecast via cable television.

RECONVENE: The Redevelopment Agency was Reconvened at 7:09 P.M. for a joint session with the City Council by Mayor/Chairman Dear with all members previously noted present, for Oral Communications – Members of the Public.

ORAL COMMUNICATIONS – MEMBERS OF THE PUBLIC

This is the appropriate time for members of the general public to address the Council/Agency on items not on the posted Agenda but are items of interest that are within the subject matter jurisdiction of the Council/Agency. Any person wishing to speak at this time is requested to complete a Speaker Form, available on the podium or by the Public Agenda Binder in the Council Chamber. **ORAL COMMENTS WILL BE LIMITED TO THREE (3) MINUTES PER SPEAKER.** Under the provisions of the Brown Act, no action can be taken on these items, and there can be no dialogue or discussion of the items with the Council/Agency other than to place it on the Agenda for a future meeting if appropriate.

This item was heard at 7:09 P.M.

Tom Huston, 18127 S. Alameda Street, Rancho Dominguez, California 90220, representing Dominguez Rancho Adobe Museum, offered the following oral communications: 1) discussed Aviation Day to be held on Tuesday, June 12, 2010 and 2) announced that free shuttle service would be available for senior citizens from the Congresswoman Juanita Millender-McDonald Community Center by signing up with Joan Reiner, Community Service Program Manager.

Alison Bruesehoff, 18127 S. Alameda Street, Rancho Dominguez, California 90220, representing Dominguez Rancho Adobe Museum, offered the following oral communications: 1) announced the special events schedule for Aviation Day; 2) reported that parking would be available at CSUDH Lots 1 and 2 for a \$5 fee and free shuttles would run every 10 minutes and that there no entrance fee would be charged at the museum; and 3) promoted a talk featuring the Tuskegee Airmen about what it meant to be one of the original Tuskegee Airmen on Saturday, June 5, 2010, at 1:00 P.M., at the Congresswoman Juanita Millender-McDonald Community Center.

Oscar Ramos, 21223 Lynton Avenue, Carson, California 90745, offered the following oral communications: 1) expressed his appreciation to those who attended the Miss Philippine Independence event last Saturday; 2) announced that Philippine Independence Day will take place on June 12 with no funds from the City of Carson; and 3) distributed a detail of costs to be paid to the City of Carson.

Olivia Verrett, 17525 Buttonwood, Carson, California 90746, President, Carson-Torrance NAACP, reported that a Hallmark graduation card has an audio message that was not kind to African-American women and that the cards were distributed to CVS and Walgreens stores. She subsequently requested the support of the City Council and the community to locate the Card No. GU132-2 which were being sold for \$9.99.

Wilma Wilson, 19306 Harlan, Carson, California 90746, representing the Carson-Torrance NAACP, concurred with the comments expressed by Olivia Verrett and reported that Hallmark called African-American women whores in a singing card. Further, that the NAACP would take appropriate action against this inappropriate action. She extended a public invitation to attend a press conference on June 2, 2010, 10:00 A.M., Career Center, 6000 Sepulveda Boulevard, Culver City, California, and requested support from the City Council.

Upon inquiry, Olivia Verrett stated that she would provide the card to the City Council.

Council/Agency Member Ruiz-Raber stated that she wanted to discuss this issue further and Mayor/Chairman Dear requested that City Manager/Executive Director Groomes place this issue on a future agenda.

Raul Murga, 21111 Dolores Street, Carson, California 90745, requested that the Council/Agency use the electronic voting system to ensure accurate reporting and discussed campaign literature issued by council members.

RECESS:

After Oral Communications - Members of the Public, the Redevelopment Agency was Recessed at 7:28 P.M. by Mayor/Chairman Dear to the City Council for Item No. 25 (numbered as Item No. 24 on the agenda face).

RECONVENE:

After Council Item No. 20, the Redevelopment Agency was Reconvened at 7:57 P.M. for a joint session with the City Council by Mayor/Chairman Dear with all

members previously noted present, for the Council and Agency New Business Consent Calendars.

NEW BUSINESS CONSENT (Items 7-17)

These items are considered to be routine items of Council/Agency business and have, therefore, been placed on the CONSENT CALENDAR. If Council/Agency wishes to discuss any item or items, then such item or items should be removed from the CONSENT CALENDAR. For items remaining on the CONSENT CALENDAR, a single motion to ADOPT the recommended action is in order.

Council/Agency Member Davis-Holmes removed Council Item Nos. 7, 8 and 11 for discussion.

