



**MINUTES
CARSON CITY COUNCIL
REGULAR MEETING
MAY 18, 2010**

5:00 P.M.

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

AGENDA POSTED: MAY 14, 2010

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

CALL TO ORDER: The meeting was called to order at 5:16 P.M., by Mayor/Chairman Dear in the Council Chambers, Carson City Hall, located at 701 E. Carson Street, Carson, California 90745.

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

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

Council/Agency Members Absent: None

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

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

Also Present:

Jerome Groomes, City Manager/Executive
Director; William Wynder, City/Agency
Attorney; and staff: Wanda Higaki, Chief
Deputy City Clerk/Chief Deputy Agency
Secretary

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

City/Agency Attorney Wynder referred to Agency Item No. 2 and reported that the item would not be addressed in Closed Session this evening.

APPROVAL OF CLOSED SESSION AGENDA:

The Closed Session Agenda was accepted as amended with no objections heard.

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

RECOMMENDATION for the City Council:

1. A closed session will be held, pursuant to Government Code § 54956.9(b)(1) & (3) (B), because there is a significant exposure to litigation in two (2) cases.

ACTION: This item was scheduled for Closed Session.

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

RECOMMENDATION for the City Council:

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

ACTION: This item was scheduled for Closed Session.

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

RECOMMENDATION for the City Council:

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

ACTION: This item was scheduled for Closed Session.

RECESS: The City Council and Redevelopment Agency were Recessed at 5:19 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 6:42 P.M. by Mayor/Chairman Dear with all members previously noted present, except Davis-Holmes absent.

(Council/Agency Member Davis-Holmes entered the meeting at 6:43 P.M.)

REPORT ON CLOSED SESSION

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

Agency Item No. 1

There was a privileged and confidential status report. Questions were asked and answered. The City Council agreed to terms of a settlement and authorized the Mayor to execute the same.

Agency Item No. 2

This item was not scheduled for Closed Session.

Council Item No. 1

There was a privileged and confidential status report. Questions were asked and answered and no reportable action was taken.

Council Item No. 2

There was a privileged and confidential status report on ongoing negotiations. Questions were asked and answered and no reportable action was taken.

Council Item No. 3

There was a privileged and confidential status report on ongoing negotiations. Questions were asked and answered and no reportable action was taken.

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

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

Council/Agency Members Absent: None

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

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

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

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

Donyea Adams, Housing and Neighborhood Development Manager; Keith Bennett, Housing Analyst; Lisa Berglund, Senior Administrative Analyst; Nikole Collins-Puri, Urban Fellow; Zarah Cruz, Public Information Manager; Robert Eggleston, IT Manager; Richard Garland, Traffic Engineer; Linda Mann, Principal Administrative Analyst; Joan Reiner, Community Services Program Manager; Sheri Repp-Loadsman, Planning Officer; Margie Revilla-Garcia, Public Information Analyst; Glenn Turner, Computer Systems Support Technician; and Wanda Higaki, Chief Deputy City Clerk/Chief Deputy Agency Secretary

5:45 P.M. – 6:00 P.M.

**CITY COUNCIL
REGULAR BUSINESS MEETING**

6:00 P.M.

FLAG SALUTE: AARON JOHNSON, YOUTH COMMISSIONER (Absent)

Due to absence of Youth Commissioner Johnson, Mayor/Chairman Dear led the Pledge of Allegiance to the Flag.

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: **REVEREND DR. MICHAEL J. FISHER, GREATER ZION CHURCH FAMILY**

Birthday Acknowledgement

City Clerk/Agency Secretary Kawagoe acknowledged the birthday of Council/Agency Member Davis-Holmes and led those present in singing the Happy Birthday song.

RECESS: The City Council was Recessed at 6:50 P.M. by Mayor/Chairman Dear to the Redevelopment Agency for Approval of Minutes.

RECONVENE: The City Council was Reconvened at 6:51 P.M. by Mayor Dear with all members previously noted present for Approval of Minutes.

APPROVAL OF MINUTES:

TUESDAY, APRIL 6, 2010 (REGULAR)

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

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

Discussion Regarding Order of Agenda

Council Member Ruiz-Raber advanced Item Nos. 18 and 19 and 21 and 25;

Council Member Davis-Holmes advanced Item No. 25; and
Mayor Dear advanced Item No. 23.

Item No. 4 was heard after discussion regarding the order of agenda at 6:53 P.M.

Item No. 5 was heard after Item No. 4 at 6:54 P.M.

(Council Member Ruiz-Raber exited and reentered the meeting at 6:59 P.M.)

RECONVENE: After Council Item No. 5, the Redevelopment Agency was Reconvened at 7:00 P.M. for a joint session with the City Council by Mayor/Chairman Dear with all members previously noted present, for Council Item No. 16 / Agency Item No. 7.

Council Item No. 16 / Agency Item No. 7 were heard after Council Item No. 5 at 7:00 P.M.

RECESS: After Council Item No. 16 / Agency Item No. 7, the Redevelopment Agency was Recessed at 7:02 P.M. by Mayor/Chairman Dear to the City Council for Item No. 17.

RECONVENE: After Council Item No. 17, the Redevelopment Agency was Reconvened at 7:03 P.M. for a joint session with the City Council by Mayor/Chairman Dear with all members previously noted present, for Oral Communications – Members of the Public.

RECESS: After Oral Communications – Members of the Public, the Redevelopment Agency was Recessed at 7:23 P.M. by Mayor/Chairman Dear to the City Council for Item Nos. 18, 19, 20, 21, 22, 23, 24, and 25.

Item No. 18 was heard after Oral Communications – Members of the Public.

RECESS: After Item No. 18, the City Council was Recessed at 9:18 P.M. by Mayor Dear at the request of staff.

RECONVENE: The City Council was Reconvened at 9:49 P.M. by Mayor Dear with all members previously noted present for Item No. 25.

Item No. 25 was heard after Item No. 18 at 9:49 P.M.

Item No. 19 was heard after Item No. 18 at 10:24 P.M.

The City Council New Business Consent Calendar was heard after Item No. 19 at 11:28 P.M.

RECONVENE: During the discussion regarding the City Council New Business Consent Calendar, the Redevelopment Agency was Reconvened at 11:36 P.M. for a joint session with the City Council by Mayor/Chairman Dear with all members previously noted present, to consider the Agency New Business Consent Calendar.

