



**MINUTES
CARSON CITY COUNCIL
REGULAR MEETING
DECEMBER 6, 2011**

5:00 P.M.

**THE CARSON CITY COUNCIL/REDEVELOPMENT AGENCY REGULAR MEETINGS ARE
BROADCAST LIVE VIA TIME WARNER CABLE CHANNEL 35 AND AT&T U-VERSE
CHANNEL 99 AS WELL AS VIA THE INTERNET AT: [HTTP://CI.CARSON.CA.US](http://ci.carson.ca.us)**

AGENDA POSTED: DECEMBER 1, 2011

"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 5:13 P.M. by Mayor/Chairman Dear in the Council Chambers, Carson City Hall, located at 701 E. Carson Street, Carson, California 90745.

ROLL CALL: Chief Deputy City Clerk/Chief Deputy Agency Secretary Higaki noted the following:

Council/Agency Members Present:	Mayor/Chairman Jim Dear, Mayor Pro Tem/Vice Chairman Julie Ruiz-Raber, Council/Agency Member Lula Davis-Holmes, and Council/Agency Member Elito Santarina
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Council/Agency Members Absent:	Council/Agency Member Mike Gipson (Entered during Closed Session)
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Other Elected Officials Present:	None
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Other Elected Officials Absent:	Helen Kawagoe, City Clerk/Agency Secretary, and Karen Avilla, City/Agency Treasurer
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Also Present:	David Biggs, City Manager/Executive Director; William Wynder, City/Agency Attorney; Lindsay Tabaian, Assistant
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City/Agency Attorney (Entered during
Closed Session); and staff:

Robert Eggleston, IT Manager; Glenn
Turner, Computer Systems Support
Technician; Wanda Higaki, Chief
Deputy City Clerk/Chief Deputy Agency
Secretary; and Joy Simarago, Deputy
City Clerk/Deputy Agency Secretary

CLOSED SESSION

City/Agency Attorney Wynder stated that there were no Redevelopment Agency Closed Session items this evening and presented the Council Closed Session items only.

CLOSED SESSION (Items 1-2) 5:00 P.M. – 5:45 P.M.

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

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 LEGAL COUNSEL - EXISTING LITIGATION

RECOMMENDATION for the City Council:

1. A closed session will be held, pursuant to Government Code § 54956.9(a), to confer with legal counsel regarding pending litigation to which the City is a party. The title of such litigation is as follows: Rice V. City of Carson, et al., Los Angeles County Superior Court Case No. TC025873

ACTION: This item was scheduled for Closed Session.

RECESS: The City Council and Redevelopment Agency were Recessed at 5:14 P.M. by Mayor/Chairman Dear to a Closed Session to discuss the items described on this evening's agenda.

RECONVENE: The City Council and Redevelopment Agency were Reconvened at 6:06 P.M. by Mayor/Chairman Dear with all members previously noted present including Gipson.

ROLL CALL: Chief Deputy City Clerk/Chief Deputy Agency Secretary Higaki noted the following:

Council/Agency Members Present:

Mayor/Chairman Jim Dear, Mayor Pro
Tem/Vice Chairman Julie Ruiz-Raber,
Council/Agency Member Lula Davis-

Holmes, Council/Agency Member Mike
Gipson, and Council/Agency Member
Elito Santarina

Council/Agency Members Absent:

None

Other Elected Officials Present:

Karen Avilla, City/Agency Treasurer

Other Elected Officials Absent:

Helen Kawagoe, City Clerk/Agency
Secretary

Also Present:

David Biggs, City Manager/Executive
Director; William Wynder, City/Agency
Attorney; Lindsay Tabaian, Assistant
City/Agency Attorney; and staff:

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

Lisa Berglund, Principal Administrative
Analyst; Zarah Cruz, Public Information
Manager; Robert Eggleston, IT
Manager; Edward Escamilla,
Landscape/Building Maintenance
Superintendent; Sheri Repp-Loadman,
Planning Officer; Ky Truong, Public
Safety & Community Services Manager;
Glenn Turner, Computer Systems
Support Technician; Wanda Higaki,
Chief Deputy City Clerk/Chief Deputy
Agency Secretary; and Joy Simarago,
Deputy City Clerk/Deputy Agency
Secretary

Eddie Rivero, Interim Captain, Carson
Sheriff's Station

REPORT ON CLOSED SESSION

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

Council Closed Session Item No. 1

Council directed the City Attorney to brief the City Council on litigation issues relating to the Carousel Tract every Council meeting until otherwise instructed. On motion of Mayor Dear, seconded by Mayor Pro Tem Ruiz-Raber and unanimously authorized by the Council, a litigation strategy was considered and authorized at which will require bringing a further Closed Session item back to the Council at its next Closed Session meeting.

Council Closed Session Item No. 2

On motion of Council Member Gipson and seconded by Council Member Santarina, the City Council unanimously authorized the city to indemnify and defend the individually named defendants in the litigation subject to the standard reservation of rights.

**CITY COUNCIL
REGULAR BUSINESS MEETING
6:00 P.M.**

FLAG SALUTE: CHIEF DEPUTY CITY CLERK/CHIEF DEPUTY AGENCY SECRETARY
HIGAKI

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: **PASTOR RUDY ABRO, BETHEL BAPTIST CHURCH**

RECESS: After the Invocation, the Redevelopment Agency was Recessed at 6:11 P.M. by Mayor/Chairman Dear to the City Council for Introductions.

RECONVENE: After Approval of the Council Minutes, the Redevelopment Agency was Reconvened at 6:25 P.M. for a joint session with the City Council by Chairman Dear, with all members previously noted present, for Oral Communications – Members of the Public.

APPROVAL OF MINUTES:

This item was heard after Introductions Item A.

TUESDAY, AUGUST 2, 2011	(REGULAR)
TUESDAY, AUGUST 16, 2011	(SPECIAL JOINT)
THURSDAY, AUGUST 25, 2011	(SPECIAL JOINT)
TUESDAY, SEPTEMBER 6, 2011	(REGULAR)
SATURDAY, SEPTEMBER 17, 2011	(ADJOURNED REGULAR JOINT)
MONDAY, SEPTEMBER 26, 2011	(ADJOURNED REGULAR JOINT)

The Minutes, as listed on this evening's agenda, were Approved as Submitted on motion of Dear, seconded by Gipson and unanimously carried by the following vote:

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

After the Invocation, Santa Claus made a surprise visit and stated that he would make all the kids smile this Christmas.

INTRODUCTIONS

A. INTRODUCTION OF LOS ANGELES COUNTY SHERIFF'S DEPUTIES

This item was heard after Introductions Item B.