It was moved to approve Council New Business Consent Calendar Item Nos. 9, 10, 12, 13, 14, 15, and 16 and Agency New Business Consent Calendar Item No. 3 on motion of Dear, seconded by Santarina and unanimously carried by the following vote:

Ayes: Mayor/Chairman Dear, Mayor Pro Tem/Chairman Pro Tem Santarina, Council/Agency Member Gipson, Council/Agency Member Davis Holmes, and Council/Agency Member Ruiz-Raber
Noes: None
Abstain: None
Absent: None

RECESS: After the Council and Agency New Business Consent Calendars, the City Council and Redevelopment Agency were Recessed at 7:59 P.M. by Mayor/Chairman Dear to a Continued Closed Session to discuss the items listed on this evening's agenda.

RECONVENE: The City Council and Redevelopment Agency were Reconvened at 8:34 P.M. for a joint session by Mayor/Chairman Dear with all members previously noted present for the Continued Closed Session Report.

REPORT ON CONTINUED CLOSED SESSION

City/Agency Attorney Wynder had nothing to report on the Continued Closed Session.

Council Item No. 19 / Agency Item No. 5 were heard at this time.

RECESS: After Council Item No. 19 / Agency Item No. 5, the City Council was Recessed at 9:10 P.M. by Mayor/Chairman Dear to the Redevelopment Agency for Agency Item No. 4.

RECONVENE: After Agency Item No. 6, the City Council was Reconvened at 9:28 P.M. by Mayor Dear with all members previously noted present for New Business Consent Calendar Item Nos. 7, 8, and 11.

**ITEM NO. (7) CONSIDERATION OF HAITI DISASTER RELIEF FUND FINAL REPORT
(CITY TREASURER)**

This item was heard after Agency Item No. 6 at 9:28 P.M.

RECOMMENDATION for the City Council:

1. RECEIVE and FILE.

ACTION: Mayor Dear ordered this item to be received and filed with no objections heard.

**ITEM NO. (8) CONSIDERATION OF WIRE FRAUD STATUS REPORT (CITY
TREASURER)**

This item was heard after Council Item No. 7 at 9:31 P.M.

City Treasurer Avilla summarized the staff report and recommendation.

A discussion ensued regarding the outstanding funds in the amount of \$44,445.16; whereupon, City Attorney Wynder reported that in order to obtain the insurance proceeds, City National Bank had agreed to reimburse half if the bonding company would reimburse half.

Council Member Davis-Holmes requested that the City Council be kept informed on the progress of the case through the courts.

Council Member Gipson felt that the negligence in this issue was with the bank by not setting forth the proper spyware to protect its customers and thanked City Attorney Wynder and then Captain Todd Rogers for working on this case.

Council Member Ruiz-Raber was unhappy that the City of Carson had lost \$44,000 and inquired into what has been done to ensure that this issue does not happen again. Whereupon, City Treasurer Avilla reported that although she has changed banking institutions, any banking environment was vulnerable and that nothing was foolproof.

Upon inquiry by City Clerk Kawagoe whether there was any guarantee that the City Treasurer's laptop was safe, City Treasurer Avilla reported that she does not use a laptop to wire money anymore.

RECOMMENDATION for the City Council:

1. RECEIVE and FILE.

ACTION: Mayor Dear ordered this item to be received and filed with no objections heard.

**ITEM NO. (9) CONSIDER RENEWAL OF COMMERCIAL GENERAL LIABILITY,
EXCESS WORKERS' COMPENSATION AND PROPERTY INSURANCE
POLICIES FOR FY 2010/11 (CITY MANAGER)**

RECOMMENDATION for the City Council:

TAKE the following actions:

1. **APPROVE** Ace American Insurance Company to provide \$10 million primary coverage, including terrorism, for the city's Commercial General Liability Insurance for Municipal General, Public Officials Errors and Omission and Automobile Liability for FY 2010/11, at an annual premium of \$195,886.25.
2. **APPROVE** Safety National Casualty Corporation to provide coverage for the city's Excess Workers' Compensation Insurance for FY 2010/11, at an annual premium of \$121,580.00.
3. **APPROVE** St. Paul Travelers Insurance Company to provide coverage for the city's Property Insurance, including terrorism, for FY 2010/11, at an annual premium of \$75,021.00.

