



GARDENA CITY COUNCIL

Regular Meeting Notice and Agenda

Council Chamber at City Hall
1700 W. 162nd Street, Gardena, California
Website: www.cityofgardena.org

TASHA CERDA, *Mayor*
ART KASKANIAN, *Mayor Pro Tem*
MARK E. HENDERSON, *Council Member*
DAN MEDINA, *Council Member*
RODNEY G. TANAKA, *Council Member*

MINA SEMENZA, *City Clerk*
J. INGRID TSUKIYAMA, *City Treasurer*
CLINT OSORIO, *Interim City Manager*
PETER L. WALLIN, *City Attorney*

Tuesday, November 26, 2019

Closed Session – 7:00 p.m.

Open Session – 7:30 p.m.

The City of Gardena, in complying with the Americans with Disabilities Act (ADA), requests individuals who require special accommodations to access, attend and/or participate in the City meeting due to disability, to please contact the City Clerk's Office by phone (310) 217-9565 or email msemenza@cityofgardena.org at least two business days prior to the scheduled meeting to ensure assistance is provided. Assistive listening devices are available.

PUBLIC COMMENT: The City Council will hear from the public on any item on the agenda or any item of interest that is not on the agenda at the following times:

- Agenda Items – at the time the City Council considers the item or during Oral Communications
- Non-agenda Items – during Oral Communications
- Public Hearings – at the time for Public Hearings listed on the Agenda

If you wish to address the Council, please complete a "Speaker Request" form and present it to the City Clerk. You will be called to the podium by name when it is your turn to address the Council. The City Council cannot legally take action on any item not scheduled on the agenda. Such items may be referred for administrative action or scheduled on a future agenda.

STANDARDS OF BEHAVIOR THAT PROMOTE CIVILITY AT ALL PUBLIC MEETINGS

- Treat everyone **courteously**;
- Listen to others **respectfully**;
- Exercise **self-control**;
- Give **open-minded** consideration to all viewpoints;
- Focus on the issues and **avoid personalizing debate**; and
- **Embrace respectful disagreement** and dissent as democratic rights, inherent components of an inclusive public process, and tools for forging sound decisions.

Thank you for your attendance and cooperation.

1. ROLL CALL

2. CLOSED SESSION

A. CONFERENCE WITH LABOR NEGOTIATORS

Government Code Section 54957.6

(1) Agency Designated Representative:

Clint Osorio, Interim City Manager

Employee Organizations:

Gardena Police Officers Association (GPOA)

Mike Sargent, Association President

Gardena Management Employees Organization (GMEO)

Vicky L. Barker, Attorney

Gardena Municipal Employees Association (GMEA)

Fred G. Quiel, Attorney

Confidential / Unrepresented Employees

3. PLEDGE OF ALLEGIANCE & INVOCATION

A. PLEDGE OF ALLEGIANCE

Stephanie Tellez and Austin Tanaka

Youth Members of the Gardena Sister City Association

B. INVOCATION

The Reverend Juan C. Higuera, Pastor

Iglesia Bautista Biblica

4. PRESENTATIONS, PROCLAMATIONS, & APPOINTMENTS

A. PRESENTATIONS

- (1) Gardena Military Veteran Recognition to Honor Veteran Mr. Clarence D. Devereaux, who served in the U.S. Navy. He was chosen at the recommendation of Mayor Tasha Cerda **(to be accepted by Mr. Clarence Devereaux)**

B. PROCLAMATIONS

C. APPOINTMENTS

- (1) Council Appointments to Commissions, Committees, Councils, and Boards
(Appointees to be Ratified and Sworn In)

- (a) Human Services Commission
- (b) Planning and Environmental Quality Commission
- (c) Recreation and Parks Commission
- (d) Senior Citizens Commission
- (e) Gardena Youth Commission
- (f) Gardena Beautification Committee
- (g) Gardena Economic Business Advisory Council
- (h) Gardena Rent Mediation Board, Owner Representative
- (i) Gardena Rent Mediation Board, Tenant Representative
- (j) Gardena Rent Mediation Board, At-Large Representative

5. CONSENT CALENDAR

NOTICE TO THE PUBLIC

Roll Call Vote Required on Consent Calendar All matters listed under the Consent Calendar will be enacted by one motion unless a Council member requests Council discussion, in which case that item will be removed from the Consent Calendar and considered separately following this portion of the agenda.

A. Waiver of Reading in Full of All Ordinances Listed on This Agenda and That They Be Read by Title Only

B. CITY CLERK

(1) Approval of Minutes

(a) Special Meeting, November 12, 2019

(b) Gardena City Council Regular Meeting, November 12, 2019

(2) Affidavit of Posting Agenda on November 22, 2019

C. CITY TREASURER

(1) Approval of Warrants / Payroll Register

(a) November 26, 2019

D. CITY MANAGER

(1) Personnel Report No. P-2019-20

(a) Request City Council's Approval of Employment Agreement promoting Deputy Police Chief Michael Saffell, currently serving as Interim Police Chief, to Police Chief, effective November 26, 2019 through November 25, 2023

(2) SECOND READING: ORDINANCE NO. 1813, Amending Chapter 5.36 of the Gardena Municipal Code regarding Film Production Permitting Procedures
(Introduced by Council Member Dan Medina, November 12, 2019)

6. EXCLUDED CONSENT CALENDAR

7. PLANNING & ENVIRONMENTAL QUALITY COMMISSION ACTION SHEET

A. November 19, 2019, MEETING – *Meeting Cancelled*

ORAL COMMUNICATIONS

Oral Communications by the public will be heard for one-half hour at or before 8:30 p.m. or at the conclusion of the last agenda item commenced prior to 8:30 p.m. Oral Communications not concluded at that time shall be resumed at the end of the meeting after Council Reports. Speakers are to limit their remarks to three minutes, unless extended by the Mayor. An amber light will appear to alert the speaker when two minutes are complete, and a red light will appear when three minutes are over. Your cooperation is appreciated.

8. DEPARTMENTAL ITEMS

A. ADMINISTRATIVE SERVICES – *No Items*

B. COMMUNITY DEVELOPMENT – *No Items*

C. ELECTED & ADMINISTRATIVE OFFICES

(1) TAX MEASURE – PLACEMENT OF TRANSACTIONS AND USE TAX (LOCAL SALES TAX) MEASURE ON MARCH 3, 2020 BALLOT

(a) RESOLUTION NO. 6417, Ordering the City of Gardena Neighborhood Safety and Community Services Measure to Adopt a Three-Quarter Cent (3/4¢) Local Transactions (Sales) and Use Tax to be Submitted to the Voters of the City at the March 3, 2020 General Municipal Election; Directing the City Attorney to Prepare and File an Impartial Analysis of the Measure; and Authorizing and Setting Deadlines for the Filing of Arguments in the Office of the City Clerk For and Against the Measure
Staff Recommendation: Adopt Resolution No. 6417

(b) ORDINANCE NO. 1811, Enacting a Transactions and Use Tax (Sales Tax) to be Administered by the Department of Tax and Fee Administration, Subject to Adoption by the Electorate
Staff Recommendation: Introduce Ordinance No. 1811

(2) RESOLUTION NO. 6423, Recognizing the Importance of and Declaring Support for the 2020 Census **Staff Recommendation: Adopt Resolution No. 6423**

D. GENERAL SERVICES – *No Items*

E. POLICE – *No Items*

F. RECREATION & HUMAN SERVICES – *No Items*

G. TRANSPORTATION – *No Items*

9. COUNCIL ITEMS, DIRECTIVES, & REMARKS

A. COUNCIL ITEMS – *No Items*

B. COUNCIL DIRECTIVES

C. CITY MANAGER REMARKS RE: DIRECTIVES / COUNCIL ITEMS

D. COUNCIL REMARKS

- (1) MAYOR PRO TEM KASKANIAN
- (2) COUNCIL MEMBER TANAKA
- (3) COUNCIL MEMBER HENDERSON
- (4) MAYOR CERDA
- (5) COUNCIL MEMBER MEDINA

10. ANNOUNCEMENTS

11. REMEMBRANCES

Mr. John W. Scheuplein III, 79 years old, a long-time Gardena resident and military veteran who served in the Korean War. He was also a barber, a businessman, a community service activist and who ran for the office of Gardena City Council Member in March 1978; and **Miss Gracie Ann Muehlberger**, 15 years of age, and **Mr. Dominic Blackwell**, 14 years old. Both were students of Saugus High School in Santa Clarita, CA who were tragically and innocently killed by a fellow student while at school on Thursday morning, November 14, 2019.

12. ADJOURNMENT

The Gardena City Council will adjourn to a Regular City Council Meeting, at 7:00 p.m., on Tuesday, December 10, 2019.

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted in the City Hall lobby not less than 72 hours prior to the meeting. A copy of said Agenda is on file in the Office of the City Clerk.

Dated this 22nd day of November, 2019

/s/ MINA SEMENZA
MINA SEMENZA, City Clerk

GARDENA MILITARY VETERAN RECOGNITION**HONORING****CLARENCE D. DEVEREAUX**

(selected by Mayor Tasha Cerda)

Born in east Cherokee County, Texas, in September 1933, Mr. Devereaux is the 13th of 14 children.

Military Service:

In 1955, at the age of 22, after graduating from Texas College, Mr. Devereaux enlisted in the U.S. Navy and served for three years as a Dental Technician at El Toro Marine Base in California. Note that the Marine Corps had no medical department, thus the U.S. Navy kept the Marines "dental healthy" to defend our country.

Devereaux was glad to serve his country wherever he was assigned. He was honorably discharged in November 1958 with the rank of Dental Technician III and then served in the reserves.

Other:

After his military service, he traveled and sang with *The Clouds of Joy* (a gospel group) for several years.

He worked for 28 years in the County of Los Angeles Probation Department, during which time he earned a master's degree in Public Administration from U.S.C. He retired from his County position in 1988.

Devereaux then pastored the *Solid Rock Baptist Church* in Los Angeles for 26 years.

He also just finished writing a book about his parents and their 14 children (which includes him), titled, "A SOLID ROCK, A ROLLING STONE, AND 14 PEBBLES." (*His book is available at amazon.com.*)

Mr. Devereaux and his wife moved to Gardena 50 years ago; have been married 63 years; and are blessed with children, grandchildren, and great grandchildren.

He currently works through his church doing mission outreach to meet the needs of the homeless and hungry.

He has shared that the community of Gardena is an excellent place in which to reside.

**MINUTES
SPECIAL MEETING
City of Gardena City Council
Tuesday, November 12, 2019**

The Special Meeting of the City Council of the City of Gardena, California, was called to order at 6:30 p.m., on Tuesday, November 12, 2019, in the Management Information Center at City Hall, at 1700 West 162nd Street, Gardena, California; Mayor Tasha Cerda presiding.

1. ROLL CALL

Present: Mayor Tasha Cerda; Council Member Mark E. Henderson; Council Member Rodney G. Tanaka; and Council Member Dan Medina. Other City officials and employees present: Interim City Manager Clint Osorio; City Attorney Peter L. Wallin; Deputy City Attorney Carmen Vasquez; Interim Police Chief Mike Saffell; Acting Community Development Director Raymond Barragan; Recreation and Human Services Director Stephany Santin; Economic Development Manager Spencer Dela Cruz; and City Clerk Mina Semenza; Mayor Pro Tem Art Kaskanian was out on an excused absence.

2. PRESENTATION: High Density Residential Apartments at 12850 Crenshaw Boulevard

SPEAKER: Spencer Dela Cruz, Economic Development Manager
Representatives from Dinerstein Companies/Blackwood Real Estate

3. ADJOURNMENT

There being no further business, Mayor Cerda adjourned the Special Meeting of the City Council at 7:05 p.m. to the Regular City Council immediately following the Special Meeting on Tuesday, November 12, 2019, at 7:10 p.m.

MINA SEMENZA
City Clerk of the City of Gardena and
Ex-officio Clerk of the Council

By _____
Becky Romero, Deputy City Clerk

APPROVED:

Tasha Cerda, Mayor

MINUTES
Regular Meeting of the
City of Gardena City Council
Tuesday, November 12, 2019

The regular meeting of the City Council of the City of Gardena, California, was called to order at 7:10 p.m. on Tuesday, November 12, 2019, in the Council Chamber of City Hall, 1700 West 162nd Street, Gardena, California; Mayor Tasha Cerda presiding.

1. ROLL CALL

Present: Mayor Tasha Cerda; Council Member Mark E. Henderson; Council Member Dan Medina; and Council Member Rodney G. Tanaka. Other City officials and employees present: Interim City Manager Clint Osorio; City Attorney Peter L. Wallin; Deputy City Attorney Carmen Vasquez; City Clerk Mina Semenza; and Deputy City Clerk Becky Romero. Mayor Pro Tem Art Kaskanian was out on an excused absence; City Treasurer Ingrid Tsukiyama was not in attendance.

At 7:15 p.m., the City Council recessed into Closed Session in the Management Information Center of the Council Chamber at City Hall, with the following in attendance: Mayor Tasha Cerda; Council Member Mark E. Henderson; Council Member Dan Medina; Council Member Rodney G. Tanaka; Interim City Manager Clint Osorio; City Attorney Peter L. Wallin; Deputy City Attorney Carmen Vasquez; and Human Resources Manager Nora Verceles.

2. CLOSED SESSION

A. CONFERENCE WITH LABOR NEGOTIATORS

Government Code Section 54957.6

(1) Agency Designated Representative:

Clint Osorio, Interim City Manager

Employee Organizations:

Gardena Police Officers Association (GPOA)

Mike Sargent, Association President

Gardena Management Employees Organization (GMEO)

Vicky L. Barker, Attorney

Gardena Municipal Employees Association (GMEA)

Fred G. Quiel, Attorney

Confidential / Unrepresented Employees

Mayor Cerda reconvened the meeting to the Regular Open Session at 7:47 p.m., and the City Clerk noted the return of all Council Members who were present at the meeting.

When City Attorney Wallin was asked if there were any reportable actions from the Closed Session, he stated that no reportable action had been taken.

3. PLEDGE OF ALLEGIANCE & INVOCATION

A. PLEDGE OF ALLEGIANCE

Leonardo Rosales and Henry Corado led the Pledge of Allegiance. Both Leonardo (Leo) and Henry attend Amestoy Multilingual/Multicultural Magnet School. They were chosen because they are exemplary young men and excellent students. Both volunteered to lead the Pledge of Allegiance and are honored to represent their school. They introduced their family members and thanked the Council for inviting them to lead the Pledge of Allegiance.

3. PLEDGE OF ALLEGIANCE & INVOCATION (Continued)

B. INVOCATION

The Reverend was scheduled to lead the Invocation was not in attendance. At Mayor Cerda's request, Gardena City Council Member Rodney G. Tanaka led in the opening prayer.

4. PRESENTATIONS, PROCLAMATIONS, & APPOINTMENTS

A. PRESENTATIONS

(1) Gardena Military Veteran Recognition to Honor Veteran Mr. Gary W. Cobbin, who served in the U.S. Army. *Council Member Dan Medina spoke, acknowledging and commending Mr. Cobbin for his military service and presented him with a City of Gardena Veterans Commemorative Coin. Mayor Tasha Cerda read a brief Biography. Mr. Cobbin was given an opportunity to speak, and appropriate photos were taken.*

(2) Legislative Update Presentation
– *was given by The Honorable State Senator Steven Bradford of the 35th California Senate District*

B. PROCLAMATIONS

(1) "2019 Small Business Saturday," November 30, 2019
– *was proclaimed by Mayor Cerda*

C. APPOINTMENTS – *No Appointments were made*

(1) Council Appoints to Commissions, Committee, Board, and Council
(Planning and Environmental Quality Commission Appointees to be Ratified and Sworn in;
Other Commission, Committee, Council, and Board Appointees to be Ratified Only)

- (a) Human Services Commission
- (b) Planning and Environmental Quality Commission
- (c) Recreation and Parks Commission
- (d) Senior Citizens Commission
- (e) Gardena Youth Commission
- (f) Gardena Beautification Committee
- (g) Gardena Economic Business Advisory Council
- (h) Gardena Rent Mediation Board, Owner Representative
- (i) Gardena Rent Mediation Board, Tenant Representative
- (j) Gardena Rent Mediation Board, At-Large Representative

5. CONSENT CALENDAR

A. WAIVER OF READING IN FULL OF ALL ORDINANCES LISTED ON THIS AGENDA AND THAT THEY BE READ BY TITLE ONLY

B. CITY CLERK

- (1) **Approved:** Minutes of
 - (a) Study Session, October 22, 2019
 - (b) Gardena City Council Regular Meeting, October 22, 2019
- (2) **Approved:** Affidavit of Posting Agenda on November 8, 2019

5. CONSENT CALENDAR (Continued)

C. CITY TREASURER

(1) Approved: Warrants / Payroll Registers

- (a) November 12, 2019: Prepay: 156422-156429; Check Nos. 156430-156638; for a total Warrants issued in the amount of \$959,222.60; Total Payroll Issued for October 25, 2019: \$2,305,643.45; Total Payroll Issued for November 8, 2019: \$1,633,813.74

(2) Approved: Monthly Portfolio

- (a) September 2019

D. CITY MANAGER

(1) Approved: Personnel Report No. P-2019-19

- (2) Adopted: RESOLUTION NO. 6419, Amending the List of Authorized Games and Authorizing the Play of Certain Games in Licensed Card Clubs**

RESOLUTION NO. 6419

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, AMENDING THE LIST OF AUTHORIZED GAMES AND AUTHORIZING THE PLAY OF CERTAIN GAMES IN LICENSED CARD CLUBS

- (3) Adopted: SECOND READING: ORDINANCE NO. 1806, Adopting Chapter 18.70 to Regulate Wireless Facilities Deployments on Private Property and Public Property, and in Public Rights-of-Way, and Amending Gardena Municipal Code Chapters as Related to Wireless Facilities (*Introduced by Council Member Dan Medina, at the October 22, 2019 City Council Meeting*)**

ORDINANCE NO. 1806

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, ADOPTING CHAPTER 18.70 OF THE GARDENA MUNICIPAL CODE TO REGULATE WIRELESS FACILITIES DEPLOYMENTS ON PRIVATE PROPERTY, PUBLIC PROPERTY, AND IN THE PUBLIC RIGHTS-OF-WAY, AND AMENDING CHAPTER 18.04, CHAPTER 18.22, CHAPTER 18.24, CHAPTER 18.26, CHAPTER 18.30, CHAPTER 18.32, CHAPTER 18.34, CHAPTER 18.36, AND CHAPTER 18.44, ALL AS RELATED TO WIRELESS FACILITIES

- (4) Adopted: SECOND READING: ORDINANCE NO. 1808, Approval of a Zone Change from General Industrial (M-2) with a Mixed-Use Overlay (MOU) to High Density Multiple-Family Residential (R-4) for the Property Located at 1515 W. 178th Street (*Introduced by Council Member Rodney G. Tanaka, at the October 22, 2019 City Council Meeting*)**

ORDINANCE NO. 1808

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, APPROVING ZONE CHANGE #3-18 CHANGING THE ZONING OF PROPERTY LOCATED AT 1515 WEST 178TH STREET FROM GENERAL INDUSTRIAL (M-2) WITH A MIXED-USE OVERLAY (MOU) TO HIGH DENSITY MULTIPLE-FAMILY RESIDENTIAL (R-4)

(ZC #3-18; APNS: 6106-013-040-AND 6106-013-041)

5. CONSENT CALENDAR (Continued)

D. CITY MANAGER (Continued)

- (5) **Adopted:** SECOND READING: ORDINANCE NO 1810, Amending Chapter 8.64 of the Gardena Municipal Code Relating to Maintenance of Vacant Lots and Buildings *(Introduced by Council Member Mark E. Henderson at the October 22, 2019 City Council Meeting)*

ORDINANCE NO. 1810

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, AMENDING CHAPTER 8.64 OF THE GARDENA MUNICIPAL CODE RELATING TO MAINTENANCE OF VACANT LOTS AND BUILDINGS

It was moved by Council Member Medina, seconded by Council Member Henderson, and carried by the following roll call vote to Approve all Items on the Consent Calendar:

Ayes: Council Members Medina, Henderson, and Tanaka, and Mayor Cerda

Noes: None

Absent: Mayor Pro Tem Kaskanian

6. EXCLUDED CONSENT CALENDAR

7. PLANNING & ENVIRONMENTAL QUALITY COMMISSION ACTION SHEET

A. NOVEMBER 5, 2019, MEETING – *Meeting Cancelled*

ORAL COMMUNICATIONS

- (1) Wanda Love, Executive Director of the Gardena Valley Chamber of Commerce: spoke about the City's policy regarding the City's participation in "Grand Opening Ribbon Cuttings" as it relates to an MOU between the City and the Chamber
- (2) Patricia Espinosa, representative of Grandeza Mexican Folk Ballet Company: introduced herself, announced that they are a non-profit Arts Organization and invited everyone to an upcoming event.
- (3) Cheral Sherman, Vice President, Friends of Gardena Willows Wetland Preserve: gave miscellaneous announcements and invited everyone to their next "Restoration Workday" taking place on Saturday, November 16, 2019, from 8:00 a.m. to 11:00 a.m.
- (4) Wendy Lee, representative from the Gardena Mayme Dear Library: announced different upcoming events taking place at the Library.

8. DEPARTMENTAL ITEMS

A. ADMINISTRATIVE SERVICES

- (1) RESOLUTION NO. 6420, Opting for the City of Gardena to be Included in a Prospective 2020 Revenue Measure to Fund Critical Fire Protection and Emergency Services Should the Consolidated Fire Protection District of Los Angeles County and the Los Angeles County Board of Supervisors Decided to Pursue Such a Measure

RESOLUTION NO. 6420

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, OPTING FOR GARDENA TO BE INCLUDED IN A PROSPECTIVE 2020 REVENUE MEASURE TO FUND CRITICAL FIRE PROTECTION AND EMERGENCY SERVICES SHOULD THE CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY AND THE LOS ANGELES COUNTY BOARD OF SUPERVISORS DECIDE TO PURSUE SUCH A MEASURE

Interim City Manager Osorio presented the Staff Report.

Los Angeles County Fire Chief Scott Hale was present to answer any questions.

There was a discussion which included Mayor Cerda and Council Members Henderson, Medina and Tanaka regarding the following topics: if the measure doesn't pass, do we still have to pay?; which cities are opting in?; does it cost for residences and/or businesses?; why is the County doing it now?; the March election will have a lower voter turnout than November – why not wait until then?; who's going to oversee the money?; is this a sunset or a forever tax? Fire Chief Hale replied that yes, the City would still have to pay; 10 of the 11 cities here in the South Bay are opting in, Palos Verdes is not; he said that if you have a 1,000 square foot dwelling, your increase would be approximately \$89.00 a year; we are able to capture the money now, if we wait till November, we will have to wait an additional year; if constituents wanted the tax removed it would have to be voted on; all the money stays within the City of Gardena at the two fire stations; a report will be done annually and every three years an audit would be conducted. Chief Hale said that this could be a \$2.5 million savings to Gardena if it were to opt in.

It was moved by Council Member Tanaka, seconded by Council Member Medina, and carried by the following roll call vote to Adopt Resolution No. 6420:

Ayes: Council Members Tanaka, Medina, and Henderson, and Mayor Cerda

Noes: None

Absent: Mayor Pro Tem Kaskanian

B. COMMUNITY DEVELOPMENT

- (1) ORDINANCE NO. 1813: Amending Chapter 5.36 of the Gardena Municipal Code regarding Film Production Permitting Procedures

ORDINANCE NO. 1813

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDENA, AMENDING CHAPTER 5.36 OF THE GARDENA MUNICIPAL CODE REGARDING FILM PRODUCTION PERMITTING PROCEDURES

Interim City Manager Osorio presented the Staff Report.

Ordinance No. 1813 was Introduced by Council Member Medina

8. DEPARTMENTAL ITEMS (Continued)

C. ELECTED & ADMINISTRATIVE OFFICES

- (1) URGENCY ORDINANCE NO. 1812, Adding Chapter 14.17 to the Gardena Municipal Code to Temporarily Prohibit No-Fault Evictions Through December 31, 2019

URGENCY ORDINANCE NO. 1812

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, ADDING CHAPTER 14.17 TO THE GARDENA MUNICIPAL CODE TO TEMPORARILY PROHIBIT NO-FAULT EVICTIONS THROUGH DECEMBER 31, 2019

Interim City Manager Osorio presented the Staff Report.

Speakers:

Amy Tannenbaum, Representative of Public Counsel; Jonathan Jager, Staff Attorney with Legal Aid Foundation, and Jacob Shepard, Representative of Los Angeles Tenants Union were all there to support the tenants and spoke on their behalf.

Alexis Aceves, a Lennox resident spoke in support of the Ordinance. Eugenio Chavez and Ernesto Velazquez, both residents, spoke in support of the Ordinance.

There was a discussion which included Mayor Cerda, Council Members Medina, Tanaka, and Henderson regarding how unfair this is to the tenants, especially when there is no cause to evict, Council was happy to adopt the Urgency Ordinance.

It was moved by Mayor Cerda, seconded by Council Member Medina, and carried by the following roll call vote to Adopt Urgency Ordinance No. 1812:

Ayes: Mayor Cerda, Council Members Medina, Henderson, and Tanaka

Noes: None

Absent: Mayor Pro Tem Kaskanian

- (2) RESOLUTIONS RELATING TO THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2020

- (a) RESOLUTION NO. 6414, Calling for the Holding of a General Municipal Election to be held on Tuesday, March 3, 2020, for the Election of Certain Officers as required by the provisions of the laws of the State of California relating to General Law Cities

RESOLUTION NO. 6414

A RESOLUTION OF THE CITY COUNCIL OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2020, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES

8. DEPARTMENTAL ITEMS (Continued)

C. ELECTED & ADMINISTRATIVE OFFICES (Continued)

(2) RESOLUTIONS RELATING TO THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2020 (Continued)

- (b) RESOLUTION NO. 6415, Adopting Regulations for Candidates for Elective Office pertaining to Candidates' Statements submitted to the Voters at an Election to be held on Tuesday, March 3, 2020**

RESOLUTION NO. 6415

A RESOLUTION OF THE CITY COUNCIL OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2020

- (c) RESOLUTION NO. 6416, Requesting the Board of Supervisors of the County of Los Angeles to consolidate a General Municipal Election to be held on Tuesday, March 3, 2020, with the Statewide Primary Election to be held on the date pursuant to §10403 of the Elections Code.**

RESOLUTION NO. 6416

A RESOLUTION OF THE CITY COUNCIL OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2020, WITH THE STATEWIDE PRIMARY ELECTION TO BE HELD ON THE DATE PURSUANT TO § 10403 OF THE ELECTIONS CODE

Interim City Manager Osorio presented the Staff Report regarding all three resolutions.

It was moved by Council Member Medina, seconded by Council Member Henderson, and carried by the following roll call vote to Adopt Resolutions No. 6414, No. 6415, and No. 6416:

Ayes: Council Members Medina, Henderson, and Tanaka, and Mayor Cerda

Noes: None

Absent: Mayor Pro Tem Kaskanian

D. GENERAL SERVICES – No Items

E. POLICE – No Items

F. RECREATION & HUMAN SERVICES

- (1) RESOLUTION NO. 6421, Approval of Amendment 01 to Local Agreement Number CCTR-9077 with the California Department of Education for FY 2019-2020**

RESOLUTION NO. 6421

A RESOLUTION OF THE CITY COUNCIL OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, APPROVING AMENDMENT 01 TO LOCAL AGREEMENT CCTR-9077 WITH THE CALIFORNIA DEPARTMENT OF EDUCATION

Interim City Manager Osorio presented the Staff Report.

