



## **CITY OF CARSON**

### **MINUTES CARSON CITY COUNCIL/ SUCCESSOR AGENCY/HOUSING AUTHORITY REGULAR MEETING JANUARY 8, 2019**

**5:00 P.M.**

#### **CALL TO ORDER:**

The meeting was called to order at 5:20 P.M. by Mayor/Agency Chairman/Authority Chairman Albert Robles in the Helen Kawagoe Council Chambers, Carson City Hall, located at 701 E. Carson Street, Carson, California 90745.

#### **ROLL CALL:**

City Clerk/Agency Secretary/Authority Secretary Gause-Aldana noted the roll:

#### **Council Members/Agency Members/Authority Board Members Present:**

Mayor/Agency Chairman/Authority Chairman Albert Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Jawane Hilton, Council Member/Agency Member/Authority Board Member Elito Santarina, Council Member/Agency Member/Authority Board Member Lula Davis-Holmes and Council Member/Agency Member/Authority Board Member Cedric Hicks

#### **Other Elected Officials Present:**

Donesia Gause-Aldana, City Clerk/Agency Secretary/Authority Secretary and Monica Cooper, City/Agency/Authority Treasurer

#### **Also Present:**

Saied Naaseh, Acting City Manager; Sunny Soltani, City/Agency/Authority Attorney; John Raymond, Assistant City Manager; David Roberts, Assistant City Manager; Maria Williams-Slaughter, Director of Public Works; Idris Al-Oboudi, Director of Community Services; Faye Moseley, Director of Human Resources and Risk Management

### **CLOSED SESSION (5:00 P.M. - 6:00 P.M.) (Item 1)**

### **ORAL COMMUNICATIONS – CLOSED SESSION ITEM ONLY**

Rita Boggs, Carson Resident

Expressed concerns about the Brown Act being violated.

## **ANNOUNCEMENT OF CLOSED SESSION ITEMS**

City/Agency/Authority Attorney Soltani announced the Closed Session items.

Mayor/Agency Chairman/Authority Chairman Robles inquired about adding a subsequent item.

City/Agency/Authority Attorney Soltani noted Council Member Santarina submitted a claim for damages or injury regarding the termination of his four-year term as a Council Member. Copies were provided to the City Clerk, City Attorney, City Manager and Assistant City Manager.

She also noted the item fits the subsequent item criteria because the nature of the claim is associated with the certification of the November 06, 2018 election.

It was moved to add the subsequent need item to the agenda on motion of Robles seconded by Hilton and carried by the following vote:

Ayes:	Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Davis-Holmes, Council Member/Agency Member/Authority Board Member Santarina, and Council Member/Agency Member/Authority Board Member Hilton
Noes:	Council Member/Agency Member/Authority Board Member Hicks
Abstain:	None
Absent:	None

### **RECESS INTO CLOSED SESSION UNTIL 6:00 P.M.**

The meeting was recessed at 5:26 P.M. by Mayor/Agency Chairman/Authority Chairman Robles to Closed Session.

### **RECONVENE TO OPEN SESSION**

The meeting was reconvened at 6:12 P.M. by Mayor/Agency Chairman/Authority Chairman Robles

### **REPORT ON CLOSED SESSION ACTIONS**

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

**Item No. 1. 2019-021      CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (CITY COUNCIL)**

Recommendation: A closed session will be held, pursuant to Government Code Section 54956.9 (d)(2) or (d)(3) & (e)(1) because there is a significant exposure to litigation in two cases.

ACTION: No reportable action was taken on one case. The second case was not discussed.

**Item No. 1A.      SUBSEQUENT NEED ITEM**

Claim submitted by Council Member Santarina regarding the termination of his four year term.

**ACTION:** No reportable action was taken.

**FLAG SALUTE:**

**Item No. 2. 2019-002      MARIS REYES, 6TH GRADE STUDENT ATTENDING DODSON MIDDLE SCHOOL**

**INVOCATION:**

**Item No. 3. 2019-009      PASTOR BRAD HARTE, CALVARY CHAPEL**

**INTRODUCTIONS**

**Item No. 4. 2018-927      REPORT FROM CAPTAIN SKEEN OF CARSON SHERIFF'S STATION**

Captain Skeen introduced the new Carson Station Night Commander, Lieutenant Gutierrez and provided a brief summary of his background.

Lieutenant Gutierrez spoke about his professional background and expressed his excitement to work with the City.

Council Member Santarina thanked Captain Skeen and his team for their efforts. He also acknowledged that the Captain's Corner is a well written newsletter, appreciated by the community.

Mayor Robles thanked Captain Skeen for his efforts.

**ORAL COMMUNICATIONS FOR MATTERS LISTED ON THE AGENDA (MEMBERS OF THE PUBLIC) (LIMITED TO ONE HOUR)**

Jim Dear, Council Member Elect - Item No. 24

Expressed his excitement about working with the City and the Council. He also requested City Council to reorder the agenda to certify the election results.

Janice Schaefer, Carson Resident - Item No. 21

Spoke in opposition of Item 21. She indicated Item No. 21 cannot be enforced until after the November 6, 2018 election has been certified and approved by the Secretary of State. She questioned the reasoning of delaying the election certification and informed Council that their actions have been reported to authorities. She offered congratulatory comments to Council Member Davis-Holmes and Council Member Elect Dear; and requested to approve the election certification during the January 8, 2019 meeting.

