Inglewood, California

October 9, 2001

The City Council of the City of Inglewood, California held a regular meeting on Tuesday, October 9, 2001 in the Council Chambers in City Hall of said City.

Following the Pledge of Allegiance to the flag of our Country and invocation by Mayor Dorn, he called the meeting to order at the hour of 1:38 p.m. The City Clerk announced the presence of a quorum as follows:

Present: Mayor Dorn, Council Members Fernandez and Kirkley;

Absent: Council Member Price. (Arrived at 1:54 p.m.)

Absent: Council Member Dunlap.

City officials and personnel present were:

Hermanita V. Harris City Clerk

Wanda Brown City Treasurer

Joseph T. Rouzan, Jr. CityAdministrator

Charles E. Dickerson City Attorney

Gloria J. McCoy Deputy City Clerk

PRESENTATION – POW MIA. Mayor and Council acknowledged National POW-MIA Recognition Day, September 21, 2001. A POW-MIA flag was presented to the City by Commander Robert Nelson and Ms. Helen Duncan, President of the Women's Auxiliary.

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.

Paul Russell spoke concerning item no. 2, approval of minutes, no. 0-1, city facilities available for use and for rent and no. CS-1, closed session.

Diane Sambrano spoke concerning item no. 0-1, city facilities available for use and for rent, no. R-2, proposed amendments to the Redevelopment Plan and no. PH-1, Special Use Permit No. 896.

John Wettering spoke concerning item no. 6d, denial of claim from the meeting of October 2, 2001.

Aldene Sligh spoke concerning item no. 0-1, city facilities available for use and for rent.

Elizabeth Khoury, District 1, spoke concerning item no. 0-1, city facilities available for use and for rent.

Council Member Price arrived in the Council Chambers at the hour of 1:54 p.m.

Velma Slaughter spoke concerning item no. 0-1, city facilities available for use and for rent.

Council Member Fernandez left the Council Chambers at the hour of 7:55 p.m. and returned at the hour of 7:57 p.m.

Willie Agee spoke concerning item no. 0-1, city facilities available for use and for rent.

142.9 PAYMENTS OF WARRANTS AND BILLS. It was moved by Council Member Kirkley and seconded by Council Member Fernandez that the demands presented to the City Council dated October 4, 2001 in the amount of \$1,962,552.62 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, Fernandez, Kirkley and Mayor Dorn;

Noes: None;

Absent: Council Member Dunlap.

MINUTES. It was moved by Council Member Fernandez and seconded by Council Member Kirkley that the minutes of the meetings of August 21, 2001 and August 28, 2001 be approved as recorded. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Fernandez, Kirkley and Mayor Dorn;

Noes: None;

Absent: Council Member Dunlap.

- SUMMONS AND COMPLAINT. It was moved by Council Member Fernandez, seconded by Council Member Kirkley and carried that the City Council does hereby approve, ratify and confirm the action of the City Clerk in referring to the City's claims administrator, Summons and Complaint from the following:
- a) Ronald Goldberg for wrongful termination on August 8, 2000.
- 132 CLAIMS DENIED. Letters from the City's claims administrator were presented, recommending denial of the following claims:

- a) Adama Abu Akmal for illegal impound on March 28, 2000.
- b) Kenneth R. Koontz for property damage on April 25, 2001.
- c) Blair Taylor for property damage on March 1, 2001.
- d) Aynjellia Venable for property damage on February 12, 2001.
- e) Janel Wilson for personal injury on February 7, 2001.

It was moved by Council Member Fernandez, seconded by Council Member Kirkley and carried that the above listed claims be denied.

142.4 REPORT OF PURCHASES. Memorandum dated October 9, 2001 was presented from Finance Director, Nick D. Rives, listing items recommended to be purchased from vendors indicated. It was moved by Council Member Fernandez and seconded by Council Member Kirkley that the purchases be approved. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Fernandez, Kirkley and Mayor Dorn;

Noes: None:

Absent: Council Member Dunlap.

214.5 ORDINANCE NO. 01-15 ADOPTED – CITY FACILITIES AVAILABLE FOR RENT AND FOR USE. It was moved by Council Member Kirkley and seconded by Council Member Price that Ordinance No. 01-15, entitled:

AN ORDINANCE OF THE CITY OF INGLEWOOD, CALIFORNIA AMENDING INGLEWOOD MUNICIPAL CODE SECTIONS RELATING TO USE OF CITY FACILITIES

which was introduced at the meeting held October 2, 2001 be adopted. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Fernandez, Kirkley and Mayor Dorn;

Noes: None;

Absent: Council Member Dunlap.