Agency Item No. 6 was heard after approval of the balance of the Council New Business Consent Calendar and the Agency New Business Consent Calendar and the City Council stood in recess.

Agency Item No. 6

WITH FURTHER READING WAIVED, Resolution No. 10-15 was PASSED, APPROVED and ADOPTED, as read by title only, on motion of Dear, seconded by Ruiz-Raber and unanimously carried by the following vote:

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

RECESS: After Agency No. 6, the Redevelopment Agency was Recessed at 11:41 P.M. by Mayor/Chairman Dear to the City Council for Item No. 15.

Item No. 20 was heard after Item No. 15.

Item No. 21 was heard after Item No. 20.

Item No. 22 was heard after Item No. 21 at 12:40 A.M., on Wednesday, May 19, 2010.

Item No. 23 was heard after Item No. 22 at 12:40 A.M., on Wednesday, May 19, 2010.

Item No. 24 was heard after Item No. 23 at 12:56 A.M., on Wednesday, May 19, 2010.

Item No. 11 was heard after Item No. 24 at 1:05 A.M., on Wednesday, May 19, 2010.

RECONVENE: After Council Item No. 11, the Redevelopment Agency was Reconvened at 1:12 A.M., on Wednesday, May 19, 2010, for a joint session with the City Council by Mayor/Chairman Dear with all members previously noted present, for remaining Oral Communications.

NOTICE TO THE PUBLIC

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

INTRODUCTIONS (Items 4-5)

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

City Manager Groomes reported that there were no introductions this evening.

ITEM NO. (5) PRESENTATION BY KEITH CASTRO REGARDING THE COMMUNITY'S COOPERATION WITH THE NON-RESPONSE FOLLOW UP FOR THE CENSUS

This item was heard after Item No. 5 at 6:54 P.M.

Keith Castro, Partnership Specialist, U.S. Department of Commerce, U.S. Census Bureau, 841 Apollo Street, Ste. 150, El Segundo, California 90245, provided a presentation regarding the non-response follow up for Census 2010.

(Council Member Ruiz-Raber exited and reentered the meeting at 6:59 P.M.)

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 after Council Item No. 17 at 7:03 P.M.

Larry Grant, 1823 Denwall Drive, Carson, California 90746, expressed his appreciation to the City of Carson, City Council, City Manager Groomes, and City Clerk Kawagoe for their expressions of sympathy in memory of his late wife Nancy Grant.

Reverend Dr. Michael J. Fisher, Greater Zion Church Family, 20241 Galway Avenue, Carson, California 90746, referred to victims of violence and extended a public invitation to visit the Greater Zion Church Family on June 6, 2010, at 3:00 P.M. and reflect on the lives that were ended so short.

Wilma Wilson, 19306 Harlan Avenue, Carson, California 90746, Member of the Mills Park Juneteenth Committee, referred to the diversity of Carson and the decision of the committee to go forward with the June 19 event at Mills Park and requested in-kind donations and extended a public invitation to attend the event. Whereupon, Mayor/Chairman Dear stated that he was interested in supporting the Juneteenth Committee and requested that the item be discussed at the budget workshop on May 26, with Council/Agency Member Davis-Holmes concurring and reporting that she had requested the item to be placed on the agenda.

Nathaniel "Nate" Riddick, 2723 Monroe Street, Carson, California 90810, requested that the City Council reconsider the Memorial Day event to honor the many men and women who made the supreme sacrifice for the country. Whereupon, Mayor/Chairman Dear reported that the Memorial Day Committee of Carson had accepted his offer to observe Memorial Day at Lincoln Memorial Cemetery at 9:00 A.M., on Monday, May 24, 2010.

Robert Lesley, P. O. Box 11164, Carson, California 90749, referred to his mute button complaint filed with the District Attorney's Office and reported that he and the City Council were to receive a response; however, no response has been received despite the passage of 90 days. Whereupon, Council/Agency Member Davis-Holmes requested that City/Agency Attorney Wynder provide a status report at the next meeting.

Lorraine Kennerson, 20203 Belshaw Avenue, Carson, California 90746, Member of the Mills Park Juneteenth Celebration Committee, reported that the theme for the event was "Family Picnic Basket," and requested that the City Council waive the fee for Mills Park, including park facilities, and to approve the use of city facilities for fund-raising events.

RECESS: After Oral Communications – Members of the Public, the Redevelopment Agency was Recessed at 7:23 P.M. by Mayor/Chairman Dear to the City Council to consider Item Nos. 18, 19, 20, 21, 22, 23, 24, and 25.

NEW BUSINESS CONSENT (Items 6-14)

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

This item was heard after Council Item No. 19 at 11:28 P.M.

Public Comments

Item No. 11

Robert Lesley, P. O. Box 11164, Carson, California 90749, discussed the status of the Flood District.

(Council Member Davis-Holmes exited the meeting at 11:30 P.M. and reentered the meeting at 11:32 P.M.)

Council Member Davis-Holmes removed Item No. 11 for discussion.

It was moved to Approve New Business Consent Calendar Item Nos. 6, 7, 8, 9, 10, 12, and 13 on motion of Dear and seconded by Gipson.

RECONVENE: After the motion to approve the balance of the Council New Business Consent Calendar, the Redevelopment Agency was Reconvened at 11:36 P.M. for a joint session with the City Council by Mayor/Chairman Dear with all members previously noted present, to consider the Council New Business Consent Calendar jointly with the Agency New Business Consent Calendar.

After reconvening the Redevelopment Agency, Mayor/Chairman Dear offered a substitute motion to Approve Council New Business Consent Calendar Item Nos. 6, 7, 8, 9, 10, 12, and 13 and Agency New Business Consent Calendar Item Nos. 3, 4, and 5, seconded by Gipson and unanimously carried by the following vote:

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

ITEM NO. (6) CONSIDER AN AWARD OF A CONSTRUCTION CONTRACT FOR PROJECT NO. 1241 [FEDERAL NO. STPL-5403(018)]: ANNUAL OVERLAY PROGRAM, VARIOUS LOCATIONS (DEVELOPMENT SERVICES)

THIS IS A JOINT AGENDA ITEM WITH AGENCY ITEM NO. 3

RECOMMENDATION for the City Council:

TAKE the following actions:

1. AWARD a construction contract for Project No. 1241 [Federal No. STPL-5403(018)]: Annual Overlay Program, Various Locations, in the amount of \$1,486,000.00, to the lowest responsible bidder, Hardy & Harper, Inc.
2. AUTHORIZE the expenditure of a construction contingency, if necessary, in the amount of \$130,000.00 (8.75%), for change orders such as the removal and remediation of contaminated soil, substructure conflicts, and other unforeseen construction work that may be required to complete this project.
3. AUTHORIZE the Mayor to execute the contract following approval as to form by the City Attorney.