Bob Adams, AFSCME District #36 Representative - Item No. 10 and Item No. 21

Offered congratulatory comments to Council Member Davis-Holmes and Council Member Elect Dear. He indicated no meet and confer has transpired with the bargaining unit regarding Item No. 21. Spoke in opposition of Item No. 10, because he is concerned about augmenting staff. He also requested the item be pulled for discussion.

Ana Meni, AFSCME President Local #809 - Item No. 10, Item No. 21 and Item No. 27  
Expressed opposition concerns of Items 10, 21 and 27.

Mila Boyer, Carson Resident – Item No. 24

Thanked Mayor Robles and Council Member Santarina for supporting the Filipino community. She offered congratulatory comments to Council Member Davis-Holmes and Council Member Elect Dear. Spoke in support of Item No. 24.

Terry Forsythe, Carson Resident – Item No. 24

Offered congratulatory election comments to Council Member Davis-Holmes. Spoke in support of Item No. 24. She expressed compassionate comments to Council Member Santarina.

Nancy Rusas, AFSCME Recording Secretary Local #809

Opposed Item No. 20. She noted the comprehensive salary schedule adopted in 2013 addressed compaction, therefore, approval of this item will create a compaction issue.

Tommie Williams, Carson Resident

Offered supportive and encouraging comments to Mayor Robles, Mayor Pro Tem Hilton and Council Member Santarina.

Dianne Thomas, Carson Resident – Item No. 24

Offered congratulatory comments to Council Member Davis-Holmes and Council Member Elect Dear. She spoke about democracy and the laws that govern the election process. She also requested Council Member Santarina to vacate his Council seat.

Speaker, Carson Resident

Spoke about democracy and the laws that govern the election process.

**ORAL COMMUNICATIONS FOR MATTERS NOT LISTED ON THE AGENDA  
(MEMBERS OF THE PUBLIC) (LIMITED TO ONE HOUR)**

Norshell Brown, Representative of Congresswoman Nanette Barragan

Read a Cease and Desist letter written by Congresswoman Nanette Barragan.

Claudio Bovell, Retired Employee

Inquired about the City's financial stability to uphold its CalPERS obligation. He provided CalPERS CEO Marcie Frost's contact information regarding medical and pension protection.

William Koons, Carson Resident, Item No. 24

Spoke about democracy and the laws that govern the election process. Requested Council Member Santarina vacate his Council seat and certify the November 6, 2018 election results.

Kim Cortado, Parks and Recreation Commissioner

Announced Parks and Recreation Events.

## APPROVAL OF MINUTES:

**Item No. 5. 2018-904 APPROVAL OF THE SEPTEMBER 18, 2018 CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY REGULAR MEETING MINUTES AND OCTOBER 2, 2018 CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY REGULAR MEETING MINUTES**

Recommendation: Approve the minutes as listed.

ACTION: The minutes were approved as submitted on motion of Robles, seconded by Santarina and unanimously carried by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hicks, Council Member/Agency Member/Authority Board Member Santarina, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hilton

Noes: None

Abstain: None

Absent: None

## CONSENT: (Items 6-16)

It was moved to approve the Consent items on motion of Robles and seconded by Santarina.

Acting City Manager Naaseh requested to continue Consent Item Nos. 10, 12 and 14.

Council Member/Agency Member/Authority Board Member Hicks requested to pull Item No. 11 for discussion.

The motion to approve Consent Items 6-16, except Item Nos. 10, 11, 12 and 14, was unanimously carried by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Santarina, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hicks

Noes: None

Abstain: None

Absent: None

**Item No. 6. 2018-968 CONSIDER MONTHLY INVESTMENT AND CASH REPORT FOR THE CITY OF CARSON, CARSON HOUSING AUTHORITY, CARSON SUCCESSOR AGENCY-MONTH ENDING NOVEMBER 30, 2018**

Recommendation: RECEIVE and FILE.

ACTION: Item No. 6 was approved on Consent.

**Item No. 7. 2018-871      ADOPTION OF RESOLUTION NO. 19-016 APPROVING THE AMENDED & RESTATED TENTATIVE AGREEMENT FOR SUCCESSOR MEMORANDUM OF UNDERSTANDING (DEAL POINTS) BETWEEN THE CITY OF CARSON AND THE CARSON PROFESSIONALS AND SUPERVISORS ASSOCIATION (CPSA) AND THE ADOPTION OF RESOLUTION NO. 19-019 APPROVING THE AMENDED & RESTATED TENTATIVE AGREEMENT FOR SUCCESSOR MEMORANDUM OF UNDERSTANDING (DEAL POINTS) BETWEEN THE CITY OF CARSON AND THE ASSOCIATION OF MANAGEMENT EMPLOYEES (AME) FOR THE PERIOD OF JANUARY 1, 2017 - JUNE 30, 2021 (CITY COUNCIL)**

Recommendation: WAIVE further reading and ADOPT Resolution No. 19-016, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, APPROVING THE AMENDED & RESTATED TENTATIVE AGREEMENT FOR SUCCESSOR MEMORANDUM OF UNDERSTANDING (DEAL POINTS) BETWEEN THE CITY OF CARSON AND THE CARSON PROFESSIONALS AND SUPERVISORS ASSOCIATION (CPSA)" AND WAIVE further reading and ADOPT Resolution No. 19-019, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, APPROVING THE AMENDED & RESTATED TENTATIVE AGREEMENT FOR SUCCESSOR MEMORANDUM OF UNDERSTANDING (DEAL PONTS) BETWEEN THE CITY OF CARSON AND THE ASSOCIATION OF MANAGEMENT EMPLOYEES (AME) FOR THE PERIOD OF JANUARY 1, 2017 - JUNE 30, 2021"

ACTION: Item No. 7 was approved on Consent.

