



**MINUTES  
CARSON CITY COUNCIL  
REGULAR MEETING  
JULY 3, 2012**

**5:00 P.M.**

**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 INTERNET AT: [HTTP://CI.CARSON.CA.US](http://ci.carson.ca.us)**

**AGENDA POSTED: JUNE 29, 2012**

"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 5:03 P.M. by Mayor/Agency Chairman/Authority Chairman Dear 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, Council Member/Agency Member/Authority Commissioner Lula Davis-Holmes, and Council Member/Agency Member/Authority Commissioner Elito Santarina

Council Members/Agency Members/Authority Commissioners Absent:

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Julie Ruiz-Raber (Entered at 5:05 P.M.) and Council Member/Agency Member/Authority Commissioner Mike Gipson

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/Executive Director;  
Lindsay Tabaian, Assistant  
City/Agency/Authority Attorney, and staff:

Glenn Turner, Computer Systems Support  
Technician, and Joy Simarago, Deputy City  
Clerk

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

Assistant City/Agency/Authority Attorney Tabaian presented the City 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 Administrative Services General Manager, regarding labor negotiations with AFSCME.

ACTION: This item was scheduled for Closed Session.

**RECESS:** The Housing Authority, Successor Agency, and City Council were Recessed at 5:06 P.M. by Mayor/Agency Chairman/Authority Chairman Dear to a Closed Session to discuss the item described on this evening's agenda for the City Council only.

**RECONVENE:** The Housing Authority, Successor Agency, and City Council were Reconvened at 6:22 P.M. by Mayor/Agency Chairman/Authority Chairman Dear with all members previously noted present, including Gipson.

**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, 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

Mayor/Agency Chairman/Authority Chairman Dear removed Council Item No. 10, **CONSIDERATION OF CREATING A POLICY ON NAMING CITY STREETS, BUILDINGS, ROOMS AND CITY FACILITIES**, from the agenda this evening at the request of staff, with no objections heard.

Mayor/Agency Chairman/Authority Chairman Dear introduced Senior Elias Del Castillo who is the oldest citizen and resident of Carson for many years who reached the grand age of 106 years young. The Mayor and City Council presented a plaque to Senior Elias Del Castillo honoring his long wonderful life and all the members of his family.

Lieutenant Gage, Carson Sheriff's Station, reported that there were no introductions and no report this evening and that on behalf of Captain Rivero who sends his regards to everyone.

City Manager/Executive Director Biggs requested that Council Item No. 13, **CONSIDERATION OF A REPORT FOR THE LOS ANGELES COUNTY LIGHTING MAINTENANCE DISTRICT 1697 – PROPOSED STREET LIGHTING ASSESSMENT RATE INCREASE**, be moved forward which was so ordered by Mayor/Agency Chairman/Authority Chairman Dear, with no objections heard.

**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.**

#### **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. 13 at 7:35 P.M.

#### **Pastor Vera Little, representing the International Faith Based Chamber**

Announced that, on behalf of the International Faith Based Chamber which was developed in the City of Carson, they were called to respond to prayer and was selected to come back to Washington D. C. on July 21, 2012; thanked those who supported them; also announced that they would be returning to Washington D.C. in September and October and if there were any suggestions to contact her directly and that she would take them into the White House and before the U.S. House of Representatives; thanked the Mayor and City Council for allowing them to continue with the National and World Day of Prayer at the Home Depot Center.

**Barbara Post, 24433 Marbella, Carson, California 90745**

Reported on the following: 1) Carousel Tract residents were very angry with the Mayor and City Council who let them down and felt abused for the last 3 years and that Shell Oil was also to blame; 2) banners in the front entrance of their tract were ripped down by a lady who was caught and filed a complaint to no avail; 3) requested to buy a City permit and was rejected by City staff and was told otherwise from other City staff; 4) no assistance from the City after community made several attempts requesting help to join in lawsuit with them against Shell Oil; 5) lawsuit was never filed; 6) that last week her great granddaughter coughed all night due to the emissions from the heavy duty equipment and that their attorney sent a videographer to video for a Discovery show and was told by city staff that the videographer was not allowed to video and to obtain a city permit; and 7) requested that the Mayor and City Council send a letter of apology for what the City has done and not done to every resident in the Carousel Tract.

Mayor/Agency Chairman/Authority Chairman Dear stated that it would be a good idea to send a letter to the residents of the Carousel Tract and directed that the City Manager/Executive Director place an item on the next Council agenda to explain exactly how he brought forward to the City Council that they should institute a lawsuit against Shell in which the City Council Members unanimously agreed and was told that the law firm must secure the approval which was done.

Upon request, Assistant City/Agency/Authority Attorney Tabaian stated that the issue was presented months ago to the City Council which they approved the City Attorney's Office to prepare and execute a retainer agreement with the law firm of Girardi & Keese who was representing the plaintiff in the suit; through that retainer agreement the law firm of Girardi & Keese agreed to bring a cause of action on behalf of the City of Carson for abatement of a public nuisance and to pay all legal costs that the City would incur in bringing that lawsuit in exchange the City of Carson was willing to put their name on the lawsuit that the plaintiff were involved in with respect to public nuisance cause of action, however, the City Attorney's Office and the City Council does not have control over a lawsuit; it would be the law firm of Girardi & Keese who was making those litigation decisions and that it was her understanding that it was not filed yet and that would be a question that the plaintiff should bring before their attorneys and not before the City Council.

Mayor/Agency Chairman/Authority Chairman Dear stated that the issue should not be addressed this evening but should be brought up in a Closed Session and an Open Session at a future agenda as to why the lawsuit was not filed which was requested to be filed on behalf of the residents of the Carousel Tract.

