

The City Council of the City of Inglewood, California held a regular meeting on Tuesday, July 12, 2005 in the Council Chambers in City Hall of said City.

Mayor Dorn called the meeting to order at the hour of 6:07 p.m. The City Clerk announced the presence of a quorum as follows:

Present: Mayor Dorn, Council Members Price, Dunlap, Morales and Franklin;
Absent: None.

City officials and personnel present were:

Yvonne Horton	City Clerk
Wanda Brown	City Treasurer
Mark F. Weinberg	City Administrator
Anita C. Willis	City Attorney
Diane Aldahl	Administrative Analyst
Alice McKee	Administrative Assistant

Mayor Dorn called the Redevelopment Agency into joint session with the City Council at the hour of 6:07 p.m.

134 **PUBLIC COMMENTS REGARDING CLOSED SESSION ITEMS ONLY.**

Mayor/Chairman Dorn inquired if there were any persons present who wished to address the City Council/Redevelopment Agency on any closed session items.

Kali Jones spoke concerning closed session item no. CSR-1, Real Property Negotiations for the acquisition and redevelopment of the property located at 3100 W. Imperial Highway.

Mayor/Chairman Dorn recessed the City Council/Redevelopment Agency for closed session item nos. CS-1 through CS-3, CSR-1 and CSR-2 at the hour of 6:09 p.m.

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Following the Pledge of Allegiance to the flag of our country and invocation by Mayor Dorn, the meeting was again called to order in honor and memory of Luther Vandross and Norma Thomas, at the hour of 8:26 p.m. with all Council Members present except Council Member Price.

180 **PRESENTATION – NATIONAL EMERGENCY NETWORK ASSOCIATION (NENA) 911 FOR KIDS AWARDS.**

Mayor Dorn read a commendation for Diane Balthard, Inglewood Police Department, and presented awards to Sharmari and Shamani Winbush for their outstanding efforts in calling 911 when a relative collapsed. He commented that on Monday, April 4, 2005, Diane Balthard, an 18-year veteran of the Inglewood Police Department, received a 911 call from Sharmari Winbush reporting the collapse of her aunt. He further commented that because of the outstanding efforts of Sharmari Winbush for making the 911 call, and of her sister, Shamani Winbush who stayed by her aunt's side and remained calm, it is with pride that NENA recognizes them with the 911 For Kids Award.

Council Member Price arrived in the Council Chambers at the hour of 8:29 p.m.

134 **PUBLIC COMMENTS - AGENDA ITEMS.** Mayor Dorn inquired if there were any persons present who wished to address the City Council on any item on the agenda, other than a public hearing.

There was no response.

142.9 **PAYMENTS OF WARRANTS AND BILLS.** It was moved by Council Member Morales

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and seconded by Council Member Price that the demands presented to the City Council dated June 29, 2005 in the amount of \$1,949,295.76, and dated July 6, 2005 in the amount of \$1,476,445.23 are hereby approved and the City Clerk hereby authorized to certify upon said registers that said demands are so approved. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Morales, Franklin and Mayor Dorn;
Noes: Council Member Dunlap.

132 **CLAIM DENIED.** Letters from the City Attorney's Office were presented recommending denial of the following claims:

- a) Tiara Caruthers for property damage on February 9, 2005.
- b) Emily Ducksworth for reimbursement on February 20, 2005.
- c) Travis L. Estes for property damage on April 8, 2005.
- d) Mario A. Figueroa for property damage on October 5, 2004.
- e) Otis and Yolanda Heath for property damage on April 1, 2004.
- f) Shirley M. Henry for reimbursement on February 1, 2005.
- g) Diane R. Holsten for reimbursement on March 4, 2005.
- h) Gonzalez Jose Lizandro for reimbursement on April 15, 2005.
- i) Dana Moore for personal injury on July 14, 2004.
- j) Frank Oyefule for false imprisonment on January 27, 2005.
- k) Rudy Regalado for property damage on October 31, 2004.
- l) Larry Ross for a complaint filed on April 26, 2005.
- m) Angela Rousseau for personal injury on December 1, 2004.
- n) Wendy Smith for property damage on February 15, 2005.
- o) Eddie B. Surles for property damage on April 12, 2005.
- p) Ina Tyler for personal injury on September 2, 2004.
- q) Aaron M. Valdez for property damage on July 28, 2004.
- r) Marvin L. Watson property damage on April 25, 2005.

