



## **CITY OF CARSON**

### **MINUTES CARSON CITY COUNCIL/ SUCCESSOR AGENCY/HOUSING AUTHORITY ADJOURNED REGULAR MEETING FEBRUARY 7, 2019**

**10:00 A.M.**

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

The meeting was called to order at 10:09 A.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 Cedric Hicks, Council Member/Agency Member/Authority Board Member Lula Davis-Holmes, Council Member/Agency Member/Authority Board Member Jawane Hilton and Council Member/Agency Member/Authority Board Member Jim Dear.

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

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

#### **Also Present:**

John Raymond, Acting City Manager; Sunny Soltani, City/Agency/Authority Attorney; David Roberts, Assistant City Manager; Dr. Maria Williams-Slaughter, Director of Public Works.

#### **CLOSED SESSION (Items 1-2)**

#### **ORAL COMMUNICATIONS – CLOSED SESSION ITEMS ONLY – None.**

#### **ANNOUNCEMENT OF CLOSED SESSION ITEMS**

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

## **RECESS INTO CLOSED SESSION**

The meeting was recessed at 10:13 A.M. by Mayor/Agency Chairman/Authority Chairman Robles to Closed Session.

## **RECONVENE TO OPEN SESSION**

The meeting was reconvened at 10:27 A.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. 2019-154 CONFERENCE WITH REAL PROPERTY NEGOTIATOR (CITY COUNCIL)**

Recommendation:

A closed session will be held, pursuant to Government Code Section 54956.8, to enable the City Council to consider negotiations with John Low, with whom City is negotiating, and to give direction to its negotiator(s) John Raymond, Acting City Manager, David Roberts, Assistant City Manager, and Sunny Soltani, City Attorney, regarding that certain real property 18620 S. Broadway. The City's real property negotiator will seek direction from the City Council regarding the price and terms of payment for the property.

ACTION:

Item was not considered.

**Item No. 2. 2019-155 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 1 case.

ACTION:

Item was not considered.

## **ORAL COMMUNICATIONS FOR MATTERS LISTED ON THE AGENDA (MEMBERS OF THE PUBLIC) (LIMITED TO ONE HOUR) – None.**

## **CONSENT: (Items 3-5)**

**Item No. 3. 2019-136 CONSIDER APPROVAL OF PLANS, SPECIFICATIONS AND ESTIMATES, AND AUTHORIZATION TO ADVERTISE FOR CONSTRUCTION BIDS FOR THE SECOND CITY PROJECT FUNDED BY SB1 - PROJECT NO. 1603: ALBERTONI STREET REHABILITATION FROM FIGUEROA STREET TO CENTRAL AVENUE (CITY COUNCIL)**

Council Member/Agency Member/Authority Board Member Davis-Holmes inquired about future projects. She requested staff to identify the locations of projects completed in the staff report moving forward.

Director Williams-Slaughter noted the completed projects and future projects that are in the works.

Recommendation:

TAKE the following actions:

1. APPROVE the plans, specifications and estimates, and order the work for Project No. 1603: Albertoni Street Rehabilitation from Figueroa Street to Central Avenue for FY 2018/19.
2. AUTHORIZE staff to advertise the work and call for construction bids for Project No. 1603: Albertoni Street Rehabilitation from Figueroa Street to Central Avenue for FY 2018/19.

ACTION: It was moved to approve staff recommendations on motion of Davis-Holmes and seconded by Dear.

During discussion of the motion, Council Member/Agency Member/Authority Board Member Dear inquired about a project on Sepulveda.

Acting City Manager Raymond and Director Williams-Slaughter offered information pertaining to the project.

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton requested staff provide the list of all slurry seal projects throughout the city.