Council Member/Agency Member/Authority Commissioner Davis-Holmes stated that there was a request by the City Council to keep them apprised of what was going on in the tract and that has not been brought to them and requested to revisit. Subsequently, Mayor/Agency Chairman/Authority Chairman Dear requested to add Council Member/Agency Member/Authority Commissioner Davis-Holmes request on the next Council agenda.

Council Member/Agency Member/Authority Commissioner Gipson stated his concern of the two conflicting departments and asked that the City Manager/Executive Director look into what Ms. Post's had indicated about conflicting departments in regard to the permit process which should be consistent and referred to a particular department's jurisdiction.

**Jane Osuna, 21207 S. Avalon Boulevard, Carson, California 90745**

Reported that she was the General Manager of a business in Carson and that she did not receive a ballot regarding the Los Angeles County Proposed Street Lighting Assessment Rate Increase and subsequently,

Mayor/Agency Chairman/Authority Chairman Dear stated that the City Manager/Executive Director would address her issue outside the Council meeting this evening;

Referred to the following: 1) Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber seconded motion regarding the Del Amo Bridge naming on April 15, 2003 and requested clarification who named the bridge if it was the State, County, or City Council; 2) referred to today's Daily Breeze article in which Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber stated that she did not believe in naming anything after living people and naming anything after someone who was still in office was not a good idea; 3) Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber's vote on January 17, 2012 regarding the resolution naming the City Council Chambers after former City Clerk Helen Kawagoe after her passing;

Cautioned the Council that if they chose a subcommittee to look at any rules and regulations on the facility naming policy that they make sure that there was no cronyism, political hackers, and that it was an impartial selection from the city that you choose the committee to make sure that there was nothing unethical and that the policy adopted was not what they were told to adopt but that it was their decision.

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber clarified her motion and votes referred by Ms. Osuna.

**Romeo Beso, 109 Pismo Drive, Carson, California 90745**

Expressed his heartfelt thanks to the Mayor and City Council and offered comments in support of the use of the Dominguez Hall at the Congresswoman Juanita Millender-McDonald Community Center for their meetings and Food Bank distribution on behalf of the Carson Senior Coalition of the ERB Foundation and requested to allow use of the Dominguez Room for another year.

**Linda Ayers, 24733 Ravenna Avenue, Carson, California 90745**

Expressed her disappointment and felt that she and the Carousel Tract residents were misled by the City regarding the legal battle with Shell Oil.

**Marciano Pascua, 172 E. Javelin Street, Carson, California 90745**

Offered comments in support of the ERB Foundation and invited and acknowledged the volunteers of the foundation who were present to stand and appealed to the Mayor and City Council to house them in their shelter.

**Myrna Ronquillo, 23813 Gulf Avenue, Carson, California 90745**

Offered comments on behalf of the Carson Senior Coalition of the ERB Foundation in support of the foundation and appealed to the Mayor and City Council to allow them to use Dominguez Hall for one more year for their programs and activities which were held every second Sunday of each month for their Food Bank distribution and the third Monday of each month for their Senior Coalition meetings.

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

Stated that she was a volunteer of the ERB Foundation and thanked the Mayor and City Council for their support; expressed her gratitude to the two Filipino men who helped her and the Sheriff's Department for the custody of the man, on the same day, who stole her necklace and thanked Captain Rivero, Deputy Matsumoto, Detective Rodney Adams, Detective Gus Ramirez, Deputies Gene Borges, Phyllis, Taylor, Nang, Dean, and Starky for a job well done.

**Evangeline Santa Ana, 750 E. Carson Street, No. 93, Carson, California 90745**

Requested extension for use of the Dominguez Hall benefitting the senior citizens and offered comments in support of the ERB Foundation.

**Dianne Thomas, 20219 Nestor Avenue, Carson, California 90746**

Stated that she wanted to piggy back on Ms. Post's comments regarding the Carousel Tract; offered comments in opposition to fracking in the City of Carson and that it was a matter of quality of life; informed the Mayor and City Council that there were many citizens in the process of collecting signatures to deny any permits to Oxy for any projects in Carson which would be presented to them in the future.

Council Member/Agency Member/Authority Commissioner Davis-Holmes requested that the City Manager/Executive Director prepare a resolution similar to Culver City urging the Governor of the state to ban fracking in the State of California.

**Miriam Vazquez, 21413 Martin Street, Carson, California 90745**

Offered comments in support of the refineries in the City; reminded everyone to respect the Mayor, City Council, and city staff.

**Laura Walters, 1650 W. 162<sup>nd</sup> Street, Gardena, California 90247, representing Los Angeles County Fire Department**

Discussed fireworks safety and reminded everyone that there was a \$1,000 fine for igniting illegal fireworks in the city limits of Carson.

Mayor/Agency Chairman/Authority Chairman Dear thanked Ms. Walters and the L.A. Fire Department for supporting the City of Carson Annual Fireworks Show and thanked the L.A. Galaxy Major League Soccer Team for providing the fireworks which was a good alternative for people to watch fireworks at the Home Depot Center and that there would be free shuttle service from the Community Center.

**Dr. Rita Boggs**

Reminded everyone that there should be no response during Oral Communications which was repeatedly a violation of the Brown Act.

**Robert Lesley, 19919 Alonda, Carson California 90746**

Stated that he had the opportunity to meet with Oxy at a meeting which was held late May or early June at the Community Center who addressed and concurred that they were in the process for over a year of testing for fracking drilling to the residents at the Community Center; discussed the fracking process and the dangers involved; urged the Mayor and City Council to look objectively before issuing further permits related to fracking.

Council Member/Agency Member/Authority Commissioner Davis-Holmes requested clarification of a parliamentary inquiry related to Oral Communications.

Upon inquiry, Assistant City/Agency/Authority Attorney Tabaian stated that the Brown Act and the Carson Municipal Code allows us to briefly respond to issues raised during Oral Communications but no discussion should be had; questions could be asked by the staff or the City Attorney and that there should be no back and forth going on and any comments should remain brief.

