

**CITY OF HAWAIIAN GARDENS  
CITY COUNCIL MINUTES**

**Tuesday, January 26, 2021  
Regular Meeting, 6:00 PM**



Victor Farfan, Mayor Pro Tem  
Jesse Alvarado, Council Member  
Myra Maravilla, Council Member  
Maria Teresa Del Rio, Council Member

**Luis Roa, Mayor**

Ernie Hernandez, City Manager  
Megan Garibaldi, City Attorney  
Poonam Davis, Interim City Clerk

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## **MINUTES**

### **CALL TO ORDER**

The Regular City Council Meeting of January 26, 2021 is hereby called to order at 6:01PM.

Reanna Guzman, Staff Assistant I, provided brief information relating to the conduct of the virtual video meeting due to the COVID-19 pandemic situation, as listed on the agenda.

### **INVOCATION**

Mayor Roa requested a moment of silence to observe for all those who have suffered from COVID-19.

### **FLAG SALUTE**

The flag salute was led by Councilmember Maravilla.

### **ROLL CALL**

#### PRESENT

MAYOR ROA  
MAYOR PRO TEM FARFAN  
COUNCILMEMBER ALVARADO  
COUNCILMEMBER MARAVILLA  
COUNCILMEMBER DEL RIO

Poonam Davis, Interim City Clerk, announced a quorum.

### **PUBLIC HEARING COMMENTS AND AGENDA GENERAL PUBLIC COMMENTS ARE TO BE SUBMITTED AND CONDUCTED AS FOLLOWS:**

There were 3 public comments received and forwarded to City Council members prior to the meeting.

**PROCLAMATIONS AND CERTIFICATES**

There were no Proclamations at this time.

**PRESENTATIONS**

There were no Presentations at this time.

**PUBLIC COMMENTS - GENERAL OR ITEMS ON OR OFF THE AGENDA**

Poonam Davis, Interim City Clerk stated four public comments were received for tonight’s city council meeting and they will be added to the record.

**AGENDA ORGANIZATION**

This is the time for the City Council to discuss any changes in the order of agenda items.

It was moved by Councilmember Maravilla, seconded by Councilmember Farfan, and approved by roll call vote as follows to adopt the Agenda as presented.

- AYES: ROA, FARFAN, ALVARADO, MARAVILLA, DEL RIO
- NOES: NONE
- EXCUSED: NONE
- ABSENT: NONE
- Motion carried, 5-0.

**A. PUBLIC HEARING(S) / HEARING(s)**

NONE

**B. CONSENT CALENDAR**

- 1. WAIVE READING IN FULL OF ALL ORDINANCES AND RESOLUTIONS ON THE AGENDA

That the City Council waive reading in full of all ordinances and resolutions on the agenda and declare that said titles which appear on the public agenda shall be determine to have been read by title and further reading waived.

SUGGESTED ACTION: Approve recommendation.

- 2. RECEIVE AND FILE CODE ENFORCEMENT REPORT FOR THE MONTHS OF NOVEMBER AND DECEMBER 2020.

SUGGESTED ACTION: Approve recommendation.

- 3. RECEIVE AND FILE THE ENGINEERING DIVISION MONTHLY REPORT FOR DECEMBER 2020.

SUGGESTED ACTION: Approve recommendation.

4. RECEIVE AND FILE THE ENGINEERING DIVISION PUBLIC WORKS PERMIT REPORTS FOR THE MONTHS OF NOVEMBER AND DECEMBER 2020.

SUGGESTED ACTION: Approve recommendation.

5. RECEIVE AND FILE PLANNING DIVISION REPORT FOR THE MONTHS OF NOVEMBER AND DECEMBER 2020.

SUGGESTED ACTION: Approve recommendation.

6. RECEIVE AND FILE WARRANTS PROCESSED DURING THE PERIOD OF NOVEMBER 28, 2020 TO JANUARY 15, 2021.

SUGGESTED ACTION: Approve recommendation.

7. APPROVE CITY COUNCIL MEETING MINUTES.

SUGGESTED ACTION: Approve recommendation.

8. CONSIDERATION AND REJECTION OF GOVERNMENT CLAIM AGAINST THE CITY OF HAWAIIAN GARDENS BY LINDA SUNIGA, AS PER GOVERNMENT CODE SECTION 912.6.

SUGGESTED ACTION: Approve Recommendation.

9. CONSIDERATION AND REJECTION OF GOVERNMENT CLAIM AGAINST THE CITY OF HAWAIIAN GARDENS BY CLAUDIA RAYA, AS PER GOVERNMENT CODE SECTION 912.6.

SUGGESTED ACTION: Approve recommendation.

10. RATIFICATION OF EMERGENCY ORDER NO. 6 (COVID-19).

SUGGESTED ACTION: Approve recommendation.