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

Noes: None

Abstain: None

Absent: None

**Item No. 4. 2019-138      CONSIDER INTRODUCING ORDINANCE NO. 19-1919, ADDING SUBSECTION E TO CARSON MUNICIPAL CODE SECTION 2403 (COUNCIL SEATING) OF CHAPTER 4 (CITY OFFICES - COUNCIL CHAMBERS - MEETINGS) OF ARTICLE II OF THE CARSON MUNICIPAL CODE TO ESTABLISH THE ORDER OF SEATING OF THE CITY COUNCIL AND OTHER ELECTED OFFICIALS ON THE DAIS DURING ALL CITY COUNCIL MEETINGS IN THE HELEN KAWAGOE CITY COUNCIL CHAMBERS OR AT OTHER LOCATIONS (CITY COUNCIL)**

Recommendation: WAIVE further reading and INTRODUCE Ordinance No. 19-1919, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, ADDING SUBSECTION E TO CARSON MUNICIPAL CODE SECTION 2403 (COUNCIL SEATING) OF CHAPTER 4 (CITY OFFICES - COUNCIL CHAMBERS - MEETINGS) OF ARTICLE II OF THE CARSON MUNICIPAL CODE TO ESTABLISH THE ORDER OF SEATING OF THE CITY COUNCIL AND OTHER ELECTED OFFICIALS ON THE DAIS DURING ALL CITY COUNCIL MEETINGS IN THE HELEN KAWAGOUE CITY COUNCIL CHAMBERS OR AT OTHER LOCATIONS (CITY COUNCIL)"

ACTION: It was moved to not introduce Ordinance No. 19-1919 on motion of Davis-Holmes and seconded by Hicks.

Mayor/Agency Chairman/Authority Chairman Robles offered a substitute motion to introduce Ordinance No. 19-1919 and seconded by Hilton.

(Council Member/Agency Member/Authority Board Member Davis-Holmes exited and reentered the meeting.)

**RECESS and RECONVENE:**

The meeting was recessed and reconvened at 10:39 A.M. by Mayor/Agency Chairman/Authority Chairman Robles.

Council Member/Agency Member/Authority Board Member Dear inquired if the ordinance passes, can staff outline the seating arrangement. Acting City Manager Raymond noted the seating arrangement.

**Vote on Substitute Motion**

The substitute motion failed to carry by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles and Council Member/Agency Member/Authority Board Member Hilton

Noes: Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hicks, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Dear

Abstain: None

Absent: None

**Vote on Main Motion**

The main motion was carried by the following vote:

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

Noes: Mayor/Agency Chairman/Authority Chairman Robles and Council Member/Agency Member/Authority Board Member Hilton  
Abstain: None  
Absent: None

**Item No. 5. 2019-139      FISCAL REPORT ON CITY ATTORNEY SERVICES FOR FISCAL YEAR 2016-2017 AND FISCAL YEAR 2017-2018 (CITY COUNCIL)**

(Council Member/Agency Member/Authority Board Member Hilton exited and reentered the meeting.)

City/Agency/Authority Attorney Soltani offered a staff report on attorney expenses in 2016.

Recommendation:      Receive and File.

Acting City Manager Raymond provided a brief staff report.

Discussion ensued regarding the City Attorney budget.

ACTION: Mayor/Agency Chairman/Authority Chairman Robles continued this item to the second meeting in March with no objections heard.

**SPECIAL ORDERS OF THE DAY: (None)**

**DISCUSSION: (Items 6-15)**

**Item No. 6. 2019-142      CONSIDER OPTIONS FOR ADDRESSING PUBLIC REQUESTS FOR OFF-LEASH DOG PARK OR DOG RUN OR PERMITTING ON-LEASH DOG PATHS AT CITY PARKS (CITY COUNCIL)**

Recommendation:      DISCUSS and PROVIDE direction to staff.

ACTION: Mayor/Agency Chairman/Authority Chairman Robles continued this item to February 19, 2019 with no objections heard.

**Item No. 7. 2019-143      CONSIDERATION OF INTRODUCTION OF ORDINANCE NO. 19-1920, AMENDING ORDINANCE NO. 16-1581 TO MODIFY THE NINTH AND TENTH RECITALS THEREOF TO REMOVE REFERENCES TO THE REPORT OF INVESTIGATION OF JIM DEAR DATED SEPTEMBER 29, 2015 (CITY COUNCIL)**

Item No. 7 was heard after Item No. 15.

Acting City Manager Raymond provided a brief staff report.

