

**SAN FERNANDO CITY COUNCIL
MINUTES**

**FEBRUARY 21, 2017 – 6:00 P.M.
REGULAR MEETING**

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

CALL TO ORDER/ROLL CALL

Mayor Robert C. Gonzales called the meeting to order at 6:01 p.m.

Present:

Council: Mayor Robert C. Gonzales, Vice Mayor Joel Fajardo, and Councilmembers Jaime Soto, and Antonio Lopez (arrived 6:19 p.m.)

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

Absent: Councilmember Sylvia Ballin (notified staff that she was ill and would not be able to attend the meeting)

PLEDGE OF ALLEGIANCE

Led by Police Chief Anthony Vairo

APPROVAL OF AGENDA

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

At the request of Mayor Gonzales, Police Chief Anthony Vairo provided an update regarding 14-year-old Elias Rodriguez who has been missing for several days.

PRESENTATIONS

The following presentations were made:

- a) TRIBUTE TO OUR TROOPS
- b) HEALTHY HEART MONTH

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PUBLIC STATEMENTS – WRITTEN/ORAL

City Clerk Chávez read an email from resident Linda Campanella Jauron who thanked the police department for their dedication and support.

Jason Hayes thanked Councilmembers Fajardo and Gonzales for last week’s candidates’ debate, wished them (and the other contenders) good luck, and he thanked the Chamber of Commerce for hosting the event.

Dee Akemon spoke in support of the police department, said that the L.A. County Sheriff’s Department is not welcome in the City, and asked people to carefully look at the candidates for City Council.

Jesse H. Avila said that he worked with the slain Whittier police officer and he told everyone to hug their loved ones whenever possible.

Sylvia Ortega, speaking as a 25-year resident and on behalf of family and friends who are also residents, said that they do not share the views of others who criticize the Police Chief and the Police Officers’ Association.

Ronnie Veliz invited everyone to an upcoming event regarding “Know Your Rights and Anti-deportation Workshop”.

Michael Remenih said he’s been attending City Council and neighborhood watch meetings for several years and he talked about his experiences.

Pete Aguirre, San Fernando Police Officer, spoke in support of the police department and said that they are committed to the safety and well-being of residents and visitors of the City and they are not a special interest group.

Yolanda Haro said that she and her family are supporters of the police department, shared that she recently attended a neighborhood watch meeting and she thanked Officer Rosenberg and Chief Vairo for listening to her concerns.

Reverend Sandra Richards said that she’s a resident and a pastor at First United Methodist Church and said that the City’s resources should be to protect all people in the City (even those that are undocumented).

Baltazar Martinez announced that his church is also having a free workshop regarding immigration rights and he believes it’s important to be proactive regarding this issue.

CONSENT CALENDAR

Motion by Councilmember Lopez, seconded by Councilmember Soto, to approve the Consent Calendar Items:

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- 1) REQUEST TO APPROVE MINUTES OF:
 - a. JANUARY 17, 2017 – SPECIAL MEETING
 - b. JANUARY 17, 2017 – REGULAR MEETING

- 2) CONSIDERATION TO ADOPT A RESOLUTION APPROVING THE WARRANT REGISTER

By consensus, the motion carried.

PUBLIC HEARING

- 3) CONSIDERATION TO ADOPT URGENCY ORDINANCE NO. U-1665 OF THE CITY OF SAN FERNANDO MAKING FINDINGS AND ESTABLISHING AN INTERIM MORATORIUM PROHIBITING NEW ACCESSORY DWELLING UNITS (CURRENTLY REFERRED TO AS “SECOND DWELLING UNITS” IN THE ZONING ORDINANCE) EXCEPT THOSE MEETING SPECIFIED DEVELOPMENT STANDARDS NOTED IN SAID URGENCY ORDINANCE CONSISTENT WITH RECENTLY ADOPTED STATE LAW

Mayor Gonzales declared the Public Hearing open.

Community Development Director Fred Ramirez presented the staff report and replied to questions from Councilmembers.

Mayor Gonzales called for public testimony; there were no public comments.

Motion by Vice Mayor Fajardo, seconded by Councilmember Lopez, to close the public comment portion of the Hearing. By consensus, the motion carried.

Discussion ensued amongst Councilmembers and staff.

Motion by Councilmember Lopez, seconded by Mayor Gonzales, to waive full reading and adopt Urgency Ordinance No. U-1665 by title, “An interim Urgency Ordinance of the City Council of the City of San Fernando, California, making findings and establishing an interim moratorium prohibiting new accessory dwelling units (currently referred to as “second dwelling units” in the zoning ordinance) except those meeting specified development standards noted in said urgency ordinance consistent with recently adopted state law.”

The motion failed with the following vote:

AYES:	Lopez, Gonzales – 2
NOES:	Fajardo, Soto – 2
ABSENT:	Ballin – 1

ADMINISTRATIVE REPORTS

4) PRESENTATION PERTAINING TO INFORMATION REGARDING NATIONAL AND LOCAL IMMIGRATION POLICIES AND PRACTICES

Interim City Manager Kimball presented the staff report.

Discussion ensued amongst Councilmembers and staff regarding: federal grants/monies; basic constitutional rights for residents and non-residents; the need to have compassion for law abiding undocumented immigrants; what other cities doing and how do their police departments interact with I.C.E.; joint efforts with community activists. Councilmembers said that they look forward to receiving additional information in the coming months.

By consensus, Councilmembers concurred to receive and file the report.

5) PRESENTATION OF FISCAL YEAR (FY) 2015-2016 COMPREHENSIVE ANNUAL FINANCIAL REPORT

Interim Finance Director Sonia Garcia presented the staff report and replied to questions from Councilmembers

By consensus, Councilmembers concurred to receive and file the report.