**Item No. 8. 2018-892      CONSIDER ADOPTING ORDINANCE NO. 19-1901 FOR THE RENEWAL OF A NONPUBLIC UTILITY PIPELINE FRANCHISE TO SHORE TERMINALS LLC, AMENDING ORDINANCE NO. 99-1159 (CITY COUNCIL)**

Recommendation: TAKE the following action:

INTRODUCE FOR FIRST READING, "ORDINANCE NO. 19-1901, AN ORDINANCE OF THE CITY OF CARSON, CALIFORNIA, GRANTING THE RENEWAL OF A NONPUBLIC UTILITY PIPELINE FRANCHISE TO SHORE TERMINALS LLC, AMENDING ORDINANCE NO. 99-1159"

ACTION: Item No. 8 was approved on Consent.

**Item No. 9. 2018-921      CONSIDER THE APPROVAL OF RESOLUTION 19-005, OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING THE FY 2018-2019 BUDGET, BY UPGRADING ONE ASSISTANT GROUNDSWORKER POSITION TO SENIOR GROUNDSWORKER (CITY COUNCIL)**

Recommendation: WAIVE further reading and APPROVE Resolution No. 19-005, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING THE FY 2018-2019 BUDGET, BY UPGRADING ONE ASSISTANT GROUNDSWORKER POSITION TO SENIOR GROUNDSWORKER."

ACTION: Item No. 9 was approved on Consent.

**Item No. 10. 2018-946      CONSIDER APPROVAL OF THE SIXTH AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH TCM GROUP INC., A HILL INTERNATIONAL COMPANY, TO EXPAND THE SCOPE OF SERVICES TO INCLUDE PROVIDING AN INTERIM CONSTRUCTION INSPECTOR FOR THE PUBLIC WORKS DEPARTMENT (CITY COUNCIL)**

Recommendation: TAKE the following actions:

1. APPROVE the Sixth Amendment to the Professional Services Agreement with TCM Group, Inc., a Hill International Company, to provide staff augmentation to the Construction Inspection Division of the Public Works Department for the term of January 9, 2019 through June 30, 2019, in the amount of \$120,000.00.
2. AUTHORIZE the Mayor to execute the Sixth Amendment to the Professional Services Agreement with TCM Group, Inc., a Hill International Company, following approval as to form by the City Attorney.

ACTION: Item No. 10 was continued.

**Item No. 11. 2018-959      CONSIDER APPROVING CONTRACT AMENDMENT NO. 1 WITH ADMINISTRATIVE SERVICES COOPERATIVE TO OPERATE DIAL-A-RIDE (CITY COUNCIL)**

Item No. 11 was heard after approval of the Consent calendar.

Council Member/Agency Member/Authority Board Member Hicks inquired about expanded services of the Dial-A-Ride program.

Director Al-Oboudi presented the staff report.

Transportation Services Supervisor Jason Jo discussed the Dial-A-Ride Program. He addressed the typographical error in 2015 with a contract total sum of \$500,000 for the entirety of the contract which was for three years with option to extend for two years. The contract should be corrected to \$500,000 for each of the three years with an extension for two additional years.

Recommendation:

1. APPROVE Amendment No. 1 with Administrative Services Cooperative, Inc.
2. AUTHORIZE the Mayor to execute the amendment, following approval as to form by the City Attorney.

ACTION: It was moved to approve staff recommendations on motion of Hicks, seconded by Robles and unanimously carried by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Santarina, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hicks

Noes: None

Abstain: None

Absent: None

**Item No. 12. 2018-962      CONSIDER RESOLUTION NO. 19-007 ACCEPTING A KABOOM! GRANT FOR STEVENSON PARK, AND ALLOCATING FUNDS IN THE AMOUNT OF \$8,500.00 FOR THE REQUIRED CITY MATCH (CITY COUNCIL)**

Recommendation:

TAKE the following actions:

1. ACCEPT a KaBoom! grant to fund the purchase and installation of playground equipment at Stevenson Park.
2. APPROVE an appropriation of \$8,500.00 from the Unreserved General Fund Balance to cover the City's required match.
3. WAIVE further reading and ADOPT Resolution No. 19-007, "A RESOLUTION OF THE CARSON CITY COUNCIL AMENDING THE FISCAL YEAR 2018/19 ADOPTED BUDGET TO ALLOCATE FUNDS IN THE AMOUNT OF \$8,500.00 FOR THE CITY'S MATCH FOR THE KABOOM! GRANT."

ACTION: Item No. 12 was continued.

**Item No. 13. 2019-001      CONSIDER APPROVAL OF THE SUCCESOR AGENCY RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS 19-20) FOR THE PERIOD OF JULY 1, 2019 TO JUNE 30, 2020 (SUCCESSOR AGENCY)**

Recommendation:

APPROVE the ROPS FY 19-20 and DIRECT staff to submit the ROPS FY19-20 to the Second District Consolidated Oversight Board and required agencies for approval.

ACTION: Item No. 13 was approved on Consent.

