



**MINUTES
CARSON SUCCESSOR AGENCY
REGULAR MEETING
OCTOBER 15, 2013**

5:00 P.M.

**HELEN KAWAGOE COUNCIL CHAMBERS
701 EAST CARSON STREET
CARSON, CA 90745**

**THE CARSON SUCCESSOR AGENCY MEETINGS ARE BROADCAST LIVE VIA TIME
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AGENDA POSTED:

OCTOBER 11, 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 5:14 P.M., by Mayor/Agency Chairman/Authority Chairman Dear in the Helen Kawagoe Council Chambers, Carson City Hall, located at 701 E. Carson Street, Carson, California 90745 with Gipson and Robles absent.

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 Elito Santarina, and Council Member/Agency Member/Authority Commissioner Lula Davis Holmes

Council Members/Agency Members/Authority Commissioners Absent:

Council Member/Agency Member/Authority Commissioner Mike Gipson (Entered at 5:21 P.M.) and Council Member/Agency Member/Authority Commissioner Albert Robles (Entered at 5:21 P.M.)

Other Elected Officials Present:

Donesia Gause, City Clerk/Agency Secretary/Authority Secretary

Other Elected Officials Absent:

Karen Avilla, City/Agency/Authority Treasurer Avilla

Also Present:

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 (None) 5:00 P.M. – 5:45 P.M.

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

RECESS:

The City Council, Successor Agency, and Housing Authority were recessed at 5:17 P.M., by Mayor/Agency Chairman/Authority Chairman Dear to a Closed Session to discuss the items described on this evening's City Council agenda.

RECONVENE:

The City Council was reconvened at 5:21 P.M., by Mayor Dear with all members previously noted present.

Request to Add Urgency Closed Session Item

City Attorney Wynder reported that he received an email memorandum from the lead litigation counsel in which the Los Angeles PTAF received latest settlement proposal which was time sensitive since the City Council will not meet for three weeks and requested to add the Urgency Closed Session item described as follows and provided a copy to the Mayor and City Council.

URGENCY CLOSED SESSION ITEM NO. 3A:

AUTHORIZE ADDING THE ALHAMBRA VERSUS COUNTY OF LOS ANGELES PTAF LITIGATION, ONE MATTER OF PENDING LITIGATION TO WHICH THE CITY IS A PARTY WE HOPE TO REVIEW THIS EVENING A PROPOSED SETTLEMENT OF THE REMAINDER OF THE LAWSUIT OVER ADDITIONAL INTEREST

It was moved to add Urgency Closed Session Item No. 3A, as described, to this evening's agenda on motion of Gipson, seconded by Robles and unanimously carried by the following vote:

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

RECESS:

The City Council was recessed at 5:25 P.M., by Mayor Dear to a Closed Session to discuss the items described on this evening's City Council agenda including the Urgency Closed Session item.

RECONVENE:

The City Council, Successor Agency, and Housing Authority were reconvened at 6:42 P.M., by Mayor/Agency Chairman/Authority Chairman Dear.

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 Elito Santarina, Council Member/Agency Member/Authority Commissioner Lula Davis-Holmes, Council Member/Agency Member/Authority Commissioner Mike Gipson, and Council Member/Agency Member/Authority Commissioner Albert Robles

Council Members/Agency Members/Authority Commissioners Absent: None

Other Elected Officials Present: Donesia Gause, City Clerk/Agency Secretary/Authority Secretary, and Karen Avilla, City/Agency/Authority Treasurer

Other Elected Officials Absent: None

Also Present:

Jacquelyn Acosta, Acting City Manager/Acting Agency Executive Director/Acting Authority Executive Director; William Wynder, City/Agency/Authority Attorney; and staff:

Ray Cruz, Director of Community Services; Gilbert Marquez, Acting Director of Public Works; and

Lisa Berglund, Principal Administrative Analyst; Robert Eggleston, IT Manager; Sheri Repp-Loadsman, Planning Officer; Glenn Turner, Computer Systems Support Technician; and Joy Simarago, Deputy City Clerk/Deputy Agency Secretary/Deputy Authority Secretary

Lieutenant Adams, Carson Sheriff's Station

REPORT ON CLOSED SESSION

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

Council Closed Session Item No. 1

Discussed ongoing negotiations with Cal Water regarding the possible resolution of that application as it applies to the City of Carson; received direction from the Council as to further negotiations and would report back on the outcome of those negotiations at the next Council meeting, if appropriate.