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

Referred to comments made by some of the elected officials recently regarding potential layoffs which he felt was irresponsible to do as an elected body; urged the Mayor and City Council to stay on the governor and the state legislature and if pass budget this evening without any word from the state of how much and when that there would be problems down the line.

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

Thanked Ms. Walters for warning the danger of fireworks; requested that staff make it a high priority to expedite the Council minutes; requested that staff look into the Our Weekly publication circulation to other areas of Carson; felt that the Carousel lawsuit inquiry should not have gone too long if the City already knew the outcome.

Mayor/Agency Chairman/Authority Chairman Dear requested that the City Manager/Executive Director work with the City Clerk/Agency Secretary/Authority Secretary on a future agenda item regarding the Our Weekly publication legal noticing; offered helpful hints to Ms. DeWitt to view the city website on the internet where she could find City Council meetings and choose the agenda item interested in hearing without listening to the entire meeting.

Council Member/Agency Member/Authority Commissioner Gipson requested that the City Manager/Executive Director inform the Sheriff's Department and/or the Fire Department of Carousel Tract's situation and coordinate extra patrol of the Carousel Tract area due to the upcoming Fourth of July holiday.

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

Stated that she was aware of the potential move of the Rehabilitation Office in City Hall and requested that the Mayor and City Council consider keeping the Senior Social Services at their current location to better serve the seniors.

**RECESS:** The City Council/Successor Agency/Housing Authority were Recessed at 8:45 P.M. by Mayor/Agency Chairman/Authority Chairman Dear for staff.

**RECONVENE:** The City Council/Successor Agency/Housing Authority were Reconvened at 9:11 P.M. by Mayor/Agency Chairman/Authority Chairman Dear with all members previously note present, except Davis-Holmes absent.

**NEW BUSINESS CONSENT (Items 2-4)**

**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.**

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

Noes: None  
Abstain: None  
Absent: Council Member/Agency Member/Authority Commissioner Davis-Holmes

(Council Member/Agency Member/Authority Commissioner Davis-Holmes reentered the meeting at 9:12 P.M.)

It was moved to reconsider the previous vote of the approval of the Housing Authority, Successor Agency, and the City Council New Business Consent Calendar on motion of Gipson, seconded by Ruiz-Raber 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

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

During discussion of the motion, Council Member/Agency Member/Authority Commissioner Davis-Holmes offered a friendly amendment to the motion to remove the following item for discussion:

**Council Member/Agency Member/Authority Commissioner Davis-Holmes**

Removed City Council Consent Calendar Item No. 4, **CONSIDER AUTHORIZATION TO FUND A CONSTRUCTION CONTRACT FOR THE COMMERCIAL FAÇADE IMPROVEMENT PROJECT LOCATED AT 225 E. CARSON STREET (ECONOMIC DEVELOPMENT).**

The motion, as amended, to approve Housing Authority New Business Consent Calendar Item No. 1, Successor Agency New Business Consent Calendar Item No. 1, and City Council New Business Consent Calendar Item Nos. 2 and 3 were 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) CONSIDER WAIVING THE REQUIREMENTS OF CARSON MUNICIPAL CODE § 63103 & APPROVE THE ATTACHED CERTIFICATE OF**



**LIABILITY INSURANCE FROM USF INSURANCE COMPANY FOR  
UNITED AIR & GROUND AMBULANCE (CITY MANAGER)**

RECOMMENDATION for the City Council:

1. WAIVE the requirements of Carson Municipal Code § 63103 and APPROVE the certificate of liability insurance provided by United Air & Ground Ambulance company.

ACTION: Item No. 2 was approved on the New Business Consent Calendar on motion of Dear, seconded by Ruiz-Raber 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) CONSIDERATION OF ADOPTION OF RESOLUTION NO. 12-063  
AUTHORIZING THE DESTRUCTION OF SPECIFIED CITY RECORDS  
(ADMINISTRATIVE SERVICES)**

RECOMMENDATION for the City Council:

1. WAVE further reading and ADOPT Resolution No. 12-063, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AUTHORIZING THE DESTRUCTION OF SPECIFIED CITY RECORDS."

ACTION: Item No. 3 was approved on the New Business Consent Calendar on motion of Dear, seconded by Ruiz-Raber 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) CONSIDER AUTHORIZATION TO FUND A CONSTRUCTION CONTRACT  
FOR THE COMMERCIAL FAÇADE IMPROVEMENT PROJECT  
LOCATED AT 225 E. CARSON STREET (ECONOMIC DEVELOPMENT)**

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

Council Member/Agency Member/Authority Commissioner Davis-Holmes thanked Economic Development General Manager Graves and requested that her colleagues prepare a letter to the owner of the Merchants Bank of California in support of the business in the City of Carson.

RECOMMENDATION for the City Council:

TAKE the following actions:

1. AUTHORIZE the funding for a construction contract for a commercial façade improvement project located at 225 E. Carson Street in the amount of \$119,222.50.
2. AUTHORIZE the Mayor to execute the Façade Improvement Program Agreement between the city and the property owner following the funding approval and approval as to form by the City Attorney.

ACTION: It was moved to approve staff recommendation nos. 1 and 2 on motion of Davis-Holmes, 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

#### DEMANDS (Item 5)

**ITEM NO. (5) RESOLUTION NO. 12-067 RATIFYING CLAIMS AND DEMANDS IN THE AMOUNT OF \$2,538,279.09, DEMAND CHECK NUMBERS 105167 THROUGH 105332**

Item No. 5 was heard after Successor Agency Item No. 2 at 9:19 P.M.

