



City of Gardena

City Council Meeting

AGENDA REPORT SUMMARY

Agenda Item No. 5. D. (2)
Department: CONSENT
CALENDAR
Meeting Date: 01/22/2019
Resolution No. 6356

TO: THE HONORABLE MAYOR AND CITY COUNCIL

AGENDA TITLE: RESOLUTION NO. 6356, AMENDING THE LIST OF AUTHORIZED GAMES AND AUTHORIZING THE PLAY OF CERTAIN GAMES IN LICENSED CARD CLUBS

COUNCIL ACTION REQUIRED:

- Adopt Resolution No. 6356

Action Taken

STAFF SUMMARY:

Staff respectfully recommends that the City Council adopt Resolution No. 6356, which amends the current list of authorized games and authorizes the play of certain games in licensed card clubs.

On August 27, 2018, the Hustler Casino received written approval from the State of California Department of Justice, Bureau of Gambling Control, to begin offering the game of *Badugi* for play at their club. On December 20, 2018, the Hustler Casino and Larry Flynt's Lucky Lady Casino received written approval from the State of California Department of Justice, Bureau of Gambling Control, to begin offering the game of *Short Deck Hold'em* for play at their clubs.

These approvals by the State of California are subject to the adoption of a formal resolution by the Gardena City Council.

FINANCIAL IMPACT/COST:

None

ATTACHMENT:

- 1) Resolution No. 6356
- 2) Copies of Letters from the Department of Justice, Bureau of Gambling Control, approving the subject games and providing details of same.

Submitted by: Edward Medrano, Edward Medrano, City Manager

Date: 1/16/19

RESOLUTION NO. 6356

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

WHEREAS, Gardena Municipal Code Section 5.24.430 provides that licensed card clubs in the City of Gardena ("City") may play any game permitted under state law which is also permitted by resolution of the City Council; and

WHEREAS, the City Council approved those certain games to be played in licensed card clubs as listed in Resolution No. 6355; and

WHEREAS, from time to time licensed card clubs in the City have filed rules of play and requested authorization pursuant to Gardena Municipal Code Section 5.24.430 to play other games not previously listed and approved by City Council Resolution.

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

SECTION 1. That **Badugi** and **Short Deck Hold'em** played in accordance with the rules approved by the Bureau of Gambling Control on August 27, 2018 & December 20, 2018, shall be permitted to be played in licensed card clubs in the City provided that the games continue to be lawful under state law. The list of all such approved and permitted games is as follows:

POKER SECTION

2 WAY WINNER
5 CARD STUD
6 CARD STUD
7 CARD HI LO SPLIT
7 CARD STUD
7 CARRD STUD HI-LO REGULAR
21st CENTURY BACCARAT
21st CENTURY BACCARAT 9.0
21st CENTURY LUCKY 7 BACCARAT
BADACEY
BADUGI
BLACKJACK JACKPOT
BUSTER BLACK JACK BONUS BET
CALIFORNIA HIGH DRAW OPEN BLIND
CARIBBEAN STUD POKER
CRAZY PINEAPPLE
DOUBLE BOARD OMAHA
DRAGON BONUS BACCARAT-
COMMISSION FREE
DRAW
EASY POKER
EASY POKER BONUS BET
EZ BACCARAT

EZ BACCARAT MODIFICATION
HI LO DECLARE
HOLDEM
HOLDEM HI LO
JACKPOT POKER
JACKS BACK HI LO
KANSAS CITY LOWBALL DEUCE TO SEVEN
LET IT RIDE BONUS
LOWBALL
LOWBALL DRAW WINNER LEAVE IT IN
MEXICAN POKER
OMAHA AND POT LIMIT
OMAHA HI
OMAHA HI LO
OMAHA HI LO SPLIT
OMAHA AND POT LIMIT
OPEN FACE CHINESE POKER
PAN
PINEAPPLE
POCKET ACES CRACKED
POKER PAYS TO PLAY
RAZZ

Resolution No. 6356
AMENDING THE LIST OF AUTHORIZED GAMES
AND AUTHORIZING THE PLAY OF CERTAIN GAMES IN LICENSED CARD CLUBS

RAZZDACEY
RAZZDEUCEY
SEVEN CARD STUD
SEVEN CARD STUD HIGH-LOW SPLIT
SHORT DECK HOLD'EM
SUPER 7 CARD STUD
SUPER 7 CARD STUD HI/LO
SUPER 7 CARD STUD HI/LO REGULAR
SUPER 9 JACKPOT
SUPER RAZZDACEY
TABLE TOP JOKER POKER
TEXAS HOLD'EM

TEXAS STUD POKER
THREE CARD POKER
THREE CARD POKER 6 CARD BONUS
THREE CARD POKER PROGRESSIVE
JACKPOT
TRIPLE ACES II
TRIPS
ULTIMATE TEXAS HOLD'EM
ULTIMATE TEXAS HOLD'EM PROGRESSIVE JACKPOT

ASIAN SECTION

13 CARD
21ST CENTURY BLACKJACK 5.1
[Modified]
ASIAN STUD
BACCARAT
BLACKJACK JOKERS
BONANZA PAI GOW TILES
CALIFORNIA ACES
CALIFORNIA BLACKJACK
CENTURY21
EO11
FUNTAZEE 21
FORTUNE PAI GOW POKER
LUCKY MOON
MAHJONG

MONSTER & BUSTER PAI GOW POKER
NO BUST BLACKJACK
NO BUST 21ST CENTURY BLACKJACK 4.0A [Modified]
NO BUST 21ST CENTURY BLACKJACK 4.0B [Modified]
NO BUST 21ST CENTURY BLACKJACK 6.2
PAI GOW POKER
PAI GOW POKER JACKPOT
PAI GOW TILES
PAN NINE
PAN NINE GOLD
SUPER PAN 9 MODIFICATION
TEXAS PAI GOW
TRIPLE PLAY

SECTION 2. That upon the approval and adoption of this resolution, Resolution No. 6355 shall be rescinded and shall no longer be in force and effect.

SECTION 3. 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 the City; and shall make a minute of the passage and adoption thereof on the records of the proceedings of the City Council for the meeting at which the same is passed and adopted.

Resolution No. 6356
AMENDING THE LIST OF AUTHORIZED GAMES
AND AUTHORIZING THE PLAY OF CERTAIN GAMES IN LICENSED CARD CLUBS

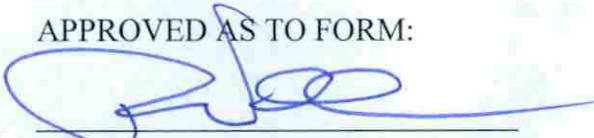
Passed, approved, and adopted this 22nd day of January, 2019.

TASHA CERDA, Mayor

ATTEST:

MINA SEMENZA, City Clerk

APPROVED AS TO FORM:



PETER L. WALLIN, City Attorney

El Dorado Enterprises, Inc.

January 11, 2019

VIA EMAIL AND U.S. MAIL

Edward Medrano
City Manager
City of Gardena
1700 West 162nd Street
Gardena, CA 90247-3778

Re: Game Approval

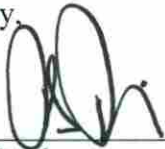
Dear Mr. Medrano,

Hustler Casino submitted a request to the Bureau of Gambling Control to offer the game of Badugi for play at the casino. We have received approval by the Bureau to begin offering this game once approved by the City of Gardena. Attached is a copy of the approval letter from the Bureau which provides the details of the game.

On behalf of Hustler Casino, I'm requesting that Badugi be approved by the City of Gardena for play at our casino.

If you have any questions or need additional information please give me a call.

Sincerely,



Robert Reid
Vice President and General Manager

Acknowledged and Agreed
City of Gardena

By: _____
Edward Medrano, City Manager

Date: _____

RR:dr

Enclosure

cc: A. Schnaps, Esq., K. Sharp, Esq.

XAVIER BECERRA
Attorney General

State of California
DEPARTMENT OF JUSTICE



BUREAU OF GAMBLING CONTROL
2450 DEL PASO ROAD, SUITE 100
SACRAMENTO, CA 95834

August 27, 2018

Keith Sharp
Hustler Casino
301 North Lake Avenue Suite 1100
Pasadena, CA 91101

BGC ID: GEGR-001989

RE: Badugi Approval

Dear Mr. Sharp:

The Bureau of Gambling Control (Bureau) has reviewed the Hustler Casino's request to offer the game of Badugi for play. This letter is to inform you that the Bureau has approved this request, and the Hustler Casino may begin offering the game for play, as enclosed, upon approval from your local jurisdiction. This letter of approval and the enclosed rules shall be kept on file, at the Hustler Casino, and be readily available for review during all hours of operation. Any changes to the approved rules of play shall constitute a new game and invalidate this approval.

The Bureau reserves the right to: (1) review the lawfulness of the game of Badugi; (2) notify all law enforcement agencies and gambling establishments if further review determines the game of Badugi to be unlawful; (3) require gambling establishments to cease and desist offering the game of Badugi if found to be unlawful; and (4) take action against those gambling establishments that decline to abide by the Bureau's cease and desist notification.

The Hustler Casino shall play the game of Badugi in accordance with the Bureau approved rules, as enclosed.

Although the game of Badugi has been approved by the Bureau, the local ordinance for the City of Gardena states the following in regards to gambling establishment enforcement:

5.24.270 Rules of play.

Rules of play for all games permitted to be played pursuant to this chapter, including rules establishing wagering limits in each game to be played, shall first be filed with the chief of police who shall make a recommendation and then send to the city council for final approval. During hours of operation copies of such rules shall be made available to patrons upon request or shall be clearly posted at the gaming tables where the games are offered. (Ord. 1563 § 4, 1999; prior code § 6-3.27)

5.24.430 Games permitted.

The only games permitted under this chapter shall be the game of draw poker, the game of panguingue, or any other game permitted under state law which is also permitted by resolution of the council. Should any licensee wish to permit the playing of any game not illegal under state law, other than the games of draw poker or panguingue, he shall first file a request with the city manager which shall include a copy of the rules of play. The city manager shall confer with the city attorney and chief of police and may conditionally permit the playing of said game until the next council meeting at which time the council, by resolution, may permit the playing of the game under regulations set forth therein. No other game or games shall be played or permitted to be played in any of the establishments licensed pursuant to this chapter. (Prior code § 6-3.40)

5.24.440 Games not permitted.

B. Playing or Betting Prohibited. *It is declared unlawful for any person to play or bet at or against any game not mentioned in Sections 330, 330a, and 337a of the Penal Code of the state, including, but not limited to, draw poker, lowball poker, high-low split, or panguingue, which game is played, conducted, dealt or carried on with cards, dice or other devices for money, checks, chips, credit or any other representation of value, at any place within the corporate limits of the city.*

Therefore, the Hustler Casino is not authorized to offer the game of Badugi for play until approval has been received from the local jurisdiction.

California Code of Regulations, title 11, section 2070, subdivision (b), states:

It shall be an unsuitable method of operation for a gambling establishment to:


(b) Offer for play any gaming activity which is not authorized by the Bureau pursuant to the Act and these regulations for play at that gambling establishment.

Therefore, any changes the Hustler Casino may wish to make in the future to the approved game, as enclosed, shall be submitted to the Bureau along with the required fees, and will not be authorized until written notification of approval from the Bureau is received.

Hustler Casino
Badugi
Page 3 of 3

If you have any questions, please contact Anthony Lucero at (916) 621-1563, via facsimile at (916) 454-8031, or via email at BGCgames@doj.ca.gov.

Sincerely,



ANDREW MEREDITH, Manager
Game Review Unit

For XAVIER BECERRA
Attorney General

Enclosure

cc: Cheryleen Kau, Special Agent Supervisor
Compliance and Enforcement Section
Bureau of Gambling Control, Los Angeles



AUG 27 2018

Badugi

Bureau of Gambling
Control**Type of Game**

The players of Badugi play against each other for "the pot" of money on the table. The game does not utilize a player-dealer position, it is a poker game. The gambling establishment does not participate in the actual play of the game and has no interest in the outcome of the play.

Object of the Game

The object of the game is for players to form a four-card low poker hand that ranks higher than the other player(s) four-card low poker hand. Each player will be given three opportunities to improve their hand by replacing cards currently in their hand with new cards, referred to as "draw".

