



**MINUTES
CARSON CITY COUNCIL/
SUCCESSOR AGENCY/HOUSING AUTHORITY
REGULAR MEETING
AUGUST 7, 2018**

5:00 P.M.

CALL TO ORDER:

The meeting was called to order at 5:13 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 Donesia Gause-Aldana noted the following:

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:

Kenneth C. Farfsing, City Manager; Sunny Soltani, City/Agency/Authority Attorney; Lum Fobi, Deputy City Attorney; John Raymond, Assistant City Manager; David Roberts, Assistant City Manager; Kathryn Downs, Director of Finance; Maria Williams-Slaughter, Director of Public Works; Idris Al-Oboudi, Director of Community Services; Saied Naaseh, Director of Community Development; Faye Moseley, Director of Human Resources and Risk Management; Gilbert Marquez, Principal Civil Engineer; Scott Griffie, Recreation Program Manager; and Glenn Turner, Computer Systems Support Technician

CLOSED SESSION (5:00 P.M. - 6:00 P.M.) (Items 1-8)

ORAL COMMUNICATIONS – CLOSED SESSION ITEMS ONLY – None.

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton exited the meeting.)

ANNOUNCEMENT OF CLOSED SESSION ITEMS

City Manager Farfsing announced the Closed Session items.

City Manager Farfsing requested the City Council add as urgency items the following items since they came after the posting of the agenda:

- Conference with Real Property Negotiator – A closed session pursuant to Government Code Section 54956.8 which would enable the Successor Agency to consider negotiations with Alex Hernandez with whom the Successor Agency is negotiating and to give direction to its negotiators regarding certain real property at 1000 E Victoria. The city's real property negotiator will seek direction from the agency regarding price, payment terms for purchase, sale or lease.
- Conference with Real Property Negotiator – A closed session pursuant to Government Code Section 54956.8 which would enable the Successor Agency to consider negotiations with Macerich who the Successor Agency is negotiating and give direction to the negotiators regarding real property known as 7336-010-903 and 7336-010-904. The property negotiator will seek direction from the Agency members regarding price, payment terms for purchase, sale for lease.

It was moved to add the two items to the Closed Session agenda as Item No. 8A and Item No. 8B as described by the City Manager which came to the attention of the City Manager after the posting of the agenda and require attention before the next scheduled City Council meeting on motion of Robles, seconded by Santarina and unanimously carried by the following vote:

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton reentered the meeting.)

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

RECESS INTO CLOSED SESSION

The meeting was recessed at 5:19 P.M. by Mayor/Agency Chairman/Authority Chairman Robles to Closed Session.

RECONVENE TO OPEN SESSION

The meeting was reconvened at 6:47 P.M. by Mayor/Agency Chairman/Authority Chairman Robles with all members noted present previously.

REPORT ON CLOSED SESSION ACTIONS

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

Item No. 1. 2018-553 CITY MANAGER EMPLOYMENT PERFORMANCE EVALUATION (CITY COUNCIL)

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

ACTION: Item No. 1 was heard in Closed Session.

At 1:17 A.M., on Wednesday, August 8, 2018, City/Agency/Authority Attorney Soltani reported that no reportable action was taken.

Item No. 2. 2018-556 CONFERENCE WITH LABOR NEGOTIATOR (CITY COUNCIL)

Recommendation: A closed session will be held, pursuant to Government Code Section 54957.6, with Kenneth C. Farfsing, City Manager, Faye Moseley, Director of Human Resources and Colin Tanner, City Attorney, its negotiators(s), regarding labor negotiations with AFSCME 809 and 1017.

ACTION: Item No. 2 was heard in Closed Session. No reportable action was taken.

Item No. 3. 2018-596 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (CITY COUNCIL)

Recommendation: A closed session will be held, pursuant to Government Code Section 54956.9(d)(1), to confer with legal counsel regarding pending litigation to which the City is a party. The title of such litigation is as follows: Dept, of Finance v. Commission on State Mandates, Superior Court Case No. BS13070

ACTION: Item No. 3 was heard in Closed Session.

At 1:17 A.M., on Wednesday, August 8, 2018, City/Agency/Authority Attorney Soltani reported that no reportable action was taken.

Item No. 4. 2018-598 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (CITY COUNCIL)

Recommendation: A closed session will be held, pursuant to Government Code Section 54956.9(d)(1), to confer with legal counsel regarding pending litigation to which the City is a party. The title of such litigation is as follows: Dayana Partida vs. City of Carson, Superior Court Case No. BS 174161.

ACTION: Item No. 4 was heard in Closed Session.

At 1:17 A.M., on Wednesday, August 8, 2018, City/Agency/Authority Attorney Soltani reported that no reportable action was taken.

Item No. 5. 2018-579 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (CITY COUNCIL)

Recommendation: A closed session will be held, pursuant to Government Code Section 54956.9(d)(1), to confer with legal counsel regarding pending litigation to which the City is a party. The title of such litigation is as follows: City of Carson v. State of California, et al., Los Angeles Superior Court Case No. BS172187

ACTION: Item No. 5 was heard in Closed Session.

At 1:17 A.M., on Wednesday, August 8, 2018, City/Agency/Authority Attorney Soltani reported that no reportable action was taken.

Item No. 6. 2018-580 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (CITY COUNCIL)

Recommendation: A closed session will be held, pursuant to Government Code Section 54956.9 (d)(4) because the City is considering whether to initiate litigation in one case

ACTION: Item No. 6 was heard in Closed Session.

At 1:17 A.M., on Wednesday, August 8, 2018, City/Agency/Authority Attorney Soltani reported that no reportable action was taken.

Item No. 7. 2018-544 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)(2), because there is a significant exposure to litigation in one case.

ACTION: Item No. 7 was heard in Closed Session.

At 1:17 A.M., on Wednesday, August 8, 2018, City/Agency/Authority Attorney Soltani reported that no reportable action was taken.

Item No. 8. 2018-582 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: Item No. 8 was heard in Closed Session. No reportable action was taken in one case.

At 1:17 A.M., on Wednesday, August 8, 2018, City/Agency/Authority Attorney Soltani reported that no reportable action was taken in the other case.

FLAG SALUTE:

Item No. 9. 2018-583 KALLY HALL, MISS CARSON - 2ND RUNNER UP

INVOCATION:

Item No. 10. 2018-597 REV. K.W. TULLOSS, WELLER STREET MBC

INTRODUCTIONS

Item No. 11. 2018-538 REPORT FROM CAPTAIN SKEEN OF CARSON SHERIFF'S STATION

Lieutenant Aikin announced the successful National Night Out held last week. He also announced the Los Angeles Chargers will acknowledge the two Sheriff Deputies who saved the life of a choking baby and will be honored at Pre Season game on August 18, 2018. The family of the baby was also invited to attend the game

In addition, he introduced Deputies Miguel Herrera and Susan Abad who are newly assigned to the Carson Sheriff Station.