Mayor/Agency Chairman/Authority Chairman Robles inquired about the Harassment and Anti-Bullying workshop, and if item can be addressed during the workshop.

Acting City Manager Raymond noted a workshop is slated to take place in March.

Council Member/Agency Member/Authority Board Member Dear stated the ordinance is discriminatory toward him and spoke in support of Ordinance No. 19-1920.

Recommendation:      Discuss and consider for INTRODUCTION for first reading by title only and with further reading waived, Ordinance No. 19-1920, an Ordinance of the City Council of the City of Carson, California, Amending City Ordinance No. 16-1581 to Modify the Ninth and Tenth Recitals Thereof.

ACTION:    It was moved to waive further reading and introduce Ordinance No. 19-1920, as read by title only, on motion of Dear and seconded by Davis-Holmes.

During discussion of the motion, Council Member/Agency Member/Authority Board Member Davis-Holmes inquired if it was customary to include names in city ordinances.

City/Agency/Authority Attorney Soltani noted Jim Dear's name is not printed in the Carson Municipal Code. Acting City Manager Raymond noted that he confirmed with Director Moseley that his name is printed in the Anti-Discrimination Ordinance which is part of the employee orientation packet.

City/Agency/Authority Attorney Soltani suggested better practice to provide copy of Carson Municipal Code section only.

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

Noes:      None

Abstain:      None

Absent:      None

**Item No. 8. 2019-144      SELECTION OF BOARD MEMBERS FOR THE CARSON COMMUNITY FOUNDATION (CITY COUNCIL)**

Recommendation:      Appoint, by minute order, board members for the Carson Community Foundation to fill the seats currently held by Councilwoman Davis-Holmes and Commissioner Morales.

ACTION:    It was moved to nominate Council Member/Agency Member/Authority Board Member Davis-Holmes and reappoint Commissioner Jovito Morales to the Carson Community Foundation on motion of Robles, seconded by Hicks 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 Davis-Holmes, Council Member/Agency Member/Authority Board Member Hilton, and Council Member/Agency Member/Authority Board Member Dear

Noes: None

Abstain: None

Absent: None

**Item No. 9. 2019-145      CONSIDER INTRODUCTION OF ORDINANCE NOS. 19-1905, 19-1906, 19-1907, 19-1908, 19-1909, 19-1910, 19-1911, 19-1912, 19-1913, 19-1914, 19-1915, 19-1916 TO REDUCE THE MEMBERSHIP OF TWELVE (12) CITY BOARDS, COMMISSIONS AND COMMITTEES DOWN TO FIVE (5) MEMBERS ONLY AND ELIMINATING ALTERNATES; INTRODUCTION OF ORDINANCE NO. 19-1917 TO REDUCE THE MEMBERSHIP OF THE ECONOMIC DEVELOPMENT COMMISSION DOWN TO SEVEN (7) MEMBERS ONLY AND ELIMINATING ALTERNATES; AND, INTRODUCTION OF ORDINANCE NO. 19-1918 TO ELIMINATE ALTERNATES FROM THE WOMEN'S ISSUES COMMISSION; AND, CONSIDER RESOLUTION NO. 19-026, 19-027, AND 19-028 TO REDUCE THE MEMBERSHIP OF THE CARSON HISTORICAL COMMITTEE, THE MEASURE "C" BUDGET OVERSIGHT COMMITTEE, AND THE COMMUNITY CIVIC ENGAGEMENT BOARD DOWN TO FIVE (5) MEMBERS ONLY AND ELIMINATING ALTERNATES; AND RESOLUTION NO. 19-029 REDUCING THE MEMBERSHIP OF THE GENERAL PLAN ADVISORY COMMITTEE TO SEVEN (7) MEMBERS AND NO ALTERNATE MEMBERS (CITY COUNCIL)**

Acting City Manager Raymond provided a brief staff report.