**Item No. 14. 2018-931** **CONSIDER ADOPTING RESOLUTION NO. 19-011 TO EXTEND THE DEADLINE BY WHICH SHIPPERS TRANSPORT EXPRESS, MUST TERMINATE OPERATIONS AND VACATE THE SITE LOCATED AT 1150 EAST SEPULVEDA BOULEVARD, CITY OF CARSON (CITY COUNCIL)**

Recommendation: ADOPT RESOLUTION 19-011 OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, TO EXTEND THE DEADLINE BY WHICH SHIPPERS TRANSPORT EXPRESS, MUST TERMINATE OPERATIONS AND VACATE THE SITE LOCATED AT 1150 EAST SEPULVEDA BOULEVARD, CITY OF CARSON

ACTION: Item No. 14 was continued.

**Item No. 15. 2018-947** **CONSIDER APPROVAL OF CONSULTANT RETAINER AGREEMENT TO PROVIDE STAFF AUGMENTATION FOR AN INTERIM TRAFFIC ENGINEER (CITY COUNCIL)**

Recommendation: TAKE the following actions:  
1. APPROVE a Consultant Retainer Agreement with O2EPCM, Inc., to provide staff augmentation for the term of January 9, 2019 through June 30, 2019, in the amount of \$135,000.00.  
2. AUTHORIZE the Mayor to execute the Consultant Retainer Agreement following approval as to form by the City Attorney.

ACTION: Item No. 15 was approved on Consent.

**Item No. 16. 2019-010** **APPROVE AND RATIFY CONTRACT AMENDMENT NO. 1 TO THE ADMINSURE INC. CONTRACT FOR THE PERIOD AUGUST 15, 2018 THROUGH AUGUST 14, 2020 (CITY COUNCIL)**

Recommendation: 1. APPROVE and ratify a two-year contract amendment with AdminSure for the period of August 15, 2018 to August 14, 2020.  
2. AUTHORIZE the Mayor to execute the amendment to the AdminSure contract after approval as to form by the City Attorney

ACTION: Item No. 16 was approved on Consent.

### **SPECIAL ORDERS OF THE DAY: (Item 17)**

**Item No. 17. 2018-961** **PUBLIC HEARING TO CONSIDER RESOLUTION NO. 19-010, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 37421 ET. SEQ. APPROVING THE PURCHASE AND**

## **SALE AGREEMENT FOR CITY PROPERTY AT 21828 AVALON BLVD WITH MY FATHER'S BARBEQUE, LLC (CITY COUNCIL)**

Item No. 17 was heard after Item No. 27.

Mayor/Agency Chairman/Authority Chairman Robles opened the public hearing.

City Clerk/Agency Secretary/Authority Secretary Gause-Aldana reported that Notice of Public Hearing and postings have been given pursuant to applicable law. Other mailings, as requested, were provided to individuals and organizations. The affidavits attesting to mailing such notice are on file in the City Clerk's Office.

Interim City Manager Naaseh provided a staff report.

### Public Comments

#### Tommie Williams

Spoke in support of item.

#### Shalamar Lane, applicant

Spoke in support of item.

Council Member/Agency Member/Authority Board Member Hicks inquired about the term of escrow. Assistant City Manager Raymond stated it was a 41-day escrow.

There being no other person wishing to speak, Mayor/Agency Chairman/Authority Chairman Robles closed the public testimony portion of the public hearing.

Recommendation:

1. OPEN the Public Hearing, TAKE public testimony and CLOSE the Public Hearing.
2. WAIVE FURTHER READING AND ADOPT RESOLUTION NO. 19-010, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 37421 ET. SEQ. APPROVING THE PURCHASE AND SALE AGREEMENT FOR CITY PROPERTY AT 21828 AVALON BLVD WITH MY FATHER'S BARBEQUE, LLC.
3. AUTHORIZE the Mayor to execute the Purchase and Sale Agreement following approval as to form by the City Attorney.

ACTION: It was moved to 1) Waive further reading and adopt Resolution No. 19-010, as read by title only, and 2) Authorize the Mayor to execute the Purchase and Sale Agreement following approval as to form by the City Attorney on motion of Robles, seconded by Hilton and unanimously carried by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Santarina, Council Member/Agency

Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hicks

Noes: None  
Abstain: None  
Absent: None

## **DISCUSSION: (Items 18-25)**

**Item No. 18. 2018-938      CONSIDER RESOLUTION NO. 19-015 AMENDING AND RATIFYING RESOLUTION NO. 18-170 ESTABLISHING THE SALARY AND BENEFITS FOR UNCLASSIFIED MANAGEMENT EMPLOYEES EFFECTIVE DECEMBER 4, 2018 (CITY COUNCIL)**

Director Moseley provided a staff report.

Recommendation:      ADOPT Resolution No. 19-015 "A RESOLUTION OF THE CITY OF CARSON CITY COUNCIL AMENDING AND RATIFYING RESOLUTION NO. 18-170 ESTABLISHING THE SALARY AND BENEFITS FOR UNCLASSIFIED MANAGEMENT EMPLOYEES EFFECTIVE DECEMBER 4, 2019."

ACTION:      It was moved to adopt Resolution No. 19-015, as read by title only, on motion of Robles, seconded by Hilton and unanimously carried by the following vote:

Ayes:      Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Santarina, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hicks

Noes: None  
Abstain: None  
Absent: None

**Item No. 19. 2018-943      APPROVAL OF TEMPORARY AT-WILL INTERIM CITY MANAGER EMPLOYMENT AGREEMENT**

City/Agency/Authority Attorney Soltani provided a staff report.