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton commended the Carson Sheriff Station for their community policing efforts and success of Community Night Out.

Item No. 12. 2018-599 PRESENTATION TO K.W. TULLOSS RECOGNIZING HIS SERVICE TO THE 44TH CONGRESSIONAL DISTRICT AND THE CARSON COMMUNITY

Mayor and City Council presented K.W. Tulloss with a Certificate of Recognition for his service work for the residents of Carson as a representative for Congresswoman Nanette Barragan.

Presentation to Kally Hall, Miss Carson - 2nd Runner Up

Mayor and City Council presented Kally Hall with a Certificate of Recognition for 2nd Runner Up, Miss Carson.

Item No. 13. 2018-600 PRESENTATION FROM ADAM SONENSHEIN OF FAIRBANK, MASLIN, MAULLIN, METZ & ASSOCIATES ON THE SURVEY OF A PROPOSED CITY CHARTER

Adam Sonenshein of Fairbank, Maslin, Maullin, Metz and Associates presented the City Council with survey results of a proposed City Charter.

Council Member/Agency Member/Authority Board Member Davis-Holmes inquired about the statistics related to the undecided.

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

Judy Sullivan

Referred to Item No. 24 - opposed to city charter citing timing and believes the Mayor's motivations for a city charter is self-serving.

Reverend Joshua Canales, Pastor, Mission Ebenezer Family Church

Acknowledged the late Mary Anne O'Neal, and spoke in support of Item No. 28.

Kitty Adams, Executive Director, Adopt a Charger

Provided information the City's plan of the second electric vehicle drive and ride which is part of National Drive Electric Week on September 8, 2018, at the Carson Community Center.

Patricia Patterson

Spoke about truck traffic on Main Street and her concerns with re-routing them, citing noise nuisance.

Shannon Kirk, Carson resident and Teacher at Stephen White Middle School

Spoke about truck traffic on Main Street, requesting enforcement on Main Street.

Joaquin Santos, Laborers Local 1309

Spoke in support of Item Nos. 27, 28, 29 and 30.

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

Kim Curtado, Chair, Parks and Recreation Commission

Spoke about the new features of the Carson Report Fall Issue; announced several programs/events available at the parks. She announced the successful Backpack Giveaway.

Dianne Thomas

Offered her contact number; reported the Los Angeles County Sanitation District is an amazing site and announced a bus tour at the Carson Facility (Figueroa Street and Sepulveda Boulevard) on Saturday, August 11, 2018 at 9:00 A.M.

APPROVAL OF MINUTES:

The Approval of Minutes was heard after Item No. 24.

Item No. 14. 2018-592 APPROVAL OF THE JUNE 5, 2018 CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY REGULAR MEETING MINUTES AND JUNE 19, 2018 CITY COUNCIL SPECIAL MEETING MINUTES

Recommendation: Approve the minutes as listed.

ACTION: The minutes were approved as submitted 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 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

CONSENT: (Items 15-22)

The Consent Calendar was heard after Approval of Minutes.

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

During discussion of the motion, Council Member/Agency Member/Authority Board Member Hicks requested to pull Item No. 19 for discussion.

The motion to approve Consent Items 15-22, except Item No. 19, 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. 15. 2018-590 Resolution No. 18-13-CSA, A RESOLUTION OF THE CARSON SUCCESSOR AGENCY RATIFYING CLAIMS AND DEMANDS

**IN THE AMOUNT OF \$1,676.75, DEMAND CHECK NUMBERS
SA-001767 THROUGH SA-001768**

ACTION: Item No. 15 was approved on the Consent Calendar.

Item No. 16. 2018-591 Resolution No. 18-13-CHA, A RESOLUTION OF THE CARSON HOUSING AUTHORITY RATIFYING CLAIMS AND DEMAND IN THE AMOUNT OF \$28.47, DEMAND CHECK NUMBER HA-001737

ACTION: Item No. 16 was approved on the Consent Calendar.

Item No. 17. 2018-595 Resolution No. 18-103, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON RATIFYING CLAIMS AND DEMANDS, AS FOLLOWS:

TOTAL OF \$6,116,994.35 FOR GENERAL DEMANDS, CHECK NUMBERS 141170 THROUGH 141243.

TOTAL OF \$1,163,107.62 FOR CO-OP AGREEMENT DEMANDS, CHECK NUMBERS 001250 THROUGH 001251, WHICH ARE COSTS ASSOCIATED WITH THE CONSTRUCTION OF CAPITAL PROJECTS WITHIN THE FORMER REDEVELOPMENT PROJECT AREA, USING BOND PROCEEDS TRANSFERRED FROM THE SUCCESSOR AGENCY TO THE CITY.

ACTION: Item No. 17 was approved on the Consent Calendar.

Item No. 18. 2018-532 CONSIDER AWARDED CONTRACT TO NBS GOVERNMENT FINANCE GROUP TO PROVIDE COMMUNITY FACILITIES DISTRICT(S) FORMATION SERVICES FOR A CITY-WIDE COMMUNITY FACILITIES DISTRICT FUTURE AREAS (CITY COUNCIL)

Recommendation: TAKE the following actions:
1. AWARD the contract services agreement with NBS to provide CFD(s) formation, fiscal impact analysis, ongoing administration, and future CFD annexation services for City-wide future annexation area in the amount not-to-exceed \$78,500 through June 30, 2019.
2. AUTHORIZE the Mayor to execute the agreement, following approval as to form by the City Attorney.

ACTION: Item No. 18 was approved on the Consent Calendar.

Item No. 19. 2018-540 CONSIDER RESOLUTION NO. 18-107 TO INCREASE THE FY

**2018-19 BUDGET FOR PROFESSIONAL SERVICES
PROVIDED BY SYSTEM SOURCE FOR THE
CONGRESSWOMAN JUANITA MILLENDER-MCDONALD
COMMUNITY CENTER**

Council Member/Agency Member/Authority Board Member Hicks inquired about the contract and requested a staff report.

Director Al-Oboudi stated the item is about the carpet removal and the removal of the furniture. System Source will be assisting with removing and returning the furniture as part of the carpet replacement.

Recommendation:

1. WAIVE City of Carson Purchasing Ordinance No. 17-609, Contract Requirement for Service Rendered Over \$25,000.
2. WAIVE further reading and ADOPT Resolution No. 18-107, "A Resolution of the City Council of the City of Carson, California, Amending the Fiscal Year 2018-19 Budget in the General Fund".

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. 20. 2018-555 CONSIDER THE FILING OF THE FY 2018-19 HIGH PRIORITY STAFFING REQUESTS (CITY COUNCIL)

Recommendation: RECEIVE and FILE the high-priority staffing requests as approved in the FY 2018-19 budget.