ACTION: WITH FURTHER READING WAIVED, Resolution No. 12-067 was PASSED, APPROVED, and ADOPTED, as read by title only, on motion of Dear, seconded by Ruiz-Raber and unanimously carried by the following vote:

Ayes: Mayor/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 (Item 6)**

**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 Council are requested to select three speakers to represent your opinion.**

**ITEM NO. (6) CONTINUED PUBLIC HEARING REGARDING FISCAL YEAR 2012/13 CITY MANAGER'S PROPOSED GENERAL FUND BUDGET (CITY MANAGER)**

Item No. 6 was heard at 9:21 P.M.

**Public Hearing**

Mayor/Agency Chairman/Authority Chairman Dear declared the public hearing reopened **REGARDING FISCAL YEAR 2012/13 CITY MANAGER'S PROPOSED GENERAL FUND BUDGET.**

Mayor/Agency Chairman/Authority Chairman Dear stated for the record that he previously directed that all affidavits of notice be made part of the record.

City Clerk/Agency Secretary/Authority Secretary Gause clarified that there was one additional written communication dated July 3, 2012 regarding the Fiscal Year 2012-13 General Fund Budget Recommendations submitted by Ronald Shimokaji.

Mayor/Agency Chairman/Authority Chairman Dear ordered that Mr. Shimokaji's written communication be made part of the record.

Council Member/Agency Member/Authority Commissioner Santarina stated that he provided a copy of his written communication dated July 2, 2012 regarding the Budget Balancing Proposal to the Mayor, City Council, City Manager, and City Clerk.

Mayor/Agency Chairman/Authority Chairman Dear ordered that Council Member/Agency Member/Authority Commissioner Santarina's written communication be made part of the record.

**Staff Report**

City Manager/Executive Director Biggs summarized the staff report.

(Council Member/Agency Member/Authority Commissioner Gipson exited and reentered the meeting at 9:26 P.M.)

Administrative Services General Manager Acosta provided a Yellow packet consisting of the General Fund Operating Budget Recommended Decision Packages, General Fund Operating Budget Alternate Decision Packages, General Fund Balance Decision Packages, and the FY 2012/13 Proposed General Fund Budget Council Budget Referrals to the Mayor, City Council, City Manager, and staff.

City Manager/Executive Director Biggs discussed the Yellow packet provided and discussed his memorandum dated July 3, 2012 to the Mayor and City Council regarding the Budget Public Hearing Update and that he would provide one update and two additional handouts to discuss.

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber exited the meeting at 9:31 P.M and reentered the meeting at 9:32 P.M.)

Council Member/Agency Member/Authority Commissioner Davis-Holmes suggested that the Decision Packages be dealt with one at a time and either vote up or down.

City Manager/Executive Director Biggs provided an overview of the updated Budget Referral No. 10, 29, and 30 which were included in the staff report. He clarified that the Yellow packet was not available on time with the agenda which was produced this evening and that staff was making additional copies for the public; referred to his memorandum dated June 30, 2012 which was provided to the Mayor and Council on Saturday, June 30, 2012 and was made available in the City Clerk's Office on Monday, July 2, 2012 and for public inspection; provided the updated Budget Referral No. 24, 31, 32, Exhibits to Budget Referral No. 32 which would be available this evening. Also, Administrative Services General Manager Acosta distributed memorandum dated July 3, 2012 regarding the Budget Public Hearing update including Budget Referral No. 8, 26, 29, 33, Decision Package No. 17, Budget Referral No. 10, 34, and 22.

Administrative Services General Manager Acosta provided a preview of the Proposed Budget Changes FY 2012/13.

It was moved to start with Decision Package No. 1 and have a discussion, vote it up or down and go to Decision Package No. 2 and have a discussion, vote it up or down then for the City Manager to come back and enter figures and notify the Mayor and City Council where they were on motion of Davis-Holmes who subsequently withdrew her motion.

Administrative Services General Manager Acosta continued with the preview of the Proposed Budget Changes FY 2012/13.

#### **Administration of Oath**

Mayor/Agency Chairman/Authority Chairman Dear requested that any person wishing to testify to stand and take the Oath, which was administered by City Clerk/Agency Secretary/Authority Secretary Gause.

#### **Public Comments**

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

Referred to his memorandum dated July 3, 2012 to the Mayor and City Council regarding Fiscal Year 2012-13 General Fund Budget Recommendations which he provided copies earlier to the Mayor and City Council and offered comments and recommendations to the budget.

(Council Member/Agency Member/Authority Commissioner Davis-Holmes exited and reentered the meeting at 10:08 P.M.)

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

##### **Bill Everett, Senior Driver**

Referred to Budget Referral No. 32 - 3Q, and commented that it was important for bus drivers to be licensed and that if there was work for them that they should be allowed to do the work.

(Council Member/Agency Member/Authority Commissioner Gipson reentered the meeting at 10:11 P.M.)

Upon inquiry, Acting Transportation Services Supervisor Meni clarified the duties of the city bus drivers.

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

Referred to Budget Referral No. 24 and inquired about the annual unrealized revenue for the Community Center.

City Manager/Executive Director Biggs discussed the potential and actual revenues for the Community Center.

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

It was moved to start marching through from Decision Package Nos. 1 through 29 from the Yellow packet and make a decision to vote up or down on motion of Davis-Holmes, seconded by Dear 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

**Decision Package No. 1**

It was moved to approve Decision Package No. 1 on motion of Davis-Holmes, 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

## **Main Motion**

### **Decision Package No. 2**

It was moved to approve Decision Package No. 2 with the following exceptions on motion of Davis-Holmes and seconded by Dear:

- That the Assistant City Manager position be brought back in six months after the reorganization for review and reconsideration;
- Do not reclassify the Public Works Superintendent to Officer;
- Consolidate the Recreation Division and the Human Services Division;
- Referred to Decision Package No. 17 and to not reclassify the Human Services Manager and leave as is as; and
- Change the titles of the General Managers to Directors and also reduce their salaries at \$165,000 by 5% based upon the comp study that was done with the salaries for Compton, Norwalk, Inglewood, Hawthorne in which the populations were the same with the department directors.

