



**MINUTES
CARSON CITY COUNCIL
ADJOURNED REGULAR MEETING
MARCH 6, 2013**

5:00 P.M.

**CITY HALL COUNCIL CHAMBERS
701 EAST CARSON STREET
CARSON, CA 90745**

**THE CARSON CITY COUNCIL REGULAR MEETINGS ARE BROADCAST LIVE VIA TIME
WARNER CABLE CHANNEL 35 AND AT&T U-VERSE CHANNEL 99 AS WELL AS VIA THE
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AGENDA POSTED: FEBRUARY 28, 2013

“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 meetings of the City Council, Successor Agency, and Housing Authority were called to order at 5:03 P.M. by Mayor/Agency Chairman/Authority Chairman in the Council Chambers, Carson City Hall, located at 701 E. Carson Street, Carson, California 90745.

ROLL CALL:

City Clerk/Agency Secretary/Authority Secretary Gause noted the following:

Council Members/Agency Members/Authority Commissioners Present:

Mayor/Agency Chairman/Authority Chairman Jim Dear, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Julie Ruiz-Raber, Council Member/Agency Member/Authority Commissioner Lula Davis-Holmes, and Council Member/Agency Member/Authority Commissioner Santarina

Council Members/Agency Members/Authority Commissioners Absent:

Council Member/Agency Member/Authority Commissioner Mike Gipson (Entered during Closed Session)

Other Elected Officials Present: None

Other Elected Officials Absent:

Donesia Gause, City Clerk/Agency Secretary/Authority Secretary and Karen Avilla, City/Agency/Authority Treasurer

Also Present:

Davis Biggs, City Manager/Agency Executive Director/Authority Executive Director; William Wynder, City/Agency/Authority Attorney; and staff:

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

CLOSED SESSION (Item 1) 5:00 P.M. – 5:45 P.M.

City/Agency/Authority Attorney Wynder presented the Council Closed Session item only.

ITEM NO. (1) CONFERENCE WITH LABOR NEGOTIATOR

RECOMMENDATION for the City Council:

1. A closed session will be held, pursuant to Government Code § 54957.6, with City Manager and Human Resources Officer, its negotiators(s), regarding labor negotiations with ACE, CPSA, & AME, AFSCME Local 809 as well as Unclassified Management and the City Manager.

ACTION: This item was scheduled for Closed Session.

RECESS:

The City Council, Successor Agency, and Housing Authority were Recessed at 5:04 P.M. by Mayor/Agency/Authority Chairman Dear to a Closed Session to discuss the item described on this evening's City Council agenda.

RECONVENE:

The City Council/Successor Agency, and Housing Authority were Reconvened at 6:33 P.M. by Mayor/Agency Chairman/Authority Chairman Dear, with all members previously noted present including Gipson.

City Clerk/Agency Secretary/Authority Secretary Gause noted the following:

Council Members/Agency Members/Authority Commissioners Present:

Mayor/Agency Chairman/Authority Chairman Jim Dear, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Julie Ruiz-Raber, Council Member/Agency Member/Authority Commissioner Lula Davis-Holmes, Council Member/Agency Member/Authority Commissioner Mike Gipson, and Council Member/Agency Member/Authority Commissioner Elito Santarina

Council Members/Agency Members/Authority Commissioners Absent: None

Other Elected Officials Present:

Donesia Gause, City Clerk/Agency Secretary/Authority Secretary

Other Elected Officials Absent:

Karen Avilla, City/Agency/Authority Treasurer

Also Present:

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

Clifford Graves, Director of Community Development; Jackie Acosta, Director of Administrative Services; Farrokh Abolfathi, Acting Director of Public Works/City Engineer; Robert Eggleston, IT Manager; Ky Truong, Public Safety & Community Services Manager; Glenn Turner, Computer Systems Support Technician; and Joy Simarago, Deputy City Clerk/Deputy Agency Secretary/Deputy Authority Secretary

Eddie Rivero, Captain, Carson Sheriff's Station

REPORT ON CLOSED SESSION

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

Council Closed Session Item No. 1

The City staff reviewed with City Council, proposals received for a new collective bargaining agreement with AFSCME and with the coalition of bargaining units. Questions were asked and answered. Instructions were given to price out the proposals that were received. The City staff also reviewed with City Council initial proposals that staff was recommending. The Council authorized share with the coalition of bargaining units and AFSCME; questions were asked and answered and the Council unanimously authorized the exchange of proposals.

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

FLAG SALUTE: MATTHEW GONZALEZ, CAROLDALE LEARNING COMMUNITY

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. 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 JOEL WOOD, CARSON BIBLE CHURCH – Not present.**

The Invocation was offered by Pastor Michael J. Fisher, Greater Zion Church.

