

**SAN FERNANDO CITY COUNCIL
MINUTES**

**JANUARY 27, 2020 – 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 5:01 p.m.

Present:

Council: Mayor Joel Fajardo, Vice Mayor Hector A. Pacheco, and Councilmembers Robert C. Gonzales (arrived at 5:16 p.m.), Sylvia Ballin (arrived at 5:03 p.m.), and Mary Mendoza

Staff: City Manager Nick Kimball, Assistant City Attorney Richard Padilla, and City Clerk Elena G. Chávez

APPROVAL OF AGENDA

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

PUBLIC STATEMENTS – WRITTEN/ORAL

None.

RECESS/RECONVENE (5:04 to 5:05 P.M.)

Mayor Fajardo announced that City Council would recess to Closed Session. Councilmembers momentarily stepped away and returned for the following Presentation.

PRESENTATION

B) RECOGNITION OF ITZPAPALOTL MESOAMERICAN HIP-BALL TEAM: AJUPEME USA CALIFORNIA DELEGATION

RECESS TO CLOSED SESSION (5:12 P.M.)

A) CONFERENCE WITH LABOR NEGOTIATOR

G.C. §54957.6

Designated City Negotiators:

City Manager Nick Kimball

City Attorney Rick Olivarez

Assistant City Attorney Richard Padilla

Employees and Employee Bargaining Units that are the Subject of Negotiation:

San Fernando Management Group (SEIU, Local 721)

San Fernando Public Employees' Association (SEIU, Local 721)

San Fernando Police Officers Association

San Fernando Police Officers Association Police Management Unit

San Fernando Police Civilian Association

San Fernando Part-time Employees' Bargaining Unit (SEIU, Local 721)

All Unrepresented Employees

B) CONFERENCE WITH LABOR NEGOTIATOR – UNREPRESENTED EMPLOYEE

G.C. §54957.6

Designated City Negotiators: Mayor Joel Fajardo

Unrepresented Employee: City Clerk

C) PUBLIC EMPLOYEE EMPLOYMENT/PERFORMANCE EVALUATION

G.C. §54957

Title of Employee: City Clerk

RECONVENE/REPORT OUT FROM CLOSED SESSION (6:09 P.M.)

Assistant City Attorney Padilla reported the following:

Item A – General update was given by the City Manager, feedback was given by the City Council, but no final action was taken.

Items B & C – Discussion was had by City Council, City Manager, and retiring City Clerk regarding recruitment issues. Direction was given by City Council, but no final action was taken.

PLEDGE OF ALLEGIANCE

Led by Students of the Month

PRESENTATIONS (CONTINUED)

A) CERTIFICATES OF RECOGNITION – STUDENTS OF THE MONTH

- Jocelyn Barreras – Assurance Learning Academy
- Angelina Duran – Academy of Scientific Exploration

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- C) PROCLAMATION SAN FERNANDO SCHOOL CHOICE WEEK – JANUARY 26 - FEBRUARY 1
- D) RECOGNITION OF THE SAN FERNANDO HIGH SCHOOL GIRLS’ TENNIS TEAM CHAMPIONSHIP

PUBLIC STATEMENTS – WRITTEN/ORAL

Maritza Duarte, Las Palmas Club’s Chair, expressed appreciation to Council for funding provided to the club for their events and transportation buses.

Michael Remenih complimented the Police Department, the Neighborhood Watch Program, and talked about a situation where a derelict car had been parking on his street and the department’s quick handling of the situation.

CONSENT CALENDAR

Mayor Fajardo pulled Item Nos. 2 and 3, and Councilmember Mendoza requested to pull Item No. 1 for further discussion.

Motion by Mayor Fajardo, seconded by Councilmember Mendoza, to pull all three items from the Consent Calendar. By consensus, the motion carried.