It was moved by Council Member Morales and seconded by Council Member Price and carried that the above listed claims be denied.

103.3 **ENCUMBRANCE APPROVED – RESIDENTIAL SOUND INSULATION PROGRAM (RSIP); RESOLUTION NO. 05-78 ADOPTED – BUDGET AMENDMENT.** Staff report dated July 12, 2005 was presented recommending approval to encumber funds for potential contingency costs for twelve previously awarded Residential Sound Insulation Program (RSIP) construction contracts and adoption of a resolution amending the City's 2004-2005 annual budget.

It was moved by Council Member Morales and seconded by Council Member Price that the City Council does hereby 1) approve the requested encumbrance in the amount of \$1,371,641 and 2) that Resolution No. 05-78 entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
INGLEWOOD, CALIFORNIA, AMENDING THE 2004-2005 ANNUAL
BUDGET

be approved. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Dunlap, Morales, Franklin and Mayor Dorn;
Noes: None.

166 **RESOLUTION NO. 05-79 ADOPTED – KEMDI ANUM HOMICIDE REWARD.** Staff report dated July 12, 2005 was presented recommending adoption of a resolution offering a reward up to \$25,000 to any individual or persons for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of Mr. Kemdi Anum.

It was moved by Council Member Morales and seconded by Council Member Price that Resolution No. 05-79 entitled:

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INGLEWOOD, CALIFORNIA AUTHORIZING A REWARD FOR INFORMATION LEADING TO THE IDENTIFICATION, APPREHENSION AND CONVICTION OF THE PERSON(S) RESPONSIBLE FOR THE HOMICIDE OF KEMDI ANUM

be adopted. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Dunlap, Morales, Franklin and Mayor Dorn;

Noes: None.

178 **ASSET FORFEITURE FUNDS APPROVED – POLICE TACTICAL EQUIPMENT; RESOLUTION NO. 05-80 ADOPTED – BUDGET AMENDMENT.** Staff report dated July 12, 2005 was presented recommending approval to use Asset Forfeiture Funds to purchase Police Tactical Equipment and adoption of a resolution amending the 2004-2005 fiscal year budget.

It was moved by Council Member Morales and seconded by Council Member Price that the City Council does hereby 1) approve the use of \$45,000 in Asset Forfeiture Funds; and 2) that Resolution No. 05-80 entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INGLEWOOD, CALIFORNIA, AUTHORIZING PURCHASES USING ASSET FORFEITURE FUNDS IN THE AMOUNT OF \$45,000 AND AMENDING THE FISCAL YEAR 2004-2005 ANNUAL BUDGET

be adopted. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Dunlap, Morales, Franklin and Mayor Dorn;

Noes: None.

156 **AGREEMENT NO. 05-81 APPROVED – CONTINENTAL DATAGRAPHICS.** Staff report dated July 12, 2005, was presented recommending approval of a two-year agreement with Continental DataGraphics to provide scanning and data entry services for parking citations at \$0.176 per citation.

It was moved by Council Member Morales and seconded by Council Member Price that Agreement No. 05-81 be approved. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Dunlap, Morales, Franklin and Mayor Dorn;

Noes: None.

178 **AGREEMENT NO. 05-82 APPROVED – CITY OF TORRANCE.** Staff report dated July 12, 2005, was presented recommending approval of amendment to Agreement No. 04-182 with the City of Torrance, allowing the Torrance Police Department to operate their Mobile Data Terminals (MDTs) on the Inglewood Police Department's Regional Data System (RDS).

It was moved by Council Member Morales and seconded by Council Member Price that Agreement No. 05-82 be approved. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Dunlap, Morales, Franklin and Mayor Dorn;

Noes: None.

131 **FINAL STATEMENT OF OBJECTIVES AND USE OF FUNDS FOR CONSOLIDATED PLAN GRANT PROGRAMS.** Staff report dated July 12, 2005 was presented recommending approval of the 2005-2006 fiscal year Final Statement of Objectives and Use of Funds for Consolidated Plan Grant Programs and adoption of a resolution authorizing the submission of the Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD).