ACTION: Item No. 9 was approved on the Council New Business Consent Calendar on motion of Dear, seconded by Santarina and unanimously carried by the following vote:

Ayes: Mayor/Chairman Dear, Mayor Pro Tem/Chairman Pro Tem Santarina, Council/Agency Member Gipson, Council/Agency Member Davis Holmes, and Council/Agency Member Ruiz-Raber

Noes: None

Abstain: None

Absent: None

ITEM NO. (10) CONSIDER RENEWAL OF THIRD PARTY ADMINISTRATOR CONTRACT WITH CARL WARREN AND COMPANY FOR FY 2010/11 (CITY MANAGER)

RECOMMENDATION for the City Council:

TAKE the following actions:

1. **APPROVE** a contract between the city of Carson and Carl Warren and Company for third-party general liability claims administration services in an amount of \$60,000.00 for FY 2010/2011 and a three-and-four-year extension option, based on performance as determined by the city.
2. **AUTHORIZE** the Mayor to execute the agreement after approval as to form by the City Attorney.

ACTION: Item No. 10 was approved on the Council New Business Consent Calendar on motion of Dear, seconded by Santarina and unanimously carried by the following vote:

Ayes: Mayor/Chairman Dear, Mayor Pro Tem/Chairman Pro Tem Santarina,
Council/Agency Member Gipson, Council/Agency Member Davis Holmes, and
Council/Agency Member Ruiz-Raber
Noes: None
Abstain: None
Absent: None

**ITEM NO. (11) CONSIDER AWARD OF SERVICE CONTRACT FOR SALES TAX AUDIT
AND INFORMATION SERVICES (ADMINISTRATIVE SERVICES)**

This item was heard after Item No. 8 at 9:50 P.M.

Administrative Services General Manager Acosta summarized the staff report and recommendation.

Council Member Davis-Holmes referred to other firms who could monitor other city revenues to prevent leakage and stated that she would like to revisit this issue on a future agenda.

A discussion ensued regarding the frequency of audits; whereupon Mayor Pro Tem Santarina and requested that staff forward quarterly reports to the City Council.

RECOMMENDATION for the City Council:

TAKE the following actions:

1. AWARD a three-year service contract, for the period July 1, 2010 to June 30, 2013, with a renewal option for two additional years in the estimated amount of \$50,000.00 per year for an estimated total of \$150,000.00 to Hinderliter, de Llamas & Associates.
2. AUTHORIZE the Mayor to execute the agreement following approval as to form by the City Attorney.

ACTION: It was moved to approve the staff recommendation on motion of Dear, seconded by Gipson and unanimously carried by the following vote:

Ayes: Mayor Dear, Mayor Pro Tem Santarina, Council Member Gipson, Council Member
Davis-Holmes, and Council Member Ruiz-Raber
Noes: None
Abstain: None
Absent: None

**ITEM NO. (12) CONSIDERATION OF APPLICATIONS FOR FIREWORKS STORAGE
PERMITS (ADMINISTRATIVE SERVICES)**

RECOMMENDATION for the City Council:

1. **APPROVE** the issuance of a Fireworks Storage Permit to the Carson High Boosters Club, Inc. and Nu-Power New Philadelphia A.M.E. Church Family, contingent upon their compliance with Section 3101.8 of the Carson Municipal Code.

ACTION: Item No. 12 was approved on the Council New Business Consent Calendar on motion of Dear, seconded by Santarina and unanimously carried by the following vote:

Ayes: Mayor/Chairman Dear, Mayor Pro Tem/Chairman Pro Tem Santarina, Council/Agency Member Gipson, Council/Agency Member Davis Holmes, and Council/Agency Member Ruiz-Raber

Noes: None

Abstain: None

Absent: None

ITEM NO. (13) CONSIDERATION OF ORGANIZATIONS AND SERVICE CLUBS REQUEST TO OPERATE FIREWORKS STANDS (ADMINISTRATIVE SERVICES)

RECOMMENDATION for the City Council:

1. **APPROVE** the applicants contingent upon their compliance with all governing rules and regulations, approvals from all inspecting agencies and the applicants' attendance at a Fireworks Stand Operators' Safety Seminar and Orientation Session as mandated by Section 3101.5(e) of the Carson Municipal Code.

ACTION: Item No. 13 was approved on the Council New Business Consent Calendar on motion of Dear, seconded by Santarina and unanimously carried by the following vote:

Ayes: Mayor/Chairman Dear, Mayor Pro Tem/Chairman Pro Tem Santarina, Council/Agency Member Gipson, Council/Agency Member Davis Holmes, and Council/Agency Member Ruiz-Raber

Noes: None

Abstain: None

Absent: None

ITEM NO. (14) CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH MIG, INC. TO PROVIDE ARCHITECTURAL LANDSCAPE DESIGN SERVICES FOR PROJECT NO. 954: MEDIAN IRRIGATION SYSTEM UPGRADE PHASE II, DEL AMO BOULEVARD FROM AVALON BOULEVARD TO WILMINGTON AVENUE (DEVELOPMENT SERVICES)

RECOMMENDATION for the City Council:

TAKE the following actions:

1. **APPROVE** a Professional Services Agreement with MIG, Inc. to provide architectural landscape design services for Project No. 954: Median Irrigation System Upgrade Phase II, Del Amo Boulevard from Avalon Boulevard to Wilmington Avenue for a negotiated fee not-to-exceed \$79,775.00.
2. **AUTHORIZE** the Mayor to execute the Professional Services Agreement following approval as to form by the City Attorney.