8. DEPARTMENTAL ITEMS (Continued)

F. RECREATION & HUMAN SERVICES (Continued)

- (1) RESOLUTION NO. 6421, Approval of Amendment 01 to Local Agreement Number CCTR-9077 with the California Department of Education for FY 2019-2020 (Continued)

It was moved by Council Member Tanaka, seconded by Council Member Henderson, and carried by the following roll call vote to Adopt Resolution 6421:

Ayes: Council Members Tanaka, Henderson, Medina and Mayor Cerda

Noes: None

Absent: Mayor Pro Tem Kaskanian

G. TRANSPORTATION – *No Items*

9. COUNCIL ITEMS, DIRECTIVES, & REMARKS

A. COUNCIL ITEMS

- (1) RESOLUTION NO. 6422, Approving a Joint Exercise of Powers Agreement Creating the California Cities Gaming Authority (“CCGA”)

RESOLUTION NO. 6422

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, APPROVING A JOINT EXERCISE OF POWERS AGREEMENT CREATING THE CALIFORNIA CITIES GAMING AUTHORITY (“CCGA”)

Interim City Manager Osorio presented the Staff Report.

There was a discussion which included Mayor Cerda, Council Members Tanaka, Henderson, and Medina regarding how important it is to have Gardena be part of this new Joint Powers Authority, especially since we have two (2) card clubs in our City. It was stated that, for obvious reasons, Gardena had to withdraw from the old one, and will be very selective as to who joins the new one. Mayor Cerda was nominated to be the Board Member to the CCGA, and Council Member Tanaka be the Alternate.

It was moved by Council Member Tanaka, seconded by Council Member Medina, and carried by the following roll call vote to Approve Agreement to Create the CCGA:

Ayes: Council Members Tanaka, Medina, and Henderson, and Mayor Cerda

Noes: None

Absent: Mayor Pro Tem Kaskanian

It was moved by Council Member Henderson, seconded by Council Member Medina, and carried by the following roll call vote to Appoint Mayor Tasha Cerda as the CCGA Board Member and Council Member Tanaka as the Alternate:

Ayes: Council Members Henderson, Medina, and Tanaka, and Mayor Cerda

Noes: None

Absent: Mayor Pro Tem Kaskanian

B. COUNCIL DIRECTIVES

- (1) Council Member Henderson asked if the City would revisit what platform works best in promoting a more visual Veterans recognition throughout our City, such as photo banners on light poles.

9. COUNCIL ITEMS, DIRECTIVES, & REMARKS (Continued)**C. CITY MANAGER REMARKS RE: DIRECTIVES / COUNCIL ITEMS**

Interim City Manager Osorio gave a verbal report of information to follow-up matters that had been directed or requested by the Mayor and Members of Council. Written reports had already been provided to the Council via copies in their regular mail packets. Those items were, as follows:

- (1) Memo regarding the status Traffic Safety Study on the new proposed Development Study on 178th Street and Normandie Avenue;
- (2) Memo regarding the Housing Element analysis report;
- (3) Use of E-cigarettes on GTrans Busses;
- (4) Graffiti and Construction status report on 15601 Western Avenue;
- (5) City of Gardena "Restaurant Week" Recap report;
- (6) Annual Toy Drive; and
- (7) Mas Fukai Park Community Yard Sale; and
- (8) Two Video/Slide Show Presentations, Bell Park Power Pitch Futsal Grand Opening and the 50th Annual Veterans Day Memorial Service.

D. COUNCIL REMARKS

- (1) COUNCIL MEMBER TANAKA – he attended the Bell Park Futsal presentation. He attended Human Services Open House and thanked them for a great tour. He attended the Eddy Awards representing Gardena as a finalist and said he was proud of our accomplishments. He said the 50th Annual Veterans Day event was great. He thanked Interim Chief Saffell for his part in the event. He said he visited four restaurants during Gardena Restaurant Week. He announced that there will be a Remembrance Memorial for Officer Hirai this coming Friday, November 15, 2019.
- (2) COUNCIL MEMBER HENDERSON – he started by saying he thoroughly enjoyed Gardena Restaurant Week. He said even though Gardena didn't win the Eddy Award, he was honored to be part of Gardena being in the top five finalists out of 88 cities. He said he attended the voting system event, sponsored by Congresswoman Maxine Waters, Dist. 43, held at El Camino College. He attended the Veterans Day Service and said it was a great event. He participated in the ribbon cutting for El Camino College's new Student Services Building. He shared that the President of El Camino College is his classmate and conveyed her thanks to the City Council for their support. He said he did some community visits. He closed by saying Happy Birthday to his wife, Nichelle Henderson, and to his daughter, Markeisha Henderson.
- (3) COUNCIL MEMBER MEDINA – he said we are fortunate that every member of the Council attended Eddy Awards, the Bell Park Soccer event, the Veterans Day Service, and worked together for the Restaurant Week. He reported that he delivered cakes to the Convalescent Homes at the end of the month for their residents' birthdays, which is funded by Waste Resources. He attended the West Basin Water Harvest and shared that a husband and wife who were on the verge of losing their home, won a washer and dryer. He attended a tour of the Inglewood SoFi Stadium and reported that they are developing over 298 acres to build the stadium and, according to Mayor Butts, Disneyland could fit within its planned parking lot.

(4) MAYOR CERDA – she had the opportunity to present a proclamation to the President of the California Women’s NAACP. She was a judge at the McDonald’s located on Redondo Beach Blvd. near Normandie Ave. She shared that McDonalds has noticed that millennials don’t go to McDonalds as much as kids and seniors. Therefore, they held a contest where millennials had a total of 25 minutes to come up with an idea and create some new food offerings with the existing ingredients, with the winners having a chance to get their item on the menu. She said she received an Outstanding Achievement Award from the New Frontier Democratic Club. Along with Councilmember Henderson, she attended the grand opening of Western Dental located at Normandie Ave. and Redondo Beach Blvd., next to Blink Fitness. That same day, she attended the Drug Takeback held at the Gardena Police Department. She attended the retirement party for Police Chief Kang and thanked him for his years of service for the City of Gardena. On Halloween, she participated with the employees at the GTrans’ Costume Party, and said it was a lot of fun. The next day, she attended South Bay Association of Realtors Breakfast as a keynote speaker. She thanked the President of the South Bay Association, our City Clerk Mina Semenza, for the opportunity to speak about all the great things Gardena is doing. The following day, she attended Purche Elementary School’s cleanup day. She shared that the Gardena Clean-up day inspired them to have a school cleanup day. She attended an event called Pipes and Drums, where they showcased the gentleman who plays the pipes and drums at various ceremonies. She attended the ribbon-cutting at the Futsal Court and thanked celebrity, Alex Morgan, for coming out. She attended the swearing in for LAX’s new Chief of Police Cecil Rhambo. She attended the 2019 Eddy Awards and thanked everyone involved with that, especially, Economic Development Manager Spencer Dela Cruz. She attended the funeral services of Mr. Gerald Barnes, a long-time resident of Gardena. She shared that he was a volunteer police officer for the City of Gardena, along with the County Sheriff’s department. Lastly, she attended the 50th Annual Veterans Day Ceremony. She thanked the entire staff for doing an amazing job.

10. ANNOUNCEMENTS

- (1) “Health Resources Fair,” hosted by State Senator Steven Bradford, in conjunction with “Partners for Sight” on Tuesday, November 26, 2019, 10:30 a.m. to 12:30 p.m., at the Watts Labor Community Action Center, located at 10950 Central Avenue, Los Angeles, California. For more information, please call (310) 412-6120; and
- (2) Memorial Service for City of Gardena fallen Officer Toshio Hirai, Friday, November 15, 2019, beginning at 10:00 a.m., on the Civic Center Lawn.

11. REMEMBRANCES

The Honorable Paul Takeo Bannai, 99 years of age, long-time, beloved resident of Gardena, he served as a City of Gardena Council Member from 1972 until mid-1973 when he was elected to the California State Legislature, where he served four terms as the first Japanese American elected to the State Assembly. He received Gardena City council Military Veteran Recognition on February 13, 2018. Mr. Bannai was an extremely active community and civic volunteer for many, many years; **Mr. Kade Kurita**, 20 years old, resident of Gardena and recent Cadet in Training with the First Regiment at the U.S. Military Academy, in West Point, New York; and **Mr. Albert Rene Partida**, 44 years old, the beloved son of Customer Service Clerk I Lydia Partida, with the City of Gardena City Clerk’s Office.

12. ADJOURNMENT

At 9:40 p.m., Mayor Cerda adjourned the Gardena City Council Meeting to the next regular City Council Meeting, at 7:00 p.m., on Tuesday, November 26, 2019.

MINA SEMENZA
City Clerk of the City of Gardena and
Ex-officio Clerk of the Council

APPROVED:

Tasha Cerda, Mayor

By: _____
Becky Romero, Deputy City Clerk

CONSENT CALENDAR
AGENDA NO. 5.C.(1)(a)
November 26, 2019

MEMORANDUM

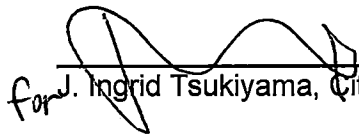
TO: Honorable Mayor and City Council
FROM: Treasurer's Department
DATE: November 22, 2019
SUBJECT: WARRANT REGISTER
PAYROLL REGISTER

(a) November 26, 2019 TOTAL WARRANTS ISSUED: \$2,883,489.65

Wire Transfer: 11832-11836
Prepay: 156639-156642
Check Numbers: 156643-156855
Checks Voided:

Total Pages of Register: 23

November 22, 2019 TOTAL PAYROLL ISSUED: \$2,084,556.90


for J. Ingrid Tsukiyama, City Treasurer

cc: City Clerk

vchlist
11/21/2019 6:28:20PM

Voucher List
CITY OF GARDENA

Page: 1

Bank code : usb

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
11832	11/6/2019	106110 ADVANCED BENEFIT SOLUTIONS, LLC	110619		HEALTH INSURANCE CLAIMS	219,565.20
					Total :	219,565.20
11833	11/6/2019	104058 ADMINISURE INC.	110619		WORKERS' COMP CLAIMS ADMINISTR	22,714.41
					Total :	22,714.41
11834	11/13/2019	110879 H & C PARADISE TOURS, INC.	112319		BUS TRANSPORTATION - MORONGO C	850.00
					Total :	850.00
11835	11/18/2019	104058 ADMINISURE INC.	111819		WORKERS' COMP CLAIMS ADMINISTR	74,000.27
					Total :	74,000.27
11836	11/19/2019	110881 AGENCY ESCROW, INC.	111919		DOWN PAYMENT ASSISTANCE - PRIMM	47,250.00
					Total :	47,250.00
156639	11/13/2019	106870 TENDER LOVING CARE CATERING, INC.	10/16-10/31/19	034-00411	SENIOR FEEDING PROGRAM	10,846.69
					Total :	10,846.69
156640	11/13/2019	107951 MARK HANDLER & ASSOCIATES	OCTOBER 2019	032-00045	BUILDING INSPECTION SERVICES	10,400.00
					Total :	10,400.00
156641	11/14/2019	106110 ADVANCED BENEFIT SOLUTIONS, LLC	102119		HEALTH, DENTAL & LIFE INSURANCE	118,158.33
					Total :	118,158.33
156642	11/14/2019	111016 KAISER FOUNDATION HEALTH PLAN	NOVEMBER 2019		HEALTH INSURANCE	242,080.40
					Total :	242,080.40
156643	11/21/2019	119377 SCGA	120919		ENTRY FEE - 45TH SCGA TOUR OF CLI	150.00
					Total :	150.00
156644	11/26/2019	106086 ABC COMPANIES	2984228		GTRANS PARTS SUPPLIES	227.15
					Total :	227.15
156645	11/26/2019	101748 AFTERMARKET PARTS COMPANY LLC, THE	81902067		GTRANS AUTO PARTS	1,901.73
			81903735		GTRANS AUTO PARTS	521.37
			81904877		GTRANS AUTO PARTS	11.79
			81909414		GTRANS AUTO PARTS	1,158.81

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Bank code : usb

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
156645	11/26/2019	101748 AFTERMARKET PARTS COMPANY LLC, THE	(Continued)			
			81909481		GTRANS AUTO PARTS	347.37
			81909483		GTRANS AUTO PARTS	17.48
			81909489		GTRANS AUTO PARTS	24.20
			81910742		GTRANS AUTO PARTS	1,014.68
			81913825		GTRANS AUTO PARTS	639.26
			81914975		GTRANS AUTO PARTS	40.47
			81914977		GTRANS AUTO PARTS	1,893.64
					Total :	7,570.80
156646	11/26/2019	108942 ALLIED ELECTRONICS, INC.	9011865949		GTRANS AUTO SUPPLIES	264.46
					Total :	264.46
156647	11/26/2019	110436 ALVAREZ, ALEJANDRA	111319		REIMBURSEMENT - GEBAC SUPPLIES	143.45
					Total :	143.45
156648	11/26/2019	100925 AMERICAN MOVING PARTS	01A102075		GTRANS AUTO PARTS	640.00
					Total :	640.00
156649	11/26/2019	110812 ANM CONSTRUCTION INC.	PERMIT #16131		PERMIT DEPOSIT REFUND - 1517 W. 13	500.00
					Total :	500.00
156650	11/26/2019	101628 AQUA-FLO SUPPLY	1451047		PARK MAINT SUPPLIES	221.58
					Total :	221.58
156651	11/26/2019	110787 ARGUETA, MARILYN	3		INTERN SERVICES - NOVEMBER 2019	100.00
					Total :	100.00
156652	11/26/2019	104687 AT&T	13790196		TELEPHONE~	33.47
			13790197		TELEPHONE~	85.65
			13790211		TELEPHONE~	33.47
			13790219		TELEPHONE~	33.47
			13790220		TELEPHONE~	86.72
			13810787		TELEPHONE~	389.07
			13836676		TELEPHONE~	219.82
			13902737		TELEPHONE~	267.11
			13902738		TELEPHONE~	371.35
			13905857		TELEPHONE~	636.61

Bank code : usb

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156652	11/26/2019	104687 104687 AT&T	(Continued)		Total :	2,156.74
156653	11/26/2019	616090 AT&T	3232408 11/01/19		TELEPHONE	845.35
					Total :	845.35
156654	11/26/2019	100474 AT&T LONG DISTANCE	101219		TELEPHONE	23.09
					Total :	23.09
156655	11/26/2019	100964 AT&T MOBILITY	287275680401X1112019		PD CELL PHONE ACCT #287275680401	180.96
			287275680780X1112019		PD CELL PHONE ACCT #287275680780	298.46
			287275681023X1112019		PD CELL PHONE ACCT #287275681023	1,997.65
			287290395417X111019		PD CELL PHONE ACCT #287290395417	387.15
			287293416290X101019		PD CELL PHONE ACCT #287293416290	2,864.40
			287293416290X9102019		PD CELL PHONE ACCT #287293416290	2,862.30
			287293420631X111019		PD CELL PHONE ACCT #287293420631	163.68
			828667974X11162019		CM CELL PHONE ACCT #828667974~	86.46
					Total :	8,841.06
156656	11/26/2019	102880 AUTOPLEX, INC.	11425		PD AUTO PARTS	181.72
					Total :	181.72
156657	11/26/2019	110874 AVALOS, BERTAALICIA	DR# 19-3494		REFUND - POLICE REPORT FEE	23.00
					Total :	23.00
156658	11/26/2019	100742 AVALOS, JOSE J.	GEPCO 2019		GEPCO LOAN	2,000.00
					Total :	2,000.00
156659	11/26/2019	109824 AXON ENTERPRISE INC.	SI1614192	035-00953	PD BODY-WORN CAMERA PROJECT	83,052.00
					Total :	83,052.00
156660	11/26/2019	105377 BARTEL ASSOCIATES, LLC	19-658	023-01239	ACTUARIAL CONSULTING SERVICES -	4,666.00
			19-869	023-01239	ACTUARIAL CONSULTING SERVICES -	7,404.00
					Total :	12,070.00
156661	11/26/2019	110190 BASNET FAMILY CHILD CARE	OCTOBER 2019		CHILD CARE PROVIDER	4,958.00
					Total :	4,958.00
156662	11/26/2019	102035 BD WHITE TOP SOIL CO., INC.	82540		STREET MAINT SUPPLIES	109.50

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
156662	11/26/2019	102035 102035 BD WHITE TOP SOIL CO., INC.	(Continued)			Total : 109.50
156663	11/26/2019	103641 BECNEL UNIFORMS	24939		BUS UNIFORM SUPPLIES	951.67
			24940		BUS UNIFORM SUPPLIES	895.28
					Total :	1,846.95
156664	11/26/2019	110883 BENNETT, SEAN	PERMIT #16226		PERMIT DEPOSIT REFUND - 1936 W. 13	500.00
					Total :	500.00
156665	11/26/2019	102805 BLANCO, VERONICA	OCT 2019		MILEAGE REIMBURSEMENT	114.84
					Total :	114.84
156666	11/26/2019	102331 BLUE DIAMOND MATERIALS	1701668		STREET MAINT SUPPLIES	294.42
			1701734		STREET MAINT SUPPLIES	342.32
					Total :	636.74
156667	11/26/2019	109377 BOB BARKER COMPANY, INC.	UT1000515977		JAIL PROGRAM SUPPLIES	665.44
					Total :	665.44
156668	11/26/2019	108715 BOBBS, CINDY	OCTOBER 2019		CHILD CARE PROVIDER	3,069.00
					Total :	3,069.00
156669	11/26/2019	110270 BUILT ALL CONSTRUCTION	50018-1046		PERMIT DEPOSIT REFUND - 13000 S. V	10,000.00
					Total :	10,000.00
156670	11/26/2019	110399 C.A. SHORT COMPANY	7022195		AWARDS & RECOGNITIONS SUPPLIES	2,197.03
					Total :	2,197.03
156671	11/26/2019	110537 CALIFORNIA CONSULTING, INC.	2969	039-00060	GRANT WRITING SERVICES - NOVEMB	4,000.00
					Total :	4,000.00
156672	11/26/2019	303331 CALIFORNIA DEPARTMENT OF TAX, AND FEE	JUL-SEPT 2019		UNDERGROUND STORAGE TANK MAIN	3,467.58
					Total :	3,467.58
156673	11/26/2019	110313 CALTIP	94-2019-OCT		INSURANCE CLAIMS DEDUCTIBLE - OC	2,212.24
					Total :	2,212.24
156674	11/26/2019	823003 CARL WARREN & COMPANY	OCTOBER 2019		CLAIMS MANAGEMENT	1,451.40

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
156674	11/26/2019	823003 823003 CARL WARREN & COMPANY	(Continued)		Total :	1,451.40
156675	11/26/2019	110873 CARPENTER, JOSEPHINE	CIT #188138662		REFUND - CITATION OVERPAYMENT	33.00
					Total :	33.00
156676	11/26/2019	803420 CARPENTER, ROTHANS & DUMONT, LAW OFI	33920		PROFESSIONAL SERVICES - D.YUN V.	110.55
			33922		PROFESSIONAL SERVICES - J.LAMAS '	57.60
			33924		PROFESSIONAL SERVICES - C.JONES	1,755.89
			33925		PROFESSIONAL SERVICES - A.GRIFFE	176.40
			33926		PROFESSIONAL SERVICES - H.VASQUI	57.60
			33927		PROFESSIONAL SERVICES - C.DAVIS A	324.00
			33928		PROFESSIONAL SERVICES - S.HILL V.	511.20
					Total :	2,993.24
156677	11/26/2019	110643 CEM CONSTRUCTION CORP.	19-033	024-00602	PEDESTRIAN SAFETY IMPROVEMENT	47,277.94
					Total :	47,277.94
156678	11/26/2019	110605 CHANDLER ASSET MANAGEMENT	1910GARDENA	013-00027	INVESTMENT SERVICES - OCTOBER 20	1,325.77
					Total :	1,325.77
156679	11/26/2019	103127 CHILD 2 CHILD CONNECTION, FAMILY DAY C/	OCTOBER 2019		CHILD CARE PROVIDER	3,883.00
					Total :	3,883.00
156680	11/26/2019	110878 CITY OF HOPE	110619		DONATION - PINK PATCH PROJECT	725.00
					Total :	725.00
156681	11/26/2019	312105 CITY OF LOS ANGELES	94 MA200000023		TRAFFIC SIGNAL MAINTENANCE & OPI	834.17
					Total :	834.17
156682	11/26/2019	110872 CITY OF MAYWOOD	CIT #122140621		CITATION PAYMENT TAKEN IN ERROR,	73.00
					Total :	73.00
156683	11/26/2019	109670 COLE PRO MEDIA, LLC	1808		MEDIA CONSULTING SERVICES FOR P	1,000.00
					Total :	1,000.00
156684	11/26/2019	110122 COMMANDSTAT ANALYTICS, INC	159		DATABASE MGMT & REPORTING PREF	1,800.00
					Total :	1,800.00

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11/21/2019 6:28:20PM

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
156685	11/26/2019	103125 COMPLETE COACH WORKS	78519		GTRANS AUTO PARTS	359.09
					Total :	359.09
156686	11/26/2019	103274 CONTRERAS, LUIS	SPRING 2019		EDUCATIONAL REIMBURSEMENT	2,700.00
					Total :	2,700.00
156687	11/26/2019	102388 COPYLAND, INC.	70800	037-09882 037-09882	GTRANS OVERSIZE CHECK, 37.5X17.1'	89.67
					Total :	89.67
156688	11/26/2019	109913 COSTAR REALTY INFORMATION INC.	110197036		COSTAR SUITE - NOVEMBER 2019	995.94
					Total :	995.94
156689	11/26/2019	104152 CREATIVE BUS SALES, INC.	13037098		GTRANS AUTO PARTS	74.23
					Total :	74.23
156690	11/26/2019	103938 CSULB	HYDE 10/15/19		TUITION - E.HYDE - TITLE 15 COURT &	66.50
					Total :	66.50
156691	11/26/2019	106193 CUMMINS CAL PACIFIC, LLC	X4-1004		SEWER PROG AUTO PARTS	79.28
					Total :	79.28
156692	11/26/2019	110319 CWE DIRECTOR	19612 19676	024-00604 024-00604	MS4 PERMIT INDUSTRIAL/COMMERCIAL MS4 PERMIT INDUSTRIAL/COMMERCIAL	35,209.00 16,946.60
					Total :	52,155.60
156693	11/26/2019	110844 DATA GEAR	41874 41875	035-00955 035-00955	VIDEO POLICING SYSTEM CAMERA M/	3,725.00 200.00
					Total :	3,925.00
156694	11/26/2019	110639 DELGADO MELO, ADELAIDO J.	111519		DOWN PAYMENT ASSISTANCE - FORM	9,400.00
					Total :	9,400.00
156695	11/26/2019	312558 DEPARTMENT OF ANIMAL CARE, & CONTROL JULY 2019		039-00061	ANIMAL CARE AND CONTROL SERVICE	21,214.10
					Total :	21,214.10
156696	11/26/2019	303459 DEPARTMENT OF JUSTICE	412839		FINGERPRINT APPS - OCTOBER 2019	2,626.00

Bank code : usb

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
156696	11/26/2019	303459 303459 DEPARTMENT OF JUSTICE	(Continued)		Total :	2,626.00
156697	11/26/2019	312117 DEPARTMENT OF WATER & POWER	102219		LIGHT & POWER	95.66
					Total :	95.66
156698	11/26/2019	110457 DETTORE, TONY	112119		CANDLELIGHT DINNER ENTERTAINME	160.00
					Total :	160.00
156699	11/26/2019	104799 DONNOE & ASSOCIATES, INC.	8181		TESTING MATERIALS - ADMINISTRATIV	850.00
					Total :	850.00
156700	11/26/2019	106608 EIGER TECHSYSTEMS	1-1028	037-09889	CONSULTING SUPPORT BUS SIGNAL F	14,516.90
					Total :	14,516.90
156701	11/26/2019	107353 EMERGENCY RESPONSE CRIME SCENE, CLE	T2019-493 T2019-509		DISINFECT (1) POLICE VEHICLE	250.00
					DISINFECT JAIL CELL	450.00
					Total :	700.00
156702	11/26/2019	105418 EMPIRE CLEANING SUPPLY	1141182	024-00599	CUSTODIAL SUPPLIES	133.24
					Total :	133.24
156703	11/26/2019	107690 ENLIGHTENMENT CHILD, DEVELOPMENT CEI	OCTOBER 2019		CHILD CARE PROVIDER	4,531.00
					Total :	4,531.00
156704	11/26/2019	106459 ENTERPRISE FM TRUST	FBN3801837 FBN3801870	023-01242 023-01242	ENTERPRISE LEASE - OCTOBER 2019 ENTERPRISE LEASE - OCTOBER 2019	10,615.01 3,639.48
					Total :	14,254.49
156705	11/26/2019	103795 ESCALANTE FAMILY CHILD CARE	OCTOBER 2019		CHILD CARE PROVIDER	8,029.00
					Total :	8,029.00
156706	11/26/2019	107510 ESCALANTE, WENDY E.	OCTOBER 2019		CHILD CARE PROVIDER	8,175.00
					Total :	8,175.00
156707	11/26/2019	109426 ESPINOSA, VANESSA	11/01-11/15/19		PROFESSIONAL SERVICES - CASE WC	1,323.00
					Total :	1,323.00
156708	11/26/2019	108574 EVANBROOKSASSOCIATES, INC.	19010-2	037-09845	NTD PASSENGER MILES DATA COLLEC	4,632.73

Bank code : usb

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
156708	11/26/2019	108574 108574 EVANBROOKSASSOCIATES, INC.	(Continued)			
					Total :	4,632.73
156709	11/26/2019	105650 EWING IRRIGATION PRODUCTS	8595735		STREET MAINT SUPPLIES	71.44
					Total :	71.44
156710	11/26/2019	105693 EXPRESS OIL COMPANY	1911078		CLARIFIER WASTE - TRUCKING, PUMP	1,924.00
					Total :	1,924.00
156711	11/26/2019	110320 EYEDEAL INTERIORS INC	102319	034-00434	NCC REMODEL PROJECT	7,423.18
					Total :	7,423.18
156712	11/26/2019	100055 FAIR HOUSING FOUNDATION	OCTOBER 2019		CDBG CONSULTANT	1,486.64
					Total :	1,486.64
156713	11/26/2019	106129 FEDEX	6-833-22178		SHIPPING SERVICES	97.69
					Total :	97.69
156714	11/26/2019	103083 FIRST ADVANTAGE LNS OCC HEALTH, SOLUT	2506621910		DRUG TEST/ADMIN FEE	541.90
			2515731910		DRUG TEST/ADMIN FEE	10.69
					Total :	552.59
156715	11/26/2019	106334 FLORENCE FILTER CORPORATION	0112927		PW AUTO PARTS	897.55
					Total :	897.55
156716	11/26/2019	110683 FOBBS-HOLMAN, FAITH	OCTOBER 2019		CHILD CARE PROVIDER	3,909.00
					Total :	3,909.00
156717	11/26/2019	106465 FOX FIRST AID & SAFETY	60439		STREET MAINT SUPPLIES	43.80
					Total :	43.80
156718	11/26/2019	206778 FOX, TODD M.	111319		MGMT ANNUAL HEALTH BENEFIT	480.00
					Total :	480.00
156719	11/26/2019	109163 FUEL SOLUTIONS, INC.	19-1715	037-09851	DESIGN CONSULTING SERVICES - CN	2,674.00
					Total :	2,674.00
156720	11/26/2019	104563 FUTURISTIC CONTAINER &, PACKAGING CO.	12154		SR BUREAU PROGRAM SUPPLIES	157.50
					Total :	157.50