Eddie Rivero, Interim Captain, Carson Sheriff's Station, invited everyone to the Community Crime Prevention Fair on December 17, 2011, to be held at Stevenson Park, 17400 Lysander Drive, from 9:00 A.M. to 3:00 P.M. He announced the Carson Family Assistance Program which was a program to provide service to 200 needy families; received 50 applications and still accepting applications, Monday through Friday, from 10:00 A.M. to 2:00 P.M. and also accepting donations of food, clothing, toys, non perishables, or cash, Monday through Friday, from 9:00 A.M. to 5:00 P.M. at the Community Relations Office, Carson Sheriff's Station; distribution to take place on December 17, 2011.

B. INTRODUCTION OF LOS ANGELES COUNTY FIRE DEPARTMENT, FIRE CHIEF DARYL OSBY

Item B. was heard after the Santa Claus surprise visit.

Daryl Osby, Fire Chief, introduced himself and stated that he was appointed as the Fire Chief in February 2012. He also introduced the command staff who were present.

The Mayor and Council thanked and commended the Fire Department staff for their professional action and heroism with the fire incident.

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 6:25 P.M.

Larry E. Grant, 720 E. Carson Street, Carson, California 90745

Thanked the City Council for the beautiful flowers and comments while he was in the hospital three weeks ago from a mild heart attack and announced that he would be celebrating his 86th birthday soon; invited the City Council and staff to the 32nd Annual Dr. Martin Luther King, Jr. Parade in the City of Los Angeles and provided more information to City Manager Biggs.

Mila Bover, 228 W. Carson Street, Carson, California 90745

Offered kudos to Council Member Gipson for spearheading the World AIDS Day on December 1, 2011; stated that she was a member of the Carson Women's Club; encouraged the Council to unite for the good of the city.

Ronald Shimokaji, 1502 E. Carson Street, No. 135, Carson, California 90745

Extended holiday greetings; stated that he was involved with the protest at CSUDH regarding educational budget cuts; urged Council to convene an emergency meeting of the City Council Education Subcommittee to discuss with local elected officials a strategy to prevent further education cuts at all levels.

Barbara Post, 24433 Marbella, Carson, California 90745

Clarified that the intent to have a workshop was to educate the Council and city staff; stated that there were 285 homes in the Carousel Tract and 60 to 65 homes on Island Avenue was contaminated; asked that the City Council file a nuisance lawsuit against Shell and put on the next Council agenda; invited everyone to view on Saturday night, December 10, 2011 on Primetime with Cynthia McFadden, which will feature the Carousel Tract in the program.

Tiny Cook, 17701 S. Avalon Boulevard, No. 197, Carson, California 90746

Reported that the Senior Christmas Party last Friday was a big success and that there were over 300 seniors; thanked Mayor and Council, Public Services General Manager Cruz, Human Services Manager Cisneros and the Social Services staff, Watson Land Company, Waste Management, Jay's Catering, Master of Ceremonies Walter Neil with BP Refinery, Marvin Clayton, Dan Medina, Mr. Raspberry; announced that she was elected President of the VIP Club today.

Randi Feilich, 24030 Park Granada, Calabasas, California 91302, representing Project Coyote

Recommended that the city adopt a Coyote Management Plan that emphasized public education production of wildlife attractions and hazing of habituated coyotes; stated that she brought copies of the recently adopted Coyote Management Plan that was implemented in the City of Calabasas and copies of the articles and tips on coexisting with coyotes for the Mayor and Council Members; urged the city not to expend limited tax payer dollars on coyote trapping and killing.

Mayor/Chairman Dear requested that Ms. Feilich provide the copies to City Manager Biggs who would distribute to the Mayor and Council Members.

Latrice Carter

Wished the Mayor, Council Members, and staff Happy Holidays; requested that the Jazz Festival Committee members come forward and presented a Certificate of Appreciation to Council Member Davis-Holmes for her outstanding commitment and support in the achievement and success of the 2011 Jazz Festival and thanked her for her leadership.

Council Member Davis-Holmes accepted her certificate with words of gratitude.

Miriam Vazquez

Recognized the hard work of Council Member Davis-Holmes, Council Member Santarina, Mayor Dear, City Manager Biggs, and Economic Development General Manager Graves and to keep up the good work; wished everyone a wonderful Christmas and New Year.

Jonathan Taylor, representing National Association for Equal Justice of America

Wished everyone Happy Holidays; thanked the Mayor and Council for their support to the association and looked forward to continue working together in the year to come.

Pastor Vera Little, 555 W. 9th Street, Suite 1, San Pedro, California 90731, representing International Faith Based Chamber

Recognized the members of the Chamber who were present; thanked the Mayor and Council for their support; thanked Economic Development General Manager Graves and welcomed new City Manager Biggs.

Jennifer Vazquez, 21413 Martin Street, Carson, California 90745

Reported that she was invited to a Christmas Party at the Reef in Long Beach and that the service was wonderful and the food was excellent.

Marvin Clayton, 426 W. Carson Street, Carson, California 90746, representing Apollo West Carson Players

Announced their annual "A Christmas Happening" on Sunday, December 18, 2011, at 3:00 P.M., and distributed flyers to the Mayor and Council; thanked Mayor Dear for his support and assistance with the sponsors.

Royce Esters, P. O. Box 663, Compton, California 90223, President, National Association for Equal Justice in America

Stated that Mayor Dear was a member of their national civil rights group and was made aware of a hate crime incident and that if someone's civil rights was violated, they would be available to assist them.

Helen Henson, Claude Street

Thanked Mayor Dear for his assistance and support of all races.

NEW BUSINESS CONSENT (Items 3-6)

These items are considered to be routine items of COUNCIL business and have, therefore, been placed on the CONSENT CALENDAR. If COUNCIL 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.

This item was heard in joint session at 12:35 A.M. on Wednesday, December 7, 2011.

Public Comments

Item No. 6

Mila Boyer, 228 W. Carson Street, No. 42, Carson, California 90745

Mayor Dear stated that Ms. Boyer was not present and reported for the record that she was in support of Council Item No. 6 and presented her \$100 check donation to the city of Carson Treasury to be applied to a fund to be set up to build a monument or sculpture in the International Sculpture Garden honoring veterans and subsequently asked City Treasurer Avilla if she would be willing to manage the veterans sculpture fund and agreed.

It was moved to approve the Council/Agency New Business Consent Calendar on motion of Dear, seconded by Gipson and unanimously carried by the following vote:

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

Noes: None

Abstain: None

Absent: None

ITEM NO. (3) CONSIDERATION OF LAUNCHING AND PLANNING THE CARSON 5,000 LB WEIGHT LOSS CHALLENGE (CITY MANAGER)

RECOMMENDATION for the City Council:

1. CONSIDER incorporating components of the 5,000 lb. Weight Loss Challenge with the "Get Fit Challenge" already offered through the Parks and Recreation program at the Veterans Sports Complex.