ACTION: Item No. 14 was approved on the Council New Business Consent Calendar on motion of Dear, seconded by Santarina and unanimously carried by the following vote:

Ayes: Mayor/Chairman Dear, Mayor Pro Tem/Chairman Pro Tem Santarina, Council/Agency Member Gipson, Council/Agency Member Davis Holmes, and Council/Agency Member Ruiz-Raber
Noes: None
Abstain: None
Absent: None

ITEM NO. (15) CONSIDER APPROVAL OF A RATE ADJUSTMENT FOR THE COMMERCIAL/INDUSTRIAL WASTE MANAGEMENT SERVICES (DEVELOPMENT SERVICES)

RECOMMENDATION for the City Council:

1. **APPROVE** an increase of 10.6% to the Integrated Commercial/Industrial Waste Management Services price matrix for the FY 2010/11.

ACTION: Item No. 15 was approved on the Council New Business Consent Calendar on motion of Dear, seconded by Santarina and unanimously carried by the following vote:

Ayes: Mayor/Chairman Dear, Mayor Pro Tem/Chairman Pro Tem Santarina, Council/Agency Member Gipson, Council/Agency Member Davis Holmes, and Council/Agency Member Ruiz-Raber
Noes: None
Abstain: None
Absent: None

ITEM NO. (16) CONSIDER APPROVING THE CITY OF CARSON MUNICIPAL GREENHOUSE GAS EMISSIONS INVENTORY REPORT (ECONOMIC DEVELOPMENT)

RECOMMENDATION for the City Council:

1. **APPROVE** the city's Municipal Greenhouse Gas Emissions Inventory Report.

ACTION: Item No. 16 was approved on the Council New Business Consent Calendar on motion of Dear, seconded by Santarina and unanimously carried by the following vote:

Ayes: Mayor/Chairman Dear, Mayor Pro Tem/Chairman Pro Tem Santarina, Council/Agency Member Gipson, Council/Agency Member Davis Holmes, and Council/Agency Member Ruiz-Raber
Noes: None
Abstain: None
Absent: None

ITEM NO. (17) THIS ITEM INTENTIONALLY LEFT BLANK

DEMANDS (Item 18)

ITEM NO. (18) RESOLUTION NO. 10-057 ALLOWING CLAIMS AND DEMANDS IN THE AMOUNT OF \$2,034,011.61, DEMAND CHECK NUMBERS 092693 THROUGH 092905

This item was heard after Item No. 11 at 10:00 P.M.

ACTION: WITH FURTHER READING WAIVED, Resolution No. 10-027 was PASSED, APPROVED, and ADOPTED, as read by title only, on motion of Dear, seconded by Ruiz-Raber and unanimously carried by the following vote:

Ayes: Mayor Dear, Mayor Pro Tem Santarina, Council Member Gipson, Council Member Davis-Holmes, and Council Member Ruiz-Raber
Noes: None
Abstain: None
Absent: None

SPECIAL ORDERS OF THE DAY (Items 19-20)

Any person wishing to testify is requested to complete a speaker card, available on the podium in the Council Chambers. **TESTIMONY WILL BE LIMITED TO THREE MINUTES PER PERSON.** Any subject of controversy will be limited to a total of fifteen minutes of testimony per side; those wishing to address the Agency/Council are requested to select three speakers to represent your opinion.

ITEM NO. (19) CONTINUED JOINT PUBLIC HEARING TO CONSIDER RESOLUTION NO. 10-043 FOR THE AMENDED AND RESTATED DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE CARSON REDEVELOPMENT AGENCY AND THOMAS SAFRAN & ASSOCIATES, INC., AND CARSON CITY CENTER SOUTH LLC, TO PROVIDE FOR DISPOSITION OF AGENCY-OWNED PROPERTY AND DEVELOPMENT OF CARSON CITY CENTER PHASE II (PROJECT AREA NO. 4) (ECONOMIC DEVELOPMENT)

THIS IS A JOINT AGENDA ITEM WITH AGENCY ITEM NO. 5

This item was heard at 8:34 P.M. after the Continued Closed Session at 8:34 P.M.