Item Pulled for Further Discussion

- 1) REQUEST TO APPROVE MINUTES OF:
 - a. FEBRUARY 4, 2019 – REGULAR MEETING
 - b. APRIL 2, 2019 – REGULAR MEETING
 - c. APRIL 15, 2019 – REGULAR MEETING
 - d. AUGUST 5, 2019 – REGULAR MEETING
 - e. SEPTEMBER 3, 2019 – REGULAR MEETING

Councilmember Mendoza reported that she was not present for the minutes a-e and asked for a separate vote on that item.

Motion by Mayor Fajardo, seconded by Councilmember Ballin, to approve Item No. 1a-e.

The motion carried with the following vote:

AYES: Pacheco, Ballin, Fajardo, Gonzales – 4
NOES: None
ABSTAIN: Mendoza – 1

- 1) REQUEST TO APPROVE MINUTES OF:
 - f. NOVEMBER 18, 2019 – REGULAR MEETING

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Motion by Mayor Fajardo, seconded by Councilmember Ballin, to approve Item No. 1f. By consensus, the motion carried.

2) **CONSIDERATION TO ADOPT A RESOLUTION SETTING THE STATUTORY MAXIMUM FOR CITY COUNCILSMEMBERS' SALARY**

City Manager Kimball presented the staff report. Both he and Assistant City Attorney Padilla replied to questions from Councilmembers.

Discussion ensued amongst Councilmembers and each provided input and comments.

Motion by Councilmember Ballin, seconded by Councilmember Gonzales, to table Item No. 2.

The motion carried with the following vote:

AYES: Ballin, Gonzales, Mendoza, Pacheco, Fajardo – 5
NOES: None
ABSENT: None

3) **CONSIDERATION TO ADOPT A RESOLUTION ESTABLISHING AN EXECUTIVE COMPENSATION PLAN FOR DEPARTMENT HEAD CLASSIFICATIONS APPOINTED BY THE CITY MANAGER AND RESCINDING RESOLUTION NOS. 7692 AND 7807**

Motion by Councilmember Ballin, seconded by Councilmember Gonzales, to:

- a. Adopt Resolution No. 7973 establishing the salary and benefits for Department Head classifications (Executive Compensation Plan) that are appointed by the City Manager;
- b. Rescind Resolution Nos. 7692 and 7807 that set forth the prior Department Head compensation plan; and
- c. Authorize the City Manager to make non-substantive corrections and execute all related documents.

The motion carried with the following vote:

AYES: Pacheco, Ballin, Mendoza, Gonzales – 4
NOES: Fajardo – 1
ABSENT: None

ADMINISTRATIVE REPORTS

4) **CONSIDERATION TO APPROVE A PURCHASE AND SALE AGREEMENT AND JOINT ESCROW INSTRUCTIONS FOR THE PROPERTY AT 13441 FOOTHILL BOULEVARD IN LOS ANGELES, CALIFORNIA**

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Deputy City Manager/Director of Community Development Timothy Hou presented the staff report.

Motion by Mayor Fajardo, seconded by Vice Mayor Pacheco, to:

- a. Approve the Purchase and Sale Agreement and Joint Escrow Instructions by and between the City of San Fernando and Richard C. Patterson, a married man, as his sole and separate property, as to an undivided 50% interest; and David M. Kull and Ronna Kull, Trustees of the David and Ronna Kull Trust dated March 30, 2007, as to an undivided 50% interest collectively as Seller (Contract No. 1938);
- b. Adopt Resolution No. 7974 to amend the Water Fund budget for Fiscal Year 2019-2020 to appropriate \$1,250,000 in revenues and expenditures; and
- c. Authorize the City Manager to make non-substantive changes and execute all related documents.

By consensus, the motion carried.

5) FARMERS MARKET UPDATE

Director of Recreation and Community Services Julian Venegas presented the staff report. He and City Manager Kimball replied to various questions from Councilmembers.

Discussion ensued regarding costs pertaining to a city-operated Farmers Market, applying for both grants, staff to look into a possible kick-off during the Open Streets event (with assistance from an experience Farmers Market manager), begin narrowing down options regarding how to move forward and who to partner with (i.e. Mall Association, Republic Services), the proposed budget to include enhancements with a couple of different options (mall and parking lot), and staff to look into a procedure process (i.e., will vendor need to purchase a business license and insurance).