## **Substitute Motion**

### **Decision Package No. 2**

During discussion of the main motion, Mayor/Agency Chairman/Authority Chairman Dear offered a substitute motion to approve Decision Package No. 2 and as recommended by Council Member/Agency Member/Authority Commissioner Davis-Holmes with the exception of keeping the Parks and Recreation and Community Services separate and also to not reduce the General Manager salaries by 5% and seconded by Santarina.

A discussion ensued regarding the General Managers and the City Manager salaries and benefits and Y-rating of the 15 employees.

Upon inquiry, City Manager/Executive Director Biggs recommended compensation review of the entire salary structure with direction by the City Council to implement.

Council Member/Agency Member/Authority Commissioner Gipson stated his concern that the employee who was retiring should not be affected by the budget and that the City Council hold a special meeting to continue the budget hearing if needed.

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber recognized Council Member/Agency Member/Authority Commissioner Gipson for requesting a 5% reduction of his pay last year and stated that she would be willing to do the same this year.

Mayor/Agency Chairman/Authority Chairman Dear declared the Public Hearing reopened to hear additional public comments, with no objections heard.

## **Public Comments**

### **Isabella Meni, President of AFSCME**

Offered comments in support of thoroughly evaluating the organizational structure as a whole and not make any hasty decisions and that everyone be treated fairly.

Mayor/Agency Chairman/Authority Chairman Dear declared the Public Hearing closed.

**Vote on Substitute Motion**

**Decision Package No. 2**

The substitute motion failed to carry by the following vote:

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

**Vote on Main Motion**

**Decision Package No. 2**

The main motion was unanimously carried by the following vote:

Ayes: None  
Noes: 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  
Abstain: None  
Absent: None

**New Main Motion**

**Decision Package No. 2**

It was moved to approve Decision Package No. 2 with the following exceptions on motion of Davis-Holmes and seconded by Ruiz-Raber:

- That the Assistant City Manager position not be approved and that it be brought back in six months for reconsideration;
- No reclassification of the Public Works Superintendent;
- Consolidate the Recreation Division and the Human Services Division;
- Do not eliminate or reclassify the Community Services Manager as recommended in Decision Package No. 17; and
- Change the titles of the General Managers to Directors and direct the City Manager to bring back a comprehensive study of the entire organization within 120 days.

Mayor/Agency Chairman/Authority Chairman Dear offered a friendly amendment to keep the Parks and Recreation Division separate from Community Services which was not accepted by the maker of the motion.

**Vote on New Substitute Motion**

**Decision Package No. 2**

Mayor Dear offered a substitute motion to approve Decision Package No. 2 with the exceptions recommended by Council Member/Agency Member/Authority Commissioner Davis-Holmes except to keep the Community Services and Department of Parks and Recreation separate, seconded by Santarina and failed to carry by the following vote:

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

**Vote on New Main Motion**

**Decision Package No. 2**

The new main motion was carried by the following vote:

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

**Decision Package Nos. 3 and 4**

It was moved to approve Decision Package Nos. 3 and 4 on motion of Davis-Holmes, 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

**Decision Package Nos. 5, 6, and 7**

It was moved to approve Decision Package Nos. 5, 6, and 7 on motion of Dear and seconded by Santarina.

Council Member/Agency Member/Authority Commissioner Davis-Holmes referred to Decision Package No. 5 and offered a friendly amendment to the motion to leave at \$500,000 until know cost of all the Decision Packages which was accepted by the maker and the second.

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

**Decision Package Nos. 8 and 9**

It was moved to not approve Decision Package No. 8 on motion of Dear and seconded by Santarina.

During discussion of the motion, City Manager Biggs discussed the attrition or reassignment of the Senior Clerk position.

Council Member Davis-Holmes offered a substitute motion to not approve and bring back Decision Package Nos. 8 and 9, seconded by Ruiz-Raber 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

**Decision Package No. 10**

It was moved to approve Decision Package No. 10 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

**Decision Package Nos. 11 and 12**

It was moved to approve Decision Package Nos. 11 and 12 on motion of Santarina, seconded by Ruiz-Raber 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

**Decision Package No. 16**

It was moved to approve Decision Package No. 16 on motion of Dear, seconded by Ruiz-Raber 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

**Decision Package No. 17**

City Manager/Executive Director Biggs clarified that Decision Package No. 17 was previously dealt with in the motion of Decision Package No. 2.

**Decision Package No. 20**

It was moved to approve Decision Package No. 20 on motion of Santarina, seconded by Davis-Holmes 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

**Decision Package No. 21**

It was moved to approve Decision Package No. 21 on motion of Ruiz-Raber, 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

**Decision Package No. 23**

It was moved to approve Decision Package No. 23 on motion of Santarina, 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

(Council Member/Agency Member/Authority Commissioner Gipson exited and reentered the meeting at 12:19 A.M., on Wednesday, July 4, 2012.)

**Decision Package No. 24**

It was moved to reject Decision Package No. 24 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

**Decision Package No. 26**

It was moved to approve Decision Package No. 26 on motion of Santarina, seconded by Davis-Holmes 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

**Decision Package No. 28**

It was moved to approve Decision Package No. 28 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

**Decision Package No. 29**

It was moved to approve Decision Package No. 29 on motion of Santarina, seconded by Davis-Holmes 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

(Council Member/Agency Member/Authority Commissioner Gipson exited the meeting at 12:25 A.M., on Wednesday, July 4, 2012 and reentered the meeting at 12:27 A.M., on Wednesday, July 4, 2012.)

**Budget Referral No. 30**

Mayor Dear referred to Budget Referral No. 30, whereupon, City Manager/Executive Director Biggs summarized Triangle No. 17 of the staff report.