Description of the Deck and Number of Decks Used

The game shall be played using one standard 52-card deck and no joker. The 52-card deck will be either shuffled manually or by machine, cut and dealt by the house dealer.

Card Values and Hand Rankings

The rank of each card used in Badugi, in order of highest to lowest rank, shall be: king, queen, jack, 10, 9, 8, 7, 6, 5, 4, 3, 2 and ace. All suits shall be considered equal in rank.

The ranking of hands for Badugi, in order from highest to lowest rank, shall be:

Hand Dealt	Hand Requirements
Four Card Badugi	A hand that consists of four cards of different suits and ranks, known as a "badugi." The highest rank is 4, 3, 2, and ace unsuited; and a king, queen, jack, and 10 is the lowest rank.
Three Card Incomplete	A hand that consists of three cards of different suits and ranks and a fourth card of the same suit or rank of one of the other three cards, known as an "incomplete." A 3, 2, and ace unsuited is the highest rank; and a king, queen, and jack is the lowest rank.
Two Card Incomplete	A hand that consists of two cards of different suits and ranks and a third and fourth card of the same suit or rank of the other two cards. A 2 and ace unsuited is the highest rank; and a king and queen unsuited is the lowest rank.
One Card Incomplete	A hand that consists of one card of a different suit and rank and a second, third, and fourth card of the same suit or rank of the other card. An ace is the highest rank; and a king is the lowest rank.

Description of Table Used and Total Number of Seated Positions

The game shall be played on a standard poker table and shall accommodate up to nine seated positions for patrons. Each seated position at the table shall have the same minimum and maximum wagering limits during each betting round, as specified by the table limits.



In the event that there are not enough cards to distribute to the remaining active players on any given draw, the house dealer will combine the burn cards and the discard pile (not using the discards from the current round). The house dealer will then scramble, shuffle per house procedures, re-cut, re-burn, and complete the draw starting from the last position the house dealer was at the time the house dealer ran out of cards. The house dealer will not use the last card from the unused portion of the deck, known as the "stub", unless that card will be used to replace the final discarded card for the final round of draws. The house dealer will then collect all discarded cards from that discard round and begin a new discard pile. The house dealer will also replace any missing burn cards from the discard pile to keep track of the betting round.

Dealing Procedures and Round of Play

1. When first opening a game, the dealer shall spread the entire deck (minus the top and bottom card) across the poker table, so player can draw one card each. There is no specific order of the draw, all active players can draw at one time. The player with the highest ranked card shall receive the flat white disk with the word "dealer" on it.
 - a. In the result of a tie, the player with the higher ranked card by suit will receive the dealer button. The suit rankings from highest to lowest shall be as follows: spades, hearts, diamonds, and clubs.
2. The game shall utilize a flat white disk with the word "dealer" on it to visually designate which player is in the dealer position (in theory) for that hand.
 - a. The dealer button shall rotate from player to player around the table clockwise after each round of play.
 - b. The player with the dealer button is the last to receive cards, and has the last right of action on all rounds of play except for the first round, where the big blind shall have the right of last action.
3. The game utilizes two blinds, a small blind and a big blind. The small blind and big blind are used to initiate action and are positioned immediately to the left of the dealer button and posted before the house dealer deals cards.
 - a. Action on the first round of betting will begin with the first active player to the left of the big blind.
 - b. On all subsequent wagering rounds (second, third, and fourth), the action is started by the first active player to the left of the dealer button.
 - c. The small blind and big blind will rotate from player to player around the table clockwise after each round of play.
4. Once the dealer button has been distributed by the house dealer, the player to the immediate left of the player with the dealer button shall be the small blind position and shall be required to place the small blind. Additionally, the player to the immediate left of the player that is in the small blind position shall be in the big blind position and shall be required to place the big blind.
 - a. Both blinds are pre-determined based on the posted table limit, mandatory for the players in the small blind and big blind positions, and are used to initiate action.
 - b. Both blinds shall be placed in the center of the table, which is referred to as "the pot".
5. Once the blinds have been placed in the pot, the house dealer shall deal one card face-down to each player, starting with the player to the left of the dealer button, which is the player that is in the small blind position, and continuing clockwise around the table until all players have four cards face-down.
6. Once each player has received their four cards, the first round of betting will occur. Players are given the following options, starting with the player to the left of the player that received the big blind button and continuing clockwise around the table:



- a. Place their four cards face-down into the center of the table, referred to as a "fold." The hand shall be kept face-down and shall be collected by the house dealer, who shall then place them in the discard pile. A player that chooses to fold their hand will no longer participate during that round of play;
 - b. Place a wager equal to the amount of the big blind, referred to as a "call."
 - c. Place a wager equal to the amount of the big blind as well as an additional amount within the posted table limit, referred to as a "raise." If a player raises the pot, all other players will have the option to call the raise, re-raise the pot by placing a wager larger than the raise within the posted table limit, or fold their hand. There is a maximum of three raises per round of betting, known as being "capped", unless there are only two players participating during a round of betting, in which case there is no limit to the number of raises. When a raise or re-raise occurs, checking is not permitted;
 - d. Place no additional wager at this time, referred to as a "check." This is only permitted for the player in the big blind position when all other players have called the big blind and there have been no raises.
7. After all players have acted in turn and either called all bets or folded their hand, the house dealer shall move all player bets into the pot.
 8. The house dealer shall then ask each player to discard unwanted cards in turn, starting with the player to the left of the dealer button.
 - a. A player may choose to discard 1, 2, 3, or all 4 cards by placing them face-down into the center of the table.
 - i. However if all four cards are discarded, this does not constitute a fold.
 - b. If a player does not wish to discard any of their cards, they can stand "pat."
 - c. Once a player has discarded cards or chosen to stay pat, they cannot change the amount of cards being discarded unless:
 - i. No cards have been dealt off the deck in response to the player's request (including the burn card) or
 - ii. No player has acted on their hand.
 - d. If a player or the house dealer is asked how many cards the player drew by another active player, that player or the house dealer are obligated to respond until there has been action after the draw. Once there is any action after the draw, that player and the house dealer are no longer obligated to respond.
 9. The house dealer shall then take the top card of the deck and place it in the discard pile without exposing it, referred to as a "burn."
 10. The house dealer will then announce how many cards each player has discarded, and begin to replace each players' cards consecutively starting with the player to the left of the dealer button.
 11. Once the dealer has replaced all cards to the active players, the house dealer shall collect all of the discarded cards and place them face-down into the discard pile. This will also signal the start of the second round of betting.
 12. All active players that called all wagers and did not fold their hand, shall be given the following options, starting with the first active player to the left of the dealer button:
 - a. Place a wager according to the rules and guidelines used in the previous betting round;
 - b. Fold their hand according to the rules and guidelines used in the previous betting round;
 - c. Do not make a wager, called a "check", with the option to call or raise a wager by another player;
 - d. Raise the pot according to the rules and guidelines used in the previous betting round;
 - e. Call a raise according to the rules and guidelines used in the previous betting round.
 13. After all players have acted in turn and either called all bets or folded their hand, the house dealer shall move all player bets into the pot.



14. The house dealer shall then ask each player to discard unwanted cards in turn, starting with the player to the left of the dealer button.
 - a. A player may choose to discard 1, 2, 3, or all 4 cards by placing them face-down into the center of the table.
 - i. However if all four cards are discarded, this does not constitute a fold.
 - b. If a player does not wish to discard any of their cards, they can stand "pat."
 - c. Once a player has discarded cards or chosen to stay pat, they cannot change the amount of cards being discarded unless:
 - i. No cards have been dealt off the deck in response to the player's request (including the burn card) or
 - ii. No player has acted on their hand.
 - d. If a player or the house dealer is asked how many cards the player drew by another active player, that player or the house dealer are obligated to respond until there has been action after the draw. Once there is any action after the draw, that player and the house dealer are no longer obligated to respond.
15. The house dealer shall then burn a card.
16. The house dealer will then announce how many cards each player has discarded, and begin to replace each players' cards consecutively starting with the player to the left of the dealer button.
17. Once the dealer has replaced all cards to the active players, the house dealer shall collect all of the discarded cards and place them face-down into the discard pile. This will also signal the start of the third round of betting.
18. All active players that called all wagers and did not fold their hand, shall be given the following options, starting with the first active player to the left of the dealer button:
 - a. Place a wager according to the rules and guidelines used in the previous betting round;
 - b. Fold their hand according to the rules and guidelines used in the previous betting round;
 - c. Do not make a wager, called a "check", with the option to call or raise a wager by another player;
 - d. Raise the pot according to the rules and guidelines used in the previous betting round;
 - e. Call a raise according to the rules and guidelines used in the previous betting round.
19. After all players have acted in turn and either called all bets or folded their hand, the house dealer shall move all player bets into the pot.
20. The house dealer shall then ask each player to discard unwanted cards in turn, starting with the player to the left of the dealer button.
 - a. A player may choose to discard 1, 2, 3, or all 4 cards by placing them face-down into the center of the table.
 - i. However if all four cards are discarded, this does not constitute a fold.
 - b. If a player does not wish to discard any of their cards, they can stand "pat."
 - c. Once a player has discarded cards or chosen to stay pat, they cannot change the amount of cards being discarded unless:
 - i. No cards have been dealt off the deck in response to the player's request (including the burn card) or
 - ii. No player has acted on their hand.
 - d. If a player or the house dealer is asked how many cards the player drew by another active player, that player or the house dealer are obligated to respond until there has been action after the draw. Once there is any action after the draw, that player and the house dealer are no longer obligated to respond.
21. The house dealer shall then burn a card.
22. The house dealer will then announce how many cards each player has discarded, and begin to replace each players' cards consecutively starting with the player to the left of the dealer button.



23. Once the dealer has replaced all cards to the active players, the house dealer shall collect all of the discarded cards and place them face-down into the discard pile. This will also signal the start of the final round of betting.
24. All active players that called all wagers and did not fold their hand, shall be given the following options, starting with the first active player to the left of the dealer button:
 - a. Place a wager according to the rules and guidelines used in the previous betting round;
 - b. Fold their hand according to the rules and guidelines used in the previous betting round;
 - c. Do not make a wager, called a "check", with the option to call or raise a wager by another player;
 - d. Raise the pot according to the rules and guidelines used in the previous betting round;
 - e. Call a raise according to the rules and guidelines used in the previous betting round.
25. After all players have acted in turn and either called all bets or folded their hand, the house dealer shall move all player bets into the pot.
26. All active players shall then enter into a showdown with each other and compare their hands.

How Winners are Determined and Paid

Players who have entered into the showdown shall use their four cards dealt, either originally or from the draw, to make the highest-ranking four-card hand according to the hand ranking chart above. The following shall apply for determining which player wins the pot:

- The pot shall be awarded to the player with the highest ranking four-card low poker hand, according to the hand and card rankings shown above. All other players shall lose.
- In the event that more than one player has the highest ranked hand, the pot shall be split equally among the winners.
- In the instance that there are an odd number of chips, the odd chips shall be awarded to the player closest to the left of the dealer button.



AUG 27 2018

Badugi

Bureau of Gambling
Control**Collection Fee Schedules**

For **schedule options 1-20**, the house dealer before cards are dealt shall take Collection Fee #1 from the small blind position. Collection Fee #2 (based on the number of player) shall be taken from the pot after the first draw. Collection Fee #3 shall be taken from the pot after the second draw. If there are no draws due to the pot having been awarded, Collection Fees #2 and #3 will not be taken.

No Limit/Pot Limit Games**\$50 minimum buy-in****\$2,500 maximum buy-in**

Schedule Option	Number of Players	Collection Fee #1	Collection Fee #2	Collection Fee #3
1	9-6	\$1	\$1	\$0
2	9-6	\$1	\$1	\$1
3	9-6	\$1	\$2	\$0
4	9-6	\$1	\$2	\$1
5	9-6	\$1	\$3	\$0
6	9-6	\$1	\$3	\$1
7	9-6	\$1	\$4	\$0
8	9-6	\$1	\$4	\$1
9	5	\$1	\$1	\$0
10	5	\$1	\$1	\$1
11	5	\$1	\$2	\$0
12	5	\$1	\$2	\$1
13	5	\$1	\$3	\$0
14	5	\$1	\$3	\$1
15	4	\$1	\$1	\$0
16	4	\$1	\$1	\$1
17	4	\$1	\$2	\$0
18	4	\$1	\$2	\$1
19	3 or less	\$1	\$1	\$0
20	3 or less	\$1	\$1	\$1

For **schedule options 21-38**, Collection Fee #1 shall be taken from the small blind position, by the house dealer before cards are dealt. Collection Fee #2 (based on the number of player) shall be taken from the pot after the first draw. Collection Fee #3 shall be taken from the pot after second draw.

