

**SAN FERNANDO CITY COUNCIL**

**MINUTES**

**AUGUST 7, 2006 – 6:00 P.M.**

*THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE CITY COUNCIL. AUDIO CASSETTE TAPES OF THE ACTUAL MEETING ARE AVAILABLE FOR LISTENING IN THE CITY CLERK'S OFFICE.*

**CALL TO ORDER/ROLL CALL**

Mayor Nury Martinez called the meeting to order at 6:10 p.m.

The following persons were recorded as present:

**PRESENT:**

Council: Mayor Nury Martinez, Mayor Pro Tem Julie Ruelas, Councilmembers Steven Veres, and Dr. José Hernández

City Treasurer: Margarita Solis

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

**ABSENT:** Councilmember Maribel De La Torre (called in earlier to state that she could not attend due to a family commitment).

**PLEDGE OF ALLEGIANCE**

Mayor Martinez led the pledge.

**INVOCATION**

Mayor Martinez called for a moment of silence.

**APPROVAL OF AGENDA**

Mayor Pro Tem Ruelas requested that Item No. 18 be moved to the next City Council meeting.

Motion by Councilmember Veres, seconded by Mayor Martinez, to approve the agenda with the above noted change. The motion carried with the following vote:

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AYES: Ruelas, Veres, Hernández, Martínez – 4

ABSENT: De La Torre – 1

**PUBLIC STATEMENTS – WRITTEN/ORAL**

Alycia Yescas and Richard Ortiz, 13150 Oberlun St., Sylmar (future owners of Sabor a Mi Restaurant) reported that the Planning Commission approved their application for a Conditional Use Permit and they thanked everyone for allowing them to move forward.

Ed Banuelos, 1245 San Fernando Rd., gave an update regarding Farmers Market (its new location) and is looking forward to the City's continued support.

Patty Lopez, 432 N. Brand Blvd., inquired about the pool, asked if there will be community updates, and thanked Mayor Pro Tem Ruelas for working with the families and for her hard work.

Candelario Garcia, 714 Jackman Ave., reported that they received a letter from the City regarding their garage conversion and is upset that his neighbors do not have to de-convert their garages.

Mayor Martinez explained (in Spanish) that they can meet with Community Development Director Paul Deibel regarding this issue.

Veronica Camacho, 638 Mott St., Patty Lopez mentioned that many families in San Fernando are concerned about construction of the swimming pool and reported that local parents sent a letter to Supervisor Yaroslavsky's office regarding the matter.

**CONSENT CALENDAR**

Mayor Pro Tem Ruelas removed Item No.s 1a, 2, 4, and 8 for further discussion.

Motion by Councilmember Veres, seconded by Mayor Martinez, to approve the remaining Consent Calendar Items:

- 3) STREET SWEEPING CONTRACT AMENDMENT
- 5) RESOLUTION ADOPTING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) INTO SAN FERNANDO'S STANDARDIZED EMERGENCY MANAGEMENT SYSTEM (SEMS)
- 6) JOINT RESOLUTION APPROVING THE USE OF \$75,000 FROM THE REDEVELOPMENT AGENCY AFFORDABLE HOUSING FUND TO IMPLEMENT THE COMMUNITY ACTION PLAN FOR NEIGHBORHOOD PROTECTION AND

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**PRESERVATION IN AREAS OUTSIDE THE REDEVELOPMENT PROJECT AREAS**

- 7) RESOLUTION AMENDING THE FISCAL YEAR (FY) 2006-2007 BUDGET FOR A COMMUNITY POLICING DETECTIVE POSITION
- 9) AMPLIFIED SOUND PERMIT REQUEST – CAMACHO AUTO SALES, 1661 SAN FERNANDO ROAD
- 10) RESOLUTION AMENDING THE TABLE OF ORGANIZATION TO DELETE A COMMUNITY PRESERVATION SUPERVISOR POSITION AND TO ADD A COMMUNITY PRESERVATION OFFICER POSITION
- 11) SECOND CHANGE ORDER (NO. 4) FOR LIBRARY STREET AND ALLEY IMPROVEMENTS