Lieutenant Gage elaborated on the summary for Captain Rivero, who was not present this evening, regarding residential, commercial, and personal robberies and burglaries.

(Council Member/Agency Member/Authority Commissioner Santarina exited the meeting at 12:30 A.M., on Wednesday, July 4, 2012.)

It was moved to approve Captain Rivero's recommendation, as presented by Lieutenant Gage, to reduce the robbery and burglary crime in the City by implementing the recommended program as described in Budget Referral No. 30 on Triangle Page No. 17 on motion of Dear and seconded by Gipson.

(Council Member/Agency Member/Authority Commissioner Santarina reentered the meeting at 12:33 A.M., on Wednesday, July 4, 2012.)

During discussion of the motion, Council Member Davis-Holmes offered a friendly amendment to include regular program updates.

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

**Budget Referral No. 10**

It was moved to approve Budget Referral No. 10 on motion of Davis-Holmes, seconded by Ruiz-Raber 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

**Decision Package No. 25**

It was moved to fill the vacant Early Childhood position with one of the Kid's Club Site Directors and under fill that vacant position with up to a 30 hours a week part-time person but keep one of the Kid's Club Site Directors and eliminate through attrition on motion of Davis-Holmes and seconded by Ruiz-Raber.

During discussion of the motion, City Manager Biggs stated that there would be a \$50,000 estimated savings.

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

**Decision Package No. 18**

It was recommended to not hire a Purchasing Manager at this time resulting for hire savings on motion of Davis-Holmes and seconded by Gipson.

During discussion of the motion and upon inquiry, City Manager/Executive Director Biggs discussed the implementation of the State CalCard program and keeping the Senior Buyer position with an updated expense reduction of \$134,510.

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

**Decision Package No. 19**

It was moved to not hire the Senior Human Resources Analyst, leave the Employment Services Clerk position vacant, and keep the Human Resources Analyst as proposed in the Efficiency Study on motion of Davis-Holmes and seconded by Ruiz-Raber.

During discussion of the motion and upon inquiry, City Manager/Executive Director Biggs stated the updated expense reduction of \$165,826.

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

RECOMMENDATION for the City Council:

TAKE the following actions:

1. CONDUCT a Public Hearing on the proposed FY 2012/13 General Fund Budget;
2. APPROVE the FY 2012/13 General Fund Budget incorporating the Decision Packages, Budget Referrals and Use of Fund Balance as determined by the City Council;
3. ADOPT Resolution No. 12-068 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, ADOPTING THE FISCAL YEAR 2012/13 GENERAL FUND BUDGET AND APPROVING APPROPRIATIONS FOR THE 2012/13 FISCAL YEAR."

ACTION: Mayor Dear ordered the Public Hearing reopened on the budget and continued to the next Council meeting of July 17, 2012, 6:00 P.M. in the Council Chambers, Carson City Hall, located at 701 E. Carson Street, Carson, California 90745, with no objections heard.

#### **UNFINISHED BUSINESS (Items 7-9)**

#### **ITEM NO. (7) CONSIDER REQUEST FROM MAYOR DEAR TO REMOVE FROM THE TABLE COMMISSION, COMMITTEE AND BOARD APPOINTMENTS (CITY CLERK)**

Item No. 7 was heard at 12:59 A.M., on Wednesday, July 4, 2012.

RECOMMENDATION for the City Council:

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

ACTION: Mayor Dear took the following actions:

#### **Main Motion**

It was moved to remove from the table Commission, Committee and Board Appointments on motion of Dear and seconded by Santarina.

During discussion of the motion, Mayor Dear recommended the appointment of Kaela Mfume to the Youth Commission.

Council Member Davis-Holmes offered a substitute motion to leave on the table Commission, Committee and Board Appointments until after a discussion was made as to what would be done with the commissions and seconded by Ruiz-Raber.

During discussion of the substitute motion, Mayor Dear stated that he did not support the substitute motion due to the Youth Commission one-year terms of office ending in June.

### **Call for the Question and End Debate**

It was moved to call for the question and end debate on motion of Davis-Holmes and seconded by Ruiz-Raber.

A discussion ensued regarding the parliamentary procedure related to motions made by the Council Members.

Upon inquiry, Assistant City/Agency/Authority Attorney Tabaian discussed her understanding of Council Member/Agency Member/Authority Commissioner Davis-Holmes' motion to Call for the Question and End Debate.

Mayor/Agency Chairman/Authority Chairman Dear requested a report back on parliamentary procedures related to motions.

### **Vote on Call for the Question and End Debate**

The motion was carried by the following vote:

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

### **Vote on Substitute Motion**

The substitute motion was carried by the following vote:

Ayes:	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:	Mayor/Agency Chairman/Authority Chairman Dear
Abstain:	None
Absent:	None



**ITEM NO. (8)      CONSIDER FILLING VACANCIES ON THE MOBILEHOME PARK  
RENTAL REVIEW BOARD AND THE CARSON HISTORICAL  
COMMITTEE BY MAYOR DEAR (CITY CLERK)**

Item No. 8 was heard at 1:13 A.M., on Wednesday, July 4, 2012.

RECOMMENDATION for the Mayor:

1. CONSIDER or APPOINT members to the Mobilehome Park Rental Review Board and the Carson Historical Committee, with the approval of a majority of the entire City Council present, including the Mayor, as listed on Exhibit No. 1.

ACTION: Mayor Dear appointed Mary K. Pittman as a Park Owner Member to the Mobilehome Park Rental Review Board as recommended by staff.

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

During discussion of the motion, Council Member/Agency Member/Authority Commissioner Gipson inquired if Ms. Pittman was vetted, sound, and proven to be willing to serve on the board and subsequently confirmed by Economic Development General Manager Graves.