Limit Games**Minimum \$2-\$4 wagering limits to****Maximum \$50-\$100 wagering limits**

Schedule Option	Number of Players	Collection Fee #1	Collection Fee #2	Collection Fee #3
21	9-6	\$1	\$4	\$1
22	9-6	\$1	\$4	\$0
23	9-6	\$1	\$3	\$1
24	9-6	\$1	\$3	\$0
25	9-6	\$1	\$2	\$1
26	9-6	\$1	\$2	\$0



AUG 27 2018

Badugi

					Bureau of Gambling Control
27	5	\$1	\$3	\$1	
28	5	\$1	\$3	\$0	
29	5	\$1	\$2	\$1	
30	5	\$1	\$2	\$0	
31	5	\$1	\$1	\$1	
32	5	\$1	\$1	\$0	
33	4	\$1	\$2	\$1	
34	4	\$1	\$2	\$0	
35	4	\$1	\$1	\$1	
36	4	\$1	\$1	\$0	
37	3 or less	\$1	\$1	\$1	
38	3 or less	\$1	\$1	\$0	

For schedule options 39-42, the Regular Table Fee is taken from each player in advance every thirty minutes of play based on the number of players and table limits.

Limit Games

Minimum \$60-\$120 wagering limits to

Maximum \$4,000-\$8,000 wagering limits

Schedule Option	Regular Table Fee (Number of Players)	
	8 to 5	4 or less
39	\$10	\$5
40	\$12	\$6
41	\$15	\$7
42	\$20	\$10

Collection Rates for Poker Games

- The players of the poker game, as shown above, play against each other for the pot of money on the table. The game does not utilize a player-dealer position, it is a poker game.
- The collection fees shall be pre-determined and conspicuously posted on each table prior to any cards being dealt or a round of play commencing.
- Collection rates and fees shall be determined prior to the start of play of any hand or round.
- Only one collection schedule option, which utilizes one table limit and the specified collection fees for that table limit, as listed above, shall be used at a table at any one time.
- Rates may not be calculated as a fraction or percentage of wagers made or winnings earned.
- Flat fees on wagers may be assessed at different collection rates; however, no more than five collection rates may be established per table limit.
- The Hustler Casino shall provide ample notice to patrons regarding the collection rates and fees, as well as the procedure for collecting them.
- Collection fees shall be conspicuously posted on or within view of every gaming table.

El Dorado Enterprises, Inc.

January 9, 2019

VIA EMAIL AND U.S. MAIL

Edward Medrano
City Manager
City of Gardena
1700 West 162nd Street
Gardena, CA 90247-3778

Re: Game Approval

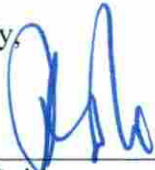
Dear Mr. Medrano,

Hustler Casino recently submitted a request to the Bureau of Gambling Control to offer the game of Short Deck Hold'em for play at the casino. We have received approval by the Bureau to begin offering this game once approved by the City of Gardena. Attached is a copy of the approval letter from the Bureau which provides the details of the game.

On behalf of Hustler Casino, I'm requesting that Short Deck Hold'em be approved by the City of Gardena for play at our casino.

If you have any questions or need additional information please give me a call.

Sincerely,



Robert Reid
Vice President and General Manager

Acknowledged and Agreed
City of Gardena

By: _____
Edward Medrano, City Manager

Date: _____

RR:dr

Enclosure

cc: A. Schnaps, Esq., K. Sharp, Esq.

JAN 16 '19 PM 1:56

XAVIER BECERRA
Attorney General

State of California
DEPARTMENT OF JUSTICE



BUREAU OF GAMBLING CONTROL
2450 DEL PASO ROAD, SUITE 100
SACRAMENTO, CA 95834

December 20, 2018

Keith Sharp, Designated Agent
Hustler Casino
301 N. Lake Avenue
Pasadena, CA 91101

BGC ID: GEGR-002069

RE: Short Deck Hold'em Approval

Dear Mr. Sharp:

The Bureau of Gambling Control (Bureau) has reviewed Hustler Casino's request to offer the game of Short Deck Hold'em for play. This letter is to inform you that the Bureau has approved this request, and Hustler Casino may begin offering the game for play, as enclosed, pending any approvals that may be required by the local jurisdiction. This letter of approval and the enclosed rules shall be kept on file, at Hustler Casino, and be readily available for review during all hours of operation. Any changes to the approved rules of play shall constitute a new game and invalidate this approval.

The Bureau reserves the right to: (1) review the lawfulness of the game of Short Deck Hold'em; (2) notify all law enforcement agencies and gambling establishments if further review determines the game of Short Deck Hold'em to be unlawful; (3) require gambling establishments to cease and desist offering the game of Short Deck Hold'em if found to be unlawful; and (4) take action against those gambling establishments that decline to abide by the Bureau's cease and desist notification.

Hustler Casino shall play the game of Short Deck Hold'em in accordance with the Bureau approved rules, as enclosed.

Although the Bureau has approved the game of Short Deck Hold'em, it is the sole responsibility of Hustler Casino to abide by and remain in compliance with the local ordinance for the City of Gardena. This letter does not constitute any approvals that may be required by the local jurisdiction before the game of Short Deck Hold'em is offered for play. Hustler Casino shall be fully responsible for ensuring any approval required by local law enforcement is obtained prior to offering the game of Short Deck Hold'em for play.

Hustler Casino
Short Deck Hold'em
Page 2 of 2

California Code of Regulations, title 11, section 2070, subdivision (b), states:

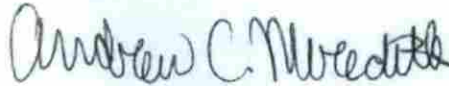
It shall be an unsuitable method of operation for a gambling establishment to:

(b) Offer for play any gaming activity which is not authorized by the Bureau pursuant to the Act and these regulations for play at that gambling establishment.

Therefore, any changes Hustler Casino may wish to make in the future to the approved game, as enclosed, shall be submitted to the Bureau along with the required fees, and will not be authorized until written notification of approval from the Bureau is received.

If you have any questions, please contact Scott Greer at (916) 830-9037 or via email at BGCgames@doj.ca.gov.

Sincerely,



ANDREW MEREDITH, Manager
Game Review Unit

For XAVIER BECERRA
Attorney General

Enclosure

cc: Cheryleen Kau, Special Agent Supervisor
Compliance and Enforcement Section
Bureau of Gambling Control, Los Angeles



Short Deck Hold'em

Bureau of Gambling
Control**Type of Game**

The game of Short Deck Hold'em is a poker game where the patrons play against each other for "the pot" of money on the table. The game does not utilize a player-dealer position, it is a Poker game. The gambling establishment does not participate in the actual play of the game and has no interest in the outcome of the play.

Object of the Game

The object of the game is for players to form a five-card poker hand that ranks higher than the other players' five-card poker hands. Each player may use any combination of the two cards initially dealt to them at the beginning of the game, referred to as "hole" cards, and the five cards dealt on the table throughout the course of the game, referred to as "community" cards or "board" cards. They may play the board by using no hole cards and using the five community cards to make the highest ranking five-card poker hand, according to the rankings as shown below.

Description of the Deck and Number of Decks Used

The game will be played using a 36-card deck with no joker. The 36-card deck is created by removing the 2s, 3s, 4s, and 5s (16 total cards removed) from a standard 52-card deck; the 6 through ace of each suit are the play cards. The 36-card deck will be shuffled, cut, and dealt by the house dealer.

Card Values and Hand Rankings

Short Deck Hold'em utilizes a different variation of hand rankings than the standard hand rankings. The rank of each card used in Short Deck Hold'em when forming a five-card high poker hand, in order of highest to lowest rank, will be: ace, king, queen, jack, 10, 9, 8, 7 and 6. All suits will be considered equal in rank. The ace would be considered low any time the ace begins a straight or a straight flush; i.e. ace, 6, 7, 8 and 9.

Card hands will rank, from highest to lowest, as follows:

Short Deck Hold'em Hand Rankings

Hand Dealt	Hand Requirements
Royal Flush	A hand comprised of an ace, king, queen, jack and 10 of the same suit.
Straight Flush	A hand comprised of five cards of the same suit in consecutive ranking. King, queen, jack, 10 and 9 is the highest ranked Straight Flush and a 9, 8, 7, 6 and ace is the lowest ranked Straight Flush.
Four of a Kind	A hand comprised of four cards of the same rank. Four aces is the highest ranked Four of a Kind and four 6s is the lowest ranked Four of a Kind.
Flush	A hand comprised of five cards of the same suit, but not in consecutive ranking. An ace, king, queen, jack and 9 is the highest ranked Flush and a jack, 9, 8, 7 and 6 is the lowest ranked Flush.
Full House	A hand comprised of a Three of a Kind and a Pair. Three aces and two kings is the highest ranked Full House and three 6s and two 7s is the lowest ranked Full House.
Three of a Kind	A hand comprised of three cards of the same rank. Three aces is the highest ranked Three of a Kind and three 6s is the lowest ranked Three of a Kind.



Straight	A hand comprised of five cards that are in consecutive ranking, are not the same suit. An ace, king, queen, jack and 10 is the highest ranked Straight and a 9, 8, 7, 6 and ace is the lowest ranked Straight.
Two Pairs	A hand comprised of Two Pairs. Two aces and two kings is the highest ranked Two Pairs and two 7s and two 6s is the lowest ranked Two Pairs.
One Pair	A hand comprised of two cards of the same rank. Two aces is the highest ranked Pair and two 6s is the lowest ranked Pair.
High Card	A hand comprised of five cards not comprised of any of the hands listed above. An ace, king, queen, jack and 9 is the highest ranked High Card hand and a jack, 9, 8, 7 and 6 the lowest ranked High Card hand.

Description of Table Used and Total Number of Seated Positions

The game will be played on a standard poker table which will accommodate up to ten seated positions for patrons. Each seated position at the table will have the same minimum and maximum wagering limits and collection rates during each round of play, as specified by the table limits.

Dealing Procedures and Round of Play

1. The game will utilize a flat white disc/button with the word "dealer" on it (referred to as the dealer button) to visually designate the player in the dealer position (in theory) for the hand.
 - a. The dealer button will rotate from player to player around the table clockwise after each round of play.
 - b. The player with the dealer button is the last to receive cards, and has the right of last action on all rounds of play except for the first round, where the big blind position will have the right of last action.
2. The small blind and the big blind positions (each position is represented by a flat white disc/button with the phrase "small blind" and a flat white disc/button with the phrase "big blind") are used to initiate action and are positioned immediately to the left of the dealer button and their blind wagers posted before the house dealer distributes the cards.
 - a. On all subsequent wagering rounds (second, third, and fourth), the action is started by the first active player to the left of the dealer button.
 - b. The small blind and big blind buttons will rotate from player to player around the table clockwise after each round of play.
3. When first opening a game, the house dealer shall spread the entire deck (minus the top and bottom card) across the poker table so the players can draw one card each. The player with the highest ranked card shall receive a flat white disk with the word "dealer" on it. The house dealer will collect the cards from the players and will then shuffle back into the deck.
 - a. The player with the highest ranked card with traditional suit rankings (spades, hearts, diamonds, and clubs) will receive the dealer button.
 - b. There is no turn or rotation order in which the players draw the card for the dealer button.
4. Once the dealer button has been distributed by the house dealer, the player to the immediate left of the player with the dealer button will receive the small blind button and the player to the immediate left of the player who received the small blind button will receive the big blind button.
 - a. Blind wagers are pre-determined and mandatory and are used to initiate action.
 - b. Blind wagers will be placed in the designated wagering area, the pot.