(Council Member/Agency Member/Authority Commissioner Robles exited the meeting at 6:43 P.M.)

Council Closed Session Item No. 2

Briefed the Council on the litigation items; answered their questions and received authorization to pursue an investigatory and litigation strategy.

(Council Member/Agency Member/Authority Commissioner Robles reentered the meeting at 6:44 P.M.)

Council Closed Session Item No. 3

Received a status report no reportable action was taken on the item nor was any solicited.

Council Closed Session Item No. 3A

Briefed the Council on the status of that litigation and asked for authority to resolve the remainder litigation that was unanimously granted by City Council; briefed for the residents the outcome of the litigation that the community would be pleased that the City of Carson was the only City to hold out on the last round of

settlement negotiations. The City Council unanimously rejected the county's last settlement proposal which caused the special litigation counsel to go back and further negotiate the settlement. As a result of the City Council's determination on this, the City's share of the settlement has risen to \$1,900,619.00. The Council unanimously accepted that settlement and authorized the preparation of an appropriate settlement agreement with the County of Los Angeles regarding that which represents a significant increase over the County's latest offer to settle with the City Attorney and for the City Attorney's concern was an excellent result.

Council Member/Agency Member/Authority Commissioner Gipson offered comments of the City's support of residents and congratulated City/Agency/Authority Wynder and the entire City team for a fantastic job.

**CARSON SUCCESSOR AGENCY
REGULAR BUSINESS MEETING
6:00 P.M.**

FLAG SALUTE: REMIL CRAIG WILLIAMS, CAROLDALE LEARNING COMMUNITY

INVOCATION: PASTOR VERA LITTLE, GLOBAL 3 MINISTRIES

APPROVAL OF MINUTES:

**WEDNESDAY, MARCH 6, 2013 (ADJOURNED REGULAR MEETING)
TUESDAY, MARCH 19, 2013 (REGULAR)
TUESDAY, SEPTEMBER 3, 2013 (REGULAR)
TUESDAY, SEPTEMBER 17, 2013 (REGULAR)**

The Minutes of Wednesday, March 6, 2013 (Adjourned Regular Meeting) and Tuesday, March 19, 2013 (Regular), as listed on this evening's agenda, were Approved as Submitted on motion of Dear, seconded by Gipson and carried by the following vote:

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

The Successor Agency minutes were approved after the City Council minutes at 6:54 P.M.

The Housing Authority minutes were approved after the Successor Agency minutes at 6:55 P.M.

Mayor/Agency Chairman/Authority Chairman Dear ordered the Tuesday, September 3, 2013 (Regular) and Tuesday, September 17, 2013 (Regular) minutes of the City Council, Successor Agency, and Housing Authority, as listed on this evening's agenda, continued to Wednesday, November 6, 2013, at the request of a Council Member/Agency Member/Authority Commissioner, with no objections heard.

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 Agency Secretary at the beginning of the meeting.

ORAL COMMUNICATIONS – MEMBERS OF THE PUBLIC

This is the appropriate time for members of the general public to address the 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.** Oral communications not taken up within the time allotted will be taken at the end of the meeting.

This item was heard after Introductions at 8:09 P.M.

Council Item No. 16

The following persons offered comments in support of this item:

Marvette Alexander, Carson, California

Jose Luis Mercado, 22018 Dolores Street, Carson, California 90745

Kathy Walker, 116 E. 228th Street, Carson, California 90745

Curtis Storey, 23321 Maribel Avenue, Carson, California 90745

Council Item No. 11

Dr. Rita Boggs

Reminded everyone of the danger of methane odor and benzine in the Carousel Tract neighborhood.

(Council Member/Agency Member/Authority Commissioner Robles exited the meeting at 8:16 P.M. and reentered the meeting 8:19 P.M.)

Council Item No. 11

Robert Lesley, P.O. Box 11061, Carson, California

Referred to Shell Oil and inquired why the delay of cleanup in the Carousel Tract neighborhood which should be resolved and expedited.