ACTION: Council Item No. 6 / Agency Item No. 3 were approved on the New Business Consent Calendar on motion of Dear, seconded by Gipson and unanimously carried by the following vote:

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

ITEM NO. (7) CONSIDERATION OF APPROVAL OF "RECIPROCAL GRANT DEEDS BETWEEN ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY AND CITY OF CARSON" AND AUTHORIZATION OF MAYOR TO EXECUTE THE SAME ON BEHALF OF THE CITY OF CARSON (CITY MANAGER)

RECOMMENDATION for the City Council:

1. APPROVE the attached "RECIPROCAL GRANT DEEDS BETWEEN ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY AND CITY OF CARSON" and AUTHORIZE the Mayor to execute the same on behalf of the city of Carson.

ACTION: Council Item No. 7 was approved on the New Business Consent Calendar on motion of Dear, seconded by Gipson and unanimously carried by the following vote:

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

Noes: None

Abstain: None

Absent: None

ITEM NO. (8) CONSIDERATION OF A REQUEST TO AUTHORIZE THE REAPPROPRIATION OF FUNDS FOR OPEN PURCHASE ORDERS AND OTHER CARRY-OVERS AT JUNE 30, 2009 (ADMINISTRATIVE SERVICES)

RECOMMENDATION for the City Council:

1. AUTHORIZE the reappropriation of funds to the FY 2009/10 budget in the account numbers detailed in Exhibit No. 1.

ACTION: Council Item No. 8 was approved on the New Business Consent Calendar on motion of Dear, seconded by Gipson and unanimously carried by the following vote:

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

Noes: None

Abstain: None

Absent: None

ITEM NO. (9) CONSIDERATION OF RESOLUTION NO. 10-045: APPROVING COOPERATIVE AGREEMENT NO. 07-4861 FOR THE WILMINGTON AVENUE INTERCHANGE MODIFICATION AT THE I-405 FREEWAY (DEVELOPMENT SERVICES)

RECOMMENDATION for the City Council:

1. WAIVE further reading and ADOPT Resolution No. 10 045, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, APPROVING COOPERATIVE AGREEMENT NO. 07 4861 FOR THE WILMINGTON AVENUE INTERCHANGE MODIFICATION AT THE I 405 FREEWAY."

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

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

Noes: None

Abstain: None

Absent: None

ITEM NO. (10) CONSIDERATION OF RESOLUTION NO. 10-049, AUTHORIZING THE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENT NO. N012 TO ADMINISTERING AGENCY-STATE MASTER AGREEMENT NO. 07 5403R FOR FEDERAL AID PROJECTS COVERING THE CONSTRUCTION PHASE OF PROJECT NO. 1241 [FEDERAL NO. STPL-5403 (018)]: ANNUAL OVERLAY PROGRAM, VARIOUS LOCATIONS (DEVELOPMENT SERVICES)

RECOMMENDATION for the City Council:

1. WAIVE further reading and ADOPT Resolution No. 10-049, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AUTHORIZING THE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENT NO. N012 TO ADMINISTERING AGENCY-STATE MASTER AGREEMENT NO. 07-5403R FOR FEDERAL AID PROJECTS COVERING THE CONSTRUCTION PHASE OF PROJECT NO. 1241 [FEDERAL NO. STPL 5403(018)]: ANNUAL OVERLAY PROGRAM, VARIOUS LOCATIONS."

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

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

**ITEM NO. (11) FEDERAL EMERGENCY MANAGEMENT AGENCY'S NEW NATIONAL
FLOOD INSURANCE REQUIREMENTS, SUMMARY OF EVENTS
(DEVELOPMENT SERVICES)**

This item was heard after Item No. 24 at 1:05 A.M., on Wednesday, May 19, 2010.

Council Member Davis-Holmes provided information to City Manager Groomes and reported that she had discussed the item with Congresswoman Laura Richardson and that Congresswoman Maxine Waters had proposed a bill to declare a moratorium.

RECOMMENDATION for the City Council:

1. RECEIVE and FILE.

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

**ITEM NO. (12) CONSIDER AWARD OF AN AGREEMENT FOR FAIR HOUSING
SERVICES (ECONOMIC DEVELOPMENT)**

RECOMMENDATION for the City Council:

TAKE the following actions:

1. APPROVE an agreement between the Housing Rights Center and the city of Carson, to administer a fair housing program for the period of July 1, 2010 through June 30, 2011, for a fee not-to-exceed \$31,150.00.
2. AUTHORIZE the Mayor to execute the agreement following approval as to form by the City Attorney.

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

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

**ITEM NO. (13) CONSIDER ACQUISITION AND AN UPDATE ON THE NEIGHBORHOOD
STABILIZATION PROGRAM (ECONOMIC DEVELOPMENT)**

RECOMMENDATION for the City Council:

TAKE the following actions:

1. APPROVE the following ten properties as an acquisition activity:
 - a. 1 Boot Hill Lane Carson, California 90745
 - b. 5 Vaquero Lane Carson, California 90745
 - c. 11 Kingswood Lane Carson, California 90745
 - d. 43 Scottsdale South Carson, California 90745
 - e. 51 Paradise Valley North, Carson, California 90745
 - f. 2516 East Tyler Street Carson, California 90810
 - g. 3155 Flower Street Lynwood, California 90262
 - h. 3577 Euclid Avenue Lynwood, California 90262
 - i. 4527 Cardwell Street Lynwood, California 90262
 - j. 4048 Virginia Street Lynwood, California 90262
2. AUTHORIZE the Mayor to execute and finalize the purchase agreements for the acquisition of the identified properties as it relates to the Neighborhood Stabilization Program.

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

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

ITEM NO. (14) THIS ITEM INTENTIONALLY LEFT BLANK

Agency Item No. 6 was heard after approval of the balance of the Council New Business Consent Calendar and the Agency New Business Consent Calendar and the City Council stood in recess.

RECESS: After Agency No. 6, the Redevelopment Agency was Recessed at 11:41 P.M. by Mayor/Chairman Dear to the City Council for Item No. 15.