Council Member/Agency Member/Authority Board Member Hicks inquired about terms and direction to contract process to rotating.

Recommendation:      Council approval of Temporary At-Will Interim City Manager Employment Agreement.

ACTION:      It was moved to approve a Temporary At-Will Interim City Manager Employment Agreement on motion of Robles, seconded by Santarina and unanimously carried by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Santarina, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hicks

Noes: None

Abstain: None

Absent: None

**Item No. 20. 2019-007      CONSIDER RESOLUTION NOS. 19-013 AND 19-014  
INCREASING THE MINIMUM WAGE FOR CITY OF CARSON  
EMPLOYEES PURSUANT TO CALIFORNIA STATE LAW (CITY  
COUNCIL)**

Director Moseley provided a staff report.

Council Member/Agency Member/Authority Board Member Hicks inquired about the urgency.

Recommendation:

1. WAIVE further reading and ADOPT Resolution No. 19-013, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON CALIFORNIA, AMENDING THE SALARY RANGES FOR UNCLASSIFIED, PART-TIME, UNREPRESENTED, HOURLY CLASSIFICATIONS TO INCREASE THE HOURLY MINIMUM WAGE TO \$12.00, EFFECTIVE JANUARY 1, 2019."
2. WAIVE further reading and ADOPT Resolution No. 19-014, "A RESOLUTION OF THE CITY COUNCIL CITY OF CARSON CALIFORNIA, AMENDING THE SALARY RANGES FOR AFSCME 809 UNCLASSIFIED, PART-TIME, HOURLY CLASSIFICATIONS TO INCREASE THE HOURLY MINIMUM WAGE TO \$12.00, EFFECTIVE JANUARY 1, 2019."

ACTION: It was moved to 1) Waive further reading and adopt Resolution No. 19-013, as read by title only, and 2) Waive further reading and adopt Resolution No. 19-014, as read by title only, on motion of Robles, seconded by Hilton and unanimously carried by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Santarina, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hicks

Noes: None

Abstain: None

Absent: None

**Item No. 21. 2018-930**      **REVIEW RULES SET FORTH BY THE CITY COUNCIL AND THE NEW CITY CHARTER FOR THE PROTECTION OF CITY EMPLOYEES AND INDIVIDUALS FROM DISCRIMINATION, HARASSMENT AND ABUSIVE CONDUCT ("BULLYING"); CONSIDER INTRODUCTION OF ORDINANCE NO. 19-1902 (FORMALLY 18-1829) TO AMEND CHAPTER 4, ARTICLE II, SECTION 2450 OF CARSON MUNICIPAL CODE (CODE OF ETHICS) TO MODERNIZE SAME AND MAKE IT MORE CONSISTENT WITH THE NEWLY ADOPTED CITY CHARTER AND TO EMPHASIZE GUIDANCE ON COUNCIL-MANAGER FORM OF GOVERNMENT; CONSIDER ADOPTION OF RESOLUTION NO. 19-017 (FORMALLY 18-169) TO ESTABLISH IMPLEMENTATION GUIDELINES CONCERNING THE CITY'S CODE OF ETHICS; CONSIDER ADOPTION OF RESOLUTION NO 19-018 (FORMALLY 18-168) TO REAFFIRM AND ESTABLISH RULES GOVERNING NEPOTISM, FAVORITISM AND CORRUPTION CONSISTENT WITH THE NEWLY ADOPTED CITY CHARTER; (CITY COUNCIL)**

Recommendation:

TAKE the following actions:

- 1) REVIEW publicly the existing rules protecting employees from discrimination, harassment, bullying, nepotism, favoritism and corruption; and
- 2) INTRODUCE Ordinance 19-1902 (formally 18-1829) "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING SECTION 2450 (CODE OF ETHICS) OF CHAPTER 4 OF ARTICLE II (ADMINISTRATION) OF THE CARSON MUNICIPAL CODE"
- 3) ADOPT Resolution 19-017 (formally 18-168) "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, ADOPTING AND AN ANTI-NEPOTISM POLICY FOR THE APPOINTMENT, EMPLOYMENT, PROMOTION, AND ADVANCEMENT OF OFFICERS', MANAGERS', AND EMPLOYEES' FAMILY MEMBERS AND SIGNIFICANT OTHERS"
- 4) ADOPT Resolution 19-018 (formally 18-169) "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, ADOPTING IMPLEMENTATION GUIDELINES (SET ONE) TO ESTABLISH AND EXPAND UPON GOOD, PROPER AND EXPECTED CONDUCT OF ELECTED AND APPOINTED OFFICIALS TOWARDS CITY STAFF, EMPHASIZING A COUNCIL-MANAGER FORM OF GOVERNMENT, AS WELL AS DETAILING PROPER USE OF CITY PROPERTY"

**ACTION:** Mayor/Agency Chairman/Authority Chairman Robles continued this item for 30 days to allow staff to meet and confer.

**Item No. 22. 2018-856      CONSIDERATION OF RESOLUTION 19-002 RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 6, 2018 DECLARING THE RESULTS FOR MEASURE CA (CITY COUNCIL)**

City Clerk/Agency Secretary/Authority Secretary Gause-Aldana provided a staff report.

Mayor/Agency Chairman/Authority Chairman Robles offered comments regarding the process of declaring the election results.

