

**MINUTES OF THE  
LAWNDALE CITY COUNCIL REGULAR MEETING  
August 19, 2019**

**A. CALL TO ORDER AND ROLL CALL**

Mayor Pullen-Miles called the meeting to order at 6:30 p.m. in the City Hall council chamber, 14717 Burin Avenue, Lawndale, California.

Councilmembers Present: Mayor Robert Pullen-Miles, Mayor Pro Tem James H. Osborne, Councilmember Pat Kearney, Councilmember Daniel Reid, Councilmember Bernadette Suarez

Other Participants: City Clerk Rhonda Hofmann Gorman, Interim City Manager Stephen N. Mandoki, City Attorney Tiffany J. Israel, Los Angeles County Sheriff's Department Captain Duane Allen, Assistant to the City Manager/Human Resources Director Raylette Felton, Municipal Services Director Michael Reyes, Finance Director Marla Pendleton, Community Development Director Sean Moore, Assistant City Clerk Matthew Ceballos and approximately 20 audience members.

**B. CEREMONIALS**

Councilmember Reid led the flag salute and Doris Hofmann, Resident, provided the inspiration.

**C. PUBLIC SAFETY REPORT**

Captain Allen summarized recent law enforcement activities.

**D. ORAL COMMUNICATIONS - ITEMS NOT ON THE AGENDA**

- Gary White, Resident, spoke about clean-up week around the City of Lawndale, law enforcement efforts being hindered by State legislation, the old "99 cent store" property, and Golden State Water company construction.
- Michael Kim and Dan Aboud, Residents, spoke about the fences and hedges height around their property and their safety concerns, also noted fence on the railroad and their property line was in need of repair.
- Jessica Romero, Library Manager, spoke about workshops and classes offered by the Lawndale Library.
- Pam London, Resident, spoke about new law enforcement policy on excessive force and the amendment of the Lawndale Municipal code relating to fence heights.
- Randal Abram, Resident, spoke about the enforcement of the fence and hedge height restrictions issue involving property previously addressed in public comment.

- Doris Hofmann, Resident, spoke about the volunteer's dinner and the CERT training provided by the City.

**E. COMMENTS FROM COUNCIL**

The City Council and staff responded generally to the comments, but did not request placement of any issues on a future meeting agenda.

**F. CONSENT CALENDAR**

1. **Motion to read by title only and waive further reading of all ordinances listed on the agenda**  
Recommendation: that the City Council approve.
2. **Authorizing Submittal of Application for the CalRecycle Rubberized Pavement Grant Program and all CalRecycle Grants**  
Recommendation: that the City Council adopt Resolution No. CC-1908-042, authorizing submittal of application for all CalRecycle Grants for which the City of Lawndale is eligible.
3. **2019 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds**  
Recommendation: that the City Council (a) approve receiving the 2019 JAG funds; (b) direct staff to submit the online application for use of the funds; and (c) direct the Finance Department to prepare a budget adjustment for \$1,304 in the above accounts.
4. **Authorization to Dispose of Compressed Natural Gas (CNG) Vehicles at Auction**  
Recommendation: that the City Council authorize three CNG Trucks, listed in the staff report, be sold at auction.
5. **Accounts Payable Register**  
Recommendation: that the City Council adopt Resolution No. CC-1908-041, authorizing the payment of certain claims and demands in the amount of \$400,101.63.
6. **Minutes of the Lawndale City Council Regular Meeting – August 5, 2019**  
Recommendation: that the City Council approve.
7. **Federally Funded Employment and Job Training – South Bay Workforce Investment Board Activities Summary**  
Recommendation: that the City Council receive and file the report.

A motion by Mayor Pro Tem Osborne to approve the consent calendar was seconded by Councilmember Kearney and carried by a vote of 5-0.

**G. ADMINISTRATION**

8. **Amending the Lawndale Municipal Code Chapter 3.12, Updating the Process of Payment for Routine Claims and Demands**

Recommendation: that the City Council approve the first reading to introduce Ordinance No. 1163-19, amending Chapter 3.12 of the Municipal Code updating the process of payment for routine claims and demands (warrants or checks drawn).

Finance Director Marla Pendleton reported on the proposed amendment to Lawndale Municipal Code Chapter 3.12, updating the Process of Payment for Routine Claims and Demands.

**A motion by Councilmember Suarez to approve the first reading to introduce Ordinance No. 1163-19, amending Chapter 3.12 of the Municipal Code updating the process of payment for routine claims and demands was seconded by Councilmember Kearney and carried by a vote of 5-0 following City Attorney Israel's reading of the title of Ordinance No. 1163-19.**

**9. Selection and Franchise Agreement Award for Integrated Solid Waste Collection and Recycling Services Contractor**

Recommendation: that the City Council (a) adopt and approve the "Integrated Solid Waste Management Services Franchise Agreement" (the "Agreement") with Consolidated Disposal Service, LLC, dba Republic Services, for the provision of refuse and recycling collection services to the City's commercial and residential customers; (b) authorize the City Manager and City Attorney to process the Agreement in a form that is final and substantially similar to the agreement found in the staff report; and (c) authorize the Mayor to execute the agreement.

(Note: The Maximum Rate Schedules attached to the Agreement shall be approved by separate action of the Council in accordance with Proposition 218; the action proposed now would approve only the balance of the Agreement's terms subject to approval as to final form by the City Manager and City Attorney.)

