

**SAN FERNANDO CITY COUNCIL
MINUTES**

**MAY 18, 2009 – 6:00 P.M.
REGULAR MEETING**

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

CALL TO ORDER/ROLL CALL

Mayor Steven Veres called the meeting to order at 6:11 p.m.

Present:

Council: Mayor Steven Veres, Mayor Pro Tem Mario F. Hernández and Councilmembers Ernesto Rubio Hernández and Maribel De La Torre

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

Absent: Councilmember Nury Martinez

PLEDGE OF ALLEGIANCE Mayor Veres

INVOCATION Mayor Veres

PRESENTATIONS

The following presentations were made:

- a) RECOGNITION OF OLDER AMERICAN VOLUNTEERS
- b) PUBLIC WORKS WEEK: MAY 17-23, 2009
- c) ARBOR DAY – MAY 30, 2009

APPROVAL OF AGENDA

Motion by Councilmember De La Torre, seconded by Councilmember E. Hernández, to approve the agenda. By consensus, the motion carried.

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PUBLIC STATEMENTS – WRITTEN/ORAL

Leslie Aisenman requested that the format of the meeting be changed to allow the public three minutes to comment per agenda item. He also encouraged people to donate to the United Methodist Church food pantry.

CONSENT CALENDAR

Councilmember E. Hernández removed Item No.s 3 and 4, Councilmember De La Torre removed Item No. 7, and Mayor Pro Tem M. Hernández removed Item No. 5 for further discussion.

Motion by Mayor Veres, seconded by Councilmember De La Torre, to approve Consent Calendar Item No.s 1, 2 and 6:

- 1) APPROVAL OF MINUTES OF:
 - a) APRIL 30, 2009 – SPECIAL MEETING
 - b) MAY 4, 2009 – REGULAR MEETING
- 2) APPROVAL OF WARRANT REGISTER NO. 09-052
- 6) APPROVAL OF MARTIN & CHAPMAN CO. INVOICE AND ADOPTION OF A RESOLUTION AMENDING THE FISCAL YEAR (FY) 2008-09 GENERAL FUND BUDGET REGARDING THE SPECIAL MUNICIPAL RECALL ELECTION ON JANUARY 13, 2009

By consensus, the motion carried.

Items Removed for Further Discussion:

- 3) ORDINANCE NO. 1589 – AMENDING SECTIONS 90-941, 90-942, 90-946, 90-947, AND 90-951 OF THE MUNICIPAL CODE BY CHANGING THE REFERENCE TO ROBERT F. KENNEDY DRIVE, IN THE CITY OF SAN FERNANDO TO NOW READ FIRST STREET

Councilmember E. Hernández requested a roll call vote.

Motion by Mayor Veres, seconded by Councilmember De La Torre, to adopt Ordinance No. 1589 (second reading). Title: “An Ordinance of the Council of the City of San Fernando Amending Sections 90-941, 90-942, 90-946, 90-947, and 90-951 of the Municipal Code by Changing the Reference to Robert F. Kennedy Drive, in the City of San Fernando to Now Read First Street.” The motion carried with the following vote:

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AYES: Veres, De La Torre, M. Hernández – 3
NOES: E. Hernández – 1
ABSENT: Martinez – 1

4) NOTICES OF COMPLETION AND PROJECT ACCEPTANCE – NOVUS CONSTRUCTION AND NADAR INC.-SAN FERNANDO REGIONAL POOL FACILITY

Public Works Director Ron Ruiz responded to questions from Councilmember E. Hernández.

Motion by Councilmember E. Hernández, seconded by Councilmember De La Torre, to:

- a) Accept the jobs as performed by Novus Construction and Nadar Inc. and consider the work complete; and
- b) Authorize the City Administrator and the City Clerk to sign and file the Notices of Completion with the Office of the County Recorder.

By consensus, the motion carried.

5) FISCAL YEAR (FY) 2009-2010 STREET LIGHTING ASSESSMENT DISTRICT APPROVAL OF ENGINEER'S REPORT AND SETTING A DATE FOR THE PUBLIC HEARING

Staff responded to questions from Mayor Pro Tem M. Hernández regarding property tax assessment deadlines.

Motion by Mayor Veres, seconded by Councilmember E. Hernández, to:

- a) Adopt the Resolution approving the Engineer's Report for the FY 2009-2010 Landscaping and Lighting Assessment District; and
- b) Adopt the Resolution declaring the City Council's intention to order the annual assessments for FY 2009-2010 Landscaping and Lighting Assessment District and setting the date for the Public Hearing on June 15, 2009.

By consensus, the motion carried.

7) OPTIONS REGARDING THE FINANCE DIRECTOR POSITION VACANCY

Councilmember De La Torre expressed concern regarding funding and asked about budget reserves.

Motion by Mayor Pro Tem M. Hernández, seconded by Mayor Veres, that the City Council:

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- a) Authorize the City Administrator to initiate the recruitment process immediately for a permanent Finance Director;
- b) Authorize the City Administrator to also review resumes immediately from the League of California Cities pool of retirees in order to find an Interim Finance Director; and
- c) Approve a Budget Resolution to appropriate \$22,000 from the Fiscal Year (FY) 2008-09 City General Fund Budget to cover the costs for recruitment and the salary for the month of June 2009 for an Interim Finance Director.

