The City Council of the City of Inglewood, California held a regular meeting on Tuesday, March 9, 2004 in the Council Chambers in City Hall of said City.

Mayor Dorn called the meeting to order at the hour of 6:10 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

Wanda Brown

City Clerk

City Treasurer

Mark F. Weinberg

City Administrator

Ken Campos

Asst. City Attorney

Margaret Baird

Administrative Secretary

Mayor/Chairman Dorn called the City Council and Redevelopment Agency into joint session at 6:10 p.m.

134 <u>PUBLIC COMMENTS REGARDING CLOSED SESSION ITEMS ONLY.</u>
Mayor/Chairman Dorn inquired if there were any persons present who wished to address the City Council on any closed session items.

There was no response.

Mayor/Chairman Dorn declared the City Council/Redevelopment Agency recessed for closed session items CS-1 through CS-3 and CSR-1 at the hour of 6:11 p.m.

Following the Pledge of Allegiance to the flag of our Country and invocation by Mayor Dorn, the meeting was called to order at the hour of 7:14 p.m. with all members present.

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.

Paul Russell, District 2, spoke concerning agenda item nos. 1, payment of the bills and 2, approval of minutes of meetings held January 13, 2004, February 3, 2004 and February 10, 2004.

Diane Sambrano, District 4, spoke concerning agenda item nos. 4, 10, R-5, SPH-1, R-2 and R-1.

Willie Agee spoke concerning agenda item nos. 6, Memorandum of Understanding between the City and the County of Los Angeles Department of Parks and Recreation and 9, award of contract for the construction of basketball courts and a concrete slab for a skate park at Darby Park.

142.9 **PAYMENTS OF WARRANTS AND BILLS**. It was moved by Council Member Morales and seconded by Council Member Franklin that the demands presented to the City Council dated March 3, 2004 in the amount of \$2,226,702.74 and dated February 25, 2004 in the amount of \$1,063,364.95 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 <u>CLAIM DENIED.</u> Letter from the City's claims administrator was presented, recommending denial of the following claim:
 - a) Manny Chime for improper tow on July 12, 2003.

It was moved by Council Member Morales, seconded by Mayor Dorn and carried that the above listed claim be denied.

FISCAL YEAR 2004 QUARTERLY BUDGET UPDATE. Staff report dated March 9, 2004 was presented receiving the fiscal year 2004 quarterly budget update.

Mayor Dorn ordered the report received and filed.

MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND COUNTY
OF LOS ANGELES DEPARTMENT OF PARKS AND RECREATION –
APPROVED. Staff report dated March 9, 2004 was presented recommending approval of
Memorandum of Understanding (MOU) between the City and the County of Los Angeles
Department of Parks and Recreation, regarding the use of the expression "Creating
Community through People, Parks and Programs".

It was moved by Council Member Morales and seconded by Mayor Dorn that the City Council does hereby approve the use of the expression. The motion was carried by the following roll call vote:

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

Noes: None.

AGREEMENT NO. 04-31 APPROVED – SOUTH BAY ONE-STOP YOUTH SERVICES. Staff report dated March 9, 2004 was presented recommending approval of worksite agreement through June 2004 for the operation of a tutoring and fitness program.

It was moved by Council Member Morales and seconded by Mayor Dorn that Agreement No. 04-31 with South Bay One-Stop Youth Services be approved. The motion was carried by the following roll call vote:

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

Noes: None.

171 <u>RESOLUTION NO. 04-19 ADOPTED – BUDGET AMENDMENT – AGREEMENT NO. 04-32 APPROVED – SOUTH BAY CENTER FOR COUNSELING.</u> Staff report dated March 9, 2004 was presented recommending approval of subcontract with South Bay Center for Counseling, authorization to receive \$12,444 in grant funds, and adoption of a resolution amending the 2003-2004 fiscal year budget.

It was moved by Council Member Morales and seconded by Mayor Dorn that (1) Agreement No. 04-32 with South Bay Center for Counseling be approved; (2) Authorize receipt of funds and (3) that Resolution No. 04-19, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INGLEWOOD AMENDING THE 2003-2004 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.

193.2 <u>AGREEMENT NO. 04-33 APPROVED – PYRO SPECTACULARS</u>
<u>INCORPORATED.</u> Staff report dated March 9, 2004 was presented recommending approval of agreement for the Fourth of July fireworks display with Pyro Spectaculars, Incorporated at Edward Vincent, Jr. Park in the amount of \$10,600.

It was moved by Council Member Morales and seconded by Mayor Dorn that Agreement No. 04-33 with Pyro Spectaculars Incorporated be approved. The motion was carried by the following roll call vote:

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

Noes: None.

183 <u>AWARD OF AGREEMENT - ENVIRONMENTAL DYNAMICS INCORPORATED.</u>

Staff report dated March 9, 2004 was presented recommending award of agreement for hazardous material containment, removal, and transport in the amount of \$20,000.

It was moved by Council Member Morales and seconded by Mayor Dorn that the City Council does hereby award agreement to Environmental Dynamics, Incorporated. The motion was carried by the following roll call vote:

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

Noes: None.