Public Hearing

Mayor/Chairman Dear declared the Continued Joint Public Hearing open TO CONSIDER RESOLUTION NO. 10-043 FOR THE AMENDED AND RESTATED DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE CARSON REDEVELOPMENT AGENCY AND THOMAS SAFRAN & ASSOCIATES, INC., AND CARSON CITY CENTER SOUTH LLC, TO PROVIDE FOR DISPOSITION OF AGENCY-OWNED PROPERTY AND DEVELOPMENT OF CARSON CITY CENTER PHASE II (PROJECT AREA NO. 4) .

City Clerk's/Agency Secretary's Report

City Clerk/Agency Secretary Kawagoe reported that since this was a Continued Joint Public Hearing, no additional notification was required.

Staff Report

Economic Development General Manager Graves summarized the staff report and recommendation.

Mayor/Chairman Dear referred to public art funding and expressed his support to approve a policy whereby developers would either provide for public art and/or contribute to a fund for public art.

Administration of Oath

Mayor/Chairman Dear requested that all persons wishing to testify to stand and take the Oath, which was administered by City Clerk/Agency Secretary Kawagoe.

Public Testimony

The following persons being duly sworn provided testimony:

Tommy Faavae, 605 E. 221st Street, Carson, California 90745, requested that the Council/Agency consider a PLA for this project.

(Council Member Davis-Holmes exited the meeting at 8:43 P.M. and reentered the meeting at 8:45 P.M.)

Andrew Gross, Vice President, Tom Safran & Associates, 11813 San Vicente Boulevard, Ste. 600, Los Angeles, California 90232, reported that social good, redeveloping a community, architecture and quality of construction were essential elements of Safran projects. He referred to

the concern of Mr. Favaae and reported that they have received a commitment from HUD and was time sensitive. Further, that a PLA arrangement now or to change the economics of the project would cause a delay. He agreed to do their absolute best efforts for local hiring.

Council Member Davis-Holmes referred to local hires involved in Phase 1 and requested that staff to provide information regarding their hiring time to termination time and if they were still employed.

Upon inquiry, Mr. Gross discussed Phase 1 and the location of the IHOP Restaurant.

Mayor/Chairman Dear requested that Mr. Gross meet with Messrs. Faavae and Slawson to discuss PLA.

There being no further persons wishing to testify, Mayor/Chairman Dear declared the Continued Joint Public Hearing closed.

RECOMMENDATION for the City Council:

TAKE the following actions:

1. OPEN the continued Public Hearing, TAKE public testimony, CLOSE the continued Public Hearing.
2. WAIVE further reading and ADOPT Resolution No. 10-043, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, MAKING CERTAIN FINDINGS AND APPROVING THE AMENDED AND RESTATED DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN CARSON REDEVELOPMENT AGENCY AND THOMAS SAFRAN & ASSOCIATES, INC., AND CARSON CITY CENTER SOUTH LLC, RELATED TO DISPOSITION OF AGENCY PARCELS LOCATED AT 21802-21814 SOUTH AVALON BOULEVARD AND DEVELOPMENT OF CARSON CITY CENTER PHASE II, IN THE CITY OF CARSON."
3. AUTHORIZE the Mayor to execute the Amended and Restated Disposition and Development Agreement following approval as to form by the City Attorney.

ACTION: WITH FURTHER READINGS WAIVED, Resolution Nos. 10-043 and 10-10 were PASSED, APPROVED, and ADOPTED, as read by titles only, and approved staff recommendation No. 3 for Council Item No. 19 and Agency Item No. 5 on motion of Ruiz-Raber, seconded by Gipson, and unanimously carried by the following vote:

Ayes: Mayor/Chairman Dear, Mayor Pro Tem/Chairman Pro Tem Santarina, Council/Agency Member Gipson, Council/Agency Member Davis Holmes, and Council/Agency Member Ruiz-Raber
Noes: None

Abstain: None

Absent: None

RECESS: After Council Item No. 19 / Agency Item No. 5, the City Council was Recessed at 9:10 P.M. by Mayor/Chairman Dear to the Redevelopment Agency for Agency Item No. 4.

ITEM NO. (20) PUBLIC HEARING TO CONSIDER ST. PHILOMENA CATHOLIC SCHOOL'S APPLICATION FOR A BINGO LICENSE (ADMINISTRATIVE SERVICES)

This item was heard after Item No. 25 (PLA Agreement and numbered as Item No. 24 on the agenda face at 7:49 P.M.)

Public Hearing

Mayor Dear declared the Public Hearing open **TO CONSIDER ST. PHILOMENA CATHOLIC SCHOOL'S APPLICATION FOR A BINGO LICENSE.**

City Clerk's Report

City Clerk Kawagoe reported that notice of the Public Hearing had been given pursuant to applicable law, including but not limited to the timely notice to the Applicant, St. Philomena Catholic School, 21832 S. Main Street, Carson, California 90745, by United States Mail, electronic mail, and confirmed by staff, and postings as required by law. The affidavits attesting to mailing and publishing such notice were on file in the City Clerk's Office. No written communications were received.