APPROVAL OF MINUTES: 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

A. INTRODUCTION OF LOS ANGELES COUNTY SHERIFF'S DEPUTIES – None

ORAL COMMUNICATIONS – MEMBERS OF THE PUBLIC

This is the appropriate time for members of the general public to address the **Council on items not on the posted Agenda but are items of interest that are within the subject matter jurisdiction of the Council.** 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 other than to place it on the Agenda for a future meeting if appropriate.**

Marvin Clayton, Carson, California 90745

Offered the following comments: 1) Congratulated Mayor/Agency Chairman/Authority Chairman Dear on his reelection; 2) Suggested City Council name the Council Chambers in honor of former City Clerk Helen Kawagoe as soon as possible before her passing; and 3) Supported results of Measure M.

Jennifer Vazquez

Suggested a suggestion box in City Hall for better communication.

Dr. Rita Boggs

Reported that her election signs were stolen during the election period from Planning Commissioner Amador Saenz and urged the City Council to remove Amador Saenz from the Planning Commission for his lack of ethics.

Dobard, 19312 S. Broadacres Avenue, Carson, California 90746

Stated that he was pleased and proud that he was able to serve as an Inspector during the election to assist voters.

Mila Boyer, 520 E. Carson Street, No. 40, Carson, California 90745

Stated her concern for those who were not elected to accept defeat and requested that the elected officials and everyone do what is right for the City.

Vera Robles DeWitt, 21316 Avalon, Carson, California 90745

Offered the following comments: 1) Stated that she was an election observer; 2) Expressed her concern of the disenfranchisement of voters; 3) Reported that the quality of online voting was not clear; 4) Expressed her concern of the order of the ballot; and 5) Advised anyone who had any unfortunate election experience at the polls to contact Leslie Foster, at the Registrar-Recorder/County Clerk's Office, at 562-345-8328.

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

Offered the following comments: 1) Thanked everyone who contributed to Carson Women's Club Scholarship Fund; 2) Discussed the Scholarship Program; and 3) Provided Scholarship Donation Forms and letters to City Clerk/Agency Secretary/Authority Secretary Gause for anyone interested in donating.

Miriam Vazquez

Offered the following comments: 1) Congratulated Mayor/Agency Chairman/Authority Chairman Dear on his reelection; and 2) Discussed corporate donations.

Tommie Williams, 1886 Kamm Street, Carson, California 90746

Offered the following comments: 1) Congratulated Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber, Council Member/Agency Member/Authority Commissioner Gipson, and Council Member/Agency Member/Authority Commissioner Davis-Holmes for running a clean, honest campaign; 2) Discussed the Vote-By-Mail process; and 3) Offered encouraging words to Council Member/Agency Member/Authority Commissioner Davis-Holmes.

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

Offered the following comments: 1) Congratulated the winners of the election; 2) Appreciated his friendship with election candidate Charlotte Brimmer and her campaign; and 3) Encouraged the Council to proceed on a positive path.

Raul Murga

Offered the following comments: 1) Congratulated Mayor/Agency Chairman/Authority Chairman Dear on his reelection; 2) Congratulated Council Member-Elect Albert Robles; 3) Reported on the diversity of Mayor Dear's campaign, and 4) Discussed voting rights.

Council Member/Agency Member/Authority Commissioner Gipson requested that New Business Discussion Council Item No. 9, **CONSIDERATION OF ORDINANCE NO. 13-1512 AMENDING THE CARSON MUNICIPAL CODE REGARDING THE USE, POSSESSION, AND SALE OF FIREWORKS**, be heard before the New Business Consent Calendar.

Mayor/Agency Chairman/Authority Chairman Dear advanced New Business Discussion Council Item No. 9, at the request of Council Member/Agency Member/Authority Commissioner Gipson, with no objections heard.

Council Item No. 9 was heard at 7:08 P.M.

NEW BUSINESS CONSENT (Items 2-6)

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 after Housing Authority Item No. 2 at 8:32 P.M.

Public Comments

Council Item No. 4

Tommie Williams, 1886 Kamm Street, Carson, California 90746

Offered the following comments: 1) Thanked the City Manager for the fence; 2) Felt that 'The Boulevards' project looked horrible and inquired about the plan to upgrade; and 3) Suggested to the Council that when they make decisions to look at how it would affect the property value and prevent blight.

Upon inquiry, City Manager/Agency Executive Director/Authority Executive Director Biggs stated that there were no additional work with the project which was completed and was finalizing the last payment for the contractor.

Council Member/Agency Member/Authority Commissioner Davis-Holmes requested that the City Manager look into more colorful landscaping along Del Amo Boulevard.

Jennifer Vazquez

Commented that 'The Boulevards' developer asked for \$60 million on three occasions which was a good idea but why the delay in the project development?

City Manager/Agency Executive Director/Authority Executive Director Biggs clarified that Ms. Vazquez was referring to 'The Boulevards' development site and that Council Item No. 4 was referring to the Del Amo Boulevard and that the development would proceed once the site remediation was completed and would start construction later this year or early next year.