ACTION: Item No. 20 was approved on the Consent Calendar.

Item No. 21. 2018-562 CONSIDERATION OF AN AMENDMENT TO THE AGREEMENT FOR FAIR HOUSING SERVICES WITH THE HOUSING RIGHTS CENTER (CITY COUNCIL)

Recommendation: TAKE the following actions:
1. APPROVE Amendment No. 1 to the fair housing services agreement between the City of Carson and the Housing Rights Center, extending the agreement for an additional one-year period

(from July 1, 2018 through June 30, 2019) in an amount not to exceed \$45,380.00.

2. AUTHORIZE the Mayor to execute the agreement following approval as to form by the City Attorney.

ACTION: Item No. 21 was approved on the Consent Calendar.

Item No. 22. 2018-594 CONSIDER ACTION TO CHANGE STREET SWEEPING PROCEDURE (CITY COUNCIL)

Recommendation: REQUEST the City Manager to direct staff to modify the current street sweeping procedures.

ACTION: Item No. 22 was approved on the Consent Calendar.

SPECIAL ORDERS OF THE DAY: (Items 23-24)

Item No. 23. 2018-578 REPORT RECOMMENDING CONDUCTING THE PUBLIC HEARING AND DISCONTUING THE ENERGY SERVICE CONTRACT WITH CARSON SOLAR 10, LLC (CITY COUNCIL)

Item No. 23 was heard after Item No. 28.

Mayor/Agency Chairman/Authority Chairman Robles opened the public hearing to allow public testimony.

Public Testimony

Craig Wooster, General Contractor and Project Manager, Stone Edge Farm MicroGrid Project in Sonoma County

Spoke in support of approving this time.

Mayor Pro Tem/Agency Vice Chairman Hilton noted the consultant has not been transparent with the finances and staff has been asking for plans and concern to put city at risk.

Craig Wooster stated the city can move forward with the project and discussed the benefits.

City Clerk/Agency Secretary/Authority Secretary Gause-Aldana reported that Notice of the 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. Three written communications supporting the approval of the lease agreement were received.

(Council Member/Agency Member/Authority Board Member Davis-Holmes exited and

reentered the meeting.)

City Manager Farfsing provided a brief staff report.

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton exited the meeting.)

David Bliss, representing Charge Bliss

Stated he provided a packet to the Mayor and Council. He discussed certain aspects of the proposal and why he believes the project proposal is a good one.

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton reentered the meeting.)

(Council Member/Agency Member/Authority Board Member Santarina exited the meeting.)

Kitty Adams

Stated she submitted a letter of support to the Mayor and Council Members; read a letter from Jim Montgomery, Chairman of the Torrance Environmental Quality and Energy Conservation Commission, in support of approving the lease agreement with Solar Inc.

(Council Member/Agency Member/Authority Board Member Santarina reentered the meeting.)

Brian Souza, representing Sun Power Corp.

Stated he submitted a letter in support of the project to the Mayor and Council and offered comments in support of the item.

Dianne Thomas

Spoke in support of the item.

Julie P., representing Charge Bliss

Read letters from National Director Energy Utilities at Kaiser Permanente and Partner and Co-founder of 127 Energy in support of the project. She noted an additional letter of support from Doctor K. Ramin, Executive Director of Power Systems and Smart Grid Technology of California Independent Systems.

Mayor/Agency Chairman/Authority Chairman Robles requested Julie P. to provide copies of the letters to the City Clerk.

David Bliss stated that the letters were also provided in the packet he submitted to the Mayor and Council.

City Manager Farfsing provided clarifications on the Power Purchase Agreement (PPA) and noted discussions with Assistant City Attorney Brian Wright-Bushman and negotiations with Charge Bliss and 127 Energy. He also noted issues with the project.

Mayor/Agency Chairman/Authority Chairman Robles inquired if the battery performance was guaranteed.

David Bliss discussed the warranty and battery capacity agreed in the PPA and not a liability to the city.

City/Agency/Authority Attorney Soltani noted the city's consultant's concern of the battery life that will run out earlier than 10 years.

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton exited and reentered the meeting.)

Mayor/Agency Chairman/Authority Chairman Robles noted according to Charge Bliss if the project were to move forward contingent to the performance of the battery is guaranteed for the life of the project.

David Bliss discussed rates, cost of energy and the PPA.

City/Agency/Authority Attorney Soltani stated Charge Bliss have been asking for exuberant liquidated damages. She noted Assistant City Attorney Brian Wright-Bushman is working diligently on a process to meet and confer and arbitration which is an issue.

David Bliss stated he had discussions with Assistant City Attorney Wright-Bushman and 127 Energy and agreed to nonbinding arbitration and discussed liquidating costs.

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

Mayor/Agency Chairman/Authority Chairman requested the representatives to address the concerns of the committee, asked detailed financial plan which has not been provided, asked for guarantees and to provide in writing, and provide the plans.

Representatives stated plans were provided months ago.

City Manager Farfsing raised some issues with the EV chargers and chillers.

Council Member/Agency Member/Authority Board Member Hicks noted he and Council Member/Agency Member/Authority Board Member Davis-Holmes are on the committee and stated there is a list of items that were mailed to representatives from the City Manager in March 2018 requesting completed and detailed project timeline and schedule, detailed list of project sponsors, city contract design built items and newer EV chargers. He noted the importance that the project would have no financial risk to the City.

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

Council Member/Agency Member/Authority Board Member Hicks continued the list of items as to who was going to own them at the end of the life and maintenance, who was going to pay for the soil samplings to bill the solar panels, who to pay upfront, how the kilowatt hours are going to be charged. His main concern is the representative from Charge Bliss was not able to provide any information regarding the project who attended a past meeting.

David Bliss stated he provided designs to staff and edited the list referenced by Council Member/Agency Member/Authority Board Member Hicks.

Kitty Adams noted her work with EV chargers with different companies.

Davis Bliss stated he communicated with staff and noted most of the items requested by the committee was provided in the final report including financial projections.

Mayor/Agency Chairman/Authority Chairman Robles requested Davis Bliss to provide a copy of a matrix Council Member/Agency Member/Authority Board Member Hicks referred to earlier to the City Manager and the City Attorney.

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton exited and reentered the meeting)

Council Member/Agency Member/Authority Board Member Davis-Holmes requested David Bliss to come back with a plan of action or proposal that states zero cost to the city and inquired on the kilowatt hours at zero cost.

David Bliss stated it was 14 cents per kilowatt hour price and would come back with zero expense upfront and downstream PPA price in writing.

Recommendation: OPEN the public hearing. TAKE testimony. CLOSE the public hearing.