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156721	11/26/2019	107724 GARCIA, CLAUDIA CRISTINA	OCTOBER 2019		CHILD CARE PROVIDER	9,545.00
Total :						9,545.00
156722	11/26/2019	207133 GARCIA, NANCY C.	OCTOBER 2019		CHILD CARE PROVIDER	6,695.00
Total :						6,695.00
156723	11/26/2019	107008 GARDENA A/C & RADIATOR	50925		2013 FORD F-350 - A/C EVAPORATOR F	180.68
			50940		2015 DIESEL SWEEPER #1483175 - A/C	880.41
Total :						1,061.09
156724	11/26/2019	107030 GARDENA AUTO PARTS	104511		PW AUTO PARTS	165.50
			104512		PW AUTO PARTS	55.17
			105040		PW AUTO PARTS	72.73
Total :						293.40
156725	11/26/2019	107080 GARDENA BEAR WHEEL	54272		2013 FORD F-350 #138710 - FRONT WH	185.00
Total :						185.00
156726	11/26/2019	107005 GARDENA GLASS, INC.	62070		CITY HALL COUNCIL CHAMBERS - TIN1	520.00
Total :						520.00
156727	11/26/2019	107011 GARDENA VALLEY NEWS, INC.	00085731		NOTICE OF PUBLIC HEARING - NOTICE	587.73
			00088890		SUMMARY OF ORDINANCE NO. 1808 -	190.04
			00088892		SUMMARY OF ORDINANCE NO. 1806 -	206.33
			00088893		SUMMARY OF ORDINANCE NO. 1810 -	168.32
Total :						1,152.42
156728	11/26/2019	619005 GAS COMPANY, THE	100419		CNG FUEL - SEPTEMBER 2019	405.35
			110519		GAS	764.87
Total :						1,170.22
156729	11/26/2019	106763 GENERAL INDUSTRIAL TOOL &, SUPPLY	1172215-01		PW MAINT SUPPLIES	697.37
Total :						697.37
156730	11/26/2019	106470 GILLIG LLC	40634932		GTRANS AUTO PARTS	0.49
			40635701		GTRANS AUTO PARTS	854.74
			40636636		GTRANS AUTO PARTS	524.46
			40638514		GTRANS AUTO PARTS	11.50

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156730	11/26/2019	106470 106470 GILLIG LLC	(Continued)		Total :	1,391.19
156731	11/26/2019	619004 GOLDEN STATE WATER CO.	111219		WATER	9,302.54
					Total :	9,302.54
156732	11/26/2019	107513 GRAINGER	9339597495		BUS FACILITY SUPPLIES	125.42
			9347106164		BUS FACILITY SUPPLIES	230.87
					Total :	356.29
156733	11/26/2019	110435 GUERRERO, ANGELICA	OCTOBER 2019		CHILD CARE PROVIDER	6,066.00
					Total :	6,066.00
156734	11/26/2019	104017 HALO BRANDED SOLUTIONS INC.	4115164	037-09888	GTRANS PROMOTIONAL ITEMS	2,204.03
					Total :	2,204.03
156735	11/26/2019	108607 HENDERSON-BATISTE, TANEKA	OCTOBER 2019		CHILD CARE PROVIDER	4,754.00
					Total :	4,754.00
156736	11/26/2019	102800 HERNANDEZ, ANGEL	12/08-12/16		FTO SCHOOL - PER DIEM	250.00
					Total :	250.00
156737	11/26/2019	110871 HIROKAWA, HARRY	CIT #222129551		REFUND - CITATION DISMISSED	42.00
					Total :	42.00
156738	11/26/2019	108434 HOME DEPOT CREDIT SERVICES	0032597		BLDG MAINT SUPPLIES	59.24
			0351897		PARK MAINT SUPPLIES	72.89
			0520911		SIGNS/SIGNALS SUPPLIES	21.77
			1321865		HOME IMPROVEMENT PROGRAM	103.63
			1322575		HOME IMPROVEMENT PROGRAM	233.32
			2020273		BLDG MAINT SUPPLIES	50.62
			2311147		PARK MAINT SUPPLIES	173.22
			3054188		BLDG MAINT SUPPLIES	57.43
			4311321		HOME IMPROVEMENT PROGRAM	61.73
			4351721		BLDG MAINT SUPPLIES	15.13
			5053785		BLDG MAINT SUPPLIES	223.23
			5310799		BLDG MAINT SUPPLIES	11.68
			5310800		BLDG MAINT SUPPLIES	33.65
			5311303		HOME IMPROVEMENT PROGRAM	123.46

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156738	11/26/2019	108434 HOME DEPOT CREDIT SERVICES	(Continued)			
			5322089		BLDG MAINT SUPPLIES	7.63
			5351686		BLDG MAINT SUPPLIES	9.58
			6020875		BLDG MAINT SUPPLIES	60.99
			6040031		BLDG MAINT SUPPLIES	50.91
			6043138		PD PROGRAM SUPPLIES	105.50
			7055249		BLDG MAINT SUPPLIES	57.55
			8020707		BLDG MAINT SUPPLIES	58.80
			8041245		BLDG MAINT SUPPLIES	48.31
			8054941		BLDG MAINT SUPPLIES	40.87
					Total :	1,681.14
156739	11/26/2019	108430 HOME PIPE & SUPPLY	F16914		BLDG MAINT SUPPLIES	19.68
			F16953		BLDG MAINT SUPPLIES	307.55
			F16958		BLDG MAINT SUPPLIES	10.37
			F17061		BLDG MAINT SUPPLIES	11.84
			F17086		BLDG MAINT SUPPLIES	96.76
			F17094		BLDG MAINT SUPPLIES	136.16
			F17162		BLDG MAINT SUPPLIES	43.41
			F17166		BLDG MAINT SUPPLIES	47.19
			F17169		BLDG MAINT SUPPLIES	93.07
					Total :	766.03
156740	11/26/2019	100275 HONEYWELL	5249573764	024-00583	JUSTIN PLAZA, SUITE G NEW AIR CON	7,734.63
					Total :	7,734.63
156741	11/26/2019	110222 INTERAMERICAN MOTOR, LLC	110-190582		GTRANS AUTO PARTS	74.15
			110-190702		GTRANS AUTO PARTS	74.15
					Total :	148.30
156742	11/26/2019	106714 INTERSTATE BATTERIES OF, CALIFORNIA CO.	170039490		GTRANS AUTO PARTS	147.68
					Total :	147.68
156743	11/26/2019	110733 J & S PROPERTY MANAGEMENT AND, MAINT	4425	037-09857	LANDSCAPE MAINTENANCE SERVICE	1,295.00
					Total :	1,295.00
156744	11/26/2019	108555 JALISCO TIRE & AUTO REPAIR	111219		(1) FLAT TIRE REPAIR	10.00

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156744	11/26/2019	108555 108555 JALISCO TIRE & AUTO REPAIR	(Continued)			
					Total :	10.00
156745	11/26/2019	210001 JAMISON, JACQUELYN	OCTOBER 2019		CHILD CARE PROVIDER	3,466.00
					Total :	3,466.00
156746	11/26/2019	110785 JEAN-BAPTISTE, ARLENE	3		INTERN SERVICES - NOVEMBER 2019	100.00
					Total :	100.00
156747	11/26/2019	105226 JEKAL FAMILY CHILD CARE	OCTOBER 2019		CHILD CARE PROVIDER	6,829.00
					Total :	6,829.00
156748	11/26/2019	110356 JIMNI SYSTEMS, INC.	32376	024-00600	SEWER PUMP LIFT SERVICE LOCATED	2,777.85
			32490	024-00608	GARDEN VIEW ESTATES - EMERGENC	5,931.30
					Total :	8,709.15
156749	11/26/2019	110853 JONES & MAYER	94596		ATTORNEY SERVICES - GARDENA~	11,000.00
			94598		ATTORNEY SERVICES - BALLOT MEAS	7,205.00
			94599		ATTORNEY SERVICES - CODE ENFORC	1,537.50
			94600		ATTORNEY SERVICES - G3/ROSECRAN	125.00
			94601		ATTORNEY SERVICES - HOUSING ELEI	594.50
			94602		ATTORNEY SERVICES - MELIA~	4,575.00
			94603		ATTORNEY SERVICES -	2,337.00
			94604		ATTORNEY SERVICES - RCC~	44.00
			94605		ATTORNEY SERVICES - VMT~	225.50
			94606		ATTORNEY SERVICES - WATER BOAR	1,525.00
			94607		ATTORNEY SERVICES - WIRELESS OR	205.00
					Total :	29,373.50
156750	11/26/2019	109346 KEYSTONE UNIFORM OC	700038533		PD UNIFORM SUPPLIES	1,025.31
					Total :	1,025.31
156751	11/26/2019	110456 KHAIRZADA, MAHMOODA	OCTOBER 2019		CHILD CARE PROVIDER	4,977.00
					Total :	4,977.00
156752	11/26/2019	111517 KIRK'S AUTOMOTIVE INC.	1033412		GTRANS SHOP SUPPLIES	232.32
					Total :	232.32
156753	11/26/2019	111045 KJ SERVICES	1715		BOTTLE & CAN RECYCLING PROGRAM	340.00

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156753	11/26/2019	111045 111045 KJ SERVICES	(Continued)		Total :	340.00
156754	11/26/2019	110677 KOFF & ASSOCIATES, INC	5719	023-01218	PROFESSIONAL SERVICES - JOB CLAS	24,186.00
					Total :	24,186.00
156755	11/26/2019	312030 L.A. COUNTY ASSESSOR	20ASRE055		MAPS/POSTAGE	12.40
					Total :	12.40
156756	11/26/2019	112145 L.A. COUNTY FIRE DEPARTMENT	IN0301487		ANNUAL ELECTRONIC REPORTING RE	398.00
					Total :	398.00
156757	11/26/2019	312039 L.A. COUNTY FIRE DEPARTMENT	C0009256	039-00057	FIRE PROTECTION SERVICES - DECEM	734,587.50
					Total :	734,587.50
156758	11/26/2019	312113 L.A. COUNTY SHERIFF'S DEPT	201325BL		INMATE MEAL DELIVERY PROGRAM - (934.29
					Total :	934.29
156759	11/26/2019	109939 LA UNIFORMS & TAILORING	3301		PD UNIFORM SUPPLIES	93.60
			3376		PD UNIFORM SUPPLIES	546.29
			3436		PD UNIFORM SUPPLIES	962.54
			3437		PD UNIFORM SUPPLIES	1,532.48
					Total :	3,134.91
156760	11/26/2019	106306 LABEL SERVICE, INC.	70288	023-01240	GET INVOLVED GARDENA SUPPLIES	3,211.98
			70359		GARDENA RESTAURANT WEEK SUPPL	423.89
			70421		GET INVOLVED GARDENA SUPPLIES	1,717.41
					Total :	5,353.28
156761	11/26/2019	112015 LACERDA, DALVANICE	OCTOBER 2019		CHILD CARE PROVIDER	9,213.00
					Total :	9,213.00
156762	11/26/2019	110777 LEARN N PLAY FAMILY DAYCARE	OCTOBER 2019		CHILD CARE PROVIDER	3,667.00
					Total :	3,667.00
156763	11/26/2019	102233 LITTLE PEOPLE DAY CARE	OCTOBER 2019		CHILD CARE PROVIDER	7,641.00
					Total :	7,641.00
156764	11/26/2019	108807 LOCKE LORD LLP	1536308		PROFESSIONAL SERVICES - GARDEN/	20,919.50

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156764	11/26/2019	108807 108807 LOCKE LORD LLP	(Continued)		Total :	20,919.50
156765	11/26/2019	312665 LOS ANGELES SUPERIOR COURT	JUL-SEPT 2019	035-00957	PARKING CITATION SURCHARGE	109,492.00
					Total :	109,492.00
156766	11/26/2019	112615 LU'S LIGHTHOUSE, INC.	01154083		GTRANS SHOP SUPPLIES	58.76
			01154704		GTRANS SHOP SUPPLIES	270.06
			01154933		GTRANS SHOP SUPPLIES	376.97
			01155033		GTRANS SHOP SUPPLIES	72.97
					Total :	778.76
156767	11/26/2019	113301 M & K METAL CO.	194461		BLDG MAINT SUPPLIES	36.97
					Total :	36.97
156768	11/26/2019	105082 MAJESTIC LIGHTING, INC.	ML75065		PARK MAINT SUPPLIES	11.31
			ML75120		BLDG MAINT SUPPLIES	284.48
			ML75147		BLDG MAINT SUPPLIES	265.26
					Total :	561.05
156769	11/26/2019	113036 MANERI SIGN CO., INC.	40006410		SIGNS - 42"X9" "GRAMERCY PL 13600"	208.06
			40006670		TAPE - APPLICATION 9"	35.14
			40006768		SIGNS - 42"X9" "TOM KANG LN 3700"	137.28
					Total :	380.48
156770	11/26/2019	813030 MANNING & KASS	653387		LEGAL SERVICES - PD GENERAL MATI	235.00
			653388		LEGAL SERVICES - L.GUTIERREZ V. R.	4,520.00
			653389		LEGAL SERVICES - F.ALMAROU V. GAR	6,160.30
			653390		LEGAL SERVICES - J.WELLMAN AND L.	6,420.90
			653391		LEGAL SERVICES - R. ENRIQUEZ JR., \	141.00
					Total :	17,477.20
156771	11/26/2019	104841 MAR-CO EQUIPMENT COMPANY	166281		PW MAINT SUPPLIES	1,320.92
					Total :	1,320.92
156772	11/26/2019	110875 MARTIN, CHRISTOPHER	RECEIPT #41993		REIMBURSEMENT - CASINO BADGE	50.00
					Total :	50.00
156773	11/26/2019	107644 MARTINEZ, CHERYL NAOMI	OCTOBER 2019		CHILD CARE PROVIDER	4,945.00

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156773	11/26/2019	107644 107644 MARTINEZ, CHERYL NAOMI	(Continued)		Total :	4,945.00
156774	11/26/2019	104773 MARTINEZ, KAMBY	OCTOBER 2019		CHILD CARE PROVIDER	6,696.00
					Total :	6,696.00
156775	11/26/2019	104106 MCCAIN	INV0244522	024-00609	SIGNS/SIGNALS SUPPLIES	4,116.50
			INV0244650		SIGNS/SIGNALS SUPPLIES	1,864.12
					Total :	5,980.62
156776	11/26/2019	105752 MCCARTHY, JAMES B.	12/08-12/10		DUI CHECKPOINTS PLANNING & MANA	100.00
					Total :	100.00
156777	11/26/2019	113064 MCMASTER-CARR SUPPLY COMPANY	17138439		GTRANS SHOP SUPPLIES	50.29
			17614152		GTRANS SHOP SUPPLIES	-257.49
			17659887		GTRANS SHOP SUPPLIES	63.12
			17884420		GTRANS SHOP SUPPLIES	463.01
			18419934		GTRANS SHOP SUPPLIES	-387.63
			19726993		PW SHOP SUPPLIES	252.84
			19992143		GTRANS SHOP SUPPLIES	203.17
			20747788		GTRANS SHOP SUPPLIES	91.74
					Total :	479.05
156778	11/26/2019	110788 MERIDA, GABRIELA	3		INTERN SERVICES - NOVEMBER 2019	100.00
					Total :	100.00
156779	11/26/2019	110206 MICHELIN NORTH AMERICA, INC.	DA0041159719	037-09862	GTRANS' BUS TIRE LEASE SERVICES (4,763.34
					Total :	4,763.34
156780	11/26/2019	104487 MITCHELL, ALISON	OCT 2019		MILEAGE REIMBURSEMENT	99.76
					Total :	99.76
156781	11/26/2019	113605 MUTUAL LIQUID GAS & EQUIPMENT, CO., INC 427005			PROPANE GAS	717.90
					Total :	717.90
156782	11/26/2019	114003 NATIONAL PLANT SERVICES, INC.	14801	024-00605	SEWER REHABILITATION 2016 - VARIO	6,347.59
					Total :	6,347.59
156783	11/26/2019	110575 OCCUPATIONAL HEALTH CENTERS, OF CALIF 65944719			RANDOM DOT, TB TEST, PHYSICAL FOI	577.50

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156783	11/26/2019	110575 OCCUPATIONAL HEALTH CENTERS, OF CALIF	(Continued) 66028613		RANDOM DOT PHYSICAL - J.WASHINGTON	161.50
					Total :	739.00
156784	11/26/2019	109726 OFF DUTY CPO ESS	110719.2		SECURITY SERVICES - MAS FUKAI PAF	350.00
					Total :	350.00
156785	11/26/2019	109782 OMNITEK ENGINEERING CORP.	0009941		GTRANS AUTO PARTS	1,438.52
					Total :	1,438.52
156786	11/26/2019	111358 O'REILLY AUTO PARTS	352023		GTRANS AUTO PARTS	48.16
			352271		SEWER PROGRAM SUPPLIES	15.09
			354254		GTRANS AUTO PARTS	23.48
					Total :	86.73
156787	11/26/2019	115810 ORKIN PEST CONTROL	189374193		PEST CONTROL - ACCT #27336703	230.90
			190510836		PEST CONTROL - ACCT #27336703	230.90
					Total :	461.80
156788	11/26/2019	110882 ORTEGA, HERNANDO	50016-0989		PERMIT DEPOSIT REFUND - 14927 W. I	5,000.00
					Total :	5,000.00
156789	11/26/2019	109890 OWUSU FAMILY CHILD CARE	OCTOBER 2019		CHILD CARE PROVIDER	9,247.00
					Total :	9,247.00
156790	11/26/2019	103673 PACIFIC PRODUCTS & SERVICE, LLC	25786		SIGNS/SIGNALS SUPPLIES	1,086.56
			25807		SIGNS/SIGNALS SUPPLIES	471.14
					Total :	1,557.70
156791	11/26/2019	110574 PALMA, ALYSSA	110519		MGMT ANNUAL HEALTH BENEFIT	482.00
					Total :	482.00
156792	11/26/2019	307101 PETTY CASH FUND	10/20-11/14/19		REPLENISH PETTY CASH	292.70
					Total :	292.70
156793	11/26/2019	108600 PHOENIX GROUP INFORMATION, SYSTEMS	092019211	035-00947	PARKING TICKET CONTRACT SERVICE	23,356.97
					Total :	23,356.97

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156794	11/26/2019	105574 PINNACLE PETROLEUM, INC.	0204699	024-00610	ULTRA LOW SULFUR CARB RENEWABI	2,731.62
			0204966	037-09859	87 OCTANE REGULAR UNLEADED CAF	26,262.54
			0204968	037-09859	87 OCTANE REGULAR UNLEADED CAF	26,220.46
			0205983	037-09859	87 OCTANE REGULAR UNLEADED CAF	29,341.76
			0205984	037-09859	87 OCTANE REGULAR UNLEADED CAF	29,308.15
					Total :	113,864.53
156795	11/26/2019	101958 PROFORCE LAW ENFORCEMENT	08011PF	035-00958	PD TACTICAL EQUIPMENT	15,670.15
					Total :	15,670.15
156796	11/26/2019	106092 PRUDENTIAL OVERALL SUPPLY	106092		CUSTODIAL SUPPLIES	2,665.12
				024-00592		
			42459817		UNIFORM & SUPPLY RENTAL	241.70
			42459818		UNIFORM & SUPPLY RENTAL	118.32
			42459819		UNIFORM & SUPPLY RENTAL	96.23
			42459820		SUPPLY RENTAL - MATS - GTRANS	8.10
			42461712		UNIFORM & SUPPLY RENTAL	241.70
			42461713		UNIFORM & SUPPLY RENTAL	118.32
			42461714		UNIFORM & SUPPLY RENTAL	96.23
			42461715		SUPPLY RENTAL - MATS - PD	91.60
			42461716		SUPPLY RENTAL - MATS - NCC	13.65
			42461717		SUPPLY RENTAL - MATS - CH	19.00
			42461718		SUPPLY RENTAL - MATS - HS	11.60
					Total :	3,721.57
156797	11/26/2019	109532 PSI REPAIR SERVICE, INC	918878	037-09868	MONO & DUO INVERTERS - REBUILD	7,712.57
			920171	037-09852	REBUILD MONO INVERTERS	5,900.29
			920172	037-09852	REBUILD MONO INVERTERS	5,900.20
					Total :	19,513.06
156798	11/26/2019	116820 PSOMAS	154537	024-00606	NORMANDIE AVE. STREET IMPROVEM	7,285.00
			155389	024-00606	NORMANDIE AVE. STREET IMPROVEM	11,160.00
					Total :	18,445.00
156799	11/26/2019	103072 REACH	1119188		EAP SERVICES/REACHLINE NEWSLET	902.00
					Total :	902.00

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156800	11/26/2019	108886 REDMON GROUP INC.	RG2019184	037-09890	GTRANS WEBSITE SUPPORT	2,125.00
Total :						2,125.00
156801	11/26/2019	118852 RICH'S CARPET SERVICE	16881		BLINDS - PUBLIC WORKS OFFICE	1,948.61
			16894		NEW CARPET FOR PD CONFERENCE /	1,734.83
Total :						3,683.44
156802	11/26/2019	118476 RICOH USA, INC.	9027725477		RICOH MPC3503 COPIER LEASE - SR. I	148.77
			9027725590		RICOH MPC3503 COPIER LEASE - PW	346.93
			9027725697		RICOH MPC6003 COPIER LEASE - PD~	207.68
			9027725698		RICOH MPC3503 COPIER LEASE - BUS	181.19
			9027725699		RICOH LEASE & USAGE CHARGES - V/	2,659.23
			9027725981		RICOH MPC3503 COPIER LEASE - REC	935.29
			9027726252		RICOH MPC3503 COPIER LEASE - CHIE	139.50
			9027726420		RICOH MPC3503 COPIER LEASE - HS~	126.62
			9027726424		RICOH MPC3503 COPIER LEASE - ADM	151.91
Total :						4,897.12
156803	11/26/2019	100387 RIVERA, ALEXANDER J.	12/11-12/14		SHERMAN BLOCK SUPERVISORY LEA	150.00
Total :						150.00
156804	11/26/2019	110712 RIVERA, JAIME	CIT #244123838		REFUND - CITATION OVERPAYMENT	117.00
Total :						117.00
156805	11/26/2019	108220 ROADWAY CONSTRUCTION SERVICE	PERMIT #16147		PERMIT DEPOSIT REFUND - 15238 CRI	1,000.00
Total :						1,000.00
156806	11/26/2019	119126 S.B.R.P.C.A.	03753		PD AUTO PARTS	1,265.65
			03754		PD AUTO PARTS	1,528.31
			03755		PD AUTO PARTS	358.31
			03756		PD AUTO PARTS	341.85
Total :						3,494.12
156807	11/26/2019	119022 SAFEMART OF SOUTHERN, CALIFORNIA	92519		PD PROGRAM SUPPLIES	54.75
Total :						54.75
156808	11/26/2019	119016 SAM'S CLUB	4628		PD PROGRAM SUPPLIES	218.91
			6165		REC PROGRAM SUPPLIES	53.13

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
156808	11/26/2019	119016 119016 SAM'S CLUB	(Continued)		Total :	272.04
156809	11/26/2019	110652 SFG RETIREMENT PLAN CONSULTING, LLC	253 282		ADVISORY FEE - 401(A) & 457 PLAN ~ ADVISORY FEE - 401(A) & 457 PLAN ~	1,000.00 741.94
					Total :	1,741.94
156810	11/26/2019	107006 SHAMROCK COMPANIES	2321371		EQUIPMENT MAINT SUPPLIES	138.53
					Total :	138.53
156811	11/26/2019	106050 SHEHATA, AMY	OCTOBER 2019		CHILD CARE PROVIDER	9,920.00
					Total :	9,920.00
156812	11/26/2019	119233 SHERWIN-WILLIAMS CO.	7702-6 7756-2 7868-2		PARK MAINT SUPPLIES STREET MAINT SUPPLIES STREET MAINT SUPPLIES	180.12 74.78 619.77
					Total :	874.67
156813	11/26/2019	109918 SHIGE'S FOREIGN CAR SERVICE	77671 77737		2014 FORD INTRCPTR #1421253 SERVI 2018 FORD INTRCPTR #1554675 TIRE {	233.90 251.59
					Total :	485.49
156814	11/26/2019	101649 SILVIA ESPINOZA FAMILY CHILD, CARE	OCTOBER 2019		CHILD CARE PROVIDER	6,897.00
					Total :	6,897.00
156815	11/26/2019	110786 SIMMONS, GABRIELLE	3		INTERN SERVICES - NOVEMBER 2019	100.00
					Total :	100.00
156816	11/26/2019	109531 SMILLIN, MAGE	OCTOBER 2019		CHILD CARE PROVIDER	10,198.00
					Total :	10,198.00
156817	11/26/2019	619003 SOUTHERN CALIFORNIA EDISON	111519		LIGHT & POWER	18,426.40
					Total :	18,426.40
156818	11/26/2019	108238 SPARKLETTS	14211220 110619		DRINKING WATER FILTRATION SYSTEM	36.99
					Total :	36.99
156819	11/26/2019	109067 SPEAKWRITE	c74df645		TRANSCRIPTION SERVICES - OCTOBE	22.88

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
156819	11/26/2019	109067 109067 SPEAKWRITE	(Continued)		Total :	22.88
156820	11/26/2019	104453 SPICERS PAPER, INC.	2309057		PD OFFICE SUPPLIES	1,628.48
					Total :	1,628.48
156821	11/26/2019	119548 ST. JOHN LUTHERAN CHURCH	DECEMBER 2019		SENIOR CITIZENS DAY CARE	900.00
					Total :	900.00
156822	11/26/2019	119594 STANLEY PEST CONTROL	COG 1019		PEST CONTROL SERVICE - 2320 W 149	117.00
			COG 1019-1		PEST CONTROL SERVICE - 1670 W 162	654.00
					Total :	771.00
156823	11/26/2019	119602 SUN BADGE CO.	395307		PD UNIFORM SUPPLIES	54.80
					Total :	54.80
156824	11/26/2019	220418 TALISON, LUCILLE	OCTOBER 2019		CHILD CARE PROVIDER	3,623.00
					Total :	3,623.00
156825	11/26/2019	110877 TAYLORING MINDS FAMILY CHILD, CARE	OCTOBER 2019		CHILD CARE PROVIDER	1,411.00
					Total :	1,411.00
156826	11/26/2019	107928 TELECOM LAW FIRM, P.C.	6997	024-00612	PROFESSIONAL SERVICES - WIRELES	10,000.00
			7338	024-00612	PROFESSIONAL SERVICES - WIRELES	813.45
			7382	024-00612	PROFESSIONAL SERVICES - WIRELES	957.00
					Total :	11,770.45
156827	11/26/2019	106870 TENDER LOVING CARE CATERING, INC.	11/01-11/15/19	034-00411	SENIOR FEEDING PROGRAM	9,025.08
					Total :	9,025.08
156828	11/26/2019	120215 THOMPSON TROPHY MFG., INC.	60143		VETERANS DAY SUPPLIES	177.94
					Total :	177.94
156829	11/26/2019	104126 TIME WARNER CABLE	0027122110119		CABLE & INTERNET SERVICES - CITYV	4,770.39
					Total :	4,770.39
156830	11/26/2019	109411 TITAN LEGAL SERVICES, INC.	SU323696-01-01		PROFESSIONAL SERVICES - S.HILL V.	137.87
			SU323696-03-01		PROFESSIONAL SERVICES - S.HILL V.	124.76
			SU323696-07-01		PROFESSIONAL SERVICES - S.HILL V.	86.31