Council Item No. 6

Miriam Vazquez

Suggested that the Council hire a well-educated person and stressed the importance not to waste money.

All consent items

Rick Pulido

Offered the following comments: 1) Congratulated Mayor/Agency Chairman/Authority Chairman Dear and Council Member/Agency Member/Authority Commissioner Gipson on their reelection; 2) Congratulated Council Member-Elect Albert Robles; 3) Thanked his son Isaias Pulido and Council Member/Agency Member/Authority Commissioner Santarina for their assistance in the voting process; 4) Requested that the Council consider an agenda item for the Council Chambers to be named in honor of former City Clerk Helen Kawagoe; and 5) Provided the City Clerk copies of a letter dated March 6, 2013 to the Port of Los Angeles, Board of Harbor Commissioners, Los Angeles Harbor Department, Christopher Cannon-Director of Environmental Management from Councilman-Elect Albert Robles, regarding BNSF-Southern California International Gateway Project Final Environmental Impact Report (FEIR) February 2013, for the Mayor and Council's review.

Council Item No. 4

Brian Raber

Offered the following comments: 1) Requested that the City look into the landscaping along Del Amo Boulevard which was a safety hazard for oncoming traffic for those making a left turn to Leapwood and Tajauta; and 2) Thanked and gave accolades to Mayor Pro Tem/Agency Vice Chairman/Authority Vice

Chairman Ruiz-Raber for serving the Carson community for eight years as he also served the Air Force for eight years.

Upon inquiry, Acting Public Works Director Abolfathi stated that he would remind the landscape workers to trim the plants.

Council Item No. 6

Mila Boyer

Inquired if that it would be proper to hire a person who would not fill the vacant Public Works Maintenance Superintendent position on a temporary basis because there were others who were capable of doing the job.

Upon inquiry, City Manager/Agency Executive Director/Authority Executive Director Biggs discussed the recruitment of the Public Works Maintenance Superintendent position.

It was moved to approve the Council, Successor Agency, and Housing Authority New Business Consent Calendar on motion of Dear and seconded by Gipson.

During discussion of the motion, Council Member/Agency Member/Authority Commissioner Santarina removed Council Item No. 6, CONSIDER APPROVAL OF THE EXTENSION OF A CONSULTANT RETAINER AGREEMENT FOR TEMPORARY STAFFING OF THE VACANT PUBLIC WORKS MAINTENANCE SUPERINTENDENT POSITION, for discussion.

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

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

ITEM NO. (2) 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 January 2013 in the amount of \$4,285.00
2. APPROVE an increase in the FY 2012/13 General Fund revenue budget by \$4,285.00, in the revenue account numbers listed in Exhibit No. 1.

3. APPROPRIATE the \$4,285.00 to the FY 2012/13 expenditure budget in the expenditure account numbers listed in Exhibit No. 1.

ACTION: Item No. 2 was approved on the New Business Consent Calendar on motion of Dear, seconded by Gipson and unanimously carried by the following vote:

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

ITEM NO. (3) CONSIDER AN AWARD OF A PROFESSIONAL SERVICES AGREEMENT WITH ESA COMMUNITY DEVELOPMENT, INC. TO PREPARE THE 2014-2021 GENERAL PLAN HOUSING ELEMENT UPDATE (COMMUNITY DEVELOPMENT DEPARTMENT)

RECOMMENDATION for the City Council:

TAKE the following actions:

1. APPROVE a professional services agreement between the City and ESA Community Development Consultants, Inc. for a not-to-exceed amount of \$50,000.00 for the preparation of the 2014-2021 Housing Element Update.
2. AUTHORIZE the Mayor to execute the agreement following the approval as to form by the City Attorney.

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

ITEM NO. (4) CONSIDERATION TO ACCEPT AS COMPLETE PROJECT NO. 954: MEDIAN IRRIGATION SYSTEM AND LANDSCAPING UPGRADE PHASE II, DEL AMO BOULEVARD FROM AVALON BOULEVARD TO WILMINGTON AVENUE (PUBLIC WORKS DEPARTMENT)

RECOMMENDATION for the City Council:

TAKE the following actions:

1. ACCEPT as complete Project No. 954: Median Irrigation System and Landscaping Upgrade Phase II, Del Amo Boulevard from Avalon Boulevard to Wilmington Avenue.
2. AUTHORIZE staff to file a Notice of Completion.

