

**SAN FERNANDO CITY COUNCIL
MINUTES**

**FEBRUARY 1, 2010 – 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 at 6:08 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 Robert R. Ordelleide, City Attorney Michael Estrada, and City Clerk Elena G. Chávez

PLEDGE OF ALLEGIANCE Mayor Veres

INVOCATION Moment of Silence

APPROVAL OF AGENDA

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

PUBLIC STATEMENTS – WRITTEN/ORAL

None

CONSENT CALENDAR

Motion by Councilmember De La Torre, seconded by Mayor Pro Tem M. Hernández, to approve the Consent Calendar Items:

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- 1) APPROVAL OF MINUTES JANUARY 19, 2010 – REGULAR MEETING
- 2) APPROVAL OF WARRANT REGISTER NO. 10-021
- 3) INVESTMENT POLICY
- 4) RESOLUTION AUTHORIZING THE CITY TREASURER AND DEPUTY CITY TREASURER TO INVEST SURPLUS FUNDS
- 5) DISASTER COUNCIL APPOINTMENTS
- 6) DISPOSITION OF SURPLUS CITY-OWNED PERSONAL PROPERTY

By consensus, the motion carried.

PUBLIC HEARING

- 7) INTERIM ORDINANCE FURTHER EXTENDING A MORATORIUM ON MEDICAL MARIJUANA DISPENSARIES, STORES, AND CO-OPS

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

Mayor Veres called for public testimony in favor or opposition.

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

Motion by Councilmember De La Torre, seconded by Mayor Pro Tem M. Hernández, to review and approve Urgency Ordinance No. U-1597 entitled: “An Interim Ordinance of the City of San Fernando Further Extending the Interim Ordinance Prohibiting Marijuana Dispensaries in all Zoning Districts and Declaring the Urgency Thereof”, and waive further reading. As an urgency ordinance introduced pursuant to Government Code Section 65858, it requires a four-fifths vote for adoption. The motion carried with the following vote:

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

- 8) RESOLUTION AMENDING THE FEE SCHEDULE TO INCLUDE AN AMPLIFIED SOUND PERMIT APPLICATION FEE

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

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Mayor Veres called for public testimony in favor or opposition.

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

Motion by Councilmember E. Hernández, seconded by Councilmember De La Torre, to adopt a Resolution amending the fee schedule to include an amplified sound permit application fee. By consensus, the motion carried.

NEW BUSINESS

9) YOUTH IMPACT FEE DISCUSSION

Director of Recreation & Community Services Tom Ristau presented the staff report.

Motion by Councilmember De La Torre to charge a youth impact fee (flat fee) based on 250 – 300 players per league for those leagues that do not submit/produce a roster.

Discussions ensued (the above motion did not carry).

Mayor Veres re-opened public comments.

Louie Olvera, San Fernando National Little League (SFNLL), asked why weren't they notified of the rate increases and he reported that 75% of their kids are residents of the City.

Leonora Fernandez said that although she cannot pay, the Little League allows her six children to participate and she thanked the league for keeping them off the streets.

Daniel Sara, San Fernando Braves Football, asked for clarification regarding comments made earlier and apologized that their treasurer had not made a payment to the City.

James Bullock said to supplement the fee increase, perhaps they (the parents) can help with maintenance of the ball fields and upgrades to the snack bars.

Jerry Mendez reported that the fee increase has also affected the basketball league.

Motion by Mayor Pro Tem M. Hernández, seconded by Councilmember Esqueda, that the 2010 youth impact fee (\$20) remain until all 2009 past balances are made current. Only then would discussions regarding the 2010 fee (or any other fee) begin.

Mayor Veres requested an amendment to the motion: 1) consider a policy that would include a \$200 per month per activity fee (added costs for the use of the lights); and 2) staff to develop a memorandum of understanding (MOU) to apply in-kind services that could be credited toward little league accounts.

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The amendment was not accepted by Mayor Pro Tem M. Hernández.

The above motion carried with the following vote:

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

Motion by Mayor Veres, seconded by Councilmember E. Hernández, *suggested* that once 2009 commitments are made, staff assess a monthly fee of \$200 per activity (added cost for lights) and develop an MOU with each league to provide credit for in-kind services. The motion carried with the following vote:

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

By consensus, Councilmembers agreed that all leagues should pay their 2009 fees by Friday, February 5, 2010. If they do not, they forfeit the use of the park fields.

CONTINUED BUSINESS

10) CALIFORNIA HIGH-SPEED RAIL PROJECT

Public Works Director Ron Ruiz provided a presentation. He, and representatives from the California High-Speed Rail Project, responded to questions from Councilmembers.

Motion by Mayor Pro Tem M. Hernández, seconded by Councilmember De La Torre, to direct staff to report back with options, recommendations, and costs regarding appointing a consultant to represent the City. By consensus, the motion carried.

CITY COUNCIL ITEM

11) REQUEST FOR SUPPORT OF THE SAN FERNANDO MIDDLE SCHOOL PROPOSAL

Mayor Veres gave background information regarding this item.

Mayor Veres re-opened public comments.

Christina Provencio, parent volunteer at SF Middle School, said she has always been very concerned about children and said that their safe school plan has been very effective.

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By consensus, Councilmembers suggested writing a letter to the school board expressing fundamental concerns and increasing community awareness (by utilizing City resources) regarding upcoming advisory votes.

STANDING COMMITTEE UPDATES

No. 1 Budget, Personnel and Finance (BPF)

Mayor Pro Tem M. Hernández reported that a meeting was held on January 28 and various topics were covered.

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

Mayor Veres – next meeting will be on Tuesday.

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

Councilmember Esqueda – next meeting will be on Monday.

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

Councilmember E. Hernández – nothing to report.

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

Councilmember De La Torre – met on January 26 and the 4th of July Celebration item will be brought to Council soon.

GENERAL COUNCIL COMMENTS

Councilmember De La Torre requested that the meeting adjourn in memory of her childhood friend Delisa Shaunté Durr.

STAFF COMMUNICATION

None

ADJOURNMENT (9:22 P.M.)

By consensus, the meeting adjourned in memory of Delisa Shaunté Durr.

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I do hereby certify that the foregoing is a true and correct copy of the minutes of February 1, 2010 meeting as approved by the San Fernando City Council.

Elena G. Chávez
City Clerk