The motion carried with the following vote:

AYES: Ruelas, Veres, Hernández, Martínez – 4

ABSENT: De La Torre – 1

**Items Pulled for Further Discussion:**

- 1) APPROVAL OF MINUTES OF:
  - A) JULY 17, 2006 – REGULAR MEETING
  - B) JULY 20, 2006 – SPECIAL MEETING

Regarding Item 1a, Page 11 (amendment to the motion), Mayor Pro Tem Ruelas said that she mentioned something regarding addressing the Tataviam Tribe's requests and Councilmember Veres reported that he did not accept her amendment.

By consensus, it was requested that the City Clerk follow up and the item be held over to the next City Council meeting.

Mayor Pro Tem Ruelas asked if staff had followed up regarding her request to send a thank you letter to the Los Angeles County Librarian regarding the extended hours. Mr. Pulido reported that he will follow up.

- 2) APPROVAL OF WARRANT REGISTER NO. 06-081

Staff responded to Mayor Pro Tem Ruelas' questions regarding payments to Motorola (for radios and chargers) and to Office Depot (for digital camera/card memory).

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In response to her question regarding a \$30,000 payment to Law Enforcement Crisis Management, Finance Director Lorena Quijano reported that it was a payment retainer for Roger Mason, staff will review the contract, verify, and bring back to next meeting.

Motion by Mayor Pro Tem Ruelas, seconded by Councilmember Veres, to approve the Warrant Register No. 06-081 with the exception of Voucher No. 75083. The motion carried with the following vote:

AYES: Ruelas, Veres, Hernández, Martinez – 4

ABSENT: De La Torre – 1

4) SELECTION OF CONSULTANT FOR THE CITYWIDE SALARY STUDY

Staff responded to various questions from Councilmembers.

Motion by Councilmember Veres, seconded by Mayor Martinez, to approve the selection of Johnson & Associates to perform a citywide salary study and authorize the Mayor to execute substantially in form an Agreement for Professional Services between the City and Johnson & Associates. The motion carried with the following vote:

AYES: Veres, Martinez, Ruelas, Hernández – 4

ABSENT: De La Torre – 1

8) RESOLUTION FOR NEW AND REVISED JOB SPECIFICATIONS

Mayor Pro Tem Ruelas reviewed the job specifications, suggested minor changes, and Personnel Manager Michael Okafor responded to her inquiries.

Motion by Mayor Pro Tem Ruelas, seconded by Mayor Martinez, to adopt a Resolution for new and revised job specifications, along with the suggested changes, for the following positions: Community Development Director, Administrative Intern, and Planning Intern.

AYES: Ruelas, Martinez, Veres, Hernández – 4

ABSENT: De La Torre – 1

**PUBLIC HEARING**

12) ORDINANCE AMENDING THE REDEVELOPMENT PLANS FOR REDEVELOPMENT PROJECT AREAS NOS. 1, 2 AND 3 TO ELIMINATE THE TIME LIMIT ON THE ESTABLISHMENT OF LOANS, ADVANCES AND INDEBTEDNESS

Mayor Martinez declared the Public Hearing open.

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Atty. Estrada presented the staff report.

Mayor Martinez called for public testimony, either in favor or opposed. There being no comments, she closed the public portion of the Hearing.

Motion by Councilmember Veres, seconded by Mayor Pro Tem Ruelas, to introduce for first reading, in title only, and waive all further reading of: “An Ordinance of the City of San Fernando Amending the Redevelopment Plans for Redevelopment Project Areas Nos. 1, 2 and 3 to Eliminate the Time Limit on the Establishment of Loans, Advances and Indebtedness Pursuant to Health and Safety Code Section 33333.6(e)(2)(B)”. The motion carried with the following vote:

AYES: Veres, Ruelas, Martinez, Hernández – 4

ABSENT: De La Torre – 1

13) RESOLUTION AND ORDINANCE ADOPTING REVISIONS TO THE FEE AND CHARGE STRUCTURES FOR COMMUNITY DEVELOPMENT, FINANCE, POLICE DEPARTMENT, AND PUBLIC WORKS

Mayor Martinez declared the Public Hearing open.