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/Agency Chairman/Authority Chairman Dear, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber, Council Member/Agency Member/Authority Commissioner Davis-Holmes, Council Member/Agency Member/Authority Commissioner Gipson, and Council Member/Agency Member/Authority Commissioner Santarina

Noes: None

Abstain: None

Absent: None

ITEM NO. (5) CONSIDERATION OF FUNDING AND APPROVAL OF PLANS, SPECIFICATION AND ESTIMATES FOR PROPOSED IMPROVEMENTS TO THE ROOF OF VARIOUS CITY FACILITIES (PUBLIC WORKS DEPARTMENT)

RECOMMENDATION for the City Council:

TAKE the following actions:

1. APPROVE the plans, specifications and estimates and order the work for proposed improvements to the roofs of Dominguez Park, Carriage Crest Park, and City Corporate Yard buildings.
2. APPROPRIATE \$443,100.00 from the unallocated General Fund balance.
3. AUTHORIZE staff to advertise the work and call for construction bids for proposed improvements to the roofs of Dominguez Park, Carriage Crest Park, and Corporate Yard Buildings.

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/Agency Chairman/Authority Chairman Dear, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber, Council Member/Agency Member/Authority Commissioner Davis-Holmes, Council Member/Agency Member/Authority Commissioner Gipson, and Council Member/Agency Member/Authority Commissioner Santarina

Noes: None

Abstain: None

Absent: None

**ITEM NO. (6) CONSIDER APPROVAL OF THE EXTENSION OF A CONSULTANT
RETAINER AGREEMENT FOR TEMPORARY STAFFING OF THE
VACANT PUBLIC WORKS MAINTENANCE SUPERINTENDENT
POSITION (PUBLIC WORKS DEPARTMENT)**

Item No. 6 was heard after the approval of the New Business Consent Calendar at 8:55 P.M.

City Manager/Agency Executive Director/Authority Executive Director Biggs summarized the staff report and recommendation.

RECOMMENDATION for the City Council:

TAKE the following actions:

1. APPROVE the extension of a Consultant Retainer Agreement with KEC Engineers, Inc., to continue to provide a person to temporarily fill the vacant Public Works Maintenance Superintendent position for the period of March 11, 2013, through June 30, 2013, for an amount not-to-exceed \$41,600.00.
2. AUTHORIZE the Mayor to sign the Consultant Retainer Agreement following approval as to form by the City Attorney.

ACTION: It was moved to approve staff recommendation nos. 1 and 2 on motion of Gipson and seconded by Santarina.

During discussion of the motion and upon inquiry, City Manager/Agency Executive Director/Authority Executive Director Biggs discussed the State Legislature Pension Reform which affected retired employees.

The motion was unanimously carried by the following vote:

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

Noes: None

Abstain: None

Absent: None

DEMANDS (Item 7)

**ITEM NO. (7) RESOLUTION NO. 13-016 RATIFYING CLAIMS AND DEMANDS IN THE
AMOUNT OF \$1,960,460.94, DEMAND CHECK NUMBERS 108776
THROUGH 108941**

Item No. 7 was heard after Item No. 6 at 9:05 P.M.

ACTION: WITH FURTHER READING WAIVED, Resolution No. 13-016 was PASSED, APPROVED, and ADOPTED, as ready by title only, on motion of Dear, seconded by Santarina and unanimously carried by the following vote:

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

SPECIAL ORDERS OF THE DAY (None)

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.

UNFINISHED BUSINESS (Item 8)

ITEM NO. (8) CONSIDER REQUEST FROM MAYOR DEAR TO REMOVE FROM THE TABLE COMMISSION, COMMITTEE AND BOARD APPOINTMENTS (CITY CLERK)

Item No. 8 was heard after Item No. 7 at 9:06 P.M.

RECOMMENDATION for the City Council:

1. CONSIDER the request from Mayor Dear and PROVIDE direction.

ACTION: Mayor/Agency Chairman/Authority Chairman Dear continued this item to the next regular meeting of April 2, 2013, with no objections heard.

NEW BUSINESS DISCUSSION (Items 9-11)

ITEM NO. (9) CONSIDERATION OF ORDINANCE NO. 13-1512 AMENDING THE CARSON MUNICIPAL CODE REGARDING THE USE, POSSESSION, AND SALE OF FIREWORKS (ADMINISTRATIVE SERVICES)

Item No. 9 was heard after Oral Communications – Members of the Public at 7:08 P.M.

City Manager/Agency Executive Director/Authority Executive Director Biggs summarized the staff report and recommendation.

Administrative Services Director Acosta discussed the proposed changes to Ordinance No. 13-1512.

Public Comments

Richard Legaspi, 555 N. Gilbert Street, Fullerton, California 92833, representing TNT Fireworks

Expressed his concern with limiting groups and days of sales and discussed insurance, rental of stands, set up and breakdown.

(Council Member/Agency Member/Authority Commissioner Santarina exited the meeting at 7:34 P.M.)

Upon inquiry, Administrative Services Director Acosta discussed the rationale in reducing the days.

(Council Member/Agency Member/Authority Commissioner Santarina reentered the meeting at 7:35 P.M.)

Richard Legaspi

Reported that he worked with the State Senators to help pass SB 839 and would like to meet with the City Manager and provide copies of the senate bill to help cities to fine people for use of illegal fireworks.