6) PRESENTATION OF FISCAL YEAR (FY) 2016-2017 MID-YEAR BUDGET REVIEW AND FY 2017-2018 BUDGET OUTLOOK

Interim Finance Director Garcia presented the staff report and replied to questions from Councilmembers.

Motion by Councilmember Lopez, seconded by Vice Mayor Fajardo, to:

- a. Review and discuss the FY 2016-2017 Mid-Year Budget Review and FY 2017-2018 Budget Outlook; and
- b. Adopt Resolution No. 7783 amending the City's FY 2016-2017 budget to include the proposed changes.

By consensus, the motion carried.

7) UPDATE ON SPECIAL EVENT APPLICATION PROCESS AND CONSIDERATION OF PROPOSED FEE WAIVER/COMMUNITY GRANT PROGRAM

Recreation and Community Services Director Ismael Aguila presented the staff report.

RECESS (8:28 P.M.)

Two Councilmembers momentarily stepped away and a brief recess was called.

RECONVENE (8:32 P.M.)

Recreation and Community Services Director Aguila continued with the presentation and replied to various questions from Councilmembers.

By consensus, Councilmembers concurred to receive and file the report.

- 8) CONSIDERATION TO ACCEPT AND ADOPT A RESOLUTION APPROPRIATING GRANT FUNDS AWARDED BY THE CALIFORNIA DEPARTMENT OF TRANSPORTATION AND CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY FOR THE GLENOAKS BOULEVARD IMPROVEMENT PROJECT

Deputy City Manager/Public Works Director Chris Marcarello presented the staff report and replied to questions from Councilmembers.

Motion by Councilmember Soto, seconded by Councilmember Lopez, to:

- a. Accept Highway Safety Improvement Program grant funds in the amount of \$1,380,000 awarded to the City by the State of California Department of Transportation (Caltrans) and authorize the City Manager or designee to execute all grant related documents;
- b. Accept Rubberized Pavement grant funds in the amount of \$97,846 awarded to the City by the State of California Department of Resources Recycling and Recovery (CalRecycle) and authorize the City Manager or designee to execute all grant related documents; and
- c. Adopt Resolution No. 7782 to appropriate \$1,477,846 in grant funds awarded by Caltrans and CalRecycle.

By consensus, the motion carried.

- 9) CONSIDERATION TO ACCEPT THE OPEN STREETS GRANT FOR THE HEALTHY SAN FERNANDO OPEN STREET EVENT, ADOPT A RESOLUTION TO APPROPRIATE THE GRANT FUNDS, AND AWARD A PROFESSIONAL SERVICES CONTRACT FOR EVENT MANAGEMENT SERVICES

Recreation and Community Services Director Aguila presented the staff report and replied to various questions from Councilmembers.

Motion by Vice Mayor Fajardo, seconded by Councilmember Lopez, to:

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- a. Accept the Open Streets Grant from the Los Angeles County Metropolitan Transportation Authority (Metro) related to the preparation and implementation of Healthy San Fernando Open Street Event, and authorize the City Manager, or designee, to execute all related documents;
- b. Adopt Resolution No. 7781, appropriating \$148,800 in grant funding under the Metro’s Open Streets Event Grant Program; and
- c. Award a contract to Evans Brooks and Associates in an amount not-to-exceed \$148,000 for management services related to the Healthy San Fernando Open Street Event using the City’s existing on-call services agreement, contingent upon receipt of the fully executed Open Streets Grant Agreement from Metro.

By consensus, the motion carried.

10) DISCUSSION REGARDING COMMISSIONER STIPEND

Mayor Gonzales suggested tabling Councilmember Ballin’s item to the next meeting since she was not here to present.

CITY COUNCIL - LIAISON UPDATES

None.

DEPARTMENT HEADS - COMMISSION UPDATES

None.

GENERAL COUNCIL COMMENTS

Councilmember Soto reported that he’s received many calls regarding a significant increase in the number of potholes throughout the City caused by recent storms.

Vice Mayor Fajardo agrees with the public comments made earlier about our police department working hard to ensure everyone’s safety and he’s glad to support them.

Mayor Gonzales thanked staff for all of their work and he said everything looks like it’s going in the right direction but there’s still much work to do.

STAFF COMMUNICATION

Interim City Manager Kimball reported that the first Ad Hoc meeting was held with Vista Del Valle School and he wants to make sure that the City Council has no objection that staff use the

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environmental study (that was already done) and expand on that that by having a traffic consultant provide recommendations on ways to improve traffic flow based on the data in the report.

He added that staff has a vested interest in the City as well, is not eager to rush anything through, and at the end of the day, staff works at the direction of the City Council.

RECESS TO CLOSED SESSION (9:20 P.M.)

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

- A) CONFERENCE WITH LABOR NEGOTIATOR
G.C. §54957.6

Designated City Negotiators:

- Interim City Manager Nick Kimball
- Deputy City Manager/Public Works Director Chris Marcarello
- Interim Finance Director Sonia Garcia
- 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

RECONVENE/REPORT OUT FROM CLOSED SESSION (9:30 P.M.)

Assistant City Attorney Padilla reported that with the exception of Councilmember Ballin who was absent, Councilmembers received an update from staff, direction was given (vote was 3-1-1, Councilmember Soto abstained), but no final action was taken.

ADJOURNMENT (9:30 P.M.)

By consensus, the meeting was adjourned in memory of slain Whittier Police Officer Keith Boyer.

I do hereby certify that the foregoing is a true and correct copy of the minutes of February 21, 2017, meeting as approved by the San Fernando City Council.

Elena G. Chávez, CMC
City Clerk