

**SAN FERNANDO CITY COUNCIL
MINUTES**

**SEPTEMBER 16, 2015 – 5:00 P.M.
SPECIAL MEETING**

City Hall Community Room
117 Macneil Street
San Fernando, CA 91340

CALL TO ORDER/ROLL CALL

Mayor Joel Fajardo called the meeting to order at 5:00 p.m.

Present:

Council: Mayor Joel Fajardo, Vice Mayor Sylvia Ballin, and Councilmembers Robert C. Gonzales, Antonio Lopez (arrived at 5:03 p.m.), and Jaime Soto (arrived at 5:02 p.m.)

Staff: City Manager Brian Saeki, Deputy City Attorney Richard Padilla, and City Clerk Elena G. Chávez

PLEDGE OF ALLEGIANCE

Led by Mayor Fajardo

APPROVAL OF AGENDA

Motion by Vice Mayor Ballin, seconded by Councilmember Gonzales, to approve the agenda. By consensus, the motion carried.

PUBLIC STATEMENTS – WRITTEN/ORAL

None

RECESS TO CLOSED SESSION (5:01 P.M.)

By consensus, Councilmembers recessed to the following Closed Session as announced by Deputy City Attorney Padilla:

- A) CONFERENCE WITH LEGAL COUNSEL TO DISCUSS FACTS AND CIRCUMSTANCES WHICH MAY FORM THE BASIS FOR INITIATING LITIGATION
G.C. §54956.9(d)(4)

One (1) Matter

- B) CONFERENCE WITH LEGAL COUNSEL TO DISCUSS FACTS AND CIRCUMSTANCES NOT KNOWN TO A POTENTIAL PLAINTIFF WHICH MAY CREATE EXPOSURE TO LITIGATION
G.C. §54956.9(d)(2) AND §54956.9(e)(1)
One (1) Matter

RECONVENE/REPORT OUT FROM CLOSED SESSION (5:08 P.M.)

Deputy City Attorney Padilla reported the following:

- All members were present (including Councilmember Soto who disclosed that he was in the possession of a recording device).
- Deputy City Attorney Padilla admonished Councilmember Soto on both recusing himself from Item A of the proceeding as it related to him in potential adverse interest (given the subject matter of the Closed Session).
- Councilmember Soto refused to leave the room and was uncompliant with respect to Deputy City Attorney Padilla's admonition.
- Deputy City Attorney Padilla also admonished Councilmember Soto to not engage his recording device. Councilmember Soto represented that he wanted to record himself. However, invariably in recording himself, the device was picking up the voices of members of this room (Councilmembers present did not consent to being recorded and the non-consent was made very clear to Councilmember Soto). He did not heed that admonition.

In light of the disruption to the meeting, City Council was unable to get to any items of business.

ADJOURNMENT (5:11 P.M.)

At this time, the meeting was adjourned.

I do hereby certify that the foregoing is a true and correct copy of the minutes of September 16, 2015 meeting as approved by the San Fernando City Council.

Elena G. Chávez
City Clerk