MINUTES. It was moved by Council Member Morales and seconded by Council Member Franklin that the minutes of the meetings of January 13, 2004, February 3, 2004, and February 10, 2004 be approved as recorded. The motion was carried by the following roll call vote:

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

Noes: None;

Not Voting: Council Member Dunlap.

193.2 <u>RESOLUTION NO. 04-18 ADOPTED – RULES AND REGULATIONS</u>
<u>GOVERNING THE SALE OF SAFE AND SANE FIREWORKS.</u> Staff report dated March 9, 2004 was presented recommending adoption of a resolution specifying the rules and regulations governing the sale of safe and sane fireworks.

It was moved by Council Member Morales and seconded by Council Member Franklin that Resolution No. 04-18, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INGLEWOOD, CALIFORNIA, ADOPTING "RULES AND REGULATIONS GOVERNING THE SALE OF SAFE AND SANE FIREWORKS"

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

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

Noes: None.

183 <u>AWARD OF CONTRACT - CONSTRUCTION OF BASKETBALL COURTS AND A</u>

171 <u>CONCRETE SLAB FOR A SKATE PARK AT DARBY PARK.</u> Staff report dated March 9, 2004 was presented recommending award of contract for the construction of basketball courts and a concrete slab for a future skate park at Darby Park in the amount of \$185,060.

It was moved by Council Member Morales and seconded by Council Member Franklin that the City Council does hereby award contract to Southland Construction for the construction of basketball courts at Darby Park. The motion was carried by the following roll call vote:

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

Noes: None.

It was moved by Council Member Franklin and seconded by Council Member Morales that the City Council does hereby award contract to Southland Construction for a concrete slab for a future skate park at Darby Park. The motion was carried by the following roll call vote:

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

Noes: Council Member Dunlap.

214.1 PUBLIC HEARING – SET – PROHIBITING SECOND DWELLING UNITS IN R-1
AND ½ ZONES. Staff report dated March 9, 2004 was presented recommending that a public hearing be set to consider the adoption of an amendment to Chapter 12 of the Inglewood Municipal Code to prohibit second dwelling units in the R-1 (One-Family Residential), R-1Z (One-Family/Zero Lot Line Residential) and R-1 and ½ (Limited Two-Family Residential) Zones.

Mayor Dorn ordered the matter set for public hearing on March 30, 2004 at the hour of 7:00 p.m.

214.1 PUBLIC HEAIRNG – SET – ALLOWING OFF-SITE ADVERTISING SIGNS IN C-R (COMMERCIAL AND RECREATION) ZONE SUBJECT TO SPECIAL USE APPROVAL. Staff report dated March 9, 2004 was presented recommending that a public hearing be set to consider the adoption of an amendment to Chapter 12 of the Inglewood Municipal Code to allow off-site advertising signs in the C-R (Commercial and Recreation) Zone subject to Special Use Permit approval.

Mayor Dorn ordered the matter set for public hearing on March 30, 2004 at the hour of 7:00 p.m.

Mayor Dorn declared the meeting recessed at the hour of 7:40 p.m.

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Mayor Dorn again called the meeting to order at the hour of 8:05 p.m.

RESOLUTION NO. 04-20 ADOPTED – SIXTH AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE CENTURY REDEVELOPMENT PROJECT.

Staff report dated March 9, 2004 was presented recommending adoption of a resolution receiving the Redevelopment Agency's report on the Sixth Amendment to the Redevelopment Plan for the Century Redevelopment Project.

It was moved by Council Member Franklin and seconded by Council Member Morales that Resolution No. 04-20 entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INGLEWOOD RECEIVING THE REDEVELOPMENT AGENCY'S REPORT ON THE SIXTH AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE CENTURY REDEVELOPMENT PROJECT

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

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

Noes: None;

Not Voting: Council Member Dunlap.

132.6 <u>CLOSED SESSION.</u> Closed session - Confidential - Personnel Exception, Government Code Section 54957, appointment of City Attorney.

An update was provided to Council. There was no action taken.

132.6 CLOSED SESSION – COALITION FOR A BETTER INGLEWOOD AND LOS ANGELES ALLIANCE FOR A NEW ECONOMY VS. CITY OF INGLEWOOD, ET AL.; LASC CASE NO. BS087433. Closed session - Confidential - Attorney/Client Privileged; Pending Litigation, Government Code Section 54956.9(a); Coalition for a Better Inglewood and Los Angeles Alliance for a New Economy v. City of Inglewood, et al.; LASC Case No.: BS087433.

An update was provided to Council. There was no action taken.

132.6 CLOSED SESSION – BALLOT INITIATIVE RELATED TO PROPOSED DEVELOPMENT OF PROJECT KNOWN AS "HOME STRETCH AT HOLLYWOOD PARK". Closed session - Confidential - Attorney/Client Privileged; Anticipated Litigation; Government Code Section 54956.9(b)(1): ballot initiative related to proposed development of project known as the "Home Stretch at Hollywood Park".