DEMANDS (Item 15)

ITEM NO. (15) RESOLUTION NO. 10-052 ALLOWING CLAIMS AND DEMANDS IN THE AMOUNT OF \$2,591,977.14, DEMAND CHECK NUMBERS 092403 THROUGH 092692

Council Member Ruiz-Raber referred to CM 000092643 and reported that Economic Development Commissioner Brian Raber had waived his meeting stipend.

Public Comments

Brian Raber, 1843 E. Abbottson Street, Carson, California 90746, inquired into and discussed the letter to commissioners regarding the waiver of meeting stipends.

ACTION: WITH FURTHER READING WAIVED, Resolution No. 10-052 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 Santarina, Council Member Gipson, Council Member Davis-Holmes, and Council Member Ruiz-Raber
Noes: None
Abstain: None
Absent: None

RECONVENE: After Council Item No. 5, the Redevelopment Agency was Reconvened at 7:00 P.M. for a joint session with the City Council by Mayor/Chairman Dear with all members previously noted present, for Council Item No. 16/Agency Item No. 7.

SPECIAL ORDERS OF THE DAY (Items 16-19)

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

THIS IS A JOINT AGENDA ITEM WITH AGENCY ITEM NO. 7

RECOMMENDATION for the City Council:

TAKE the following actions:

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

ACTION: Mayor/Chairman Dear declared the Continued Joint Public Hearing opened and continued to 6:00 P.M., on June 1, 2010, Council Chambers, Carson City Hall, located at 701 E. Carson Street, Carson, California 90745, with no objections heard.

RECESS: After Council Item No. 16/Agency Item No. 7, the Redevelopment Agency was Recessed at 7:02 P.M. by Mayor/Chairman Dear to the City Council for Item No. 17.

ITEM NO. (17) PUBLIC HEARING TO CONSIDER ST. PHILOMENA CATHOLIC SCHOOL'S APPLICATION FOR A BINGO LICENSE (ADMINISTRATIVE SERVICES)

This item was heard after Council Item No. 16/Agency Item No. 7.

City Clerk Kawagoe reported that the Public Hearing was not properly noticed.

RECOMMENDATION for the City Council:

TAKE the following actions:

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

ACTION: Mayor Dear declared the Public Hearing to be removed from the agenda at the request of City Manager Groomes with no objections heard.

ITEM NO. (18) PUBLIC HEARING TO CONSIDER AN APPEAL OF THE PLANNING COMMISSION DECISION TO APPROVE TENTATIVE TRACT MAP NO. 071207 PROVIDING FOR CONVERSION TO RESIDENT OWNERSHIP FOR THE 26-SPACE PARK GRANADA MOBILE HOME PARK LOCATED AT 218 W. CARSON STREET (ECONOMIC DEVELOPMENT)

This item was heard after Oral Communications – Members of the Public at 7:23 P.M.

Public Hearing

Mayor Dear declared the Public Hearing open **TO CONSIDER AN APPEAL OF THE PLANNING COMMISSION DECISION TO APPROVE TENTATIVE TRACT MAP NO. 071207 PROVIDING FOR CONVERSION TO RESIDENT OWNERSHIP FOR THE 26-SPACE PARK GRANADA MOBILE HOME PARK LOCATED AT 218 W. CARSON STREET.**

City Clerk's Report

City Clerk Kawagoe reported that notice of the Public Hearing had been given pursuant to applicable law, including but not limited to the timely notice to the appellant, Thomas W. Casparian, Esq., Gilchrist & Rutter Professional Corporation, 1299 Ocean Avenue, Ste. 900, Santa Monica, California 90401, by electronic mail, with confirmation by staff; 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 Dear directed that all affidavits of notice be made part of the record.

Staff Report

Planning Officer Repp-Loadsman summarized the staff report and recommendation. She reported that a resolution had been prepared to deny the application without prejudice.

City Attorney Wynder concurred with Planning Officer Repp-Loadsman and stated that the City Council had the authority to deny an application that was not bona fide.

Administration of Oath

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

(Council Member Davis-Holmes exited the meeting at 7:32 P.M.)

The following persons being duly sworn offered testimony in support of the appeal for the conversion:

Susy Forbath, 1299 Ocean Avenue, Santa Monica, California 90401, representing the applicant, referred to Triangle Page 8 of the staff report wherein all of the efforts were described to educate the residents and presented a declaration of the applicant requesting a two-week postponement, which was denied; and discussed the declaration of the applicant.

(Council Member Davis-Holmes reentered the meeting at 7:34 P.M.)

Thomas Casparian, 1299 Ocean Avenue, Santa Monica, California 90401, representing the applicant, requested additional time to address the City Council, which was granted. He commented that this evening's meeting was in violation of the Brown Act; whereupon, City Attorney Wynder reported that this evening's agenda was posted in the manner required by law. He discussed the findings in the draft resolution and the declaration of the park owner. He requested a continuance due to findings in the draft resolution and the opportunity to respond to comments from residents. He added that he was available to answer questions from the City Council.

A discussion ensued regarding the following issues:

- Tenant Impact Report and resident income levels
- State MPROP Program
- Pros and Cons associated with continuing the public hearing versus the filing of a new application

Upon inquiry, City Attorney Wynder recommended that the resolution be revised consistent with the evidentiary record this evening and referred to and discussed the last full paragraph on Triangle Page 15 relative to a bona fide conversion.

The following persons being duly sworn offered testimony in opposition to the conversion:

Rosa Amalia Montoya (310-830-6603);

Rosa Banuelos, 218 W. Carson Street, Sp. 21, Carson, California 90745;

Harry Dew, 218 W. Carson Street, sp. 11, Carson, California 90745, President, Homeowners Association Park Granada;

Dr. Rita Boggs, 21328 Island Avenue, Carson, California 90745;

Jean Romersheusen, 218 W. Carson Street, Sp. 24, 90745, Treasurer, Homeowners Association Park Granada;

(Council Member Gipson exited the meeting at 8:21 P.M. and reentered the meeting at 8:24 P.M.)

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

Louis Joseph Cogut, 17701 S. Avalon Boulevard, No. 50, Carson, California 90746;

Ricardo Pulido, 22106 Gulf Avenue, Carson, California 90745; and

Wilma Wilson, 19306 Harlan Avenue, Carson, California 90746.

Thomas Casparian responded to the issues raised by previous speakers.