(Council Member/Agency Member/Authority Commissioner Davis-Holmes exited the meeting at 7:52 P.M.)

Ronald Shimokaji, 1502 E. Carson Street, Carson, California 90745

Offered the following comments: 1) Suggested that the wording in the ordinance be changed from 6:00 P.M. to dusk for the legal period to discharge fireworks due to daylight savings; and 2) Suggested that the fireworks sales period open the weekend prior to July 4 as an incentive for stands to enjoy decent sales.

Kaye Wheeler, 21109 Bolsa Street, Carson, California 90745, President, Carson High Booster Club

Offered the following comments: 1) Stated that the Carson High School Booster Club rely a great deal on the successful sales and have always been able to generate revenue at their fireworks stand since 1972 to assist numerous programs at Carson High School; 2) Emphasized the importance of a Task Force; and 3) That assistance was needed to continue to support Carson youth.

Rev. Niu Sapolu, Acting Pastor, Lamepa O Le Ola United Christian Church of Samoa

Offered the following comments: 1) Expressed concern in Section 6 limiting license to be issued to nonprofit organizations; 2) Commended Council of their concerns limiting fireworks to Carsonites only; 3) Expressed concern of other revenue for nonprofit organizations and especially church nonprofit organizations to help in the community which would be a win-win for Carson and that revenue would benefit in the City; and 4) Felt that there should be better communication with the TNT representative, Council, and staff with organizations/vendors who were selling fireworks making profit for the City and also any changes to the ordinance.

Lea Asi, Carson, California 90745, representing Mapuifaga Lele Seniors & Youth Involvement Inc.

Requested that the ordinance stay as is which was doing remarkably well.

Robert Mitchell, 16913 Billings Drive, Carson, California 90746, representing American Legion Post #352

Offered the following comments: 1) Opposed to the proposed changes to the Carson Municipal Code to regulate the 2013 fireworks stands; and 2) That doubling permit fees and cutting days of sales were going to reduce their profits and would not be able to provide funds for the organizations that they support.

Ruby Maulupe, Carson, California 90745, representing Lokou Ole Ola Church

Offered the following comments: 1) That there should be a time limit when discharging fireworks; and 2) That attrition of stands should be done based on who city have now and if requirements were not met such as submitting financial reports; and 3) Keep businesses in Carson.

Daisy O'Brien, representing Lokou Ole Ola Church

Offered the following comments: 1) No changes in the timeframe; and 2) Ordinance to stay as is but if any fine tuning then have the organizations involved in discussions or meetings for better understanding; and 3) City move forward and not backwards.

(Council Member/Agency Member/Authority Commissioner Davis-Holmes reentered the meeting at 8:09 P.M.)

Miriam Vazquez

Offered the following comments: 1) Supported the organizations; 2) Leave the ordinance as is; and 3) City consider lowering rent.

Brian Raber, 1843 E. Abbottson, Carson, California 90746, representing St. Philomena Knights of Columbus

Offered the following comments: 1) Expressed his concern of the number of fireworks stands and that they be reduced through attrition; 2) Requested to reduce the number of fireworks stands to 16; and 3) That stands were close to each other.

Alex Cruz, representing Kayumangi Lions Club

Offered comments in opposition to limiting the number of days of operation.

(Council Member/Agency Member/Authority Commissioner Gipson exited the meeting at 8:14 P.M. and reentered the meeting at 8:15 P.M.)

RECOMMENDATION for the City Council:

1. WAIVE further reading and INTRODUCE Ordinance No. 13-1512, "AN ORDINANCE OF THE CITY OF CARSON, CALIFORNIA, AMENDING THE CARSON MUNICIPAL CODE, ARTICLE III, CHAPTER 1, SECTIONS 3101.0, 3101.05, 3101.2, 3101.3, 3101.4, 3101.5, 3101.6, 3101.7 AND 3101.8 REGARDING THE USE, POSSESSION, AND SALE OF FIREWORKS."

ACTION: It was moved to leave the ordinance as is with the exception of adjusting the rent and the arrangement where the City with the ordinance prevent the fireworks wholesaler from setting up a contract with the property owner without interference on motion of Dear and seconded by Santarina.

During discussion of the motion, City/Agency/Authority Attorney Wynder recommended that the Council Introduce and Waive Further Reading of Ordinance No. 13-1512 amended as follows:

Strike all sections of the ordinance except Section 7 and renumber as Section 1 and delete all references in Section 7 to Section 3101.6 (s) which adjust the rent and then delete the remaining sections of the ordinance to Section 10 which is then renumbered Section 2, Section 11 is renumbered Section 3, and Section 12 is renumbered Section 4.

Mayor/Agency Chairman/Authority Chairman Dear emphasized that the intent of the motion was to allow the fireworks company to negotiate with the property owner whatever is appropriate rent for that site without the nonprofit organization having to pay higher rent and just govern the rent agreement between the nonprofit organization and the fireworks supplier.

