

**SAN FERNANDO CITY COUNCIL
MINUTES**

**AUGUST 17, 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 6:10 p.m.

Present:

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

Staff: City Administrator José E. Pulido, City Attorney Michael Estrada, and Deputy City Clerk Laura Valdivia

PLEDGE OF ALLEGIANCE Mayor Veres

INVOCATION Moment of Silence

PRESENTATION

The following presentations were made:

- a) RECOGNITION OF ESTHER KOERNER – 100 YEAR OLD RESIDENT
- b) RECOGNITION OF FORMER CITY COMMISSIONERS ANGEL GRANADOS AND OLIVIA ROBLEDO
- c) RECOGNITION OF THE SAN FERNANDO ALLSTARS 9 & 10 YEAR OLD SOFTBALL DIVISION DISTRICT 40 CHAMPIONSHIP TEAM, COACH AND MANAGERS

APPROVAL OF AGENDA

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

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PUBLIC STATEMENTS – WRITTEN/ORAL

Sharron Aisenman, requesting donations and financial support for the food bank at the First United Methodist Church and inviting everyone to the second food pantry this Friday from 5:30 to 7:30 p.m.

Lt. Kevin Glasgow, Traffic Safety Coordinator for the Police Department, presented the Annual Traffic Report for FY 2008-2009 which included a 31% reduction in injury traffic collisions; a 12% reduction in non-injury traffic collisions; and most notably a 68% increase in arrests for drunk driving over a three –year average. Lt. Glasgow stated that 470 drunk driving arrests were made last fiscal year which potentially resulted in 470 lives saved.

Tom Ross, regarding his support of Item No. 7 the request from the San Fernando Mall Association for City Co-sponsorship of the October Street Festival.

Leslie Aisenman, inviting the City Council to support the food pantry this Friday from 5:30 to 7:30 p.m. and encouraging the Council to re-establish the Cultural Arts Commission.

CONSENT CALENDAR

Mayor Pro Tem M. Hernandez pulled Item No. 3 for further discussion.

Motion by Councilmember De La Torre, seconded by Mayor Pro Tem M. Hernandez, to approve the remaining Consent Calendar items.

- 1) APPROVAL OF MINUTES:
 - a) JUNE 29, 2009 – SPECIAL MEETING
 - b) JULY 1, 2009 – SPECIAL MEETING
- 2) APPROVAL OF WARRANT REGISTER NO. 09-082
- 4) DRIVING UNDER THE INFLUENCE (DUI) COST RECOVERY PROGRAM

The City Council approved the implementation of the DUI Cost Recovery Program by adopting Resolution No. 7334 and approving the DUI Cost Recovery Program Policy and Procedure.

By consensus, the above motion carried.

Item Removed for Further Discussion:

- 3) RESOLUTION TO FIX THE PROPERTY TAX RATE AND LEVY TAXES FOR THE CITY'S OBLIGATION TO THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS) FOR FISCAL YEAR (FY) 2009-2010

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Mayor Pro Tem M. Hernández asked staff for clarification regarding the FY 1982-1983 and FY 1983-1984 tax rates and the status of the August 2008 Pension Obligation Bond. Staff responded to Councilmember De La Torre's question if a projection is available of what the City will lose due to reassessment of properties.

Motion by Mayor Pro Tem M. Hernández, seconded by Councilmember De La Torre that the City Council adopt Resolution No. 7333 which will establish the amount necessary to be raised by taxation for the City's annual payment to the California Public Employees' Retirement System (PERS) which is estimated at \$3,706,147 for FY 2009-2010, and fix the property tax rate for FY 2009-2010 at \$0.28420 per \$100 of assessed valuation and levies that tax rate upon all taxable property in the City. By consensus, the motion carried.

NEW BUSINESS

5) SANTA ROSA CHURCH ANNUAL FIESTA

Recreation and Community Services Director Tom Ristau presented the staff report.

Staff responded to questions from Council regarding notifying residents and businesses within 300 feet of the carnival staging area.

Motion by Mayor Veres, seconded by Councilmember E. Hernández that the City Council approve the following items a through e, and add the condition that a flyer be distributed to adjacent property owners of the City owned lot where the carnival staging area will be set up and that the carnival operator incur the cost of the flyer.

- a) The request, with conditions, for the Annual Fiesta at Santa Rosa Church for the dates of Friday through Sunday, September 11-13, 2009, during the hours listed in the report;
- b) An amplified sound permit;
- c) The closure of street parking on Kalisher Street directly adjacent to Church property as displayed on the site map;
- d) The services of the Police Department to provide security from September 11-13, 2009 during the hours requested; and
- e) The services of a Community Preservation Officer during the festival hours of operation;

By consensus, the above motion carried.