It was moved by Council Member Morales and seconded by Council Member Franklin that the City Council does hereby 1) Approve the Final Statement of Objectives and Projected

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Use of Funds; 2) that Resolution No. 05-81 entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INGLEWOOD, CALIFORNIA, APPROVING THE FINAL STATEMENT OF OBJECTIVES AND USE OF FUNDS FOR CONSOLIDATED PLAN GRANT PROGRAMS FOR THE FISCAL YEAR 2005-2006

be adopted; and 3) Instruct staff to submit the required applications. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Dunlap, Morales, Franklin and Mayor Dorn;
Noes: None.

132.6 **CLOSED SESSION – APPEAL OF CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEMS (PERS).** Closed Session - Confidential - Attorney/Client Privileged; Anticipated Litigation, Government Code Section 54956.9(b)(1); Appeal of California Public Employees Retirement System (PERS) decision to reduce final compensation of Hermanita Harris, Nick Rives, Robert Wilson, William Mahar and Madison Robinson.

Direction was provided to staff; no action was taken.

132.6 **CLOSED SESSION – LA CIENEGA SHOPPING CENTER DEVELOPMENT ET AL, V. CITY OF INGLEWOOD, ET AL.** Closed Session - Confidential - Attorney/Client Privileged; Pending Litigation, Government Code Section 54956.9(a); La Cienega Shopping Center Development et al v. City of Inglewood, et al; LASC Case No. BS 092414.

Direction was provided to staff.

132.6 **CLOSED SESSION – JEREMY MORSE & BIJAN DARVISH V. CITY OF INGLEWOOD, ET AL.** Closed Session - Confidential - Attorney/Client Privileged; Pending Litigation, Government Code Section 54956.9(a); Jeremy Morse & Bijan Darvish v. City of Inglewood, et al; CA Court of Appeal Case No.: B 183593 (LASC Case No.: BC 290309).

Update on status of appeal; no action was taken.

Mayor Dorn recessed the City Council at the hour of 8:48 p.m.

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Mayor Dorn reconvened the City Council at the hour of 8:51 p.m. with a quorum present.

214.5 **PUBLIC HEARING HELD – APPEAL TO PLANNING COMMISSIN’S DENIAL OF SPECIAL USE PERMIT NO. 981 (SP-981) - RESOLUTION 05-82 ADOPTED.** The City Clerk announced that the next scheduled matter is a public hearing to consider an appeal to the Planning Commission’s denial (based on a 2-2- tie vote) of Special Use Permit No. 981 (SP-981) to allow automobile repair uses at 4761 West Century Boulevard, that notice of this hearing has been given in the time, form and manner as required by law, the affidavit is on file, the complete file of the Planning Commission was present and no communication has been received.

The City Administrator presented staff report dated July 12, 2005 submitting background information.

Mayor Dorn ordered the report dated July 12, 2005 received and filed.

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Sheldon Curry, Planning Manager, spoke concerning the applicant's request for a Special Use Permit to enlarge his existing site with two service bays; one for transmission repair and one for brakes, tires and muffler repair. He commented that the site was approved for auto parts sales but is not approved for automobile repairs.

Mayor Dorn inquired if there were any persons present who wished to address the City Council on this matter.

John Pinsaro, True Concepts and Design of Glendale, showed renderings of the proposed project. He commented that the design changes would upgrade and enhance the site. He further commented that all the changes were designed with the neighborhood in mind.

Diane Sambrano commented that many members of the public did not know that the public hearing had started.

Malcolm McNeil, attorney for NIX, commented that the Planning Commission meeting on April 6, 2005, concluded with a 2/2 tie, and that the proposed use was consistent with the land use elements. He further commented that his client met all the requirements requested by the neighbors including removing the rear door and everyone seemed satisfied with the modifications at that time.

Paul Russell commented that this appears to be a successful business making money for the city. He further commented that they have a current business license and seem to be doing everything they can to meet the City's requirements, so he urges the City to approve the special use permit.

Roosevelt Douglas commented that he attended the Planning Commission meeting and was aware that there was a problem between Mrs. Trejo and the business owner. He commented that the owner has been working in Inglewood for 12 years, he has updated his business, keeps it very clean, and he has tried to meet the neighborhood requirements.