Laith Ezzet, HF&H Consultant, provided a PowerPoint Presentation on the Selection and Franchise Agreement Award for Integrated Solid Waste Collection and Recycling Services.

Public Comment

Tommy Gendal, COO and Executive Vice President of Waste Resources, spoke in opposition of City Council awarding the contract to Consolidated Disposal Service, LLC, dba Republic Services.

David Fahrion, CEO of California Waste and Recycling Association, spoke on behalf of three members who proposed to be the City's waste hauler, asked City Council to reconsider the recommendation before them.

Matt Blackburn, Vice President of Universal Waste, spoke about the commercial processing unsustainable substitutes that have been proposed by Republic, stated that their proposal offered a reduced rate structure, and asked the Council to reconsider other proposals.

A dialogue ensued between City Council and staff regarding the cause of rate increases such as initial below market rates, a decreased recycled materials market, and other legislation. The dialogue continued to clarifying Prop 218 rules, the "all in one" rate on commercial hauling, SERFF waste energy plant, diversion rate disincentive, new equipment and future replacement, and a senior citizen rate.

Ray Grothaus, General Manager of Republic Services, addressed questions regarding public benefit programs such as an internship, weekly abandon item sweeps and pick up, and annual shredding events.

**A motion by Councilmember Reid to adopt and approve the “Integrated Solid Waste Management Services Franchise Agreement” (the “Agreement”) with Consolidated Disposal Service, LLC, dba Republic Services, for the provision of refuse and recycling collection services to the City’s commercial and residential customers, authorize the City Manager and City Attorney to process the Agreement in a form that is final and substantially similar to the agreement found in the staff report, and authorize the Mayor to execute the agreement was seconded by Councilmember Kearney and carried by a vote of 5-0.**

#### **H. ITEMS FROM COUNCILMEMBERS**

**10. Request to Agendize a Discussion of the Proposed Desalination Plant Being Evaluated by West Basin Municipal Water District– requested by Councilmember Kearney**

Recommendation: that the City Council discuss this request to place an item on a future agenda, to discuss the possible opposition of the proposed El Segundo desalination plant being studied by the West Basin Municipal Water District.

Kelly Clark, Attorney for LA Waterkeeper, spoke in opposition to the Desalination Plant being evaluated by West Basin Municipal Water District.

Councilmember Kearney requested to place an item on a future agenda, to discuss the possible opposition of the proposed El Segundo desalination plant.

Councilmember Suarez wanted to bring to bring back the item for further evaluation and discussion, not for outright opposition.

A dialogue ensued between the Council and staff regarding potential information and presentations to be brought forward for Council consideration.

City Council reached a general consensus to bring back the item for further information and request presentation from representatives of both agencies.

**11. Request to Agendize a Discussion of the City’s Residential Property Report Program – Title 8 of Lawndale Municipal Code – requested by Councilmember Reid**

Recommendation: that the City Council discuss this request to add to a future agenda, the City’s Residential Property Report program for a review of its continuation and/or modification and provide direction to staff.

Councilmember Reid requested to add to a future agenda, the City’s Residential Property Report program for a review of its continuation and/or modification and provide direction to staff

City Council reached a general consensus to bring back the item for further information and direction.

**12. Mayor/Councilmember Report of Attendance at Meetings and/or Events**

Councilmember Reid attended National Night Out.

Councilmember Kearney attended the Sheriff's Liability Trust Fund Oversight Committee meeting.

Councilmember Suarez attended National Night Out and the volunteer's dinner.

Mayor Pro Tem Osborne had nothing to report.

Mayor Pullen-Miles attended the CERT program graduation, Congresswoman Maxine Waters's field hearing on homelessness issues, volunteer's dinner, and National Night Out.

**I. CLOSED SESSION**

**Mayor Pullen-Miles withdrew item number 14, Public Employee Performance Evaluation, from closed session.**

At 8:03 p.m. the City Council entered into closed session.

**13. Conference with Labor Negotiator**

The City Council will conduct a closed session, pursuant to Government Code section 54957.6, with the city manager, the city attorney and the City's negotiators, regarding labor negotiations with Local 1895, Council 36, American Federation of State, County and Municipal Employees, AFL-CIO, representing the City's mid-management and classified employees.

**14. Public Employee Performance Evaluation**

~~The City Council will hold a closed session, pursuant to Government Code section 54957(b), to conduct an employee evaluation concerning the Interim City Manager.~~

At 8:12 p.m. the City Council entered back into open session.

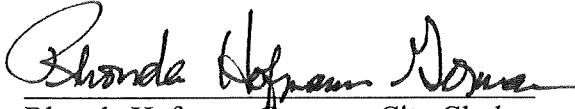
**City Attorney Tiffany Israel reported the City Council met in Closed Session to discuss the one item listed on the Closed Session agenda. The City Council was updated on the item number 13 and there was no reportable action taken.**

**J. ADJOURNMENT**

There being no further business to conduct, the mayor adjourned the meeting at 8:12 p.m.

  
Robert Pullen-Miles, Mayor

ATTEST:

A handwritten signature in cursive script, reading "Rhonda Hofmann Gorman". The signature is written in black ink and is positioned above a horizontal line.

Rhonda Hofmann Gorman, City Clerk

| Approved: 9/3/2019