Finance Director Lorena Quijano presented the staff report.

In response to Councilmember Hernández’ questions, Ms. Quijano reported that the utility water Municipal Code specifically states that individuals that have their water shut off, must give a deposit equal to the amount of the bill in addition to a turn on fee. She explained that between the second bill and the shut off notice, customers have about 10 days to pay their fee before the water is shut off.

Mayor Pro Tem Ruelas expressed her concern regarding the \$1,000 day care facility fee (she stated that this had been brought up in the past). Mr. Deibel explained that this is an existing fee (not an increase) and it was suggested that staff report back regarding this item.

Mayor Martinez asked if there were audience members who would like to speak in favor or in opposition of this item.

There being no further comments, Mayor Martinez closed the public portion of the hearing.

Motion by Mayor Pro Tem Ruelas, seconded by Councilmember Veres, to introduce for first reading, in title only, and waive all further reading of: “An Ordinance of the City of San Fernando Amending Portions of Chapter 22, Businesses, and Chapter 30, Emergency Services, in order to increase Movie Takers and Producers Fees, Business Licenses Delinquencies Fees, and False Alarm Response and Permit Penalty Fees.” The motion carried with the following vote:

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AYES: Martinez, Hernández, Veres, Ruelas – 4

ABSENT: De La Torre – 1

Motion by Mayor Pro Tem Ruelas, seconded by Mayor Martinez, to adopt a Resolution establishing fees and charges to defray costs for General Planning and Development Services; Public Works and Engineering General Services, Commercial Street Sweeping Fees, and Equipment Usage Fee; General Financial Services including Processing of Special Event Applications and Returned Checks and Business Licenses; and Police Services. Staff to bring back the item on the large family day care fees to the next meeting after staff does the research. The motion carried with the following vote:

AYES: Ruelas, Martinez, Veres, Hernández – 4

ABSENT: De La Torre – 1

**NEW BUSINESS**

14) SAN FERNANDO REGIONAL POOL FACILITY FOLLOW-UP

Public Works Director Ron Ruiz presented the staff report and gave an update.

*At this time, Councilmember Veres stated that he had to leave the meeting due to personal reasons.*

Mr. Ruiz responded to questions and staff was directed to schedule a Study Session next week so that Councilmembers can discuss and prioritize the pool facility deductions.

**CITY COUNCIL ITEMS**

15) REQUEST FOR RESOLUTION IN SUPPORT OF TOBACCO TAX ACT OF 2006 (PROPOSITION 86)

Motion by Mayor Pro Tem Ruelas, seconded by Mayor Martinez, to support the Tobacco Tax Act of 2006 (Proposition 86). The motion carried with the following vote:

AYES: Ruelas, Martinez, Hernández – 3

ABSENT: De La Torre, Veres – 2

16) REQUEST TO CONSIDER WAIVING POLICE SERVICE REQUIREMENT FOR FARMERS MARKET

Motion by Councilmember Hernández to waive police service requirement for Farmer Market for the remaining 2006 season (unless attendance significantly increases), and this would not set a precedent for next year's Farmers Market security needs.

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In response to Mayor Martinez' question regarding pending issues (including business license fees and Police Department invoices), Finance Director Lorena Quijano reported that the amount was approximately \$8,000.

Mayor Martinez requested that staff meet with Farmers Market representatives and report back to the City Council regarding the pending items.