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

**ITEM NO. (9)      CONSIDERATION TO SELECT A MEDIAN SAFETY FENCE FOR  
PROJECT NO. 954: MEDIAN IRRIGATION SYSTEM AND LANDSCAPING  
UPGRADE PHASE II, DEL AMO BOULEVARD FROM AVALON  
BOULEVARD TO WILMINGTON (DEVELOPMENT SERVICES)**

Item No. 9 was heard at 1:16 A.M., on Wednesday, July 4, 2012.

City Manager Biggs summarized the staff report and recommendation.

**Public Comment**

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

Offered comments in support of Concept B.

(Council Member/Agency Member/Authority Commissioner Gipson exited the meeting at 1:23 A.M. on Wednesday, July 4, 2012.)

A discussion ensued regarding the fence height, aesthetics, and beautification concepts.

(Council Member/Agency Member/Authority Commissioner Gipson reentered the meeting at 1:25 A.M., on Wednesday, July 4, 2012.)

RECOMMENDATION for the City Council:

TAKE the following actions:

1. REVIEW the proposed median safety fence options for Project No. 954: Median Irrigation System and Landscaping Upgrade Phase II, Del Amo Boulevard from Avalon Boulevard to Wilmington Avenue.
2. APPROVE one of the proposed concepts for the aesthetic and replacement of the existing fence.

ACTION: It was moved to reject the options and for staff to bring back other options after input from the public 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

#### **NEW BUSINESS DISCUSSION (Items 10-14)**

##### **ITEM NO. (10) CONSIDERATION OF CREATING A POLICY ON NAMING CITY STREETS, BUILDINGS, ROOMS AND CITY FACILITIES (CITY MANAGER)**

RECOMMENDATION for the City Council:

1. DISCUSS and PROVIDE direction.

ACTION: Mayor/Agency Chairman/Authority Chairman Dear previously removed Item No. 10 from the agenda this evening at the request of staff, with no objections heard.

##### **ITEM NO. (11) CONSIDER NAMING THE SENIOR WING OF THE CONGRESSWOMAN JUANITA MILLENDER-MCDONALD COMMUNITY CENTER AT CARSON IN HONOR OF FORMER MAYOR KAY A. CALAS (CITY MANAGER)**

Item No. 11 was heard after Item No. 9 at 1:28 A.M., on Wednesday, July 4, 2012.

City Manager/Executive Director Biggs summarized the staff report.

## **Public Comments**

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

Offered comments in support of the agenda item; announced the Memorial Service by the family on July 18, 2012, 11:00 A.M. to 2:00 P.M., at the Carson Community Center, for her seniors, community, and elected officials who were invited to celebrate her life; reminded the Mayor and City Council to remember Kay Calas in a way and to think how they conduct themselves to serve the community.

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

Offered comments in support of naming the Carson Dominguez Room in memory of former Mayor Kay Calas.

Council Member/Agency Member/Authority Commissioner Santarina announced his endeavors along with Mayor/Agency Chairman/Authority Chairman Dear and City Manager/Executive Director Biggs to enter the Kay Calas Bridge into a State registry with the support of Assembly Member Warren Furutani and his staff. He further indicated his involvement in the project which began in 2011 with the assistance of the community and business leaders and supporters of former Mayor Kay Calas led by Mr. Walter Neil.

RECOMMENDATION for the City Council:

1. DISCUSS and PROVIDE direction.

ACTION: It was moved to name the senior wing identified as the east wing of the community center and consists of the Carson Dominguez Room, Carson Dominguez Lobby, Carson Dominguez Patio, the Joseph B. O'Neal Stroke Center, Room 212 (where the senior's YMCA lunches are held), the Adult Lounge, the Adult Activity Room, and the International Room, to be identified as the Kay A. Calas Senior Center on motion of Ruiz-Raber and seconded by Davis-Holmes.

During discussion of the motion, the Mayor and Council Members offered comments in support of this item in honor of former Mayor Kay Calas.

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Ruiz-Raber offered a friendly amendment to her motion and requested that a picture of Kay Calas be placed in the senior wing similar to the pictures of the elected officials in City Hall and also for former Congresswoman Juanita Millender-McDonald which was accepted by the second.

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. (12)      CONSIDERATION OF A REPORT FOR THE FEDERAL EMERGENCY  
MANAGEMENT AGENCY'S NEW NATIONAL FLOOD INSURANCE  
REQUIREMENTS, AND LOS ANGELES COUNTY FLOOD CONTROL  
DISTRICT FLOOD RISK MITIGATION ALTERNATIVE STUDY -  
PROJECT UPDATE (DEVELOPMENT SERVICES)**

Item No. 12 was heard at 1:41 A.M., on Wednesday, July 4, 2012.

RECOMMENDATION for the City Council:

1.      RECEIVE and FILE.

ACTION:      Mayor Dear ordered this item continued to the next Council meeting on July 17, 2012, in the Council Chambers, Carson City Hall, located at 701 E. Carson Street, Carson, California 90745, with no objections heard.

**ITEM NO. (13)      CONSIDERATION OF A REPORT FOR THE LOS ANGELES COUNTY  
LIGHTING MAINTENANCE DISTRICT 1697 - PROPOSED STREET  
LIGHTING ASSESSMENT RATE INCREASE (DEVELOPMENT SERVICES)**

Item No. 13 was heard after the Introductions at 6:40 P.M.

City Manager/Executive Director Biggs summarized the staff report and introduced Arnel Dulay from the Los Angeles County Department of Public Works.

Mr. Dulay, Senior Civil Engineer, Los Angeles County Department of Public Works, provided a PowerPoint presentation on the proposed assessment increase for the Carson lighting district and reported that he had worked with City Manager/Executive Director Biggs and staff the past several months.