JOINT PUBLIC HEARING SET – PROPOSED AMENDMENTS TO THE REDEVELOPMENT PLAN FOR THE MERGED INGLEWOOD REDEVELOPMENT PROJECT – RESOLUTION NO. 01-89 & R-01-11 ADOPTED. Staff report dated October 9, 2001 was presented recommending that a joint public hearing be set on the proposed amendments to the Redevelopment Plan for the Merged Inglewood Redevelopment Project.

It was moved by Mayor Dorn and seconded by Council Member Price that Resolution No. 01-89 & R-01-11, entitled:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INGLEWOOD CONSENTING TO AND CALLING A JOINT PUBLIC HEARING ON THE PROPOSED AMENDMENTS TO THE REDEVELOPMENT PLAN FOR THE MERGED INGLEWOOD REDEVELOPMENT PROJECT

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

Ayes: Council Members Price, Fernandez, Kirkley and Mayor Dorn;

Noes: None;

Absent: Council Member Dunlap.

101 VERBAL REPORTS – CITY ADMINISTRATOR. The City Administrator commented that precautionary measures were being taken regarding safety and security of the building due to the terrorist attacks. He further commented that staff was in the process of restructuring the building to make sure it is safe for the community and the

employees. He noted that some modifications would be made soon. Finally, he commented that today's measures were temporary and recommendations would be submitted to Council to make changes in relation to the facility.

Council Member Price left the Council Chambers at the hour of 2:09 p.m.

214.5 PUBLIC HEARING HELD – APPEAL TO THE PLANNING COMMISSION'S APPROVAL OF SPECIAL USE PERMIT NO. 896. The City Clerk announced that the next scheduled matter was a public hearing to consider an appeal to the Planning Commission's approval of Special Use Permit No. 896 for a gas station at 500 East Manchester Boulevard, that notice of this hearing has been given in the time, form and manner as required by law, the affidavit was on file, the complete file of the Planning Commission was present and no communication was received.

The City Administrator presented staff report dated October 9, 2001 submitting background information.

Mayor Dorn ordered the staff report dated October 9, 2001 received and filed.

Council Member Fernandez left the Council Chambers at the hour of 2:11 p.m.

Joseph Rouzan, City Administrator, gave background information on the appeal and commented that staff was recommending that Council concur with the Planning Commission's findings and uphold approval of Special Use Permit No. 896.

Council Member Fernandez returned in the Council Chambers at the hour of 2:12 p.m.

Greg Peters, 618 Michelin Avenue, Arcadia, CA, Vons Stores, commented that he was present at the meeting to respond to concerns regarding the proposed fuel station and noted that the appeal was filed by Council Member Dunlap but due to her absence, he

wasn't sure how he could address her concerns. He further commented that Vons has a program whereby it is rolling out fuel centers as part of the operations of the supermarkets. They are comprised of a pump area with fuel pumps and a small kiosk manned by an attendant during operating hours.

Joseph Rouzan, City Administrator, commented that the appeal was filed by Council Member Dunlap, a private citizen and not as a councilmember.

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

Dawn Miller commented that since Vons is in a redevelopment area and public funding is used, it would be a better use of taxpayer dollars if the site could be used for a restaurant to benefit the community.

Paul Russell, District 2, commented that he was ambivalent about staff and noted 2 fenced Chevron stations. He also commented that it would have been nice if the Planning Commission report and staff report delved into the original agreement. He further commented that he understood that Vons had made a loan to the City and that may be a reason for the tax subsidy. He noted that at the Planning Commission meeting, everyone from the public was against the gas station.

Diane Sambrano commented that the staff report stated that there wouldn't be a negative impact on the General Fund and maybe money would go to the Redevelopment Fund. She referred to the number of hours the station would be manned and noted that the staff report made no mention of a comparative analysis or the issue of funding.

Willie Agee referred to discounted gas on the Costco lot and commented that if this were something Vons is placing on its property, the community would love to have it. He also mentioned that some of the stations had closed in Inglewood.

Aldene Sligh inquired why people would want to continue to contaminate land in Inglewood when there is another station in operation a block away. She commented that Council was spending the taxpayer's money like water and discouraged Council approving a gas station.

Velma Slaughter agreed with the comments of the previous speaker.

Cecil Carpio, District 2, supported the retention of green space in front of Vons Store and reminded everyone that there is a gas station a block and ½ away.

No other persons wishing to address the City Council on this matter, Mayor Dorn declared the public comments section closed at the hour of 2:23 p.m.