(Council Member Gipson exited the meeting at 7:50 P.M.)

Mayor Dear directed that all affidavits of notice be made part of the record.

Staff Report

City Manager Groomes summarized the staff report and recommendation.

Administration of Oath

Mayor Dear requested that all persons wishing to testify to stand and take the Oath. There being no persons wishing to testify, Mayor Dear declared the Public Hearing closed.

(Council Member Gipson reentered the meeting at 7:52 P.M.)

RECOMMENDATION for the City Council:

TAKE the following actions:

1. OPEN the Public Hearing, TAKE public testimony, and CLOSE the Public Hearing.
2. APPROVE St. Philomena Catholic School's application for a bingo license contingent upon approvals from all inspecting agencies.

ACTION: It was moved to approve staff recommendation No. 2 on motion of Santarina and seconded by Ruiz-Raber

Upon inquiry, City Attorney Wynder reported that the maximum prize has been increased to \$500 in accordance with state law and that staff had been authorized to bring back legislation to increase the maximum prize amount.

The motion was unanimously carried by the following vote:

Ayes:	Mayor Dear, Mayor Pro Tem Santarina, Council Member Gipson, Council Member Davis-Holmes, and Council Member Ruiz-Raber
Noes:	None
Abstain:	None
Absent:	None

UNFINISHED BUSINESS (Items 21-22)

ITEM NO. (21) COMMISSION, COMMITTEE, AND BOARD APPOINTMENTS BY MAYOR DEAR (CITY CLERK)

This item was heard after Item No. 11 at 10:01 P.M.

RECOMMENDATION for the City Council:

1. Mayor Dear to CONSIDER, APPOINT, or REAPPOINT members to the Commissions, Committees, and Boards in accordance with Ordinance No. 04-1330, with the approval of a majority of the entire City Council present, including the Mayor, as listed on Exhibit No. 1:
 - Planning Commission (9)
 - Parks and Recreation Commission (7)
 - Environmental Commission (7)
 - Cultural Arts Commission (7)
 - Human Relations Commission (7)
 - Human Relations Commission-Youth (2)
 - Citywide Advisory Commission (7)
 - Economic Development Commission (9)
 - Mobilehome Park Rental Review Board (15)
 - At-Large Member (3)

- At-Large Member (Alternate) (4)
- Park Owner Member (2)
- Park Owner Member (Alternate) (2)
- Resident Homeowner Member (2)
- Resident Homeowner Member (Alternate) (2)
- Public Relations Commission (7)
- Community Representative (3)
- Public Relations Specialist (4)
- Public Works Commission (5)
- Public Safety Commission (7)
- Relocation Appeals Board (5)
- Women's Issues Commission (7)
- Senior Citizens Advisory Commission (11)
- Youth Commission (11)
- Veterans Affairs Commission (11)
- Beautification Committee (11) – 1 vacancy – Triangle Page 16
- Utility Users' Tax Citizens Oversight Committee (24)
- Carson Historical Committee (9)

ACTION: Mayor Dear continued this item to June 15, 2010, with no objections heard.

ITEM NO. (22) CONSIDERATION OF CITY-AFFILIATED ORGANIZATIONS (CITY CLERK)

This item was heard after Item No. 21 at 10:01 P.M.

RECOMMENDATION for the City Council:

1. REAFFIRM, RE-DESIGNATE and/or DESIGNATE delegates and alternates to the City-Affiliated Organizations listed on Exhibit No. 1, respectively.

ACTION: Mayor Dear continued this item to June 15, 2010, with no objections heard.

NEW BUSINESS DISCUSSION (Items 23-27)

ITEM NO. (23) CONSIDERATION OF RESOLUTION NO. 10-055 SUPPORTING THE LAUNCH AND OBSERVANCE OF PROJECT 7MINSTOP.COM (CITY MANAGER)

This item was heard after Item No. 22 at 10:02 P.M.

City Manager Groomes summarized the staff report and recommendation.

Public Comments

Raul Murga, 21111 Dolores Street, Carson, California 90745, expressed his opposition to the proposed resolution and cited concerns with public services stopping for seven minutes and liability to the City.

Janice Schaefer, 21111 Dolores Street, Carson, California 90745, expressed her personal observation and cited a concern regarding the separation of church and state; discussed her concern that the City was going down a slippery slope; and suggested that perhaps more study and research would be necessary.