**Public Comments**

**Dr. Rita Boggs**

Inquired how the publicly lit areas be considered and that conceivably suppose one part of the city votes one way and the other part of the city vote another way and would they be split up or only total within the city.

**Miriam Vasquez**

Inquired into the following: 1) how many property owners in Carson; 2) how many businesses in Carson; 3) how much money would be made; and 4) how much should be paid by the property owners at a fair price.

**Jenny Vasquez**

Stated her concern on the cost for each household in the city.

Upon request, Mr. Dulay stated that the assessments were based on land use and discussed the base rates and balloting costs.

City Manager/Executive Director Biggs discussed the street lighting and his voter outreach efforts to the property owners.

RECOMMENDATION for the City Council:

1. RECEIVE and FILE.

ACTION: Mr. Arnel Dulay, Senior Civil Engineer, Los Angeles County Department of Public Works, provided a report for the Los Angeles County Lighting Maintenance District 1697 – Proposed Street Lighting Assessment Rate Increase.

**ITEM NO. (14) CONSIDER THE STATUS OF ABX1 26 IMPLEMENTATION (ECONOMIC DEVELOPMENT)**

Item No. 14 was heard after Item No. 12 at 1:42 A.M., on Wednesday, July 4, 2012.

Economic Development General Manager Graves provided a brief update and discussed the RDA Trailer Bill.

RECOMMENDATION for the City Council:

1. RECEIVE and FILE.

ACTION: Mayor Dear ordered this item Received and Filed, with no objections heard.

It was moved to limit comments by the Mayor/Agency Chairman/Authority Chairman and the Council Members/Agency Members/Authority Commissioners to a maximum of five minutes on motion of Davis-Holmes, seconded by Ruiz-Raber 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

**ORAL COMMUNICATIONS I (STAFF)**

This item was heard at 1:45 A.M., on Wednesday, July 4, 2012.

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 Santarina**

Fely Marzo Ursolum

**Council Member/Agency Member/Authority Commissioner Gipson**

Dr. James W. Grandy  
Veona Gipson

**Council Member/Agency Member/Authority Commissioner Davis-Holmes**

Theodosia Jones  
Minerva Johnson

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

Anita Gutierrez

She offered the following oral communications:

- Wished everyone a happy Independence Day and safe journeys.
- Wished everyone a good morning.

**City/Agency/Authority Treasurer Avilla**

- Reported that she represented the City as a board member for the National Association of Latino Elected Officials, 29<sup>th</sup> Annual Conference, June 21-24, 2012, in Orlando, Florida; NALEO was 36 years old, with President Barack Obama and Governor Mitt Romney in attendance.

**ORAL COMMUNICATIONS II (COUNCIL/AGENCY/AUTHORITY)**

**Council Member/Agency Member/Authority Commissioner Gipson**

- Reported on events attended.
- Announced that Attorney General Camilla Harris, California Homeowners Bill of Rights, which was passed by the legislature, was offering assistance to homeowners and to contact him or refer to the Attorney General's website for more information.
- Announced the Let's Talk Breaking the Silence Suicide Prevention Symposium, on Saturday, July 28, 2012, 2:00 P.M. to 6:00 P.M., at the Victoria Community Regional Park, located at 419 E. 192<sup>nd</sup> Street, Carson, free symposium.
- Announced and congratulated Assembly Member Isadore Hall who was named the official surrogate for President Barack Obama for his campaign, representing California, Nevada, Colorado, and Arizona.

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

- Reported on her attendance at the NALEO 29<sup>th</sup> Annual Conference, in Orlando, Florida and met President Barack Obama.
- Wished everyone a happy and safe Fourth of July holiday.
- Announced that the Home Depot Center was providing special tickets for \$10.00 and \$20.00 for Carson residents, game and fireworks, on Wednesday, July 4, 2012, 7:30 P.M., I.D. or utility bill required to purchase tickets.
- Reminded everyone the \$1,000 fine for use of illegal fireworks.

**Mayor/Agency Chairman/Authority Chairman Dear**

- Wished everyone a happy Fourth of July holiday.

- Invited everyone to attend the City of Carson Annual Fourth of July Fireworks Show, on Wednesday, July 4, 2012, at the south side of the Home Depot Center on the University Drive side next to the Velodrome.
- Reported on events attended.
- Reported that he was interviewed on cable Channel 18 for the Fourth of July event in Carson.

**Council Member/Agency Member/Authority Commissioner Santarina**

- Wished everyone a happy and safe Fourth of July holiday.
- Thanked staff for their hard work.
- Wished everyone a good morning.

**Council Member/Agency Member/Authority Commissioner Davis-Holmes**

- Commended the Home Depot Center for continuing to put on the Fireworks Show for the residents and participants with reasonable prices.
- Thanked Fred Sands for his leadership, owner of the SouthBay Pavilion, for the upcoming Olive Garden and Red Lobster Restaurants.
- Announced that the Ribbon Cutting for the new Olive Garden Restaurant was scheduled for November.
- Congratulated the Carson African American Empowerment Coalition for their wonderful luncheon held last Saturday and the wonderful job of Council Member/Agency Member/Authority Commissioner Gipson as guest speaker; thanked the companies for their support.
- Reported on events attended.
- Inquired if the resolution on fracking would be on the next agenda.
- Requested a meeting with the City Manager/Executive Director and the Administrative Services General Manager until after the fireworks season to review the city ordinance and revisit some concerns that was raised by the non-profit organizations.
- Wished everyone a happy Fourth of July holiday.

**UNFINISHED/CONTINUED CLOSED SESSION ITEMS (None)**

**ADJOURNMENT**

The meeting was Adjourned at 2:06 A.M., on Wednesday, July 4, 2012, by Mayor/Agency Chairman/Authority Chairman Dear and in memory of those requested this evening.

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Mayor Jim Dear

ATTEST:

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City Clerk Donesia L. Gause