Poonam Davis, Interim City Clerk requested to remove item B 7.

It was moved by Councilmember Maravilla, seconded by Councilmember Alvarado and approved by roll call vote as follows to adopt the Consent Calendar except for item B 7.

AYES: ROA, FARFAN, ALVARADO, MARAVILLA, DEL RIO

NOES: NONE

EXCUSED: NONE

ABSENT: NONE

Motion carried, 5-0.

### **C. DISCUSSION ITEM(S)**

1. ADOPT URGENCY ORDINANCE ORD-2021-596 TO TEMPORARILY ADD CHAPTER 9.54 TO TITLE 9 (PUBLIC PEACE, MORALS, AND WELFARE) OF THE HAWAIIAN GARDENS MUNICIPAL CODE TO PROHIBIT PRICE GOUGING BY THIRD PARTY FOOD DELIVERY SERVICES DURING A STATE OF DECLARED EMERGENCY; DECLARING THE URGENCY THEREOF; AND FINDING THE ORDINANCE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

SUGGESTED ACTION: Approve recommendation.

Megan Garibaldi, City Attorney provided staff report on the urgency ordinance.

Ernie Hernandez, City Manager spoke.

Councilmember Maravilla spoke.

Mayor Roa spoke.

Representative from Door Dash spoke.

Councilmember Farfan spoke.

Mayor Pro Tem Farfan spoke.

It was moved by Councilmember Farfan , seconded by Councilmember Del Rio and approved by roll call vote as follows to adopt the urgency Ordinance and amend to Include the five percent.

AYES: ROA, FARFAN, ALVARADO, MARAVILLA, DEL RIO NOES:

NOES: NONE

EXCUSED: NONE

ABSENT: NONE

Motion carried, 5-0.

### **D. COMMITTEE REPORT(S)**

There were no committee reports.

### **E. NEW BUSINESS**

Ernie Hernandez, City Manager provided information with Governor's easing of stay home order, and how it affects the casino operations with reopening, and businesses in Hawaiian Gardens.

Mayor Roa spoke regarding sitting in on a meeting with LA County board of supervisors regarding vaccine availability for residents of Hawaiian Gardens.

Councilmember Maravilla requested if all residents in Hawaiian Gardens can be notified via a post card regarding COVID-19 vaccine availability and tier information.

City Manager stated as more information is available, the information can be sent out.

## **F. ORAL STAFF REPORT(S)**

There were no oral staff reports.

## **G. CITY ATTORNEY REPORT(S)**

Megan Garibaldi, City Attorney provided information regarding state eviction moratorium is set to expire January 31, 2021, the state is working on extending it to June 30, 2021.

## **H. ORAL COUNCIL REPORT(S)**

Councilmember Alvarado spoke.  
Councilmember Maravilla spoke.  
Mayor Roa spoke.

## **I. CLOSED SESSION**

City Attorney Megan Garibaldi read closed session Item and stated Councilmember Alvarado and Maravilla have recused from item I2, Councilmember Del Rio has familiarized herself with the item to participate.

### **RECESSED**

The City Council recessed to close session @6:35 pm.

#### **1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant Exposure to Litigation, Pursuant to Government Code Section 54956.9(d)(2) & (e)(3)  
Lucie Colombo v. City of Hawaiian Gardens (Notice of Intent to File Arbitration, Step IV Level Grievance)

#### **2. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (GRIEVANCE DELIBERATION)**

Pursuant to Government Code Section 54957  
One matter: Deliberation of Grievance No. 20-09.

#### **3. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6**

Agency Designated Representative: City Manager  
Employee Organization: AFSCME Management Chapter

#### **4. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6**

Agency Designated Representative: City Manager  
Employee Organization: AFSCME Rank & File Chapter

**RECONVENED**

The City Council reconvened @ 8:19 pm.  
Mayor Roa , Mayor Pro Tem Farfan and Councilmember Del Rio were present.  
Councilmember Maravilla and Councilmember Alvarado were absent.

Poonam Davis, Interim City Clerk, announced a quorum.

Megan Garibaldi, City Attorney stated there was no reportable action was taken.

**J. ADJOURNMENT**

Mayor Roa adjourned meeting at TIME PM, until our next Regular meeting to be held on Tuesday February 9, 2021 at 8:20 PM.