Recommendation:

1. WAIVE further reading and INTRODUCE:  
( A )ORDINANCE NO. 19-1905, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 27108.2 TO REDUCE THE MEMBERSHIP OF THE BEAUTIFICATION COMMISSION TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"
- ( B )ORDINANCE NO. 19-1906, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 27109.2 TO REDUCE THE MEMBERSHIP OF THE BULLYING PREVENTION COMMISSION TO FIVE MEMBERS AND NO ALTERNATE

MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

( C )ORDINANCE NO. 19-1907, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 27101.2 TO REDUCE THE MEMBERSHIP OF THE CITYWIDE ADVISORY COMMISSION TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

( D )ORDINANCE NO. 19-1908, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 2796.2 TO REDUCE THE MEMBERSHIP OF THE CULTURAL ARTS COMMISSION TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

( E)ORDINANCE NO. 19-1909, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 2751 TO REDUCE THE MEMBERSHIP OF THE ENVIRONMENTAL COMMISSION TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

( F ) ORDINANCE NO. 19-1910, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 2762 TO REDUCE THE MEMBERSHIP OF THE HUMAN RELATIONS COMMISSION TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

(G)ORDINANCE NO. 19-1911, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 2736 TO REDUCE THE MEMBERSHIP OF THE PARKS AND RECREATION COMMISSION TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

( H)ORDINANCE NO. 19-1912, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 2701 TO REDUCE THE MEMBERSHIP OF THE PLANNING COMMISSION TO FIVE MEMBERS AND NO ALTERNATE

MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

( I )ORDINANCE NO. 19-1913, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 27103.2 TO REDUCE THE MEMBERSHIP OF THE PUBLIC SAFETY COMMISSION TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

( J )ORDINANCE NO. 19-1914, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 2798.2 TO REDUCE THE MEMBERSHIP OF THE PUBLIC WORKS COMMISSION TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

( K )ORDINANCE NO. 19-1915, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 21001 TO REDUCE THE MEMBERSHIP OF THE RELOCATION APPEALS BOARD TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE BOARD"

( L )ORDINANCE NO. 19-1916, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 27107.2 TO REDUCE THE MEMBERSHIP OF THE TECHNOLOGY ADVANCEMENT AND INNOVATION COMMISSION TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

( M )ORDINANCE NO. 19-1917, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 27104.2 TO REDUCE THE MEMBERSHIP OF THE ECONOMIC DEVELOPMENT COMMISSION TO SEVEN MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

( N )ORDINANCE NO. 19-1918, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CARSON MUNICIPAL CODE SECTION 27106.2 TO ELIMINATE ALTERNATE MEMBERS FROM THE WOMEN'S

ISSUES COMMISSION, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMISSION"

2. WAIVE further reading and ADOPT:

( O )RESOLUTION NO. 19-026, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING RESOLUTION NO. 13-066 TO REDUCE THE MEMBERSHIP OF THE CARSON HISTORICAL COMMITTEE TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMITTEE"

( P ) RESOLUTION NO. 19-027, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING RESOLUTION NO. 13-067 TO REDUCE THE MEMBERSHIP OF THE MEASURE C'S BUDGET OVERSIGHT COMMITTEE TO FIVE MEMBERS AND NO ALTERNATE MEMBERS AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMITTEE"

( Q )RESOLUTION NO. 19-028, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING RESOLUTION NO. 16-141 TO REDUCE THE MEMBERSHIP OF THE COMMUNITY CIVIC ENGAGEMENT BOARD TO FIVE MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE BOARD"

( R )RESOLUTION NO. 19-029, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, REDUCING THE MEMBERSHIP OF THE GENERAL PLAN ADVISORY COMMITTEE TO SEVEN MEMBERS AND NO ALTERNATE MEMBERS, AND SETTING THE TERMS OF THE MEMBERS PRESENTLY SERVING ON THE COMMITTEE"

(Council Member/Agency Member/Authority Board Member Davis-Holmes exited and reentered the meeting.)

(Council Member/Agency Member/Authority Board Member Hilton exited and reentered the meeting.)

(Council Member/Agency Member/Authority Board Member Davis-Holmes exited and reentered the meeting.)

City/Agency/Authority Attorney Soltani requested clarification and further direction on the Human Relations Commission pertaining to the youth members and Community Civic Engagement Board classifications.