ACTION: Mayor/Agency Chairman/Authority Chairman Robles ordered a workshop on August 14, 2018 from 11:00 A.M. to 1:00 P.M. and continued the public hearing to August 21, 2018 with no objections heard.

Item No. 24. 2018-533 PUBLIC HEARING ON THE PROPOSED ADOPTION OF A CITY CHARTER AND CONTENT OF THE PROPOSED CITY CHARTER FOR THE CITY OF CARSON (CITY COUNCIL)

Item No. 24 was heard after Oral Communications – Members of the Public.

City Clerk/Agency Secretary/Authority Secretary Gause-Aldana reported that Notice of the fifth Public Hearing and posting 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. One written

communication was received. She noted for the record the one communication she received, the requester asked that she read his letter into the record. Mayor/Agency Chairman/Authority Chairman Robles stated the letter can be read during the Public Testimony portion of the public hearing.

City/Agency/Authority Attorney Soltani provided a brief staff report. She noted if Council decides to adopt a draft version of the charter and send to the voters, they need to take action on Item No. 25.

Mayor/Agency Chairman/Authority Chairman Robles declared the public hearing open and requested the City Clerk to read the written communication into the record.

City Clerk/Agency Secretary/Authority Secretary read four letters into the record one from Mr. Glenn White supporting the city charter and three from CPSA, AME, and AFSCME Local 1017 opposing placing the charter on the November ballot.

Alex Rucker, Vice Chair, California Democratic Party

Supports placing the project labor agreement in the charter on the November ballot. In addition, she requested prevailing wage requirement be included in the charter.

Council Member/Agency Member/Authority Board Member Davis-Holmes stated that the City always included the project labor agreement and although expired there were discussions before the charter.

Dean Jones, Carson resident

Spoke about inserts he believes should be included in the charter regarding Sections 206, 207, 314, 319, 406, and 917.

Ron Miller, Executive Secretary, Los Angeles/Orange County Building and Construction Trades Council

Spoke about the project labor agreements and prevailing wage language. He looks forward to the partnership with the City and supports the measure.

Mayor/Agency Chairman/Authority Chairman Robles offered prevailing wage language to Mr. Miller for his review and if his recommendation would be suffice.

Mr. Miller concurred in the affirmative and Mayor read the language and requested to be included in the proposed charter. He provided a copy to the City Attorney and Council Members.

Karen Avilla, Charter Committee Member

Spoke in support of the charter, citing Economic Development components. She urged City Council to place the charter on the ballot.

Cheryl Wilson

Opposed to putting the charter on the ballot, citing timing.

Ana Meni, Carson resident and Chair of the Charter Committee

Referred to memorandum dated April 26, 2018 from the Department of Housing and Community Development regarding the income limits for low income for family of four is \$77,500.00. She asked Mayor, City Council, City Manager or City Attorney to confirm the City Council compensation being proposed in the City Charter.

City Manager Farfsing clarified the total compensation for the Mayor and City Council also includes car allowance reimbursement of phones.

Director Downs explained the total compensation also includes PERS contributions applicable to Council Members, Medicare tax which is 1.45% of wages, and some health insurances. Each Council Member has a different election and on average between the Mayor and Council Members the total compensation is less than \$45,000 per member which includes the salary, benefits and auto allowance.

City Manager Farfsing stated the HUD threshold is \$77,500 total compensation as written in the proposed charter.

Council Member/Agency Member/Authority Board Member Davis-Holmes inquired about the Mayor and Council current monthly salary without benefits. Director Downs stated \$22,735 for the Mayor and \$20,668 for each Council Member.

Discussion ensued regarding Mayor and Council compensation.

Tommie Williams

Supports City Council placing the proposed charter on the November ballot.

Robert Lesley, representing Carson Coalition

Spoke in opposition of placing the proposed charter on the November ballot. He does not believe the City Council made a motion to approve to place any contents into the draft of proposed city charter. He inquired if the Council body abided by the Robert Rules of Order to add language in the draft of proposed city charter. In addition, he spoke about his experiences while collecting signatures for the cannabis initiative petition.

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton addressed comments made by Mr. Lesley.

Jovito Morales, City Commissioner, serves on the Carson Community Foundation Board

Spoke in support of placing the proposed city charter on the November ballot.

There being no other persons wishing to speak, Mayor/Agency Chairman/Authority Chairman Robles closed the public testimony portion of the Public Hearing at 8:27 P.M.

Mayor/Agency Chairman/Authority Chairman Robles addressed concerns about residency noting Section 306 in the proposed city charter. He also noted Section 105 which contradicts the comments made about his legal cases.

Council Member/Agency Member/Authority Board Member Hicks stated he does not believe there is a completed charter to go on the November ballot. In addition, he referred to Section 209 and believes the oil code currently in place is better. He inquired with the City Attorney what can be done to ensure the oil code is intact.

City/Agency/Authority Attorney Soltani noted that Section 209 can be omitted from the draft of proposed city charter and the oil code will be in effect.

Recommendation: OPEN the Public Hearing; TAKE public testimony then CLOSE the Public Hearing and discuss content of the proposed charter.

ACTION: The Mayor and Council took the following actions on the Draft of Proposed City Charter:

Motion

It was moved to strike Section 209 Oil and Gas Regulation; Fracking Ban from the Draft of Proposed City Charter in its entirety on motion of Hicks, 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

Motion

It was moved to strike or amend Section 505 Nepotism, Favoritism, and Corruption to allow them to be able to be employed by the City through the proper employment process and not have any direct supervision from anyone related on motion of Hicks and seconded by Davis-Holmes.

Discussion ensued amongst the Mayor and Council Members regarding Section 505 of the Draft of Proposed City Charter.

Mayor/Agency Chairman/Authority Chairman Robles called for the question.

The motion failed for lack of majority by the following vote:

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

Noes: Mayor/Agency Chairman/Authority Chairman Robles, Mayor Pro
Tem/Agency Vice Chairman/Authority Vice Chairman Hilton, Council
Member/Agency Member/Authority Board Member Santarina
Abstain: None
Absent: None

Council Member/Agency Member/Authority Board Member Hicks stated if passed would hope the Council adheres to Section 505.

City Manager Farfsing discussed the fiscal impacts of the proposed city charter. He noted the difference of the Council total compensation currently \$223,000, the increase would be \$164,000 for Mayor and Council Members. The charter includes increase in stipends for commissioners who currently receive \$35 a meeting, charter would be \$50 a meeting with difference of \$23,400. Planning Commissioners currently receive \$50 a meeting, therefore, no fiscal impact in Planning Commission stipends. He believes the City Clerk and City Treasurer need to be benchmarked to their staff, a 10% differential to their highest subordinate which equates to \$22,000 for both the City Clerk and the City Treasurer at \$11,000 each. Total is approximately \$210,000 citing \$209,884. If there are smaller projects of \$500,000 or less in value then would not be subject to the project labor agreement. He anticipates \$50,000 to \$60,000 in savings annually. Total fiscal impact is roughly \$150,000 for the charter.