ACTION: Item No. 3 was approved on the New Business Consent Calendar on motion of Dear, seconded by Gipson and unanimously carried by the following vote:

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

Noes: None

Abstain: None

Absent: None

**ITEM NO. (4) CONSIDERATION OF A REQUEST FOR AUTHORIZATION TO ACCEPT
AND APPROPRIATE VARIOUS DONATIONS IN THE GENERAL FUND
(ADMINISTRATIVE SERVICES)**

RECOMMENDATION for the City Council:

TAKE the following actions:

1. ACCEPT the donations received in October 2011 in the amount of \$900.00.
2. APPROVE an increase in the FY 2011/12 General Fund revenue budget by \$900.00.
3. APPROPRIATE the \$900.00 to the FY 2011/12 expenditure budget in the account numbers listed in Exhibit No. 1.

ACTION: Item No. 4 was approved on the New Business Consent Calendar on motion of Dear, seconded by Gipson and unanimously carried by the following vote:

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

**ITEM NO. (5) ACKNOWLEDGEMENT OF CONGRESSWOMAN LAURA RICHARDSON'S
FLOOR STATEMENT RECOGNIZING OCTOBER AS FILIPINO
AMERICAN HISTORY MONTH (PUBLIC SERVICES)**

RECOMMENDATION for the City Council:

1. RECEIVE and FILE report.

ACTION: Item No. 5 was approved on the New Business Consent Calendar on motion of Dear, seconded by Gipson and unanimously carried by the following vote:

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

**ITEM NO. (6) CONSIDERATION OF A DEDICATION PLAQUE FOR THE CARSON
INTERNATIONAL SCULPTURE GARDEN (PUBLIC SERVICES)**

RECOMMENDATION for the City Council:

1. REQUEST the Cultural Arts Commission to spearhead a fund-raising effort to purchase the Carson International Sculpture Garden dedication plaque.

ACTION: Item No. 6 was approved on the New Business Consent Calendar on motion of Dear, seconded by Gipson and unanimously carried by the following vote:

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

RECESS (Agency): After approval of the Council/Agency New Business Consent Calendar, the Redevelopment Agency was Recessed at 12:39 A.M., on Wednesday, December 7, 2011, by Mayor/Chairman Dear to the City Council for Item No. 7.

DEMANDS (Item 7)

ITEM NO. (7) RESOLUTION NO. 11-138 ALLOWING CLAIMS AND DEMANDS IN THE AMOUNT OF \$2,288,024.20, DEMAND CHECK NUMBERS 101804 THROUGH 102077

Item No. 7 was heard at 12:39 A.M., on Wednesday, December 7, 2011.

ACTION: WITH FURTHER READING WAIVED, Resolution No. 11-138 was PASSED, APPROVED and ADOPTED, as read by title only, on motion of Dear, seconded by Santarina and unanimously carried by the following vote:

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

SPECIAL ORDERS OF THE DAY (Items 8-9)

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. (8) JOINT PUBLIC HEARING TO CONSIDER ADOPTING RESOLUTION NO. 11-137 APPROVING A DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE CARSON REDEVELOPMENT AGENCY AND WIN CHEVROLET PROPERTIES, LLC, AND WIN CHEVROLET, INC., FOR THE PURCHASE AND SALE OF THE AGENCY-OWNED PROPERTY LOCATED AT 2201 EAST 223RD STREET (CARSON CONSOLIDATED PROJECT AREA) (ECONOMIC DEVELOPMENT)

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

Council Item No. 8/Agency Item No. 5 was heard in joint session at 7:00 P.M. after Oral Communications – Members of the Public.

Public Hearing

Mayor/Chairman Dear declared the Public Hearing open **TO CONSIDER ADOPTING RESOLUTION NO. 11-57 APPROVING A DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE CARSON REDEVELOPMENT AGENCY AND WIN CHEVROLET PROPERTIES, LLC, AND WIN CHEVROLET, INC., FOR THE PURCHASE AND SALE OF THE AGENCY-OWNED PROPERTY LOCATED AT 2201 EAST 223RD STREET (CARSON CONSOLIDATED PROJECT AREA).**

City Clerk's Report

Chief Deputy City Clerk/Chief Deputy Agency Secretary Higaki reported that notice of the Public Hearing had been given pursuant to applicable law, including but not limited to the timely publication, and such copies of proof received by the City Clerk; notice to the applicant via FedEx and confirmed by staff to WIN Chevrolet Properties, LLC, Attention: Jerry Heuer, 2201 East 223rd Street, Carson, California 90810; postings as required by law and other mailings as requested by individuals and organizations. The affidavits attesting to mailing and publishing such notice were on file in the City Clerk's Office. No written communications were received.

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

Staff Report

City Manager/Executive Director Biggs provided a brief introduction and Economic Development General Manager summarized the staff report and recommendation.

Administration of Oath

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

Public Testimony

John Peterson, owner, Cormier Chevrolet

Thanked the Mayor, Council, and staff and discussed the expansion and improvements of the dealership.

Miriam Vazquez

Offered comments in support of Cormier Chevrolet.

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

RECOMMENDATION for the City Council:

TAKE the following actions:

1. OPEN the joint Public Hearing, TAKE public testimony, and CLOSE the joint Public Hearing.
2. WAIVE further reading and ADOPT Resolution No. 11-137, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, MAKING CERTAIN FINDINGS AND APPROVING A DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE CARSON REDEVELOPMENT AGENCY AND WIN CHEVROLET PROPERTIES, LLC, A CALIFORNIA LIMITED LIABILITY CORPORATION AND WIN CHEVROLET, INC., A CALIFORNIA CORPORATION, FOR THE PURCHASE AND SALE OF THE PROPERTY LOCATED AT 2201 EAST 223RD STREET (CARSON CONSOLIDATED PROJECT AREA)."
3. AUTHORIZE the Mayor to execute the disposition and development agreement following approval as to form by the City Attorney.

ACTION: WITH FURTHER READING WAIVED, Resolution No. 11-57 and Resolution No. 11-137 were PASSED, APPROVED and ADOPTED, as read by title only, on motion of Santarina and seconded by Ruiz-Raber.

Council/Agency Member Gipson commended Council and the Cormier Chevrolet staff.

Mayor Pro Tem/Vice Chairman Ruiz-Raber thanked John Peterson for working well with city staff and commended Economic Development General Manager Graves.

Council/Agency Member Davis-Holmes commended John Peterson and Economic Development General Manager Graves.

Mayor/Chairman Dear complimented staff.