No formal action was taken.

6) DISCUSSION OF ELECTION AND BALLOT RELATED INFORMATION

Assistant City Attorney Padilla presented the staff report and replied to questions from Councilmembers.

Mr. Padilla talked about guidelines for providing ballot and election related information to the community and possible liability issues, noted that City resources/funds cannot be used for campaign expenditures, although individual Councilmembers may use their own money, resources, and personal time to promote whatever they would like.

Motion by Mayor Fajardo, seconded by Councilmember Ballin, that additional information be included in the City Manager's newsletter (language to be provided by the Ad Hoc, City Manager, and City Attorney). By consensus, the motion carried.

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7) CONSIDERATION TO ALLOCATE INDEPENDENT CITIES FINANCE AUTHORITY’S (ICFA) COMMUNITY OUTREACH PROGRAM FUNDS

Councilmember Ballin gave a brief report regarding ICFA Community Outreach Program Funds and recommended disbursements to the Veteran’s Pole Banner Recognition Program (\$1,500), San Fernando Open Streets event (\$3,500), and the Las Palmas Senior Club to support programs and dances (\$2,500).

Motion by Councilmember Ballin, seconded by Vice Mayor Pacheco, to adopt Resolution No. 7975 appropriating the funds in the Fiscal Year 2019-2020 Adopted Budget. By consensus, the motion carried.

8) UPDATE ON STATEWIDE TENANT PROTECTION ACT OF 2019 AB 1482 (RENT CONTROL)

Deputy City Manager/Director of Community Development Hou presented the staff report and replied to questions from Mayor Fajardo.

A brief discussion ensued but no formal action was taken.

9) CONSIDERATION TO APPOINT A CITY COUNCIL AD HOC COMMITTEE REGARDING THE RECRUITMENT PROCESS FOR A CITY CLERK AND OTHER MATTERS PERTAINING TO THE CITY CLERK DEPARTMENT

Mayor Fajardo and City Clerk Chávez gave a brief staff report.

A brief discussion ensued amongst Councilmembers and staff.

Motion by Mayor Fajardo, seconded by Councilmember Ballin, to create an ad hoc (Fajardo and Ballin) to work with staff to get the job posted (if there are no changes to be made) otherwise bring back by next City Council meeting. By consensus, the motion carried.

STAFF COMMUNICATION INCLUDING COMMISSION UPDATES

City Clerk Chávez reminded all to file their annual FPPC Campaign Disclosure Statements and reported that the City will have six Vote Centers (additional election information can be located on the City’s website).

Director of Finance Diego Ibanez reported that staff began publicizing and organizing the upcoming Measure A Town Hall meeting on February 18, reported that staff is also working on the CAFR, and on the Fiscal Year 2020-21 budget process.

Deputy City Manager/Director of Community Development Timothy Hou gave a brief update regarding the Planning and Preservation Commission meeting and upcoming action items for Council on a zone change general plan amendment, and reported that staff is working on the groundbreaking ceremony for the American Foods and Flavors and Monster Beverage Corp.

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City Manager Kimball thanked Council for getting through a number of tough items this evening, said we have a busy spring season (City election, Measure A Town Hall, staff recruitments, and budget process kick-off) and reported that a presentation is scheduled for the next meeting pertaining to the Ad Hoc on the Pension and Retiree Health Program Review.

GENERAL COUNCIL COMMENTS

None

ADJOURNMENT (8:32 P.M.)

Motion by Mayor Fajardo, seconded by Councilmember Ballin, to adjourn the meeting in memory of the father of Ken Phillips, Ruth Summer, and Kobe Bryant (and others who perished in the recent helicopter crash). By consensus, the motion carried.

I do hereby certify that the foregoing is a true and correct copy of the minutes of January 27, 2020, meeting as approved by the San Fernando City Council.

Elena G. Chávez
City Clerk