

**SAN FERNANDO CITY COUNCIL  
MINUTES**

**October 6, 2008 – 6:00 P.M.  
REGULAR MEETING**

City Hall Council Chamber  
117 Macneil Street  
San Fernando, CA 91340

**CALL TO ORDER/ROLL CALL**

Mayor Pro Tem Julie Ruelas called the meeting to order at 6:52 p.m.

Present:

Council: Mayor Pro Tem Julie Ruelas, Councilmembers Steven Veres, and  
Dr. Jose Hernández

Staff: City Administrator José E. Pulido, City Attorney Michael Estrada,  
and City Clerk Elena G. Chávez

Absent: Mayor Nury Martinez and Councilmember Maribel De La Torre

**PLEDGE OF ALLEGIANCE** Mayor Pro Tem Ruelas

**INVOCATION** Mayor Pro Tem Ruelas

**PRESENTATION**

The following presentations were made:

- 1) SMALL BUSINESS AWARD: OCTOBER
  - Ricardo and Lorena Nuñez owners of Lilian's Bridal & Tuxedo Shop
- 2) WHITE CANE SAFETY DAY
  - Era Trice – City Resident

**APPROVAL OF AGENDA**

Councilmember Hernández requested to table Item No. 5 since both he and Councilmember Veres would have to abstain from voting.

**SAN FERNANDO CITY COUNCIL**

**MINUTES – October 6, 2008**

**Page 2**

Motion by Mayor Pro Tem Ruelas, seconded by Councilmember Hernández, to approve the agenda along with the above-mentioned change. The motion carried with the following vote:

AYES: Ruelas, Hernández, Veres – 3  
NOES: None  
ABSENT: Martinez, De La Torre – 2

**PUBLIC STATEMENTS – WRITTEN/ORAL**

Ruben Ruiz said he's lived here his whole life, is a model citizen, and is very upset that he received a citation for parking in front of his house even though the street sweeper had already passed.

Henry Romero said he believed that the two Councilmembers that are subject to a recall should not be voting on any issues.

Juana Cuiriz, San Fernando Downtown Association, read a letter regarding the City's charges (i.e. staff time, barricades, etc.) for the Association's upcoming Menudo Festival.

**CONSENT CALENDAR**

Mayor Pro Tem Ruelas removed Item Nos. 1B and 2 for further discussion.

Motion by Councilmember Hernández, seconded by Mayor Pro Tem Ruelas, to approve the remaining Consent Calendar items:

- 1) APPROVAL OF MINUTES OF:
  - a) JULY 7, 2008 – SPECIAL MEETING
  - c) AUGUST 18, 2008 – REGULAR MEETING
  - d) SEPTEMBER 15, 2008 – SPECIAL MEETING
  - e) SEPTEMBER 15, 2008 – REGULAR MEETING
  
- 3) ADOPTION OF RESOLUTIONS REQUIRED FOR THE MARCH 3, 2009 GENERAL MUNICIPAL ELECTION

The motion carried with the following vote:

AYES: Ruelas, Veres, Hernández – 3  
NOES: None  
ABSENT: Martinez, De La Torre – 2

**SAN FERNANDO CITY COUNCIL**

**MINUTES – October 6, 2008**

**Page 3**

**Items Removed for Further Discussion:**

- 1) APPROVAL OF MINUTES OF:
  - b) JULY 7, 2008 – REGULAR MEETING

Motion by Mayor Pro Tem Ruelas, seconded by Councilmember Hernández, to approve the minutes noting that Councilmember Veres was absent when the vote was taken on Item No. 7.

The motion carried with the following vote:

AYES: Ruelas, Veres, Hernández – 3  
NOES: None  
ABSENT: Martinez, De La Torre – 2

- 2) APPROVAL OF WARRANT REGISTER NO. 10-01

Staff responded to inquiries.

Motion by Mayor Pro Tem Ruelas, seconded by Councilmember Hernández, to approve the Warrant Register.