Council Member Fernandez gave background information on the Vons project and pointed out that part of the deal was that Vons could have a 10,000 square feet parcel to develop in the future whatever they felt was economically advantageous for them. He commented that there is nothing wrong with competition and having 2 or 3 gas stations next to each other. He further commented that he did not see anything wrong with building a station on property properly zoned for it. He noted that he did not feel that the City should be in the business of micromanaging and he was going to do what was right for most of the people.

Council Member Kirkley pointed out that a member of the public mentioned the opposition to the gas station at the Planning Commission meeting. He commented that he had read the Planning Commission minutes of that meeting and as he saw it, 5 people were there and that only one person from the audience thought it was a great idea. The others were a gas station owner across the street and 3 other persons concerned about contamination, proliferation of gas stations and attracting undesirables. He commented that he was willing to support the proposed project and pointed out that the Planning Commission is composed of residents of the community and they speak their own mind. He noted that as community members, 4 of them voted for this and he felt the community basically was in favor of the station.

Council Member Price commented that he received several calls about the project regarding noise, safety and traffic issues and felt that better uses of the space could be found. He also commented that he would like to know if other uses have been considered and what those uses may have been.

Greg Peters commented that Vons opened in late 1994 or early 1995 and noted that at different times, they have taken a look at the property to see what could be done as far as development. He further commented that Payless had an interest in the area at one time but it did not pan out. He also commented that the Vons Stores were looking at all the stores to see where they could use a fuel station and this one had the space.

Council Member Price commented that one of the anticipated uses was a restaurant or food facility. He noted that he supported the Vons project and Vons using the property as it wishes, however, he would be supporting persons opposed to the project in that area.

Mayor Dorn commented that he recently met with approximately 50 residents of the area and not one was against this gas station. He further commented that 3 stations in District 1 had closed and not one resident of District 3 has complained at all. He pointed out that everyone he has spoken to have been in favor of it and this project will be a benefit to the community. Finally, he noted that he and the City Clerk had not received one phone call opposing the proposed project.

It was moved by Mayor Dorn and seconded by Council Member Fernandez that Resolution No. 01-90, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INGLEWOOD, CALIFORNIA, UPHOLDING THE APPROVAL OF A CERTAIN SPECIAL USE PERMIT FOR TRAVIS ENGINEERING TO ALLOW A GAS STATION ON A C-1 (LIMITED COMMERCIAL) ZONED PROPERTY LOCATED AT 500 EAST MANCHESTER BOULEVARD

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

Ayes: Council Members Fernandez, Kirkley and Mayor Dorn;

Noes: Council Member Price;

Absent: Council Member Dunlap.

Mayor Dorn declared the meeting recessed at the hour of 2:40 p.m. for a closed session

\* \* \* \* \* \* \* \* \*

Mayor Dorn again called the meeting to order at the hour of 2:56 p.m. with a quorum present.

132.6 CLOSED SESSION – ELVA HERRERA WORKERS' COMPENSATION SETTLEMENT – APPROVED. Closed session – Attorney/Client Privileged – Elva Herrera/Workers Compensation – Pending Litigation, Government Code Section 54956.9(a).

It was moved by Council Member Kirkley and seconded by Council Member Fernandez that the City Council does hereby approve, confirm and ratify settlement in the above matter in the amount of \$50,000. The motion was carried by the following roll call vote:

Ayes: Council Members Price, Fernandez, Kirkley and Mayor Dorn;

Noes: None;

Absent: Council Member Dunlap.

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.

Cecil Carpio referred to comments made by Mayor Dorn and the proposed fuel station.

Paul Russell, District 2, referred to comments made by Mayor Dorn and Council conferring with one another and members of the audience speaking to each other. He spoke concerning lack of information in the staff report regarding the proposed Vons project, nay Sayers at the Planning Commission meetings and security measures.

Diane Sambrano spoke concerning capitalism, free enterprise and green grass at the proposed fuel station site.

Aldene Sligh spoke concerning companies coming into the City with no restrictions

Mable R. Johnson spoke concerning government by and for the people, respecting humanity and a City governed by people who have self-interest at heart.

Willie Agee spoke concerning the City welcoming a station where credit cards can be used, lack of green grass at the parks and the Mayor's approval of the proposed site according to the survey.

Velma Slaughter, District 1, spoke concerning comments in the Daily Breeze and comments made that the newspaper did not report Inglewood news.

LaVerne Mann, District 1, thanked the Mayor for offering her the key to the community center in April and commented that she was returning the key because the Police Chief had not permitted her to go into the center.
Elizabeth Khoury, District 1, spoke concerning the recall process and use of the city facilities by LAXEN.
There being no further business to be presented, Mayor Dorn declared the meeting adjourned at the hour of 3:38 p.m.
City Clerk
Approved thisday of, 2001
Mayor