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
156830	11/26/2019	109411 TITAN LEGAL SERVICES, INC.	(Continued) SU324562-01-01 SU324597-02-01		PROFESSIONAL SERVICES - F.PEREZ PROFESSIONAL SERVICES - S.THOMA Total :	109.47 74.87 533.28
156831	11/26/2019	105465 TK SERVICES, INC.	P21581-10		GTRANS AUTO PARTS Total :	752.92 752.92
156832	11/26/2019	109775 TOMS TRUCK CENTER NORTH COUNTY	1147795 1163996	037-09867	GTRANS AUTO PARTS GTRANS AUTO PARTS Total :	17,232.89 190.61 17,423.50
156833	11/26/2019	120525 TRANS UNION LLC	10905356		CREDIT REPORT Total :	86.23 86.23
156834	11/26/2019	104481 TRANSFER FLOW, INC.	271110		BUS MAINT SUPPLIES Total :	272.88 272.88
156835	11/26/2019	110851 TRAPEZE SOFTWARE GROUP, INC.	TSPAU190120	037-09887	GTRANS SCHEDULING AND OPERATIC Total :	40,028.00 40,028.00
156836	11/26/2019	105556 TRIANGLE SPORTS, INC.	39297 39350 39372		YOUTH SPORTS UNIFORM SUPPLIES YOUTH SPORTS UNIFORM SUPPLIES YOUTH SPORTS UNIFORM SUPPLIES Total :	1,793.06 136.88 27.38 1,957.32
156837	11/26/2019	109900 U.S. BANK CORPORATE PAYMENT, SYSTEMS	CRESPO 10/22/19 GOLDMAN 09/23/19 GOLDMAN 10/22/19 NOLAN 10/22/19 RECREATION 09/23/19		CAL CARD STATEMENT 09/24-10/22/19 CAL CARD STATEMENT 08/23-09/23/19 CAL CARD STATEMENT 09/24-10/22/19 CAL CARD STATEMENT 09/24-10/22/19 CAL CARD STATEMENT 08/23-09/23/19 Total :	154.33 33.01 75.00 3,656.58 4,968.84 8,887.76
156838	11/26/2019	110861 U.S. TACTICAL SUPPLY INC.	M125163	035-00959	PD PROGRAM SUPPLIES Total :	2,383.16 2,383.16
156839	11/26/2019	104692 ULINE	114022504		PD PROGRAM SUPPLIES	237.42

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
156839	11/26/2019	104692 104692 ULINE	(Continued)		Total :	237.42
156840	11/26/2019	121407 UPS	649922459		SHIPPING SERVICE CHARGES	246.36
			914073439 10/26/19		SHIPPING SERVICE CHARGES	39.68
					Total :	286.04
156841	11/26/2019	109830 UTILITY COST MANAGEMENT LLC	24272		SCE BILLING AUDITING SERVICES - SA	1,160.82
					Total :	1,160.82
156842	11/26/2019	105549 VALDEZ, MATILDE	OCTOBER 2019		CHILD CARE PROVIDER	10,180.00
					Total :	10,180.00
156843	11/26/2019	122050 VERIZON WIRELESS	9838456416		REC CELL PHONE SERVICE~	712.59
			9839845644		PW CELL PHONE SERVICE ~	1,242.70
			984046457		REC CELL PHONE SERVICE~	364.71
					Total :	2,320.00
156844	11/26/2019	105259 VINI'S PARTY RENTALS	27088		RENTAL - CANOPY 40X70, SIDEWALL	1,708.50
					Total :	1,708.50
156845	11/26/2019	101195 WASTE RESOURCES GARDENA	111919		WASTE COLLECTION	239,397.54
					Total :	239,397.54
156846	11/26/2019	110509 WEINREB LAW GROUP	3683		LEGAL SERVICES - TECS V. GARDENA	899.00
					Total :	899.00
156847	11/26/2019	103687 WENKE, EDWARD	FALL 2019		EDUCATIONAL REIMBURSEMENT	1,364.00
					Total :	1,364.00
156848	11/26/2019	123154 WEST COAST ARBORISTS, INC.	153046	024-00594	TREE TRIMMING SERVICES FY 2019	15,640.00
					Total :	15,640.00
156849	11/26/2019	103956 WORTHINGTON FORD	6038573		2016 FORD ULTL #1488055 - DIAGNOSE	163.73
			6039105		2014 FORD ULTL #1442353 - DIAGNOSE	190.00
			6039527		2015 FORD EDGE #7LFA743 - REAR WI	60.68
			6041384		2018 FORD INTRCEPT #1555072 - DIAG	176.63
			6042809		2014 FORD ULTL #1442351 DIAGNOSE	557.72

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
156849	11/26/2019	103956 103956 WORTHINGTON FORD	(Continued)			
					Total :	1,148.76
156850	11/26/2019	125001 YAMADA COMPANY, INC.	78456		PARK MAINT SUPPLIES	25.57
					Total :	25.57
156851	11/26/2019	103601 YINCOM	6557		COMPUTER REPLACEMENT PARTS	98.28
			6558		GTRANS COMPUTER PARTS	1,232.39
			6559		COMPUTER REPLACEMENT PARTS	27.32
			6560		IT COMPUTER PARTS	1,653.45
			6561		COMPUTER REPLACEMENT PARTS	67.84
					Total :	3,079.28
156852	11/26/2019	110790 ZAINO TENNIS COURTS, INC	1208	034-00427	FREEMAN PARK RENOVATION PROJEC	3,930.00
					Total :	3,930.00
156853	11/26/2019	105945 ZEMARC CORPORATION	3094296		GTRANS AUTO SUPPLIES	1,199.60
					Total :	1,199.60
156854	11/26/2019	110554 ZENDESK, INC.	INV04715116		GUIDE PROFESSIONAL SUBSCRIPTION	819.34
					Total :	819.34
156855	11/26/2019	110870 ZHANG, ZHAO	RECEIPT #41929		REFUND - PERMIT DID NOT NEED TO E	125.00
					Total :	125.00
222 Vouchers for bank code : usb						Bank total : 2,883,489.65
222 Vouchers in this report						Total vouchers : 2,883,489.65

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
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CLAIMS VOUCHER APPROVAL

I hereby certify that the demands or claims covered by the checks listed on pages ____ to ____ inclusive of the check register are accurate and funds are available for payment thereof.

By: _____

Interim City Manager

This is to certify that the claims or demands covered by checks listed on pages ____ to ____ inclusive of the check register have been audited by the City Council of the City of Gardena and that all of the said checks are approved for payment except check numbers:

Mayor

Date

Councilmember

Date

Councilmember

Date

Acknowledged:

Councilmember

Date

Councilmember

Date



CITY of GARDENA

5. D. (1)
CITY MANAGER
Report No. P-2019-20
Date: November 26, 2019

TO: THE HONORABLE MAYOR AND CITY COUNCIL
SUBJECT: PERSONNEL REPORT

1. Request for City Council to Approve the Employment Agreement for Michael Saffell, Deputy Chief of Police, to Chief of Police, effective November 26, 2019 through November 25, 2023. (Attachment A).
2. Request City Council approval to revise the City's Classification and Compensation Plan to adjust the salary schedule of Family Child Care Manager classification from Schedule 123 (\$7,279 - \$9,289) to Schedule 126 (\$7,838 - \$10,004). The schedule adjustment is being made to appropriately compensate the level of duties in comparison to similar positions within the Classification and Compensation Plan as well as maintain external salary parity. Job Description attached.
3. Report the Promotion of **DELLA HALCROMB** to the position of full-time Transportation Operations Superintendent, Schedule 117 (\$6,275 - \$8,008), with the Transportation Department effective November 4, 2019.
4. Report that the following individuals are on leave under the *Family Medical Leave Act / California Family Rights Act (FMLA/CFRA)*:
 - a. Bus Operator, **LUIS ALARCON**, of the Transportation Department effective October 23, 2019 through April 23, 2020 on an intermittent basis.
 - b. Human Resources Manager, **NORA VERCELES**, of the Elected and City Manager's Office effective November 13, 2019 through a date to be determined, on a continuous basis.
 - c. Bus Operator, **TERESA STERLING**, of the Transportation Department effective September 13, 2019 through a date to be determined, on a continuous basis.
5. Report that the following individuals returned to duty from leave:
 - a. Senior Clerk Typist, **KATHY NELSON**, of the Recreation and Human Services Department effective November 12, 2019.
 - b. Police Officer, **NICHOLAS BEERLING**, of the Police Department effective November 17, 2019.
6. Report the active recruitment for the Open/Competitive position of Equipment Utility Worker I (Transportation Department). This recruitment is scheduled to close on December 4, 2019.

5. D. (1)
CITY MANAGER
Report No. P-2019-20
Date: November 26, 2019

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Clint Osorio", followed by two dots.

CLINT OSORIO
Interim City Manager/Human Resources Officer

cc: City Attorney
City Clerk
Human Resources
Payroll

**EMPLOYMENT AGREEMENT BETWEEN THE CITY OF GARDENA
AND MIKE SAFFELL**

This Employment Agreement (Agreement) is made and entered into, by and between the City of Gardena (City), a municipal corporation, and Mike Saffell (Saffell), in order to secure the services of Saffell as the City's Chief of Police. The City and Saffell are collectively referred to herein as the "Parties."

RECITALS

WHEREAS, City desires to appoint Saffell, who is currently employed as the Deputy Chief of Police, to the position of Chief of Police for the City based upon the terms and conditions of this Agreement; and

WHEREAS, Saffell desires to accept the appointment to Chief of Police and to comply with the terms and conditions as set forth in this Agreement,

NOW, THEREFORE, in consideration of the mutual covenants hereinafter contained, the Parties agree as follows:

1. EMPLOYMENT

The City hereby employs Saffell as the Chief of Police of the City, and Saffell accepts that employment.

2. DUTIES

Saffell shall perform those duties and have those responsibilities that are commonly assigned to a police chief of a general law city in the State of California, including but not limited to those duties and responsibilities specified by state statutes and the City's Municipal Code. Saffell agrees to perform such other legally permissible duties and functions consistent with the office of the Chief of Police as the City Manager and/or City Council shall from time to time assign. Saffell's position as Chief is considered a full-time position. Saffell shall not engage in any other business, educational, professional, or charitable activities that would conflict or materially interfere with Saffell's performance of his Chief duties.

3. TERM

A. The term of this Agreement is four years, commencing on November 26, 2019, and expiring on November 25, 2023, unless otherwise terminated sooner. This Agreement shall automatically expire by operation of time on November 25, 2023, and Saffell's employment with the City shall cease as of that date unless the parties agree in writing to extend his employment past that date.

B. Nothing in this Agreement shall prevent, limit or otherwise interfere with the right of the City to terminate the services of Saffell at any time, subject only to the provisions

set forth in Section 5 of this Agreement.

C. Nothing in this Agreement shall prevent, limit or otherwise interfere with the right of Saffell to retire or resign at any time from his position as Chief with the City, subject only to the provisions set forth in Section 5 of this Agreement.

D. Nothing in this Agreement shall preclude the termination of this Agreement by mutual consent of both the Parties.

E. Nothing in this Agreement shall preclude the City and Saffell from extending the term of this Agreement beyond its termination date under mutually agreed upon terms and conditions which must be reduced to writing and signed by the Parties. Failure of the parties to mutually agree in writing to extend Saffell's employment with the City past November 25, 2023 shall not be considered a removal of Saffell as Chief and shall not otherwise be considered a punitive action that entitles Saffell to an administrative appeal under the Public Safety Officers Procedural Bill of Rights Act.

4. AT-WILL EMPLOYMENT STATUS

Saffell agrees that his employment is at-will and may be terminated without cause and that he shall have no rights or expectations of continued employment with City. Saffell relinquishes any rights to any former positions he has held with the City prior to entering this Agreement, including any right of reinstatement, he may otherwise have had. Saffell shall also have no right to appeal his removal except as may be required by California Government Code section 3304, subsection (c) of the Public Safety Officer's Procedural Bill of Rights Act. Saffell agrees that if he is entitled to an administrative appeal under section 3304(c), the City shall establish the rules for the appeal hearing, which shall provide Saffell with a limited opportunity to establish a formal record of the circumstances surrounding his removal and to convince the City to reverse its decision, either by demonstrating the falsity of any charges that led to the removal or through proof of mitigating circumstances.

5. TERMINATION AND SEVERANCE PAY

A. If the City terminates this Agreement without cause prior to expiration of the Agreement on November 25, 2023, depending on when the City terminates the Agreement, Saffell may be entitled to severance pay as set forth herein. If the City terminates this Agreement without cause on or before May 25, 2020, then Saffell shall be entitled to severance pay equal to 18 months of his monthly salary, including the educational incentive bonus, POST Management Certificate bonus, and longevity pay. If the City terminates the Agreement without cause on or after May 26, 2020, the amount of Saffell's severance pay will be reduced on a month to month basis as follows until he reaches age 50 on October 26, 2021, after which date he shall not be entitled to any severance pay if the Agreement is terminated earlier than November 25, 2023:

Termination on or After	Months of Salary (including educational incentive bonus, POST Management Certificate bonus, and longevity pay)
May 26, 2020	17 months
June 26, 2020	16 months
July 26, 2020	15 months
August 26, 2020	14 months
September 26, 2020	13 months
October 26, 2020	12 months
November 26, 2020	11 months
December 26, 2020	10 months
January 26, 2021	9 months
February 26, 2021	8 months
March 26, 2021	7 months
April 26, 2021	6 months
May 26, 2021	5 months
June 26, 2021	4 months
July 26, 2021	3 months
August 26, 2021	2 months
September 26, 2021	1 month
October 26, 2021	0

The lump sum payment, less applicable payroll taxes, shall be payable within thirty (30) days of the date of termination of the Agreement. This severance pay shall be in addition to any cash out of unused vacation leave or sick leave due to Saffell upon his severance from City service as provided by City Council Resolution No. 6411, set forth in Section 6 below. Saffell shall not be entitled to severance should he resign.

B. If the City terminates the Agreement for cause, Saffell shall not be entitled to any severance payment. For purposes of this Agreement, "for cause" shall mean conviction, plea of guilty or plea of nolo contendere of any felony or a crime involving moral turpitude, misappropriation of public funds, or an abuse of office or position, or for causes specified in section 16.4 of the City's Personnel Rules and Regulations.

C. Saffell may, at any time during the term of the Agreement, resign from his position of Chief with the City upon 45 days written notice to the City Manager. If Saffell resigns, the City will not be under any obligation to pay him any severance benefits. However, Saffell will be entitled to any cash out of accrued and unused vacation, compensatory or sick leave due to him as provided in by City Council Resolution No. 6411, as set forth in Section 6 below. If Saffell does not provide the minimum required written notice, then he shall only receive his accrued and unused vacation leave and compensatory time and shall not be entitled to be paid for any unused sick leave.

D. Should City terminate the Agreement, Saffell will not be entitled to reinstatement in any other position at the City.

E. Should City terminate the Agreement without cause, it shall give Saffell 30 days written notice.

6. RESOLUTION NO. 6411

Except as otherwise provided in this Agreement, Saffell shall receive the benefits set forth in City Council Resolution No. 6411, which exclusively sets forth the wages, hours and terms and conditions of employment for all Unrepresented Police Managers. Resolution No. 6411 is incorporated here by this reference and it is also Attachment "A" to this Agreement. If Resolution No. 6411 is replaced by a later resolution of the City Council, then Saffell shall continue to be entitled to the terms described in Resolution No. 6411 unless the later resolution provides for greater benefits and is made expressly applicable to the Chief or except as otherwise may be required by law. Notwithstanding the foregoing, Saffell shall have no caps applied to any of his accrued leave banks. Saffell shall also not have any time limits to cash out any excess leave bank amounts while he is employed as Chief.

7. SALARY AND PERFORMANCE REVIEW

A. Saffell's initial base annual salary is \$238,808.00. Thereafter, Saffell will receive a cost of living adjustment increase equal to 3.0% of his base salary effective in the first full pay period of January in the years 2021, 2022 and 2023. Said amounts shall be payable in monthly or bi-weekly installments at the same time and in the same manner as other employees of the City are paid.

B. In addition to his base salary, Saffell shall receive the following pay in the same monthly or bi-weekly installments:

1. Educational Incentive pay at 12.0% of annual base salary.

2. California POST Management Certificate pay at 5.0% of annual base salary.
 3. Longevity Pay at 10.0% of annual base salary.
- C. The City reserves the right to evaluate Saffell's performance at any time.

8. HEALTH BENEFITS

In addition to the benefits as set forth in Resolution No. 6411, if Saffell is separated – voluntarily or involuntarily – before he reaches age 50, the City shall pay 100% of lifetime medical benefits for him and one dependent. Once Saffell becomes Medicare eligible, Saffell shall enroll in Medicare. Upon the effective date of Medicare coverage, Medicare shall be considered the primary benefits payor and the City's plan shall be considered the secondary benefits payor.

9. GENERAL PROVISIONS

A. This Agreement shall constitute the entire agreement between the parties as to the subject matter herein and all other prior agreements, arrangements or understandings, oral or written, are merged into and superseded by the terms of this Agreement. No subsequent alteration, amendment, change or addition to this Agreement shall be binding upon the parties unless reduced to writing and signed by the Parties.

B. If any provision or other portion of this Agreement is held unconstitutional, invalid, or unenforceable, the remainder of this Agreement shall not be affected and shall remain in full force and effect.

C. The Agreement may be signed in counterparts.

D. The Agreement will become effective as soon as signed and executed by the City Manager and Saffell, adopted by the City Council and signed and executed by the Mayor of the City.

E. Each of the parties acknowledges that it has been represented by independent legal counsel of its own choosing, or if it has not been so represented, it has been admonished to obtain independent legal counsel and has freely and voluntarily waived and relinquished the right to legal counsel. Further, each party who has not obtained independent legal counsel acknowledges that the failure to have independent legal counsel will not excuse such party's failure to perform under this Agreement or any agreement referred to in this Agreement.

10. REPRESENTATIONS AND WARRANTIES

Each of the parties represents and warrants to the other party as follows:

It is agreed that each party has the right and authority to enter into this Agreement and that the person executing this Agreement on behalf of either party has the right and authority to fully commit and bind such party to the provisions of this Agreement.

11. WAIVER

Waiver by any party hereto of any term, condition or covenant of this Agreement shall not constitute the waiver of any other term, condition or covenant hereof.

12. ASSIGNMENT

This Agreement is personal to Saffell and shall not be assigned by Saffell. Any such assignment shall be null and void.

13. GOVERNING LAW

This Agreement shall be interpreted and construed according to the laws of the State of California and venue shall be in the County of Los Angeles.

14. REIMBURSEMENT TO THE CITY

Notwithstanding anything to the contrary in this Agreement, if Saffell is convicted, pleads guilty or pleads nolo contendere to a crime involving an abuse of his office or position, Saffell shall fully reimburse the City as follows:

A. For any paid leave salary provided by the City pending an investigation as required by Government Code section 53243.

B. For any funds provided by the City for the legal criminal defense of Saffell as required by Government Code section 53243.1.

C. For any cash settlement provided by the City related to the termination of Saffell's employment as required by Government Code section 53243.2.

D. For purposes of this Agreement, "abuse of office or position" means either of the following:

1. An abuse of public authority, including, but not limited to, waste, fraud, and violation of the law under color of authority. See Government Code section 53243.4(a).
2. A crime against public justice, including, but not limited to, a crime described in Title 5 (commencing with Section 67), Title 6 (commencing with Section 85), or Title 7 (commencing with Section 92) of Part 1 of the Penal Code. See Government Code section 53243.4(b).

15. NOTICE

All notices relating to this Agreement shall be personally delivered or mailed to the addresses listed below:

Mike Saffell
18219 Santa Joanana Street
Fountain Valley, CA 92708

City Manager
City of Gardena
1700 West 162nd Street
Gardena, CA 90247

IT IS SO AGREED:

MIKE SAFFELL

CITY OF GARDENA

Mike Saffell

Tasha Cerda, Mayor

ATTEST

APPROVED AS TO FORM

Becky Romero, Deputy City Clerk

Peter Wallin, City Attorney

RESOLUTION NO. 6411

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, EXCLUSIVELY FIXING AND ESTABLISHING THE WAGES, HOURS, AND TERMS AND CONDITIONS OF EMPLOYMENT FOR ALL UNREPRESENTED POLICE MANAGER POSITIONS, REPEALING ANY PREVIOUS RESOLUTION OR MANAGEMENT AGREEMENT, IN FULL OR IN PART, THAT SETS FORTH THE WAGES, HOURS AND TERMS AND CONDITIONS OF EMPLOYMENT FOR ALL UNREPRESENTED POLICE MANAGER POSITIONS

WHEREAS, the City Council desires to approve a resolution to exclusively set forth the wages, hours and terms and conditions of employment for all Unrepresented Police Managers (hereinafter referred to as Police Managers); and

WHEREAS, the Police Managers includes all ranks of sworn safety management positions at the Gardena Police Department, including but not limited to, Police Lieutenant, Police Captain, Deputy Police Chief, and Chief of Police¹; and

WHEREAS, this Resolution repeals any previous resolution or management agreement, in full or in part, excluding employment contracts for the Chief of Police, that sets forth the wages, hours, and terms and conditions of employment for all Police Managers.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

ARTICLE I. CLASSIFICATION PLAN

SECTION 1. CLASSIFICATION PLAN CHANGES: If the City desires to change any classification affecting the Police Managers, the City will give the Police Managers at least sixty (60) days advance notice and an opportunity to discuss.

SECTION 2. PROMOTIONS

- A. Promotions to the positions of Police Lieutenant and Police Captain shall be made from one of the top four (4) candidates on the current eligibility list for that position.
- B. The City Council, or with authority delegated to the City Manager, will appoint the Deputy Police Chief and Chief of Police.
- C. In cases of promotion, the employee shall be paid the minimum rate of the appropriate pay range or at least five percent (5.0%) higher than his/her current regular base compensation rate, whichever is higher.
- D. Promoted employees shall receive a higher regular base compensation rate than any of their subordinates taking into account base salary Step 1 through 6, Specialist Assignment Pay Bonus, Education Incentive Program Bonus and Longevity Bonus. However, for the intent and purpose of this provision only, the calculation of regular base compensation shall exclude any consideration for subordinates' twenty-six (26) year Longevity Bonus.

¹ In addition, the Chief of Police has a separate employment contract that entitles the incumbent to additional terms and conditions not described herein.

ARTICLE II. COMPENSATION

SECTION 1. SALARY

A. BASIS FOR ESTABLISHING SALARY RANGES

1. A salary survey shall be conducted each year to determine the salary paid to employees in comparable classifications, at a comparable Pay Step, as of July 2 of that year in the following neighboring local Police Departments: Redondo Beach, Manhattan Beach, Torrance, Hawthorne and El Segundo.
2. Salary survey shall be conducted on the following comparable: salary, years of service and longevity in combination with the salary, Education Incentive Program Bonus and Employee Paid PERS (EPP) contribution. Agreed upon comparables are referenced in the salary survey matrix and can be reassessed at the time of the salary survey. Said comparables shall be based on the following formula(s):
 - i. When determining the amount of employee paid PERS contribution for each agency, only Classic PERS employee (3% at 50) formula will be used. PEPPRA employees will use the same EPP formula as Classic members for the purpose of the salary survey.
 - ii. In order to calculate employee paid PERS contribution in the salary survey, the EPP shall be subtracted from each survey category:
 1. Salary combined with longevity (subtract EPP)
 2. Educational Incentive Program Bonus (subtract EPP)
 - iii. In order to address multiple tiered employee paid PERS contribution systems, the following shall apply: the percentage of employees paid PERS contribution for each individual Police Department shall be determined by the majority (51%). If 51% of Classic employees pay 9.0% PERS, then 9.0% will be used. If 51% of Classic members at a surveyed department pay 0%, then 0% will be used.
3. The base salary of each affected employee shall be increased by an amount necessary to cause the salary at Step 6 in each Police Managers classification to equal no less than the average base salary paid to employees in comparable classifications, at a comparable pay step, in the survey cities.
4. The Salary Survey as referenced in **EXHIBIT A** will determine comparable salaries taking into account base salary, Educational Incentive Program Bonus and Longevity Bonus, inclusive for total compensation calculation.
5. Irrespective of the Salary Survey referenced in EXHIBIT A, there shall be a 5.0% differentiation between the Merit Pay Step for Police Sergeant Step 6 and the Police Lieutenant Step 1.
6. **Equity Adjustments:** Effective the date of this adopted Resolution, the affected Police Managers employees shall receive an Equity Adjustment as follows:
 - i. The Police Managers will conduct a survey as of January 15th of each year to determine if the base salary of affected employees is below the average base salary paid to employees in comparable classifications since previously surveyed

in July of the previous year. If it is determined that the Police Managers base salary surveyed, the City will provide an annual stipend of up to one-thousand dollars (\$1,000.00) for that year. The stipend amount provided will be determined by the actual amount the average base salary is below the surveyed average. Any stipend provided will be payable the first pay period in February or as soon as administratively practicable.

B. BASE SALARY STEP

1. The base salary step of affected employees shall be set according to the City's most current Classification and Compensation Plan.
2. Effective the date of this Resolution, the City shall adjust the Police Lieutenant salary range, Schedule 227, for compaction with the Police Sergeant. The adjusted salary range shall add a new Step 6 and downward shift each step within Schedule 227.

Notwithstanding any other provision, it is agreed that any Police Lieutenant who is on Step 6 on the effective date of this Resolution shall not be eligible for a step increase until July 2, 2020.

C. PROBATIONARY PERIOD

1. Probation after promotion shall be twelve (12) months. The Chief of Police may extend such probation for an additional six (6) months.
2. Any affected employee, while on probation, who has been absent from City service with or without pay in excess of two-hundred and forty (240) hours, may have the probation extended for a period not to exceed the term of such absence.

D. MERIT PAY STEP PLAN

1. Merit Pay Step Advancement
 - i. Merit step advancement shall be effective on the first day of the pay period following eligibility to receive such merit step advancement. The City shall have the discretion to authorize a different effective date when necessary.
 - ii. Only salary steps 1 through 6 shall be considered a Merit Pay Step. Merit steps shall be separated in the following manner: Step 6 shall be five percent (5.0%) above Salary Step 5; and so forth to Salary Step 1. There shall be a 5.0% differentiation between the Merit Pay Step for Police Sergeant Step 6 and the Police Lieutenant Step 1.
 - iii. In the event an affected employee is placed at Step 1, Merit Pay Step Advancement shall be granted after six (6) months of continuous and satisfactory service at Step 1.
 - iv. Merit Pay Step Advancement shall be granted after one (1) year of continuous and satisfactory service at any step above Step 1.
2. Exceptions to Merit Step Advancement

- i. Any affected employee who, while on any Step in the Merit Advancement Plan, has been absent from City service without prior approval in excess of two-hundred and forty (240) hours may be retained on his/her current pay step for a period not to exceed the term of such absence.
- ii. Any affected employee who fails to receive at least a satisfactory advancement rating, or who is not recommended for advancement due to his/her failure to continue to improve performance in relation to the increasing level of experience or the failure to secure the approval of the Chief of Police, may be extended on his/her then current step for a period of up to ninety (90) calendar days for further evaluation.
- iii. Should such further evaluation still result in less than satisfactory ratings or a recommendation not to advance, the employee may again be extended for up to ninety (90) additional calendar days with a final determination to advance, demote or dismiss to be made during that period.
- iv. When an employee is demoted or dismissed by reason of below satisfactory rating or a recommendation not to advance, he/she retains the right to appeal pursuant to the City's Personnel Rules and Regulations.