By consensus, the motion carried.

PUBLIC HEARING

- 8) ALLOCATION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

Mayor Veres declared the Public Hearing open and Community Development Director Paul Deibel presented the staff report.

Mayor Veres called for public testimony and the following individuals spoke:

Ruben Quintana said that some street signs are in bad condition and believes that using these funds to replace them is a good idea.

Leslie Aisenman said he was neither in favor or opposed but asked that in the future, staff provide the City Council with more than one alternative. He also asked that everyone use their microphones at the meetings because it was difficult to hear.

Mayor Veres called for public testimony in opposition.

Julie Cuellar said she is against spending money on things that don't need to be changed (i.e., street signs) and instead invest money on things that need to be fixed.

There being no further comments, Mayor Veres closed the public comment portion of the Hearing.

Discussion ensued and staff responded to questions from Councilmembers.

Motion by Mayor Veres, seconded by Mayor Pro Tem M. Hernández, to:

- b) Amend the Resolution approving an allocation of \$107,137 in CDBG funds for selected infrastructure improvement projects (staff to prepare an appropriate budget

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for replacement of stop signs and remaining funds to be used for sidewalk repair outside of the RA areas specifically targeting streets that are near transportation hubs

- c) Direct staff to submit documentation conveying the City Council’s Resolution to the Los Angeles County Community Development Commission (CDC) for approval; and
- d) Authorize the City Administrator to approve minor program modifications and/or monetary changes that do not exceed 10% of approved total project funding.

The motion carried with the following vote:

AYES: Veres, M. Hernández, E. Hernández – 3
NOES: De La Torre – 1
ABSENT: Martinez – 1

NEW BUSINESS

9) FOURTH OF JULY CELEBRATION

Recreation & Community Services Director Tom Ristau presented the agenda report and staff responded to questions from Councilmembers.

Motion by Mayor Veres, seconded by Councilmember E. Hernández, that:

- a) The Fourth of July Celebration be held at San Fernando Recreation Park on Saturday, July 4, 2009 from 3:00 p.m. to 10:00 p.m.;
- c) An expanded vendor area;
- d) The street closure of Park Ave. at Fourth and Jessie;
- e) The use of the Bank of America parking structure on Brand Blvd. and Truman Street by the San Fernando Police Explorers to charge for parking; and
- f) Authorize the Mayor to execute the Agreement with Pyro Spectaculars for the Fourth of July fireworks show in an amount not to exceed \$18,000.

AYES: De La Torre, E. Hernández, M. Hernández, Veres – 4
NOES: None
ABSENT: Martinez – 1

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Motion by Mayor Veres, seconded by Councilmember E. Hernández, to encourage/entice as much sponsorship for this event as possible and allow staff maximum flexibility (within City codes) regarding sponsor recognition (i.e., listing sponsors on banners, flyers etc.)

By consensus, the motion carried.

Motion by Mayor Veres, seconded by Mayor Pro Tem M. Hernández, to direct staff to seek an estimate with potential revenue cost analysis (including festival rides and vendors) and bring back to the City Council at the next meeting. The motion carried with the following vote:

AYES: Veres, M. Hernández, E. Hernández – 3
NOES: De La Torre – 1
ABSENT: Martinez – 1

STANDING COMMITTEE UPDATES

No. 1 Budget, Personnel and Finance (BPF)

Mayor Pro Tem M. Hernández reported that the committee continues to meet with the various employee unions.

No. 2 Housing, Community & Economic Development and Parking (HCEP)

Mayor Veres – no updates.

No. 3 Natural Resources, Infrastructure, Water Energy and Waste3 Management (NRIW)

Councilmember Martinez absent.

No. 4 Public Safety, Veteran Affairs, Technology and Transportation (PVTT)

Councilmember E. Hernández gave an update regarding the various items brought before the committee.

No. 5 Education, Parks, Arts, Health and Aging (EPAH)

Councilmember De La Torre reported that the committee is working with little leagues regarding impact fees and the cost of upgrading the snack bars for the next season.

GENERAL COUNCIL COMMENTS

Mayor Pro Tem M. Hernández expressed concern regarding the continuously late distribution of agenda packets.

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STAFF COMMUNICATION

Public Works Director Ron Ruiz gave an update regarding utility rebates and programs to assist businesses.

RECESS TO REDEVELOPMENT AGENCY MEETING (9:23 P.M.)

RECONVENE AND RECESS TO CLOSED SESSION (9:43 P.M.)

By consensus, Councilmembers agreed to recess to the following Closed Session, thereafter to adjourn.

CONFERENCE WITH LABOR NEGOTIATOR (G.C. 54957.6)

City Negotiator: City Administrator José E. Pulido
Employee Organizations: San Fernando Management Group (SEIU, Local 721); San Fernando Public Employees' Association (SEIU, Local 721); San Fernando Part-time Employees' Association (SEIU, Local 721)

No reportable action.

I do hereby certify that the foregoing is a true and correct copy of the minutes of May 18, 2009 meeting as approved by the San Fernando City Council.

Elena G. Chávez
City Clerk