Raynald Davis commented that since this business owner has run a successful business in Inglewood for over 12 years, has invested in the city, provided jobs, paid taxes, and has respected the neighborhood, the special use permit should be approved. He further commented that there should be more efficient communications between Permits and Licenses and the Planning Commission.

Ida Trejo, resident, commented that the business owner had approval to operate an auto sales business, not an auto repair business, and requested that the City Council uphold the denial of the special use permit. She further commented that the business does not meet the parking requirements and the neighborhood is concerned that their residential streets will be used for vehicle overflow.

Resident commented on the over-concentration of auto-related businesses in the area including seven auto repair centers nearby. He further commented that no matter how many modifications they make, an auto repair shop can never be a pretty site. He also commented that the neighborhood would like to see progressive development in the area and not fall into a trap where the entire character of the neighborhood is compromised.

Gil Mathieu commented that if a small business is successful and wants to stay in Inglewood, the City should support it, especially when the problems discussed are not monumental problems.

Willie Agee commented that both the residents and the business owner have the right to protest, but successful businesses should be recognized.

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Oscar Ruiz, resident, commented that he has lived on Rosewood for over 12 years and the neighborhood has suffered from a number of businesses that don't adhere to the zoning and building regulations. He further commented that many of those speaking on behalf of the business don't live in the district.

Jose Aguilar, resident, commented that no one is questioning the moral character of the business owner, but he believes that there are far too many auto repair shops in Inglewood. He further commented that if the owner wants to stay in the area, he should adhere to the regulations for retail sales only and not consider auto repairs.

Milton Brown commented that this is a difficult issue and suggested that the business owner enlarge his business in a different area in the City.

San Frausto, business owner, commented that he is enthusiastic about the progress in Inglewood and he would like to be part of the growth on Century and help with the revitalization. He further commented that there are many different types of auto repair businesses and his plans include a state-of-the art shop, which doesn't even look like an auto repair shop. Finally he commented that he has made many modifications to please the neighborhood.

No other persons wishing to address the City Council on this matter, Mayor Dorn declared the public comment section closed at the hour of 9:27 p.m.

Council Member Price spoke concerning the difficulty of this issue because Council wants to encourage businesses, but they must be sensitive to the concerns of the community. He commented that the Planning Commission has been dealing with this issue since February and after extensive study, testimony, and analysis, the Planning Commission determined that it is not adequate in size for the expansion and that there would be a negative impact on the neighborhood. In addition, he commented that because the business has been operating without the proper approvals, and the residents have expressed strong opposition, he is inclined to support the findings of the Planning Commission.

Council Member Dunlap commented that she always supports the residents over the businesses because their quality of life is very important and should be maintained.

Council Member Morales commented that this is a difficult situation and the reputation of the business owner is not in question, but Council cannot ignore that zoning regulations were not followed. He further commented that the neighborhood has gone through many business changes, including the negative impact from the hotel, which has aggravated the prostitution problem. Finally he commented that the City needs to uphold the law and because this is a non-approved use, he supports the Planning Commission's denial of the special use permit, but he would like to direct the Economic Development staff to come up with an ideal tenant for the location and find an ideal location for the business owner so that he may continue his future in Inglewood.

Council Member Franklin spoke concerning the lack of proper approvals, the noise of revving engines, and the lack of adequate parking. He commented that the business owner has been operating his business without the proper approvals and he should not be rewarded for it and he supports the Planning Commission's denial of the special use permit.

Mayor Dorn commented that auto repair is a dirty business and it is common that a number of broken down vehicles are parked on and near the premises. He further commented that the City does not want Century Boulevard to just be auto-related shops, but rather upscale businesses that will make the residents proud. He commented that he would like to help the business owner find a better location in Inglewood, but not on Century Boulevard.

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It was moved by Council Member Morales and seconded by Council Member Franklin that the Resolution No. 05-82 entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INGLEWOOD, CALIFORNIA, UPHOLDING THE DENIAL OF A CERTAIN SPECIAL USE PERMIT TO SAL FRAUSTO FOR AN AUTOMOBILE REPAIR CENTER IN AN EXISTING 5,040 SQUARE-FOOT COMMERCIAL BUILDING ON C-2A (AIRPORT COMMERCIAL) ZONED PROPERTY AT 4761 WEST CENTURY BOULEVARD

be adopted. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Dunlap, Morales, Franklin and Mayor Dorn;
Noes: None.