E. LONGEVITY BONUS: Longevity shall be defined as the length of full-time City employment. Longevity pay shall be granted to affected employees who have completed satisfactory service with the Gardena Police Department according to the monthly schedule set forth in **EXHIBIT A**.

SECTION 2. EDUCATIONAL INCENVTIVE PROGRAM (EIB)

A. EDUCATIONAL INCENVTIVE PROGRAM (EIB) DEFINED

1. The Educational Incentive Program shall apply upon graduation from an accredited university or college or qualification for the appropriate P.O.S.T. Certificate. The following are minimum requirements for compensation:
2. Where the employee has submitted an online application for a P.O.S.T. certificate prior to the time he/she states they will qualify, upon the employee's notice to the Department and the Department's verification of qualification, the Department shall make effective the employee's Educational Incentive Bonus on the first day of the pay period following the date he/she qualifies, as determined by P.O.S.T., irrespective of the date of approval by P.O.S.T. on the certificate.
3. An employee who submits an online application for a P.O.S.T. certificate after he/she qualifies, upon notifying the Department of the late application date, shall commence receiving the Educational Incentive Bonus on the first day of the pay period following the Department's notice of the application, irrespective of when the employee became qualified for the P.O.S.T. certificate.

B. P.O.S.T. MANAGEMENT CERTIFICATE

1. Employees shall receive pay for the P.O.S.T. Management Certificate at the time of appointment to Police Lieutenant regardless of P.O.S.T. qualification. Affected employees shall have twelve (12) months from the date of appointment to be awarded the Management Certificate. In the event an employee is unable to obtain a Management

Certificate within twelve (12) months from appointment, the employee shall cease to receive certificate pay until a Management Certificate is obtained.

- C. RATES:** Rates for the Educational Incentive Bonus and Management Certificate shall be paid as provided in **EXHIBIT A**.

SECTION 3. BILINGUAL BONUS PROGRAM

- A. ELIGIBILITY:** In order to be eligible for bilingual language pay, an affected employee must be required to use the language as part of the affected employee's current work assignment. The City shall determine the language to be spoken and in what positions or assignments the language will be required as part of the work assignment.

- B. CERTIFICATION:** An affected employee must test and successfully pass a language proficiency test in order to be eligible for the bilingual bonus.

1. Requests for testing and certification will be submitted to the Human Resources Office.
2. Testing will be scheduled when and as requested in writing by the Chief of Police.
3. The affected employee may be required to re-test to certify continued competency in the applicable language.

- D. BILINGUAL BONUS PAY:** The City shall pay each certified employee thirty dollars and seventy-seven cents (\$30.77) each pay period the affected employee is eligible for the bilingual bonus. Bilingual bonus pay shall commence the first day of the pay period following certification of eligibility by the Human Resources Office.

SECTION 4. ACTING COMPENSATION: If a Police Manager is formally appointed to the position of Acting Police Lieutenant, Police Captain, or Deputy Police Chief, he/she shall be compensated at a rate equal to that which such employee would have been entitled to receive had he or she been promoted to the rank of Police Lieutenant, Police Captain, or Deputy Police Chief, as defined under Article I, Section 2, Promotions for all hours worked in the Acting position.

SECTION 5. RATE OF PAY

- A. "Regular Base Compensation"** shall be defined as the employee's regular base salary Step 1 through 6 plus Longevity Bonus and Educational Incentive Bonus. Uniform allowances and bilingual bonuses shall be excluded.

- B. Police Manager classifications** are designated as FLSA-Exempt.

SECTION 6. UNIFORM ALLOWANCE: Uniform allowance shall be included on the employee's regular paycheck and shall be paid at each pay period in the amount of thirty-four dollars and sixty-two cents (\$34.62) each pay period employee qualifies for the allowance. Uniform allowance shall be pensionable for Classic CalPERS members only.

The uniform allowance shall satisfy the normal cost to clean, maintain, replace and repair because of normal wear and tear, but shall not relieve the City of its obligation to reimburse employees for damage to uniforms and other personal property reasonably anticipated to be worn or utilized by an employee in connection with the performance of his or her duties occurring during the course and scope of employment pursuant to Section 2802 of the California Labor Code.

SECTION 7. MILEAGE AND LODGING REIMBURSEMENT:

- A. MILEAGE:** Whenever employees are required to use their personal automobile in the performance of duly authorized official duties, they shall be reimbursed at the rate as authorized by the IRS.
- B. LODGING:** Lodging will be provided if the training or designated worksite is more than fifty (50) miles from the Gardena Police Department and the training or assignment covers multiple days.

SECTION 8. LEAVE BUY-BACK OPTIONS

- A. ELECTION OF BUY-BACK:** By December 31st of each calendar year, affected employees must declare the number of hours he/she will buy back during the first pay period in March and July of the next calendar year. By June 1st of each calendar year, affected employees must declare the number of hours he/she will buy back during the first pay period in September and December of the same calendar year.
 - 1. VACATION BUY-BACK:** Each affected employee shall have the option to cause the City to buy back up to thirty (30) hours of vacation accrual in each month of March, July, September and December not to exceed one-hundred and twenty (120) hours of vacation buy-back per year. Vacation Buy-Back shall be at the base hourly rate for that employee in his/her classification and pay step.
 - 2. HOLIDAY LEAVE BUY-BACK:** Each affected employee shall have the option to cause the City to buy back up to twenty-five (25) hours of unused holidays in each month of March, July, September and December not to exceed one-hundred (100) hours of holiday leave buy-back per year. Holiday Buy-Back shall be at the base hourly rate for that employee in his/her classification and pay step.
 - 3. SICK LEAVE BUY-BACK:** Each affected employee shall have the option to cause the City to buy back up to twenty (20) hours of sick leave in each month of March, July, September and December not to exceed eighty (80) hours of sick leave buy-back per year. Sick leave buy-back shall be paid at a rate of fifty percent (50%) of the base hourly rate for that employee in his/her classification and pay step.
- B. SPECIAL ONE-TIME LEAVE BUY-BACK OPTION:** From time to time, the City may at the City's discretion allow employees to cash in leave balances for pay. Such option shall be non-pensionable and no employee shall be required to participate in such option.

SECTION 9. METHOD OF COMPENSATION

- A. REGULAR PAY:** The monthly salaries or compensation herein provided for shall be paid monthly, or in equal semi-monthly installments, or in equal bi-weekly installments, or in any installments as the City may from time to time approve and allow.
- B. SPECIAL PAYS:** Special pays shall be included as part of the employee's regular bi-weekly paycheck in the pay period following the approval of the special pay request, unless determined otherwise by the City for operational efficiency.
- C. TAX WITHHOLDING:** All changes to IRS withholding must be done by submitting a signed W-4 Form to the Payroll Office. Except for life-events (i.e., birth, death, retirement), all changes must stay in effect for at least three (3) months and only one change will be allowed per quarter.

ARTICLE III. WORK SCHEDULE AND SENIORITY

SECTION 1. HOURS OF WORK: The work schedule of Police Managers are assigned at the discretion of the Chief of Police or designee.

SECTION 2. EARNED TIME OFF REQUESTS

A. DEFINITIONS

1. If a conflict should occur in scheduling earned time off, then seniority as defined herein shall be the sole method used when approving requests for such time off.
2. Earned time off (defined as available vacation or holiday) may be taken as desired by the employee subject to the approval of the Chief of Police, or designee, consistent with the departmental manpower needs, or departmental needs to have a particular person or persons with specialized skills or training present, for the affected shift or shifts involved.
3. Subject to the directive of the Chief of Police, an employee must use any accrued vacation or holiday time off at a time designated by the Chief of Police, or designee, in writing and communicated to the employee at least ten (10) calendar days in advance of the time designated for the use of such time off in order to bring the accrued time in the affected area within the maximum accrued time allowed.
4. Earned time off requests submitted less than one month from the date(s) requested shall be approved by the earliest date and/or time submitted. If requests are submitted on the same date and/or time, requests shall be approved by seniority.
5. Primary vacation requests shall take precedence over non-primary vacation requests and incidental earned time off requests. Non-primary vacation requests shall take precedence over incidental earned time off requests.

B. PRIMARY VACATION REQUESTS: Primary vacation requests are defined as earned time off requests of one work week or more, designated by the requesting employee as primary vacation by submitting same on a "Primary Vacation" request form forty-five (45) or more days in advance of schedule deployment. All requests for primary vacation shall be submitted on a "City of Gardena Absence Form", designating the order of priority. Primary vacation requests shall be approved by seniority if a conflict should occur. Only one (1) primary vacation request shall be approved per calendar year for each affected employee. Primary vacation requests which begin in one calendar year and end in the following calendar year shall be considered primary vacation requests in the calendar year in which the primary vacation begins.

C. NON-PRIMARY VACATION REQUESTS: Non-primary vacation requests are defined as earned time off requests of one work week or more, not part of an approved primary vacation request, and submitted to the scheduling supervisor thirty (30) days prior to the non-primary vacation. All requests for non-primary vacation shall be submitted on a "City of Gardena Absence Form", designating the order of priority. Non-primary vacation requests shall be approved by seniority if conflict should occur. All 1st priority non-primary vacation requests shall be approved before 2nd priority non-primary vacation requests are considered. All 2nd priority non-primary vacation requests shall be approved before 3rd priority non-primary vacation requests are requested considered, etc.

D. INCIDENTAL TIME-OFF REQUESTS: Incidental time-off requests are defined as earned time off requests which do not meet the definition of either primary or non-primary vacation requests.

Incidental time off requests shall be approved by seniority if submitted to Scheduling or Watch Supervisor thirty (30) days or more from the date(s) requested. Earned time off requests submitted less than thirty (30) days from the date(s) requested shall be approved on a first come, first served basis by the earliest date and/or time submitted. If requests are submitted on the same date and/or time, requests shall be approved by seniority.

SECTION 3. SENIORITY

A. SENIORITY DEFINED

1. Seniority shall be defined as time served in a sworn classification with the Gardena Police Department.
2. Time in the position of Gardena Police Trainee shall not count toward the following seniority schedule.
3. Seniority between affected employees in any management classification shall be determined in the following order:
 - i. By the date of the most recent appointment to the classification;
 - ii. If affected employees were appointed to the classification on the same date, then by numerical position on their most recent eligibility list for the classification; or
 - iii. By coin flip.

B. SENIORITY BY RANK: If affected employees are in different classifications, then seniority shall be determined by rank.

ARTICLE IV. SUPPLEMENTAL BENEFITS

SECTION 1. EDUCATIONAL REIMBURSEMENT PROGRAM

A. QUALIFICATIONS

1. The City encourages and supports educational programs that provide employees the opportunity for personal career development and directly benefit the City by increasing the technical and managerial competency of its staff.

Toward this end, the City offers reimbursement of the cost of required tuition, text, certain materials and fees for approved courses that are directly related to obtaining an Associate Degree or higher in a job-related field from an accredited college or university.

In addition, the City shall have the sole discretion to approve reimbursement for required curriculum coursework towards a job-related certificate or credentialing program. Attendance at conferences and seminars are excluded from reimbursement. Examples of credentialing or certificated programs include but are not limited to the following: Criminal Justice Certificate Program, Law Enforcement Intelligence and Analysis Certificate, Law Enforcement Advanced Development Certificate, Risk Management Certificate, Human Resources Certificate, etc.

2. Eligibility for this program is limited to City employees regularly employed on a full-time basis who have passed probation.
3. The procedure for applying for the Educational Reimbursement Program will be set by the City and will be available in the City's Human Resources Office.

B. REIMBURSEMENT AMOUNTS

1. Effective the date of this Resolution, Educational Reimbursement shall be paid up to five-thousand dollars (\$5,000.00) per 12-month period. Any requests for Educational Reimbursement received on or after the date of this Resolution shall be subject to the limits provided in this Section.
 - i. Effective August 1, 2020, the Educational Reimbursement maximum allowance shall increase from \$5,000.00 to five-thousand and five-hundred dollars (\$5,500.00) per 12-month period.
 - ii. Effective August 1, 2021, the Educational Reimbursement maximum allowance shall increase from \$5,500.00 to six-thousand dollars (\$6,000.00) per 12-month period.
2. Effective the date of this Resolution, affected employees cannot sell back vacation accruals for additional educational reimbursement.

SECTION 2. RETIREMENT

- A. CALPERS CONTRACT:** The City shall contract with the state California Public Employees Retirement System (CalPERS) to provide a defined retirement benefit. The cost of CalPERS Retirement benefits based on formula is set by CalPERS and includes two rates:

1. The Employer Contribution Rate: CalPERS reviews the Employer rates yearly and may adjust rates based on actuarial valuation; and
2. The Member (employee) Contribution Rate: The employee shall pay the full Member (employee) Contribution Rate as set by CalPERS.
3. Each "Classic Safety Member" through payroll deduction shall pay the Member (employee) Contribution Rate as set by CalPERS and an additional three percent (3.0%) retirement contribution as cost sharing. The cost sharing contribution shall be paid by the employee on a pre-tax basis up to the extent permitted by the law.

Each "PEPRA Safety Member" through payroll deduction shall pay the Member (employee) Contribution Rate as set by CalPERS and an additional three percent (3.0%) retirement contribution as cost sharing. The cost sharing contribution shall be paid by the employee on a pre-tax basis up to the extent permitted by the law.

- B. THE PUBLIC EMPLOYEE PENSION REFORM ACT (PEPRA):** Implemented new benefit formulas and final compensation period, as well as new member contribution requirements for new employees hired on or after January 1, 2013 who meet the new definition of new member under PEPRA.

1. **CALPERS ENROLLMENT DATE:** Whenever a new employee is hired by the City, their status as a "Classic Member" or "PEPRA Member" will be determined by the date on which

he/she first became a member of CalPERS (before or on/after January 1, 2013), not by the date of hire by the City.

- i. Employees enrolled into CalPERS prior to January 1, 2013, shall be classified as "Classic Members" according to the definition established by PEPRA.
 - ii. Employees enrolled into CalPERS for the first time on or after January 1, 2013, shall be classified as "PEPRA Members" according to the definition established by PEPRA.
2. As established by PEPRA, "Pensionable Compensation (PC)" delineates the pay categories that must be reported to CalPERS as income that contributes to the calculation of the employee's retirement benefit. PC must be reported when earned and paid on the employee's regular paycheck. Should the payment of any benefit negotiated herein conflict with this, the City shall notify the Association prior to modifying how the benefit is to be paid. (§20160, §20636 G.C.)

C. CLASSIC CALPERS SAFETY MEMBERS

1. Benefits per the City's contract with CalPERS shall be as follows as applicable by law:
 - i. Local safety member "3 percent at 50" formula (§21252.01 G.C.);
 - ii. 1959 Survivor Benefit [Level 3 Benefits] (§21382.4 G.C.);
 - iii. Half-Pay Continuance (§21263 and §21263.1 G.C.);
 - iv. Military Buy Back (§20930.3 G.C.);
 - v. Top Year Retirement (§20024.2 G.C.);
 - vi. Member (Employee) Contribution Rate as set by CalPERS (§20615 G.C.);
 - vii. Credit for unused sick leave (§20862.8 G.C.);
 - viii. Post-Retirement Survivor Allowance to Continue After Remarriage (§21266 G.C.); and
 - ix. Continuation of Death Benefits after Remarriage of Survivor (§21373).

D. PEPRA CALPERS SAFETY MEMBERS

1. This designation is a CalPERS determination and benefits shall be provided according to the PEPRA definition.
2. A new CalPERS member's initial member contribution rate will be at least fifty percent (50%) of the total normal cost rate for their defined benefit.
3. Benefits shall be as applicable by law:
 - i. Local safety member "2.7 percent at 57" formula (§7522.25 G.C.);

- ii. 1959 Survivor Benefit [Level 3 Benefits] (§21382.4 G.C.);
- iii. Half-Pay Continuance (§21263 and §21263.1 G.C.);
- iv. Military Buy Back (§20930.3 G.C.);
- v. Three Year Final Compensation (§7522.32 G.C.);
- vi. Member (employee) Contribution Rate based on Pensionable Compensation (§7522.30G.C.);
 - a. In accordance with Government Code (§7522.30), the Member (employee) Contribution Rate is set by CalPERS. CalPERS will review the Member Contribution Rate once a year and may change the rate based on actuarial valuation.
- vii. Credit for unused sick leave (§20862.8 G.C.);
- viii. Post-Retirement Survivor Allowance to Continue After Remarriage (§21266 G.C.); and
- ix. Continuation of Death Benefits after Remarriage of Survivor (§21373).

SECTION 3. HEALTH INSURANCE

1. **COMPREHENSIVE HEALTH PLAN:** The City shall provide a medical, dental, optical and prescription plan to affected employees and their dependents. Such insurance shall include hospitalization, medical coverage, prescription coverage, vision and dental coverage. A Comprehensive Health Care Plan Document shall be provided to all affected employees.
2. **PREMIUMS AND TRUST ACCOUNT**
 1. The City shall pay one-hundred percent (100%) of the two-party premium (employee plus one dependent) based on the City's self-funded health insurance plan rate.
 2. Employees shall contribute any amount above the City's contribution. Coverage will cease upon non-payment of premium or if payment is not received in a timely manner. The City will provide affected employees thirty (30) days' notice and grace period prior to exercising the discretion to terminate coverage.
 3. Premiums will be paid to the approved health insurer or into a trust account established by the City for exclusive use in an approved insured self-funded health ("ISFH") program. All interest income produced by the ISFH account shall remain in the account.
 4. The City shall maintain a trust account for all premiums due payable by the City and by employee contribution.
 5. Only charges relating to the provision of health benefits, payment of reinsurance costs, and third-party administration costs shall be made against the trust. No City administration costs will be charged against the fund.

6. The City shall maintain a "Section 125" plan allowing employees to utilize pre-taxed dollars, through payroll deduction, for their contributions for additional family coverage and other applicable expense.
7. The City agrees to discuss the health plan costs annually with respect to the City's contribution and the possibility of implementing a cafeteria plan to be used to pay medical premiums and expenses.

3. POST RETIREMENT HEALTH INSURANCE COVERAGE

1. **TIER 1:** Employees hired before the date of this Resolution and meet the minimum requirements listed below shall receive, and continue to receive after the termination of this Agreement, paid health insurance benefits based on the formula set forth below:
 - i. Any affected employee who is at least fifty (50) years of age, and elects a service retirement from the City, shall receive paid health insurance coverage for the retired employee and his or her dependent up to the City's self-funded health insurance plan rate for two-party premium if the employee completed twenty-five (25) years of service with the Gardena Police Department and was continuously enrolled in any of the City's health insurance plans during the twenty-five (25) years of service; or
 - ii. Any affected employee who is at least fifty (50) years of age, and elects a service retirement from the City, shall receive paid health insurance coverage for the retired employee up to the City's self-funded health insurance plan rate for single party premium if the employee completed fifteen (15) years of service with the Gardena Police Department and was continuously enrolled in any of the City's health insurance plans during the fifteen (15) years of service.
2. **TIER 2:** Employees hired on or after the date of this Resolution who meet the minimum requirements listed below shall receive the allocated health insurance coverage for the retired employee based on the City's self-funded health insurance plan rate for single party premium.
 - i. Twenty (20) years of service with the Gardena Police Department receives seventy-five percent (75%) of the single party rate; or
 - ii. Twenty-five (25) years of service with the Gardena Police Department receives one hundred percent (100%) of the single party rate;
 - iii. Enrollment in health insurance offered by the City for the minimum required years of service; and
 - iv. Age fifty (50) years; and
 - v. Service retirement from the City of Gardena.
 - vi. Tier 2 retiree coverage shall terminate upon the following conditions, whichever occurs first, the date retiree becomes Medicare eligible or the death of retiree.
3. The amount of the City's contribution shall be set at the same level as the amount for active employees unless the retiree is Medicare eligible in which case the City's contribution, if

applicable, shall be at the Medicare rate. Any required co-payment for active employees will also be required for retirees. When applicable, this benefit shall accrue to the spouse upon death of an employee who is insured under this provision.

4. All retirees who become eligible for another group health insurance plan through another employer must enroll in the subsequent employer's health insurance plan at the same level of coverage as provided through the City. At this time, the subsequent employer's coverage will be the primary payer and the City will be the secondary payer to the extent permitted in the Plan Document and Summary Plan Description. The City's post-retirement health insurance will revert to primary payer upon loss of coverage with the subsequent employer. During any period of post-retirement health insurance coverage, such coverage will cease upon non-payment of premium or if payment is not received in a timely manner. Should the City's group health insurance carrier no longer permit continuation, the City shall be under no obligation to continue allowing disability retirees to make self-payment to the City. In each of these instances, the retiree shall receive those benefits provided for in the Consolidated Omnibus Budget Reconciliation Act ("COBRA").
4. **MEDICARE:** Tier 1 retired employees who become eligible for coverage under Medicare and/or a comparable governmental program shall thereupon no longer receive the full benefits available under the City's health insurance plan but instead shall receive, at the City's expense, supplemental health insurance coverage equal to the difference between the coverage available under the City's plan and the coverage available through Medicare and/or comparable government program. Failure to enroll in Medicare upon eligibility may result in loss of post-retirement health insurance through the City.
5. **COBRA:** All regular full-time employees who retire from the City, or otherwise honorably separate from City service with less than the minimum requirements specified in Article 4, Section 3, C. shall be offered the opportunity to continue their participation in their group health insurance in effect at the time of such separation as provided for in the Consolidated Omnibus Reconciliation Act ("COBRA"). The cost of such participation by said separated employee shall be borne by the employee and paid directly to the health insurance carrier.
6. **INDUSTRIAL DISABILITY:** In addition to the rights provided in the Consolidated Omnibus Reconciliation Act ("COBRA"), all regular full-time employees who retire from the City on industrial disability with less than the minimum requirements specified in Article 4, Section 3, C. shall be offered the opportunity to continue their participation in the group health insurance in effect at the time of such separation. The cost of such participation shall be borne by the retiree, and the premium shall be the same as the group composite rate (or the applicable rate of the multi-rate structure) in effect when each premium payment is due. The premium shall be paid directly to the City. When applicable, this benefit shall accrue to the spouse upon the death of such retiree who is insured under this provision.

SECTION 4. LIFE INSURANCE: All affected employees covered under this Resolution shall be provided Term Life Insurance in an amount equal to one and one-half (1 ½) times the actual annual salary of the covered employee.

SECTION 5. WELLNESS STIPEND: The Wellness Stipend is designed to encourage and support employees in achieving and maintaining a healthier lifestyle. All affected employees will receive up to five-hundred dollars (\$500.00) per fiscal year to use towards qualified physical and wellness expenses. This amount shall be cumulative to a total of one-thousand dollars (\$1,000.00) every two fiscal years.

The policy for the Wellness Stipend will be set by the City and will be available in the City's Human Resources Office.

SECTION 6. TAKE HOME VEHICLE: Employees at the rank of Police Lieutenant may choose to take home their assigned vehicles at their discretion. At the discretion of the Police Chief, take home vehicles shall be returned if an affected employee is on leave.

City vehicles shall be used only in the performance of City business, including meetings, schools, conferences or other business-related events. City vehicles shall not be used for private or personal business, except for incidental stops during travel to and from the work site.

City and/or personal vehicles operated for City business shall be operated in a safe and courteous manner at all times. City and/or personal vehicles operated for City business shall be required to comply with the laws and ordinances concerning operation of motor vehicles and rules of the road and shall not be operated by an individual using or under the influence of drugs and/or alcohol. Seat belts for the driver and any passenger must be fastened at all times.

SECTION 7. SAFETY EQUIPMENT

A. SAFETY EQUIPMENT TO BE PROVIDED OR MADE AVAILABLE

1. The City shall continue to provide, or make available for use, at its expense, to all affected employees the following items of safety equipment: batons, helmets, ammunition, safety vests and flashlight batteries. The safety vests shall be National Institute of Justice approved.
2. The City shall continue to provide, at the City's expense, the following items of safety equipment to all affected employees: handcuffs, a raincoat, rain boots, a whistle, flashlight, flashlight bulbs, a belt (including four "keepers"), a cartridge case, a handcuff holder, a baton ring and a key ring), a holster and a service revolver or other suitable pistol and oleo resin capicum spray in suitable carrier.
3. Items such as raincoats and flashlights (along with bulbs and batteries) may be supplied by the City to each employee on an as-needed basis, as opposed to being issued to each individual officer, to be maintained by him/her at all times during the course of employment.
4. Any affected employee may choose to purchase his/her own City-approved item of equipment at his/her own cost, either upon commencement of employment or at any time thereafter; provided, however, that the City will not contribute any funds towards the purchase of said equipment or toward the repair or replacement of any such equipment so purchased by the employee.
5. Any affected employee who elects to purchase a City-approved item of equipment instead of utilizing the City-issued equipment and then thereafter desires to utilize City-issued equipment may do so, whereupon the City shall provide such equipment. Thereafter, the employee shall be entitled to the same rights to cause such City-issued equipment to be repaired and replaced at City expense as described above.
6. Any employee provided with City-issued equipment that elects to utilize his/her own City-approved equipment must return the City-issued equipment to the City.

B. MAINTENANCE OF EQUIPMENT

1. The City shall either repair or replace such City-issued equipment where such action is necessary.

2. Employees who lose possession of or cause damage to equipment through their intentional or negligent conduct shall be subject to disciplinary action.
3. A safety employee who elects to receive City issued items of equipment shall be responsible for such items until returned to the Department.

C. DISPOSITION OF EQUIPMENT AT SEPARATION

1. Any equipment purchased and provided by the City to affected employees shall be returned to the City upon separation of employment. Upon separation, an employee may retain any equipment purchased by the employee at his/her own cost. This provision shall not be construed to mean that the Department or the City shall be obligated to approve a separated employee's right to carry a weapon.
2. An employee who honorably separates from City service may elect to purchase any of the following items of equipment which have been issued to him/her: handcuffs; a whistle; a flashlight; flashlight bulbs; a belt, including four keepers; a cartridge case; a handcuff holder; a baton ring; a key ring; a holster and a service revolver or other suitable pistol; a baton; a helmet; a safety vest, a motorcycle safety helmet; eye protective glasses; riding breeches; leather motorcycle jacket; leather gloves; and motorcycle boots.
3. All such purchases shall be purchased at the then-current replacement cost to the City for a new item at the below listed pro-rated amounts for said equipment based on the date of issuance:
 - i. 24-48 months from date of issuance at one-hundred percent (100%) of cost
 - ii. 49-96 months from date of issuance at fifty percent (50%) of cost
 - iii. 97 months or more from date of issuance at twenty-five percent (25%) of cost
4. This provision shall not be construed to mean that the Department or the City shall be obligated to approve a separated employee's right to carry a weapon. The City agrees to sell the above listed equipment only to the extent legally permissible by State, local and Federal law.

SECTION 8. SICK LEAVE

A. USE OF SICK LEAVE

1. Sick leave shall be taken only on an as-needed basis when the employee is ill, is too fatigued to perform his or her duties in an effective manner or has suffered a non-job-connected injury. Sick leave shall accrue at the rate of twelve and one-half (12.5) hours per month.
2. An employee on authorized sick leave will continue to accrue holiday and vacation benefits while on such sick leave, and the time spent on such sick leave will count towards other seniority benefits.
3. Sick leave accruals and use shall appear on the employee's paycheck statement.