Discussion ensued regarding Charter Section 312 and 603 regarding Commissions, Committees and Boards.

(Council Member/Agency Member/Authority Board Member Davis-Holmes exited and reentered the meeting.)

**ACTION:**

It was moved to waive further reading and introduce Ordinance Nos. 19-1905, 19-1906, 19-1907, 19-1908, 19-1909, 19-1910, 19-1911, 19-1912, 19-1913, 19-1914, 19-1915, 19-1916, 19-1917, 19-1918, and waive further reading and adopt Resolution Nos. 19-026, 19-027, 19-028, and 19-029, on motion of Dear and seconded by Davis-Holmes.

City/Agency/Authority Attorney Soltani noted for the maker of the motion to include in the motion regarding the Human Relations Commission, Ordinance No. 19-1910, to provide further clarification on the membership. Council Member/Agency Member/Authority Board Member Dear amended his motion to retain the two seats for youth members, therefore, five adult members and two youth members for total of seven members for the Human Relations Commission. City/Agency/Authority Attorney Soltani referred to Resolution No. 19-028, Community Civic Engagement Board, to reduce the membership to five members and prerogative of mayor to appoint members.

Council Member/Agency Member/Authority Board Member Davis-Holmes offered a friendly amendment to include in the motion to bring back the ordinances for second reading on February 19, 2019 which was accepted by the maker of the motion.

(Mayor/Agency Chairman/Authority Chairman Robles exited the meeting.)

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

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

Noes: None

Abstain: None

Absent: Mayor/Agency Chairman/Authority Chairman Robles

(Mayor/Agency Chairman/Authority Chairman Robles reentered the meeting and requested to vote on Item No. 9).

**Revote on Item No. 9**

The motion, as amended, was 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 Davis-Holmes, Council Member/Agency Member/Authority Board Member Hilton, and Council Member/Agency Member/Authority Board Member Dear

Noes: None

Abstain: None

Absent: None

Council Member/Agency Member/Authority Board Member Dear ordered a special meeting for Friday, February 8, 2019 at 6:00 P.M. in the Helen Kawagoe Council Chambers, Carson City Hall, located at 701 E. Carson Street, Carson, California 90745 and directed the City Clerk to notice the special meeting.

Council Member/Agency Member/Authority Board Member Davis-Holmes provided a copy of the request with items to hold the special meeting on February 8, 2019 to the Mayor, Council Members and staff.

(Council Member/Agency Member/Authority Board Member Davis-Holmes exited and reentered the meeting.)

Mayor/Agency Chairman/Authority Chairman Robles cited the charter regarding ordinances.

(Council Member/Agency Member/Authority Board Member Hilton exited and reentered the meeting.)

Discussion ensued regarding the introduction, deliberation, and approval of ordinances.

**Item No. 10. 2019-146      INTRODUCTION OF ORDINANCE NO. 19-1903 AMENDING SECTION 2404 (PRESENTING MATTERS TO COUNCIL - AGENDAS) OF CHAPTER 4 (CITY OFFICERS - COUNCIL CHAMBERS - MEETINGS) OF THE CARSON MUNICIPAL CODE REGARDING THE MANNER OF PREPARING AGENDAS AND PRESENTING MATTERS TO COUNCIL (CITY COUNCIL)**

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

Mayor/Agency Chairman/Authority Chairman Robles referred to Section 2 strikethrough and bold describing the changes in subsection (a)(i) of Section 2 is not accurate. The last sentence in the existing ordinance which reads, "the City Manager shall determine which of such items are to be placed on the agenda" which is not included as a strikethrough. City/Agency/Authority Attorney Soltani noted it was a typographical error and would add in the ordinance that the strikethrough sentence be added to the ordinance and would bring back corrected version.

**RECESS:**

The meeting was recessed by Mayor/Agency Chairman/Authority Chairman Robles to allow the City Attorney to review the ordinance.

**RECONVENE:**

The meeting was reconvened by Mayor/Agency Chairman/Authority Chairman Robles with all members previously noted present.