The above motion was seconded by Mayor Martinez and carried with the following vote:

AYES:           Hernández, Martinez, Ruelas – 3  
ABSENT:       De La Torre, Veres – 2

17)   DISASTER COUNCIL UPDATE

Mayor Pro Tem Ruelas reported that the Disaster Council has been meeting monthly and as a result, completed final updates to the Municipal Code sections that make reference to the Disaster Council.

Motion by Mayor Pro Tem Ruelas, seconded by Mayor Martinez, to approve the recommended changes and direct staff to prepare an Ordinance. The motion carried with the following vote:

AYES:           Hernández, Martinez, Ruelas – 3  
ABSENT:       De La Torre, Veres – 2

18)   EDUCATIONAL REQUIREMENTS FOR RECREATION & COMMUNITY SERVICES POSITIONS

*Mayor Pro Tem Ruelas requested (under Approval of Agenda) that this item be moved to the next City Council meeting.*

19)   POST HOURS AT THE SKATE PARK

Recreation Supervisor Diana Carrillo responded to questions from Mayor Pro Tem Ruelas concerning the signs posted regarding skate park hours and reported that staff is looking into extending the hours.

20)   IMPROVEMENTS TO AFTER SCHOOL PROGRAMS

Mayor Pro Tem Ruelas asked that staff address the needs listed in her memo and report back to the City Council in September.

In response to Mayor Martinez' question, Mr. Pulido reported that staff responded to San Fernando Elementary School Principal Mary Mendoza's letter and copies would be provided to Councilmembers.

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Mayor Martinez stated that after reviewing staff's response letter, she would be scheduling a meeting with Mrs. Mendoza.

21) **RECOMMENDED YOUTH PROGRAMS**

Mayor Pro Tem Ruelas reported that as a result of the youth community forums, recommendations emerged including providing a graffiti art wall for young artist and offering the park multipurpose room as a venue for teen "shows". She asked that staff explore the feasibility of offering such programs and hopes that the City Council considers implementing those.

By consensus, Councilmembers agreed.

22) **CITY CO-SPONSORSHIP OF LATINAS: SALUD Y VIDA CONFERENCE  
SEPTEMBER 23, 2006**

Motion by Mayor Martinez, seconded by Councilmember Hernández, that the City co-sponsor the Latinas: Salud y Vida Conference on September 23, 2006, and authorization to use the City Seal.

In response to Mayor Pro Tem Ruelas' question, Mayor Martinez stated that they are not requesting monetary sponsorship (information is included in their letter).

The motion carried with the following vote:

AYES: Hernández, Martinez, Ruelas – 3  
ABSENT: De La Torre, Veres – 2

**GENERAL COUNCIL COMMENTS**

Councilmember Hernández reported that the Summer Concerts at the park have been well attended, the music is good, but reported that the restrooms have to be serviced.

Mayor Pro Tem Ruelas: 1) stated documents to be discussed at the Townhall meeting would be available at City Hall and San Fernando Library for public inspection prior to the meeting; and 2) acknowledged the parents that took time to write to the County Supervisor.

Mayor Martinez: 1) requested that staff follow up regarding the email from resident Carmen DeRose; 2) invited everyone to the AB1381 Townhall meeting at San Fernando Middle School on August 10; 3) reported that one of the topics brought up at the last Community Forum was the Child Predator Ordinance that other cities have adopted and in response to her suggestion, Atty. Estrada stated that he could report back.

**STAFF COMMUNICATION**

Mr. Pulido reported that he is following up with a plan regarding the departure of the Director of Recreation & Community Services Dan LaBrado.

Mayor Martinez suggested adding this item to next week's Study Session.

**RECESS TO CLOSED SESSION (7:57 PM)**

Motion by Councilmember Hernández, seconded by Mayor Martinez, to recess to the following Closed Session, thereafter to adjourn. The motion carried with the following vote:

CONFERENCE WITH LABOR NEGOTIATORS (G.C. 54957.6)

City Representative: City Administrator José E. Pulido

Unrepresented Employees: Management Group

No reportable action.