Recommendation:

1. WAIVE further reading and ADOPT Resolution No. 19-002, "A Resolution of the City Council of the City of Carson, California Reciting the Fact of the General Municipal Election Held on November 6, 2018, Declaring the Result of Measure CA, Adoption of City Charter and Such Matters as Provided by Law."
2. DIRECT the City Clerk or her designee to cause the adopted Measure CA to be recorded and submitted to the California Secretary of State pursuant to Government Code Sections 34459 and 34460.

ACTION: It was moved to approve staff recommendations on motion of Robles and seconded by Hilton.

During discussion of the motion, Council Member/Agency Member/Authority Board Member Davis-Holmes inquired how the Mayor Pro Tem is addressed in the charter. City/Agency/Authority Attorney Soltani cited Section 302 – C of the charter.

The motion was unanimously carried by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Santarina, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hicks

Noes: None

Abstain: None

Absent: None

**Item No. 23. 2018-945      CONSIDERATION OF RESOLUTION NO. 19-001; RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 6, 2018, DECLARING THE RESULTS FOR THE TWO CITY COUNCIL SEATS, OFFICE OF THE CITY CLERK AND CITY TREASURER (CITY COUNCIL)**

Item No. 23 was heard after Item No. 25.

City Clerk/Agency Secretary/Authority Secretary Gause-Aldana provided a staff report.

Mayor/Agency Chairman/Authority Chairman Robles referred to Election Code Section 10263 subsection b cited in the staff report and inquired why Jim Dear took his oath before approval of this item and how is it proper. City/Agency/Authority Attorney Soltani cited Government Code Section 36507 and stated that it was proper for Council Member-Elect Jim Dear to take his oath.

Council Member/Agency Member/Authority Board Member Santarina offered comments and copies of handouts to the Mayor and Council.

Mayor/Agency Chairman/Authority Chairman Robles offered comments and presented video excerpts for viewing.

Discussion ensued regarding Council Member's terms of office.

Mayor/Agency Chairman/Authority Chairman Robles inquired if there is language in the ordinance that changed the election date that shortens the term of a Council Member. City/Agency/Authority Attorney Soltani stated no.

Mayor/Agency Chairman/Authority Chairman Robles excused himself at 8:43 P.M.

**Recommendation:** WAIVE further reading and ADOPT Resolution No. 19-001, "A Resolution of the City Council of the City of Carson, California Reciting the Fact of the General Municipal Election Held on November 6, 2018, Declaring the Result of the City Council, City Clerk, City Treasurer and Such Other Matters as Provided by Law.

**ACTION:** It was moved to certify the election on motion of Hilton and seconded by Hicks.

Council Member/Agency Member/Authority Board Member Santarina offered comments and excused himself.

Council Member/Agency Member/Authority Board Member Davis-Holmes requested to call for the vote.

The motion was carried by the following vote:

**Ayes:** Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hicks

**Noes:** None

**Abstain:** None

**Absent:** Mayor/Agency Chairman/Authority Chairman Robles and Council Member/Agency Member/Authority Board Member Santarina

**RECESS:**

At the request of the City Attorney, the meeting was recessed by Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton for a break.

**RECONVENE:**

The meeting was reconvened by Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton except Robles with all members present.

**Item No. 24. 2018-881      SWEARING IN**

This item was heard after the break.

Council Member/Agency Member/Authority Board Member Davis-Holmes invited Council Member Elect Jim Dear to take a seat on the dais.

Recommendation:      HOLD the swearing in of the City Clerk, City Treasurer and City Council Member- Elects.

ACTION:      City Clerk/Agency Secretary/Authority Secretary Gause-Aldana administered the oath to Council Member-Elect Lula Davis-Holmes and Council Member-Elect Jim Dear.

Senior Deputy City Clerk Cristal McDonald administered the oath to City Clerk Donesia Gause-Aldana and City Treasurer Monica Cooper.

Council Member Davis-Holmes and Council Member Dear invited everyone to the Inaugural event on Tuesday, January 15, 2019, at 6:00 P.M. at the Carson Community Center.

**Motion to Reconsider Items**

ACTION:      It was moved to bring back Item Nos. 6-21 for reconsideration excluding 9, 10, 11, 17 and 20 on motion of Davis-Holmes and seconded by Dear.

City/Agency/Authority Attorney Soltani suggested that Council Member/Agency Member/Authority Board Member Davis-Holmes to indicate which items she wishes to reconsider after Oral Communications.

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton requested to not bring back Item No. 17 since it was already acted upon and all Council Members concurred.

**ORAL COMMUNICATIONS FOR MATTERS LISTED ON THE AGENDA (MEMBERS OF THE PUBLIC) (LIMITED TO ONE HOUR)****Tommie Williams – Item No. 17**

Spoke in support of item

**Vera Robles – Item No. 17**

Spoke in support of item

**Dianne Thomas**

Congratulated newly elected Council Members Lula Davis-Holmes and Jim Dear

Ana Meni, President, AFSCME Local 809 – Item No. 9  
Spoke in support of item

Rick Pulido

Congratulated newly elected Council Members Lula Davis-Holmes and Jim Dear; followed up on letter he submitted to the City Attorney; referred to development at CSUDH; and requested street improvements

Mila Boyer

Commended City Attorney Soltani and Mayor Pro Tem Hilton

(Council Member/Agency Member/Authority Board Member Davis-Holmes exited the meeting at 9:15 P.M.)

Brandi Murdock – Item No. 17

Spoke in support of item

(Council Member/Agency Member/Authority Board Member Davis-Holmes reentered the meeting at 9:17 P.M.)