City/Agency Attorney Wynder stated that Council Recommendation No. 3 to authorize the Mayor to execute the disposition and development agreement following approval as to form by the City Attorney was not necessary and only for the Agency Chairman to execute the disposition and development agreement, which was accepted by the maker and the second of the motion.

The motion, as amended, was unanimously carried by the following vote:

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

RECESS (Agency): The Redevelopment Agency was Recessed at 7:19 P.M. by Mayor/Chairman Dear to the City Council for Item No. 11.

ITEM NO. (9) CONTINUED PUBLIC HEARING TO CONSIDER THE APPLICATION BY THE CITY OF CARSON REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO INITIATE PROCEEDINGS FOR THE ANNEXATION OF THE UNINCORPORATED RANCHO DOMINGUEZ TERRITORY (ECONOMIC DEVELOPMENT)

Item No. 9 was heard at 11:49 P.M.

Public Hearing

Mayor Dear declared the continued Public Hearing open **TO CONSIDER THE APPLICATION BY THE CITY OF CARSON REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO INITIATE PROCEEDINGS FOR THE ANNEXATION OF THE UNINCORPORATED RANCHO DOMINGUEZ TERRITORY.**

City Clerk's Report

Chief Deputy City Clerk Higaki reported that the notice of the public hearing had been already provided at the last meeting on November 15, 2011 and amended the report and announced that there was one written communication received from the property owner, Orin Berge for GSC DelAmo LTD, in support of the annexation of Rancho Dominguez.

Mayor Dear directed that the written communication be made part of the record.

Staff Report

City Manager Biggs summarized the staff report and recommendation.

(Council Member Santarina exited the meeting at 11:58 P.M.)

Council Member Gipson directed that the City Manager or Chief Deputy City Clerk provide a copy of the staff report to Mr. Gwynn.

(Council Member Santarina reentered the meeting at 11:59 P.M.)

Administration of Oath

Mayor Dear requested that all persons wishing to testify to stand and take the Oath, which was administered by Chief Deputy City Clerk Higaki.

Public Comments

The following persons offered comments in opposition of the annexation of the unincorporated Rancho Dominguez Territory.

Bill Smalley, 17700 Avalon, No. 111, Carson, California 90746

Dr. Rita Boggs

The following persons offered comments in support of the annexation of the unincorporated Rancho Dominguez Territory.

Terri Stallings, 19009 S. Laurel Park Road, No. 248, Dominguez Hills, California 90220

Suzanne Cook, 19009 S. Laurel Park Road, No. 231, Rancho Dominguez Hills, California 90220

Laura Watson, 19009 Laurel Park Road, No. 24, Rancho Dominguez, California 90220

Rochelle S. Jones, 19009 Laurel Park Road, No. 169, Rancho Dominguez, California 90220

Robert Gwynn, 19009 Laurel Park Road, No. 349, Compton, California 90220

The following person offered general comments:

Terri Forsythe, 17700 Avalon Boulevard, No. 282, Carson, California 90746

Felt that it was unfair for decisions to be made before speakers were heard.

There being no persons wishing to testify, Mayor Dear declared the Public Hearing closed.

RECOMMENDATION for the City Council:

TAKE the following actions:

1. OPEN the continued Public Hearing, TAKE public testimony, and CLOSE the continued Public Hearing.
2. DIRECT staff to submit an application to the Local Agency Formation Commission for the 1,710-acre area known as Rancho Dominguez Territory.
3. CERTIFY the Negative Declaration.
4. WAIVE further reading and ADOPT Resolution No. 11-139, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, APPROVING THE SUBMITTAL OF AN APPLICATION TO THE LOCAL AGENCY FORMATION COMMISSION TO INITIATE PROCEEDINGS FOR THE ANNEXATION OF THE UNINCORPORATED RANCHO DOMINGUEZ AREA."

ACTION: It was moved to 1) Direct staff to submit an application to the Local Agency Formation Commission for the 1,710-acre area known as Rancho Dominguez Territory, 2) Certify the Negative Declaration, and 3) WAIVE FURTHER READING and ADOPT Resolution No. 11-139, "A Resolution of the City Council of the city of Carson, California, approving the submittal of an application to the Local Agency Formation Commission to initiate proceedings for the annexation of the unincorporated Rancho Dominguez Area" on motion of Dear and seconded by Santarina.

During discussion of the motion, Council Member Davis-Holmes stated that her position remains until there was an increase of revenue and felt that it was not financially sound and due to the \$20 million reserve and the \$28 million deficit.

Upon inquiry, City Manager Biggs discussed the application process.

Council Member Gipson inquired about the amount to be submitted with the application and directed the City Manager or the City Clerk's Office to transmit copies of documents dealing with the annexation that were given to the Council also be transmitted to the Rancho Dominguez representative.

Upon inquiry, City Manager Biggs stated that the hard costs were \$10,000 which was already appropriated as part of this year's budget and that the \$25,000 was budgeted for the annexation activities and discussed the noticing requirement and that he would provide information to the Rancho Dominguez representative. He discussed further the application process.

The motion was carried by the following vote:

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

RECONVENE (Agency): After Council Item No. 9, the Redevelopment Agency was Reconvened at 12:35 A.M. on Wednesday, December 7, 2011 by Mayor/Chairman Dear for a joint session with the Council, with all members previously noted present, for the New Business Consent Calendar.

UNFINISHED BUSINESS (Item 10)

ITEM NO. (10) COMMISSION, COMMITTEE, AND BOARD APPOINTMENTS BY MAYOR DEAR (CITY CLERK)

Item No. 10 was heard at 12:49 A.M., on Wednesday, December 7, 2011.

RECOMMENDATION for the Mayor:

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.

ACTION: Mayor Dear took the following actions and continued this item to December 20, 2011.

Utility Users' Tax Citizens Budget Oversight Committee

Mayor Dear appointed Stan James.

It was moved to ratify the Mayor's appointment on motion of Dear, seconded by Santarina and failed to carry by the following vote:

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

Mayor Dear appointed Irma Caridad.

It was moved to ratify the Mayor's appointment on motion of Dear, seconded by Santarina and failed to carry by the following vote:

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

Mayor Dear appointed Julia de la Jesus.

It was moved to ratify the Mayor's appointment on motion of Dear, seconded by Santarina and failed to carry by the following vote:

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

NEW BUSINESS DISCUSSION (Items 11-12)

ITEM NO. (11) INTRODUCTION OF ORDINANCE NO. 11-1481 AMENDING THE CARSON MUNICIPAL CODE § 41107 REGULATING SMOKING IN CERTAIN OUTDOOR PLACES (CITY MANAGER)

Item No. 11 was heard at 7:19 P.M. after Council Item No. 8/Agency Item No. 5.