DEC 20 2018

Short Deck Hold'em

Bureau of Gambling
Control

5. Once the blind wagers have been placed in the pot, the house dealer will deal one card face-down to each player, starting with the player to the left of the dealer button, the player who received the small blind button, and continue clockwise around the table until all players have two cards face-down.
 - a. These initial two cards are referred to as "hole cards."
6. Once each player has received their two hole cards, the first round of wagering will occur. Players are given the following options, starting with the player to the left of the player who received the big blind button and continue clockwise around the table:
 - a. Place a wager equal to the amount of the big blind wager, referred to as a "call"; or
 - b. Place their two hole cards face-down into the center of the table, referred to as a "fold." The hand will be kept face-down and collected by the house dealer, who will then place them in the discard pile. A player who chooses to fold their hand will no longer participate during the round of play; or
 - c. Place a wager equal to the amount of the big blind as well as an additional amount within the posted table limit, referred to as a "raise"; or
 - d. Call the raise, re-raise, or fold their hand. There is a maximum of three raises per round of wagering (known as being "capped"), unless there are only two players participating during a round of wagering, in this case there is no limit to the number of raises; or
 - e. The player in the big blind position may "check" if no player has raised; meaning they do not wish to place an additional wager, or they may also raise by placing an additional wager.
7. After all players have acted in turn, the house dealer will move all wagers into the pot.
8. The house dealer will then take the top card of the deck and place it in the discard pile without exposing it, referred to as the "burn."
9. The house dealer will then take the next three cards from the top of the deck and place them face-up on the table simultaneously, referred to as "the flop."
 - a. These are community cards and are shared by all players.
10. Once the first three community cards have been placed face-up on the table, the second round of wagering will occur.
11. All active players who called all wagers and did not fold their hand, will be given the following options, starting with the first active player to the left of the dealer button:
 - a. Place a wager according to the established table limits; or
 - b. Fold their hand according to the rules used in the previous round of play; or
 - c. Raise the pot according to the rules used in the previous round of play; or
 - d. "Call" a wager; this means to match the amount wagered by another player; or
 - e. Do not make a wager, referred to as a "check", with the option to call or raise a wager by another player.
12. After all players have acted in turn, the house dealer will move all wagers into the pot.
13. The house dealer will then take the top card of the deck and burn it.
14. The house dealer will then take one card from the top of the deck and place it face-up on the table so there are now a total of four community cards face-up on the table, referred to as "the turn card."
 - a. This card is also a community card and is shared by all players.
15. Once the fourth community card has been placed face-up on the table, the third round of wagering will occur.
16. All active players will be given the following options, starting with the first active player to the left of the dealer button:
 - a. Place a wager according to the established table limits; or
 - b. Fold their hand according to the rules used in the previous round of play; or
 - c. Raise the pot according to the rules used in the previous round of play; or



Short Deck Hold'em

Bureau of Gambling
Control

- d. Call a wager according to the rules used in the previous round of play; or
- e. Check according to the rules used in the previous round of play.
17. After all players have acted in turn, the house dealer will move all wagers into the pot.
18. The house dealer will then take the top card of the deck and burn it.
19. The house dealer will then take one card from the top of the deck and place it face-up on the table so there are now a total of five community cards face-up on the table; referred to as "the river card."
 - a. This card is also a community card and is shared by all players.
20. Once the fifth community card has been placed face-up on the table, which is the final community card, the fourth and final round of wagering will occur.
21. All active players will be given the following options, starting with the first active player to the left of the dealer button:
 - a. Place a wager according to the established table limits; or
 - b. Fold their hand according to the rules used in the previous round of play; or
 - c. Raise the pot according to the rules used in the previous round of play; or
 - d. Call a wager according to the rules used in the previous round of play; or
 - e. Check according to the rules used in the previous round of play.
22. After the fourth and final round of wagering has been completed, the house dealer will move all wagers into the pot.
23. All active players will then enter into a showdown with each other and compare their hands.

How Winners are Determined and Paid

Players may use any combination of the two hole cards initially dealt to them at the beginning of the game and the five community cards turned over throughout the course of the game, or they may use the five community cards and no hole cards to make the highest ranking five-card poker hand. The following will apply for determining which player wins the pot:

- The pot will be awarded to the player with the highest ranking five-card poker hand, according to the hand and card rankings shown above. All other players will lose.
- In the event that more than one player has the highest ranked hand, the pot will be split equally among all players with the winning hand.
- In the instance that there are an odd number of chips, the odd chips will be awarded to the player closest to the left of the dealer button.


**Bureau of Gambling
Control**
Collection Rates Schedule

For **schedule options 1 through 14**, Collection Fee #1 will be taken by the house dealer from the small blind position before cards are dealt. Collection Fee #2 shall be taken by the house dealer from the pot after the flop, based on the number of players. Collection Fee #3 will be taken by the house dealer from the pot after the turn. The Collection Fee #1 and #3 are not based on the number of players. If the round does not progress to the flop due to the pot having been awarded, Collection Fee #2 and Collection Fee #3 will not be taken. If the round does not progress to the turn due to the pot having been awarded, Collection Fee #3 will not be taken.

\$50-\$100 Minimum Buy-In

\$500-\$2,500 Maximum Buy-In

No Limit and Pot Limit

Schedule Options	Number of Players	Collection Fee #1	Collection Fee #2	Collection Fee #3
1	6 or more	\$1	\$3	\$0
2	6 or more	\$1	\$3	\$1
3	6 or more	\$1	\$4	\$0
4	6 or more	\$1	\$4	\$1
5	5	\$1	\$2	\$0
6	5	\$1	\$2	\$1
7	5	\$1	\$3	\$0
8	5	\$1	\$3	\$1
9	4	\$1	\$1	\$0
10	4	\$1	\$1	\$1
11	4	\$1	\$2	\$0
12	4	\$1	\$2	\$1
13	3 or less	\$1	\$1	\$0
14	3 or less	\$1	\$1	\$1

For **schedule options 15 through 32**, Collection Fee #1 will be taken by the house dealer from the small blind position before cards are dealt. Collection Fee #2 shall be taken by the house dealer from the pot after the flop, based on the number of players. Collection Fee #3 will be taken by the house dealer from the pot after the turn. The Collection Fee #1 and #3 are not based on the number of players. If the round does not progress to the flop due to the pot having been awarded, Collection Fee #2 and Collection Fee #3 will not be taken. If the round does not progress to the turn due to the pot having been awarded, Collection Fee #3 will not be taken.

\$2-\$4 Minimum Limit Game

\$50-\$100 Maximum Limit Game

Schedule Options	Number of Players	Collection Fee #1	Collection Fee #2	Collection Fee #3
15	6 or more	\$1	\$2	\$0
16	6 or more	\$1	\$2	\$1
17	6 or more	\$1	\$3	\$0
18	6 or more	\$1	\$3	\$1
19	6 or more	\$1	\$4	\$0
20	6 or more	\$1	\$4	\$1
21	5	\$1	\$1	\$0
22	5	\$1	\$1	\$1
23	5	\$1	\$2	\$0



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Short Deck Hold'em

					Bureau of Gambling Control
24	5	\$1	\$2	\$1	
25	5	\$1	\$3	\$0	
26	5	\$1	\$3	\$1	
27	4	\$1	\$1	\$0	
28	4	\$1	\$1	\$1	
29	4	\$1	\$2	\$0	
30	4	\$1	\$2	\$1	
31	3 or less	\$1	\$1	\$0	
32	3 or less	\$1	\$1	\$1	

For **schedule options 33 through 40**, the Collection Fee shall be collected in advance of every half hour from each player by the house dealer. The Collection Fee is collected on the hour and the half hour. If a game starts in the middle of these times, the first hour or half hour shall not have a Collection Fee taken, but all subsequent half hours shall be collected. The appropriate table collection fees are dependent on the number of seated players.

\$60-\$120 Minimum Limit Game**\$4,000-\$8,000 Maximum Limit Game**

Schedule Options	Number of Players	Collection Fee
33	5 or more	\$10
34	5 or more	\$12
35	5 or more	\$15
36	5 or more	\$20
37	4 or less	\$5
38	4 or less	\$6
39	4 or less	\$7
40	4 or less	\$10

Collection Rates for Poker Games

- The players of the poker game, as shown above, play against each other for the pot of money on the table. The game does not utilize a player-dealer position, it is a poker game.
- The collection fees shall be pre-determined and conspicuously posted on each table prior to any cards being dealt or a round of play commencing.
- Collection rates and fees shall be determined prior to the start of play of any hand or round.
- Only one collection schedule option, which utilizes one table limit and the specified collection fees for that table limit, as listed above, shall be used at a table at any one time.
- Rates may not be calculated as a fraction or percentage of wagers made or winnings earned.
- Flat fees on wagers may be assessed at different collection rates; however, no more than five collection rates may be established per table limit.
- The Casino shall provide ample notice to patrons regarding the collection rates and fees, as well as the procedure for collecting them.

JAN 16 '19 PM 1:56



January 9, 2019

VIA EMAIL AND U.S. MAIL

Edward Medrano
City Manager
City of Gardena
1700 West 162nd Street
Gardena, CA 90247-3778

Re: Game Approval

Dear Mr. Medrano,

The Bureau of Gambling Control has approved for Larry Flynt's Lucky Lady Casino the request to offer the game of Short Deck Hold'em for play. We may begin offering this game once approved by the City of Gardena. Attached is a copy of the approval letter from the Bureau which provides the details of the game.

On behalf of Larry Flynt's Lucky Lady Casino, I'm requesting Short Deck Hold'em be approved by the City of Gardena for play at our casino.

If you have any questions or need additional information please give me a call.

Sincerely,

A handwritten signature in blue ink, appearing to read "Robert Reid", written over a horizontal line.

Robert Reid
Vice President and General Manager

Acknowledged and Agreed
City of Gardena

By: _____
Edward Medrano, City Manager

Date: _____

RR:dr

Enclosure

cc: A. Schnaps, Esq.
K. Sharp, Esq.

XAVIER BECERRA
Attorney General

State of California
DEPARTMENT OF JUSTICE



BUREAU OF GAMBLING CONTROL
2450 DEL PASO ROAD, SUITE 100
SACRAMENTO, CA 95834

December 20, 2018

Keith Sharp, Designated Agent
Larry Flynt's Lucky Lady Casino
301 N. Lake Ave
Pasadena, CA 91101

BGC ID: GEGR-002062

RE: Short Deck Hold'em Approval

Dear Mr. Sharp:

The Bureau of Gambling Control (Bureau) has reviewed Larry Flynt's Lucky Lady Casino's request to offer the game of Short Deck Hold'em for play. This letter is to inform you that the Bureau has approved this request, and Larry Flynt's Lucky Lady Casino may begin offering the game for play, as enclosed, pending any approvals that may be required by the local jurisdiction. This letter of approval and the enclosed rules shall be kept on file, at Larry Flynt's Lucky Lady Casino, and be readily available for review during all hours of operation. Any changes to the approved rules of play shall constitute a new game and invalidate this approval.

The Bureau reserves the right to: (1) review the lawfulness of the game of Short Deck Hold'em; (2) notify all law enforcement agencies and gambling establishments if further review determines the game of Short Deck Hold'em to be unlawful; (3) require gambling establishments to cease and desist offering the game of Short Deck Hold'em if found to be unlawful; and (4) take action against those gambling establishments that decline to abide by the Bureau's cease and desist notification.

Larry Flynt's Lucky Lady Casino shall play the game of Short Deck Hold'em in accordance with the Bureau approved rules, as enclosed.

Although the Bureau has approved the game of Short Deck Hold'em, it is the sole responsibility of Larry Flynt's Lucky Lady Casino to abide by and remain in compliance with the local ordinance for the City of Gardena. This letter does not constitute any approvals that may be required by the local jurisdiction before the game of Short Deck Hold'em is offered for play. Larry Flynt's Lucky Lady Casino shall be fully responsible for ensuring any approval required by local law enforcement is obtained prior to offering the game of Short Deck Hold'em for play.