Council Member/Agency Member/Authority Commissioner Davis-Holmes requested that in the future if there was a need to have the community involved that the City Manager and staff bring an item before the City Council and if there was no subcommittee then the Mayor could appoint two Council Members.

Mayor/Agency Chairman/Authority Chairman Dear clarified his motion as follows:

He moved that Ordinance No. 13-1512, AN ORDINANCE OF THE CITY OF CARSON, CALIFORNIA, AMENDING THE CARSON MUNICIPAL CODE, ARTICLE III, CHAPTER 1, SECTION 3101.6 REGARDING THE SALE OF FIREWORKS WITHIN THE CITY OF CARSON.

Section 1. Article III, Chapter 1, Section 3101.6, Regulations for Temporary Stands, of the Carson Municipal Code is hereby amended to read as follows:

“Section 3101.6 (s). The licensee shall not pay more than ten percent 10% of the gross sales from the previous season for that location or five thousand dollars (\$5,000.00), whichever is less, for the rental payment for the location to the fireworks wholesaler.

Section 2. All other provisions within the Carson Municipal Code for the operation of fireworks stands remain unchanged unless herein modified.

Section 3. If any subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each and every section, subsection, sentence, clause, and phrase thereof not declared invalid or unconstitutional without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

Section 4. The City Clerk shall certify to the passage and adoption of this ordinance, and shall make a minute of the passage and adoption thereof in the records of and the proceedings of the City Council at which the same is passed and adopted. This ordinance shall be in full force and effect thirty (30) days after its final passage and adoption, and within fifteen (15) days after its final passage, the City Clerk shall cause it to be published in a newspaper or general circulation and shall

post the same at the City Hall, the Civic Center building and the United States Post Office, Carson Branch.”

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

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

Mayor/Agency Chairman/Authority Chairman Dear discussed Senate Bill 839 governing the illegal fireworks and encouraged a greater reduction each year.

ITEM NO. (10) CONSIDER APPROVING AN APPROPRIATION FOR THE VETERAN'S DAY CELEBRATION (COMMUNITY SERVICES DEPARTMENT)

Item No. 10 was heard after Item No. 8 at 9:07 P.M.

City Manager/Agency Executive Director/Authority Executive Director Biggs summarized the staff report.

RECOMMENDATION for the City Council:

1. DO NOT APPROVE an appropriation of \$3,900.03 for staff costs for the Veteran's Day Celebration

ACTION: It was moved to include the Veterans Day Celebration on motion of Santarina and seconded by Gipson.

(Council Member/Agency Member/Authority Commissioner Gipson exited the meeting at 9:10 P.M.)

Public Comments

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

Suggested that the Council consider Memorial Day and continue this item until input from the Veterans Affairs Commission.

Brian Raber

Thanked Council Member/Agency Member/Authority Commissioner Santarina and the importance to remember Veterans Celebration.

(Council Member/Agency Member/Authority Commissioner Gipson reentered the meeting at 9:13 P.M.)

Miriam Vazquez

Felt that celebrating Independence Day (Fourth of July), Veterans Day, Memorial Day, and Flag Day should be set days forever.

Mila Boyer, 520 E. Carson Street, No. 40, Carson, California

Offered comments in support of Veterans Day.

Council Member/Agency Member/Authority Commissioner Davis-Holmes offered a friendly amendment to the motion to include the Memorial Day event and to cover labor costs only for the events, which was accepted by Santarina and Gipson.

Mayor/Agency Chairman/Authority Chairman Dear requested that City Manager/Executive Director Biggs place an item on the April 2, 2013 agenda to discuss how City staff could help the citizens, the community members, and the Council Members to raise money in order to have a mechanism to be more efficient and that the corporate citizens could pay for the labor for these activities.

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

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

Noes: None

Abstain: None

Absent: None

ITEM NO. (11) CONSIDER RESOLUTION NO. 13-017 INCREASING THE REWARD FUND FROM \$25,000.00 TO \$50,000.00 FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF THE PERSON(S) RESPONSIBLE FOR THE MURDER OF DORIAN HOLT (COMMUNITY SERVICES DEPARTMENT)

Item No. 10 was heard after Item No. 11 at 9:25 P.M.

City Manager/Agency Executive Director/Authority Executive Director Biggs summarized the staff report and recommendation.

Public Comments

Ronald Shimokaji

Offered the following comments: 1) Referred to the Council Approved Reward Funds on Triangle Page 9 of the staff report; 2) Suggested that the City Council consider increasing the reward fund for Dorian Holt to \$15,000.00 for total of \$40,000; 3) That the four currently active reward funds in the amount of \$10,000 be doubled for total of \$100,000; and 4) That the reward funds for Jahaira Keys and Tyrone Rouzan expiration date be extended to December 1, 2017.