City Manager Farfsing thanked City Staff, City Attorney, Deputy City Attorney and Proposed City Charter Committee who were involved in the Draft of the Proposed City Charter. In addition, he offered his position of certain aspects of the proposed charter that he believes strengthens good government. He also stated that he will not offer an opinion on City Council compensation. However, he believes the charter should address compensation for City Clerk and City Treasurer be based on surveys and benchmarked to their staff due to the complexity of their work and that he considers them to be department directors. He discussed some of the issues in the charter he had concern such as limiting the City Council's ability to raise taxes by requiring new local tax measures be subjected to a super majority vote of the Council to schedule a voter election. He further stated the charter will enhance Carson's local control.

Motion

It was moved to approve Section 915 Outsourcing, as amended, on motion of Robles, seconded by Santarina and 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
Noes: None
Abstain: Council Member/Agency Member/Authority Board Member Davis-Holmes
and Council Member/Agency Member/Authority Board Member Hicks
Absent: None

Motion

Mayor Robles referred to Section 207 General Land Use Authority Section B Land Use Powers (10), Page 18, in the last sentence, add the words “closure or” in front of the two words conversion 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

Mayor/Agency Chairman/Authority Chairman Robles referred to Section 700 Personnel System and highlighted the paragraph on Page 52.

It was moved to strike Section 705 Civil Service Commission in its entirety on motion of Robles.

Director Moseley confirmed that AFSCME Local 809 was not in a position to be in agreement with the protected language on the Civil Service Commission and other areas of the proposed charter because they did not have time to review properly and they would not be pleased if the Civil Service Commission language were removed from the charter.

Upon request, AFSCME representative Bob Adams addressed the question posed by the Mayor regarding Section 705 Civil Service Commission and its language. He stated they are not supporting or opposing at this time until reviewed by their attorney and to meet and confer, citing timing.

Mayor/Agency Chairman/Authority Chairman Robles referred to Section 705 Civil Service Commission and requested the City Attorney to add language that “contingent upon meet and confer and explicitly approved by each bargaining unit there is hereby established a Civil Service Commission”.

City/Agency/Authority Attorney Soltani proposed to make minor modifications in Section 505 Nepotism, Favoritism, and Corruption to clarify that employees and bargaining units are not affected by it.

Motion

It was moved to add language to Section 705 Civil Service Commission with the following language “contingent upon meet and confer and explicit approval by each bargaining unit” on motion of Robles, seconded by Santarina and 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, and Council
Member/Agency Member/Authority Board Member Hicks
Noes: None
Abstain: Council Member/Agency Member/Authority Board Member Davis-Holmes
Absent: None

City/Agency/Authority Attorney Soltani noted that their certain parts of the charter that will reference Civil Service Commission and will add "if the City Service Commission established" throughout the charter.

City/Agency/Authority Attorney Soltani referred to Section 505 Nepotism, Favoritism, and Corruption and noted the following changes:

First paragraph:

It shall be the policy of the City to prohibit and ban nepotism, favoritism and corruption. For the purposes of this section, officer shall mean all public officials of the city elected or appointed and manager shall mean the city manager, assistant city managers, and all department heads of the city.

Second Paragraph:

An officer or manager of the city shall not themselves and shall not direct any other person to appoint, employ promote or advance for appointment to any committee, board or commission.

Mayor/Agency Chairman/Authority Chairman Robles requested City/Agency/Authority Attorney Soltani to highlight the following changes:

Second paragraph:

Remove "public official, elected or appointed," replace with "an officer"

Add "of the city" after manager

Add "themselves and shall not direct any other person to" after shall not

Remove "have"

Change appointed to "appoint"

Change employed to "employ"

Change promoted to "promote"

Change advanced to "advance"

Add "or" before promotion

Remove "advancement"

Remove "a" after to

Add "of such manager or any officer of the city" after relative

Add "of such manager or any officer of the city" after other

Third paragraph:

No individual shall be appointed to any committee, board or commission in the city if such appointment.

Remove "to any committee, board or commission, employment, promotion, or advancement"

Add “officer or manager of the city for the preferential treatment of such individual for reasons other than expertise or performance in such committee, board or commission” after “has been advocated by a”.

Fourth paragraph:

Add “An officer or manager of the city”

Remove “A public official, elected or appointed, or employee”.

Motion

It was moved to amend Section 505 Nepotism, Favoritism, and Corruption, with the modifications noted by City Attorney Soltani, on motion of Robles, seconded by Santarina and carried by the following vote:

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

City/Agency/Authority Attorney Soltani noted change in the meet and confer issue and clarified for the record that the city has tried to meet and confer and at the beginning there was refusal.

She referred to Section 701 Personnel Rules and Policies and suggested the Council add the following provision to the beginning:

The Personnel System and Personnel Rules established by City Council, ordinances and resolutions and per Section 102 of this chapter remain in force except as otherwise clarified or modified by this charter.

It was moved to add the provision to Section 701 as noted by City Attorney Soltani 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 Hilton, and Council Member/Agency Member/Authority Board Member Santarina,
Noes:	Council Member/Agency Member/Authority Board Member Hicks
Abstain:	Council Member/Agency Member/Authority Board Member Davis-Holmes
Absent:	None

It was moved to add in parentheses “(consolidated fire protection District of Los Angeles County)” after LA. County Fire Department in the second paragraph, second sentence of Section 205 Contracting Authority 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 Hilton, Council Member/Agency Member/Authority Board Member Santarina, and Council Member/Agency Member/Authority Board Member Hicks
Noes: None
Abstain: Council Member/Agency Member/Authority Board Member Davis-Holmes
Absent: None

Mayor/Agency Chairman/Authority Chairman highlighted in Section 901 Annual Budget – that his request at the suggestion of former mayor Gil Smith to have a 5-year Capital Improvement Program and will be presented to the Council annually during the budget process.

Council Member/Agency Member/Authority Board Member Davis-Holmes commented on the changes being addressed tonight and was concerned about timing.

Motion

It was moved that the Council salary stay the same on motion of Davis-Holmes and seconded by Hicks.

Substitute Motion

Mayor/Agency Chairman/Authority Chairman Robles offered a substitute motion that the total compensation for Council Members includes low income for a family of four as stated by the federal government 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 Hilton, and Council Member/Agency Member/Authority Board Member Santarina
Noes: Council Member/Agency Member/Authority Board Member Davis-Holmes and Council Member/Agency Member/Authority Board Member Hicks
Abstain: None
Absent: None

Motion

It was moved to include the language, "in the event the City population exceeds 100,000 people then the Council makeup should be increased from four to six City Council members therefore seven including the Mayor" to Section 301 Elective Officers; Indemnification on motion of Hilton and seconded by Santarina.