Larry Flynt's Lucky Lady Casino
Short Deck Hold'em
Page 2 of 2

California Code of Regulations, title 11, section 2070, subdivision (b), states:

It shall be an unsuitable method of operation for a gambling establishment to:

(b) Offer for play any gaming activity which is not authorized by the Bureau pursuant to the Act and these regulations for play at that gambling establishment.

Therefore, any changes Larry Flynt's Lucky Lady Casino may wish to make in the future to the approved game, as enclosed, shall be submitted to the Bureau along with the required fees, and will not be authorized until written notification of approval from the Bureau is received.

If you have any questions, please contact Scott Greer at (916) 830-9037 or via email at BGCgames@doj.ca.gov.

Sincerely,



ANDREW MEREDITH, Manager
Game Review Unit

For XAVIER BECERRA
Attorney General

Enclosure

cc: Cheryleen Kau, Special Agent Supervisor
Compliance and Enforcement Section
Bureau of Gambling Control, Los Angeles



Short Deck Hold'em

Bureau of Gambling
Control**Type of Game**

The game of Short Deck Hold'em is a poker game where the patrons play against each other for "the pot" of money on the table. The game does not utilize a player-dealer position, it is a Poker game. The gambling establishment does not participate in the actual play of the game and has no interest in the outcome of the play.

Object of the Game

The object of the game is for players to form a five-card poker hand that ranks higher than the other players' five-card poker hands. Each player may use any combination of the two cards initially dealt to them at the beginning of the game, referred to as "hole" cards, and the five cards dealt on the table throughout the course of the game, referred to as "community" cards or "board" cards. They may play the board by using no hole cards and using the five community cards to make the highest ranking five-card poker hand, according to the rankings as shown below.

Description of the Deck and Number of Decks Used

The game will be played using a 36-card deck with no joker. The 36-card deck is created by removing the 2s, 3s, 4s, and 5s (16 total cards removed) from a standard 52-card deck; the 6 through ace of each suit are the play cards. The 36-card deck will be shuffled, cut, and dealt by the house dealer.

Card Values and Hand Rankings

Short Deck Hold'em utilizes a different variation of hand rankings than the standard hand rankings. The rank of each card used in Short Deck Hold'em when forming a five-card high poker hand, in order of highest to lowest rank, will be: ace, king, queen, jack, 10, 9, 8, 7 and 6. All suits will be considered equal in rank. The ace would be considered low any time the ace begins a straight or a straight flush; i.e. ace, 6, 7, 8 and 9.

Card hands will rank, from highest to lowest, as follows:

Short Deck Hold'em Hand Rankings

Hand Dealt	Hand Requirements
Royal Flush	A hand comprised of an ace, king, queen, jack and 10 of the same suit.
Straight Flush	A hand comprised of five cards of the same suit in consecutive ranking. King, queen, jack, 10 and 9 is the highest ranked Straight Flush and a 9, 8, 7, 6 and ace is the lowest ranked Straight Flush.
Four of a Kind	A hand comprised of four cards of the same rank. Four aces is the highest ranked Four of a Kind and four 6s is the lowest ranked Four of a Kind.
Flush	A hand comprised of five cards of the same suit, but not in consecutive ranking. An ace, king, queen, jack and 9 is the highest ranked Flush and a jack, 9, 8, 7 and 6 is the lowest ranked Flush.
Full House	A hand comprised of a Three of a Kind and a Pair. Three aces and two kings is the highest ranked Full House and three 6s and two 7s is the lowest ranked Full House.
Three of a Kind	A hand comprised of three cards of the same rank. Three aces is the highest ranked Three of a Kind and three 6s is the lowest ranked Three of a Kind.



Short Deck Hold'em

Bureau of Gambling
Control

Straight	A hand comprised of five cards that are in consecutive ranking, but that are not the same suit. An ace, king, queen, jack and 10 is the highest ranked Straight and a 9, 8, 7, 6 and ace is the lowest ranked Straight.
Two Pairs	A hand comprised of Two Pairs. Two aces and two kings is the highest ranked Two Pairs and two 7s and two 6s is the lowest ranked Two Pairs.
One Pair	A hand comprised of two cards of the same rank. Two aces is the highest ranked Pair and two 6s is the lowest ranked Pair.
High Card	A hand comprised of five cards not comprised of any of the hands listed above. An ace, king, queen, jack and 9 is the highest ranked High Card hand and a jack, 9, 8, 7 and 6 the lowest ranked High Card hand.

Description of Table Used and Total Number of Seated Positions

The game will be played on a standard poker table which will accommodate up to ten seated positions for patrons. Each seated position at the table will have the same minimum and maximum wagering limits and collection rates during each round of play, as specified by the table limits.

Dealing Procedures and Round of Play

1. The game will utilize a flat white disc/button with the word "dealer" on it (referred to as the dealer button) to visually designate the player in the dealer position (in theory) for the hand.
 - a. The dealer button will rotate from player to player around the table clockwise after each round of play.
 - b. The player with the dealer button is the last to receive cards, and has the right of last action on all rounds of play except for the first round, where the big blind position will have the right of last action.
2. The small blind and the big blind positions (each position is represented by a flat white disc/button with the phrase "small blind" and a flat white disc/button with the phrase "big blind") are used to initiate action and are positioned immediately to the left of the dealer button and their blind wagers posted before the house dealer distributes the cards.
 - a. On all subsequent wagering rounds (second, third, and fourth), the action is started by the first active player to the left of the dealer button.
 - b. The small blind and big blind buttons will rotate from player to player around the table clockwise after each round of play.
3. When first opening a game, the house dealer shall spread the entire deck (minus the top and bottom card) across the poker table so the players can draw one card each. The player with the highest ranked card shall receive a flat white disk with the word "dealer" on it. The house dealer will collect the cards from the players and will then shuffle back into the deck.
 - a. The player with the highest ranked card with traditional suit rankings (spades, hearts, diamonds, and clubs) will receive the dealer button.
 - b. There is no turn or rotation order in which the players draw the card for the dealer button.
4. Once the dealer button has been distributed by the house dealer, the player to the immediate left of the player with the dealer button will receive the small blind button and the player to the immediate left of the player who received the small blind button will receive the big blind button.
 - a. Blind wagers are pre-determined and mandatory and are used to initiate action.
 - b. Blind wagers will be placed in the designated wagering area, the pot.

Short Deck Hold'em



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DEC 20 2018

**Bureau of Gambling
Control**

5. Once the blind wagers have been placed in the pot, the house dealer will deal one card face-down to each player, starting with the player to the left of the dealer button, the player who received the small blind button, and continue clockwise around the table until all players have two cards face-down.
 - a. These initial two cards are referred to as "hole cards."
6. Once each player has received their two hole cards, the first round of wagering will occur. Players are given the following options, starting with the player to the left of the player who received the big blind button and continue clockwise around the table:
 - a. Place a wager equal to the amount of the big blind wager, referred to as a "call"; or
 - b. Place their two hole cards face-down into the center of the table, referred to as a "fold." The hand will be kept face-down and collected by the house dealer, who will then place them in the discard pile. A player who chooses to fold their hand will no longer participate during the round of play; or
 - c. Place a wager equal to the amount of the big blind as well as an additional amount within the posted table limit, referred to as a "raise"; or
 - d. Call the raise, re-raise, or fold their hand. There is a maximum of three raises per round of wagering (known as being "capped"), unless there are only two players participating during a round of wagering, in this case there is no limit to the number of raises; or
 - e. The player in the big blind position may "check" if no player has raised; meaning they do not wish to place an additional wager, or they may also raise by placing an additional wager.
7. After all players have acted in turn, the house dealer will move all wagers into the pot.
8. The house dealer will then take the top card of the deck and place it in the discard pile without exposing it, referred to as the "burn."
9. The house dealer will then take the next three cards from the top of the deck and place them face-up on the table simultaneously, referred to as "the flop."
 - a. These are community cards and are shared by all players.
10. Once the first three community cards have been placed face-up on the table, the second round of wagering will occur.
11. All active players who called all wagers and did not fold their hand, will be given the following options, starting with the first active player to the left of the dealer button:
 - a. Place a wager according to the established table limits; or
 - b. Fold their hand according to the rules used in the previous round of play; or
 - c. Raise the pot according to the rules used in the previous round of play; or
 - d. "Call" a wager; this means to match the amount wagered by another player; or
 - e. Do not make a wager, referred to as a "check", with the option to call or raise a wager by another player.
12. After all players have acted in turn, the house dealer will move all wagers into the pot.
13. The house dealer will then take the top card of the deck and burn it.
14. The house dealer will then take one card from the top of the deck and place it face-up on the table so there are now a total of four community cards face-up on the table, referred to as "the turn card."
 - a. This card is also a community card and is shared by all players.
15. Once the fourth community card has been placed face-up on the table, the third round of wagering will occur.
16. All active players will be given the following options, starting with the first active player to the left of the dealer button:
 - a. Place a wager according to the established table limits; or
 - b. Fold their hand according to the rules used in the previous round of play; or
 - c. Raise the pot according to the rules used in the previous round of play; or

Short Deck Hold'em



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Control

- d. Call a wager according to the rules used in the previous round of play; or
- e. Check according to the rules used in the previous round of play.
17. After all players have acted in turn, the house dealer will move all wagers into the pot.
18. The house dealer will then take the top card of the deck and burn it.
19. The house dealer will then take one card from the top of the deck and place it face-up on the table so there are now a total of five community cards face-up on the table; referred to as "the river card."
 - a. This card is also a community card and is shared by all players.
20. Once the fifth community card has been placed face-up on the table, which is the final community card, the fourth and final round of wagering will occur.
21. All active players will be given the following options, starting with the first active player to the left of the dealer button:
 - a. Place a wager according to the established table limits; or
 - b. Fold their hand according to the rules used in the previous round of play; or
 - c. Raise the pot according to the rules used in the previous round of play; or
 - d. Call a wager according to the rules used in the previous round of play; or
 - e. Check according to the rules used in the previous round of play.
22. After the fourth and final round of wagering has been completed, the house dealer will move all wagers into the pot.
23. All active players will then enter into a showdown with each other and compare their hands.

How Winners are Determined and Paid

Players may use any combination of the two hole cards initially dealt to them at the beginning of the game and the five community cards turned over throughout the course of the game, or they may use the five community cards and no hole cards to make the highest ranking five-card poker hand. The following will apply for determining which player wins the pot:

- The pot will be awarded to the player with the highest ranking five-card poker hand, according to the hand and card rankings shown above. All other players will lose.
- In the event that more than one player has the highest ranked hand, the pot will be split equally among all players with the winning hand.
- In the instance that there are an odd number of chips, the odd chips will be awarded to the player closest to the left of the dealer button.

Short Deck Hold'em

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Bureau of Gambling

Control

Collection Rates Schedule

For **schedule options 1 through 14**, Collection Fee #1 will be taken by the house dealer from the small blind position before cards are dealt. Collection Fee #2 shall be taken by the house dealer from the pot after the flop, based on the number of players. Collection Fee #3 will be taken by the house dealer from the pot after the turn. The Collection Fee #1 and #3 are not based on the number of players. If the round does not progress to the flop due to the pot having been awarded, Collection Fee #2 and Collection Fee #3 will not be taken. If the round does not progress to the turn due to the pot having been awarded, Collection Fee #3 will not be taken.

\$50-\$100 Minimum Buy-In

\$500-\$2,500 Maximum Buy-In

No Limit and Pot Limit

Schedule Options	Number of Players	Collection Fee #1	Collection Fee #2	Collection Fee #3
1	6 or more	\$1	\$3	\$0
2	6 or more	\$1	\$3	\$1
3	6 or more	\$1	\$4	\$0
4	6 or more	\$1	\$4	\$1
5	5	\$1	\$2	\$0
6	5	\$1	\$2	\$1
7	5	\$1	\$3	\$0
8	5	\$1	\$3	\$1
9	4	\$1	\$1	\$0
10	4	\$1	\$1	\$1
11	4	\$1	\$2	\$0
12	4	\$1	\$2	\$1
13	3 or less	\$1	\$1	\$0
14	3 or less	\$1	\$1	\$1

For **schedule options 15 through 32**, Collection Fee #1 will be taken by the house dealer from the small blind position before cards are dealt. Collection Fee #2 shall be taken by the house dealer from the pot after the flop, based on the number of players. Collection Fee #3 will be taken by the house dealer from the pot after the turn. The Collection Fee #1 and #3 are not based on the number of players. If the round does not progress to the flop due to the pot having been awarded, Collection Fee #2 and Collection Fee #3 will not be taken. If the round does not progress to the turn due to the pot having been awarded, Collection Fee #3 will not be taken.