Miriam Vazquez

Offered the following comments: 1) Inquired about the occurrences; 2) Inquired about where the money comes from; 3) Leave the General Fund alone; 4) That relatives of person killed should raise the money; and 5) Felt that it was unfair and that treatment should be equal.

Mila Boyer

Offered the following comments: 1) Discussed her experience when her necklace was stolen; 2) Victims must have public consciousness and cooperation; and 3) Don't be afraid and face what was necessary.

(Mayor/Agency Chairman/Authority Chairman Dear exited the meeting at 9:33 P.M. and reentered the meeting at 9:34 P.M.)

RECOMMENDATION for the City Council:

1. WAIVE further reading and ADOPT Resolution No. 13-017, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, INCREASING THE REWARD FUND AMOUNT FROM \$25,000.00 TO \$50,000.00 FOR THE PERSON(S) WHO FURNISH INFORMATION LEADING TO THE ARREST AND CONVICTION OF THE PERSON(S) RESPONSIBLE FOR THE MURDER OF DORIAN HOLT."

ACTION: WITH FURTHER READING WAIVED, Resolution No. 13-017 was PASSED, APPROVED, and ADOPTED, as read by title only, on motion of Davis-Holmes and seconded by Santarina.

During discussion of the motion, Council Member/Agency Member/Authority Commissioner Gipson referred to list of Council Approved Reward Funds of the staff report and invited speakers to receive a copy.

(Mayor/Agency Chairman/Authority Chairman Dear exited the meeting at 9:36 P.M. and reentered the meeting at 9:37 P.M.)

The motion was unanimously carried by the following vote:

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

ORDINANCE SECOND READING: None

ORAL COMMUNICATIONS I (STAFF)

Memorial Adjournments

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

Council Member/Agency Member/Authority Commissioner Gipson

Dorothy Gould

Council Member/Agency Member/Authority Commissioner Davis-Holmes

Louise Ealey
Natalie Bayuga-Cisneros
Helen Soil
Jerald L. McCowan

Mayor/Agency Chairman/Authority Chairman Dear

Eldora Ransfer

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber

Mildred Holland

(Council Member/Agency Member/Authority Commissioner Santarina exited the meeting at 9:40 P.M.)

She offered the following oral communications:

- Congratulated all the candidates who participated in the election yesterday and commended them for their hard work.
- Commended and thanked her staff and other department staff members who assisted and played a major role for a smooth and successful election.

(Council Member/Agency Member/Authority Commissioner Santarina reentered the meeting at 9:41 P.M.)

- Announced that there were a few ballots remaining to process: 309 Vote-By-Mail ballots that were returned to her office on election day, 726 Vote-By-Mail ballots that were returned to the polls throughout the City, 644 provisional ballots that needed to be vetted through the Los Angeles County Registrar Recorder's Office with a total of 1,679.
- All ballots to be counted would be counted on March 18, 2013 at 10:00 A.M. in the Council Chambers and all were welcome.
- Certification of the election and Swearing In Ceremony for the successful candidates would be held on Wednesday, March 27, 2013, at the Carson Community Center.
- Wished a Happy Birthday to City/Agency/Authority Treasurer Avilla who will be celebrating her birthday tomorrow.

City/Agency/Authority Treasurer Avilla

Offered the following oral communications:

- Thanked everyone for the cake and birthday wishes.
- Congratulated Mayor/Agency Chairman/Authority Chairman Dear on his reelection.

- Congratulated Council Member/Agency Member/Authority Commissioner Gipson on his reelection.
- Congratulated Council Member-Elect Albert Robles.
- Appreciated working with Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Julie Ruiz-Raber and her service to the City.

City Manager/Agency Executive Director/Authority Executive Director Biggs

- Announced the first staff level planning meeting tomorrow.

ORAL COMMUNICATIONS II (COUNCIL)

Council Member/Agency Member/Authority Commissioner Davis-Holmes

Offered the following oral communications:

- Congratulated City Clerk/Agency Secretary/Authority Secretary Gause on running her first election in the City of Carson and for a job well done.

(Mayor/Agency Chairman/Authority Chairman Dear exited and reentered the meeting at 9:45 P.M.)

(Council Member/Agency Member/Authority Commissioner Gipson exited the meeting at 9:45 P.M.)

- Reported that community leaders congratulated her for a good job.

(Council Member/Agency Member/Authority Commissioner Gipson reentered the meeting at 9:46 P.M.)

- Would like the suggestions expressed earlier on reciting the precinct count looked into.
- Wished a Happy Birthday to City/Agency/Authority Treasurer Avilla.
- Attended Natalie Cisneros Homegoing Celebration today; she was a long-time employee of the City of Carson.
- Friday Night at the Fights was a great success.
- Congratulated all the election winners.
- Inquired about the new home branding of the Home Depot Center.

Upon inquiry, City Manager/Agency Executive Director/Authority Executive Director Biggs stated that the Home Depot Center would be renamed the StubHub Center as of June 1, 2013.

- Inquired about information on the new Walmart neighborhood Store.