The motion carried with the following vote:

AYES: Ruelas, Veres, Hernández – 3  
NOES: None  
ABSENT: Martinez, De La Torre – 2

**PUBLIC HEARING**

- 4) ORDINANCE AMENDING SECTION 22-436 OF CHAPTER 22 OF THE SAN FERNANDO MUNICIPAL CODE REGARDING FEES FOR PERMITS FOR TOBACCO RETAILERS

Mayor Pro Tem Ruelas declared the Public Hearing open and Police Chief Robert Ordelleide presented the staff report.

Mayor Pro Tem Ruelas called for public testimony and the following individuals spoke in favor:

Connie Ngo, Coldwater Canyon  
Roulan Eivazzadel, Palmdale  
Igor Kagan  
Janice Chow, American Cancer Society  
Cheryl Toledo, Los Angeles

**SAN FERNANDO CITY COUNCIL**

**MINUTES – October 6, 2008**

**Page 4**

Ruben Rodriguez, Pueblo y Salud  
Alisha Lopez, Valley Community Clinic  
Ray Chavira, Lancaster

Chief Ordelleide also read two letters in support of this item from David Ross (American Heart Association) and Los Angeles City Councilmember Richard Alarcon.

Mayor Pro Tem Ruelas called for public testimony in opposition. There being no further comments, she closed the public comment portion of the Hearing.

Discussion ensued and staff responded to questions from Councilmembers.

Motion by Councilmember Hernández, seconded by Mayor Pro Tem Ruelas to introduce for first reading, in title only, and waive further reading of “An Ordinance of the City of San Fernando Amending Section 22-436 of Chapter 22 of the City of San Fernando Municipal Code, Regarding Fees for Permits for Tobacco Retailers.

The motion carried with the following vote:

AYES: Ruelas, Veres, Hernández – 3  
NOES: None  
ABSENT: Martinez, De La Torre – 2

Motion by Councilmember Hernández, seconded by Mayor Pro Tem Ruelas to adopt a Resolution Prescribing Fees to Defray Costs Related to Permits for Tobacco Retailers.

The motion carried with the following vote:

AYES: Ruelas, Veres, Hernández – 3  
NOES: None  
ABSENT: Martinez, De La Torre – 2

**OLD BUSINESS**

5) SAN FERNANDO HISTORIC PRESERVATION ORDINANCE NO. 1583

*This item was tabled (see above – Approval of Agenda).*

**CITY COUNCIL ITEMS**

6) RECONSIDERATION OF STREET CLOSURE AND FEES FOR THE MENUDO FESTIVAL

**SAN FERNANDO CITY COUNCIL**

**MINUTES – October 6, 2008**

**Page 5**

Juana Cuiriz, San Fernando Downtown Association, responded to inquiries from Councilmembers.

Motion by Councilmember Veres, seconded by Councilmember Hernández, to appropriate \$5,500 for barricades and staff overtime.

Discussion ensued regarding the 35% overhead fee (\$3,174).

Finance Director Lorena Quijano clarified that a budget resolution would be prepared to appropriate up to \$5,500 (for Public Works) and \$3,174 to reduce revenues (overhead fees which will not be incurred nor collected by the City), and that the San Fernando Downtown Association would pay the deficit.

Councilmembers concurred.

**ADJOURNMENT (8:21 P.M.)**

At this time, Councilmember Veres excused himself from the meeting and there was no longer a quorum.

**CLOSED SESSION**

*Due to the lack of a full Council, the following Closed Session was also tabled to the next meeting.*

A) PUBLIC EMPLOYEE PERFORMANCE EVALUATION (G.C. 54957)

Title: City Administrator

B) CONFERENCE WITH LABOR NEGOTIATOR (G.C. 54957.6)

City Representatives: Mayor

Unrepresented Employee: City Administrator

*I do hereby certify that the foregoing is a true and correct copy of the minutes of October 6, 2008 meeting as approved by the San Fernando City Council.*

---

*Elena G. Chávez*  
City Clerk