Oral Communications

Eric Boyd, 140 W. 6th Street, San Pedro, California 90731, representing Office of U.S. Representative Janice Hahn, 44th Congressional District

Read a letter dated October 15, 2013 to the Mayor, Council Members, and People of the City of Carson from Congresswoman Janice Hahn regarding the Federal Government Shutdown and Debt Ceiling Update and submitted the letter to the City Clerk for the record.

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

Reported that methane gas leaks were discovered in the Colony Cove Mobilehome Park and that two of the wells were leaking methane and that it was problematic according to Dr. Merns who was hired by the City to follow up on the matter and reported that the owners were covering up. She requested that Council consider allowing Dr. Merns to check on contamination inspection as well.

Upon inquiry, City Clerk/Agency Secretary/Authority Secretary Gause stated that there was a speaker who spoke earlier who had some time left.

City/Agency/Authority Attorney Wynder requested that Council Item Nos. 13 and 15 be continued indefinitely.

Council Member/Agency Member/Authority Commissioner Davis-Holmes requested that Mr. Lesley be allowed to speak since he had a minute left from his first item and that it was not clear that he could speak on more than one item and speak at the same time. Whereupon, Mayor/Agency Chairman/Authority Chairman Dear granted Mr. Lesley to speak on his remaining minute.

Robert Lesley, P.O. Box 11061, Carson, California

Declined to speak since Council Item No. 13 was requested to be continued by the City Attorney.

Mayor/Agency Chairman/Authority Chairman Dear ordered Council Item No. 13 and 15 continued indefinitely, with no objections heard.

NEW BUSINESS CONSENT (None)

These items are considered to be routine items of AGENCY/COUNCIL business and have, therefore, been placed on the CONSENT CALENDAR. If AGENCY/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 Council Item No. 16 at 10:00 P.M.

It was moved to approve the Council New Business Consent Calendar Item Nos. 4 and 5 on motion of Gipson and seconded by Santarina.

During discussion of the motion, the following item was removed for discussion:

Council Member/Agency Member/Authority Commissioner Robles

Council Item No. 5:

CONSIDER REJECTING THE BID RECEIVED FOR NETWORKED FIRE ALARM SYSTEMS AND REISSUE A REQUEST FOR PROPOSALS FOR NETWORKED FIRE ALARM SYSTEMS (COMMUNITY SERVICES)

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 Santarina, Council Member/Agency Member/Authority Commissioner Davis-Holmes, Council Member/Agency Member/Authority Commissioner Gipson, and Council Member/Agency Member/Authority Commissioner Robles
Noes: None
Abstain: None
Absent: None

RECESS:

The City Council, Successor Agency, and Housing Authority were recessed at 9:25 P.M., by Mayor/Agency Chairman/Authority Chairman Dear.

RECONVENE:

The City Council, Successor Agency, and Housing Authority were reconvened at 9:43 P.M., by Mayor/Agency Chairman/Authority Chairman Dear with all members previously noted present for continued discussion of Council Item No. 11.

DEMANDS (Item No. 1)

ITEM NO. (1) RESOLUTION NO. 13-22-CHA RATIFYING CLAIMS AND DEMANDS IN THE AMOUNT OF \$1,845.09, DEMAND CHECK NUMBERS HA-001266 THROUGH HA-001267

Item No. 1 was heard after Housing Authority Item No. 1 at 9:53 P.M.

During discussion of the motion of Housing Authority Item No. 1, Acting City Manager/Acting Agency Executive Director/Acting Authority Executive Director Acosta stated that the Housing Authority Demand Resolution was listed on the Successor Agency agenda and the Successor Agency Demand Resolution was listed on the Housing Authority agenda and what was in the packets were correct; resolutions were switched and were on the wrong agenda faces.

ACTION: It was moved to approve **RESOLUTION NO. 13-21-CSA RATIFYING CLAIMS AND DEMANDS IN THE AMOUNT OF \$3,556.07, DEMAND CHECK NUMBERS SA-001316 THROUGH SA-001317**, as read by title only, 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 Santarina, Council Member/Agency Member/Authority Commissioner Davis-Holmes, Council Member/Agency Member/Authority Commissioner Gipson, and Council Member/Agency Member/Authority Commissioner Robles
Noes: None
Abstain: None
Absent: None

RECESS:

The City Council, Successor Agency, and Housing Authority were recessed at 11:29 P.M. by Mayor/Agency Chairman/Authority Chairman Dear.