Susy Forbath clarified that Park Granada did not have a clubhouse and that one-on-one tenant meetings were held in a vacant, park-owned home.

City Attorney Wynder referred to and discussed the following: 1) Page 3, first paragraph, relative to the Tenant Impact Report; 2) Triangle Page 47, first full paragraph, relative to the reasoning of the trial court that the city could not request additional information – nor reject the application for missing information – after city staff had deemed the application to be “complete; and 3) the law of suggestive intent. He added that there was no basis in the record that Mr. Casparian had acted without ethics

Mr. Casparian responded to the comments expressed by City Attorney Wynder.

Upon inquiry, Planning Officer Repp-Loadsman discussed State MPROP Funds.

The following person duly sworn testified in opposition to the conversion:

Robert Lesley, P. O. Box 11164, Carson, California 90749.

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

TAKE the following actions:

1. OPEN the continued Public Hearing, TAKE public testimony and CLOSE the continued Public Hearing. REVERSE the Planning Commission Approval of Tentative Tract Map No. 071207, and DENY Tentative Tract Map No. 071207.
2. WAIVE further reading and ADOPT Resolution No. 10-054 entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, GRANTING AN APPEAL FROM THE DECISION OF THE PLANNING COMMISSION APPROVING TRACT MAP NO. 071207 FOR THE RESIDENTIAL CONVERSION OF PARK GRANADA MOBILE HOME PARK, LOCATED AT 218 W. CARSON STREET, REVERSING THE DECISION OF THE PLANNING COMMISSION AND DENYING THE APPLICATION OF 218 PROPERTIES, LLC, TRACT MAP NO. 071207 FOR THE RESIDENTIAL CONVERSION OF PARK GRANADA MOBILE HOME PARK."

ACTION: It was moved to reverse the Planning Commission approval of Tentative Tract Map No. 071207 and deny Tentative Tract Map No. 071207 and WITH FURTHER READING WAIVED, to PASS, APPROVE and ADOPT Resolution No. 10-054, as read by title only, on motion of Santarina and seconded by Ruiz-Raber.

Upon inquiry, Planning Officer Repp-Loadsman recommended that the City Council direct staff to bring back an amended resolution on the next available agenda on May 26, 2010, which was accepted by Santarina and Ruiz-Raber.

Mayor Dear requested that staff notify all parties, and Planning Officer Repp-Loadsman reported that she would contact the President of the Homeowners Association.

The motion was unanimously carried by the following vote:

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

RECESS: After Item No. 18, the City Council was Recessed at 9:18 P.M. by Mayor Dear at the request of staff.

RECONVENE: The City Council was Reconvened at 9:49 P.M. by Mayor Dear with all members previously noted present, for Item No. 19.

ITEM NO. (19) **CONTINUED PUBLIC HEARING TO CONSIDER AN APPEAL OF THE PLANNING COMMISSION DECISION TO APPROVE TENTATIVE TRACT MAP NO. 071206 PROVIDING FOR CONVERSION TO RESIDENT OWNERSHIP OF THE EXISTING 225-SPACE IMPERIAL AVALON MOBILEHOME PARK LOCATED AT 21207 AVALON BOULEVARD (ECONOMIC DEVELOPMENT)**

This item was heard after Item No. 25 at 10:24 P.M.

Continued Public Hearing

Mayor Dear declared the Continued Public Hearing open **TO CONSIDER AN APPEAL OF THE PLANNING COMMISSION DECISION TO APPROVE TENTATIVE TRACT MAP NO. 071206 PROVIDING FOR CONVERSION TO RESIDENT OWNERSHIP OF THE EXISTING 225-SPACE IMPERIAL AVALON MOBILEHOME PARK LOCATED AT 21207 AVALON BOULEVARD.**

City Clerk's Report

City Clerk Kawagoe reported that since this was a Continued Public Hearing, no additional notice was required.

Staff Report

Planning Officer Repp-Loadsman summarized the staff report and recommendation.

City Attorney Wynder reported that it was staff's intention to incorporate the following into the Continued Public Hearing 1) Statement of Law; 2) Statement of Legal Analysis; and 3) Statement of Legal Opinion about the current state of the law as it applies in the Second Appellate District:

Administration of Oath

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

Public Testimony

The following persons being duly sworn offered testimony in support of the appeal for the conversion:

Thomas Casparian, 1299 Ocean Avenue, Santa Monica, California 90401, representing the applicant, concurred to the incorporation of his prior statements and dialogue with Planning Officer Repp-Loadsman, City Attorney Wynder, and the Members of the City Council into his current statement. He referred to, discussed, and in some instances, corrected the following: 1) Declaration from Edward Jong, Park Owner; 2) Tenant Impact Report; 3) Paragraph 23 in the proposed resolution; 4) Letter from Jane Osuna, President, Imperial Avalon Homeowners Association; 5) Paragraph 24 in the proposed resolution; 6) Owner's letter and Amended Tenant Impact Report; 7) Paragraph 11 in the proposed resolution.

Susy Forbath, 1299 Ocean Avenue, Santa Monica, California 90401, representing the applicant, discussed the Tenant Impact Report, Triangle Page 22 Item No. 14 of the staff report and Staff Report Triangle Page 25.

The following persons being duly sworn offered testimony in opposition to the conversion:

Jane Osuna, 21207 S. Avalon Boulevard, Carson, California 90745, President, Imperial Avalon Homeowners Association, discussed the letter from Edward Jong, Park Owner;

Linda Dale, 21207 S. Avalon Boulevard, Carson, California 90745;

Rodney Warner, 21207 S. Avalon Boulevard, Carson, California 90745;

Rosa Banuelos, 218 W. Carson Street, Sp. 21, Carson, California 90745;

At 11:02 P.M., Mayor Dear inquired whether there were any objections to continue with this evening's agendas, with no objections heard.

Dr. Rita Boggs, 21328 Island Avenue, Carson, California 90745;

Bill Smalley, 17700 Avalon Boulevard, No. 111, Carson, California 90746; and

Peggy Anderson, 21207 S. Avalon Boulevard, No. 729, Carson, California 90745.

Thomas Casparian responded to issues raised by the speakers.

(Council Member Davis-Holmes exited and reentered the meeting at 11:14 P.M.)

Upon inquiry, City Attorney Wynder discussed El Dorado v. Palm Springs.