During discussion of the motion, City Attorney Soltani confirmed that the language will be included via resolution after results of the Census.

The vote was carried by the following vote:

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

Motion

It was moved to change the term of one year to two years in Section 302 Mayor; Mayor Pro Tempore Subsection C. Mayor Pro Tempore, on motion of Hilton, seconded by Robles and carried by the following vote:

Mayor called for the question.

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

Motion

It was moved to strike “or any other elective office of City” in Section 305 Limitation of Terms on motion of Hilton and seconded by Robles

Discussion ensued regarding elected officials term limits.

Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton called for the question.

The motion was carried by the following vote:

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

Motion

It was moved to add ‘city attorney’ after city clerk in Section A of the first paragraph of Section 319 Contracts; Property on motion of Hilton, seconded by Robles and carried by the following vote:

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

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

Motion

It was moved to approve the charter as amended and direct the City Attorney to make appropriate changes and bring back to vote on the final version on motion of Robles.

City Attorney Soltani noted the full charter is an exhibit to the resolution and the City Clerk will discuss during Item No. 25. City Attorney Soltani stated she will bring back full version of the charter as revised later in the meeting.

Item No. 24 was heard again after Item No. 26.

City/Agency/Authority Attorney Soltani noted action on Item No. 24 can be taken up in Item No. 25. She noted she provided the Mayor and Council Members, City Manager and City Clerk with the final version of the charter with all the revisions made this evening which will be attached as Exhibit A to Resolution No. 18-104 which will send the charter to the voters in Item No. 25.

Motion

It was moved to approve the final version of the charter, as presented to the Mayor and Council by City/Agency/Authority Attorney, at 12:25 A.M., on August 8, 2018 on motion of Robles, seconded by Santarina and carried by the following vote:

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

DISCUSSION: (Items 25-31)

Item No. 25. 2018-331 CONSIDERATION OF RESOLUTIONS PERTAINING TO THE NOVEMBER 6, 2018 GENERAL ELECTION FOR ORDERING SUBMISSION OF A CERTAIN MEASURE RELATING TO ESTABLISHMENT OF A CITY CHARTER, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS AND

**DIRECTING THE CITY ATTORNEY TO PREPARE AN
IMPARTIAL ANALYSIS, AND FILING OF REBUTTAL
ARGUMENTS (CITY COUNCIL)**

Item No. 25 was heard after Item No. 24 at 12:25 A.M., on August 8, 2018.

City Clerk/Agency Secretary/Authority Secretary Gause-Aldana clarified in the staff report under fiscal impact in the first sentence should read fiscal year 2018-2019 budget. The cost identified in the staff report is the cost for all contests on the ballot. The cost associated with adding the charter measure on the ballot is approximately \$5,500. Also, she noted for the record it is a legal requirement that the Elections Official mail a full text version of the proposed charter to every registered voter. Cost to the city is approximately \$60,000 which includes postage and printing.

Mayor/Agency Chairman/Authority Chairman Robles requested the City Clerk to mail the proposed charter to every registered voter in Carson sooner rather than later.

Council Member/Agency Member/Authority Board Member Davis-Holmes referred to Section 210 Cannabis Regulation; Retail Dispensary Ban and noted the signatures that were collected on the cannabis initiative cannot be placed on the ballot until 2020.

City/Agency/Authority Attorney Soltani noted State law changed earlier in the year and initiatives can only be placed on a general municipal election and clarified that the language in the charter only addressed if there is going to be an increase to the cannabis operations.

City Clerk/Agency Secretary/Authority Secretary Gause-Aldana cited State law which allows that the legislative body has the discretion to either call a special election or go to the next general election.

City/Agency/Authority Attorney Soltani noted if the Council wishes to increase the number of cannabis operations it can only do so at a general municipal election. If the residents wish to decrease the number of cannabis operations can do so pursuant to State law.

City/Agency/Authority Attorney Soltani referred to Resolution No. 18-104, Section 2 be revised to strike out "elected officials" in the last sentence and replace with "City Council Members".

Recommendation: Consider whether to:

1. ADOPT Resolution No. 18-104, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF A CERTAIN MEASURE RELATING TO THE ADOPTION OF A CITY CHARTER FOR THE CITY OF CARSON AT THE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018;

If Resolution No. 18-104 is adopted, then:

2. ADOPT Resolution No. 18-105, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS REGARDING THE MEASURE TO ADOPT A CITY CHARTER FOR THE CITY OF CARSON; and

3. ADOPT Resolution No. 18-106, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS REGARDING THE MEASURE TO ADOPT A CITY CHARTER FOR THE CITY OF CARSON.

ACTION: It was moved to 1) Adopt Resolution No. 18-104, as amended and as read by title only; 2) Adopt Resolution No. 18-105, as read by title only; and 3) Adopt Resolution No. 18-106, as read by title only, on motion of Robles and seconded by Hilton.

During discussion of the motion, Council Member/Agency Member/Authority Board Member Davis-Holmes inquired what section of the charter where it states “regulate impacts of truck intensive businesses”.

Mayor/Agency Chairman/Authority Chairman Robles referred to the proposed city charter Section 906 Municipal Finance and Tax Authority, Subsection C Impact Fees in which City/Agency/Authority Attorney Soltani read in its entirety.

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton exited and reentered the meeting.)

The motion was carried by the following vote:

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

Item No. 26. 2018-551 CONSIDER RENEWAL OF GENERAL LIABILITY INSURANCE FOR FY 2018/19 (CITY COUNCIL)

Item No. 26 was heard after Item No. 30.

Director Moseley provided a brief staff report.

Recommendation: TAKE the following actions:

1. APPROVE the CSAC EIA GL1 Program to provide coverage for the city's General Liability Insurance for FY 2018/19, at an overall cost of \$388,274.00.
2. APPROVE Arch Insurance Company to provide coverage for the city's Excess Workers' Compensation Insurance for FY 2018/19, at an overall cost of \$130,767.
3. APPROVE Alliant Property Insurance Program ("APIP") to provide coverage for the city's Property Insurance, including terrorism, cyber and pollution for FY 2018/19, at an overall cost of \$70,165.54.
4. APPROVE The Hartford Insurance Company to provide coverage for the city's volunteers for FY 2018/19, at an overall cost of \$289.00.
5. APPROVE AIG National Union Fire Insurance Company to provide the city's crime coverage for FY 2018/19, at an overall cost of \$2,580.00.
6. APPROVE ACE American Insurance Company to provide Storage Tank Liability coverage for (3) tanks for FY 2018/19, at an overall cost of \$2,938.00

ACTION: It was moved to approve staff recommendations 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. 27. 2018-570 CONSIDER PROVIDING DIRECTION ON AN EXCEPTION TO THE APPLICATION OF INTERIM URGENCY ORDINANCE NO. 18-1805U AND TO ALLOW FILING AND PROCESSING OF PLANS AND PERMITS NECESSARY TO OPERATE AS A LOGISTICS FACILITY INCLUDING A 158,450 SQUARE-FOOT BUILDING WITH 30 DOCK DOORS AND 260 TRUCK PARKING SPACES AND/OR CARGO CONTAINER PARKING/STORAGE SPACES ON A 16.6 ACRE SITE LOCATED AT 20881 S. MAIN STREET (CITY COUNCIL)

Item No. 27 was heard after Item No. 19.