RECONVENE:

The City Council, Successor Agency, and Housing Authority were reconvened at 11:33 P.M. by Mayor/Agency Chairman/Authority Chairman Dear with all members previously noted present to continue discussion of Council Item No. 8.

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 (None)

NEW BUSINESS DISCUSSION (None)

CONCLUDING COMMUNICATIONS (STAFF)

Memorial Adjournments

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

Mayor/Agency Chairman/Authority Chairman Dear

Ruthie Jones
Dale Penland

Council Member/Agency Member/Authority Commissioner Davis-Holmes

George Clark
Dean Bowser
Jackie Newman

CONCLUDING COMMUNICATIONS (AGENCY)

Council Member/Agency Member/Authority Commissioner Gipson

- Reported on his attendance at the AIDS Walk last Sunday attended by the Carson Key Club, City Clerk and Acting City Manager.
- Requested prayers for his father who is not doing well.

Council Member/Agency Member/Authority Commissioner Robles

- Requested to add the name of Guadalupe Silva to the Memorial Adjournments.
- Thanked staff for a great show on Saturday at the 45th Anniversary Gala.
- Reported on his attendance at the Jim Dear Boulevard Street Naming Ceremony which was well attended; staff did a good job which was all done at no public expense.

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Santarina

- Announced Red Ribbon Week, October 20 through 26, 2013, commencing October 20, 2013, 3:00 P.M. to 5:00 P.M., celebrating with the Carson Initiative for Substance Abuse Awareness and Prevention aka SISAAP; flyers were available throughout the City and encouraged everyone to support the events.
- Announced Larry Itliong Day Celebration, Friday, October 25, 2013, 6:00 P.M., USW-Local 675 Union Hall, 1200 E. 220th Street, Carson, California 90745, free admission; refreshments will be served.
- Invited everyone to participate in the Filipino-American activities every weekend in the month of October at the SouthBay Pavilion, 1:00 P.M.
- Thanked the volunteers who prepared for the Filipino American History Month.
- Thanked staff for working hard in accomplishing objectives and goals this month.
- Thanked Director of Community Services Cruz.

Council Member/Agency Member/Authority Commissioner Davis-Holmes

- Thanked staff for doing a fantastic job organizing the Anniversary Ball.
- Thanked Choura Events for the good food.
- Reported on her attendance at the AIDS Walk and Porsche Reception at the StubHub Center.

CONTINUED CONCLUDING COMMUNICATIONS (AGENCY)

This item was heard after Council Members Present Requests to Add Items to Future Agendas at 12:17 A.M., on Wednesday, October 16, 2013.

Mayor/Agency Chairman/Authority Chairman Dear

- Announced the Carson Chamber of Commerce Annual Fundraiser, State of the City Address, Thursday, October 17, 2013, at the Congresswoman Juanita Millender-McDonald Community Center at Carson, 3 Civic Plaza Drive, Carson, California; Luncheon from 11:00 A.M. to 1:30 P.M., cost \$75.00; Program from 12:00 Noon to 2:00 P.M., free admission to hear State of the City Speech from the Mayor.
- Thanked staff for staying late.

Acting City Manager/Acting Agency Executive Director/Acting Authority Executive Director Acosta

Announced the following upcoming events:

- Second Annual Breast Cancer Three Mile Walk-A-Thon, Sunday, October 20, 2013, Veterans Park.
- Halloween Carnival, Thursday, October 31 through Sunday, November 3, 2013, Congresswoman Juanita Millender-McDonald Community Center East Parking Lot.

UNFINISHED/CONTINUED CLOSED SESSION ITEMS (None)

ADJOURNMENT

The meeting was Adjourned at 12:19 A.M., on Wednesday, October 16, 2013, by Mayor/Agency Chairman/Authority Chairman Dear and in memory of those requested this evening, with Gipson absent.

Agency Chairman Jim Dear

ATTEST:

Agency Secretary Donesia L. Gause