Shirley Heardly – Item No. 17

Spoke in support of item

Shalamar Lane – Item No. 17

Spoke in support of item

William Koons – Item No. 17

Spoke about reconsidering items and spoke in support of Item No. 17

Terri Forsythe

Inquired if Mayor Pro Tem Hilton was involved with Item No. 17. Mayor Pro Tem Hilton stated no.

Speaker – Item No. 17

Congratulated the newly elected officials; spoke in support of Item No. 17

**Request to Reconsider Items**

Council Member/Agency Member/Authority Board Member Davis-Holmes requested to reopen Item Nos. 6-21 and Item No. 25 except Item Nos. 10, 11, 12, 14, and 17.

Discussion ensued between members of City Council on which items to bring back for reconsideration.

It was moved to approve Consent Item Nos. 6-21, except Item Nos. 10, 11, 12, 14, 17 and 25 on motion of Hicks, seconded by Dear and unanimously carried by the following vote:

Ayes: Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Davis-Holmes, Council Member/Agency Member/Authority Board Member Hicks, and Council Member/Agency Member/Authority Board Member Dear  
Noes: None  
Abstain: None  
Absent: Mayor/Agency Chairman/Authority Chairman Robles

**Item No. 18. 2018-938      CONSIDER RESOLUTION NO. 19-015 AMENDING AND RATIFYING RESOLUTION NO. 18-170 ESTABLISHING THE SALARY AND BENEFITS FOR UNCLASSIFIED MANAGEMENT EMPLOYEES EFFECTIVE DECEMBER 4, 2018 (CITY COUNCIL)**

Item No. 18 was heard again after second approval of Consent items.

Recommendation: ADOPT Resolution No. 19-015 "A RESOLUTION OF THE CITY OF CARSON CITY COUNCIL AMENDING AND RATIFYING RESOLUTION NO. 18-170 ESTABLISHING THE SALARY AND BENEFITS FOR UNCLASSIFIED MANAGEMENT EMPLOYEES EFFECTIVE DECEMBER 4, 2019."

ACTION: It was moved to approve staff recommendation on motion of Hilton, seconded by Hicks and unanimously carried by the following vote:

Ayes: Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Davis-Holmes, Council Member/Agency Member/Authority Board Member Hicks, and Council Member/Agency Member/Authority Board Member Dear  
Noes: None  
Abstain: None  
Absent: Mayor/Agency Chairman/Authority Chairman Robles

**Item No. 19. 2018-943      APPROVAL OF TEMPORARY AT-WILL INTERIM CITY MANAGER EMPLOYMENT AGREEMENT**

Item No. 19 was heard again after Item No. 18.

Recommendation: Council approval of Temporary At-Will Interim City Manager Employment Agreement.

ACTION: It was moved for the Acting City Manager position on a rotating basis every 30 days on motion of Davis-Holmes and seconded by Hicks.

During discussion of the motion, Council Member/Agency Member/Authority Board Member Dear inquired about the rationale in approving an interim City Manager contract as oppose to an Acting City Manager. Staff provided response.

The motion was carried by the following vote:

Ayes: Council Member/Agency Member/Authority Board Member Davis-Holmes, Council Member/Agency Member/Authority Board Member Hicks, and Council Member/Agency Member/Authority Board Member Dear

Noes: None

Abstain: Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton

Absent: Mayor/Agency Chairman/Authority Chairman Robles

Council Member/Agency Member/Authority Board Member Davis-Holmes restated her motion that Acting City Manager to receive acting pay as set by resolution on a rotating basis every 30 days starting with Acting City Manager Said Naaseh, then Assistant City Manager John Raymond, then Assistant City Manager David Roberts. If they do not want to act then recruit for a retired City Manager which was accepted by the second.

The restated motion was carried by the following vote:

Ayes: Council Member/Agency Member/Authority Board Member Davis-Holmes, Council Member/Agency Member/Authority Board Member Hicks, and Council Member/Agency Member/Authority Board Member Dear

Noes: None

Abstain: Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton

Absent: Mayor/Agency Chairman/Authority Chairman Robles

**Item No. 20. 2019-007      CONSIDER RESOLUTION NOS. 19-013 AND 19-014  
INCREASING THE MINIMUM WAGE FOR CITY OF CARSON  
EMPLOYEES PURSUANT TO CALIFORNIA STATE LAW (CITY  
COUNCIL)**

Item No. 20 was heard again after Item No. 19.

Council Member/Agency Member/Authority Board Member Dear stated the importance to engage the leadership of the bargaining units.

Recommendation: 1. WAIVE further reading and ADOPT Resolution No. 19-013, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON CALIFORNIA, AMENDING THE SALARY RANGES FOR UNCLASSIFIED, PART-TIME, UNREPRESENTED, HOURLY CLASSIFICATIONS TO INCREASE THE HOURLY MINIMUM WAGE TO \$12.00, EFFECTIVE JANUARY 1, 2019."

2. WAIVE further reading and ADOPT Resolution No. 19-014, "A RESOLUTION OF THE CITY COUNCIL CITY OF CARSON CALIFORNIA, AMENDING THE SALARY RANGES FOR AFSCME 809 UNCLASSIFIED, PART-TIME, HOURLY CLASSIFICATIONS TO INCREASE THE HOURLY MINIMUM WAGE TO \$12.00, EFFECTIVE JANUARY 1, 2019."