Recommendation: PROVIDE DIRECTION ON "AN EXCEPTION TO THE APPLICATION OF INTERIM URGENCY ORDINANCE NO. 18-1805U AND TO ALLOW FILING AND PROCESSING OF PLANS AND PERMITS NECESSARY TO OPERATE AS A LOGISTICS FACILITY INCLUDING A 158,450 SQUARE-FOOT BUILDING WITH 30 DOCK DOORS AND 260 TRUCK PARKING SPACES AND/OR CARGO CONTAINER PARKING/STORAGE SPACES ON A 16.6 ACRE SITE LOCATED AT 20881 S. MAIN STREET"

ACTION: Mayor/Agency Chairman/Authority Chairman Robles continued this item with no objections heard.

Item No. 28. 2018-571 CONSIDER PROVIDING DIRECTION ON AN EXCEPTION TO THE APPLICATION OF INTERIM URGENCY ORDINANCE NO. 18-1805U TO ALLOW FILING AND PROCESSING OF PLANS AND PERMITS NECESSARY TO OPERATE A LOGISTICS FACILITY AS A TRUCK TERMINAL WITH A 53,000 SQUARE-FOOT BUILDING AND 475 TRUCK/CARGO CONTAINER PARKING/STORAGE SPACES FOR A 10 YEAR PERIOD ON A 14.3 ACRE SITE LOCATED AT 20601 S. MAIN STREET(CITY COUNCIL)

Item No. 28 was heard after Item No. 27.

Director Naaseh provided a brief staff report.

Mayor/Agency Chairman/Authority Chairman Robles inquired if this exception be allowed and reviewed by the Planning Commission and the project owner comes back with a project that significantly improves the appearance of the 14 acre site from Main Street.

Felipe Segovia, representing KL Fenix, property owner for parcel

Stated he was in complete agreement with the City and should the City grant exception requesting temporary use for seven years plus a three year option as stated in their letter. They would also agree with the 10 year use as stated in the staff report. He confirmed that from their site no trucks will be allowed to exit onto Main Street and discussed the truck route.

Mayor/Agency Chairman/Authority Chairman Robles requested to see part of the project as reviewed by the Planning Commission and if they could consider a penalty not only significantly discouraging trucks to not travel on Main Street from their site as an added protection. Felipe Segovia responded in the affirmative.

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton exited the meeting.)

Mayor/Agency Chairman/Authority Chairman Robles requested the owner to incorporate

in their landscape improvement an artistic “welcome to Carson” sign. Felipe Segovia responded in the affirmative.

Council Member/Agency Member/Authority Board Member Santarina inquired if trucks crossing Figueroa Street would be an issue.

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton reentered the meeting.)

Felipe Segovia stated their traffic consultant/traffic engineer provided the ingress and egress from the site and fortunately there is a signal at the offramp and onramp to the 110 freeway. The traffic signal would provide safety measure which is coordinated with the traffic signal at Torrance Boulevard and Figueroa Street.

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton exited the meeting.)

Council Member/Agency Member/Authority Board Member Santarina inquired about the revenue stream base on truck trips. Felipe Segovia discussed the truck trips and stated he could provide the figures but would be based from the recommendation from staff that is imposed.

(Mayor Pro Tem/Agency Vice Chairman/Authority Vice Chairman Hilton reentered the meeting.)

Council Member/Agency Member/Authority Board Member Hicks inquired if their facility is a truck terminal, truck yard or docking terminal.

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

Felipe Segovia stated their facility is a truck terminal which includes cargo containers and no stacking.

Council Member/Agency Member/Authority Board Member Hicks inquired if an assessment was done based upon the roads and equipped to handle the load of the weight of the containers since zoned for manufacturing light zoning or mixed use business part.

Director Naaseh stated there was no assessment but would look into if project moves forward.

Council Member/Agency Member/Authority Board Member Hicks expressed concern with erosion of the streets and what will be the expansion capacity of the site.

Felipe Segovia stated the limit is 475 cargo containers and the maximum truck trips daily is three trips a day.

Council Member/Agency Member/Authority Board Member Hicks inquired about the hours of operation. Felipe Segovia stated from 6:00 A.M. to 1:00 A.M.

Council Member/Agency Member/Authority Board Member Hicks expressed concern with increase of truck traffic. Felipe Segovia stated trucks were modern, clean and green friendly and there will be no trucks on Main Street from site.

Council Member/Agency Member/Authority Board Member Davis-Holmes inquired what was being hauled. Felipe Segovia stated a variety of goods and products.

Council Member Davis-Holmes expressed concern with risks, noise, not consistent with the general plan and she could not support what affects the quality of life of the residents.

Felipe Segovia stated there will be no trucks traveling on residential streets. Trucks will egress and ingress on to parcel off the 110 freeway crossing Figueroa Street.

Speaker, owner of property

Stated he supports the development the city and cares for the residents. Trucks will be fined \$1,000 if they enter Main Street.

Recommendation: PROVIDE DIRECTION ON "AN EXCEPTION TO THE APPLICATION OF INTERIM URGENCY ORDINANCE NO. 18-1805U TO ALLOW FILING AND PROCESSING OF PLANS AND PERMITS NECESSARY TO OPERATE FOR LOGISTICS FACILITY AS A TRUCK TERMINAL WITH A 53,000 SQUARE-FOOT BUILDING AND 475 TRUCK/CARGO CONTAINER PARKING/STORAGE SPACES FOR A 10-YEAR PERIOD ON A 14.3 ACRE SITE LOCATED AT 20601 S. MAIN STREET"

ACTION: It was moved to approve staff recommendation on motion of Santarina.

During discussion of the motion, City/Agency/Authority Attorney Soltani noted could only issue exception through resolution and staff did not attach the resolution to the item.

Director Naaseh noted the way the moratorium is written staff could not make findings for approval of the exception because the project is not consistent with the general plan and not consistent with the anticipated general plan.