- B. SICK-LEAVE CONVERSION OPTION:** Accrued sick leave may be converted to the equivalent amount of cash as defined under Article II, Section 8(A)(3) subject to the following conditions:

1. No conversion shall be made until the employee has accrued more than one-hundred (100) hours of unused sick leave earned, nor shall any conversion be permitted which will reduce the number of hours accrued below one-hundred (100).
2. An employee who has completed five (5) or more consecutive years of service with the City shall have the option of converting up to eighty (80) hours of accrued sick leave in excess of the one-hundred (100) hours of as described above in subparagraph 1 above.
3. Each hour converted shall be paid at a rate of fifty percent (50%) of the base hourly rate for that employee in his pay step and classification.

Upon honorable separation from the Department, each employee who has completed five (5) or more years of service with the City shall be compensated for all unused sick leave up to a maximum of seven-hundred and twenty (720) hours, at the rate of fifty percent (50%) of the regular base compensation rate for that employee in his pay step and classification.

4. An employee who has completed twenty-six (26) or more years of satisfactory service with the department may elect to convert up to eighty (80) hours of sick time at a rate of fifty percent (50%) time conversion to vacation time. Converted sick time will be deducted from the total amount of seven-hundred and twenty (720) hours the employee is allowed to sell back under sub-section B.3 described above.
5. An employee who uses more than forty (40) hours of sick time within sixty (60) days of separation from the department, without prior approval or verification of illness that is satisfactory to the department, shall forfeit their right to convert unused sick time in accordance with sub-section B.3 described above.

SECTION 9. BEREAVEMENT LEAVE

- A. An affected employee shall be entitled up to forty (40) hours leave with pay immediately after the death of a member of his/her immediate family.
- B. Immediate family is defined as: the employee's spouse, domestic partner child, mother, father, brother, sister, grandmother, grandfather, grandchild, mother-in-law, father-in-law, brother-in-law, sister-in-law, or legal guardian.
- C. Up to an additional forty (40) hours of leave, chargeable to accrued sick leave, may be taken if approved by the Chief of Police or designee.

SECTION 10. HOLIDAY LEAVE

A. HOLIDAY LEAVE EARNED

1. All affected employees shall earn fifteen point sixty-three (15.63) hours per month, not to exceed one-hundred, eighty-seven and a half (187.50) hours each year in holiday leave earned.
2. Holiday leave earned shall be capped at a maximum of four-hundred (400) hours. Affected employees shall not accrue holiday leave above four-hundred (400) hours. If the maximum accrual amount is reached, the affected employee shall cease to accrue holiday leave until such bank is reduced below the maximum accrual amount of four-hundred (400) hours.

- i. Effective the date of this Resolution, holiday leave hours earned shall be capped at the amount specified above. Any previous holiday leave hours earned above the cap will be transferred to a separate excess bank** to which employees have the ability to use down the excess hours until June 30, 2020. Any hours transferred to the excess bank will be prorated based on the employee's regular base compensation pay rate as of June 30, 2019. The City will not buy-back the value of the excess holiday leave accruals. Any remaining excess holiday leave hours after June 30, 2020 will be forfeited.

** The excess bank created per this provision is separate and independent from any previously established excess banks (e.g., Accrued Balance Reduction Plan effective June 1, 2017). Per this provision, a single excess bank is established for transferring excess holiday leave hours and excess vacation hours accrued.

3. These hours earned (hereinafter referred to as "holidays") are in lieu of legal holidays or other holidays. Use of such holidays shall be in increments of full workdays.

B. HOLIDAY LEAVE ACCRUAL AND USE

1. Employees may take up to two (2) holidays in advance of the time actually earned. If permanently separated from City service, the employee must repay any used but unearned holiday time equal to the value of all unearned holidays, based on his or her then current regular base compensation as defined in Article 2, Section 5.
2. Unused holiday hours shall appear on the employee's paycheck statement.

C. PAY-OUT AT SEPARATION: When an employee permanently separates from service with the City, he or she shall receive compensation equal to the value of up to four-hundred (400) hours of unused, accrued holidays, based on his or her then current regular base compensation as defined in Article 2, Section 5.

1. Upon twenty (20) years of full-time service or more with the Gardena Police Department, an employee may elect to have unused holidays converted to hours for at a maximum of one-hundred, eighty-seven and a half (187.50) hours per year. The maximum holiday accrual pay-off upon separation will be up to four-hundred (400) hours. Holiday buybacks within two years of service retirement will be pensionable.

SECTION 11. VACATION

A. VACATION ACCRUALS AND USE

1. Vacation time shall be available for use immediately after it has been earned.
2. When an employee permanently separates from service with the City, he or she shall receive compensation equal to the value of up to five-hundred and fifty (550) hours of unused, accrued vacation time, based on his or her then current regular base compensation as defined in Article 2, Section 5.
3. Vacation leave balances shall appear on the employee's paycheck statement.
4. Vacations shall be taken at a time mutually agreed upon by the City and the employees.

5. Periods of absence from work because of sickness or other reasons mutually agreed upon during the employment term shall be considered as time worked in computation of the vacation credit, provided the employee given such leave shall return to work not later than the expiration of said leave for at least ninety (90) days. Holidays off with pay shall be considered as time worked.
6. After the first year of completed service, vacation shall accrue based on an eighty hour (80) pay period, regardless of the employee's work schedule.
7. Affected employees shall accrue and be allowed to carry forward into the next calendar year vacation leave according to the following schedule, unless the rate of accrual has been reduced per other provisions of this Agreement:

Years of Completed City Service	Hours Earned Per Month	Hours Earned Annually
1-4 years	9.75	117
5-9 years	14.00	168
10-14 years	16.50	198
15-19 years	18.00	216
20-25 years	10.75	129
26 years +	3.50	42

8. Vacation accruals shall be capped at a maximum of five-hundred and fifty (550) hours. Affected employees shall not accrue vacation above five-hundred and fifty (550) hours. If the maximum accrual amount is reached, the affected employee shall cease to accrue vacation hours until such bank is reduced below the maximum accrual amount of five-hundred and fifty (550) hours.

- i. Effective the date of this Resolution, vacation accruals shall be capped at the amount specified above. Any previous vacation hours accrued above the cap will be transferred to a separate excess bank** to which employees have the ability to use down the excess hours until June 30, 2020. Any hours transferred to the excess bank will be prorated based on the employee's regular base compensation pay rate as of June 30, 2019. The City will not buy-back the value of the excess vacation accruals. Any remaining excess vacation hours after June 30, 2020 will be forfeited.

** The excess bank created per this provision is separate and independent from any previously established excess banks (e.g., Accrued Balance Reduction Plan effective June 1, 2017). Per this provision, a single excess bank is established for transferring excess holiday leave hours and excess vacation hours accrued.

9. Upon completing twenty-five (25) years of service, and in addition to the accrual schedule for twenty-six (26) years of service provided above, Classic Safety Members shall accrue vacation of five and a half (5.5) hours per month, not to exceed sixty-six (66) hours annually. Vacation hours accrued by Classic Safety Members from the twenty-sixth (26th) year of service shall be held in a separate bank and shall be excluded from any buy back provisions.

Such accrual bank shall be capped at a maximum of one-hundred and thirty-two (132)

hours. If the maximum accrual amount is reached, the affected Classic Safety Member shall cease to accrue vacation hours until such bank is reduced below the maximum accrual amount of one-hundred and thirty-two (132) hours.

10. Upon completing twenty-five (25) years of service, and in lieu of the accrual schedule for twenty-six (26) years of service provided above, only PEPRA Safety Members shall accrue vacation of eleven and a quarter (11.25) hours per month, not to exceed one-hundred and thirty-five (135) hours annually. Vacation hours accrued by PEPRA Safety Members from the twenty-sixth (26th) year of service shall be held in a separate bank and shall be excluded from any buy back provisions.

Such accrual bank shall be capped at a maximum of two-hundred and seventy (270) hours. If the maximum accrual amount is reached, the affected PEPRA Safety Member shall cease to accrue vacation hours until such bank is reduced below the maximum accrual amount of two-hundred and seventy (270) hours.

SECTION 12. MANAGEMENT LEAVE:

- A. Affected employees covered under this Resolution shall receive eighty (80) hours of Management Leave to be taken within the calendar year earned. All Management Leave hours will be credited to the employee on January 1 of each calendar year.
- B. Management Leave will be taken at a mutually convenient time for the employee and the Department. All Management Leave hours must be used within the calendar year earned or on December 31 of each calendar year any remaining balance will be forfeited.
- C. The value of Management Leave shall not be subject to City buy-back.

SECTION 13. FLOATING HOLIDAY: Affected employees shall not receive Floating Holiday.

ARTICLE V. LAYOFFS AND RECALL PROCEDURES

SECTION 1. REDUCTION IN WORKFORCE

- A. Ninety (90) days prior to implementing any reduction in the work force, the City will notify members of the Police Managers of its intent. During this ninety (90) day interval prior to the thirty-day notice described in subparagraph D, the City and the Police Managers will meet to discuss alternatives.
- B. The employee with the least amount of seniority in any classification affected by the lay-off will be the first laid off. This employee may, at the employee's choice, displace an employee in the next lower classification who has less total seniority in that classification than the employee who received the lay-off notification.
- C. When an employee bumps to a lower pay grade, all of his/her prior services shall be allowed in determining his/her seniority in such job classification. Employees who are displaced from their jobs as a result of this bumping procedure may themselves replace employees having less total seniority in the next lowest job classification as described above.
- D. An employee being laid off shall receive thirty (30) days' notice or the equivalent amount of pay in lieu.

- E. In the event of a layoff, the affected employee shall receive pay immediately for all accumulated time he/she is due.
- F. Employees will not continue to accumulate seniority, vacation, sick leave or any other service-related benefits during the period they are laid off but will retain only seniority benefits accumulated to the day of layoff.
- G. Employee retirement and insurance benefits cease at the time of and will not be paid during the time of the layoff period.
- H. Any employee laid off shall be placed on a Recall List for a period of two (2) years.

SECTION 2. REHIRING OF LAIDOFF WORKERS

- A. The Notice Regarding Employment to an employee who has been laid off shall be made by Registered Mail to the last known address of said employee. All seniority, with the exception of the actual time spent in the lay-off period, shall be reinstated to the employee upon re-employment.
- B. The City, upon rehiring, shall do so in the inverse order of seniority by hiring the last employee laid off, providing that such employee meets the minimum qualifications for a position to be filled.
 - i. An employee recalled and reinstated to the position he/she held as of his layoff shall assume the same salary step and seniority as he held at the time of layoff.
 - ii. An employee reinstated from voluntary demotion to the position held as of his/her layoff shall accrue the same salary step and seniority as he/she held in his/her position of demotion.
- C. Failure to return to work within fifteen (15) days after being recalled by Registered Mail, Return Receipt Requested, unless due to actual illness or accident (the City may require substantial proof of illness or accident), will cause the employee to be removed from the layoff list and forfeit all seniority rights.

ARTICLE VI. MISCELLANEOUS

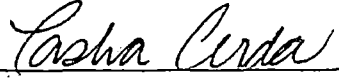
SECTION 1. FAIR TREATMENT: All affected employees shall be treated in a fair, equitable and impartial manner at all times in accordance with provisions of this Resolution and all current rules, regulations, policies and procedures of the City and the Police Department.

SECTION 2. RESOLUTION: This Resolution shall take effect immediately upon adoption by the City Council.


SECTION 3. REPEALS: Any previous resolutions, agreements and/or amendments of the City Council setting the wages, hours and terms and conditions of employment for Police Managers shall be repealed, in full or in part, by the adoption of this Resolution.

SECTION 4. CERTIFICATION: That the City Clerk shall certify to the passage and adoption of this Resolution; shall cause the same to be entered in the Book of Resolutions of the City of Gardena; and shall make a record of the passage and adoption thereof in the records of the proceedings of the City Council of said City in the minutes of the meeting at which the same was passed and adopted.

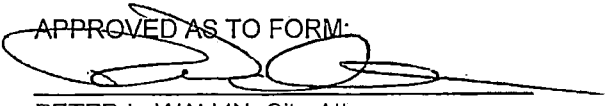
Passed, approved and adopted this 10th day of September 2019.


TASHA CERDA, Mayor

ATTEST:


MINA SEMENZA, City Clerk

APPROVED AS TO FORM:


PETER L. WALLIN, City Attorney

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS:
CITY OF GARDENA)

I, **MINA SEMENZA**, City Clerk of the City of Gardena, do hereby certify that the whole number of members of the City Council of said City is five; that the foregoing Resolution, being **Resolution No. 6411** duly passed and adopted by the City Council of said City of Gardena, approved and signed by the Mayor of said City, and attested by the City Clerk, all at a regular meeting of said City Council held on the 10th day of **September, 2019**, and that the same was so passed and adopted by the following roll call vote:

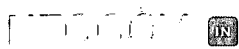
AYES: COUNCIL MEMBERS MEDINA AND TANAKA, MAYOR PRO TEM KASKANIAN,
 COUNCIL MEMBER HENDERSON AND MAYOR CERDA

NOES: NONE

ABSENT: NONE

Becky Romero
City Clerk of the City of Gardena, California

(SEAL)



Detailed Class Spec

[Edit](#)[Print Job Description](#)[Job Postings](#)[Go To Exp Rating Items](#)[Go to Eval Step Template](#)[Go to Skills](#)[Return To List](#)

Class Title	Family Child Care Manager
Salary	\$41.99 - \$53.59 Hourly
	\$3,359.54 - \$4,287.23 Biweekly
	\$7,279.00 - \$9,289.00 Monthly
	\$87,348.00 - \$111,468.00 Annually

Description **Benefits**

Under general direction, oversees and administers the Family Child Care Program.

Examples of Duties:Representative Duties

- Responsible for the development, organization, and administration of the Family Child Care Program;
- Responsible for policy development, setting of goals and objectives, and completion of City and State reports
- Responsible for fulfilling California Department of Education (CDE) contractual obligations
- Oversees the implementation of CDE Title 5 requirements including the monitoring and evaluation of family child care homes, children's developmental assessments, and participant eligibility
- Works with Finance Department in developing budget and arranging for the fiscal audit
- Responsible for the recruitment and screening of family child care providers for the program;
- Supervises all program staff
- Oversees the fiscal aspects of the program including City and State requirements
- Represents City and program at professional organizations and community meetings;
- Participates in training programs, education courses, and seminars that will ensure the continued professional growth needed to maintain program standards and promote personal achievement.

Typical Qualifications:Education and Experience

Bachelor's Degree, preferably in Early Childhood Education, Child Development, or related field OR Public/Business Administration; **AND** three (3) years of administration or supervisory experience working in a publicly funded Early Childhood Education or Child Development program.

Knowledge and Abilities

Must have knowledge of environmental rating scales, the CDE desired results developmental profile (DRDP), and Title 5 and Title 22 regulations. Ability to keep detailed and accurate records, prioritize, set and follow deadlines. Must have demonstrated ability to work effectively with a variety of individuals and groups; proficient computer skills with knowledge of word processing and spreadsheets; good writing and communication skills.

Physical Demands and Working Conditions

Work in this position is performed in a busy office environment with frequent interruptions and movement for telephone, computer, keyboard, screen, and desk work. Requires sitting and standing for prolonged periods of time; kneeling, bending, twisting, reaching and grasping, and ability to lift and move at least 40 pounds as required. May require lifting and carrying children. Requires the ability to communicate with clients and coworkers in person and over the telephone; dexterity to write, type, operate office equipment such as a computer, telephone, calculator, copier, fax machine, pencils, pens, scissors, stapler; ability to drive a vehicle, punctuality arriving to work on time daily, understand written and verbal directions. Some evening and weekend work required.

License

Must have and maintain a valid Class C California Driver's License
Must have daily use of a personal vehicle for work and maintain liability insurance

Special Condition

Management-designated Exempt position, Grant-Funded.
Conflict of Interest Statement



City of Gardena City Council Meeting

Agenda Item No. 5.D.(2)
Department: CONSENT
CALENDAR
Meeting Date: 11/26/2019
Ordinance No. 1813

AGENDA REPORT SUMMARY

TO: THE HONORABLE MAYOR AND CITY COUNCIL MEMBERS

AGENDA TITLE: SECOND READING: ORDINANCE NO. 1813, AMENDING CHAPTER 5.36 OF THE GARDENA MUNICIPAL CODE REGARDING FILM PRODUCTION PERMITTING PROCEDURES

(Introduced by Council Member Dan Medina, November 12, 2019)

<u>COUNCIL ACTION REQUIRED:</u>	<u>Action Taken</u>
Adopt Ordinance No. 1813	
<u>RECOMMENDATION AND STAFF SUMMARY:</u>	
<p>Staff respectfully recommends that the City Council adopt Ordinance No. 1813, amending Chapter 5.36 of the Gardena Municipal Code regarding film production permitting procedures. The ordinance was introduced by Council Member Medina at the November 12, 2019, City Council Meeting.</p> <p>On September 24, 2019, the City Council approved a contract with FilmLA for film permit processing. To provide uniformity with FilmLA's film production processing procedures, this ordinance will modify the Gardena Municipal Code to incorporate certain provisions from the Model Film Ordinance FilmLA employs in Los Angeles County.</p> <p>Ordinance No. 1813 makes minor revisions to definitions and application requirements, and it provides an opportunity to cure prior-to-suspension or revocation of a permit.</p> <p>FilmLA is the official film office for the City and County of Los Angeles, as well as many other cities in the County. FilmLA has completed more than 273,000 permitted days of on-location film production, provided more than 100,000 permits for film industry customers, and has processed thousands of licenses for filming or parking at public area schools.</p> <p>This ordinance is exempt from the California Environmental Quality Act in that it is not a "project" because its adoption is not an activity that has the potential for a direct physical change or reasonably foreseeable indirect physical change in the environment.</p>	
<u>FINANCIAL IMPACT/COST:</u>	
None	
<u>ATTACHMENT:</u>	
Ordinance No. 1813	
Submitted By <u>Spencer Dela Cruz</u>	Spencer Dela Cruz, Economic Development Manager
Date <u>11/20/19</u>	
Concurred by <u>Clint D. Osorio</u>	Clint D. Osorio, Interim City Manager
Date <u>11/21/19</u>	

ORDINANCE NO. 1813

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, AMENDING CHAPTER 5.36 OF THE GARDENA MUNICIPAL CODE REGARDING FILM PRODUCTION PERMITTING PROCEDURES

WHEREAS, the City intends to have film permit processing conducted through contract with a film permit processing service; and

WHEREAS, to provide uniformity with film production processing procedures adopted by other cities using permit processing services, the City will be required to modify its film production ordinance to incorporate certain provisions from the Model Film Ordinance FILMLA.REV employed in Los Angeles County.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, DOES HEREBY ORDAIN, AS FOLLOWS:

SECTION 1. Section 5.36.020 of the Gardena Municipal Code is amended to read, as follows:

5.36.020 Definitions.

For purposes of this chapter, unless otherwise apparent from the context, certain words and phrases used in this chapter are defined as follows:

A. "Charitable Films" shall mean motion pictures, television, still photography, or videotapes, produced by a nonprofit organization, which qualifies under Section 501 (c)(3) of the Internal Revenue Code as a charitable organization. No person, directly or indirectly, shall receive a profit from the marketing and production of the film or from showing the films, tapes or photos.

B. "Film Production" shall mean and include all activity attendant to prepping, striking, staging or shooting motion pictures, television shows or programs, still photography, and commercials.

C. "News Media" shall mean the photographing, filming or videotaping for the purpose of spontaneous, unplanned television news broadcast or reporting for print media by reporters, photographers or cameramen.

D. "Student Filming" shall mean the photographing, filming or videotaping for educational purposes with a letter from the school verifying the student status and certifying that the educational institution will retain the rights to the project, or verify that the project will not be used for commercial purposes.

E. "Studio" shall mean a fixed place of business certified as such by the local fire authority where filming activities are regularly conducted upon the premises.

SECTION 2. Subsection 5.36.050(A) of the Gardena Municipal Code (Permit Requirements and Issuance) is amended to read, as follows:

A. The applicant for a film production permit shall complete and file a permit application, in a form provided by the City, which shall include, but not be limited to, the following:

1. Evidence of Workers' Compensation Insurance coverage demonstrating conformance with all applicable federal and state requirements for worker's compensation insurance for all persons operating under the permit, including any off-duty City employee e.g., off-duty police officer, who is directly employed by the film production.

2. The applicant has submitted a policy of general liability insurance of not less than \$1,000,000.00 single limit which insures the city, its officers and employees against any liability, or claims of liability, brought or made by or on behalf of any person for personal injury or property damage caused by or arising out of any negligent act or omission of either the applicant, its agents or employees, including any officers or employees of the city, or caused by or arising out of the condition of any city-owned or controlled property, whether real or personal, and occurring during the period and as a result of the activities for which the permit is to be issued; and for all vehicles operated by applicant under the permit, Business Auto Coverage under standard ISO form including symbol 1 (All Auto) auto coverage with limits of no less than \$1,000,000.00 and scheduled under any umbrella policy. However, the community development director or designee shall have the authority to require higher limits if, in his or her opinion and discretion, the type of activity thus permitted is of such a nature as to warrant greater risk protection. It shall be permissible in satisfaction of the requirement imposed by this subsection that the applicant cause the issuance of a certificate of insurance, for at least the required amount of coverage, which indicates that, by endorsement thereto, City of Gardena, its officers, employees and agents have been added as additional insureds.

3. Applicant has executed an agreement to defend and to hold the City, its officers and employees harmless, from any and all claims and liability of any kind whatsoever resulting from or arising out of the issuance of a film production permit by the City.

4. Designation of City facilities or public streets applicant requests to use in the activity for which the film production permit is to be obtained. Use of such City facilities or public streets is subject to a permit fee as provided in chapter 11.08 of this Code or by resolution of the City Council.

5. Designation by applicant of any on-duty City personnel necessary and requested to assist the film production. Applicant shall deposit with the City the reasonable estimated costs for on-duty City personnel to assist in the film production, which costs shall account for the hourly rates for such employees as indicated in the salary schedule maintained by the City, employee benefits, and the City's administrative costs in providing such personnel. Applicant shall be responsible for and pay the cost of all City personnel, whether on-duty or off-duty, used for film production during the period of this permit.

6. Payment of all permit and ~~business license~~ fees required by this title.

7. Proof of Filming Permit from Los Angeles County Fire Department.

8. The following information:

~~a. The name of the property owner, address and telephone number of the location at which the film production is to be conducted;~~

a. The specific location of film production within such address or place;

b. The inclusive hours and dates such activity will transpire;

- c. A detailed statement of the nature of the proposed film production;
- d. The name, address and telephone number of the person or persons in charge of such film production;
- e. The exact number of personnel to be involved in such activity;
- f. Description of any animals or pyrotechnics to be used in the activity; and
- g. The exact amount and type of vehicles and equipment to be involved in the activity.

SECTION 3. Subsection 5.36.060(A) of the Gardena Municipal Code is amended to read, as follows:

A. The following film production is exempt from this chapter:

- 1. News media activities.
- 2. Film production conducted at a licensed certified studio.
- 3. Photographing, filming or videotaping conducted solely for private, non-commercial use, provided such activity will not unduly interfere with vehicular traffic, pedestrian movement or with the rights of nearby residents to the quiet enjoyment of their property, and will not be detrimental

SECTION 4. Section 5.36.070 of the Gardena Municipal Code is amended by to read as follows:

5.36.070 Suspension or revocation of permit.

The community development director or his/her designee shall have the authority, after notice, an opportunity to cure and an opportunity for a hearing, to suspend or revoke any permit issued hereunder where the terms and conditions of said permit have been violated or ignored or where the public safety or welfare is endangered by the permitted activity. Provided however, that whenever there is an imminent danger to the public health, safety or welfare from activities conducted by the permittee to the extent that immediate action is necessary to protect the public, the community development director or their designee shall have the authority to immediately suspend a permit pending a hearing.

SECTION 5. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or any part thereof is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, clause or phrase be declared unconstitutional.

SECTION 6. Certification. The City Clerk shall certify the passage of this ordinance and shall cause the same to be entered in the book of original ordinances of said City; shall make a minute passage and adoption thereof in the records of the meeting at which time the same is passed and adopted; and shall, within fifteen (15) days after the passage and adoption thereof,

cause the same, or a summary thereof, to be published as required by law, in a publication of general circulation.

SECTION 7. Effective Date. This ordinance shall not become effective or be in force until thirty (30) days from and after the date of its adoption.

Passed, approved, and adopted this _____ day of _____, 2019.

TASHA CERDA, Mayor

ATTEST:

MINA SEMENZA, City Clerk

APPROVED AS TO FORM:



PETER L. WALLIN, City Attorney



City of Gardena

City Council Meeting

Agenda Item No. 8. C. (1)

Department: Elected & Administrative Offices

Meeting Date: November 26, 2019

Resolution No. 6417 Ordinance No. 1811

AGENDA REPORT SUMMARY

TO: THE HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

AGENDA TITLE: TAX MEASURE – PLACEMENT OF TRANSACTIONS AND USE TAX (LOCAL SALES TAX) MEASURE ON MARCH 3, 2020 BALLOT

RESOLUTION NO. 6417, ORDERING THAT THE CITY OF GARDENA NEIGHBORHOOD SAFETY AND COMMUNITY SERVICES MEASURE TO ADOPT A THREE-QUARTER CENT (3/4¢) LOCAL TRANSACTIONS (SALES) AND USE TAX TO BE SUBMITTED TO THE VOTERS OF THE CITY AT THE MARCH 3, 2020 GENERAL MUNICIPAL ELECTION; DIRECTING THE CITY ATTORNEY TO PREPARE AND FILE AN IMPARTIAL ANALYSIS; AND SETTING DEADLINES FOR THE FILING OF ARGUMENTS IN THE OFFICE OF THE CITY CLERK FOR AND AGAINST THE MEASURE

INTRODUCE ORDINANCE NO. 1811, AN ORDINANCE OF THE CITY OF GARDENA, CALIFORNIA ENACTING A LOCAL TRANSACTION AND USE TAX TO BE ADMINISTERED BY THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION, SUBJECT TO ADOPTION BY THE ELECTORATE

COUNCIL ACTION REQUIRED: Approve Resolution No. 6417 and Introduce Ordinance No. 1811	Action Taken
RECOMMENDATION AND STAFF SUMMARY: Staff recommends that the City Council approve Resolution No. 6417, ordering that the City of Gardena Neighborhood Safety and Community Services Measure to adopt a three-quarter cent (3/4¢) local transactions (sales) and use tax to be submitted to the voters of the City at the March 3, 2020 General Municipal Election; Directing the City Attorney to prepare and file an impartial analysis; and setting deadlines for the filing of arguments in the Office of the City Clerk for and against the measure and for first reading Ordinance No. 1811, An Ordinance of The City of Gardena, California Enacting a Local Transactions and Use Tax to Be Administered by The California Department of Tax and Fee Administration, Subject to Adoption by The Electorate. The background and analysis for the recommendation to approve the resolution is detailed in the attached staff report. It is important to note that the City Council is not deciding whether to impose the transaction (sales) and use tax; Rather, the City Council's role in this process is in deciding whether to place the matter on the ballot for consideration by the voters of Gardena. Staff therefore requests that the City Council approve Resolution No. 6417 and Introduce for First Reading Ordinance No. 1811.	
FINANCIAL IMPACT/COST: The estimated cost for placing the Measure on the March 3, 2020 ballot is \$9,931. If approved the Measure is expected to provide approximately \$7.4 million in revenue annually.	
ATTACHMENTS: Resolution No. 6417 and Ordinance No. 1811 Agenda Staff Report	
Submitted by <u>Ray Beeman</u> , Ray Beeman, Chief Fiscal Officer	Date: 11/26/2019
Concurred by <u>Clint D. Osorio</u> , Clint D. Osorio, Interim City Manager	Date: 11/26/2019

CITY COUNCIL MEETING AGENDA STAFF REPORT

Agenda Item No.	8. C. (1)
Department:	Elected & Administrative Offices
Meeting Date:	November 26, 2019
Resolution No. :	6417
Ordinance No. :	1811

AGENDA TITLES: TAX MEASURE – PLACEMENT OF TRANSACTIONS AND USE TAX (LOCAL SALES TAX) MEASURE ON MARCH 3, 2020 BALLOT

RESOLUTION NO. 6417, ORDERING THAT THE CITY OF GARDENA NEIGHBORHOOD SAFETY AND COMMUNITY SERVICES MEASURE TO ADOPT A THREE-QUARTER CENT (3/4¢) LOCAL TRANSACTIONS (SALES) AND USE TAX TO BE SUBMITTED TO THE VOTERS OF THE CITY AT THE MARCH 3, 2020 GENERAL MUNICIPAL ELECTION; DIRECTING THE CITY ATTORNEY TO PREPARE AND FILE AN IMPARTIAL ANALYSIS; AND SETTING DEADLINES FOR THE FILING OF ARGUMENTS IN THE OFFICE OF THE CITY CLERK FOR AND AGAINST THE MEASURE

INTRODUCE ORDINANCE NO. 1811, AN ORDINANCE OF THE CITY OF GARDENA, CALIFORNIA ENACTING A LOCAL TRANSACTION AND USE TAX TO BE ADMINISTERED BY THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION, SUBJECT TO ADOPTION BY THE ELECTORATE

RECOMMENDATION:

Staff respectfully recommends that Council take the following actions:

1. Approve Resolution No. 6417, A Resolution of the City Council of the City of Gardena, California, ordering that the City of Gardena Neighborhood Safety and Community Services Measure to adopt a three-quarter cent (3/4¢) local transactions (sales) and use tax to be submitted to the voters of the City at the March 3, 2020 General Municipal Election; Directing the City Attorney to prepare and file an impartial analysis; and setting deadlines for the filing of arguments in the Office of the City Clerk for and against the measure; and
2. For first reading Ordinance No. 1811, An Ordinance of The City of Gardena, California Enacting a Local Transactions and Use Tax to Be Administered by The California Department of Tax and Fee Administration, Subject to Adoption by The Electorate

BACKGROUND/ANALYSIS:

This recommendation follows a significant amount of community input and an independent community survey commissioned by the City earlier this year where over 70% of respondents wanted the opportunity to exercise local control over locally sourced revenue.