Ronald Shimokaji, 1512 E. Carson Street, Sp. 135, Carson, California 90745, discussed his support for the request.

Harold Williams, 20113 Belshaw Avenue, Carson, California 90746, reported that before Memorial Day was observed on the last Monday in May, the country would pause for three minutes to remember its patriots and encouraged the City Council to do more thanks that would have a value to the citizens of Carson.

Upon inquiry, City Attorney Wynder stated that he was not aware of any prohibition regarding the display of items in the Council Chambers. Whereupon, City Clerk Kawagoe reported that, historically, such display was not allowed in the Council Chambers.

Upon inquiry, City Attorney Wynder reported that there would be no liability to the City of Carson.

RECOMMENDATION for the City Council:

1. CONSIDER and PROVIDE direction.

ACTION: It was moved to support the observance of seven (7) seconds on motion of Ruiz-Raber and seconded by Santarina.

Council Member Gipson offered a substitute motion and moved to WAIVE FURTHER READING and PASS, APPROVE, and ADOPT Resolution No. 10-055, as read by title only, seconded by Davis-Holmes and failed to carry by the following vote:

Ayes:	Council Member Gipson and Council Member Davis-Holmes
Noes:	None Mayor Pro Tem Santarina and Council Member Ruiz-Raber
Abstain:	Mayor Dear
Absent:	None

The motion was unanimously carried by the following vote:

Ayes: Mayor Dear, Mayor Pro Tem Santarina, Council Member Gipson, Council Member
Davis-Holmes, and Council Member Ruiz-Raber
Noes: None
Abstain: None
Absent: None

**ITEM NO. (24) CONSIDER APPROVAL OF A NEW FIVE-YEAR CITY OF CARSON
PROJECT LABOR AGREEMENT (CITY MANAGER)**

This item (report numbered as Item No. 25 and numbered on agenda face as Item No. 24) was heard after Oral Communications – Members of the Public at 7:28 P.M.

City Manager Groomes summarized the staff report and recommendation.

Public Comments

The following speaker offered comments in support of the benefits of a PLA arrangement:

Kevin Bass, representing Painters & Allied Trades, District Council 36.

Richard Slawson, 1626 Beverly Boulevard, Los Angeles, California 90026, Executive Secretary, Los Angeles, Orange Counties Building and Construction Trades Council.

Tommy Favavae, 605 E. 221st Street, Carson, California 90745, representing IBEW.

RECOMMENDATION for the City Council:

1. CONSIDER and PROVIDE DIRECTION regarding whether to approve the attached Project Labor Agreement as the basis for continuing its existing relationship between the city of Carson and the Los Angeles/Orange Counties Building and Construction Trades Council, subject to approval as to form by the City Attorney.

ACTION: It was moved to approve the staff recommendation on motion of Dear and seconded by Santarina.

Upon inquiry, Mr. Slawson reported that information regarding local hiring was available on a per job basis and should be provided by the local union to the City of Carson.

The motion was unanimously carried by the following vote:

Ayes: Mayor Dear, Mayor Pro Tem Santarina, Council Member Gipson, Council Member
Davis-Holmes, and Council Member Ruiz-Raber
Noes: None
Abstain: None
Absent: None

**ITEM NO. (25) CONSIDER SOUTH WEST PETROLEUM LLC'S APPEAL OF TOBACCO
PERMIT VIOLATION SUSPENSION (ADMINISTRATIVE SERVICES)**

This item (report numbered as Item No. 24 on the staff report and numbered as Item No. 25 on agenda face) was heard after Item No. 21 at 10:31 P.M.

City Manager Groomes summarized the staff report and recommendation.

RECOMMENDATION for the City Council:

1. DENY the applicant's appeal and reaffirm the suspension.

ACTION: It was moved to approve the staff recommendation to deny on motion of Dear, seconded by Santarina and unanimously carried by the following vote:

Ayes:	Mayor Dear, Mayor Pro Tem Santarina, Council Member Gipson, Council Member Davis-Holmes, and Council Member Ruiz-Raber
Noes:	None
Abstain:	None
Absent:	None

**ITEM NO. (26) CONSIDER AN UPDATE TO THE CARSON STREET MASTER PLAN
IMPLEMENTATION (ECONOMIC DEVELOPMENT)**

This item was heard after Item No. 24 at 10:34 P.M.

(Council Member Gipson exited the meeting at 10:34 P.M.)

Planning Officer Repp-Loadsman introduced Senior Planner Naaseh, who narrated a Powerpoint presentation. He reported that a written communication from a representative of the Samoan Congregational Church was submitted and on file with the City Clerk's Office.