\$2-\$4 Minimum Limit Game

\$50-\$100 Maximum Limit Game

Schedule Options	Number of Players	Collection Fee #1	Collection Fee #2	Collection Fee #3
15	6 or more	\$1	\$2	\$0
16	6 or more	\$1	\$2	\$1
17	6 or more	\$1	\$3	\$0
18	6 or more	\$1	\$3	\$1
19	6 or more	\$1	\$4	\$0
20	6 or more	\$1	\$4	\$1
21	5	\$1	\$1	\$0
22	5	\$1	\$1	\$1
23	5	\$1	\$2	\$0



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Short Deck Hold'em

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24	5	\$1	\$2	\$1
25	5	\$1	\$3	\$0
26	5	\$1	\$3	\$1
27	4	\$1	\$1	\$0
28	4	\$1	\$1	\$1
29	4	\$1	\$2	\$0
30	4	\$1	\$2	\$1
31	3 or less	\$1	\$1	\$0
32	3 or less	\$1	\$1	\$1

For schedule options 33 through 40, the Collection Fee shall be collected in advance of every half hour from each player by the house dealer. The Collection Fee is collected on the hour and the half hour. If a game starts in the middle of these times, the first hour or half hour shall not have a Collection Fee taken, but all subsequent half hours shall be collected. The appropriate table collection fees are dependent on the number of seated players.

\$60-\$120 Minimum Limit Game

\$4,000-\$8,000 Maximum Limit Game

Schedule Options	Number of Players	Collection Fee
33	5 or more	\$10
34	5 or more	\$12
35	5 or more	\$15
36	5 or more	\$20
37	4 or less	\$5
38	4 or less	\$6
39	4 or less	\$7
40	4 or less	\$10

Collection Rates for Poker Games

- The players of the poker game, as shown above, play against each other for the pot of money on the table. The game does not utilize a player-dealer position, it is a poker game.
- The collection fees shall be pre-determined and conspicuously posted on each table prior to any cards being dealt or a round of play commencing.
- Collection rates and fees shall be determined prior to the start of play of any hand or round.
- Only one collection schedule option, which utilizes one table limit and the specified collection fees for that table limit, as listed above, shall be used at a table at any one time.
- Rates may not be calculated as a fraction or percentage of wagers made or winnings earned.
- Flat fees on wagers may be assessed at different collection rates; however, no more than five collection rates may be established per table limit.
- The Casino shall provide ample notice to patrons regarding the collection rates and fees, as well as the procedure for collecting them.



OFFICE of the CITY MANAGER

1700 WEST 162nd STREET / GARDENA, CALIFORNIA 90247-3732 / WWW.CITYOFGARDENA.ORG / PHONE (310) 217-9503

January 14, 2019
REF. 19-006

Robert Reid, Vice President and General Manager
Hustler Casino
1000 W. Redondo Beach Blvd.
Gardena, CA 90247

SUBJECT: Badugi Approval

Dear Mr. Reid

Your request for City approval to offer the *Badugi* game for play, approved by the Bureau of Gambling Control on August 27, 2018, has been received. Pursuant to GMC Section 5.24.430, your request is conditionally approved subject to formal approval by the City Council.

A City of Gardena Resolution amending the list of authorized games to include *Badugi*, and authorizing the play of the game, will be presented to the City Council at their meeting, January 22, 2019 for their consideration and approval.

Should you have any questions, you can reach me at 310-217-9503.

Sincerely,

Edward Medrano
City Manager

EM:ao

c: Chief of Police Thomas Kang
City Attorney Peter Wallin



OFFICE of the CITY MANAGER

1700 WEST 162nd STREET / GARDENA, CALIFORNIA 90247-3732 / WWW.CITYOFGARDENA.ORG / PHONE (310) 217-9503

January 11, 2019

REF. 19-003

Robert Reid, Vice President and General Manager
Larry Flynt's Lucky Lady Casino
1045 W. Rosecrans Avenue
Gardena, CA 90247

SUBJECT: Short Deck Hold'em Approval

Dear Mr. Reid

Your request for City approval to offer the Short Deck Hold'em for play, approved by the Bureau of Gambling Control on December 20, 2018, has been received. Pursuant to GMC Section 5.24.430, your request is conditionally approved subject to formal approval by the City Council.

A City of Gardena Resolution amending the list of authorized games to include the Short Deck Hold'em, and authorizing the play of the game, will be presented to the City Council at their meeting, January 22, 2019 for their consideration and approval.

Should you have any questions, you can reach me at 310-217-9503.

Sincerely,

Edward Medrano
City Manager

EM:ao

c: Chief of Police Thomas Kang
City Attorney Peter Wallin



OFFICE of the CITY MANAGER

1700 WEST 162nd STREET / GARDENA, CALIFORNIA 90247-3732 / WWW.CITYOFGARDENA.ORG / PHONE (310) 217-9503

January 11, 2019
REF. 19-003

Robert Reid, Vice President and General Manager
Hustler Casino
1000 W. Redondo Beach Blvd.
Gardena, CA 90247

SUBJECT: Short Deck Hold'em Approval

Dear Mr. Reid

Your request for City approval to offer the Short Deck Hold'em for play, approved by the Bureau of Gambling Control on December 20, 2018, has been received. Pursuant to GMC Section 5.24.430, your request is conditionally approved subject to formal approval by the City Council.

A City of Gardena Resolution amending the list of authorized games to include the Short Deck Hold'em, and authorizing the play of the game, will be presented to the City Council at their meeting, January 22, 2019 for their consideration and approval.

Should you have any questions, you can reach me at 310-217-9503.

Sincerely,

Edward Medrano
City Manager

EM:ao

c: Chief of Police Thomas Kang
City Attorney Peter Wallin



City of Gardena City Council Meeting

Agenda Item No. 5.D. (3)

Department: CONSENT CALENDAR

Meeting Date: January 22, 2019

AGENDA REPORT SUMMARY

TO: THE HONORABLE MAYOR AND CITY COUNCIL MEMBERS

AGENDA TITLE: Amend Funding Agreement by and between the Los Angeles County Metropolitan Transportation Authority and the City of Gardena for the Purchase of Buses

COUNCIL ACTION REQUIRED:

Action Taken

Approve Amendment

RECOMMENDATION AND STAFF SUMMARY:

The City of Gardena's GTrans was awarded funding from the Los Angeles County Metropolitan Transportation Authority (LACMTA) 2013 Call for Projects (CFP) for the purchase of five alternative fuel buses. In December 2017, Gardena City Council approved Amendment No. 1 of the agreement which updated the type of bus to a Compressed Natural Gas (CNG) bus and updated the budget.

Because of the delay in the federal approval of CA-2018-128, the Federal Transit Administration grant which contains this bus funding, GTrans must now amend the schedule contained in the funding agreement to reflect the update.

Therefore, Staff respectfully recommends that Council approve Amendment No. 2 to the funding agreement between LACMTA and the City of Gardena for the purchase of buses.

FINANCIAL IMPACT/COST:

There is no financial impact.

ATTACHMENTS:

A. Amendment No. 2 to Funding Agreement F7405—LACMTA and City of Gardena for Purchase of 5 Buses

Submitted by Ernie Crespo, Ernie Crespo, Transportation Director Date 1/15/19

Concurred by Edward Medrano, Edward Medrano, City Manager Date 1/17/19

AMENDMENT NO. 2
LETTER OF AGREEMENT
BETWEEN
CITY OF GARDENA
AND
THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

This Amendment No. 2 to Letter of Agreement (this "Amendment"), is dated as of November 15, 2018, by and between City of Gardena ("Project Sponsor"), and the Los Angeles County Metropolitan Transportation Authority ("LACMTA").

RECITALS:

A. Project Sponsor and LACMTA entered into that certain Letter of Agreement No. LOA.P00F7405, dated December 1, 2014, which was amended on October 25, 2017 (as amended, the "Existing LOA"), which Existing LOA provides for the Purchase of Alternative Fuel Replacement Buses, ("the Project"); and

B. Whereas, LACMTA Board on July 26, 2018, desires to extend the lapsing date of Funds programmed for Fiscal Years (FY) 2014-15 and 2015-16 to June 30, 2019; and

C. Project Sponsor and LACMTA desire to amend the Existing LOA as provided herein.

AGREEMENT:

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties hereby agree as follows:

1. Part II, Paragraph 6.1(ii) of the Existing LOA is hereby amended by deleting it in its entirety and replacing it with the following: "Funds programmed for FY 2014-15, FY 2015-16 and FY 2016-17 are subject to lapse on June 30, 2019. Project Sponsor shall allocate or obligate these Funds by the lapsing date."

2. Part I, Paragraph 9 of Existing LOA is hereby amended to change LACMTA's project manager to Annelle Albarran, mail stop 99-23-1.

3. Attachment B-1 – Scope of Work, attached to the Existing LOA is hereby amended by deleting the Project Schedule and replacing it with the following Revised Project Schedule:

LOA Milestones	Scope of Work Schedule in Amendment #1	Revised Project Schedule Amendment #2
Execute Letter of Agreement	December 2017	December 2017
Begin Bus Procurement	March 2018	March 2018
Execute FTA Grant Amendment	June 2018	September 2018
Award Bus Bid Contract	June 2018	December 2018

4. Except as expressly amended hereby, the Existing LOA remains in full force and effect as originally executed. All rights and obligations of the parties under the Existing LOA that are not expressly amended by this Amendment shall remain unchanged.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 2 to be duly executed and delivered as of the above date.

LOS ANGELES COUNTY
METROPOLITAN TRANSPORTATION AUTHORITY

By: _____ Date: _____
Phillip A. Washington
Chief Executive Officer

APPROVED AS TO FORM:

MARY C. WICKHAM
County Counsel

By:  _____ Date: 12/24/18
Deputy

CITY OF GARDENA

By: _____ Date: _____
Tasha Cerda
Mayor

APPROVED AS TO FORM:

By:  _____ Date: 1/16/2019
Peter L. Wallin
City Attorney

ATTEST:

By: _____ Date: _____
Mina Semenza
City Clerk



CITY OF GARDENA
PLANNING & ENVIRONMENTAL QUALITY COMMISSION
CITY COUNCIL CHAMBER ■ 1700 WEST 162nd STREET ■ 7:00 P.M.
Telephone: (310) 217-9524 ■ E-mail address: CDDPlanningZoning@cityofgardena.org

REPORT OF ACTIONS
JANUARY 15, 2019

6. Conditional Use Permit #7-18

A request for a conditional use permit, per section 18.46.030.C.28 of the Gardena Municipal Code, to operate a new massage establishment in the General Commercial (C-3) zone and direct staff to file a Notice of Exemption as an existing facilities project.

Project Location: 16012 South Western Avenue (APN: 6105-010-063)

Applicant: Apinya Zinn

Commission Action: Commission approved PC Resolution No. 1-19, approving Conditional Use Permit #7-18.