Furthermore, building off of the community survey, over the last several months the City engaged residents on their City service needs and priorities through a community survey and outreach program called *Get Involved Gardena*. Hundreds of residents participated in the survey or attended a community meeting and responded prioritizing public safety and other essential City services including, but not limited to, retaining experienced police officers, maintaining 911 emergency response times, maintaining gang and anti-drug prevention programs, maintaining youth/senior

service programs, maintaining parks and recreation centers, repairing streets and sidewalks as well as other City infrastructure.

In 2018, the City of Gardena responded to more than 27,000 911 emergency calls, including nearly 4,000 medical emergencies. Additional local revenue is critical to keeping police officers on the street to protect neighborhood safety, and making sure local firefighters and paramedics respond quickly to 911 emergencies.

Furthermore, the Gardena Police Department must continue to dedicate officers and resources to helping keep gang members and drug dealers from nearby communities out of our city. As residents have identified public safety and gang prevention as a top priority, the City seeks to continue its juvenile justice program that provides counseling and mentoring to help keep at-risk kids in-school, on the right path and out of gangs.

As with all cities in California, Gardena is burdened by increasing costs in major categories such as materials, contractors, and personnel. In addition, the City has an aging infrastructure that will require significant additional investment in future years. The Five-Year Budget Forecast demonstrates that City revenues are not projected to keep pace with these rising costs with projected deficits of \$2.3 Million in fiscal year 19/20, \$7.3 Million in fiscal year 20/21, \$5.4 Million in fiscal year 21/22 and \$5.9 Million in 22/23. Further, unforeseen events such as the collapse of the roof of Larry Flynt's Lucky Lady Casino, which will result in an estimated loss of between \$1.2 million to \$1.8 Million in revenues during fiscal year 19/20, which will create a significant burden on the City being able to balance its budget in the current fiscal year.

While budget reductions may be considered as part of a final strategy, budget reductions alone cannot resolve future sustainability issues. Additional revenue sources must be identified to maintain vital city services and assure public safety. One of the proposals is placing a measure on the March 3, 2020 General Municipal Election ballot to establish a three-quarters cent (3/4¢) transaction and use tax ("Measure") to be used for general revenue purposes.

Under California law, transaction and use taxes may be approved locally and added to the combined state, county, and local sales and use tax rate as long as the total rate does not exceed the state-set cap of 10.25%. With a current sales tax rate in Gardena of 9.5%, and a maximum rate of 10.25%, a local transaction and use tax of up to three-quarters percent (0.75%) could be implemented.

By law, all of the money generated by this measure can only be used in Gardena. It will also include tough accountability provisions such as annual independent financial audits to ensure funds are used as promised, for programs and services that benefit Gardena residents.

The City's ability to impose a local sales tax of up to 3/4¢ could be precluded by the County or other agencies that maintain jurisdiction in the County, were those agencies to propose non-exempt sales tax measures at future elections. If the County or another agency passes a local sales tax and the cap threshold is reached, that would leave the City with no opportunity to implement a local sales tax to support infrastructure maintenance, public safety, youth, family and senior programs as well as other vital services in the City. Rather, the sales tax that the City generates would be used by other agencies to support programs and services that have little impact on, or benefit to, Gardena. In considering a local sales tax measure, one of staff's concerns is protecting the City's ability to retain sales tax for the direct benefit of Gardena and its residents - as opposed to those revenues being used to support programs that serve greater Los Angeles County. Gardena is contributing far more revenue than it is receiving in return as is evidenced by use of Measure H funds, which was the last local sales tax levied on Gardena residents, and is utilized for homeless programs in the greater Los Angeles County area.

LA County Sales Tax Comparison to Local Return			
Tax Measure	Tax Rate	Approximate Annual Amount Contributed by Gardena \$	Potential Amount to be Returned to Gardena \$
Measure H*	¼ cent	\$2.46 Million	\$200,000

* According to the 2019 homeless count from the Los Angeles Homeless Services Authority (LAHSA), there were 75 homeless individuals in Gardena. Based on the annual Gardena contribution to Measure H, that is approximately \$32,800 per homeless person per year.

In addition, staff surveyed the surrounding South Bay cities and the following cities have passed similar measures to retain local control of these transaction tax revenues.

City	Tax Rate
City of Culver City	10.25%
City of Hawthorne	10.25%
City of Lawndale	10.25%
City of Compton	10.25%
City of Lynwood	10.25%
City of South Gate	10.25%
City of Carson	10.00%
City of Inglewood	10.00%

The proposed Measure is expected to raise approximately \$7.4 million annually. The Measure would operate similar to the current sales tax with some notable exceptions:

- Sales of property made within the City but delivered to a customer outside of the City are not subject to the Measure.
- Sales of property made outside of the City but delivered to a customer within the City are subject to the Measure.
- Vehicle sales are subject to the Measure if registered within the City, regardless of location of purchase.
- Economic conditions would impact these revenues – fluctuations due to inflation and economic growth.

Due to these differences, the actual revenue generated by the Measure may vary from the estimated \$7.4 million. City Staff has worked with the City's sales tax consultant, HdL Companies, to analyze the current sales tax level and expectations for the amount that would be generated by the Measure. The total sales tax base is divided into several categories (i.e. general retail, food products, transportation, construction, business-to-business) and then each category is further divided into segments (i.e. apparel stores, drug stores, department stores, etc. within general retail and office equipment, light industry, heavy industry, etc. with business-to-business). An expected percentage is assigned to each segment within each category, which is then multiplied against the current level of sales tax received from each segment. Higher percentages of current activity are applied to general retail and food product categories (i.e. generally 75-100%) while lower percentages are applied to construction and business-to-business categories (i.e. generally 4-40%). This produces an estimate of the level of revenue to be expected from the current base.

Lastly, based on past experience with other agencies and the City's demographics, an amount is estimated which would be generated outside of the current base. This amount represents sales from outside of the City which are delivered to customers within the City.

If approved, the Measure would become effective July 1, 2020 with the first collections received by the City in September 1, 2020. It will take approximately one full year of collections to evaluate the ongoing amount which should be expected from the Measure.

A city may levy, increase, or extend a transactions and use tax for general purposes if the ordinance proposing that tax is approved by a *two-thirds* vote of the City Council (four of five councilmembers) followed by approval of a majority vote of the qualified voters of the city." Rev & TC §7285.9. Attorneys specializing in state and local taxes recommend that the City Council follow the standard procedure for adopting ordinances-i.e.) give first and second reading, in order to comply with the "approval" requirement in Revenue and Taxation Code Section 7285.9. The attached, Ordinance No. 1811 is prepared in accordance with Revenue and Tax Code's requirements for a transaction and use taxes and has been reviewed and approved by the California Department of Tax and Fee Administration ("CDTFA") prior to its presentation to the City Council.

It is important to note that the City Council is not deciding whether to impose the tax; rather, the City Council's role in this process is in deciding whether to place the matter on the ballot for consideration by the voters of Gardena. It should be noted that the Gardena Economic Business Advisory Council (GEBAC) and the Finance Committee have both voted to recommend to City Council that this measure should be placed on the March 3, 2020 ballot.

Should the City Council wish to place this proposal on the March 3, 2020 General Municipal Election ballot for public consideration, it must approve of the resolution presented herein. The resolution provides ballot language, directs the City Attorney to prepare an impartial analysis, and establishes the deadline and priority for supporting and opposing arguments to be printed in voter information pamphlets.

All resolutions, other documents and official actions by the City of Gardena required to place the measure on the March 3, 2020 General Municipal Election ballot must be completed and adopted by the City Council and received by the Los Angeles County Board of Supervisors and Los Angeles County Clerk by 5: 00 p.m. on Friday, December 6, 2019.

FISCAL IMPACT:

The estimated cost for placing the Measure on the March 3, 2020 General Municipal Election is \$9,931. If approved the Measure is expected to provide approximately \$7.4 million in revenue annually.

IN CONCLUSION,

Staff therefore requests that the City Council approve Resolution No. 6417 and Introduce for First Reading Ordinance No. 1811.

Submitted by: 
Ray Beeman, Chief Fiscal Officer

Date: 11/26/2019

Concurred by: 
Clint D. Osorio, Interim City Manager

Date: 11/26/2019

RESOLUTION NO. 6417

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, ORDERING THAT THE CITY OF GARDENA NEIGHBORHOOD SAFETY AND COMMUNITY SERVICES MEASURE TO ADOPT A THREE-QUARTER CENT (3/4¢) LOCAL TRANSACTIONS (SALES) AND USE TAX BE SUBMITTED TO THE VOTERS OF THE CITY AT THE MARCH 3, 2020 GENERAL MUNICIPAL ELECTION; DIRECTING THE CITY ATTORNEY TO PREPARE AND FILE AN IMPARTIAL ANALYSIS OF THE MEASURE; AND AUTHORIZING AND SETTING DEADLINES FOR THE FILING OF ARGUMENTS IN THE OFFICE OF THE CITY CLERK FOR AND AGAINST THE MEASURE

WHEREAS, Gardena residents strongly prioritize maintaining and protecting city services that protect the health, welfare and safety of residents and maintain the quality of life of residents in the City; and

WHEREAS, to preserve vital city services the City must identify a reliable source of locally controlled funding for priorities such as: keeping public areas safe and clean; repairing streets and potholes; and maintaining 9-1-1 emergency response times, firefighters and paramedics, gang and drug prevention programs, senior/youth services, and neighborhood police patrols; and protecting local drinking water supplies; and

WHEREAS, the City seeks to maintain quality services that many Gardena senior citizens and families have prioritized and rely on, such as free hot meals for seniors and programs addressing dementia and Alzheimer's Disease; and

WHEREAS, the Gardena Police Department dedicates officers and resources to keeping gangs out of our City, including providing counseling and mentoring to keep at-risk kids in-school and out of gangs; and

WHEREAS, in 2018, the City responded to more than 27,000 911 emergency calls, including nearly 4,000 medical emergencies; and

WHEREAS, additional local revenue will maintain police officers who protect neighborhood safety, and ensure local firefighters and paramedics can respond quickly to 911 emergencies; and

WHEREAS, the City faces severe budget pressures due to increasing General Fund expenditures outpacing General Fund revenue, thereby creating growing budget deficits in future years which would result in the depletion of the City's General Fund Reserves if the current financial condition of the City is not addressed by new funding sources; and

WHEREAS, if enacted, a new transactions and use tax measure would give the City local control over funds for local needs and no funds could be taken by the State; and

WHEREAS, the City Council adopted a resolution calling a General Municipal Election for Tuesday, March 3, 2020; and

WHEREAS, this Council also adopted a resolution requesting that the General Municipal Election be consolidated with the Statewide Primary Election to be held on March 3, 2020 and requested the assistance of the Los Angeles County Registrar-Recorder/County Clerk; and

WHEREAS, California Revenue and Taxation Code Sections 7285.9 authorizes the City to levy a general transactions (sales) and use tax, with all revenues deposited into the City's General Fund to be expended for governmental purposes as determined by the City Council; and

WHEREAS, in order to levy such a tax, the Ordinance imposing the tax must be approved by a two-thirds vote of the City Council and the tax must be approved by a majority vote of the votes cast; and

WHEREAS, this City Council now desires to submit to the voters of the City, at the General Municipal Election to be held on March 3, 2020, an Ordinance imposing a three-quarter percent (0.75%) transaction (sales) and use tax.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, DOES HEREBY FIND, DETERMINE, AND RESOLVE, AS FOLLOWS:

SECTION 1. That the above recitals are true and correct and are incorporated herein.

SECTION 2. The City Council, pursuant to its right and authority, does order submitted to the voters at the General Municipal Election to be held on March 3, 2020, the following question, which requires the approval of a majority (50% +1) of the votes cast:

CITY OF GARDENA NEIGHBORHOOD SAFETY AND COMMUNITY SERVICES MEASURE: To provide the City of Gardena with funding available to retain experienced police officers/ firefighters/ paramedics; maintain 911 emergency response times, gang/ drug prevention programs, emergency communications, neighborhood police patrols, youth/senior services, parks/ recreation centers; repair streets/ sidewalks, and provide general fund services shall the ordinance establishing a 3/4¢ sales tax be adopted, providing approximately \$7,400,000 annually, until ended by voters, requiring annual audits, all funds controlled locally?	YES
	NO

SECTION 3. The complete text of the Ordinance to be submitted to the voters is attached hereto as Exhibit "A" and is incorporated herein by this reference. The ballot question and the Ordinance are collectively referred to herein as the "Measure".

SECTION 4. Pursuant to California Elections Code, section 9280, the City Council directs the City Clerk to transmit a copy of the Measure to the City Attorney, who is hereby directed to prepare an impartial analysis of the Measure, not to exceed 500 words, showing the effect of the Measure on existing law and the operation of the Measure, and to transmit such impartial analysis to the City Clerk not later than 5:30 p.m. on December 10, 2019. The impartial analysis shall include a statement indicating that the Measure was placed on the ballot by the Gardena City Council.

SECTION 5. Arguments for and against the Measure may be filed in accordance with applicable provisions of law. The City Council does not authorize the Council as a body or any individual member of the Council to file a written argument or any rebuttal argument for or against

the Measure. The City Clerk shall consider other arguments and rebuttal arguments filed by bona fide associations or individual residents who are eligible to vote in accordance with applicable provisions of law. Arguments submitted for or against the Measure shall not exceed 300 words, and shall be accompanied by the printed names and signatures of the authors submitting the argument, or, if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers who is the author of the argument. Arguments for or against the Measure shall be filed not later than 5:30 p.m. on December 10, 2019, during normal office hours. When the City Clerk has selected the primary arguments for and against the Measure which will be printed and distributed to the voters, the City Clerk shall send copies of the primary argument in favor to the authors of the primary argument against, and copies of the primary argument against to the authors of the primary argument in favor. The authors, or persons designated by them, may file rebuttal arguments not to exceed 250 words, which rebuttal arguments shall be filed not later than 5:00 p.m. on December 20, 2019, during normal office hours. All arguments may be changed or withdrawn until the applicable filing deadline. All arguments shall be filed in the Office of the City Clerk, City Hall, 1700 West 162nd Street, Gardena, CA 90247. The City Clerk shall follow California Elections Code, sections 9281 through 9287, with respect to ballot arguments.

SECTION 6. Pursuant to Section 10400 et seq. of the Elections Code, the Board of Supervisors of Los Angeles County is hereby requested to consent and agree to the consolidation of the election with the Statewide Primary Election on Tuesday, March 3, 2020 for the purpose of submitting to the voters of the City of Gardena the question set forth in Section 2 above.

SECTION 7. Pursuant to Section 10400 et seq. of the Elections Code, the Board of Supervisors of Los Angeles County is requested to consolidate the election on this ballot measure with other elections held on the same day in the County.

SECTION 8. The Board of Supervisors is authorized to canvass the returns of the Election pursuant to Section 10411 of the Elections Code.

SECTION 9. Pursuant to Section 10002 of the Elections Code, the Board of Supervisors is requested to permit the County Clerk to render all services specified by Section 10418 of the Elections Code relating to the election, for which services the City agrees to reimburse the County, in accordance with current County pro-rations and allocation procedures.

SECTION 10. In all respects not expressly set forth in this Resolution, the election shall be held and conducted as set forth in all applicable laws pertaining to the holding of general municipal elections. The City Clerk is authorized and directed to perform all acts required by law to implement the provisions of this Resolution.

SECTION 11. The adoption of this Resolution constitutes notice of the time and place of the holding of this election, and the City Clerk is authorized and directed to give such further or additional notice of this election, and the Measure, in time, form, and manner as required by law.

SECTION 12. The adoption of this Resolution is exempt from the California Environmental Quality Act (California Public Resources Code, section 21000, et seq.), and the CEQA Guidelines (14 California Code of Regulations, section 15000, et seq.). This Resolution does not constitute a "project" as defined therein. The Measure, if adopted, will raise general funds to be appropriated by subsequent actions of the City Council, and it does not constitute a commitment to any particular project which may have a physical impact on the environment.

the Measure. The City Clerk shall consider other arguments and rebuttal arguments filed by bona fide associations or individual residents who are eligible to vote in accordance with applicable provisions of law. Arguments submitted for or against the Measure shall not exceed 300 words, and shall be accompanied by the printed names and signatures of the authors submitting the argument, or, if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers who is the author of the argument. Arguments for or against the Measure shall be filed not later than 5:30 p.m. on December 10, 2019, during normal office hours. When the City Clerk has selected the primary arguments for and against the Measure which will be printed and distributed to the voters, the City Clerk shall send copies of the primary argument in favor to the authors of the primary argument against, and copies of the primary argument against to the authors of the primary argument in favor. The authors, or persons designated by them, may file rebuttal arguments not to exceed 250 words, which rebuttal arguments shall be filed not later than 5:00 p.m. on December 20, 2019, during normal office hours. All arguments may be changed or withdrawn until the applicable filing deadline. All arguments shall be filed in the Office of the City Clerk, City Hall, 1700 West 162nd Street, Gardena, CA 90247. The City Clerk shall follow California Elections Code, sections 9281 through 9287, with respect to ballot arguments.

SECTION 6. Pursuant to Section 10400 et seq. of the Elections Code, the Board of Supervisors of Los Angeles County is hereby requested to consent and agree to the consolidation of the election with the Statewide Primary Election on Tuesday, March 3, 2020 for the purpose of submitting to the voters of the City of Gardena the question set forth in Section 2 above.

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SECTION 8. The Board of Supervisors is authorized to canvass the returns of the Election pursuant to Section 10411 of the Elections Code.

SECTION 9. Pursuant to Section 10002 of the Elections Code, the Board of Supervisors is requested to permit the County Clerk to render all services specified by Section 10418 of the Elections Code relating to the election, for which services the City agrees to reimburse the County, in accordance with current County pro-rations and allocation procedures.

SECTION 10. In all respects not expressly set forth in this Resolution, the election shall be held and conducted as set forth in all applicable laws pertaining to the holding of general municipal elections. The City Clerk is authorized and directed to perform all acts required by law to implement the provisions of this Resolution.

SECTION 11. The adoption of this Resolution constitutes notice of the time and place of the holding of this election, and the City Clerk is authorized and directed to give such further or additional notice of this election, and the Measure, in time, form, and manner as required by law.

SECTION 12. The adoption of this Resolution is exempt from the California Environmental Quality Act (California Public Resources Code, section 21000, et seq.), and the CEQA Guidelines (14 California Code of Regulations, section 15000, et seq.). This Resolution does not constitute a "project" as defined therein. The Measure, if adopted, will raise general funds to be appropriated by subsequent actions of the City Council, and it does not constitute a commitment to any particular project which may have a physical impact on the environment.

SECTION 13. If any section, subsection, sentence, clause, phrase or portion of this Resolution or its application to any person or circumstance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Resolution or its application to other persons and circumstances. The City Council of the City of Gardena hereby declares that it would have adopted this Resolution and each section, subsection, sentence, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or unconstitutional and, to that end, the provisions hereof are hereby declared to be severable.

SECTION 14. That this Resolution shall be effective immediately upon its passage and adoption.

BE IT FURTHER RESOLVED that the City Clerk shall certify to the passage and adoption of this Resolution; shall cause the same to be entered among the original Resolutions of said City; and shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council of said City in the minutes of the meeting at which the same is passed and adopted.

Passed, approved, and adopted this _____ day of _____, 2019.

TASHA CERDA, Mayor

ATTEST:

MINA SEMENZA, City Clerk

APPROVED AS TO FORM:



PETER L. WALLIN, City Attorney

Attachment:

Exhibit A – Ordinance No. 1811

EXHIBIT A

ORDINANCE NO. 1811

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, ENACTING A TRANSACTIONS AND USE TAX (SALES TAX) TO BE ADMINISTERED BY THE DEPARTMENT OF TAX AND FEE ADMINISTRATION, SUBJECT TO ADOPTION BY THE ELECTORATE

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, DOES HEREBY ORDAIN, AS FOLLOWS:

SECTION 1. ADOPTION OF NEW CHAPTER. Chapter 3.14 [Transactions and Use Tax] is hereby added to the Gardena Municipal Code to read as follows:

**Chapter 3.14
TRANSACTIONS AND USE TAX**

3.14.010 Title.

This Ordinance shall be known as the City of Gardena Neighborhood Safety and Community Services Transactions and Use Tax Ordinance of 2020. The City of Gardena hereinafter shall be called "City." This Ordinance shall be applicable in the incorporated territory of the City.

3.14.020 Operative Date.

"Operative Date" means the first day of the first calendar quarter commencing more than 110 days after the approval of the tax set forth herein by the voters pursuant to Section 7 of this ordinance.

3.14.030 Purpose.

This Ordinance is adopted to achieve the following, among other purposes, and directs that the provisions hereof be interpreted in order to accomplish those purposes:

A. To impose a retail transactions and use tax in accordance with the provisions of Part 1.6 (commencing with Section 7251) of Division 2 of the Revenue and Taxation Code and Section 7285.9 of Part 1.7 of Division 2 which authorizes the City to adopt this tax ordinance which shall be operative if a majority of the electors voting on the measure vote to approve the imposition of the tax at an election called for that purpose

B. To adopt a retail transactions and use tax ordinance that incorporates provisions identical to those of the Sales and Use Tax Law of the State of California insofar as those provisions are not inconsistent with the requirements and limitations contained in Part 1.6 of Division 2 of the Revenue and Taxation Code.

C. To adopt a retail transactions and use tax ordinance that imposes a tax and provides a measure therefore that can be administered and collected by the California Department of Tax and Fee Administration in a manner that adapts itself as fully as practicable to, and requires the least possible deviation from, the existing statutory and administrative procedures followed by the California Department of Tax and Fee

Administration in administering and collecting the California State Sales and Use Taxes.

D. To adopt a retail transactions and use tax ordinance that can be administered in a manner that will be, to the greatest degree possible, consistent with the provisions of Part 1.6 of Division 2 of the Revenue and Taxation Code, minimize the cost of collecting the transactions and use taxes, and at the same time, minimize the burden of record keeping upon persons subject to taxation under the provisions of this Ordinance.

E. To provide transactions and use tax revenue to the City to be used for general purposes.

3.14.040 Contract with State.

Prior to the operative date, the City shall contract with the California Department of Tax and Fee Administration to perform all functions incident to the administration and operation of this transactions and use tax ordinance; provided, that if the City shall not have contracted with the California Department of Tax and Fee Administration prior to the operative date, it shall nevertheless so contract and in such a case the operative date shall be the first day of the first calendar quarter following the execution of such a contract.

3.14.050 Transactions Tax Rate.

For the privilege of selling tangible personal property at retail, a tax is hereby imposed upon all retailers in the incorporated territory of the City at the rate of 3/4 of a cent per dollar (0.75%) of the gross receipts of any retailer from the sale of all tangible personal property sold at retail in said territory on and after the operative date of this Ordinance.

3.14.060 Place of Sale.

For the purposes of this Ordinance, all retail sales are consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his or her agent to an out-of-state destination or to a common carrier for delivery to an out-of-state destination. The gross receipts from such sales shall include delivery charges, when such charges are subject to the state sales and use tax, regardless of the place to which delivery is made. In the event a retailer has no permanent place of business in the State or has more than one place of business, the place or places at which the retail sales are consummated shall be determined under rules and regulations to be prescribed and adopted by the California Department of Tax and Fee Administration.

3.14.070 Use Tax Rate.

An excise tax is hereby imposed on the storage, use or other consumption in the City of tangible personal property purchased from any retailer on and after the operative date of this Ordinance for storage, use or other consumption in said territory at the rate of 3/4 of a cent per dollar (0.75%) of the sales price of the property. The sales price shall include delivery charges when such charges are subject to state sales or use tax regardless of the place to which delivery is made.

3.14.080 Adoption of the Provisions of State Law.

Except as otherwise provided in this Ordinance and except insofar as they are inconsistent with the provisions of Part 1.6 of Division 2 of the Revenue and Taxation Code, all of the provisions of Part 1 (commencing with Section 6001) of Division 2 of the Revenue and Taxation Code are hereby adopted and made a part of this Ordinance as though fully set forth herein.

3.14.090 Limitations on Adoption of State Law and Collection of Use Tax

In adopting the provisions of Part 1 of Division 2 of the Revenue and Taxation Code:

A. Wherever the State of California is named or referred to as the taxing agency, the name of this City shall be substituted therefor. However, the substitution shall not be made when:

1. The word "State" is used as a part of the title of the State Controller, State Treasurer, State Treasury, or the Constitution of the State of California;

2. The result of that substitution would require action to be taken by or against this City or any agency, officer, or employee thereof rather than by or against the California Department of Tax and Fee Administration, in performing the functions incident to the administration or operation of this ordinance.

3. In those sections, including, but not necessarily limited to sections referring to the exterior boundaries of the State of California, where the result of the substitution would be to:

a. Provide an exemption from this tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not otherwise be exempt from this tax while such sales, storage, use or other consumption remain subject to tax by the State under the provisions of Part 1 of Division 2 of the Revenue and Taxation Code, or;

b. Impose this tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not be subject to tax by the state under the said provision of that code.