City Manager Biggs summarized the staff report and recommendation.

Public Comments

The following persons offered comments in support of regulating smoking in certain outdoor places in Carson:

Kateryn L. McReynolds, 421 W. 33rd Street, No. 204, Long Beach, California 90806, representing St. Philomena School

Marian L. McReynolds, 421 W. 33rd Street, No. 204, Long Beach, California 90806, representing St. Philomena Church

Calvin Chang, 13030 Inglewood Avenue, Hawthorne, California 90250

Also requested that the Council consider to not allow businesses to apply for permits that would permit designated smoking areas in outdoor dining areas.

(Council Member Gipson exited the meeting at 7:29 P.M.)

Virginia Velasquez, 23802 Ronan Avenue, Carson, California 90745, representing TFSC and AADAP

Ofeira Lutu, 19409 S. Wadley Avenue, Carson, California 90746, representing Samoan National Nurses Association

Also requested that the Council not allow permits for outdoor dining and thanked Council Member Santarina for his active participation in this matter.

(Council Member Gipson reentered the meeting at 7:34 P.M.)

Jacklyn Suarez, 739 W. 209th Street, 90502

Joe Fa'avae, 23728 Gulf Avenue, Carson, California 90745, Community Civic Engagement Board Member

Also recognized the Community Civic Engagement Board members who were present in support of this item.

Carol Almeda, 2147 Gale Avenue, Long Beach, California 90810, representing Asian American Drug Abuse Program

Maria Lenterio, 22618 Figueroa Street, Apt. 16, Carson, California 90745, representing YFSC-PIA

Mila Boyer, 228 W. Carson Street, Apt. 42, Carson, California 90745

Seilala Palu, 3536 W. 108th Street, Inglewood, California 90304, representing Tongan Community Center

Fe P. Koons, 1631 Balard Street, Carson, California 90745, representing Philippine Action Group for the Environment

Requested that Council not allow permit for smokers.

Jacqueline Samson, 4918 Daisy Avenue, Long Beach, California 90805, representing YFSC-PIA

**Paz Velasquez, 23802 Ronan Avenue, Carson, California 90745, representing YFSC-
Partnership in Action**

Also requested that Council not allow permit for outdoor dining area.

Austin Vaimili, 22016 Gulf Avenue, Carson, California 90745

The following persons offered general comments:

Miriam Vazquez, 21413 Martin Street, Carson, California 90745

Stated that everyone had choices and rights and that one cannot control other people.

**Robert Berger, 3530 Wilshire Boulevard, No. 800, Los Angeles, California 90010, representing
L.A. County Department of Public Health**

Stated that he worked with the City of Calabasas on its Comprehensive Policy and clarified that their designated permitting process did not relate to establishing smoking sections or allowing smoking in outdoor dining patios; it was done because their policy was far reaching that they needed to communicate to smokers where they were allowed to smoke and away from areas where smoke could drift and still subject nonsmokers; assured the Council that the county would support community education efforts including covering the costs of signage which was a major expense when policies become implemented; reported that the cities of Compton and Hermosa Beach have established Comprehensive Smoking Policies.

RECOMMENDATION for the City Council:

TAKE the following actions:

1. RECEIVE and FILE the disposition report.
2. DIRECT staff to develop a designated smoking area permit application process (for outdoor dining areas) similar to the process used by the City of Calabasas and bring that process back to the City Council for final review.
3. WAIVE further reading and INTRODUCE Ordinance No. 11-1481, "AN ORDINANCE OF THE CITY OF CARSON, CALIFORNIA, AMENDING THE CARSON MUNICIPAL CODE 41107 REGULATING SMOKING IN CERTAIN OUTDOOR PLACES."

ACTION: It was moved to 1) Receive and File the disposition report and 2) WITH FURTHER READING WAIVED, INTRODUCE Ordinance No. 11-1481, as read by title only, on motion of Dear and seconded by Santarina.

Council Member Ruiz-Raber offered a substitute motion to approve staff recommendation nos. 1, 2 and 3 and to strike the permit application process from the ordinance and model after the City of Calabasas.

City Attorney Wynder clarified that Mayor Dear's motion did not include staff recommendation no. 2 as requested by Ruiz-Raber, therefore would not include the permit application process that would not be permitted and that the Mayor had moved the introduction of the ordinance as presently drafted with Council Member Ruiz-Raber concurring.

A discussion ensued regarding allowable smoking areas.

The motion was unanimously carried by the following vote:

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

RECESS: The meeting was Recessed at 8:45 P.M. by Mayor Dear for staff.

RECONVENE: The meeting was Reconvened at 9:06 P.M. by Mayor Dear with all members previously noted present.

ITEM NO. (12) CONSIDER AWARDING A 5-YEAR CONTRACT SERVICES AGREEMENT TO JAY'S CATERING TO PROVIDE EXCLUSIVE CATERING SERVICES AT THE CONGRESSWOMAN JUANITA MILLENDER-MCDONALD COMMUNITY CENTER AT CARSON (PUBLIC SERVICES)

City Manager Biggs summarized the staff report and recommendation and referred to replacement page 20, Exhibit No. 9, Summary of Catering Proposals, of the staff report which replaced pages 20 and 21 that was previously provided to the Mayor, Council, and staff.

Public Comments

Comments in Support of Jay's Catering

The following persons offered comments in support of awarding a 5-year contract services agreement to Jay's Catering:

Harold Williams, 20113 Belshaw, Carson, California 90746

Eulina Morris, 3924 W. 117th Street, Hawthorne, California 90250

Bob Levenson, 211 E. 222nd Street, Carson, California 90745

Frances Cottrell, 19302 S. Cliveden Avenue, Carson, California 90746

Tiny Cook, 17701 S. Avalon, No. 197, Carson, California 90746

Terri Forsythe, 17700 Avalon Boulevard, No. 282, Carson, California 90746

Linda Loaeza, 10581 Garden Grove Boulevard, Garden Grove, California 92843, representing Jay's Catering

Also presented highlights of the Jay's Catering contract.

Mary Lallande, 10581 Garden Grove Boulevard, Garden Grove, California 92843, Marketing Director, Jay's Catering

Also presented the marketing campaign for the wedding venue sites.

**Barbara Breiter, 10581 Gardena Grove Boulevard, Garden Grove, California 92843,
Controller, Jay's Catering**

Also presented the financial aspects of the Jay's Catering contract.

Comments in Opposition of Jay's Catering

The following persons offered comments in opposition of awarding a 5-year contract services agreement to Jay's Catering:

Ronald Shimokaji, 1502 E. Carson Street, Space No. 135, Carson, California 90745

Also stated his concern of the conduct of some members of the City Council and the ethical issues of the integrity of the process and as an appointed official he found it difficult to accept the conduct with the appearance of impropriety; felt that the whole process was tainted.