There being no persons wishing to testify, Mayor Dear declared the Continued 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, REVERSE the Planning Commission Approval of Tentative Tract Map No. 071206 and DENY Tentative Tract Map No. 071206.
2. WAIVE further reading and ADOPT Resolution No. 10-053 entitled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, GRANTING AN APPEAL FROM THE DECISION OF THE PLANNING COMMISSION APPROVING TRACT MAP NO. 071206 FOR THE RESIDENTIAL CONVERSION OF IMPERIAL AVALON MOBILE HOME PARK, LOCATED AT 21207 AVALON BOULEVARD, REVERSING THE DECISION OF THE PLANNING COMMISSION, AND DENYING THE APPLICATION OF IMPERIAL AVALON ESTATES, LLC, FOR TRACT MAP NO. 071206 FOR THE RESIDENTIAL CONVERSION OF IMPERIAL AVALON MOBILE HOME PARK."

ACTION: City Attorney Wynder inquired whether the City Council was inclined to request that that staff bring back a resolution consistent with the public record this evening, with no objections heard.

It was moved to reverse the Planning Commission approval of Tentative Tract Map No. 071206 and deny Tentative Tract Map No. 071206 and WITH FURTHER READING WAIVED, to PASS, APPROVE and ADOPT Resolution No. 10-053, as read by title only, as amended, on motion of Santarina, seconded by Ruiz-Raber and unanimously carried by the following vote:

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

UNFINISHED BUSINESS (Items 20-21)

**ITEM NO. (20) COMMISSION, COMMITTEE, AND BOARD APPOINTMENTS BY
MAYOR DEAR (CITY CLERK)**

Item No. 20 was heard after Item No. 15.

RECOMMENDATION for the City Council:

Mayor Dear to CONSIDER, APPOINT, or REAPPOINT members to the Commissions,
Committees, and Boards in accordance with Ordinance No. 04-1330, with the approval of a majority
of the entire City Council present, including the Mayor, as listed on Exhibit No. 1:

- Planning Commission (9)
- Parks and Recreation Commission (7)
- Environmental Commission (7)
- Cultural Arts Commission (7) -
- Human Relations Commission (7)
- Human Relations Commission-Youth (2) - **terms expired 4/30/10 - Triangle Page 7**
- Citywide Advisory Commission (7)
- Economic Development Commission (9)
- Mobilehome Park Rental Review Board (15)
 - At-Large Member (3)
 - At-Large Member (Alternate) (4)
 - Park Owner Member (2)
 - Park Owner Member (Alternate) (2)
 - Resident Homeowner Member (2)
 - Resident Homeowner Member (Alternate) (2)
- Public Relations Commission (7)
- Community Representative (3)
- Public Relations Specialist (4)
- Public Works Commission (5)
- Public Safety Commission (7)
- Relocation Appeals Board (5) - **1 vacancy - Triangle Page 11**
- Women's Issues Commission (7)
- Senior Citizens Advisory Commission (11)
- Youth Commission (11)
- Veterans Affairs Commission (11)
- Beautification Committee (11) - **1 vacancy - Triangle Page 16**

- Utility Users' Tax Citizens Oversight Committee (24) - 1 vacancy - Triangle Page 18
- Carson Historical Committee (9)

ACTION: Mayor Dear made the following appointments:

Human Relations Commission – Youth Commissioner

Mayor Dear reappointed Jessica Ramos.

It was moved to ratify the Mayor's appointment on motion of Dear and seconded by Santarina.

Mayor Dear offered a substitute motion and reappointed Jessica Ramos and Charisse Bongco.

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

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

Noes: None

Abstain: None

Absent: None

Relocation Appeals Board

Mayor Dear appointed Ricardo Pulido.

It was moved to ratify the Mayor's appointment on motion of Dear, seconded by Ruiz-Raber and carried by the following vote:

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

Noes: None

Abstain: Council Member Gipson

Absent: None

Utility Users' Tax Citizens Oversight Committee

Mayor Dear appointed Kenneth Freschauf, City Employee.

It was moved to ratify the Mayor's appointment on motion of Dear, seconded by Ruiz-Raber and unanimously carried by the following vote:

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

Mayor Dear continued the balance of his appointments to June 1, 2010, with no objections heard.

ITEM NO. (21) CONSIDERATION OF RESOLUTION NO. 10-048 OPPOSING ARIZONA STATE LAW "SUPPORT OUR LAW ENFORCEMENT AND SAFE NEIGHBORHOODS ACT" (CITY MANAGER)

Item No. 21 was heard after Item No. 20.

City Manager Groomes summarized the staff report and recommendation. He commented that draft Resolution No. 10-056 was distributed this evening.

Public Comments

The following persons offered comments in opposition to Arizona law SB 1070:

Malena Cervantes, 24835 Marine Avenue, Carson, California 90745;

City Treasurer Karen Avilla also spoke in support of combining language from Resolution No. 10-048 and Resolution No. 10-056.

Olivia Verrett, 17525 Buttonwood Avenue, Carson, California 90746, President, Carson-Torrance NAACP;

The following persons offered general comments:

Ronald Shimokaji, 1512 E. Carson Street, Sp. 135, Carson, California 90745, discussed his support for proposed Resolution No. 10-048 with comments.

Raul Murga, 21111 Dolores Street, No. 189, Carson, California 90745, referred to the purchase of power from Arizona and reported that San Diego had experienced a loss of tourism after passing its boycott resolution.

Brian Raber, 1843 E. Abbottson Street, Carson, California 90746, commended the City Council for writing the letter to revamp the immigration issue.

Mayor Pro Tem Santarina referred to draft Resolution No. 10-056 and offered the following language modifications to read as follows:

First paragraph:

“WHEREAS, Arizona Senate Bill 1070, also known as the “Support Our Law Enforcement and Safe Neighborhoods Act,” can be **potentially and conveniently** abused by legalizing racial profiling and encouraging the harassment of an ethnic group based on the color of their skin. We strongly detest this inhumane, unjust and racially focused law; and”

Third paragraph:

“NOW, THEREFORE, BE IT RESOLVED, that this city council supports comprehensive and compassionate immigration reform laws to insure that **legally documented immigrants** who are **gainfully employed as skilled and unskilled services workers**, who are here legally, are not penalized by an irrational boycott. We believe that it is better to be proactive than reactive.”