Ayes: Langley, Sherman, Henderson, Pierce, Jackson

Noes:

Absent:

City Clerk Action: Receive and File

City Council Action: Call for Council Review, Appeal Decision, or Receive and File

**ALL CASE MATERIALS ARE AVAILABLE FOR REVIEW IN THE
OFFICE OF THE COMMUNITY DEVELOPMENT DEPARTMENT**



City of Gardena City Council Meeting

AGENDA REPORT SUMMARY

Agenda Item No. 8. C. (1)
Department: ELECTED and
ADMINISTRATIVE
OFFICES
Meeting Date: 01/22/2019
Ordinance No: 1802

TO: THE HONORABLE MAYOR AND CITY COUNCIL

AGENDA TITLE: ORDINANCE NO. 1802: AMENDING SECTIONS 1.20.010 AND 1.20.020 OF THE GARDENA MUNICIPAL CODE RELATING TO ADMINISTRATIVE FINES FOR VIOLATIONS RELATING TO ILLEGAL CULTIVATION OF CANNABIS

<u>COUNCIL ACTION REQUIRED:</u>	<u>Action Taken</u>
Introduce Ordinance No. 1802	
<u>RECOMMENDATION AND STAFF SUMMARY:</u>	
<p>The Gardena Municipal Code imposes administrative fines for violations of the code, including building code and zoning code violations. As required by state law, if the violations do not create an immediate danger to health or safety, any person responsible for a continuing violation of those codes must be provided a reasonable period of time to correct or otherwise remedy the violation prior to the imposition of fines or penalties</p> <p>AB 2164, effective January 1, 2019, allows cities to immediately impose administrative fines or penalties for the violation of building, health and safety, and zoning requirements if the violation exists as a result of, or to facilitate, the illegal cultivation of cannabis.</p> <p>Cultivation of cannabis is prohibited in Gardena, and Ordinance No. 1802 implements AB 2164 by authorizing immediate imposition of fines for such violations.</p> <p>It is respectfully recommended that the City Council introduce Ordinance No. 1802.</p>	
<u>FINANCIAL IMPACT/COST:</u>	
None	
<u>ATTACHMENTS:</u>	
Ordinance No. 1802	
Submitted by <u>Edward Medrano</u> , Edward Medrano, City Manager	
Date <u>1/16/19</u>	

ORDINANCE NO. 1802

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, AMENDING SECTION 1.20.010 AND 1.20.020 OF THE GARDENA MUNICIPAL CODE RELATING TO ADMINISTRATIVE FINES FOR VIOLATIONS RELATING TO ILLEGAL CULTIVATION OF CANNABIS

WHEREAS, the California State Legislature has adopted AB 2164 which allows cities to provide for the immediate imposition of administrative fines or penalties for violations relating to the illegal cultivation of cannabis; and

WHEREAS, the City of Gardena ("City") has completely banned the cultivation of cannabis except for personal cultivation, as set forth in Gardena Municipal Code, Section 18.66.040; and

WHEREAS, despite this ban, persons have illegally cultivated cannabis within the City; and

WHEREAS, the City Council of Gardena would like to implement this new tool provided by the State Legislature to discourage illegal cannabis cultivation in the City;

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

Section 1. Section 1.20.010 of the Gardena Municipal Code is hereby amended to read, as follows:

1.20.010 Applicability.

A. This chapter provides for the imposition of administrative fines to address any violation of this code as well as any failure to comply with any condition or requirement imposed by a franchise, land use approval, license, permit, or any other approval or decision of the city. Administrative citations are in addition to all other legal remedies, whether criminal, civil, or administrative, which may be pursued by the City. Each day that a violation continues or there is noncompliance with any condition or requirement constitutes a separate violation which shall be subject to a separate administrative fine.

B. Except as provided in subsection C, below, in the case of continuing violations which do not create an immediate danger to health and safety, an administrative citation shall not be issued until there has been a failure to comply with at least one (1) notice of violation to the responsible party which sets forth the offense, the necessary remedy, and provides for a reasonable time period in which to correct or otherwise remedy the violation. Except for violations described in subsection D of this section, no notice of

violation shall be required for a repeat violation of the same offense within a twelve (12)-month period.

C. An administrative citation may be immediately issued and a fine immediately imposed for the violation of a building, plumbing, electrical, or other similar structural, health and safety, or zoning requirement if the violation exists as a result of, or to facilitate, the illegal cultivation of cannabis. However, a reasonable period of time for correction or remedy of the violation prior to imposition of an administrative fine shall be allowed if all the following are true:

1. A tenant is in possession of the property that is the subject of the administrative action; and

2. The rental property owner or agent can provide evidence that the rental or lease agreement prohibits the cultivation of cannabis; and

3. The rental property owner or agent did not know the tenant was illegally cultivating cannabis and no complaint, property inspection, or other information caused the rental property owner or agent to have actual notice of the illegal cannabis cultivation.

D. In the case of a continuing violation pertaining to building, plumbing, electrical or other similar structural or zoning issues which do not create an immediate danger to health or safety, an administrative citation shall not be issued until there has been a failure to comply with at least one notice of violation to the responsible party which sets forth the offense, the necessary remedy and provides for a reasonable time period in which to correct or otherwise remedy the violation.

E. Use of this administrative citation procedure shall be at the sole discretion of the City.

Section 2. Section 1.20.020 of the Gardena Municipal Code is hereby amended to read, as follows:

1.20.020 Definitions.

For the purposes of this chapter, the following definitions shall apply unless otherwise stated:

“City manager” means the city manager of the City or his or her designee.

“Enforcement officer” means any city employee or agent of the City with the authority to enforce any provision of the Gardena Municipal Code and to issue administrative citations for a violation.

“Finance director” or “director” means the finance director of the City or his or her designee.

"Notice of violation" means a notice which sets forth the violation and a description thereof, the remedy required, and the time period in which to remedy the violation.

"Responsible party" means a person who is the owner or occupant of real property, or authorized agent of the owner or occupant of real property, or the parent or legal guardian of any person under the age of eighteen (18) years, who permits, maintains, causes, or contributes to the cause of a violation of this code or a failure to comply with any condition or requirement imposed by a franchise, land-use approval, license, permit, or any other approval or decision of the City. For purposes of this chapter, there may be more than one responsible party.

A. Except as provided in Section 1.20.010C, above, in the case of a continuing violation, when an owner of property is not the occupant of the property, such owner shall not be considered a responsible party unless the City has mailed at least one (1) notice of violation to the owner at the address shown on the last equalized assessment roll of the Los Angeles County assessor, pursuant to the procedure set forth in Section 1.20.035.

B. In the case of a noncontinuing violation, when an owner of property is not the occupant of the property, such owner shall not be considered a responsible party unless the City has previously made the owner aware of the same violation within the last twelve (12) months. The owner shall be made aware of such violation in writing, mailed to the address shown on the last equalized assessment roll of the Los Angeles County assessor pursuant to the procedure set forth in Section 1.20.035.

"Violation" means any violation of any provision of the Gardena Municipal Code, any code adopted by reference by the Gardena Municipal Code, or any failure to comply with any condition or requirement imposed on any franchise, land-use approval, license, permit or any other approval or decision of the City.

Section 3. CEQA Compliance. This Ordinance is exempt from CEQA under the CEQA Guidelines Section 15061(c)(3) which provides that a project is exempt from CEQA when it is covered by the general rule that CEQA only applies to projects which have the potential for causing a significant effect on the environment and does not apply where it can be seen with certainty that there is no possibility of a significant effect. The changes in this Ordinance are to better protect the public health, safety, and welfare by discouraging the illegal cultivation of cannabis. These changes do not have the ability to have any significant impacts. Staff is directed to file a notice of exemption.

Section 4. 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 of the City of Gardena 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 5. 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 to be published as required by law, in a publication of general circulation.

Section 6. Effective Date. This ordinance shall become effective on the thirty-first (31st) day after passage.


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. (2)

Department: ELECTED and
ADMINISTRATIVE
OFFICES

Meeting Date: 01/22/2019

AGENDA REPORT SUMMARY

TO: THE HONORABLE MAYOR AND CITY COUNCIL

AGENDA TITLE: APPOINTMENT OF REPRESENTATIVE TO THE NEW KHHR COMMUNITIES
NETWORK COMMITTEE

<u>COUNCIL ACTION REQUIRED:</u> Approve Appointment as Community Representative to KHHR Communities Network Committee	<u>Action Taken</u>
<u>RECOMMENDATION AND STAFF SUMMARY:</u> It is respectfully recommended that the City Council approve the appointment of Ms. Kathy Teal to serve as the City's community representative on the KHHR Communities Network Committee created by the City of Hawthorne to address Hawthorne Municipal Airport Noise Impact. <u>BACKGROUND</u> On December 11, 2018, the City of Hawthorne approved the creation of the KHHR (Jack Northrop Field/Hawthorne Municipal Airport) Communities Network Committee. The purpose of the seventeen-member (17) committee is to provide an informational forum engaging representatives from communities affected by Federal Aviation Administration (FAA) established flight paths, pilots, and flight operation managers as well as FAA representatives in conversations aimed at finding ways to reduce and mitigate noise impacts on the surrounding communities to the extent possible by pilots and by FAA laws and regulations and safety standards. The primary duties of the committee will be to discuss, analyze, and respond to concerns raised by residents in surrounding communities, to monitor pilot responsiveness to residents' noise complaints, and to discuss ways to mitigate noise impact within the established Federal rules and safety parameter. The committee shall have no oversight authority over any City Department, personnel, consultant, or budget. The committee has no authority to bind the City to any contractual agreements. Prior to the creation of the KHHR Communities Network Committee, Ms. Teal, a resident of Gardena, worked closely with neighboring communities to help establish the Hawthorne Quiet Skies Noise Coalition. She is an advocate for safety and quality of life programs and a member of the Hollypark Community Association. Committee meetings will be held on a quarterly basis on the second Wednesday of the following months: January, April, July, and October. Ms. Teal will provide an oral or written report of any major items or issues that affect the City of Gardena's quality of life.	
<u>FINANCIAL IMPACT/COST:</u> None – Committee members are volunteers and shall not be compensated or reimbursed for their services.	
<u>ATTACHMENT:</u> City of Hawthorne Resolution No. 8038	
Submitted by <u>Edward Medrano</u> , Edward Medrano, City Manager Date <u> </u> / <u> </u> / <u> </u>	

RESOLUTION NO. 8038

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, CREATING THE KHHR COMMUNITIES NETWORK COMMITTEE

WHEREAS, the City of Hawthorne maintains the Hawthorne Municipal Airport ("Airport"), which is currently the subject of a master lease agreement between the City of Hawthorne and Hawthorne Airport, LLC;

WHEREAS, the Airport's approaching and departing flight paths cross over residential properties to the east, west and southerly directions;

WHEREAS, on October 9, 2018, the City of Hawthorne adopted Resolution No. 8030 to encourage implementation of the Voluntary Pilot Guide and noise abatement procedures as a follow-up to the Federal Aviation Administration's ("FAA") approval of the Hawthorne Airport Noise Compatibility Program;

WHEREAS, recently, some residents of Hawthorne, neighboring cities, and communities of Los Angeles County unincorporated areas have contacted the City with questions, concerns and, in some cases, complaints about noise arising from use of the Airport;

WHEREAS, because the City wishes to ensure that the public has an adequate forum in which to voice concerns regarding aircraft noise and flight paths and to otherwise engage with airport users, lessees, sub lessees, and other community representatives;

WHEREAS, the City Council of the City of Hawthorne wishes to establish a standing committee to address Airport concerns in an open, transparent and organized manner.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HAWTHORNE HEREBY RESOLVES AS FOLLOWS:

Section 1. The recitals of facts set forth above are true and correct.

Section 2. The City Council of the City of Hawthorne hereby approves creation of the KHHR Communities Networks Committee ("KHHR Committee").

Section 3. The City Council of the City of Hawthorne hereby approves the following bylaws for the KHHR Committee:

I. Purpose. The purpose of the KHHR Committee is to provide an informational forum engaging representatives from communities affected by FAA established flight paths, pilots and flight operation managers as well as FAA representatives in conversations aimed at finding ways to reduce and mitigate noise impacts on the surrounding communities to the extent possible by pilots and the FAA laws and regulations and safety standards.

II. Membership. The Committee shall be composed of seventeen (17) members. Members shall serve at the pleasure of the appointing party. One member shall be appointed from and by each of the following businesses, groups, geographic areas and/or organizations: (1) City Council of the City of Hawthorne (must be an elected member of City Council); (2) FAA's Flight Standards District Office; (3) Hawthorne Hangar Operations; (4) Hawthorne Airport, LLC; (5) Advanced Air LLC dba Jet

Center Los Angeles; (6) Star Helicopter; (7) Ramona Homeowner's Association; (8) Holly Glen Homeowner's Association; (9) Unincorporated L.A. County area of West Athens (must be resident); (10) Holly Park Homeowner's Association; (11) North Hawthorne Homeowner's Association; (12) City of Redondo Beach; (13) City of Gardena; (14) City of Hermosa Beach; (15) City of Hawthorne Planning and Zoning Commission (must be member); (16) Unincorporated L.A. County area of Wiseburn; and (17) the City of Los Angeles community of Harbor Gateway North (must be resident). Members from the City Council and the Planning & Zoning Commission must be appointed by the City Council. Geographic areas located within the City or County of Los Angeles that do not have a Homeowner's Association to perform the function of appointment shall have members appointed by the Office of the Supervisor of the Second District, or Office of the Councilmember representing the District in which it is located. A letter of appointment from the appropriate official of the Supervisorial District or Councilmember's Office will be required before an individual may serve.