An update was provided to Council. There was no action taken.

Mayor Dorn declared the City Council recessed at the hour of 8:22 p.m.

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Mayor Dorn again called the meeting to order at the hour of 8:24 p.m. with all members present.

- 219 <u>VERBAL REPORTS CITY TREASURER.</u> The City Treasurer commented that she had recently purchased a federal home loan bond on behalf of the City. She commented that she did compete in the L.A. Marathon and displayed her medals.
- 214.5 PUBLIC HEARING HELD AN APPEAL TO THE PLANNING COMMISSION'S APPROVAL OF SPECIAL USE PERMIT NO. 944. The City Clerk announced that the next scheduled matter was a public hearing to consider an appeal to the Planning Commission's approval of SP-944 to allow a 15,360 square-foot vacant site that previously contained a service station to be developed with a 2,038 square-foot restaurant with a drive-thru window on a C-2 (General Commercial) zoned property located at 1740 North Centinela Avenue, 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 several communication were received and are listed as follows:

25 letters from residents in District 2 A letter from Best Western Plaza Airport Inn 188 signatures from residents supporting the appeal granting Special Use Permit No. 944.

The City Administrator presented staff report dated March 9, 2004 submitting background information on the matter.

Mayor Dorn ordered the staff report dated March 9, 2004 and communications received and filed.

Sheldon Curry, Planning Manager, commented that this public hearing is an appeal to the Planning Commission's approval of a proposed Fatburger on the North East corner of Centinela and La Cienega. The proposed project involves a 2,038 square foot building that would have 36 seats for sitting patrons, and a 12 foot 6-8 car queuing lanes. He also commented that the color scheme to the building would be red and yellow with a parking space of 23 compared to 14 as allowed in the Municipal Code. He further commented that there has been some issues evolving around the project and these were noise impact to the neighbors on residential zoned properties and the hours of operation. The applicant is proposing his menu board and sound box approximately 70-75 feet from the north property line from the alley. Finally, he commented that the applicant has indicated that he would reduce the hours of operation.

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

The following person spoke in favor of the project:

Johnny Inghram

The following persons spoke in opposition to the project:

Barbara Bedford Jerry Thomas Elizabeth Jean Pryor Phillis Banks-Smith

Liz Weaver

Lisa Huntoon

Claude Davis

Martha Davis

Jean Freeman

Paul Schuize

Cheryl Redmond

Eric Holmquist

Joann Ambriz

Francisco Cabreba

Jesus Jimenez

Rod Wells

Richard Clinton

Howard Hughes, President, Ladera Culver Foods, Owner Ladera Culver and currently the largest franchise owner of Fatburger in California, commented that about a year and a half ago he wanted to bring a very popular institution into the City by expanding his business and staying in the City. He commented that its clear to him that this is not really what the residents want and would like to withdraw his request in respect to everybody present this evening. He also commented for the record that Fatburger doesn't cater to disreputable patrons and that this is an upscale fast food, casual dinning establishment that has been in the Los Angeles area for 52 years. He further commented that it doesn't feel good to go into a neighborhood that doesn't want them there and have bad feelings about what they think Fatburger would do. He again reiterated that Fatburger doesn't cater to undesirables and they were not chased out of Ladera Center. He commented that he voluntarily decided to move over to the location thinking it would be good for the City and he never thought this would turn into a controversy. Finally, he commented that he sat on the Board of Directors at Centinela Hospital for 2 years, and he is aware of the problems and what the City is trying to do and that Fatburger will not be the bad guy. He requested that his application be withdrawn and apologized for any problems this may have caused.

It was moved by Mayor Dorn and seconded by Council Member Franklin that the City Council does hereby accept the applicant's request to withdraw his application. The motion was carried by the following roll call vote:

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

Noes: None.

It was moved by Mayor Dorn and seconded by Council Member Dunlap that the City Council does hereby sustain the appeal. The motion was carried by the following roll call vote:

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

Noes: None.

Mayor Dorn declared the meeting recessed at the hour of 9:13 p.m.

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Mayor Dorn again called the meeting to order at the hour of 9:30 p.m.

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.

Paul Russell, District 2, spoke concerning civil rights being in action and commented that he was hopeful that Fatburger could locate elsewhere in the City.

Roosevelt Douglas, District 3, spoke concerning the rescinding of Special Use Permit No. 944 and encouraged residents to vote on April 6, 2004.

Willie Agee spoke concerning the rescinding of Special Use Permit No. 944 and a painting on the 9th floor.

Chris Clay spoke concerning his car being impounded and attempts made to have his car returned.

Johnny Inghram spoke concerning misinformation, lost revenues, lawsuits and the project on 114 W. 46th Place.

Diane Sambrano spoke concerning notices sent to residents, the proposed 395 housing units at 3500 W. 90th Street and the noise impact and inquired how much funding is generated through radio advertising.

There being no further business to be presented, Mayor Dorn declared the meeting adjourned in memory of Mildred Heath and Eric Harvey at the hour of 10:05 p.m.

			City Clerk
Approved this	day of	, 2004	
Mayor			