City/Agency/Authority Attorney Soltani reported that the ordinance did not require any changes and provided explanation. She requested the City Clerk provide copies of Ordinance No. 18-1832 which is the current version of Carson Municipal Code Section 2404 to the Mayor and Council.

Upon inquiry, City Clerk/Agency Secretary/Authority Secretary Gause-Aldana provided explanation of the effective ordinance.

(Council Member/Agency Member/Authority Board Member Dear exited and reentered the meeting.)

City/Agency/Authority Attorney Soltani confirmed the ordinance provided is the correct version.

**Recommendation:** Discuss and then consider for INTRODUCTION for first reading by title only and with further reading waived, Ordinance No. 19-1903, 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 Article II (Administration) of the Carson Municipal Code Regarding the Manner of Preparing Agendas and Presenting Matters to Council.

**ACTION:** It was moved to waive further reading and introduce Ordinance No. 19-1903, as read by title only, and bring back for second reading on February 19, 2019, on motion of Davis-Holmes, seconded by Hicks and 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 Davis-Holmes, and Council Member/Agency Member/Authority Board Member Dear

**Noes:** Council Member/Agency Member/Authority Board Member Hilton

**Abstain:** None

**Absent:** None

**Item No. 11. 2019-147** **DISCUSSION ON COMMENCEMENT OF A PROCESS TO TERMINATE THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF CARSON AND FOCAL STRATEGIC INVESTMENTS, LLC. FOR A 0.66-ACRE PROPERTY LOCATED AT 17505 S. MAIN STREET (CITY COUNCIL) (PURSUANT TO REQUEST FOR RECONSIDERATION)**

Acting City Manager Raymond provided a brief staff report.

City/Agency/Authority Attorney Soltani provided a staff report and reiterated the motion made during the January 28, 2019 Special meeting regarding Item No. 11 and Item No. 12 of this agenda.

Mayor/Agency Chairman/Authority Chairman Robles deliberated the items, encouraging his colleagues to support the reconsideration.

Recommendation: INSTRUCT staff to bring back further discussion, and potential public hearing, for the termination of the Focal DA, as consistent with the Development Agreement Statutes (Gov. Code 65864 et seq.) and terms of the Focal DA.

**ACTION:** It was moved to reconsider this item on motion of Robles, seconded by Hilton and failed to carry by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles and Council Member/Agency Member/Authority Board Member Hilton

Noes: Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hicks, Council Member/Agency Member/Authority Board Member Davis-Holmes, and Council Member/Agency Member/Authority Board Member Dear

Abstain: None

Absent: None

Council Member/Agency Member/Authority Board Member Hicks inquired when further information will be brought back on the agenda. Acting City Manager Raymond noted information will be brought back on February 19, 2019.

**Item No. 12. 2019-148      DISCUSSION ON COMMENCEMENT OF A PROCESS TO  
TERMINATE DEVELOPMENT AGREEMENT BETWEEN THE  
CITY OF CARSON AND CALIFORNIA PROCESSING  
COMPANY, LLC. FOR 3.7-ACRE PROPERTY LOCATED AT  
2403 E. 223RD STREET (CITY COUNCIL) (PURSUANT TO  
REQUEST FOR RECONSIDERATION)**

Item No. 12 was heard simultaneously with Item No. 11.

Recommendation: INSTRUCT staff to bring back further discussion, and potential public hearing, for the termination of the California Processing Company, LLC Development Agreement, as consistent with the Development Agreement Statutes (Gov. Code 65864 et seq.) and terms of the California Processing Company, LLC Development Agreement.

**ACTION:** It was moved to reconsider this item on motion of Robles, seconded by Hilton and failed to carry by the following vote:

Ayes: Mayor/Agency Chairman/Authority Chairman Robles and Council Member/Agency Member/Authority Board Member Hilton

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

**Item No. 13. 2019-149      CONSIDER PROVIDING DIRECTION ON ACCEPTING NEW CANNABIS APPLICATIONS (CITY COUNCIL) (PURSUANT TO REQUEST FOR RECONSIDERATION)**

Item No. 13 was heard after Item No. 11.

Acting City Manager Raymond provided a brief staff report.