Last paragraph:

”BE IT FURTHER RESOLVED, that the city of Carson will judge on a case-by-case basis for any travel or attendance at conferences or other business meetings in order to avoid hurting the working families and **legally documented individuals** in the state of Arizona.”

RECOMMENDATION for the City Council:

1. DISCUSS and PROVIDE direction.

ACTION: Council Member Gipson offered comments in support of boycotting the Arizona legislation and moved to WAIVE FURTHER READING and ADOPT Resolution No. 10-046, as read by title only, with the inclusion of the following language from Resolution No. 10-048, and seconded by Davis-Holmes:

“WHEREAS, SB 1070 encourages racial profiling and violates the Fourteenth Amendment guarantees of due process and equal protection for U.S. citizens, legal residents and visitors who are detained for suspicion of being in the country unlawfully.”

“WHEREAS, federal funds should not be used to support immigration programs that promote racial profiling and discrimination based on race, ethnicity or national origin or any other form of discrimination.”

“WHEREAS, SB 1070 seriously undermines the U.S. Constitution which grants Congress the exclusive power over immigration matters.”

“NOW, THEREFORE, BE IT RESOLVED, that by adoption of this resolution, the city of Carson expresses its opposition to SB 1070 and shall refrain from conducting business with the state of Arizona including participating in any conventions or other business that requires city resources, unless SB 1070 (Support Our Law Enforcement and Safe Neighborhood Act) is repealed.”

Substitute Motion

Council Member Ruiz-Raber offered a substitute motion to WAIVE FURTHER READING and ADOPT Resolution No. 10-056, as read by title only, with the inclusion of the language suggested by Mayor Pro Tem Santarina, and seconded by Santarina.

Council Member Davis-Holmes acknowledged Council Member Gipson and City Treasurer Avilla for bringing the issue to the attention of the City Council.

Mayor Dear expressed his appreciation to Council Member Ruiz-Raber for bringing forward Resolution No. 10-056 and to Mayor Pro Tem Santarina for suggesting new language for inclusion into Resolution No. 10-056.

Council Member Ruiz-Raber stated that she was proud of the City Council for expressing its opposition to SB 1070.

Motion to Call the Previous Question and End Debate

It was moved to call the previous question and end debate on motion of Dear, seconded by Santarina and carried by the following vote:

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

Vote on Substitute Motion

The substitute motion was carried by the following roll call vote:

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

NEW BUSINESS DISCUSSION (Items 22-26)

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

This item was heard after Item No. 22 at 12:40 A.M., on Wednesday, May 19, 2010.

RECOMMENDATION for the City Council:

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

ACTION: Mayor Dear continued this item to June 1, 2010, with no objections heard.

ITEM NO. (23) CONSIDERATION OF THE CITY OF CARSON TO CO-SPONSOR A FORECLOSURE WORKSHOP (CITY MANAGER)

This item was heard after Item No. 22 at 12:40 A.M., on Wednesday, May 19, 2010.

City Manager Groomes summarized the staff report and recommendation.

Council Member Gipson inquired into the cost to co-partner for the foreclosure workshop and expressed his support to support the workshop without monetary contributions from the City.

RECOMMENDATION for the City Council:

1. CONSIDER and PROVIDE direction.

ACTION: It was moved to approve \$600.00-plus and to co-sponsor the Foreclosure Prevention Fair with Korean Churches for Community Development (KCCD) on motion of Dear, seconded by Santarina and carried by the following vote:

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

Noes: None

Abstain: Council Member Gipson

Absent: None

ITEM NO. (24) CONSIDER AMENDING CMC SECTIONS RELATED TO BINGO PRIZES AND RESTRICTIONS ON VOLUNTEERS IN OTHER JURISDICTIONS (ADMINISTRATIVE SERVICES)

This item was heard after Item No. 23 at 12:56 A.M., on Wednesday, May 19, 2010.

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

RECOMMENDATION for the City Council:

TAKE the following actions:

1. APPROVE the Bingo Sub-committee's recommendation and DIRECT the City Attorney to prepare an ordinance to amend CMC Section 6706 pertaining to the definition of "operating bingo in another jurisdiction" to exclude common volunteers.

2. APPROVE the Bingo Sub-committee's recommendation and DIRECT the City Attorney to prepare an ordinance to amend CMC Section 6712 to increase the maximum value of prizes awarded for general and temporary bingo licenses to \$500.00.

ACTION: It was moved to approve the staff recommendation on motion of Davis-Holmes, seconded by Ruiz-Raber and unanimously carried by the following vote:

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

ITEM NO. (25) CONSIDER A REQUEST TO ELIMINATE PARKING ON THE SOUTH SIDE OF VICTORIA STREET ADJACENT TO CALIFORNIA STATE UNIVERSITY DOMINGUEZ HILLS (DEVELOPMENT SERVICES)

This item was heard after Item No. 18 at 9:49 P.M.

City Manager Groomes summarized the staff report and recommendation.

(Council Member Davis-Holmes exited and reentered the meeting at 9:50 P.M.)

RECOMMENDATION for the City Council:

1. CONSIDER and PROVIDE direction.

ACTION: It was moved to approve the staff recommendation and abide by the request of California State University Dominguez Hills (CSUDH) that on-street parking be eliminated on the south side of Victoria Street adjacent to the campus on motion of Dear and seconded by Santarina.

Upon inquiry, Traffic Engineer Garland reported that cars parked at the location were monitored.

A discussion ensued regarding the following issues: 1) parameters of no parking; 2) negative impact on the community; 3) alternative free parking for students; and 3) reduced parking fees based on income.

Mayor Dear amended his motion that the no parking would be effective at the beginning of the Fall semester, which was accepted by Santarina.

Council Member Gipson stated that he could not vote on the item, recused himself, and left the dais. Whereupon, City Attorney Wynder reported that Council Member Gipson had recused himself because he resided within 500' of the proposed area.

(Council Member Gipson recused himself and exited the meeting at 10:03 P.M.)

Public Comments

The following persons offered comments in opposition to the request from CSUDH and expressed concerns regarding the impact on students and to the City of Carson:

Joseph F. Walker, 1711 E. Gladwick Street, Carson, California 90746,

Robert Lesley, P. O. Box 11164, Carson, California 90749;

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

The following persons provided additional information in support of the request from CSUDH:

Mary Ann Rodriguez, 1000 E. Victoria Avenue, Carson, California 90747, representing CSUDH;
and

David Gamboa, 1000 E. Victoria Avenue, Carson, California 90747, representing CSUDH.