Vera Robles DeWitt, 21316 S. Avalon, Carson, California 90745

Also stated her concern that the RFP process appeared to be tainted and unfair on how the process was handled; allegations of corruption made toward staff and improper activity; referred to the Council's actions on January 18, 2011 and June 15, 2011 and urged the Council to consider the original bid and award the catering services contract to Choura Events Catering.

Comments in Support of Choura Events Catering

The following person offered comments in support of Choura Events Catering:

Ryan Choura, owner, Choura Events Catering

Also stated that Choura Events was interested in doing business with the city of Carson and that the process was not fair and was not provided their third Last, Best and Final offer like Jay's Catering and requested that the Council reconsider.

(Council Member Gipson exited the meeting at 9:50 P.M.)

The following issues were discussed:

Upon inquiry, Mr. Choura, Choura Events Catering, stated that he would utilize the kitchen by Community Halls A, B, and C for outside caterers which the city would benefit from additional revenue.

(Council Member Gipson reentered the meeting at 9:51 P.M.)

Upon inquiry, Ms. Loaeza, Jay's Catering, discussed the wedding concept to be implemented at the Congresswoman Juanita Millender-McDonald Community Center.

Upon inquiry, City Manager Biggs stated that the negotiating team included Public Services General Manager Cruz, Administrative Services General Manager Acosta, Community Center Supervisor Ramirez, and Public Information Manager Cruz.

Mayor Dear stated for the record that he took great offense from the speaker who discussed the corruption, accusations, tainted process and improper actions and that the four employees involved were above reproach and were great employees who would never be involved in any way of any type of tainted, illegal, and unethical process.

Council Member Davis-Holmes referred to the wedding garden concept and stated her concern as to why the areas were not used in the past when they have always been there.

Upon inquiry, Ms. Loaeza stated that they did not have the ability or authority to rent the areas and spaces; never been a price point established, never been able to sit with the center management to work with concepts; no training to staff that they were available; referred to the Meditation Garden by City Hall that there was not much to do which was smaller of the three sites and that the other two areas would have to sell those areas and that there were many requests for wedding ceremonies; need to invest money for a vision for the spaces; referred to the Courtyard Plaza Garden to make more of a private space and possibly add fountain and pillars; referred to the International Sculpture Garden area to possibly add stone pavers, etc., to make it easier for the brides to walk on.

Council Member Davis-Holmes stated that Jay's Catering would have to negotiate with city staff and come up with a plan to use the areas, whereupon, Ms. Loaeza discussed further their wedding concept proposal.

Council Member Davis-Holmes inquired that in 2003 the food percentage was 22% and that the Last, Best and Final offer went down to 20%, whereupon, Ms. Loaeza, stated that the main point was to look at the overall financial benefit of their plan and that they need the city to work with them to make huge capital investment into the center. There was money to be spent to develop and ask for consideration to do the higher sales than just banquets, projecting revenue, and that the figures were not correct that were presented.

Upon inquiry, City Attorney Wynder discussed the evaluation and negotiation process.

Upon inquiry, Mr. Choura discussed the ethics, staff, modifications to the event space, how much money to be able to invest in property based on how increase revenues by series of different projects, wedding garden events, infrastructure changes to the building, invest in series of changes of the building, upgrading for corporate clients, charities, submitted numbers with expectation that those numbers would be questioned in a negotiation process and never reached that point and was open to do that, and had 13 sales staff who sell weddings.

Council Member Gipson stated his concern with the issue of ethics, staff, elected officials and requested clarification.

Upon inquiry, Ms. Dewitt stated that allegations cast at staff was by Ms. Loaeza and not by her and referred to the January 18, 2011 meeting tape and felt that there was impropriety with elected officials interfering with professional staff in negotiations which was inappropriate, and that it was inappropriate that the vendor prepares the agenda on the negotiations. She also referred to the August 17, 2011 agenda for negotiations and stated that it was not fair and that elected officials should not be involved in the day to day negotiations when you have professional staff and that there was the appearance of tainted.

Upon inquiry, City Manager Biggs referred to Triangle Page 17, Comparison of Catering Contract Proposals, and clarified that both firms were given a chance to present a Last, Best and Final offer and that there was no third Last, Best, and Final offer from Jay's Catering and that staff took their

Last, Best and Final offer and did their best efforts to negotiate from that position to enhance the deal to the extent that they could across the table with the vendor and that there were some changes from that that resulted in what was recommended in the contract. Staff did their best to assess given the facts given.

Administrative Services General Manager Acosta referred to Triangle Pages 17, 18, and 19, Exhibit No. 8, and discussed the Comparison of Catering Contract Proposals.

Council Member Davis-Holmes inquired about the \$18,000 that was reduced because Jay's Catering agreed to provide Council meals, whereupon, Mr. Choura agreed which was not and clarified that the numbers in the Last, Best and Final offer were numbers seen at the time and would not have seen Jay's Catering Last, Best, and Final offer of \$23,000 only per year and the \$18,000 only per year and that the \$4,800 estimation would be a great partner and would commit. Furthermore, he agreed to local hiring, utilizing parks for additional revenue in which the city would receive 10% of every invoice, marketing efforts in various publications, and include the community evaluation.

Council Member Santarina requested that the community customer evaluation tool be included in the contract and asked Choura Events Catering and Jay's Catering for their suggestions.

Mr. Choura agreed to the community evaluation tool and discussed their email notification, sitting in committee meetings, personal notes from him, direct emails from him, and suggested other means such as workshops.

(Council Member Davis-Holmes exited the meeting at 10:43 P.M.)

Ms. Breiter, Jay's Catering, discussed their formal evaluation forms which were already in place, that they contact clients themselves, and would be willing to take to a higher level.

(Council Member Davis-Holmes reentered the meeting at 10:46 P.M.)

Mayor Dear stated his concern of the comments made by Ms. DeWitt.

Upon inquiry, Mr. Choura stated that in their Last, Best and Final offer included the capital improvement fund to invest \$100,000 to improve the Community Center.

Ms. Breiter, Jay's Catering, stated that the \$113,000 or more investment capital improvement was to create more revenue generating facility in the first year and that Choura Events Catering's Last, Best and Final offer of the \$100,000 was for over five years and discussed Jay's Catering's \$250,000 in revenue efforts.

Mayor Dear clarified that he did not have an issue with the ethics of staff but had an issue with the process with the committee not looking at all the factors that needed to be looked at to make a professional logical conclusion.