Respectfully submitted:

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Poonam Davis, MMC  
Interim City Clerk

APPROVED:

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LUIS ROA  
MAYOR

**From:** [noreply@fs20.formsite.com](mailto:noreply@fs20.formsite.com) on behalf of [Formsite](#)  
**To:** [Lucie Colombo](#)  
**Subject:** Public Comment City Council virtual meetings Result #16744507  
**Date:** Tuesday, January 26, 2021 4:00:38 PM

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<b>Reference #</b>	16744507
<b>Status</b>	Complete
<b>Select from the list below who this comment is for:</b>	City Council
<b>This comment is regarding:</b>	General Public Comments
<b>Full Name/Nombre</b>	Eric Leon
<b>City of Residence (optional)/Ciudad de residencia (opcional)</b>	Hawaiian Gardens
<b>Your Comments/Sus comentarios</b>	<p>Good evening Mayor Roa, members of council, ernie and present city staff</p> <p>i hope all is well with you all.</p> <p>as a proud members of Local 3624 i want to express my gratitude in all the efforts that are being considered and made with the intentions to come to a agreement with our union. It is with immense amounts of pride that the members of our local continue to serve our community and its needs at the most difficult of times.</p> <p>we value our jobs and our city and are willing to continuing discussions to further the goal of keeping the City solvent. We look forward to the opening of the Casino and moving our City forward to a better day.</p>
<b>Last Update</b>	2021-01-26 16:00:25
<b>Start Time</b>	2021-01-26 15:50:21
<b>Finish Time</b>	2021-01-26 16:00:25
<b>IP</b>	172.114.79.42
<b>Browser</b>	IE
<b>Device</b>	Desktop

**From:** [noreply@fs20.formsite.com](mailto:noreply@fs20.formsite.com) on behalf of [Formsite](#)  
**To:** [Lucie Colombo](#)  
**Subject:** Public Comment City Council virtual meetings Result #16744500  
**Date:** Tuesday, January 26, 2021 3:56:04 PM

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<b>Reference #</b>	16744500
<b>Status</b>	Complete
<b>Select from the list below who this comment is for:</b>	City Council
<b>This comment is regarding:</b>	General Public Comments
<b>Full Name/Nombre</b>	Lori Condinus
<b>Email Address</b>	<a href="mailto:loricondinus@yahoo.com">loricondinus@yahoo.com</a>
<b>Your Comments/Suscomentarios</b>	Good Evening Honorable Mayor Roa and Council members, We the proud members of Local 3624 want to express our true desire and commitment to work with the City of Hawaiian Gardens to get through this unprecedented time of COVID-19. We have met with the City and put forth a proposal we feel will help to ease the City's financial burdens. We want to move in the spirit of partnership in order to come to a fair agreement. We love our jobs and our city and are willing to continue discussions to further the goal of keeping the City solvent. We look forward to the Casino opening and moving our City forward to a better day.
<b>Last Update</b>	2021-01-26 15:56:00
<b>Start Time</b>	2021-01-26 15:48:18
<b>Finish Time</b>	2021-01-26 15:56:00
<b>IP</b>	108.208.202.96
<b>Browser</b>	Chrome
<b>Device</b>	Desktop
<b>Referrer</b>	N/A

This email was sent to [lcolombo@hgcity.org](mailto:lcolombo@hgcity.org) as a result of a form being completed.  
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**From:** [noreply@fs20.formsite.com](mailto:noreply@fs20.formsite.com) on behalf of [Formsite](#)  
**To:** [Lucie Colombo](#)  
**Subject:** Public Comment City Council virtual meetings Result #16740222  
**Date:** Monday, January 25, 2021 5:00:50 PM

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<b>Reference #</b>	16740222
<b>Status</b>	Complete
<b>Select from the list below who this comment is for:</b>	City Council
<b>This comment is regarding:</b>	General Public Comments
<b>Full Name/Nombre</b>	Montzerrat Garcia Bedolla
<b>City of Residence (optional)/Ciudad de residencia (opcional)</b>	Long Beach, working with Hawaiian Gardens residents
<b>Phone (optional) /Teléfono (opcional)</b>	7145799070
<b>Email Address</b>	<a href="mailto:mbedolla@yli.org">mbedolla@yli.org</a>
<b>Your Comments/Sus comentarios</b>	<p>Good evening Mayor and City Council members,</p> <p>My name is Montzerrat Garcia Bedolla. I'm a program director with Youth Leadership Institute. We are currently working in partnership with Youth Community Advocates in Hawaiian Gardens. YCA is a youth group dedicated to improving health equity in the city of Hawaiian Gardens. We are looking forward to meet with you all as an effort to get to know your priorities and for you to get to know the work that we have developed in the past 2 years. Before COVID-19 we had a strong partnership with the Teen Center and hope to continue our partnership as soon as it is safe to do so. If can please reach out to us to schedule a 30-45 minute zoom call, we would love to meet. The best way to reach us is by giving us a call back in the phone number provided in this public comment form or via email to <a href="mailto:mbedolla@yli.org">mbedolla@yli.org</a>. Thank you so much, and looking forward to hearing from you all.</p>
<b>Last Update</b>	2021-01-25 17:00:45
<b>Start Time</b>	2021-01-25 16:53:44
<b>Finish Time</b>	2021-01-25 17:00:45