Council Member Davis-Holmes concurred with the previous comments expressed by Council Member Ruiz-Raber regarding the negative impact on the community and offered a substitute motion to refer the matter to the Public Works Commission, which was not allowed because the motion had been amended once before.

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

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

(Council Member Gipson reentered the meeting at 10:24 P.M.)

ITEM NO. (26) THIS ITEM INTENTIONALLY LEFT BLANK

RECONVENE: After Item No. 11, the Redevelopment Agency was Reconvened at 1:12 A.M., on Wednesday, May 19, 2010, 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)

Memorial Adjournment Requests

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

Mayor/Chairman Dear

Kevin Smith
Antonio "Tony" Catbagan
Montel D. Bray II

Council/Agency Member Davis-Holmes

Ruth Evans
William Mark Wogan

Council/Agency Member Ruiz-Raber

Adam Stephen Garcia

City Clerk/Agency Secretary Kawagoe

Reported that by letter dated May 14, 2010, from Linda Del Cueto, Local District Superintendent, Los Angeles Unified School District, District 8, to the Carson City Council, that with the strong support of Board Member Dr. Richard Vladovic and the approval of Superintendent Cortines, she had secured the fiscal resources to provide one bus to transport students from Dominguez Elementary to Carnegie Middle School for the 2010-2011 school year.

Extended a public invitation to join Assembly Member Warren T. Furutani in celebrating Asian Pacific Islander American Heritage Month on Saturday, May 22, 2010, 1:00 P.M. to 3:00 P.M., Long Beach Japanese Cultural Center, 1766 Seabright Avenue, Long Beach, California. The following honorees will be recognized: Ken Nagao, Groundworks Landscape, APIA Small Business of the Year; Cambodian Coordinating Council, APIA Non-profit of the Year; Tuitogamatoe "Terri" Rotter, Individual Service to the APIA Community.

City Manager/Executive Director Groomes

Announced that the Neighborhood Stabilization Program (NSP) Workshop will be held on Wednesday, May 19, 2010, 6:30 P.M., at the Congresswoman Juanita Millender-McDonald Community Center.

ORAL COMMUNICATIONS II (COUNCIL/AGENCY)

Council/Agency Member Gipson

Reported that he had attended the conference of the California Contract Cities Association in Indian Wells, California; that he had attended workshops, including the workshop on the Economic Forecast in California; that Council Member Ruiz-Raber and he had both attended the workshop on AB 1234; and that he would distribute information to his colleagues.

Reported that he had attended the blessing for the new building for Watson Land Company on Wilmington Avenue from the 405 Freeway and acknowledged Cardinal Robert Mahoney who administered the blessing.

Council/Agency Member Davis-Holmes

Requested that the flood control report be placed on a future agenda for information.

Reported that she had attended the Youth Conference, which was a well-attended event.

Reported that she had attended the blessing of the building of Watson Land Company.

Thanked everyone for singing the Happy Birthday song to her this evening.

Council/Agency Member Ruiz-Raber

Reported that she had attended the conference of the California Contract Cities Association in Indian Wells, California, attended every workshop, and one, in particular, was about risk management and that she would discuss information with City Manager/Executive Director Groomes.

Reported that she was unable to attend the budget workshop on May 26, 2010, and stated that she wanted to revisit the budget item regarding travel allowance for elected.

Referred to the adoption of Resolution No. 10-056 and directed staff to send copies of the resolution to the individuals listed in the staff report, with no objections heard.

Expressed her wish that everyone enjoy a safe and memorable Memorial Day holiday and requested Mayor/Chairman Dear to announce the information regarding the venue for the Memorial Day event.

Mayor Pro Tem/Chairman Pro Tem Santarina

Thanked and acknowledged Mr. and Mrs. Sai Momoli and the "Helping Hands" volunteers of the Church of the Latter Day Saints for cleaning up the campus at Carson High School and the Don Kott property on May 9, 2010, and thanked Public Services General Manager Cruz for working with the group.

Reported that he had attended the blessing of the building of Watson Land Company.

Reported that he had attended the Youth Conference on May 16, which was a well-organized event.

Offered his congratulations to Louie and Ching Arzadon on the occasion of their 50th Wedding Anniversary.

Offered his congratulations to Vic Gendrano, a writer and poet, on the occasion of his 80th Birthday and acknowledged his contributions to the Filipino Community in Carson.

Mayor/Chairman Dear

Reported that he had attended the two-day SCAG meeting in La Quinta, California, and that, as delegate, SCAG had paid for one hotel night and the registration and felt that the meeting should be attended on a regular basis;

Reported that he had attended the Youth Conference on May 31, 2010.

Announced that the Fourth of July would be celebrated at the venue of Lincoln Memorial Park, at no cost to the City of Carson.

COUNCIL MEMBER PRESENTATIONS OF REQUESTS TO ADD ITEMS TO FUTURE AGENDAS

This item was heard before Oral Communications – Council/Agency.

A. REQUEST BY COUNCILMEMBER GIPSON TO ADD A RESOLUTION TO SUPPORT THE LAUNCH AND OBSERVANCE OF PROJECT "7MINSTOP.COM" TO A FUTURE COUNCIL MEETING

Mayor/Chairman Dear ordered this item to be placed on a future agenda, with no objections heard.

B. REQUEST BY COUNCILMEMBER DAVIS-HOLMES TO ADD A STATUS REPORT ON THE DISTRICT ATTORNEY'S INVESTIGATION RELATING TO THE MUTE BUTTON TO A FUTURE COUNCIL MEETING

Mayor/Chairman Dear ordered this item to be placed on a future agenda, with no objections heard.

City/Agency Attorney Wynder reported that according to the Public Integrity Division, a response would be received by the City when it was provided.

It was moved to place a status report on the agenda when there was something to report on motion of Dear and seconded by Davis-Holmes.

Mayor/Chairman Dear offered a substitute motion to discuss the status report in Closed Session, seconded by Santarina and unanimously carried by the following vote:

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

UNFINISHED/CONTINUED CLOSED SESSION ITEMS (None)

REPORT ON CLOSED SESSION (None)

ADJOURNMENT

The meeting was Adjourned at 1:35 A.M., on Wednesday, May 18, 2010, by Mayor/Chairman Dear and in memory of the individuals requested this evening.

Mayor Jim Dear

ATTEST:

City Clerk Helen Kawagoe