4. In Sections 6701, 6702 (except in the last sentence thereof), 6711, 6715, 6737, 6797 or 6828 of the Revenue and Taxation Code.

B. The word "City" shall be substituted for the word "State" in the phrase "retailer engaged in business in this State" in Section 6203 and in the definition of that phrase in Section 6203.

1. "A retailer engaged in business in the District" shall also include any retailer that, in the preceding calendar year or the current calendar year, has total combined sales of tangible personal property in this state or for delivery in the State by the retailer and all persons related to the retailer that exceeds five hundred thousand dollars (\$500,000). For purposes of this section, a person is related to another person if both persons are related to each other pursuant to Section 267(b) of Title 26 of the United States Code and the regulations thereunder.

3.14.100 Permit Not Required.

If a seller's permit has been issued to a retailer under Section 6067 of the Revenue and Taxation Code, an additional transactor's permit shall not be required by this ordinance.

3.14.110 Exemptions and Exclusions.

A. There shall be excluded from the measure of the transactions tax and the use tax the amount of any sales tax or use tax imposed by the State of California or by any city, city and county, or county pursuant to the Bradley-Burns Uniform Local Sales and Use Tax Law or the amount of any State-administered transactions or use tax.

B. There are exempted from the computation of the amount of transactions tax the gross receipts from:

1. Sales of tangible personal property, other than fuel or petroleum products, to operators of aircraft to be used or consumed principally outside the county in which the sale is made and directly and exclusively in the use of such aircraft as common carriers of persons or property under the authority of the laws of this State, the United States, or any foreign government.

2. Sales of property to be used outside the City which is shipped to a point outside the City, pursuant to the contract of sale, by delivery to such point by the retailer or his agent, or by delivery by the retailer to a carrier for shipment to a consignee at such point. For the purposes of this paragraph, delivery to a point outside the City shall be satisfied:

a. With respect to vehicles (other than commercial vehicles) subject to registration pursuant to Chapter 1 (commencing with Section 4000) of Division 3 of the Vehicle Code, aircraft licensed in compliance with Section 21411 of the Public Utilities Code, and undocumented vessels registered under Division 3.5 (commencing with Section 9840) of the Vehicle Code, by registration to an out-of-City address and by a declaration under penalty of perjury, signed by the buyer, stating that such address is, in fact, his or her principal place of residence; and

b. With respect to commercial vehicles, by registration to a place of business out-of-City and declaration under penalty of perjury, signed by the buyer, that the vehicle will be operated from that address.

3. The sale of tangible personal property if the seller is obligated to furnish the property for a fixed price pursuant to a contract entered into prior to the operative date of this ordinance.

4. A lease of tangible personal property which is a continuing sale of such property, for any period of time for which the lessor is obligated to lease the property for an amount fixed by the lease prior to the operative date of this ordinance.

5. For the purposes of subparagraphs (3) and (4) of this section, the sale or lease of tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

C. There are exempted from the use tax imposed by this ordinance, the storage, use or other consumption in this City of tangible personal property:

1. The gross receipts from the sale of which have been subject to a transactions

tax under any state-administered transactions and use tax ordinance.

2. Other than fuel or petroleum products purchased by operators of aircraft and used or consumed by such operators directly and exclusively in the use of such aircraft as common carriers of persons or property for hire or compensation under a certificate of public convenience and necessity issued pursuant to the laws of this State, the United States, or any foreign government. This exemption is in addition to the exemptions provided in Sections 6366 and 6366.1 of the Revenue and Taxation Code of the State of California.

3. If the purchaser is obligated to purchase the property for a fixed price pursuant to a contract entered into prior to the operative date of this ordinance.

4. If the possession of, or the exercise of any right or power over, the tangible personal property arises under a lease which is a continuing purchase of such property for any period of time for which the lessee is obligated to lease the property for an amount fixed by a lease prior to the operative date of this ordinance.

5. For the purposes of subparagraphs (3) and (4) of this section, storage, use, or other consumption, or possession of, or exercise of any right or power over, tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

6. Except as provided in subparagraph (7), a retailer engaged in business in the City shall not be required to collect use tax from the purchaser of tangible personal property, unless the retailer ships or delivers the property into the City or participates within the City in making the sale of the property, including, but not limited to, soliciting or receiving the order, either directly or indirectly, at a place of business of the retailer in the City or through any representative, agent, canvasser, solicitor, subsidiary, or person in the City under the authority of the retailer.

7. "A retailer engaged in business in the City" shall also include any retailer of any of the following: vehicles subject to registration pursuant to Chapter 1 (commencing with Section 4000) of Division 3 of the Vehicle Code, aircraft licensed in compliance with Section 21411 of the Public Utilities Code, or undocumented vessels registered under Division 3.5 (commencing with Section 9840) of the Vehicle Code. That retailer shall be required to collect use tax from any purchaser who registers or licenses the vehicle, vessel, or aircraft at an address in the City.

D. Any person subject to use tax under this Ordinance shall be entitled to credit against that tax any transactions tax, or to reimbursement for a transactions tax, paid to a district or retailer in a district imposing a transactions tax pursuant to Part 1.6 of Division 2 of the Revenue and Taxation Code.

3.14.120 Amendments to State Law.

All amendments subsequent to the effective date of this ordinance to Part 1 of Division 2 of the Revenue and Taxation Code (commencing with Section 6001) relating to sales and use taxes and which are not inconsistent with Part 1.6 and Part 1.7 of Division 2 of the Revenue and Taxation Code, and all amendments to Part 1.6 and Part 1.7 of Division 2 of the Revenue

and Taxation Code, shall automatically become a part of this Ordinance, provided however, that no such amendment shall operate so as to affect the rate of tax imposed by this Ordinance. The City Council or the City's voters may amend this Ordinance to comply with applicable law or as may be otherwise necessary to further the Ordinance's stated purposes. However, as required by Article XIII C of the California Constitution, no amendment to this Ordinance may increase the rate of the taxes authorized by this chapter unless such amendment is submitted to an approved by the voters.

3.14.130 Enjoining Collection Forbidden.

No injunction or writ of mandate or other legal or equitable process shall issue in any suit, action or proceeding in any court against the State or the City, or against any officer of the State or the City, to prevent or enjoin the collection under this ordinance, or Part 1.6 of Division 2 of the Revenue and Taxation Code, of any tax or any amount of tax required to be collected.

3.14.140 Use of Proceeds

The proceeds of the tax imposed by this ordinance shall be deposited in the general fund of the City and may be used for any lawful municipal purpose. The tax does not meet the criteria established by Section 1(d) of Article XIII C of the California Constitution for special taxes, and is a general tax imposed for general government purposes

3.14.150 Annual Audit

The proceeds of this tax shall be subject to annual audit by an independent certified public accountant and the results of the audit shall be reported to the City Council in a document posted on the City's website and available for public inspection. Such audit may be done at the same time (and as a part of) the City's annual audit, and such reporting may be done as a part of the City's Consolidated Annual Financial Report.

3.14.160 Severability.

If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

3.14.170 Effective Date.

This ordinance relates to the levying and collecting of the City transactions and use taxes and shall take effect immediately.

3.14.180 Termination Date.

The authority to levy the tax imposed by this ordinance shall not expire unless terminated by lawful vote of the electorate or as required or authorized by law."

SECTION 2. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or any part thereof is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, clause or phrase be declared unconstitutional.

SECTION 3. CEQA. The adoption of this ordinance is not a "project" subject to the requirements of the California Environmental Quality Act (CEQA) (Public Resources Code

Section§§ 21000 et seq.). CEQA Guideline§ 15378(b)(4) provides that the creation of government funding mechanisms or other government fiscal activities that do not involve any commitment to a specific project that may result in a potentially significant physical impact on the environment are not projects subject to the requirements of CEQA.

SECTION 4. CERTIFICATION. The City Clerk of the City of Gardena shall certify that this ordinance was passed, approved and adopted by the People of the City of Gardena, California, voting on the 3rd day of March, 2020.

SECTION 5. EFFECTIVE DATE. AND SUBMISSION TO VOTERS. This ordinance relates to the levying and collecting of City transactions and use tax and shall take effect immediately. However, no tax imposed by this ordinance shall be effective unless that tax has been approved by the voters of the City as required by Section 2(b) of Article XIII C of the California Constitution and applicable law. Furthermore, the tax shall become operative only as set forth in Section 3.14.020 (Operative Date) of Chapter 3.14 [Transactions and Use Tax] which is codified by the adoption of this Ordinance.

Passed, approved, and adopted this _____ day of _____, 2019.

TASHA CERDA, Mayor

ATTEST:

MINA SEMENZA, City Clerk

APPROVED AS TO FORM:

PETER L. WALLIN, City Attorney

ORDINANCE NO. 1811

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDENA,
CALIFORNIA, ENACTING A TRANSACTIONS AND USE TAX (SALES TAX)
TO BE ADMINISTERED BY THE DEPARTMENT OF TAX AND FEE
ADMINISTRATION, SUBJECT TO ADOPTION BY THE ELECTORATE**

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDENA,
CALIFORNIA, DOES HEREBY ORDAIN, AS FOLLOWS:

SECTION 1. ADOPTION OF NEW CHAPTER. Chapter 3.14 [Transactions and Use Tax]
is hereby added to the Gardena Municipal Code to read as follows:

**Chapter 3.14
TRANSACTIONS AND USE TAX**

3.14.010 Title.

This Ordinance shall be known as the City of Gardena Neighborhood Safety and Community Services Transactions and Use Tax Ordinance of 2020. The City of Gardena hereinafter shall be called "City." This Ordinance shall be applicable in the incorporated territory of the City.

3.14.020 Operative Date.

"Operative Date" means the first day of the first calendar quarter commencing more than 110 days after the approval of the tax set forth herein by the voters pursuant to Section 7 of this ordinance.

3.14.030 Purpose.

This Ordinance is adopted to achieve the following, among other purposes, and directs that the provisions hereof be interpreted in order to accomplish those purposes:

A. To impose a retail transactions and use tax in accordance with the provisions of Part 1.6 (commencing with Section 7251) of Division 2 of the Revenue and Taxation Code and Section 7285.9 of Part 1.7 of Division 2 which authorizes the City to adopt this tax ordinance which shall be operative if a majority of the electors voting on the measure vote to approve the imposition of the tax at an election called for that purpose

B. To adopt a retail transactions and use tax ordinance that incorporates provisions identical to those of the Sales and Use Tax Law of the State of California insofar as those provisions are not inconsistent with the requirements and limitations contained in Part 1.6 of Division 2 of the Revenue and Taxation Code.

C. To adopt a retail transactions and use tax ordinance that imposes a tax and provides a measure therefore that can be administered and collected by the California Department of Tax and Fee Administration in a manner that adapts itself as fully as practicable to, and requires the least possible deviation from, the existing statutory and administrative procedures followed by the California Department of Tax and Fee Administration in administering and collecting the California State Sales and Use Taxes.

D. To adopt a retail transactions and use tax ordinance that can be administered in a manner that will be, to the greatest degree possible, consistent with the provisions of Part

1.6 of Division 2 of the Revenue and Taxation Code, minimize the cost of collecting the transactions and use taxes, and at the same time, minimize the burden of record keeping upon persons subject to taxation under the provisions of this Ordinance.

E. To provide transactions and use tax revenue to the City to be used for general purposes.

3.14.040 Contract with State.

Prior to the operative date, the City shall contract with the California Department of Tax and Fee Administration to perform all functions incident to the administration and operation of this transactions and use tax ordinance; provided, that if the City shall not have contracted with the California Department of Tax and Fee Administration prior to the operative date, it shall nevertheless so contract and in such a case the operative date shall be the first day of the first calendar quarter following the execution of such a contract.

3.14.050 Transactions Tax Rate.

For the privilege of selling tangible personal property at retail, a tax is hereby imposed upon all retailers in the incorporated territory of the City at the rate of 3/4 of a cent per dollar (0.75%) of the gross receipts of any retailer from the sale of all tangible personal property sold at retail in said territory on and after the operative date of this Ordinance.

3.14.060 Place of Sale.

For the purposes of this Ordinance, all retail sales are consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his or her agent to an out-of-state destination or to a common carrier for delivery to an out-of-state destination. The gross receipts from such sales shall include delivery charges, when such charges are subject to the state sales and use tax, regardless of the place to which delivery is made. In the event a retailer has no permanent place of business in the State or has more than one place of business, the place or places at which the retail sales are consummated shall be determined under rules and regulations to be prescribed and adopted by the California Department of Tax and Fee Administration.

3.14.070 Use Tax Rate.

An excise tax is hereby imposed on the storage, use or other consumption in the City of tangible personal property purchased from any retailer on and after the operative date of this Ordinance for storage, use or other consumption in said territory at the rate of 3/4 of a cent per dollar (0.75%) of the sales price of the property. The sales price shall include delivery charges when such charges are subject to state sales or use tax regardless of the place to which delivery is made.

3.14.080 Adoption of the Provisions of State Law.

Except as otherwise provided in this Ordinance and except insofar as they are inconsistent with the provisions of Part 1.6 of Division 2 of the Revenue and Taxation Code, all of the provisions of Part 1 (commencing with Section 6001) of Division 2 of the Revenue and Taxation Code are hereby adopted and made a part of this Ordinance as though fully set forth herein.

3.14.090 Limitations on Adoption of State Law and Collection of Use Tax

In adopting the provisions of Part 1 of Division 2 of the Revenue and Taxation Code:

A. Wherever the State of California is named or referred to as the taxing agency, the name of this City shall be substituted therefor. However, the substitution shall not be made when:

1. The word "State" is used as a part of the title of the State Controller, State Treasurer, State Treasury, or the Constitution of the State of California;

2. The result of that substitution would require action to be taken by or against this City or any agency, officer, or employee thereof rather than by or against the California Department of Tax and Fee Administration, in performing the functions incident to the administration or operation of this ordinance.

3. In those sections, including, but not necessarily limited to sections referring to the exterior boundaries of the State of California, where the result of the substitution would be to:

a. Provide an exemption from this tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not otherwise be exempt from this tax while such sales, storage, use or other consumption remain subject to tax by the State under the provisions of Part 1 of Division 2 of the Revenue and Taxation Code, or;

b. Impose this tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not be subject to tax by the state under the said provision of that code.

4. In Sections 6701, 6702 (except in the last sentence thereof), 6711, 6715, 6737, 6797 or 6828 of the Revenue and Taxation Code.

B. The word "City" shall be substituted for the word "State" in the phrase "retailer engaged in business in this State" in Section 6203 and in the definition of that phrase in Section 6203.

1. "A retailer engaged in business in the District" shall also include any retailer that, in the preceding calendar year or the current calendar year, has total combined sales of tangible personal property in this state or for delivery in the State by the retailer and all persons related to the retailer that exceeds five hundred thousand dollars (\$500,000). For purposes of this section, a person is related to another person if both persons are related to each other pursuant to Section 267(b) of Title 26 of the United States Code and the regulations thereunder.

3.14.100 Permit Not Required.

If a seller's permit has been issued to a retailer under Section 6067 of the Revenue and Taxation Code, an additional transactor's permit shall not be required by this ordinance.

3.14.110 Exemptions and Exclusions.

A. There shall be excluded from the measure of the transactions tax and the use tax the amount of any sales tax or use tax imposed by the State of California or by any city, city and county, or county pursuant to the Bradley-Burns Uniform Local Sales and Use Tax Law or the amount of any State-administered transactions or use tax.

B. There are exempted from the computation of the amount of transactions tax the gross receipts from:

1. Sales of tangible personal property, other than fuel or petroleum products, to operators of aircraft to be used or consumed principally outside the county in which the sale is made and directly and exclusively in the use of such aircraft as common carriers of persons or property under the authority of the laws of this State, the United States, or any foreign government.

2. Sales of property to be used outside the City which is shipped to a point outside the City, pursuant to the contract of sale, by delivery to such point by the retailer or his agent, or by delivery by the retailer to a carrier for shipment to a consignee at such point. For the purposes of this paragraph, delivery to a point outside the City shall be satisfied:

a. With respect to vehicles (other than commercial vehicles) subject to registration pursuant to Chapter 1 (commencing with Section 4000) of Division 3 of the Vehicle Code, aircraft licensed in compliance with Section 21411 of the Public Utilities Code, and undocumented vessels registered under Division 3.5 (commencing with Section 9840) of the Vehicle Code, by registration to an out-of-City address and by a declaration under penalty of perjury, signed by the buyer, stating that such address is, in fact, his or her principal place of residence; and

b. With respect to commercial vehicles, by registration to a place of business out-of-City and declaration under penalty of perjury, signed by the buyer, that the vehicle will be operated from that address.

3. The sale of tangible personal property if the seller is obligated to furnish the property for a fixed price pursuant to a contract entered into prior to the operative date of this ordinance.

4. A lease of tangible personal property which is a continuing sale of such property, for any period of time for which the lessor is obligated to lease the property for an amount fixed by the lease prior to the operative date of this ordinance.

5. For the purposes of subparagraphs (3) and (4) of this section, the sale or lease of tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

C. There are exempted from the use tax imposed by this ordinance, the storage, use or other consumption in this City of tangible personal property:

1. The gross receipts from the sale of which have been subject to a transactions tax under any state-administered transactions and use tax ordinance.

2. Other than fuel or petroleum products purchased by operators of aircraft and used or consumed by such operators directly and exclusively in the use of such aircraft as common carriers of persons or property for hire or compensation under a certificate of public convenience and necessity issued pursuant to the laws of this State, the United States, or any foreign government. This exemption is in addition to the exemptions provided in Sections 6366 and 6366.1 of the Revenue and Taxation Code of the State of California.

3. If the purchaser is obligated to purchase the property for a fixed price pursuant to a contract entered into prior to the operative date of this ordinance.

4. If the possession of, or the exercise of any right or power over, the tangible personal property arises under a lease which is a continuing purchase of such property for any period of time for which the lessee is obligated to lease the property for an amount fixed by a lease prior to the operative date of this ordinance.

5. For the purposes of subparagraphs (3) and (4) of this section, storage, use, or other consumption, or possession of, or exercise of any right or power over, tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

6. Except as provided in subparagraph (7), a retailer engaged in business in the City shall not be required to collect use tax from the purchaser of tangible personal property, unless the retailer ships or delivers the property into the City or participates within the City in making the sale of the property, including, but not limited to, soliciting or receiving the order, either directly or indirectly, at a place of business of the retailer in the City or through any representative, agent, canvasser, solicitor, subsidiary, or person in the City under the authority of the retailer.

7. "A retailer engaged in business in the City" shall also include any retailer of any of the following: vehicles subject to registration pursuant to Chapter 1 (commencing with Section 4000) of Division 3 of the Vehicle Code, aircraft licensed in compliance with Section 21411 of the Public Utilities Code, or undocumented vessels registered under Division 3.5 (commencing with Section 9840) of the Vehicle Code. That retailer shall be required to collect use tax from any purchaser who registers or licenses the vehicle, vessel, or aircraft at an address in the City.

D. Any person subject to use tax under this Ordinance shall be entitled to credit against that tax any transactions tax, or to reimbursement for a transactions tax, paid to a district or retailer in a district imposing a transactions tax pursuant to Part 1.6 of Division 2 of the Revenue and Taxation Code.

3.14.120 Amendments to State Law.

All amendments subsequent to the effective date of this ordinance to Part 1 of Division 2 of the Revenue and Taxation Code (commencing with Section 6001) relating to sales and use taxes and which are not inconsistent with Part 1.6 and Part 1.7 of Division 2 of the Revenue

and Taxation Code, and all amendments to Part 1.6 and Part 1.7 of Division 2 of the Revenue and Taxation Code, shall automatically become a part of this Ordinance, provided however, that no such amendment shall operate so as to affect the rate of tax imposed by this Ordinance. The City Council or the City's voters may amend this Ordinance to comply with applicable law or as may be otherwise necessary to further the Ordinance's stated purposes. However, as required by Article XIII C of the California Constitution, no amendment to this Ordinance may increase the rate of the taxes authorized by this chapter unless such amendment is submitted to an approved by the voters.

3.14.130 Enjoining Collection Forbidden.

No injunction or writ of mandate or other legal or equitable process shall issue in any suit, action or proceeding in any court against the State or the City, or against any officer of the State or the City, to prevent or enjoin the collection under this ordinance, or Part 1.6 of Division 2 of the Revenue and Taxation Code, of any tax or any amount of tax required to be collected.

3.14.140 Use of Proceeds

The proceeds of the tax imposed by this ordinance shall be deposited in the general fund of the City and may be used for any lawful municipal purpose. The tax does not meet the criteria established by Section 1(d) of Article XIII C of the California Constitution for special taxes, and is a general tax imposed for general government purposes

3.14.150 Annual Audit

The proceeds of this tax shall be subject to annual audit by an independent certified public accountant and the results of the audit shall be reported to the City Council in a document posted on the City's website and available for public inspection. Such audit may be done at the same time (and as a part of) the City's annual audit, and such reporting may be done as a part of the City's Consolidated Annual Financial Report.

3.14.160 Severability.

If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

3.14.170 Effective Date.

This ordinance relates to the levying and collecting of the City transactions and use taxes and shall take effect immediately.

3.14.180 Termination Date.

The authority to levy the tax imposed by this ordinance shall not expire unless terminated by lawful vote of the electorate or as required or authorized by law."

SECTION 2. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or any part thereof is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, clause or phrase be declared unconstitutional.

SECTION 3. CEQA. The adoption of this ordinance is not a "project" subject to the requirements of the California Environmental Quality Act (CEQA) (Public Resources Code Section§§ 21000 et seq.). CEQA Guideline§ 15378(b)(4) provides that the creation of government funding mechanisms or other government fiscal activities that do not involve any commitment to a specific project that may result in a potentially significant physical impact on the environment are not projects subject to the requirements of CEQA.

SECTION 4. CERTIFICATION. The City Clerk of the City of Gardena shall certify that this ordinance was passed, approved and adopted by the People of the City of Gardena, California, voting on the 3rd day of March, 2020.

SECTION 5. EFFECTIVE DATE. AND SUBMISSION TO VOTERS. This ordinance relates to the levying and collecting of City transactions and use tax and shall take effect immediately. However, no tax imposed by this ordinance shall be effective unless that tax has been approved by the voters of the City as required by Section 2(b) of Article XIII C of the California Constitution and applicable law. Furthermore, the tax shall become operative only as set forth in Section 3.14.020 (Operative Date) of Chapter 3.14 [Transactions and Use Tax] which is codified by the adoption of this Ordinance.

Passed, approved, and adopted this _____ day of _____, 2019.

TASHA CERDA, Mayor

ATTEST:

MINA SEMENZA, City Clerk

APPROVED AS TO FORM:



PETER L. WALLIN, City Attorney



City of Gardena City Council Meeting

AGENDA REPORT SUMMARY

Agenda Item No. 8. C. (2)
Department: ELECTED AND
ADMINISTRATIVE
OFFICES
Meeting Date: 11/26/2019
Resolution No. 6423

TO: THE HONORABLE MAYOR AND CITY COUNCIL

AGENDA TITLE: RESOLUTION NO. 6423, RECOGNIZING THE IMPORTANCE OF AND
DECLARING SUPPORT FOR THE 2020 CENSUS

COUNCIL ACTION REQUIRED:

Action Taken

- Adopt Resolution No. 6423

RECOMMENDATION AND STAFF SUMMARY:

Staff respectfully recommends that the City Council adopt Resolution No. 6423, which recognizes the importance of the 2020 U.S. Census and supports helping to ensure a complete, fair, and accurate count of all Californians.

The U.S. Census Bureau is required, by Article 1, Section 2 of the U.S. Constitution, to conduct an accurate count of the U.S. population every ten years.

An accurate Census count in California is amplified due to the size of the state and the diversity of its communities. These communities and demographic populations are at risk of being missed in the 2020 Census.

Because California receives nearly \$77 billion in federal funding, it relies, in part, on Census data. Therefore, a complete and accurate count of California's population is essential. The Census count also determines the number of seats each state has in the U.S. House of Representatives and is used to distribute billions of dollars in federal funds to state and local governments.

This decennial Census is a massive undertaking that requires cross-sector collaboration and partnership to achieve a complete and accurate count. Therefore, the City of Gardena, in partnership with other local governments, the State, businesses, schools, and community organizations, is committed to outreach and communication strategies, focusing on reaching the hardest-to-count individuals.

Staff recommends that the City Council adopt Resolution No. 6423, recognizing the importance of and declaring support for the 2020 U.S. Census.

FINANCIAL IMPACT/COST:

None

ATTACHMENT:

- 1) Resolution No. 6423

Submitted by: Clint D. Osorio . Clint D. Osorio, Interim City Manager Date: 11/21/2019

RESOLUTION NO. 6423

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, RECOGNIZING THE IMPORTANCE OF AND DECLARING SUPPORT FOR THE 2020 CENSUS

WHEREAS, the U.S. Census Bureau is required, by Article I, Section 2 of the U.S. Constitution, to conduct an accurate count of the population every ten years; and

WHEREAS, the next enumeration will be April 1, 2020, and will be the first to rely heavily on online responses; and

WHEREAS, the primary and perpetual challenge facing the U.S. Census Bureau is the undercount of certain population groups; and

WHEREAS, that challenge is amplified in California, given the size of the state and the diversity of communities; and

WHEREAS, California has a large percentage of individuals who are considered traditionally hard to count; and

WHEREAS, these diverse communities and demographic populations are at risk of being missed in the 2020 Census; and

WHEREAS, California receives nearly \$77 billion in federal funding that relies, in part, on census data; and

WHEREAS, a complete and accurate count of California's population is essential; and

WHEREAS, the data collected by the decennial Census determines the number of seats each state has in the U.S. House of Representatives and is used to distribute billions of dollars in federal funds to state and local governments; and

WHEREAS, the data is also used in the redistricting of state legislatures, county boards of supervisors, and city councils; and

WHEREAS, the decennial census is a massive undertaking that requires cross-sector collaboration and partnership in order to achieve a complete and accurate count; and

WHEREAS, California's leaders have dedicated a historic amount of funding and resources to ensure every Californian is counted once, only once and in the right place; and

WHEREAS, this includes coordination between tribal, city, county, state governments, community-based organizations, education, and many more; and

WHEREAS, U.S. Census Bureau is facing several challenges with Census 2020, including constrained fiscal environment, rapidly changing use of technology, declining response rates, and increasingly diverse and mobile population; thus, support from partners and stakeholders is critical; and

WHEREAS, outreach and engagement efforts for the 2020 Census began in California in April 2019; and

WHEREAS, the City Council of the City of Gardena, in partnership with other local governments, the State, businesses, schools, and community organizations, is committed to robust outreach and communication strategies, focusing on reaching the hardest-to-count individuals.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, DOES HEREBY FIND, DETERMINE, AND RESOLVE, AS FOLLOWS:

SECTION 1. the City Council of the City of Gardena recognizes the importance of the 2020 U.S. Census and supports helping to ensure a complete, fair, and accurate count of all Californians.

SECTION 2. That this Resolution shall be effective immediately.

BE IT FURTHER RESOLVED that the City Clerk shall certify to the passage and adoption of this Resolution; shall cause the same to be entered among the original Resolutions of said City; and shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council of said City in the minutes of the meeting at which the same is passed and adopted.

Passed, approved, and adopted this _____ day of _____, 2019.

TASHA CERDA, Mayor

ATTEST:

MINA SEMENZA, City Clerk

APPROVED AS TO FORM:



PETER L. WALLIN, City Attorney