Upon inquiry, City Attorney Wynder clarified that the RFP that went out included an attached contract in which the vendors were told that that were expected to sign unless noted exceptions and that the contract required any successful vendor to feed the Council and the Agency at Council

meetings. Neither vendor in either of their original proposal or their Last, Best and Final proposal took objection to that provision of the contract, therefore, in the City Attorney's perspective, that provision of the contract would have been in whether awarded the contract to either of the two vendors.

Upon request, Mr. Choura stated that Choura Events would pay \$20,000 back to the city.

RECOMMENDATION for the City Council:

1. AWARD a five-year contract services agreement to Jay's Catering to provide exclusive catering services at the Congresswoman Juanita Millender-McDonald Community Center at Carson, for the period December 1, 2011, through November 30, 2016, with the option to extend for one additional five-year term.

ACTION: It was moved to Approve a five-year contract services agreement for exclusive catering services at the Congresswoman Juanita Millender-McDonald Community Center at Carson with Choura Events Catering pending a date in 2012 on motion of Ruiz-Raber and seconded by Davis-Holmes.

Mayor Dear offered a substitute motion to Award a five-year contract services agreement to Jay's Catering to provide exclusive catering services at the Congresswoman Juanita Millender-McDonald Community Center at Carson, for the period December 1, 2011, through November 30, 2016, with the option to extend for one additional five-year term and seconded by Santarina.

Vote on Substitute Motion

The substitute motion was not carried by the following vote:

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

Vote on Main Motion

The main motion was carried by the following vote:

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

City Manager Biggs clarified that the motion was to grant the contract in the form provided this evening and update the terms to reflect Choura Events Catering's name and their Last, Best, and Final offer and include City Attorney Wynder's clarification to add the City Council meals for City

Council meetings and would meet with Choura Events Catering for a target transition date after the City Attorney updated the contract.

Council Member Davis-Holmes requested to include the perks for the non-profit groups coming in related to the city functions and with everything existing in the contract.

Mr. Choura agreed to invest \$113,000 or more in the first year at the Congresswoman Juanita Millender-McDonald Community Center.

Council Member Santarina stated his appreciation with Mr. Choura who elaborated on his suggestion of the community evaluation requirement and was assured by the City Attorney that he would include in the contract.

Council Member Davis-Holmes requested that she and Mayor Pro Tem Ruiz-Raber be involved in the interior selections of the paints, carpets, etc.

RECESS: The City Council was Recessed at 11:26 P.M. by Mayor Dear for staff.

RECONVENE: The City Council was Reconvened at 11:49 P.M. by Mayor Dear, with all members previously noted present, for Item No. 9.

ORDINANCE SECOND READING: (Item 13)

ITEM NO. (13) ORDINANCE NO. 11-1480:

AN ORDINANCE OF THE CITY OF CARSON, CALIFORNIA, AMENDING THE CARSON MUNICIPAL CODE TO ALLOW FOR AUTOMOTIVE AND EQUIPMENT AUCTIONS AS A PRIMARY USE FOR THOSE PROPERTIES FRONTING AVALON BOULEVARD AND LOCATED WITHIN THE CA (COMMERCIAL, AUTOMOTIVE) ZONE WITH AN APPROVED CONDITIONAL USE PERMIT (ECONOMIC DEVELOPMENT)

Item No. 13 was heard at 12:41 A.M., on Wednesday, December 7, 2011.

Public Comments

John Cottrell, 514 Moorehaven, Carson, California 90746

Expressed his concern that it was not a good location for the Ken Porter Auctions on Avalon Boulevard at 213th Street (formerly Don Kott Automotive Dealerships).

ACTION: WITH FURTHER READING WAIVED, Ordinance No. 11-1480 was PASSED, APPROVED and ADOPTED, as read by title only, on motion of Dear, seconded by Ruiz-Raber and carried by the following vote:

Ayes: Mayor Dear, Mayor Pro Tem Ruiz-Raber, Council Member Gipson, and Council Member Santarina

Noes: Council Member Davis-Holmes

Abstain: None

Absent: None

RECESS: The City Council was Recessed at 12:45 A.M., on Wednesday, December 7, 2011 by Mayor/Chairman Dear to the Redevelopment Agency for Approval of Minutes.

RECONVENE: The City Council was Reconvened at 12:49 A.M., on Wednesday, December 7, 2011 by Mayor Dear, with all members previously noted present, for Item No. 10.

RECONVENE (Agency): After Council Item No. 10, the Redevelopment Agency was Reconvened at 12:56 A.M., on Wednesday, December 7, 2011, for a joint session with the City Council by Mayor/Chairman Dear, with all members previously noted present, for remaining Oral Communications.

ORAL COMMUNICATIONS I (STAFF)

This item was heard at 12:56 A.M., on Wednesday, December 7, 2011, after Council Item No. 10.

Mayor/Chairman Dear

Reported that he visited City Clerk/Agency Secretary Kawagoe today who was doing much better and continues with her occupational and speech therapy and that she sends her love to everyone.

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

Mayor/Chairman Dear

Paul Alexander Puga
Albert L. Seay
Sekuini L. Solomona
Jeannie Lambert

Mayor Pro Tem/Vice Chairman Ruiz-Raber

Alberta Tiscareno Munoz
Ismael Griego

Council/Agency Member Davis-Holmes

David Plummer, Jr.
Tommy Williams
Ronald Goree

Chief Deputy City Clerk/Chief Deputy Agency Secretary Higaki

Paulette Nicol

City/Agency Treasurer Avilla

Reported that she attended the National League of Cities Conference in Phoenix, Arizona the first weekend in November; the following week attended a Public Finance Institute sponsored by NALEO at the Kelloggs School of Management in Chicago and thanked and appreciated them for cosponsoring her trip which there were in depth sessions for a week through all aspects of public finance regarding financial statements and bond issuance, ethics issues, negotiation issues, and crisis management.

ORAL COMMUNICATIONS II (COUNCIL/AGENCY)

Mayor/Chairman Dear

Announced the Winter Talent Showcase and Holiday Toy Drive, Wednesday, December 14, 2011, 6:00 P.M., to be held at the Congresswoman Juanita Millender-McDonald Community Center, \$3.00 admission or free if you bring one toy, for more information contact the Recreation Services Division at 310 847-3750, all ages welcome;

(Council/Agency Member Gipson exited the meeting at 1:09 A.M., on Wednesday, December 7, 2011.)