III. Chair & Vice-Chair. Every two years, the Committee shall elect a chair and a vice-chair who shall act as chair only when the chair is absent, and whose duties shall be consistent with Robert's Rules of Order. In the event the chair and vice-chair are absent, the Secretary shall select a representative from the Committee to serve as acting chair. For the first meeting of the Committee, the chair of the Committee shall be the member from Advanced Air LLC dba Jet Center Los Angeles and Vice-Chair shall be the member from Hawthorne Airport, LLC. Elections shall take place in January of each new year.

IV. Secretary. The City's Airport Supervisor shall serve as Secretary of the Committee. The Secretary shall be responsible for providing a meeting room and preparing and copying documentary meeting materials, such as agenda reports. The City Clerk's Office shall provide to the Committee necessary technical and administrative assistance as follows: a) Preparation of and posting of public notices as required by the Ralph M. Brown Act, Government Code Section 54950, et seq.; b) Ensuring that all notices to the public are provided in the same manner as notices regarding meetings of the City Council; and (c) Retaining all Committee records, and providing public access to such records on an Internet website maintained by the City.

V. Meetings. Regular meetings shall take place at 6:00 p.m. at the Hawthorne Memorial Center or at the Hawthorne Municipal Airport on the second Wednesday of the following months: January, April, July, and October.

VI. Conduct of Meetings. All meetings shall be open to the public in accordance with the Ralph M. Brown Act, Government Code Section 54950 et seq. Each member of the Committee will be given a current copy of the Ralph M. Brown Act.

VII. Quorum A majority of the Committee members (including vacancies) shall constitute a quorum for purposes of holding a meeting and the transaction of any business. Any nine (9) members shall constitute a quorum.

VIII. Agendas. Agendas shall be prepared by the Secretary in accordance with the requirements of the Ralph M. Brown Act. Any item supported by two members is sufficient to ensure it is on the next agenda. All items or reports shall be provided to the Secretary at least seven (7) days in advance of a scheduled regular meeting. Members shall receive agendas within 72 hours of the regular meeting.

IX. Compensation & Dues. Committee members are volunteers and shall not be compensated or reimbursed for their services.

X. Robert's Rules of Order. All meetings shall be conducted consistent with Robert's Rules of Order, unless a majority deems otherwise. A majority of members may at any time adopt additional rules for a certain meeting or a certain purpose only.

XI. Oral Communication. All agendas shall provide an opportunity for members of the public to speak on matters within the subject matter of the Committee, in accordance with the Brown Act. Oral Communication shall be limited to a maximum of one (1) hour and each person shall be permitted to speak for no more than three (3) minutes. The Committee may adopt other rules of decorum consistent with the Brown Act.

XII. Community Liaison. The Committee shall have two liaisons. Liaisons shall interact with residents and provide feedback to complaints received in an effective and customer friendly manner after reviewing webtrack or other similar websites, create and maintain a logging system documenting all complaints received, provide documentation by taking minutes of each meeting, provide sign-in sheets and provide agenda items for the next meeting to the Secretary, including, but not limited to, reports regarding current events or news articles related to the Airport and aviation in general as well as newly adopted FAA regulations. Liaisons shall be representatives of Hawthorne Airport LLC and Advanced Air LLC dba Jet Center Los Angeles. Community liaisons shall make publicly available their contact information, including email addresses, to all interested residents. Sign-in sheets must be prepared by liaisons and utilized at meeting. Sign-in sheets must be provided to the City Clerk and will become a public record.


XIII. Minutes. The Community Liaison(s) shall prepare minutes in a time manner (within 30 days after each meeting) that will be reviewed and finalized by the Secretary. Minutes shall include: (1) The time and place of each meeting of the Committee; (2) The names of the Committee members present; (3) Actions taken by the Committee, if any; and (4) A summary of all reports made to the Committee. All minutes shall be reduced to writing and presented to the Committee at its next regular meeting for approval, amendment or correction. The minutes or true copies thereof shall be open to public inspection. Copies of said minutes shall be filed with the City Clerk. Sign-in sheets shall be included with all official minutes.

XIV. Duties. It shall be the duty of the Committee to discuss, analyze and respond to concerns raised by residents in surrounding communities and, in particular, to monitor pilot responsiveness to residents' noise complaints and discuss ways to mitigate noise impact within the established Federal rules and safety parameters. The Committee shall have no oversight authority over any City Department, personnel, consultant, or budget. The Committee has no authority to bind the City to any contractual agreements. The Committee has no decision-making authority and may not compel or prevent a governmental decision either by reason of an exclusive power to initiate the decision or by reason of a veto that may not be overridden nor can it make any recommendations or presentations to the City Council. Individual members shall be required to prepare themselves for each meeting by reading agenda, reports, and other materials and communicating any questions to the Secretary, Chair or Vice-Chair in advance of the meeting. Individual members must inform the Secretary of any absence at least 24 hours in advance of the meeting.


XV. Bylaws. This Resolution, as adopted and amended, shall constitute bylaws of the Committee. The Committee may adopt additional rules and regulations not in conflict with the bylaws contained herein.

Section 4. This Resolution shall take effect immediately upon its adoption.

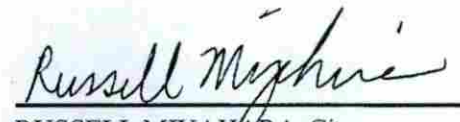
PASSED, APPROVED and ADOPTED this 11th day of December, 2018


ALEX VARGAS, Mayor
City of Hawthorne, California

ATTEST:


PAUL JIMENEZ,
City Clerk
City of Hawthorne,
California

APPROVED AS TO FORM:


RUSSELL MIYAHARA, City
Attorney City of Hawthorne, California

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) §
CITY OF HAWTHORNE)

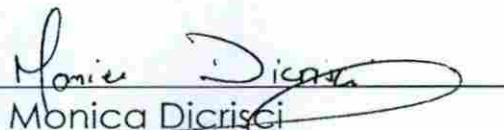
I, **Monica Dicrisci**, the duly appointed Acting City Clerk of the City of Hawthorne, California, **DO HEREBY CERTIFY** that the foregoing Resolution, being Resolution No. 8038 was duly adopted by the City Council of the City of Hawthorne, at the regular meeting of the City Council held **December 11, 2018** and that it was adopted by the following vote, to wit:

AYES: Councilmembers Awad, Michelin, Monteiro, Valentine, Mayor Vargas.

NOES: None.

ABSTAIN: None.

ABSENT: None.

A handwritten signature in black ink, appearing to read "Monica Dicrisci", is written over a horizontal line.

Monica Dicrisci
Acting City Clerk
City of Hawthorne, California



City of Gardena
City Council Meeting
AGENDA REPORT SUMMARY

Agenda Item No. 8. D. (1)
Department: GENERAL SERVICES
Meeting Date: 01/22/2019
Ordinance No: 1801

TO: THE HONORABLE MAYOR AND CITY COUNCIL
AGENDA TITLE: ORDINANCE NO. 1801: REGARDING PROPERTY OWNER RESPONSIBILITY TO MAINTAIN TREES, SHRUBS, AND SIDEWALKS IN A NON-HAZARDOUS CONDITION

<u>COUNCIL ACTION REQUIRED:</u> Introduce Ordinance No 1801	<u>Action Taken</u>
<u>RECOMMENDATION AND STAFF SUMMARY:</u> The City is frequently sued for damages caused by sidewalk trip and fall injuries. The most common cause of these accidents is sidewalk displacement caused by tree roots. A City is liable for such injuries when it knew or should have known that a dangerous condition existed. Streets and Highways Code Section 5610 provides that the property owner adjacent to a sidewalk is required to maintain the sidewalk in a condition that will not endanger persons or property. However, the property owner is not held liable for injuries caused by a failure to do so. As a result, the City is the only party that is sued for claimed injuries. That result is understandable when the problem is caused by City street trees. However, when the dangerous condition is caused by trees on the property owner's property, or other problems which the property owner is required to remedy, the property owner should be wholly responsible, or share responsibility with the City for the resulting damages. Ordinance No. 1801 places the responsibility and liability on the owner of the property adjacent to the dangerous sidewalk except in those cases where the dangerous condition is caused by street trees. It is respectfully recommended that the City Council introduce Ordinance No. 1801.	
<u>FINANCIAL IMPACT/COST:</u> Reduction of tort liability in an unpredictable amount.	
<u>ATTACHMENTS:</u> Ordinance No. 1801	
Submitted by <u>Joseph Cruz</u> , Joseph Cruz, Gen. Services Director Date <u>1/16/19</u> Concurred by <u>Edward Medrano</u> , Edward Medrano, City Manager Date <u>1/16/19</u>	

ORDINANCE NO. 1801

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, REGARDING PROPERTY OWNER RESPONSIBILITY TO MAINTAIN TREES, SHRUBS, AND SIDEWALKS IN A NON-HAZARDOUS CONDITION

WHEREAS, the City Council wishes to incorporate in the Gardena Municipal Code the provisions of California State law placing responsibility on property owners to maintain adjacent sidewalks and parkways in a safe condition, and to bear legal responsibility for injuries to persons or property caused by a failure to do so.

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

Section 1. Section 13.60.125 is added to the Gardena Municipal Code to read, as follows:

13.60.125 Nuisance Trees; Property owner's duty to public.

The owner of a lot fronting on or adjacent to any portion of a street shall maintain any trees, shrubs, hedges or other landscaping along said street or within the street right-of-way adjacent to his or her property in such condition that the sidewalk and parkway will not endanger persons or property. Any fronting or adjacent property owner who fails to abate dangerous vegetation or a nuisance tree shall be liable for all damages or injuries caused by the tree or other vegetation to any person who suffers damage or injury to person or property. However, such liability will not attach if the dangerous condition is caused by a Street Tree as defined in Section 13.60.020 of the Municipal Code.

Section 2. Sections 8.64.035 and 8.64.036 are added to the Gardena Municipal Code to read, as follows:

8.64.035 Maintenance and repair of sidewalks and street landscape planters.

A. The owners of lots or portions of lots adjacent to or fronting on any portion of a sidewalk area between the property line of the lots and the street line, including landscape planting strips, sidewalks, curbs and gutters, and persons in possession of such lots by virtue of any permit or right shall repair and maintain such sidewalk areas and pay the costs and expenses therefor.

B. For the purpose of this chapter, maintenance and repair of sidewalk area shall include, but not be limited to, maintenance and repair of surfaces including grinding, removal, and replacement of sidewalks, repair and maintenance of curb and gutters, removal of impervious paving materials from street tree planting strips, or other right-of-way landscape planters, removal of weeds and/or debris, tree root pruning and installing root barriers, trimming of shrubs and/or ground cover, and trimming shrubs within the area between the property line of the adjacent property and the street pavement line, including planting strips and curbs, so that the sidewalk area will remain in a condition that is not dangerous to property or to persons using the sidewalk in a reasonable manner and will be in a condition which will not interfere with the public convenience in the use of said sidewalk area.

8.64.036 Liability for injuries to public.

The property owners of lots or portions of lots fronting on or adjacent to any portion of a street or any portion of a sidewalk area between the property line of the lots and the street line and any persons in possession of such lots by virtue of any permit or right, shall owe a duty to members of the public to keep and maintain the sidewalk area in such condition that the sidewalk will not endanger persons or property. If, as a result of the failure of any property owner to maintain the sidewalk area in a non-dangerous condition, any person suffers injury or damage to person or property, the property owner shall be liable to such person for the resulting damages or injury. However, such liability shall not attach if the dangerous condition is caused by a Street Tree as defined in Section 13.60.020 of the Municipal Code

Section 3. 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 4. 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 to be published as required by law, in a publication of general circulation.

Section 5. Effective Date. This ordinance shall take effect thirty (30) days following its passage.

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