ACTION: It was moved to approve staff recommendations on motion of Hicks, seconded by Dear and unanimously carried by the following vote:

Ayes: Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Davis-Holmes, Council Member/Agency Member/Authority Board Member Hicks, and Council Member/Agency Member/Authority Board Member Dear  
Noes: None  
Abstain: None  
Absent: Mayor/Agency Chairman/Authority Chairman Robles

**Item No. 25. 2019-015 CITY COUNCIL REORGANIZATION FOR SELECTION OF THE MAYOR PRO TEM (CITY COUNCIL)**

Item No. 25 was heard after Item No. 22.

Recommendation: CONSIDER and PROVIDE direction.

ACTION: It was moved to continue this item to the second meeting in January on motion of Davis-Holmes and seconded by Hicks.

Mayor/Agency Chairman/Authority Chairman Robles offered a substitute motion to reorganize this evening and seconded by Hilton.

During discussion of the substitute motion, Council Member/Agency Member/Authority Board Member Davis-Holmes inquired if the item can be brought back for reconsideration.

City/Agency/Authority Attorney Soltani stated anyone who is part of the prevailing side, can bring the item back this evening or at the next meeting for reconsideration.

Vote on substitute motion

The motion was unanimously carried by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency Member/Authority Board Member Santarina, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hicks  
Noes: None  
Abstain: None  
Absent: None

It was moved to nominate Council Member Hilton as Mayor Pro Tem on motion of Robles, seconded by Santarina and unanimously carried by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council Member/Agency

Member/Authority Board Member Santarina, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hicks

Noes: None  
Abstain: None  
Absent: None

Item No. 25 was heard again after the reconsideration of Item No. 20.

ACTION: Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton continued this item to January 15, 2019 at 6:00 P.M.

#### **ORDINANCE SECOND READING: (Items 26-27)**

**Item No. 26. 2018-966      SECOND READING: ORDINANCE NO. 18-1831: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING SECTION 5200 OF THE CARSON MUNICIPAL CODE IN ORDER TO ADOPT, RESTATE AND REAFFIRM STATE LAW PROHIBITIONS UPON THE AUTHORITY OF SOLID WASTE ENTERPRISES FROM EXPANDING OR SOLICITING NEW BUSINESS DURING ANY CONTINUATION OF SERVICES DURING ANY TIME PERIODS SET FORTH IN CALIFORNIA PUBLIC RESOURCES CODE SECTION 49520; RESTATE AND REAFFIRM THE APPLICATION OF STATE DIVERSION MANDATES TO EACH AND EVERY SOLID WASTE HAULER**

Item No. 26 was heard after Item No. 11.

ACTION: It was moved to waive further reading and approve Ordinance No. 18-1831, on motion of Robles, seconded by Hilton and unanimously carried by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hicks, Council Member/Agency Member/Authority Board Member Santarina, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hilton  
Noes: None  
Abstain: None  
Absent: None

**Item No. 27. 2018-967      SECOND READING: ORDINANCE NO. 18-1832: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING SECTION 2404 (PRESENTING MATTERS TO COUNCIL - AGENDAS) OF CHAPTER 4 (CITY OFFICES - COUNCIL CHAMBERS - MEETINGS) OF THE CARSON MUNICIPAL CODE REGARDING THEMANNER OF PREPARING AGENDAS**

## **AND PRESENTING MATTERS TO COUNCIL**

**ACTION:** It was moved to waive further reading and approve Ordinance No. 18-1832, on motion of Robles, seconded by Santarina and unanimously carried by the following vote:

**Ayes:** Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hicks, Council Member/Agency Member/Authority Board Member Santarina, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Hilton

**Noes:** None

**Abstain:** None

**Absent:** None

### **ORAL COMMUNICATIONS FOR MATTERS NOT LISTED ON THE AGENDA (MEMBERS OF THE PUBLIC) – None.**

### **COUNCIL MEMBER REQUESTS TO ADD ITEMS TO FUTURE AGENDAS – None.**

### **ORAL COMMUNICATIONS (COUNCIL MEMBERS)**

#### Council Member/Agency Member/Authority Board Member Hicks

Urged his colleagues to be mindful of the will of the people and the democracy process. He requested residents to attend and support the newly elected officials at the swearing in ceremony.

#### Council Member/Agency Member/Authority Board Member Dear

Encouraged residents to attend the swearing in ceremony. He expressed his excitement about the future of the City, working for residents and working with Council.

#### Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton

Offered Happy New Year comments.

#### City Clerk/Agency Secretary/Authority Secretary Gause-Aldana

Offered prayers and condolences to the families who lost their loved ones and requested that this evening's meeting be adjourned in memory of the following individuals:

Robert Eugene Taylor  
Marjorie Sykes  
Salud Pimentel  
Gaddis Farmer  
Basilisa St. Romana Gregorio  
Avelina Villaruz  
James W. Dennis  
Cletious Groves  
Ernestine Grimes  
Zolee Nelson Lewis

Thelma Boykin  
Miriam Vasquez  
Victims of the Gable House Shooting

Council Member/Agency Member/Authority Board Member Davis-Holmes

Requested staff to provide former Council Member Santarina with his deadline to vacate his Council office and to change his access to City Hall.

**ADJOURNMENT**

The meeting was adjourned at 9:54 P.M. by Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton.

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Mayor/Agency Chairman/Authority Chairman  
Albert Robles

ATTEST:

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City Clerk/Agency Secretary/Authority Secretary  
Donesia Gause-Aldana