Mayor/Agency Chairman/Authority Chairman Robles offered a friendly amendment to the motion to direct staff to prepare a resolution, come back to Council for the exception to the project then forward to the Planning Commission for their consideration to determine if approve or not and accepted by Santarina and carried by the following vote:

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

Noes: Council Member/Agency Member/Authority Board Member Davis-Holmes
and Council Member/Agency Member/Authority Board Member Hicks
Abstain: None
Absent: None

**Item No. 29. 2018-573 CONSIDER PROVIDING DIRECTION ON AN EXCEPTION TO
THE APPLICATION OF INTERIM URGENCY ORDINANCE NO.
18-1805U AND TO ALLOW FILING AND PROCESSING OF
PLANS AND PERMITS NECESSARY TO OPERATE A 132
SPACE TRUCK AND CONTAINER YARD FOR 10 YEARS ON A
5.5 ACRE SITE LOCATED AT 2315 E. DOMINGUEZ STREET
(CITY COUNCIL)**

Item No. 29 was heard after Item No. 23.

Director Naaseh provided a brief staff report.

Recommendation: PROVIDE DIRECTION ON "AN EXCEPTION TO THE
APPLICATION OF INTERIM URGENCY ORDINANCE NO.
18-1805U AND TO ALLOW FILING AND PROCESSING OF
PLANS AND PERMITS NECESSARY TO OPERATE A 132
SPACE TRUCK AND CONTAINER YARD FOR 10 YEARS ON A
5.5 ACRE SITE LOCATED AT 2315 E. DOMINGUEZ STREET

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

During discussion of the motion, Director Naaseh clarified that the motion is not approving
the exception but providing direction for staff to bring back a resolution.

Council Member/Agency Member/Authority Board Member Santarina inquired who is
Gregory Spencer. The applicant stated Gregory Spencer is a coworker at Terina Realty,
the ownership.

Council Member/Agency Member/Authority Board Member Hicks inquired about hours of
operation. In addition, he asked about truck routes going into the property.

The applicant stated it would be open for discussion in the Conditional Use Process and
they are not an operator of a business on the property and that they are the landlord. He
discussed a secondary access point at 209th Street.

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

Council Member/Agency Member/Authority Board Member Davis-Holmes requested the applicant look into the 209th Street route as opposed to Del Amo Boulevard. The applicant stated he would look into the terms of time and route and highlight in the resolution.

Item No. 30. 2018-572 CONSIDER PROVIDING DIRECTION ON AN EXCEPTION TO THE APPLICATION OF INTERIM URGENCY ORDINANCE NO. 18-1805U AND TO ALLOW FILING AND PROCESSING OF PLANS AND PERMITS NECESSARY TO OPERATE A 800 SPACE TRUCK AND CONTAINER YARD ON A 20 ACRE SITE LOCATED AT 2149 E. SEPULVEDA BOULEVARD (CITY COUNCIL)

Item No. 30 was heard after Item No. 31.

Director Naaseh provided a brief staff report.

Patty Dardy, Special Projects Manager, representing Shippers
Provided update of their company and spoke in support of the item.

Recommendation: PROVIDE DIRECTION ON "AN EXCEPTION TO THE APPLICATION OF INTERIM URGENCY ORDINANCE NO. 18-1805U AND TO ALLOW FILING AND PROCESSING OF PLANS AND PERMITS NECESSARY TO OPERATE A 800 SPACE TRUCK AND CONTAINER YARD ON A 20 ACRE SITE LOCATED AT 2149 E. SEPULVEDA BOULEVARD"

ACTION: It was moved to grant the exception, direct staff to prepare the resolution and include landscape improvements on motion of Hilton and seconded by Santarina.

During discussion of the motion, Council Member/Agency Member/Authority Board Member Hicks inquired if there will be additional jobs with company moving.

Patty Dardy stated they should be able to keep the jobs but is looking for more land.

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. 31. 2018-574 CONSIDER APPOINTMENTS TO THE CITY'S COMMISSIONS,
COMMITTEES, AND BOARDS BY MAYOR AND CITY COUNCIL
(CITY COUNCIL)**

Item No. 31 was heard after Item No. 29.

Recommendation: TAKE the following actions:
1. CONSIDER and APPOINT, REAPPOINT or REMOVE members
to the Commissions, Committees and Boards;
2. APPOINT or REAPPOINT members to the Youth Commission;
3. DIRECT the City Clerk to notify all affected appointments,
reappointments or removed members of this action; and
4. IF APPLICABLE, DIRECT the City Clerk to post and publish in
accordance with the Maddy Act.
Or:
TAKE another action the City Council deems appropriate.

ACTION: Mayor/Agency Chairman/Authority Chairman Robles continued this item
with no objections heard.

ORDINANCE SECOND READING: (None)

COUNCIL MEMBER REQUESTS TO ADD ITEMS TO FUTURE AGENDAS

ORAL COMMUNICATIONS (COUNCIL MEMBERS)

This item was heard after Item No. 25.

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:

Barbara "Bobbie" Stottlemire
Pastor Raymond LeBlanc
Eddie McCullough
David Ross Bacon
Ron Dellums
Greg Jones
William Paul Condon
Valerie Barrett

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

- Requested a moment of silence in memory of Mary Anne O'Neal.

Mayor/Agency Chairman/Authority Chairman Robles

- Announced the family of the late Mary Anne O'Neal requested in lieu of flowers and gifts to make contribution to the Mary Anne O'Neal Stroke Center in her honor.

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

- Announced the wonderful Backpack Giveaway event held in Scottsdale.

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

- Announced the Backpack Giveaway event held at the South Bay Pavilion.
- Announced the Women's Conference to be held on October 19, 2018.
- Announced the Jazz Festival to be held on October 6, 2018.

ANNOUNCEMENT OF UNFINISHED OR CONTINUED CLOSED SESSION ITEMS (AS NECESSARY)

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

RECESS TO CLOSED SESSION

The meeting was recessed at 12:47 A.M., on Wednesday, August 8, 2018 by Mayor/Agency Chairman/Authority Chairman Robles to Closed Session.

RECONVENE TO OPEN SESSION

The meeting was reconvened at 1:17 A.M., on Wednesday, August 8, 2018 by Mayor/Agency Chairman/Authority Chairman Robles with all members previously noted present.

REPORT OF ACTIONS ON UNFINISHED OR CONTINUED CLOSED SESSION ITEMS

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

Council Item No. 1

No reportable action was taken.

Council Item No. 3

No reportable action was taken.

Council Item No. 4

No reportable action was taken.

Council Item No. 5

No reportable action was taken.

Council Item No. 6

No reportable action was taken.

Council Item No. 7

No reportable action was taken.

Council Item No. 8

No reportable action was taken in the other case.

ADJOURNMENT

The meeting was adjourned at 1:18 A.M. on Wednesday, August 8, 2018 by Mayor/Agency Chairman/Authority Chairman Robles.

Mayor/Agency Chairman/Authority Chairman
Albert Robles

ATTEST:

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