Discussion ensued regarding the cannabis application and litigation process.

Recommendation: CONSIDER providing direction on accepting new cannabis applications.

ACTION: It was moved to reconsider this item on motion of Robles, seconded by Hilton and failed to carry by the following vote:

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

**Item No. 14. 2019-150      CONSIDER COUNCIL POLICY & PROCEDURE NO. 1.02.03, SEATING ARRANGEMENT ON THE DAIS (CITY COUNCIL) (PURSUANT TO REQUEST FOR RECONSIDERATION)**

Acting City Manager Raymond provided a brief staff report.

Recommendation: CONSIDER and PROVIDE direction

ACTION: Staff to proceed with action taken on January 28, 2019 special meeting.

**Item No. 15. 2019-156      A FULL REPORT ON REVENUES RECEIVED BY THE CITY CLERK'S OFFICE (CITY COUNCIL) (PURSUANT TO REQUEST FOR RECONSIDERATION)**

Item No. 15 was heard after Item No. 6.

City/Agency/Authority Attorney Soltani explained the directive from the special meeting.

City Clerk/Agency Secretary/Authority Secretary Gause-Aldana noted passport services at California State University Dominguez Hills (CSUDH) and at Carson City Hall complement each other. She stated she received a letter from the Department of State encouraging the non-closure of passport services in City Hall which is greatly needed due to the demand of the U.S. passport in the final implementation phase of the federal real id act. She provided copies of the letter to the Mayor and Council.

Recommendation:                    TAKE the following actions:  
    1. RECEIVE AND FILE

ACTION: It was moved to reconsider this item on motion of Robles, seconded by Hilton and failed to carry by the following vote:

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

#### **ORAL COMMUNICATIONS FOR MATTERS NOT LISTED ON THE AGENDA (MEMBERS OF THE PUBLIC)**

This item was heard after Item No. 14.

Council Member/Agency Member/Authority Board Member Dear inquired about the public comment policy.

##### Dianne Thomas, Carson Resident

Spoke about a newspaper article regarding Mayor Robles. She also spoke about rumors regarding Council Member Hilton. She questioned the City Clerk's involvement with the City Charter.

Mayor Robles addressed comments regarding his and Council Member Hilton's character. He spoke about Proposition 64 and Measure KK passing in the City by 20,000 voters. In addition, he mentioned that the petition regarding efforts to repeal the cannabis ordinance failed.

Council Member/Agency Member/Authority Board Member Hilton addressed false statements regarding his character.

##### Robert Lesley, Carson Resident

Spoke about not including names in harassment policies. He also spoke about opposing the City Charter and filing a complaint.

Council Member/Agency Member/Authority Board Member Hilton spoke about why the measure ballot failed and requesting the cannabis initiative be added on a ballot.

Marcus Carpenter, Carson Resident

Requested Council to reconsider the cannabis application acceptance process.

Brandi Murdock, Carson Resident

Spoke about her concerns regarding her expectation of Council and the City being unified. She encouraged Council to respect one another. She also apologized to Council Member Hilton and City Clerk Gause-Aldana for remarks made about them as well as thanking them for their service.

## **COUNCIL MEMBER REQUESTS TO ADD ITEMS TO FUTURE AGENDAS**

Council Member Davis-Holmes requested the following items to be added to Future Agendas:

- (1) Accounting of Carson Community Foundation Revenue and Expenditures.

Mayor Robles inquired about Council's authority regarding the Carson Community Foundation.

City Attorney Soltani responded to Mayor Robles questions concerning Council Member Davis-Holmes request regarding Carson Community Foundation Revenue and Expenditures.

Council Member Davis-Holmes clarified her inquiry of city cost associated with participating in the Carson Community Foundation.

Council Member Dear spoke about supporting Council Member Davis-Holmes inquiry of city cost associated with participating in the Carson Community Foundation.

It was moved to instruct staff to provide an accounting of the city cost associated in participating in the Carson Community Foundation and names of board members by the second meeting in March on motion of Robles, seconded by Davis-Holmes 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 Davis-Holmes, Council Member/Agency Member/Authority Board Member Hilton and Council Member/Agency Member/Authority Board Member Dear

Noes: None

Abstain: None

Absent: None

- (2) Cost of City mailings on the proposed City Charter and who authorized the expenditure.