(Mayor/Agency Chairman/Authority Chairman Dear exited the meeting at 9:48 P.M.)

Upon inquiry, City Manager/Agency Executive Director/Authority Executive Director Biggs stated that the Best Way Market closed and that the new lessee was Walmart which did not require any discretionary approvals of the Planning Commission or Council; tentative improvements commenced and would be reopening as a supermarket.

- Requested that the City Manager send a letter to meet with the owner of the Ralph's Store on University, community leaders, and City staff to discuss what can be done to increase the quality of the store.

(Mayor/Agency Chairman/Authority Chairman Dear reentered the meeting at 9:50 P.M.)

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber

Offered the following oral communications:

- Wished a Happy Birthday to City/Agency/Authority Treasurer Avilla.
- Congratulated all the candidates for their hard work.
- Congratulated City Clerk/Agency Secretary/Authority Secretary Gause who did a fantastic job.
- Congratulated the City Clerk staff, Carson Women's Club and observers during the election who did a great job.
- Honored to serve the City of Carson for eight years.
- Will be chairing the Cesar Chavez Day event on March 23, 2013.
- Excited about many projects she has to offer the City and her family.
- Expressed how proud she was with her accomplishments in the City.

Council Member/Agency Member/Authority Commissioner Santarina

Offered the following oral communications:

- Congratulated all the winners.
- Wished a Happy Birthday to City/Agency/Authority Treasurer Avilla.
- Wished a Happy Birthday to Mrs. Sermonia.
- Congratulated to the wonderful and successful Read Across America Program at Annalee Elementary School; enjoyed time with the students, teachers, and the principal for their assistance and who were very accommodating.
- Thanked the City staff for their hard work.

Council Member/Agency Member/Authority Commissioner Gipson

Offered the following oral communications:

- Thanked the City Clerk and her staff for a fantastic job with last night's election which was a good process.
- Wished a Happy Birthday City/Agency/Authority Treasurer Avilla.
- Reported that Northrup Grumman in Carson will be deploying/redeploying employees which would not take place until 2015.

City Manager/Agency Executive Director/Authority Executive Director Biggs clarified that the employees would be shifting to other locations; there were conflicting reports how many employees were impacted and that there were over 700 employees working at the Dominguez Technology Center facility; some jobs would be staying in South Bay and some shifting to Redondo Beach.

Community Development Director Graves, Business and Employment Development Manager Waite, and the South Bay Workforce Investment Board were reaching out to the company and that there was time for

those losing their jobs and that the local Community Affairs representative of Northrop Grumman would continue to update the City.

Community Development Director Graves stated that he would provide a memorandum to the Mayor and Council with information when available.

- Inquired why taking place.

City Manager/Agency Executive Director/Authority Executive Director Biggs stated that according to the Press Release it was part of their overall restructuring in reduction in defense spending and efficiency.

- Inquired if there were any connections with the grocery store and any plans or discussions to have with the new company in terms of reemploying individuals and felt that the City should take a proactive stand in their outreach efforts.

City Manager/Agency Executive Director/Authority Executive Director Biggs stated that contact was made with the Planning Department and that there were no discretionary approvals required. He further stated that he would check their local hiring efforts.

- Attended the Read Across America event at Annalee Elementary School.

Mayor/Agency Chairman/Authority Chairman Dear

Offered the following oral communications:

- Concerned with the loss of jobs in Carson
- Emphasized that the City did not seek out Walmart Store and that it was the property owner and developer working together with the vendor.
- Thanked the people of Carson for their faith in him and for reelecting him as Mayor for another four years.
- Carson to unite and work together as a team.
- Reported on no negativity from his campaign.
- Expressed concern and reported that his opponent and a Council Member candidate paid for flyers that were distributed by mail and in person with erroneous information which was 100 % false propaganda; reported that last Monday he spoke directly to Jackie Lacy, District Attorney, who verified that there was no truth to the false accusations, therefore, wanted to set the record straight and if anyone wished to verify or have any questions to contact him.
- Congratulated the City Clerk/Agency Secretary/Authority Secretary on her first election in Carson.
- Expressed concern that there were no precincts reported until after midnight but that next time to work on expediting the precinct reportings.
- Reported on events attended.

Council Member/Agency Member/Authority Commissioner Santarina

Announced the loss of his good friend and neighbor and requested that the City Clerk include the name of Orlando Igarta who passed away to the Memorial Adjournment Requests.

COUNCIL MEMBERS PRESENT REQUESTS TO ADD ITEMS TO FUTURE AGENDAS (None)

UNFINISHED/CONTINUED CLOSED SESSION ITEMS (None)

ADJOURNMENT

The meeting was Adjourned at 10:09 P.M., by Mayor/Agency Chairman/Authority Chairman Dear and in memory of those requested this evening.

Mayor Jim Dear

ATTEST:

City Clerk Donesia L. Gause