Reported on his attendance at community events, including the GAP Community Awareness Appreciation Luncheon at the Ports O Call Restaurant then coincidentally at the same restaurant attended the Carson High School Global Academy Appreciation Event and gave speech to students; Reverend Waymon Baker Sr. Retirement Celebration; Annual Mayor and Council Members' Turkey Giveaway; CSUDH Filipino-American Historical Archive Collection at the CSUDH library; Toastmaster Club Open House, club meets every Tuesday and encouraged city employees, Fire Department, and the Los Angeles County Sheriff Department in Carson to be a member; complimented Council/Agency Member Gipson for spearheading the World AIDS Day;

(Council/Agency Member Gipson reentered the meeting at 1:10 A.M., on Wednesday, December 7, 2011.)

Reported that on Friday, December 2, 2011, he met with Erin Brockovich on Wilshire Boulevard for the filming of the ABC Channel 7 Primetime News which took place in the Carousel Tract.

Council/Agency Member Santarina

Congratulated Ms. Tiny Cook, president-elect of the VIP Club; congratulated Mr. Mike Cuico and Mr. Rodel Lamag and for hosting Governor Lilia Pineda and 15 mayors of the Republic of the Philippines; congratulated and thanked staff for working very hard in order for him to function effectively in the city of Carson.

Council/Agency Member Davis-Holmes

Reported on her attendance at community events; reported that the Annual Turkey Giveaway was a disaster; on Sunday she had her turkey giveaway and provided gift cards for those who could not attend the Annual Turkey Giveaway; reported on the Breast Cancer Awareness Committee meeting which Chief Deputy City Clerk/Chief Deputy Agency Secretary Higaki and City/Agency Treasurer Avilla were also a part of and would bring back more information for a citywide event;

Congratulated Council/Agency Member Gipson on the successful World AIDS Day event; attended the Black Chamber Recognition Awards and requested that City Manager/Executive Director Biggs obtain a list from Sadie Kimbrew who started the recognition so that some of the small businesses could be recognized since certificates were not given from the city; reported that Walter Neil did an excellent job at the Holiday Christmas Party;

Referred to the September 6, 2011 City Council meeting in which a commitment was made by Mayor/Chairman Dear to raise money for the ERB Foundation for the rental of the Community Hall for an allocation of \$12,000 and inquired into the status if still on the agenda;

Announced her Annual Children's Christmas Party on December 16, 2011 and to contact her for more information;

Referred to the September 6, 2011 Council minutes wherein she requested reconsideration of the request for waiver of fees for the Jazz Festival to be handled in the same manner as the request for fee waiver for the ERB Foundation and reported that her request was not considered by the Policy Subcommittee which was an illustration that the Council needed to reconsider the policy for the Policy Subcommittee to review requests for fee waivers.

Mayor Pro Tem/Vice Chairman Ruiz-Raber

Reported that she visited City Clerk/Agency Secretary Kawagoe on Saturday who was recuperating well; congratulated the incoming officers of the senior clubs; reported that her husband Brian was one of the continuing reelected Vice President of the VIP Club; Marge Mayhams from AARP requested that she provide a flyer to the Mayor, Council and City Manager regarding the luncheon on Thursday, December 8, 2011 and that the \$20 deadline was extended to December 8, 2011, and provided flyers to the Mayor, Council and City Manager;

Thanked Mr. Sands and Waste Management for giving the Council Members the privilege to assist families who needed turkeys for Thanksgiving and reported that the Annual Turkey Giveaway was a disaster because there was not enough turkeys to give away and would hope that next year would be different; reported on her attendance at community events; attended the Farmers Market Ribbon Cutting and announced that there would be a shuttle to take seniors to the Farmers Market from 1:00 p.m. to 7:00 p.m., from the Community Center to the Farmers Market at the South Bay Pavilion;

Announced that Santa Visits Carson, December 9 through December 23, 2011, from 6:00 P.M. to 10:00 P.M., boys and girls of all ages could talk to Santa and receive candy; private visits only and a grandparent or parent could schedule Santa to visit your home for \$35 for 15 minutes, for more information contact the Human Services Division at 310 952-1775.

Council/Agency Member Davis-Holmes

Congratulated City/Agency Treasurer Avilla for her recent election as President of the Hispanic Elected Latino Officials (HELO) and presented her a Certificate of Recognition; thanked her Pastor Sherman Gordan who gave an inspiring message last Sunday regarding Esther Chapter 4, versus 12-16.

Council/Agency Member Gipson

Reported on his attendance at community events, including the Watts Holiday Christmas Parade; Long Beach Rescue Mission on Thanksgiving Day with his wife and son; 100 Black Men of Long Beach Toy Drive;

Hosted the Republic of China delegation who were visiting CSUDH; thanked everyone and his colleagues for supporting the first World AIDS Day Conference at the Congresswoman Juanita Millender-McDonald Community Center; thanked BP/ARCO for being the platinum sponsor of the event, AADAP, Carson Women's Club for serving, and many others; thanked Assembly Member Isadore Hall who shared turkeys and helped deliver to needy families on Wednesday before Thanksgiving;

Announced the Unveiling and Ribbon Cutting at the new Rancho Dominguez High School on Thursday, December 8, 2011, at 3:30 P.M. for the naming of the school academies after former Senator Jenny Oropeza

and Officer Randall Simmons in their honor, and that there would also be an academy named after former Congresswoman Juanita Millender-McDonald in her honor.

Mayor/Chairman Dear

Announced the Ceremonial Presentations on Wednesday, December 14, 2011, 6:00 P.M., Congresswoman Juanita Millender-McDonald Community Center, specifically for the people who contributed to the rescue and protection of the residents from the fire that took place at the Renaissance at City Center across from City Hall.

COUNCIL MEMBERS PRESENT REQUESTS TO ADD ITEMS TO FUTURE AGENDAS

Mayor/Chairman Dear

Requested that the initiative to name the Council Chambers after Helen Kawagoe be placed on the December 20, 2011 Council agenda.

Mayor Pro Tem/Vice Chairman Ruiz-Raber inquired about the consideration of a letter to all the businesses and the Chamber of Commerce asking for support for the veterans coming back.

City Manager/Executive Director Biggs stated that the letter could not come from the Council Members due to many numbers and that staff would be promoting with the workforce services available for those returning as well.

Mayor Pro Tem/Vice Chairman Ruiz-Raber

Requested a discussion of fee waivers for Cesar Chavez Day and Cinco de Mayo.

Council/Agency Member Davis-Holmes

Requested reconsideration of fee waivers for special events.

Mayor/Chairman Dear thanked staff; wished everyone a good night and Happy Holidays.

UNFINISHED/CONTINUED CLOSED SESSION ITEMS (None)

ADJOURNMENT

The meeting was Adjourned at 1:41 A.M., on Wednesday, December 7, 2011, by Mayor/Chairman Dear and in memory of the individuals requested this evening.

Mayor Jim Dear

ATTEST:

City Clerk Helen Kawagoe