Mayor Dorn recessed the City Council at the hour of 9:45 p.m.

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Mayor Dorn again called the City Council to order at the hour of 10:18 p.m.

134 **PUBLIC REMARKS.** Mayor Dorn inquired if there were any persons present who wished to address the City Council on any matter connected with City business not elsewhere considered on the agenda.

Dr. Clark, CEO of Multi-Service Family Center, commented that the support from the City Council will help them succeed with their family center, not just for the immediate family benefits, but for benefits for generations to come. She further commented that children learn behavior patterns at home, and teaching parents positive behavior patterns makes it possible for the children to become positive family members.

Michael Moore, Multi-Service Family Center Director of the Economic Planning, commented that he is happy that the Multi-Service Family Center received grant funds to enable them to continue their work with families in the community. He expressed his concern about the lack of attention they received from staff last May when they were trying to work out the problems with their collaboration with Stop the Violence Increase the Peace Foundation. He further commented that there was a member of the CBDG staff who was hostile and he does not believe the grading system CDBG uses is fair.

Kali Jones, District 4, spoke concerning the various red light cameras used in Inglewood and inquired if the City has any records of actual safety benefits gained by the use of these cameras. She commented that District 4 has more red light cameras than any other district in the City, and has noticed an increase in the number of rear-end accidents since the cameras have been installed.

Sergio Paz, Coalition for Drug Prevention, expressed his thanks to the community and to the Mayor and Council for their continued support to help in their efforts to reduce gangs and violence at the grammar school level.

Roosevelt Douglas commented on the Section 8 Housing Program and the enforcement needed for anyone violating the program. He further commented on the development around Century Boulevard and hopes the City will assist the owner of the auto parts store to find a new location in Inglewood.

Gerald Thompson, co-founder of Front line Soldiers, thanked the Mayor and Council for supporting Inglewood's Coalition for Drug and Violence Prevention and he looks forward to continued success.

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Raynald Davis commented on the Mayor's recent townhall meeting and was happy to hear about the new Home Depot, which will provide jobs within the community. He commented on the Inglewood Police Department and suggested that the Council look into doubling the number of officers, rather than paying overtime. Finally he commented on the Planning Commission's meeting regarding the project on Centinela near the Automobile Club office and was disappointed when the Planning Commission postponed their decision.

Willie Agee spoke concerning the special use permit denial and inquired about ways in which the City can help the business owner. He commented on the number of the empty lots on Rose Avenue, La Cienega, and Centinela, which give the City a downtrodden look.

Paul Russell spoke concerning the success of the city-sponsored 4th of July celebration, and was very happy to see that on July 5th the park was cleaned. He commented on the red light cameras and suggested that anyone interested in more information should go to www.highwayrobbery.com. He further commented on the denial of the special use permit and commended the neighborhood for coming to the meeting prepared. Finally he commented on the Planning Commission's decision to hold over their decision on the Centinela project but noted that some of the residents were not notified of the rescheduling.

Diane Sambrano spoke concerning the residents of Darby-Dixon who also had an issue before Council but were ignored. She commented that businesses are established to meet the needs of the customers, and City Council is here to meet the needs of the residents, and not the other way around.

Johnny Ingraham commented that both the residents and the business owners have rights, but there have been instances when items before the Council have been denied approval based on comments by people who are not Inglewood residents. He commented that the vacant lots in District 2 have a negative impact on the City and developers seem to be reluctant to do anything.

Milton Brown commented that every person in the City matters, not just the residents of a particular district. He spoke concerning Council decisions during the public hearings and commended them on clarifying the issues. He commented on the fantastic performance by Ballet Folklorico during 4th of July celebration at Vincent Park.

Gil Mathieu spoke concerning a recent town hall meeting where the Walmart initiative was discussed. He commented on the meeting invocation and suggested that prayers should always be addressed to "our Father" and not "my father."

Frederick Davis spoke concerning the local sports report and the upcoming game.

There being no further business to be presented, Mayor Dorn declared the meeting adjourned in honor and memory of Luther Vandross and Norma Thomas, at the hour of 11:15 p.m.

City Clerk

Approved this _____ day of _____, 2005

Mayor