

SAN FERNANDO CITY COUNCIL

AGENDA

AUGUST 1, 2005 - 6:00 P.M.

**CITY COUNCIL CHAMBERS
117 MACNEIL STREET, SAN FERNANDO**

ACTION IN RED

CALL TO ORDER/ROLL CALL

Mayor Julie Ruelas, Mayor Pro Tem Nury Martinez, and Councilmembers Steven Veres, José Hernández, Ph.D., and Maribel De La Torre

PLEDGE OF ALLEGIANCE

Mayor Pro Tem Nury Martinez

INVOCATION

PRESENTATIONS

A) NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH

APPROVAL OF AGENDA

PUBLIC STATEMENTS – WRITTEN/ORAL

There will be a three (3) minute limitation per each member of the audience who wishes to make comments in order to provide a full opportunity to every person who desires to address the City Council.

CONSENT CALENDAR

Items on the Consent Calendar are considered routine and may be disposed of by a single motion to adopt staff recommendation. If the City Council wishes to discuss any item, it should first be removed from the Consent Calendar

1) APPROVAL OF SPECIAL MEETING MINUTES OF JUNE 28, 2005

APPROVED 5-0

2) APPROVAL OF WARRANT REGISTER NO. 05-081

APPROVED 5-0

SAN FERNANDO CITY COUNCIL

AGENDA – August 1, 2005

Page 2

- 3) RESOLUTION FIXING A PROPERTY TAX RATE AND LEVYING TAXES FOR THE CITY'S OBLIGATION TO THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS) FOR FISCAL YEAR (FY) 2005-2006

Recommend approval of a Resolution establishing the amount necessary to be raised by taxation for the City's annual payment to PERS and fixing the property tax rate.

APPROVED 5-0

- 4) ONLINE BANKING AND CASH MANAGEMENT

Recommend that the City Council implement City participation in Online Banking System and Cash Management by approving the Online Banking System Board Resolution, Online Cash Management Agreement, and Electronic Payment Services Agreement with First American Bank and authorize the Mayor to execute said documents.

APPROVED 5-0

- 5) ADOPTION OF NEW JOB SPECIFICATIONS FOR OFFICE CLERK (ADMINISTRATION/**CITY CLERK**)

Recommend that the City Council:

- a) Adopt a Resolution adopting new job specifications for the position of Office Clerk (Administration/**City Clerk**); and
- b) Adopt a Resolution amending the Salary Plan for the position.

APPROVED 5-0 (with noted changes to the Resolutions and Job Specification)

PUBLIC HEARING

- 6) CONSULTANT SERVICES CONTRACT – FINAL DESIGN AND CONSTRUCTION DOCUMENTS HERITAGE PARK

Recommend that the City Council:

- a) Conduct a Public Hearing;
- b) Approve a Resolution adopting the Initial Study and Negative Declaration for the Heritage Park Development;
- c) Accept a proposal from Community Works Design Group for the design of Heritage Park in the amount of \$137, 140; and
- d) Authorize the City Administrator to execute a Professional Services Contract with the firm.

APPROVED 5-0 (with changes to the Resolution and Professional Services Contract)

SAN FERNANDO CITY COUNCIL

AGENDA – August 1, 2005

Page 3

- 7) TENTATIVE TRACT MAP 2005-01; PROPOSAL FOR FIVE RESIDENTIAL CONDOMINIUMS AT 1325 GLENOAKS BOULEVARD

Recommend that the City Council:

- a) Conduct a Public Hearing; and
- b) Adopt a Resolution approving a tentative tract map to create five residential condominium units on one lot, subject to conditions of approval.

APPROVED 5-0

- 8) RESOLUTION CERTIFYING THAT THE CITY IS IN COMPLIANCE WITH THE REGIONAL CONGESTION MANAGEMENT PROGRAM

Recommend that the City Council:

- a) Conduct a Public Hearing; and
- b) Adopt a Resolution certifying that the City is in conformance with the 2004 Congestion Management Program (CMP) for Los Angeles County and approving the City's 2005 CMP Local Development Report.

APPROVED 4-0-1

Councilmember Steven Veres absent.

NEW BUSINESS

- 9) DENIAL OF CLAIM FILED BY SAN FERNANDO STATION LLC

Recommend that the City Council deny the claim filed by San Fernando Station LLC relating to Conditional Use Permit No. 2005-01 (Roadhouse Cafe).

APPROVED 3-0-2

Councilmembers Maribel De La Torre and Steven Veres abstained.

- 10) APPROVAL OF LAW FIRM TO REPRESENT INDIVIDUAL COUNCILMEMBERS IN SAN FERNANDO STATION LLC V. THE CITY OF SAN FERNANDO, ET AL.

Recommend that the City Council authorize the Mayor Pro Tem or City Administrator to execute the fee agreement retaining the law firm of Thomas & Thomas to represent Mayor Julie Ruelas and Councilmember Jose Hernández, Ph.D., in San Fernando Station LLC v. City of San Fernando, et al.

APPROVED: 4-1

Councilmember Maribel De La Torre voted no.

- 11) APPROVAL OF AMENDMENT TO CONTRACT WITH THE LAW FIRM OF RICHARDS, WATSON & GERSHON TO INCREASE THE BILLING RATE FOR LITIGATION MATTERS

SAN FERNANDO CITY COUNCIL

AGENDA – August 1, 2005

Page 4

Recommend that the City Council approve an amendment to Contract No. 1381 with the law firm of Richards, Watson & Gershon, increasing the billing rate for litigation matters to the firm's standard hourly rates, capped at \$225/hour for associates and \$250/hour for shareholders.

APPROVED: 5-0

CITY COUNCIL ITEMS

12) AIR QUALITY MANAGEMENT DISTRICT LEGISLATION

This item is placed on the agenda by Councilmember Steve Veres.

Staff to send letter of support to SCAQMD.

GENERAL COUNCIL COMMENTS

STAFF COMMUNICATION

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the local agency in the litigation.

Existing Litigation:
G.C. 54956.9(a)

San Fernando Station LLC v. City of San Fernando, Councilmember Dr. Jose Hernandez, and Mayor Julie Ruelas, Case No. BS 097994.

NO REPORTABLE ACTION

ADJOURNMENT

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting.

*Elena G. Chávez, City Clerk
July 29, 2005 (9:30 a.m.)*

SAN FERNANDO CITY COUNCIL

AGENDA – August 1, 2005

Page 5

In accordance with the Americans with Disabilities Act of 1990, if you require a disability-related modification or accommodation to attend or participate in this meeting, including auxiliary aids or services please call the City Clerk's Office at (818) 898-1204 at least 48 hours prior to the meeting.