(Council Member Gipson reentered the meeting at 10:34 P.M. and reentered the meeting at 10:35 P.M.)

A discussion ensued regarding pole signs which will no longer be allowed on the Carson Street Corridor from 2011, including monument signs and, in some cases, pylon signs. Whereupon, Mayor Dear requested that City Manager Groomes bring forward an ordinance amendment for the preservation of historic signs. He also requested that that staff provide detailed information regarding the Façade Improvement Grant Program.

Public Comments

Andrew Gross, Vice President, Tom Safran & Associates, 11813 San Vicente Boulevard, Ste. 600, Los Angeles, California 90232, complimented staff and the City Council on the Master Plan for the vision of Carson. He felt that the next step was to connect the projects, attract high income, and that time was of the essence.

Ronald Shimokaji, 1512 E. Carson Street, Sp. 135, Carson, California 90745, discussed the preservation of historic signs, especially the Foster's Freeze sign, and requested that this issue go before the Planning Commission.

Mayor Pro Tem Santarina and Council Member Davis-Holmes expressed their desire to meet with Planning Officer Repp-Loadsman at a later time. Whereupon, Mayor Dear suggested that perhaps a meeting could be scheduled.

RECOMMENDATION for the City Council:

1. RECEIVE and FILE.

ACTION: Mayor Dear ordered this item to be received and filed with no objections heard.

ITEM NO. (27) THIS ITEM INTENTIONALLY LEFT BLANK

RECONVENE AND RECESS:

After Item No. 26, the Redevelopment Agency was Reconvened at 11:15 P.M. for a joint session with the City Council by Mayor/Chairman Dear with all members previously noted present and Recessed for staff.

RECONVENE:

The City Council and Redevelopment Agency were Reconvened at 11:27 P.M. for a joint session by Mayor/Chairman Dear with all members previously noted present, for remaining Oral Communications.

ORAL COMMUNICATIONS I (STAFF)

Memorial Adjournment Requests

City Clerk/Agency Secretary Kawagoe requested that this evening's meetings be adjourned in memory of the following persons:

Mayor/Chairman Dear and Vergie Seymore
Mable P. Moseby

Council/Agency Member Davis-Holmes

Ernest Washington, Jr., son-in-law of Economic Development Commissioner Eleanor Mack.

City Clerk/Agency Secretary Kawagoe

Laura C. Bragunier, retired Senior Buyer for the City of Carson.

City Clerk/Agency Secretary Kawagoe commented on the late mailing of the letter for the Memorial Day event.

ORAL COMMUNICATIONS II (COUNCIL/AGENCY)

Council/Agency Member Ruiz-Raber

Discussed the Memorial Day event and venue and stated that she was glad that the City of Carson was able to observe a solemn event.

Requested a resolution be placed on the next agenda regarding social security and Medicare for consideration.

Subsequently thanked City Manager/Executive Director Groomes for the presentation on prescription drug disposal being available at the Carson Sheriff's Station.

Mayor Pro Tem/Chairman Pro Tem Santarina

Discussed the Memorial Day event and reported that the City of Carson was well represented. Thanked City Manager/Executive Director Groomes for the outstanding job being done by staff and him.

Council/Agency Member Gipson

Thanked Public Safety staff for delivering his agenda to him twice a month.

Thanked City Manager/Executive Director Groomes for the outstanding job done by staff and him this evening.

Discussed the Memorial Day event and reported that the City of Carson was well represented. He acknowledged the men and woman who sacrificed their lives for their country.

Extended birthday greetings to his Dad on the celebration of 78th birthday.

Subsequently requested City Manager/Executive Director Groomes to bring back a resolution to support SEIU 721 who represents the Red Cross workers who may be going on strike for consideration. He stated that he would be providing the information to City Manager/Executive Director Groomes.

Mayor/Chairman Dear

Thanked staff, including the Public Information Office, the Analyst in the office of the City Manager, and commended City Manager/Executive Director Groomes.

Reported that he had attended the Memorial Day event.

Extended a public invitation to celebrate the Fourth of July at the Home Depot Stadium on the grassy area or to attend the Galaxy game at a discounted price.

UNFINISHED/CONTINUED CLOSED SESSION ITEMS

This item was heard at 7:59 P.M.

REPORT ON CLOSED SESSION

This item was addressed at 8:34 P.M.

ADJOURNMENT

City Manager/Executive Director Groomes announced that the next budget meetings would be held on June 9, 2010 and June 14, 2010.

The meeting was Adjourned at 11:36 P.M., by Mayor/Chairman Dear and in memory of the individuals requested this evening.

Mayor Jim Dear

ATTEST:

City Clerk Helen Kawagoe