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Motion by Mayor Pro Tem M. Hernández, seconded by Councilmember De La Torre to deny the request for fee waivers. The motion carried with the following vote:

AYES: M. Hernández, De La Torre, E. Hernández, Esqueda, Veres - 5
NOES: None
ABSENT: None

PUBLIC HEARING

- 6) RESOLUTION OF INTENTION TO AMEND CONTRACT BETWEEN THE CITY OF SAN FERNANDO AND THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (CALPERS)

Mayor Veres declared the Public Hearing open and Personnel Manager Michael Okafor presented the staff report.

Mayor Veres called for public testimony either in favor or opposition. There being no comments, he closed the public comment portion of the Hearing.

Motion by Mayor Veres, seconded by Mayor Pro Tem M. Hernández that the City Council adopt a Resolution of Intention and accompanying documents authorizing amendment to the contract between the City Council of the City of San Fernando and the Board of Administration of the California Public Employees' Retirement System. The motion carried with the following vote:

AYES: Veres, M. Hernández, E. Hernández, De La Torre, Esqueda - 5
NOES: None
ABSENT: None

Motion by Mayor Veres, seconded by Councilmember De La Torre that a window period of 90 days be designated, which will take effect September 11, 2009 to December 11, 2009, when eligible employees can elect to retire in accordance with the provisions of Government Code Section 20903. The motion carried with the following vote:

AYES: Veres, De La Torre, M. Hernández, E. Hernández, Esqueda - 5
NOES: None
ABSENT: None

CITY COUNCIL ITEMS

- 7) REQUEST FROM THE SAN FERNANDO MALL ASSOCIATION FOR CO-SPONSORSHIP OF THE 12TH ANNUAL OCTOBER STREET FESTIVAL

Tom Ross representing the San Fernando Mall Association made a brief presentation.

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Mr. Ross responded to questions from the Council regarding requests for fee waivers, street closures, the budget, and corporate sponsorship.

By consensus, the Council: 1) directed staff to prepare cost estimates for City services and provide those estimates to the San Fernando Mall Association; 2) requested that the San Fernando Mall Association provide the City with a complete budget for the event that includes costs for Police, Public Works and all other associated items; and, 3) directed staff to report back at the next regularly scheduled City Council meeting.

8) CITY COUNCIL COMMISSION APPOINTMENTS

No appointments were made. By consensus, staff was directed to continue this item to the next regularly scheduled City Council meeting.

STANDING COMMITTEE UPDATES

No. 1 Budget, Personnel and Finance (BPF)

Mayor Pro Tem M. Hernández – no update.

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

Mayor Veres reported that the committee met last Tuesday and discussed the following three issues: 1) Development of a Vacant Commercial & Industrial Property Action Plan; 2) Alcohol ordinance CUP process; and 3) Establishment of a nine member community stakeholder group to provide input and help evolve the retail development strategy (five members to come from local developers, brokers and property owners; three members comprised of residents and local employees; and one member from the business community). Mayor Veres asked the Council to submit the names of who they would like to nominate for the committee as soon as possible.

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

Councilmember Esqueda reported that the Committee met last week and familiarized themselves with Crown Disposal's contract, and stated that a representative from Crown will be attending their next meeting. She said the Committee also discussed graffiti, and it was agreed that both items will be re-agendized for the next meeting.

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

Councilmember E. Hernández – no update.

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

Councilmember De La Torre – no update.

Mayor Veres encouraged Standing Committee members to notify staff if they cannot attend meetings because the guidelines allow for meetings to still be held with just one member present.

GENERAL COUNCIL COMMENTS

Councilmember De La Torre requested that the City Administrator provide a report to Council on the status of Rydell.

Councilmember E. Hernández thanked all those that attended the Mariachi Divas concert; he said it was an incredible event. He also said the Dive-In was another good event for families.

Mayor Pro Tem M. Hernández said the Mariachi Divas event was great, and that it was nice to see our City employees out there enjoying themselves.

Mayor Veres reported that a press release was prepared to announce that City flags are flying at half staff through today in honor of the passing of Rudy “Chief Little Bear” Ortega, Sr.

STAFF COMMUNICATION None

RECESS TO CLOSED SESSION (7:41 P.M.)


By consensus, Councilmembers agreed to recess to the following Closed Session, thereafter to adjourn in celebration of Mario Antonio and Nelly Rodriguez 60th Wedding Anniversary.

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 the August 17, 2009 meeting as approved by the San Fernando City Council on September 8, 2009.



Laura Valdivia
Deputy City Clerk