Mayor Robles requested to also add an inquiry of Measure C cost.

It was moved to instruct staff to provide an accounting of the city cost associated with the proposed City Charter and Measure C and who authorized the expenditure by the second meeting in March on motion of Robles, seconded by Davis-Holmes 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 Davis-Holmes, Council Member/Agency Member/Authority Board Member Hilton and Council Member/Agency Member/Authority Board Member Dear

Noes: None

Abstain: None

Absent: None

(3) An action that requires City Council appoint the chairs and vice-chairs of all Commissions, Committees and Boards.

Mayor Robles read Charter Section No. 603 regarding the appointment of the chairs and vice-chairs in all Commissions, Committees and Boards.

City Attorney Soltani responded to Mayor Robles questions.

(4) Amend SMP related to sending flowers for condolences to broaden policy to extend to immediate family members of Council Members, as well as Board and Commission members and their spouses.

Council Member Davis-Holmes clarified her request to amend the Standard Management Procedure (SMP) related to sending flowers for condolences to not require the City Manager's approval.

Council Member Dear inquired about the amendment of the SMP and the City Manager's approval authority in regards to sending flowers.

City Attorney Soltani suggested staff draft a new SMP and bring back for Council for approval.

It was moved to amend the SMP related to sending flowers for condolences to not require the City Manager's approval on motion of Robles, seconded by Hicks 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 Davis-Holmes, Council Member/Agency Member/Authority Board Member Hilton and Council Member/Agency Member/Authority Board Member Dear

Noes: None

Abstain: None

Absent: None

Council Member Dear requested the following items to be added to Future Agendas:

(5) Reconsideration of Anti-Harassment Ordinance to remove his name from recitals 9 and 10.

Council Members Davis-Holmes and Dear mentioned past procedures of following the order of the agenda.

City Attorney Soltani read an excerpt from the City Charter clarifying the Mayor's authority to change the order of the agenda.

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

### Mayor/Agency Chairman/Authority Chairman Robles

Read an excerpt from the Secretary of State website regarding Proposition 64. Mayor Robles spoke about the Cannabis Initiative. He also mentioned the restrictions Council agreed on regarding the Cannabis Initiative and financial opportunities the City is not receiving by denying medical dispensaries in the City.

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

Spoke about appreciating Mayor Robles comments regarding the Cannabis Initiative. He also commended staff on a job well done in preparing for the Special Meeting.

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

Inquired about a Special Meeting that did not occur.

Acting City Manager Raymond responded to Council Member Davis-Holmes regarding the difficulty of scheduling the Special Meeting due to the lack of time between the Regular Meeting.

Council Member Davis-Holmes questioned City Clerk Gause-Aldana regarding the Special Meeting being noticed.

City Clerk Gause-Aldana responded to Council Member Davis-Holmes inquiry by explaining the events leading to the Special Meeting not occurring.

City Attorney Soltani responded by informing Council Member Davis-Holmes how much work is involved in preparing a Meeting agenda. She also noted the time allotted toward preparing Special Meetings after a Regular Meeting.

Assistant City Manager Roberts responded to Council Member Davis-Holmes regarding the technical difficulties staff has had with attempting to review Council meetings.

### Mayor/Agency Chairman/Authority Chairman Robles

Requested to reconsider Item Nos. 27 and 29 at the February 5, 2019 meeting agenda (Note: Item No. 9 and Item No. 10 of this agenda). He spoke about Ordinance No. 18-1832 being in effect. He announced he will not be in attendance at the Special Meeting on February 8, 2019 because it's his birthday.

**ADJOURNMENT**

The meeting was adjourned at 3:02 P.M. by Mayor/Agency Chairman/Authority Chairman Robles.

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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

APPROVED BY CARSON CITY COUNCIL/SUCCESSOR AGENCY/ HOUSING AUTHORITY	
<u>05-07-2019</u>	
Approved as Submitted.	AR/CH 5/0